AMENDMENT TO THE AMENDMENT IN THE
NATURE OF A SUBSTITUTE
OFFERED BY MR. Allen

Redesignate section 1001 as section 1001A.

Before section 1001A, as so redesignated, insert the following:

1 SEC. 1001. GENERAL DEFINITION OF INSTITUTION OF
HIGHER EDUCATION.

Section 101(a) of the Higher Education Act of 1965
(20 U.S.C. 1001(a)) is amended—

(1) in paragraph (4), by striking “; and” at the end and inserting a semicolon;

(2) in paragraph (5), by striking the period at the end and inserting “; and”; and

(3) by adding at the end the following:

“(6) does not offer any in-State tuition or fee rate to an alien who is not lawfully present in the United States.”.