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## **Memorandum**

To: Presidents of Institutions of Higher Education

From: Wynn Rosser, PhD, Commissioner of Higher Education

Date: June 18, 2025

Subject: Memorandum Regarding Court Ruling

As institutions are likely aware, on June 4, 2025, a federal court enjoined the application of Texas Education Code §54.051(m) and 54.052(a) to aliens who are unlawfully present. In order to ensure uniformity of application and compliance with the injunction and Texas Education Code 54.056(b), each institution must assess the population of students who have established eligibility for Texas resident tuition under Section 54.053(a)(3) who are not lawfully present and will therefore need to be reclassified as non-residents and charged non-resident tuition for the fall 2025 semester pursuant to the court order and Texas Education Code §§ 54.054 and 54.055.

Attached is the motion and final judgement.

- [Joint Motion for Entry of Consent.pdf](#)
- [In State Tuition Final Judgement.pdf](#)