

# House File 2104 - Introduced

HOUSE FILE \_\_\_\_\_  
BY PETTENGILL, TYMESON, ARNOLD,  
HORBACH, RAYHONS, DE BOEF,  
MAY, S. OLSON, WIENCEK,  
BOAL, HUSEMAN, DRAKE,  
GREINER, LUKAN, DEYOE,  
RASMUSSEN, BAUDLER, and  
SODERBERG

Passed House, Date \_\_\_\_\_ Passed Senate, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

## A BILL FOR

1 An Act relating to a postsecondary tuition and mandatory fee  
2 waiver for Iowa national guard veterans attending community  
3 colleges or state universities.  
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
5 TLSB 5270YH 82  
6 kh/nh/5

PAG LIN

1 1 Section 1. Section 260C.14, subsection 2, Code 2007, is  
1 2 amended to read as follows:  
1 3 2. Have authority to determine tuition rates for  
1 4 instruction.  
1 5 a. Tuition for residents of Iowa shall not exceed the  
1 6 lowest tuition rate per semester, or the equivalent, charged  
1 7 by an institution of higher education under the state board of  
1 8 regents for a full-time resident student. However, except for  
1 9 students enrolled under chapter 261C, if a local school  
1 10 district pays tuition for a resident pupil of high school age,  
1 11 the limitation on tuition for residents of Iowa shall not  
1 12 apply, the amount of tuition shall be determined by the board  
1 13 of directors of the community college with the consent of the  
1 14 local school board, and the pupil shall not be included in the  
1 15 full-time equivalent enrollment of the community college for  
1 16 the purpose of computing general aid to the community college.  
1 17 b. Tuition for nonresidents of Iowa shall not be less than  
1 18 the marginal cost of instruction of a student attending the  
1 19 college.  
1 20 c. A lower tuition for nonresidents may be permitted under  
1 21 a reciprocal tuition agreement between a merged area and an  
1 22 educational institution in another state, if the agreement is  
1 23 approved by the director.  
1 24 d. (1) The board shall waive tuition and mandatory fee  
1 25 charges for not more than one hundred twenty-eight semester  
1 26 credit hours or eight semesters of undergraduate study, or the  
1 27 trimester or quarter equivalent, less the amount of any fees  
1 28 paid under 10 U.S.C. } 2107(c) or 38 U.S.C. } 3104(a)(7)(A),  
1 29 if applicable, for a student who is a veteran. The limitation  
1 30 on credit hours and semesters of study shall be applied  
1 31 cumulatively within the state postsecondary education system.  
1 32 The waiver shall apply only for the amount of tuition and  
1 33 mandatory fee charges that exceeds the total amount of any  
1 34 state and federal education benefits, grants, or scholarships  
1 35 received by the veteran, including but not limited to the  
2 1 federal Pell grant and the federal Montgomery GI bill.  
2 2 (2) The department of veterans affairs shall verify that  
2 3 the veteran meets the requirements of this lettered paragraph  
2 4 and was a resident of this state at the time of entry into the  
2 5 Iowa national guard.  
2 6 (3) For purposes of this lettered paragraph, "veteran"  
2 7 means a resident of this state who served in active federal  
2 8 service after September 11, 2001, for a minimum of eighteen  
2 9 months while in the Iowa national guard, and who was  
2 10 discharged under honorable conditions.  
2 11 e. The board may designate that a portion of the tuition  
2 12 moneys collected from students be used for student aid  
2 13 purposes.

2 14 Sec. 2. Section 262.9, subsection 18, Code Supplement  
2 15 2007, is amended by adding the following new paragraph:  
2 16 NEW PARAGRAPH. c. (1) Direct each institution of higher  
2 17 education to waive tuition and mandatory fee charges for not  
2 18 more than one hundred twenty-eight semester credit hours or  
2 19 eight semesters of undergraduate study, or fifty semester  
2 20 credit hours or four semesters of postgraduate study, or the  
2 21 trimester or quarter equivalent, less the amount of any fees  
2 22 paid under 10 U.S.C. } 2107(c) or 38 U.S.C. } 3104(a)(7)(A),  
2 23 if applicable, for a student who is a veteran. The limitation  
2 24 on credit hours and semesters of study shall be applied  
2 25 cumulatively within the state postsecondary education system.  
2 26 The waiver shall apply only for the amount of tuition and  
2 27 mandatory fee charges that exceeds the total amount of any  
2 28 state and federal education benefits, grants, or scholarships  
2 29 received by the veteran, including but not limited to the  
2 30 federal Pell grant and the federal Montgomery GI bill.  
2 31 (2) The department of veterans affairs shall verify that  
2 32 the veteran meets the requirements of this lettered paragraph  
2 33 and was a resident of this state at the time of entry into the  
2 34 Iowa national guard.

2 35 (3) For purposes of this lettered paragraph, "veteran"  
3 1 means a resident of this state who served in active federal  
3 2 service after September 11, 2001, for a minimum of eighteen  
3 3 months while in the Iowa national guard, and who was  
3 4 discharged under honorable conditions.

3 5 EXPLANATION

3 6 This bill requires community colleges and state  
3 7 universities to waive tuition and mandatory fee charges for  
3 8 not more than 128 semester credit hours or eight semesters of  
3 9 undergraduate study, whichever is longer, or 50 semester  
3 10 credit hours or four semesters of postgraduate study, minus  
3 11 senior reserve officers' training corps scholarship and  
3 12 federal veterans administration's vocational rehabilitation  
3 13 and education program funds, if applicable, and any other  
3 14 state and federal education benefits, grants, or scholarships  
3 15 received by the veteran, including but not limited to the  
3 16 federal Pell grant and the federal Montgomery GI bill.

3 17 The limitation on credit hours and semesters of study shall  
3 18 be applied cumulatively within the state postsecondary  
3 19 education system.

3 20 The bill defines veteran to mean a resident of this state  
3 21 who served in federal active service after September 11, 2001,  
3 22 for a minimum of 18 months while in the Iowa national guard,  
3 23 and who was discharged under honorable conditions.

3 24 LSB 5270YH 82

3 25 kh/nh/5.1