

REFERENCE TITLE: national guard; tuition waivers; spouses

State of Arizona
Senate
Forty-eighth Legislature
Second Regular Session
2008

SB 1147

Introduced by
Senator O'Halleran; Representatives McClure: Alvarez, Burns J, Nelson,
Paton, Prezelski, Weiers JP

AN ACT

AMENDING SECTION 15-1808, ARIZONA REVISED STATUTES; RELATING TO UNIVERSITIES
AND COMMUNITY COLLEGES.

(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, national guard member or member of the
7 United States armed forces killed in the line of
8 duty; disabled national guard member; definitions

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

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

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

1 tuition waiver scholarship provided for in this section. THE BOARD OF
2 REGENTS OR A COMMUNITY COLLEGE DISTRICT MAY TRANSFER TO THE SPOUSE OF A
3 MEMBER OR A FORMER MEMBER OF THE ARIZONA NATIONAL GUARD A TUITION WAIVER
4 SCHOLARSHIP THAT WOULD OTHERWISE BE AWARDED TO THE MEMBER OR FORMER MEMBER OF
5 THE ARIZONA NATIONAL GUARD IF ALL OF THE FOLLOWING CONDITIONS ARE MET:

6 1. THE MEMBER OR THE FORMER MEMBER OF THE ARIZONA NATIONAL GUARD IS
7 ELIGIBLE FOR A TUITION WAIVER SCHOLARSHIP PROVIDED FOR IN THIS SECTION.

8 2. THE BOARD OF REGENTS OR THE COMMUNITY COLLEGE DISTRICT RECEIVES
9 WRITTEN DOCUMENTATION THAT THE MEMBER OR THE FORMER MEMBER OF THE ARIZONA
10 NATIONAL GUARD DOES NOT INTEND TO USE OR IS UNABLE TO USE THE TUITION WAIVER
11 SCHOLARSHIP.

12 3. IF THE MEMBER OR THE FORMER MEMBER OF THE ARIZONA NATIONAL GUARD
13 HAS THE CAPACITY TO CONSENT, PROOF IS PROVIDED TO THE BOARD OF REGENTS OR TO
14 THE COMMUNITY COLLEGE DISTRICT OF THE MEMBER'S OR FORMER MEMBER'S CONSENT TO
15 THE USE OF THE TUITION WAIVER SCHOLARSHIP BY THE MEMBER'S OR FORMER MEMBER'S
16 SPOUSE.

17 4. THE SPOUSE OF THE MEMBER OR FORMER MEMBER OF THE ARIZONA NATIONAL
18 GUARD HAS NOT REMARRIED.

19 D. For the purposes of this section:

20 1. "Correctional officer" means a person, other than an elected
21 official, who is employed by this state or a county, city or town and who is
22 responsible for the supervision, protection, care, custody or control of
23 inmates in a state, county or municipal correctional institution, including
24 counselors but excluding secretarial, clerical and professionally trained
25 personnel.

26 2. "Emergency paramedic" means a person who has been trained in an
27 emergency paramedic training program certified by the director of the
28 department of health services or in an equivalent training program and who is
29 certified by the director of the department of health services to render
30 services pursuant to section 36-2205.

31 3. "Fire fighter" means a professional fire fighter who is a member of
32 a state, federal, tribal, city, county, district or private fire department.

33 4. "Peace officers" means sheriffs of counties, constables, marshals,
34 police officers of cities and towns, commissioned personnel of the department
35 of public safety and police officers appointed by community college district
36 governing boards or the Arizona board of regents who have received a
37 certificate from the Arizona peace officer standards and training board, and
38 other state, federal, tribal, city or county officers vested by law with a
39 duty to maintain public order and make arrests.