

Senate File 346 - Introduced

SENATE FILE 346

BY DANIELSON

A BILL FOR

1 An Act requiring that regents universities and community
2 colleges waive tuition and mandatory fees for children of
3 veterans with service-connected disabilities.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 260C.14, Code 2017, is amended by adding
2 the following new subsection:

3 NEW SUBSECTION. 25. *a.* Waive tuition and mandatory fees
4 for a child of a disabled veteran of the United States armed
5 services or the Iowa national guard if all of the following
6 conditions are met:

7 (1) The child is an unmarried resident of the state who
8 is no more than twenty-seven years old or, if the child is
9 a veteran as defined in section 35.1, no more than thirty
10 years old, and whose annual income, including the value of any
11 support received from a parent, does not exceed the national
12 poverty level. A child who is an adopted child or a stepchild
13 of a disabled veteran must have entered into such status
14 prior to the child's twenty-fourth birthday. As used in this
15 subsection, "*national poverty level*" is the poverty threshold
16 for one person, as most recently calculated by the United
17 States census bureau.

18 (2) The child is the natural or adopted child or stepchild
19 of a veteran who meets any of the following criteria:

20 (a) At the time of entry into the armed services of the
21 United States was a resident of this state, and who was
22 subsequently determined by the United States government to be
23 totally and permanently disabled due to a service-connected
24 disability or whose death was officially rated as
25 service-connected as certified by the United States department
26 of veterans affairs and, if discharged, was discharged under
27 honorable conditions.

28 (b) At the time of entry into state active duty or national
29 guard duty as defined in section 29A.1, was a resident of this
30 state and was subsequently determined by the United States
31 government to be totally and permanently disabled due to a
32 service-connected disability or whose death was officially
33 rated as service-connected as certified by the United States
34 department of veterans affairs and, if discharged, was
35 discharged under honorable conditions.

1 (3) The event which caused the veteran to be determined to
2 be totally and permanently disabled due to a service-connected
3 disability or which resulted in the veteran's death being rated
4 as service-connected occurred prior to the child's twenty-first
5 birthday.

6 b. The department of veterans affairs shall determine the
7 eligibility of any applicant for a tuition and fee waiver under
8 this subsection.

9 c. Tuition and mandatory fees for prior years of enrollment
10 shall not be waived under this subsection.

11 Sec. 2. Section 262.9, Code 2017, is amended by adding the
12 following new subsection:

13 NEW SUBSECTION. 39. a. Direct the institutions of higher
14 learning governed by the board to waive tuition and mandatory
15 fees for a child of a disabled veteran of the United States
16 armed forces or the Iowa national guard if all of the following
17 conditions are met:

18 (1) The child is an unmarried resident of the state who
19 is no more than twenty-seven years old or, if the child is
20 a veteran as defined in section 35.1, no more than thirty
21 years old, and whose annual income, including the value of any
22 support received from a parent, does not exceed the national
23 poverty level. A child who is an adopted child or a stepchild
24 of a disabled veteran must have entered into such status
25 prior to the child's twenty-fourth birthday. As used in this
26 subsection, "*national poverty level*" is the poverty threshold
27 for one person, as most recently calculated by the United
28 States census bureau.

29 (2) The child is the natural or adopted child or stepchild
30 of a veteran who meets any of the following criteria:

31 (a) At the time of entry into the armed services of
32 the United States, was a resident of this state and was
33 subsequently determined by the United States government to be
34 totally and permanently disabled due to a service-connected
35 disability or whose death was officially rated as

1 service-connected as certified by the United States department
2 of veterans affairs and, if discharged, was discharged under
3 honorable conditions.

4 (b) At the time of entry into state active duty or national
5 guard duty as defined in section 29A.1, was a resident of this
6 state and was subsequently determined by the United States
7 government to be totally and permanently disabled due to a
8 service-connected disability or whose death was officially
9 rated as service-connected as certified by the United States
10 department of veterans affairs and, if discharged, was
11 discharged under honorable conditions.

12 (3) The event which caused the veteran to be determined to
13 be totally and permanently disabled due to a service-connected
14 disability or which resulted in the veteran's death being rated
15 as service-connected occurred prior to the child's twenty-first
16 birthday.

17 b. The department of veterans affairs shall determine the
18 eligibility of any applicant for a tuition and fee waiver under
19 this subsection.

20 c. Tuition and mandatory fees for prior years of enrollment
21 shall not be waived under this subsection.

22 Sec. 3. IMPLEMENTATION OF ACT. Section 25B.2, subsection
23 3, shall not apply to this Act.

24 EXPLANATION

25 The inclusion of this explanation does not constitute agreement with
26 the explanation's substance by the members of the general assembly.

27 This bill directs that the tuition and mandatory fees at the
28 community colleges and regents universities be waived for the
29 children of veterans with service-connected disabilities.

30 The natural or adopted child or stepchild of a
31 service-disabled veteran must be an unmarried resident of the
32 state who is no more than 27 years old, or 30 if the child is
33 a veteran; and must have an annual income, including parental
34 support, that does not exceed the national poverty level. An
35 adopted child or stepchild must have entered into such status

1 prior to the child's 24th birthday.

2 At the time of entry into the United States armed services,
3 state active duty, or national guard duty, the veteran must
4 have been a resident of this state who was subsequently
5 determined by the United States government to be totally and
6 permanently disabled due to a service-connected disability
7 or whose death was officially rated as service-connected as
8 certified by the United States department of veterans affairs
9 and, if discharged, was discharged under honorable conditions.

10 The event which caused the veteran's total and permanent
11 service-connected disability or death must have occurred prior
12 to the child's 21st birthday.

13 The department of veterans affairs shall determine the
14 eligibility of any applicant for a tuition and fee waiver.
15 The waiver cannot be retroactively applied for coursework
16 completed.

17 The bill may include a state mandate as defined in Code
18 section 25B.3. The bill makes inapplicable Code section 25B.2,
19 subsection 3, which would relieve a political subdivision from
20 complying with a state mandate if funding for the cost of
21 the state mandate is not provided or specified. Therefore,
22 political subdivisions are required to comply with any state
23 mandate included in the bill.