

UTAH NATIONAL GUARD TUITION ASSISTANCE

1998 GENERAL SESSION

STATE OF UTAH

Sponsor: Bradley T. Johnson

AN ACT RELATING TO MILITIAS AND ARMORIES; PROVIDING FOR TUITION ASSISTANCE FOR ACTIVE NATIONAL GUARD MEMBERS ATTENDING POSTSECONDARY INSTITUTIONS, INCLUDING APPLIED TECHNOLOGY CENTERS; APPROPRIATING \$100,000; MAKING TECHNICAL CORRECTIONS; AND PROVIDING AN EFFECTIVE DATE.

This act affects sections of Utah Code Annotated 1953 as follows:

AMENDS:

**39-1-63**, as last amended by Chapter 144, Laws of Utah 1979

*Be it enacted by the Legislature of the state of Utah:*

Section 1. Section **39-1-63** is amended to read:

**39-1-63. Tuition assistance for National Guard members -- Use and allocation -- Appropriation.**

(1) [~~There shall be available to individual members of the~~] The Utah National Guard [scholarships] may provide tuition assistance to members for [undergraduate] study at postsecondary institutions of learning, including Applied Technology Centers, subject to the following requirements:

(a) The individual must be, at the time he or she receives the [~~benefits~~] assistance, an active member of the Utah National Guard.

(b) The [~~benefit hereunder shall be~~] assistance is for tuition only and shall be [~~equal to~~] not more than the resident tuition for the actual course of postsecondary study engaged in by the individual.

[~~(c) The scholarship shall be payable only to individuals not eligible to receive scholastic financial assistance from the federal government by reason of having been a member of the armed forces of the United States.~~]

(2) Tuition assistance shall be awarded for each academic year. Students may apply to the

adjutant general for assistance for each year during which he or she is an active member of the Utah National Guard. In awarding assistance, the adjutant general shall consider the recruitment and retention needs of the National Guard.

~~[(2)]~~ (3) ~~[Scholarships provided hereunder are]~~ Tuition assistance is to be paid by the adjutant general of the state ~~[of Utah]~~ directly to the institutions involved from the ~~[fund]~~ funds appropriated ~~[hereunder]~~.

~~[(3)]~~ (4) The adjutant general of the state ~~[of Utah]~~ shall ~~[have the power to]~~ establish ~~[such]~~ regulations, procedures, forms, and reports ~~[as are]~~ necessary to administer the allocation of ~~[scholarships]~~ assistance and ~~[payments]~~ payment of funds under this ~~[act]~~ section.

~~[(4)]~~ There is appropriated annually to the adjutant general out of the General Fund the sum of not to exceed \$25,000 as specified in the annual appropriation bill. These funds shall be expended for the granting of scholarships in accordance with this act.]

(5) The adjutant general shall include a request each year for funds for this program in the annual budget for the National Guard.

(6) A person who transfers from the Select Reserve to the National Guard is not eligible for the tuition assistance in this section for one year from the date of transfer.

**Section 2. Appropriation.**

There is appropriated from the Uniform School Fund for fiscal year 1998-99 \$100,000 to the Utah National Guard to be used for post-secondary education tuition assistance for active members of the National Guard.

**Section 3. Effective date.**

This act takes effect on July 1, 1998.