

To: New Jersey Law Revision Commission
From: Alexander S. Firsichbaum
Re: Tuition Aid Grant Act
Date: July 7, 2014

MEMORANDUM

Staff is pleased to report that recent Legislative action was taken to amend the statutory residency requirements for the Tuition Aid Grant program through modifications proposed by Senate Bill 2479 and Assembly Bill 3509, which were approved in both Houses and took effect on December 20, 2013. N.J.S. 18A:62-4.4 was amended to allow students who attended and graduated from a high school in New Jersey to be “exempt from paying out-of-State tuition at a public institution of high education,” even if the student has an unlawful immigration status. The bill also makes those students “eligible to apply for, and participate in, any student financial aid program administered by the Higher Education Student Assistance Authority.” S.B. 2479 (N.J. 2014) (Bill Statement), *see* N.J.S. 18A:71B-2.

As these changes extend beyond those proposed by the Commission, which were limited to the Court’s opinion in *A.Z. ex rel. B.Z.v. Higher Educ. Student Assistance Authority*, 427 N.J. Super. 389 (2012), Staff proposes that recommendations to the Legislature in this area are no longer needed.