

## SB0044S01 compared with SB0044

~~{deleted text}~~ shows text that was in SB0044 but was deleted in SB0044S01.

inserted text shows text that was not in SB0044 but was inserted into SB0044S01.

**DISCLAIMER:** This document is provided to assist you in your comparison of the two bills. Sometimes this automated comparison will not be completely accurate. Therefore, you need to read the actual bill. This automatically generated document could experience abnormalities caused by: limitations of the compare program; bad input data; the timing of the compare; and other potential causes.

Senator Luz Robles proposes the following substitute bill:

### GI BILL TUITION GAP COVERAGE

2012 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor:** Luz Robles

House Sponsor: \_\_\_\_\_

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#### LONG TITLE

##### General Description:

This bill ~~{modifies the State System of Higher Education Code by creating a tuition waiver}~~ provides grants to qualifying military veterans who have maximized certain federal benefits.

##### Highlighted Provisions:

This bill:

- ▶ ~~{requires state}~~ creates the GI Bill Tuition Gap Program, which provides recipients of the federal Post-9/11 GI Bill benefits with additional grants to complete an associate's or bachelor's degree at certain institutions of higher education ~~{to waive undergraduate tuition for state residents who are recipients of the federal Post-9/11 GI Bill who have maximized the}~~ when federal ~~{benefit and not completed a bachelor's degree}~~ benefits have been maximized;

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- ▶ defines terms;
- ▶ ~~{provides that qualifying military veterans receive the tuition waiver in proportion to an aggregate period of active duty service; and~~
- ▶ directs the State Board of Regents to
  - develop policies to implement and administer the program, within statutory guidelines; and
  - distribute the program money to institutions of higher education; and
- ▶ establishes time limits that ~~{a}~~ qualified military ~~{veteran}~~ veterans may receive ~~{the tuition waiver}~~ program grants.

### Money Appropriated in this Bill:

~~{None}~~ This bill appropriates:

- ▶ to the State Board of Regents - Student Assistance, as an ongoing appropriation:
  - from the General Fund, \$250,000, which is nonlapsing for fiscal year 2012-13.

### Other Special Clauses:

~~{None}~~ This bill takes effect on July 1, 2012.

### Utah Code Sections Affected:

ENACTS:

~~{53B-8f-101}~~ 53B-13b-101, Utah Code Annotated 1953

~~{53B-8f-102}~~ 53B-13b-102, Utah Code Annotated 1953

~~{53B-8f-103}~~ 53B-13b-103, Utah Code Annotated 1953

53B-13b-104, Utah Code Annotated 1953

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

Section 1. Section ~~{53B-8f-101}~~ 53B-13b-101 is enacted to read:

**CHAPTER ~~{8f}~~ 13b. GI BILL TUITION ~~{WAIVER}~~ GAP PROGRAM ACT**  
~~{53B-8f-101}~~ 53B-13b-101. Title.

This chapter is known as the "GI Bill Tuition ~~{Waiver}~~ Gap Program Act."

Section 2. Section ~~{53B-8f-102}~~ 53B-13b-102 is enacted to read:

~~{53B-8f-102}~~ 53B-13b-102. Definitions.

As used in this chapter:

(1) "Federal program" means the Post-9/11 Veterans Educational Assistance Act of

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2008, Pub. L. No. 110-252.

(2) "Institution of higher education" or "institution" means a:

(a) credit-granting higher education institution within the state system of higher education; or

(b) private, nonprofit college or university in the state that is accredited by the Northwest Association of Schools and Colleges.

(3) "Program" means the GI Bill Tuition Gap Program created in this chapter.

~~(2)4~~ (a) "Qualifying military veteran" means an individual who:

~~(a)i~~ is a resident student under Section 53B-8-102 and rules of the board;

(ii) is accepted into an institution with a program leading to an associate's degree or a bachelor's degree;

~~(b)iii~~ has qualified for the federal program;

~~(c)iv~~ has maximized the federal benefit under the federal program; and

~~(d)v~~ has not completed an associate's degree or a bachelor's degree.

