

1 AN ACT  
2 RELATING TO HIGHER EDUCATION; EXPANDING THE SCOPE OF THE  
3 NONDISCRIMINATION POLICY FOR ELIGIBILITY FOR POST-SECONDARY  
4 TUITION RATES AND STATE-FUNDED FINANCIAL AID.

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6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

7 SECTION 1. Section 21-1-4.6 NMSA 1978 (being Laws 2005,  
8 Chapter 348, Section 1, as amended) is amended to read:

9 "21-1-4.6. NONDISCRIMINATION POLICY FOR ADMISSION TO  
10 ANY PUBLIC POST-SECONDARY EDUCATIONAL INSTITUTION--  
11 NONDISCRIMINATION IN ELIGIBILITY FOR EDUCATION BENEFITS.--

12 A. A public post-secondary educational institution  
13 shall not deny admission to a student on account of the  
14 student's immigration status.

15 B. Any tuition rate or state-funded financial aid  
16 that is granted to residents of New Mexico shall also be  
17 granted on the same terms to all persons, regardless of  
18 immigration status, who:

19 (1) attended a secondary educational  
20 institution in New Mexico for at least one year and either  
21 graduated from a New Mexico high school or received a high  
22 school equivalency credential in New Mexico;

23 (2) attended adult education courses  
24 recognized by the adult basic education division of the  
25 higher education department for a period equivalent to two

1 semesters as provided by rule; or

2 (3) in the immediately preceding two years,  
3 earned income in New Mexico for which returns were filed  
4 pursuant to the Income Tax Act.

5 C. Any tuition rate or state-funded financial aid  
6 that is granted to residents of New Mexico shall be granted  
7 on the same terms to all persons for whom a court made  
8 findings of fact and rulings of law in accordance with the  
9 Special Immigrant Juvenile Classification Act and submitted  
10 an application to the United States secretary of homeland  
11 security for a grant of special immigrant juvenile status as  
12 provided in 8 U.S.C. Section 1101(a)(27)(J)."

13 SECTION 2. EFFECTIVE DATE.--The effective date of the  
14 provisions of this act is July 1, 2025. \_\_\_\_\_

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