

53B-11-104 Eligibility for student financial aid -- Filing of selective service status.

- (1) A male born after December 31, 1959, may not receive any state-supported loan, grant, or scholarship for attendance at a postsecondary institution within the state unless he has filed a statement of selective service status with the institution.
- (2) The statement shall certify one of the following:
 - (a) that the male has registered with the selective service system in accordance with the Military Selective Service Act, 50 U.S.C. Sec. 3802, as amended;
 - (b) that the male is not required to register with the selective service system because he is:
 - (i) under 18 or over 26 years of age;
 - (ii) on active duty with the armed forces of the United States other than for training in a reserve or national guard unit;
 - (iii) a nonimmigrant alien lawfully in the United States in accordance with the Immigration and Nationality Act, 8 U.S.C. Sec. 1101(a)(15); or
 - (iv) not a citizen of the United States and is a permanent resident of the Trust Territory of the Pacific Islands or the Northern Mariana Islands.
- (3)
 - (a) The board of regents, through the commissioner of higher education, shall specify the form of statement to be filed under Subsection (2).
 - (b) Each statement shall contain a section:
 - (i) certifying registration with the selective service system and a space for the student to record his selective service number; and
 - (ii) for the certification of nonregistration and for an explanation of the reason for exemption.
 - (c) The board may require documentation for the certifications under Subsection (3)(b).
- (4) Postsecondary institutions within the state may not make or guarantee any loan, grant, scholarship, or other state-supported financial assistance to a male student unless the student has filed the statement required under Subsection (1).
- (5)
 - (a) If a postsecondary institution within the state has received a statement certifying that the individual is registered under Subsection (2)(a) or is exempt from registration for a reason other than he is under 18 years of age, the individual is not required to file any further statement with the institution under this section.
 - (b) If the institution receives a statement of exemption because the individual is under 18 years of age, it shall require the filing of a new statement each time the individual seeks to apply for financial assistance for educational expenses, until it receives a statement certifying that the individual has registered with the selective service system or is exempt from registration for a reason other than being under 18 years of age.

Enacted by Chapter 70, 1998 General Session