

REFERENCE TITLE: tuition waivers; purple heart recipients

State of Arizona
Senate
Forty-eighth Legislature
First Regular Session
2007

SB 1017

Introduced by
Senator Waring

AN ACT

AMENDING SECTION 15-1808, ARIZONA REVISED STATUTES; AMENDING TITLE 41, CHAPTER 3, ARTICLE 7.1, ARIZONA REVISED STATUTES, BY ADDING SECTION 41-612; MAKING AN APPROPRIATION; RELATING TO SCHOLARSHIPS FOR PURPLE HEART RECIPIENTS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 15-1808, Arizona Revised Statutes, is amended to
3 read:

4 15-1808. Tuition waiver of child or spouse of peace officer,
5 correctional officer, fire fighter, emergency
6 paramedic or national guard member killed in the
7 line of duty; definitions

8 A. The board of regents, after verification by the Arizona peace
9 officers memorial board, by the Arizona fire fighters and emergency
10 paramedics memorial board or by the adjutant general of the national guard
11 that a person is a child or a spouse of a peace officer, correctional
12 officer, fire fighter, emergency paramedic or national guard member who was a
13 resident of the state of Arizona and who was killed in the line of duty or
14 who died from injuries suffered in the line of duty while traveling to or
15 from duty, shall provide the person who qualifies under subsection B of this
16 section and who otherwise meets the qualifications for admission with a
17 tuition waiver scholarship at any university under the jurisdiction of the
18 board. A district as defined in section 15-1401, after verification by the
19 Arizona peace officers memorial board, by the Arizona fire fighters and
20 emergency paramedics memorial board or by the adjutant general of the
21 national guard that a person is the child or the spouse of a peace officer,
22 correctional officer, fire fighter, emergency paramedic or national guard
23 member who was a resident of Arizona and who was killed in the line of duty
24 or who died from injuries suffered in the line of duty while traveling to or
25 from duty, shall provide the person who qualifies under subsection B of this
26 section and who otherwise meets the qualifications for admission with a
27 tuition waiver scholarship at any community college under the jurisdiction of
28 the board.

29 B. The tuition waiver scholarships shall be limited to children who
30 are thirty years of age or younger or a spouse who has not remarried and
31 shall be limited for a spouse or for any one child to no more than sixty-four
32 credit hours at Arizona community colleges and a total number of credits
33 including any transfer credits from an Arizona community college equal to the
34 number of credits required for a baccalaureate degree at Arizona universities
35 for that student's initially declared course of study.

36 ~~C. A member of the Arizona national guard who received a purple heart~~
37 ~~citation on or after September 11, 2001 or a former member of the Arizona~~
38 ~~national guard who was medically discharged from the Arizona national guard~~
39 ~~due to an injury or disability suffered during status under title 10, United~~
40 ~~States Code, in weekend training status, in annual training status or in~~
41 ~~response to a state of emergency declared by the governor is eligible for a~~
42 ~~tuition waiver scholarship provided for in this section.~~

1 RESPONSE TO A STATE OF EMERGENCY DECLARED BY THE GOVERNOR, AND WHO REGISTERS
2 FOR ENROLLMENT AS A FULL-TIME STUDENT IN AN UNDERGRADUATE PROGRAM AT AN
3 ACCREDITED AND PUBLIC OR PRIVATE POSTSECONDARY INSTITUTION IN THIS STATE THAT
4 IS APPROVED BY THE DEPARTMENT OR WHO ENROLLS IN A JOB TRAINING PROGRAM OR A
5 VOCATIONAL PROGRAM THAT IS APPROVED BY THE DEPARTMENT. THE DEPARTMENT MAY
6 AWARD A SCHOLARSHIP TO THE SPOUSE OF A MEMBER OR A FORMER MEMBER OF THE
7 ARIZONA NATIONAL GUARD IF ALL OF THE FOLLOWING CONDITIONS ARE MET:

8 (a) THE MEMBER OR THE FORMER MEMBER OF THE ARIZONA NATIONAL GUARD IS
9 ELIGIBLE FOR A SCHOLARSHIP PROVIDED FOR IN THIS SECTION.

10 (b) THE DEPARTMENT RECEIVES WRITTEN DOCUMENTATION THAT THE MEMBER OR
11 THE FORMER MEMBER OF THE ARIZONA NATIONAL GUARD DOES NOT INTEND TO USE OR IS
12 UNABLE TO USE THE SCHOLARSHIP.

