

1 HOUSE BILL 64  
2 **57TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2025**

3 INTRODUCED BY  
4 Eleanor Chávez  
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10 AN ACT

11 RELATING TO HIGHER EDUCATION; EXPANDING THE SCOPE OF THE  
12 NONDISCRIMINATION POLICY FOR ELIGIBILITY FOR POST-SECONDARY  
13 TUITION RATES AND STATE-FUNDED FINANCIAL AID.  
14

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

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

18 "21-1-4.6. NONDISCRIMINATION POLICY FOR ADMISSION TO ANY  
19 PUBLIC POST-SECONDARY EDUCATIONAL INSTITUTION--  
20 NONDISCRIMINATION IN ELIGIBILITY FOR EDUCATION BENEFITS.--

21 A. A public post-secondary educational institution  
22 shall not deny admission to a student on account of the  
23 student's immigration status.

24 B. Any tuition rate or state-funded financial aid  
25 that is granted to residents of New Mexico shall also be

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1 granted on the same terms to all persons, regardless of  
2 immigration status, who ~~[have]~~:

3 (1) attended a secondary educational  
4 institution in New Mexico for at least one year and ~~[who have]~~  
5 either graduated from a New Mexico high school or received a  
6 high school equivalency credential in New Mexico;

7 (2) attended adult education courses  
8 recognized by the adult basic education division of the higher  
9 education department for a period equivalent to two semesters  
10 as provided by rule; or

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

14 C. Any tuition rate or state-funded financial aid  
15 that is granted to residents of New Mexico shall be granted on  
16 the same terms to all persons for whom a court made findings of  
17 fact and rulings of law in accordance with the Special  
18 Immigrant Juvenile Classification Act and submitted an  
19 application to the United States secretary of homeland security  
20 for a grant of special immigrant juvenile status as provided in  
21 8 U.S.C. Section 1101(a)(27)(J)."

22 SECTION 2. EFFECTIVE DATE.--The effective date of the  
23 provisions of this act is July 1, 2025.