

FIRST REGULAR SESSION

HOUSE BILL NO. 738

95TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE SCHAAF.

1915L.01I

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To repeal section 173.900, RSMo, and to enact in lieu thereof one new section relating to the Missouri returning heroes' education act.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Section 173.900, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 173.900, to read as follows:

173.900. 1. This act shall be known and may be cited as the "Missouri Returning Heroes' Education Act".

2. For the purpose of this section, the term "combat veteran" shall mean a person who served in armed combat in the military after September 11, 2001, and to whom the following criteria shall apply:

(1) The veteran was a Missouri resident when first entering the military **or meets the university's requirements for Missouri residency**; and

(2) The veteran was discharged from military service under honorable conditions.

3. All public institutions of higher education that receive any state funds appropriated by the general assembly shall limit the amount of tuition such institutions charge to combat veterans to fifty dollars per credit hour, as long as the veteran achieves and maintains a cumulative grade point average of at least two and one-half on a four-point scale, or its equivalent. The tuition limitation shall only be applicable if the combat veteran is enrolled in a program leading to a certificate, or an associate or baccalaureate degree. The period during which a combat veteran is eligible for a tuition limitation under this section shall expire at the end of the ten-year period beginning on the date of such veteran's last discharge from service.

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

17 4. The coordinating board for higher education shall ensure that all applicable
18 institutions of higher education in this state comply with the provisions of this section and may
19 promulgate rules for the efficient implementation of this section.

20 5. If a combat veteran is eligible to receive financial assistance under any other federal
21 or state student aid program, public or private, the full amount of such aid shall be reported to
22 the board by the institution and the veteran. The tuition limitation under this section shall be
23 provided after all other federal and state aid for which the veteran is eligible has been applied,
24 and no combat veteran shall receive more than the actual cost of attendance when the limitation
25 is combined with other aid made available to such veteran.

26 6. Each institution may report to the board the amount of tuition waived in the previous
27 fiscal year under the provisions of this act. This information may be included in each
28 institution's request for appropriations to the board for the following year. The board may
29 include this information in its appropriations recommendations to the governor and the general
30 assembly. The general assembly may reimburse institutions for the cost of the waiver for the
31 previous year as part of the operating budget. Nothing in this subsection shall be construed to
32 deny a combat veteran a tuition limitation if the general assembly does not appropriate money
33 for reimbursement to an institution.

34 7. Any rule or portion of a rule, as that term is defined in section 536.010, RSMo, that
35 is created under the authority delegated in this section shall become effective only if it complies
36 with and is subject to all of the provisions of chapter 536, RSMo, and, if applicable, section
37 536.028, RSMo. This section and chapter 536, RSMo, are nonseverable and if any of the powers
38 vested with the general assembly pursuant to chapter 536, RSMo, to review, to delay the
39 effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the
40 grant of rulemaking authority and any rule proposed or adopted after August 28, 2008, shall be
41 invalid and void.

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