

119TH CONGRESS
1ST SESSION

H. R. 6865

To amend section 505 of the Illegal Immigration Reform and Immigrant Responsibility Act of 1996 to prohibit the provision of Federal financial assistance to States and public institutions of higher education that provide certain higher education benefits to aliens who are not lawfully present in the United States, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

DECEMBER 18, 2025

Mr. HUNT introduced the following bill; which was referred to the Committee on the Judiciary, and in addition to the Committees on Education and Workforce, and Oversight and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To amend section 505 of the Illegal Immigration Reform and Immigrant Responsibility Act of 1996 to prohibit the provision of Federal financial assistance to States and public institutions of higher education that provide certain higher education benefits to aliens who are not lawfully present in the United States, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “American Dream Pro-
3 tection Act of 2025”.

4 **SEC. 2. FINDINGS.**

5 Congress finds the following:

6 (1) Federal taxpayer dollars should prioritize
7 the education of United States citizens and lawful
8 residents.

9 (2) Some States and institutions currently offer
10 in-State tuition or other postsecondary benefits to
11 aliens who are not lawfully present.

12 (3) The practices described in paragraph (2)
13 create inequities for citizens of other States and un-
14 dermine uniform Federal immigration policy.

15 (4) To avoid such inequalities and maintain
16 uniform Federal immigration policy, it is necessary
17 to condition the receipt of Federal funds for higher
18 education on compliance with Federal immigration
19 and eligibility laws.

20 **SEC. 3. RESTRICTING HIGHER EDUCATION BENEFITS FOR**
21 **ALIENS NOT LAWFULLY PRESENT.**

22 Section 505 of the Illegal Immigration Reform and
23 Immigrant Responsibility Act of 1996 (8 U.S.C. 1623) is
24 amended—

25 (1) in subsection (b), by striking “This section”
26 and inserting “Subsection (a)”; and

1 (2) by adding at the end the following:

2 “(c) PROHIBITION ON FEDERAL FINANCIAL ASSIST-
3 ANCE.—

4 “(1) PUBLIC INSTITUTIONS OF HIGHER EDU-
5 CATION.—

6 “(A) IN GENERAL.—A public institution of
7 higher education in a State may not receive any
8 Federal financial assistance for the fiscal year
9 following any fiscal year in which the Secretary
10 of Education determines that the institution is
11 an ineligible institution under subparagraph
12 (B).

13 “(B) INELIGIBILITY.—A public institution
14 of higher education in a State is an ineligible
15 institution for purposes of this paragraph if the
16 institution—

17 “(i) charges an alien who is not law-
18 fully present in the United States tuition
19 for attendance at the institution at a rate
20 that is less than or equal to the rate
21 charged for residents of the State who are
22 citizens of the United States; or

23 “(ii) provides State-based financial aid
24 to an alien who is not lawfully present in
25 the United States.

1 “(2) STATES.—

2 “(A) IN GENERAL.—A State may not re-
3 ceive any Federal financial assistance for the
4 fiscal year following any fiscal year in which the
5 Secretary of Education determines that the
6 State is an ineligible State under subparagraph
7 (B).

8 “(B) INELIGIBILITY.—A State is an ineli-
9 gible State for purposes of this paragraph if the
10 State charges an alien who is not lawfully
11 present in the United States tuition for attend-
12 ance at a public institution of higher education
13 in the State at a rate that is equal to or less
14 than the rate charged for residents of the State
15 who are citizens of the United States.

16 “(3) DEFINITIONS.—In this subsection:

17 “(A) The term ‘Federal financial assist-
18 ance’ has the meaning given such term in sec-
19 tion 7501(a)(5) of title 31, United States Code.

20 “(B) The term ‘institution of higher edu-
21 cation’ has the meaning given such term in sec-
22 tion 101 of the Higher Education Act of 1965
23 (20 U.S.C. 1001).

1 “(C) The term ‘State’ has the meaning
2 given such term in section 103 of the Higher
3 Education Act of 1964 (20 U.S.C. 1003).”.

4 **SEC. 4. CODIFICATION OF EXECUTIVE ORDER 14287.**

5 Section 4 (relating to preventing Federal benefits for
6 aliens in sanctuary jurisdictions) of Executive Order
7 14287 (90 Fed. Reg. 18761; relating to protecting Amer-
8 ican communities from criminal aliens) shall have the
9 force and effect of law.

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