

Section 1. Section **53-17a-101** is enacted to read:

CHAPTER 17a. FALLEN OFFICER MEMORIAL SCHOLARSHIP PROGRAM

53-17a-101. Fallen Officer Memorial Scholarship Program -- Rulemaking.

(1) As used in this section:

(a) "Child" means an individual who:

(i) is a natural or adopted child of a public safety officer or a firefighter who died in the line of duty; and

(ii) was under the age of 25 at the time of the public safety officer's or firefighter's death.

(b) "Died in the line of duty" means a death that is classified as a line-of-duty death under the provisions of Section 49-14-102, 49-15-102, 49-16-102, or 49-23-102.

(c) "Educational-related expenses" includes tuition, fees, books, and other expenses related to obtaining an education.

(d) "Firefighter" means the same as that term is defined in Section 34A-3-113.

(e) "Public safety officer" means an individual who:

(i) is employed as:

(A) a law enforcement officer in accordance with Section 53-13-103;

(B) a correctional officer in accordance with Section 53-13-104; or

(C) a special function officer in accordance with Section 53-13-105; and

(ii) in the course of the individual's employment, put the individual's life or personal safety at risk.

(2) This section creates the Fallen Officer Memorial Scholarship Program, to be administered by the department.

(3) Subject to legislative appropriations and Subsection (6), the department shall provide ~~it~~ ~~to~~ ~~the~~ ~~applicant~~ ~~who~~ ~~is~~ ~~a~~ ~~child~~ ~~of~~ ~~a~~ ~~public~~ ~~safety~~ ~~officer~~ ~~or~~ ~~a~~ ~~firefighter~~ ~~who~~ ~~died~~ ~~in~~ ~~the~~ ~~line~~ ~~of~~ ~~duty~~ ~~;~~ ~~and~~ ~~is~~ ~~17~~ ~~years~~ ~~old~~ ~~or~~ ~~older~~ ~~;~~ ~~and~~ ~~certifies~~ ~~,~~ ~~on~~ ~~a~~ ~~form~~ ~~provided~~ ~~by~~ ~~the~~ ~~department~~ ~~,~~ ~~that~~ ~~the~~ ~~applicant~~ ~~agrees~~ ~~to~~ ~~use~~ ~~the~~ ~~funds~~ ~~entirely~~ ~~for~~ ~~educational-related~~ ~~expenses~~ ~~;~~ ~~and~~ ~~fulfills~~ ~~any~~ ~~other~~ ~~application~~ ~~requirement~~ ~~established~~ ~~by~~ ~~the~~ ~~department~~ ~~.~~ ~~Nothing~~ ~~in~~ ~~this~~ ~~section~~ ~~affects~~ ~~a~~ ~~child's~~ ~~ability~~ ~~to~~ ~~obtain~~ ~~a~~ ~~tuition~~ ~~waiver~~ ~~under~~ ~~Section~~ ~~53-13-103~~ ~~;~~ ~~and~~ ~~nothing~~ ~~in~~ ~~this~~ ~~section~~ ~~affects~~ ~~a~~ ~~child's~~ ~~ability~~ ~~to~~ ~~obtain~~ 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