

1 UTAH NATIONAL GUARD TUITION

2 ASSISTANCE

3 1998 GENERAL SESSION

4 STATE OF UTAH

5 Sponsor: Bradley T. Johnson

6 AN ACT RELATING TO MILITIAS AND ARMORIES; PROVIDING FOR TUITION
7 ASSISTANCE FOR ACTIVE NATIONAL GUARD MEMBERS ATTENDING
8 POSTSECONDARY INSTITUTIONS, INCLUDING APPLIED TECHNOLOGY CENTERS;
9 APPROPRIATING \$200,000; MAKING TECHNICAL CORRECTIONS; AND PROVIDING
10 AN EFFECTIVE DATE.

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

12 AMENDS:

13 39-1-63, as last amended by Chapter 144, Laws of Utah 1979

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

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

16 39-1-63. Tuition assistance for National Guard members -- Use and allocation --
17 Appropriation.

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

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

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

27 [~~(c) The scholarship shall be payable only to individuals not eligible to receive scholastic~~]

1 financial assistance from the federal government by reason of having been a member of the armed
2 forces of the United States.]

3 (2) Tuition assistance shall be awarded for each academic year. Students may apply for
4 assistance for each year during which he or she is an active member of the Utah National Guard.

5 [~~(2)~~] (3) [Scholarships provided hereunder are] Tuition assistance is to be paid by the
6 adjutant general of the state [~~of Utah~~] directly to the institutions involved from the [~~fund~~] funds
7 appropriated [hereunder].

8 [~~(3)~~] (4) The adjutant general of the state [~~of Utah~~] shall [~~have the power to~~] establish
9 [such] regulations, procedures, forms, and reports [~~as are~~] necessary to administer the allocation
10 of [scholarships] assistance and [payments] payment of funds under this [act] section.

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

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

16 **Section 2. Appropriation.**

17 There is appropriated from the Uniform School Fund for fiscal year 1998-99 \$200,000 to
18 the Utah National Guard to be used for post-secondary education tuition assistance for active
19 members of the National Guard.

20 **Section 3. Effective date.**

21 This act takes effect on July 1, 1998.

Legislative Review Note
as of 1-16-98 11:08 AM

A limited legal review of this bill raises no obvious constitutional or statutory concerns.

Office of Legislative Research and General Counsel