

28 AMENDS:

29 **53B-13b-102**, as last amended by Laws of Utah 2015, Chapter 141

30 **53B-13b-103**, as enacted by Laws of Utah 2014, Chapter 87

31

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

33 Section 1. Section **53B-13b-102** is amended to read:

34 **53B-13b-102. Definitions.**

35 As used in this chapter:

36 (1) "Federal program" means [~~the Post-9/11 Veterans Educational Assistance Act of~~
37 ~~2008, Pub. L. No. 110-252;~~] a veterans educational assistance program established in:

38 (a) United States Code, Title 10, Chapter 1606, Educational Assistance for Members of
39 the Selected Reserve;

40 (b) United States Code, Title 38, Chapter 30, All-Volunteer Force Educational
41 Assistance Program;

42 (c) United States Code, Title 38, Chapter 31, Training and Rehabilitation for Veterans
43 with Service-Connected Disabilities;

44 (d) United States Code, Title 38, Chapter 32, Post-Vietnam Era Veterans' Educational
45 Assistance; or

46 (e) United States Code, Title 38, Chapter 33, Post-9/11 Educational Assistance.

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

48 [~~(a) credit-granting higher education institution within the state system of higher~~
49 ~~education; or]~~

50 [~~(b) an institution of higher learning, as defined in the federal program, that is located~~
51 ~~in the state;]~~

52 (a) an institution of higher education listed in Subsection **53B-2-101(1)**; or

53 (b) a private, nonprofit, postsecondary institution ~~that is~~ ~~headquartered~~ ~~located~~ in Utah
53a that is

54 accredited by a ~~regional~~ ~~recognized~~ accrediting organization ~~that the board~~
54a recognizes] ~~recognized by the United States Department of Education~~ .

55 (3) "Program" means the Veterans Tuition Gap Program created in this chapter.

56 (4) (a) "Qualifying military veteran" means a veteran, as defined in Section **68-3-12.5**,

57 who:

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

59 (ii) is accepted into an institution and enrolled in a program leading to a bachelor's
60 degree;

61 [~~(iii) has qualified for the federal program;~~]

62 [~~(iv)~~] (iii) (A) has [~~maximized~~] exhausted the federal benefit under [~~the~~] a federal
63 program; or

64 (B) demonstrates that the veteran ~~Š→ [does not qualify] no longer qualifies ←Š~~ to receive
64a federal benefits under any
65 federal program; and

66 [~~(v)~~] (iv) has not completed a bachelor's degree.

67 (b) "Qualifying military veteran" does not include a family member.

68 Section 2. Section **53B-13b-103** is amended to read:

69 **53B-13b-103. Establishment of the Veterans Tuition Gap Program.**

70 There is established a Veterans Tuition Gap Program to serve qualifying military
71 veterans with tuition assistance at institutions of higher education when:

72 (1) federal benefits under the federal program [~~are no longer~~] have been exhausted or
73 are not available; and

74 (2) a qualifying military veteran has not finished a bachelor's degree ~~Š→ and is in the final~~
74a year of a bachelor's degree program ←Š .

Legislative Review Note
Office of Legislative Research and General Counsel