~~(3) "State institution of higher education" or "institution" means a credit-granting institution listed in Section 53B-2-101.~~

~~(4) (a) "Tuition" means tuition at the rate for residents of the state.~~

~~(b) "Tuition" b) "Qualifying military veteran" does not include ~~fees~~ a family member.~~

Section 3. Section ~~53B-8f-103~~ 53B-13b-103 is enacted to read:

~~53B-8f-103~~ 53B-13b-103. ~~Tuition waivers for qualifying GI Bill veterans ==~~

Limitations:

~~(1) Beginning with the 2012-13 academic year, a state institution} Establishment of the GI Bill Tuition Gap Program.~~

There is established a GI Bill Tuition Gap Program to serve qualifying military veterans with tuition assistance at institutions of higher education ~~shall waive a percentage of undergraduate tuition, as determined in Subsection (2), for} when federal benefits under the federal program are no longer available and~~ a qualifying military veteran ~~who:~~

~~(a) is admitted as a full-time, part-time, or summer school student in an undergraduate program of study leading to} has not finished an associate's or a bachelor's degree ~~}; and~~~~

~~(b) submits verification as provided in Subsection (4) that the student is}.~~

Section 4. Section 53B-13b-104 is enacted to read:

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### 53B-13b-104. Guidelines for administration of the program.

(1) The board shall use the guidelines in this section to develop policies to implement and administer the program.

(2) (a) The board shall allocate money appropriated for the program to institutions to provide grants for qualifying military veterans.

(b) The board may not use program money for administrative costs or overhead.

(c) An institution may not use more than 3% of its program money for administrative costs or overhead.

(d) Money returned to the board under Subsection (3)(b) shall be used for future allocations to institutions.

(3) (a) An institution shall award a program grant to a qualifying military veteran ~~+~~

~~(2) A~~ on an annual basis but distribute the money one quarter or semester at a time, with continuing awards contingent upon the qualifying military veteran ~~is eligible for a percentage of tuition to be waived that is equal to the percentage of benefits that the veteran was entitled to under the federal program, based on the veteran's aggregate period of active duty service after September 10, 2001.~~

~~(3)~~ maintaining satisfactory academic progress as defined by the institution in published policies or rules.

(b) At the conclusion of the academic year, money distributed to an institution that was not awarded to a qualifying military veteran or used for allowed administrative purposes shall be returned to the board.

(4) A qualifying military veteran may receive a ~~{tuition waiver}~~ program grant until the earlier of the following occurs:

(a) the qualifying military veteran completes the ~~{requirement}~~ requirements for ~~{a} an associate's or~~ bachelor's degree; or

(b) 12 months from the time when the qualifying military veteran receives ~~{the first tuition waiver}~~ an initial program grant.

~~(4) (a) 5~~ A qualifying military veteran ~~{seeking a tuition waiver shall request the Department of Veterans' Affairs to provide the verification required by Subsection (1)(b).~~

~~(b) The Department of Veterans' Affairs shall provide the verification upon obtaining evidence satisfactory to the department that the student is a } who receives a program grant may~~

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only use the grant toward tuition at an institution of higher education in the state.

(6) The board may accept grants, gifts, bequests, and devises of real and personal property from any source for the purpose of awarding grants to qualifying military ~~}{veteran}~~veterans in addition to those funded by the state.

**Section 5. Appropriation.**

Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures Act, the following sums of money are appropriated from resources not otherwise appropriated, or reduced from amounts previously appropriated, out of the funds or accounts indicated for the fiscal year beginning July 1, 2012 and ending June 30, 2013. These are additions to any amounts previously appropriated for fiscal year 2013.

~~}{(5) The}~~To State Board of Regents ~~}{may request reimbursement from the Legislature for costs incurred in providing the tuition waiver}~~- Student Assistance

From General Fund \$250,000

Schedule of Programs:

GI Bill Tuition Gap Program \$250,000

The Legislature intends that, under Section 63J-1-603 of the Utah Code, appropriations under this section~~}{.~~

**Legislative Review Note**

~~\_\_\_\_\_ as of 1-24-12 5:42 PM~~

~~Office of Legislative Research and General Counsel}~~ not lapse at the close of fiscal year 2013, the use of any non-lapsing funds is limited to the GI Bill Tuition Gap Program.

**Section 6. Effective date.**

This bill takes effect on July 1, 2012.