FILED
2011 Aug-05 PM 10:50
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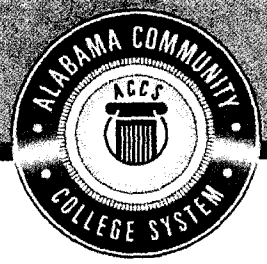
N.D. OF ALABAMA

Exhibit 4



Dr. Freida Hill
Chancellor

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MEMORANDUM #2011-LGL-078

DATE: August 5, 2011

TO: Presidents, Alabama Community College System

FROM: Freida Hill, Chancellor

RE: Alabama's New Immigration Law, Act No. 2011-535

As you are already aware, the Alabama legislature recently passed a bill relating to immigration. We want to remain in full compliance with all state and federal laws, including this new Act. We hope that this memorandum will provide appropriate guidance to all of our ACCS institutions as we implement Alabama's new immigration law, Act No. 2011-535.

Section 8 of the Act provides that an alien who is "not lawfully present in the United States shall not be permitted to enroll in or attend any public postsecondary institution in this state." In addition, that section provides, "Except as otherwise provided by law, an alien who is not lawfully present in the United States shall not be eligible for any postsecondary education benefit, including, but not limited to, scholarships, grants, or financial aid."

The categories of aliens lawfully present in the United States that most frequently attend our institutions are lawful permanent residents (sometimes called "green card holders") and holders of non-immigrant visas that permit study at an institution of postsecondary education. However, in addition to these categories, there are some categories of aliens who are lawfully present in the United States who are not lawful permanent residents and who are not in possession of a non-immigrant visa. Aliens in these categories are also eligible to enroll in Alabama's postsecondary educational institutions.

Whether such an alien is "lawfully present in the United States" is a matter of federal law. Therefore, you must accept any document issued by the United States government authorizing an alien's continued presence in the United States. Examples of such documents would include, but not be limited to, documents indicating that an alien is an asylum grantee (8 U.S.C. § 1157), an alien parolee (8 U.S.C. § 1182), an alien whose removal has been withheld under 8 U.S.C. §§ 1231 or 1253, or an alien granted temporary protected status (8 U.S.C. § 1254a).

In the event that you are unsure whether any alien is lawfully present in the United States, you should contact our General Counsel, Lynne Thrower, at lynne.thrower@dpe.edu or 334-293-4603 before making any eligibility determination. If she is unable to assist you in making that determination, she will contact the Department of Homeland Security, pursuant to 8 U.S.C. § 1373(c), to determine if the alien is lawfully present in the United States.

Additionally, please be advised that the Act does not limit your obligation to comply with all applicable federal laws and regulations relating to student qualifications or access to programs.

If you have any questions or concerns related to this matter, please contact Lynne Thrower.

LT/gs
c: Members, Alabama State Board of Education

education works.

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Additionally, please be advised that the Act does not limit your obligation to comply with all applicable federal laws and regulations relating to student qualifications or access to programs.

If you have any questions or concerns related to this matter, please contact Lynne Thrower at the address and telephone number listed above.