

1                                   **HIGHER EDUCATION TUITION AND FEES**

2   **EXEMPTION**

3   2000 GENERAL SESSION

4   STATE OF UTAH

5   **Sponsor: Jordan Tanner**

6 AN ACT RELATING TO HIGHER EDUCATION; PROVIDING THAT THE CHILDREN OF  
7 A VETERAN, WHO HAS A SERVICE-CONNECTED DISABILITY THAT HAS LEFT HIM  
8 TOTALLY DISABLED, SHALL RECEIVE AN EXEMPTION FROM TUITION AND FEES AT  
9 STATE-OPERATED HIGHER EDUCATION INSTITUTIONS; AND PROVIDING AN  
10 EFFECTIVE DATE.

11 This act affects sections of Utah Code Annotated 1953 as follows:

12 ENACTS:

13                   **53B-8-106**, Utah Code Annotated 1953

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

15                   Section 1. Section **53B-8-106** is enacted to read:

16                   **53B-8-106. Children of disabled veterans exempt from paying tuition and fees --**

17 **Eligibility.**

18                   (1) For purposes of this section, "disabled veteran" means an individual who has:

19                   (a) been separated or retired from the armed forces of the United States under honorable  
20 conditions; and

21                   (b) a service-connected disability that has left the individual totally disabled as determined  
22 by the federal Department of Veteran Affairs or a military department.

23                   (2) A child of a disabled veteran is exempt from tuition and other fees at any state-operated  
24 institution of higher education in Utah, subject to compliance with the provisions of this section.

25                   (3) In order to receive the exemption under Subsection (2), the child must:

26                   (a) be a resident of the state for at least one year prior to enrolling at the institution; and

27                   (b) meet the standard entrance requirements of the institution.

28           (4) The exemption:  
29           (a) is valid for up to four years of full-time equivalent enrollment or until the requirements  
30 of a baccalaureate have been met, whichever is shorter; and  
31           (b) may be canceled at any time by the institution of attendance if the student fails to make  
32 reasonable progress towards the completion of a degree.  
33           (5) In accordance with Title 63, Chapter 46a, Utah Administrative Rulemaking Act, the  
34 State Board of Regents may make rules providing for the form, content, and submittal of  
35 applications for an exemption under this section.  
36           Section 2. **Effective date.**  
37           This act takes effect on July 1, 2000.

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**Legislative Review Note**  
**as of 1-20-00 3:01 PM**

A limited legal review of this legislation raises no obvious constitutional or statutory concerns.

**Office of Legislative Research and General Counsel**