

1 SENATE BILL NO. 10

2 INTRODUCED BY HARGROVE

3 BY REQUEST OF THE JOINT INTERIM SUBCOMMITTEE ON VETERANS' NEEDS

4
5 A BILL FOR AN ACT ENTITLED: "AN ACT AUTHORIZING THE BOARD OF REGENTS OF HIGHER
6 EDUCATION TO WAIVE TUITION AND FEES FOR THE SPOUSE OR CHILDREN OF A MONTANA NATIONAL
7 GUARD MEMBER WHO WAS KILLED IN ACTION OR DIED AS A RESULT OF INJURY, DISEASE, OR OTHER
8 DISABILITY INCURRED WHILE SERVING ON STATE ACTIVE DUTY; AMENDING SECTION 20-25-421,
9 MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

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11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

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13 **Section 1.** Section 20-25-421, MCA, is amended to read:

14 **"20-25-421. Charges for tuition -- waivers.** The regents may:

15 (1) prescribe tuition rates, matriculation charges, and incidental fees for students in institutions
16 under their jurisdiction;

17 (2) waive nonresident tuition for selected and approved nonresident students, not to exceed at any
18 unit 2% of the full-time equivalent enrollment at that unit during the preceding year; ~~except that~~ however,
19 when necessary, tuition may be waived in excess of 2% of unit enrollment for nonresident students who
20 enroll under provisions of any WICHE-sponsored state reciprocal agreements ~~which that~~ provide for the
21 payment, ~~where~~ when required, of the student support fee by the reciprocal state;

22 (3) waive resident tuition for students at least 62 years of age;

23 (4) waive tuition and fees for:

24 (a) persons of one-fourth Indian blood or more who have been bona fide residents of Montana for
25 at least 1 year prior to enrollment in the Montana university system;

26 (b) persons designated by the department of corrections pursuant to 52-5-112;

27 (c) residents of Montana who served with the armed forces of the United States in any of its wars
28 and who were honorably discharged from military service;

29 (d) children of residents of Montana who served with the armed forces of the United States in any
30 of its wars and who were killed in action or died as a result of injury, disease, or other disability incurred

1 while in the service of the armed forces of the United States; ~~or~~

2 (e) the spouses or children of residents of Montana who have been declared to be prisoners of war
3 or missing in action; or

4 (f) the spouse or children of a Montana national guard member who was killed in action or died as
5 a result of injury, disease, or other disability incurred while serving on state active duty;

6 (5) waive tuition charges for qualified survivors of Montana firefighters or peace officers killed in
7 the course and scope of employment. For purposes of this subsection, a qualified survivor is a person who
8 meets the entrance requirements at the state university or college of the person's choice and is the
9 surviving spouse or child of any of the following who were killed in the course and scope of employment:

10 (a) a paid or volunteer member of a municipal or rural fire department;

11 (b) a law enforcement officer as defined in 7-32-201; or

12 (c) a full-time highway patrol officer."

13

14 NEW SECTION. Section 2. Effective date. [This act] is effective on passage and approval.

15

-END-

STATE OF MONTANA - FISCAL NOTE

Fiscal Note for SB0010, as introduced

DESCRIPTION OF PROPOSED LEGISLATION: An act authorizing the Board of Regents of Higher Education to waive tuition and fees for the spouse or children of a Montana National Guard member who was killed in action or died as a result of injury, disease, or other disability incurred while serving on state active duty.

ASSUMPTIONS:

1. Historically, no Montana National Guard member has been killed in action or died as a result of injury, disease, or other disability incurred while serving on state active duty.
2. The cost of fee waivers are approximately \$1,863 for academic year 1997, which covers tuition and fees for one student.

FISCAL IMPACT:

Unable to calculate fiscal impact.

Dave Lewis 1-7-97

DAVE LEWIS, BUDGET DIRECTOR DATE
Office of Budget and Program Planning

Don Hargrove 1-7-97

DON HARGROVE, PRIMARY SPONSOR DATE

Fiscal Note for SB0010, as introduced

SB 10

APPROVED BY COM ON EDUCATION
AND CULTURAL RESOURCES

SENATE BILL NO. 10

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BY REQUEST OF THE JOINT INTERIM SUBCOMMITTEE ON VETERANS' NEEDS

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BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Section 20-25-421, MCA, is amended to read:

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(2) waive nonresident tuition for selected and approved nonresident students, not to exceed at any unit 2% of the full-time equivalent enrollment at that unit during the preceding year; ~~except that~~ however, when necessary, tuition may be waived in excess of 2% of unit enrollment for nonresident students who enroll under provisions of any WICHE-sponsored state reciprocal agreements ~~which~~ that provide for the payment, ~~where~~ when required, of the student support fee by the reciprocal state;

(3) waive resident tuition for students at least 62 years of age;

(4) waive tuition and fees for:

(a) persons of one-fourth Indian blood or more who have been bona fide residents of Montana for at least 1 year prior to enrollment in the Montana university system;

(b) persons designated by the department of corrections pursuant to 52-5-112;

(c) residents of Montana who served with the armed forces of the United States in any of its wars and who were honorably discharged from military service;

(d) children of residents of Montana who served with the armed forces of the United States in any of its wars and who were killed in action or died as a result of injury, disease, or other disability incurred

1 while in the service of the armed forces of the United States; or

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5 a result of injury, disease, or other disability incurred IN THE LINE OF DUTY while serving on state active
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7 (5) waive tuition charges for qualified survivors of Montana firefighters or peace officers killed in
8 the course and scope of employment. For purposes of this subsection, a qualified survivor is a person who
9 meets the entrance requirements at the state university or college of the person's choice and is the
10 surviving spouse or child of any of the following who were killed in the course and scope of employment:

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