13 (c) IF THE MEMBER OR THE FORMER MEMBER OF THE ARIZONA NATIONAL GUARD
14 HAS THE CAPACITY TO CONSENT, PROOF IS PROVIDED TO THE DEPARTMENT OF THE
15 MEMBER OR FORMER MEMBER'S CONSENT TO THE USE OF THE SCHOLARSHIP BY THE MEMBER
16 OR FORMER MEMBER'S SPOUSE.

17 (d) THE SPOUSE OF THE MEMBER OR THE FORMER MEMBER HAS NOT REMARRIED.

18 (e) THE SPOUSE OF THE MEMBER OR THE FORMER MEMBER REGISTERS FOR
19 ENROLLMENT AS A FULL-TIME STUDENT IN AN UNDERGRADUATE PROGRAM AT AN
20 ACCREDITED AND PUBLIC OR PRIVATE POSTSECONDARY INSTITUTION IN THIS STATE THAT
21 IS APPROVED BY THE DEPARTMENT OR WHO ENROLLS IN A JOB TRAINING PROGRAM OR A
22 VOCATIONAL PROGRAM THAT IS APPROVED BY THE DEPARTMENT.

23 C. THE DEPARTMENT SHALL:

24 1. ESTABLISH ELIGIBILITY CRITERIA FOR THE PROGRAM AND A FUNDING
25 PRIORITY THAT IS BASED ON STUDENT FINANCIAL NEED.

26 2. DEVELOP APPLICATION FORMS, PROCEDURES AND DEADLINES.

27 3. SELECT QUALIFYING STUDENTS EACH YEAR FOR PARTICIPATION IN THE
28 PROGRAM.

29 D. PARTICIPATING STUDENTS SHALL RECEIVE A SCHOLARSHIP IN AN AMOUNT
30 EQUAL TO THE LESSER OF THE HIGHEST UNDERGRADUATE TUITION CHARGED FOR IN-STATE
31 STUDENTS DURING THE PREVIOUS FISCAL YEAR BY A UNIVERSITY UNDER THE
32 JURISDICTION OF THE ARIZONA BOARD OF REGENTS OR THE ACTUAL AMOUNT OF TUITION
33 AT THE POSTSECONDARY INSTITUTION, JOB TRAINING PROGRAM OR VOCATIONAL PROGRAM
34 ATTENDED BY THE STUDENT. THE SCHOLARSHIP SHALL BE USED TO PAY ALL OR A
35 PORTION OF THE TUITION AND FEES CHARGED BY THE PUBLIC OR PRIVATE
36 POSTSECONDARY INSTITUTION, THE JOB TRAINING PROGRAM OR THE VOCATIONAL
37 PROGRAM.

38 E. THE PURPLE HEART POSTSECONDARY TUITION SCHOLARSHIP FUND IS
39 ESTABLISHED CONSISTING OF LEGISLATIVE APPROPRIATIONS. THE DEPARTMENT OF
40 VETERANS' SERVICES SHALL ADMINISTER THE FUND. MONIES IN THE FUND ARE EXEMPT
41 FROM THE PROVISIONS OF SECTION 35-190 RELATING TO LAPSING OF APPROPRIATIONS.
42 THE DEPARTMENT SHALL MAKE AWARDS FOR PAYMENT OF TUITION TO STUDENTS WHO ARE
43 SELECTED TO PARTICIPATE IN THE SCHOLARSHIP PROGRAM PURSUANT TO THIS SECTION.
44 IF THERE ARE INSUFFICIENT MONIES IN THE FUND TO PROVIDE A SCHOLARSHIP FOR A
45 STUDENT WHO WOULD OTHERWISE QUALIFY PURSUANT TO THIS SECTION AND WHO MEETS

1 THE QUALIFICATIONS FOR ADMISSION AT A UNIVERSITY UNDER THE JURISDICTION OF
2 THE ARIZONA BOARD OF REGENTS OR A PUBLIC COMMUNITY COLLEGE, THAT STUDENT IS
3 ELIGIBLE FOR A TUITION WAIVER SCHOLARSHIP.

4 F. THE PROGRAM ESTABLISHED BY THIS SECTION ENDS ON JULY 1, 2017
5 PURSUANT TO SECTION 41-3102.

6 Sec. 3. Appropriation; purple heart postsecondary tuition
7 scholarships; exemption

8 A. The sum of \$914,000 is appropriated from the state general fund in
9 fiscal year 2007-2008 to the purple heart postsecondary tuition scholarship
10 fund established by section 41-612, Arizona Revised Statutes, as added by
11 this act, and is appropriated from that fund to the department of veterans'
12 services for the purposes of this act.

13 B. The appropriation made in subsection A of this section is exempt
14 from the provisions of section 35-190, Arizona Revised Statutes, relating to
15 lapsing of appropriations.