

1 **NONRESIDENT TUITION WAIVER FOR**
2 **NATIONAL GUARD MEMBERS**

3 2004 GENERAL SESSION

4 STATE OF UTAH

5 **Sponsor: Brad King**

7 **LONG TITLE**

8 **General Description:**

9 This bill modifies the State System of Higher Education Code by creating a tuition
10 waiver for certain Utah National Guard members.

11 **Highlighted Provisions:**

12 This bill:

13 ▶ requires state institutions of higher education to waive the nonresident portion of
14 tuition for each nonresident undergraduate Utah National Guard member who
15 performed active duty service under a call by the governor.

16 **Monies Appropriated in this Bill:**

17 None

18 **Other Special Clauses:**

19 This bill takes effect on July 1, 2004.

20 **Utah Code Sections Affected:**

21 ENACTS:

22 **53B-8e-101**, Utah Code Annotated 1953

23 **53B-8e-102**, Utah Code Annotated 1953

24 **53B-8e-103**, Utah Code Annotated 1953

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

27 Section 1. Section **53B-8e-101** is enacted to read:



28 **CHAPTER 8e. UTAH NATIONAL GUARD MEMBERS' TUITION ACT**

29 **53B-8e-101. Title.**

30 This chapter is known as the "Utah National Guard Members' Tuition Act."

31 Section 2. Section **53B-8e-102** is enacted to read:

32 **53B-8e-102. Definitions.**

33 As used in this chapter, "Utah National Guard member" means a member of the Utah
34 National Guard who performed active duty service under a call by the governor.

35 Section 3. Section **53B-8e-103** is enacted to read:

36 **53B-8e-103. Tuition waivers for Utah National Guard members.**

37 Beginning in the 2004-05 academic year, a state institution of higher education shall
38 waive the nonresident portion of total tuition charged by public institutions of higher education
39 to each nonresident undergraduate Utah National Guard member who:

40 (1) is admitted as a full-time, part-time, or summer school student in an undergraduate
41 program of study leading to a degree or certificate; and

42 (2) submits verification that the student qualifies for the waiver.

43 Section 4. **Effective date.**

44 This bill takes effect on July 1, 2004.



Legislative Review Note
as of 1-21-04 11:05 AM

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

Office of Legislative Research and General Counsel

State Impact

This bill allows non-resident tuition waivers for National Guard Members. The estimated number of National Guard Members who may take advantage of this program are about 251 at an estimated loss in dedicated credits of \$1.55 million. The potential for additional costs increases in future years as members of the National Guard become aware of the program. If the loss is not funded with State resources, the institutions would have to absorb the loss in tuition revenues.

	<u>FY 2005</u> <u>Approp.</u>	<u>FY 2006</u> <u>Approp.</u>	<u>FY 2005</u> <u>Revenue</u>	<u>FY 2006</u> <u>Revenue</u>
Dedicated Credits Revenue	\$0	\$0	(\$1,552,500)	(\$1,622,400)
TOTAL	\$0	\$0	(\$1,552,500)	(\$1,622,400)

Individual and Business Impact

This legislation allows tuition waivers for the non-resident portion of the tuition for non-resident members of the National Guard.

Office of the Legislative Fiscal Analyst