

28 **39-1-63. Tuition and fees assistance for Utah National Guard members -- Use and**
 29 **allocation -- Appropriation.**

30 (1) ~~It~~ **(a)** ~~As used in this section, "fees" means~~ **[charges]**

30a **general course fees** ~~, in addition to tuition, that are:~~

31 ~~(a)~~ **(i)** ~~imposed by an institution of higher education; and~~

32 ~~(b)~~ **(ii)** ~~required to be paid by a student to~~ **[enroll in the institution of higher**
 32a **education-or]**

33 engage in a course of study at the institution of higher education.

33a ~~(b) "Fees" does not include a special course fee.~~ **(b)**

34 ~~(2) The Utah National Guard may provide tuition and fees assistance to [members~~
 35 ~~for study at postsecondary institutions of learning, including Applied Technology Centers] a~~
 36 ~~member of the Utah National Guard for study at an institution of higher education, subject to~~
 37 ~~the following requirements:~~

38 (a) the individual must be, at the time ~~[he or she]~~ the individual receives the assistance,
 39 an active member of the Utah National Guard[-]; and

40 (b) the assistance is for tuition and fees only and ~~[shall be not]~~ may not be more than
 41 the resident tuition and fees for the actual course of postsecondary study engaged in by the
 42 individual.

43 ~~(3) (a) Tuition and fees assistance shall be awarded for each academic year.~~
 44 ~~[Students]~~

45 (b) An individual may apply to the adjutant general of the state for assistance for each
 46 year during which ~~[he or she]~~ the individual is an active member of the Utah National Guard.

47 (c) In awarding assistance, the adjutant general shall consider the recruitment and
 48 retention needs of the Utah National Guard.

49 ~~(3) Tuition assistance is to be paid by the]~~

50 (4) The adjutant general of the state shall pay the tuition and fees assistance directly to
 51 ~~[the institutions involved]~~ an institution of higher education from the funds appropriated.

52 ~~(4) (5) The adjutant general of the state shall establish regulations, procedures, forms,~~
 53 ~~and reports necessary to administer the allocation of assistance and payment of funds under this~~
 54 ~~section.~~

55 ~~(5) (6) The adjutant general of the state shall include a request each year for funds for~~
 56 ~~this program in the annual budget for the Utah National Guard.~~

57 ~~(6) A person]~~ (7) An individual who transfers from the Select Reserve to the Utah
 58 National Guard is not eligible for the tuition and fees assistance in this section for one year