

House _____ Amendment NO. _____

Offered By

1 AMEND Senate Substitute for Senate Bill No. 306, Page 4, Section 167.020, Line 101, by inserting
2 after said section and line the following:

3
4 "173.234. 1. As used in this section, unless the context clearly requires otherwise, the
5 following terms mean:

6 (1) "Board", the coordinating board for higher education;

7 (2) "Books", any books required for any course for which tuition was paid by a grant
8 awarded under this section;

9 (3) "Eligible student", the natural, adopted, or stepchild of a qualifying military member,
10 who is less than twenty-five years of age and who was a dependent of a qualifying military member
11 at the time of death or injury or within five years subsequent to the injury, or the spouse of a
12 qualifying military member which was the spouse of a veteran at the time of death or injury or
13 within five years subsequent to the injury;

14 (4) "Grant", the veteran's survivors grant as established in this section;

15 (5) "Institution of postsecondary education", any approved Missouri public institution of
16 postsecondary education, as defined in subdivision (3) of subsection 1 of section 173.1102;

17 (6) "Qualifying military member", any member of the military of the United States, whether
18 active duty, reserve, or National Guard, who served in the military after September 11, 2001, during
19 time of war and for whom the following criteria apply:

20 (a) A veteran was a Missouri resident when first entering the military service or at the time
21 of death or injury;

22 (b) A veteran died or was injured as a result of combat action or a veteran's death or injury
23 was certified by the Department of Veterans' Affairs medical authority to be attributable to an illness
24 or accident that occurred while serving in combat, or became eighty percent disabled as a result of
25 injuries or accidents sustained in combat action after September 11, 2001; and

26 (c) "Combat veteran", a Missouri resident who is discharged for active duty service having
27 served since September 11, 2001, and received a DD214 in a geographic area entitled to receive
28 combat pay tax exclusion exemption, hazardous duty pay, or imminent danger pay, or hostile fire
29 pay;

30 (7) "Survivor", an eligible student of a qualifying military member;

31 (8) "Tuition", any tuition or incidental fee, or both, charged by an institution of
32 postsecondary education for attendance at the institution by a student as a resident of this state. The
33 tuition grant shall not exceed the amount of tuition charged a Missouri resident at the University of
34 Missouri-Columbia for attendance.

35 2. Within the limits of the amounts appropriated therefor, the coordinating board for higher
36 education shall award annually up to twenty-five grants to survivors of qualifying military members

Action Taken _____ Date _____

1 to attend institutions of postsecondary education in this state, which shall continue to be awarded
 2 annually to eligible recipients as long as the recipient achieves and maintains a cumulative grade
 3 point average of at least two and one-half on a four-point scale, or its equivalent. If the waiting list
 4 of eligible survivors exceeds fifty, the coordinating board may petition the general assembly to
 5 expand the quota. If the quota is not expanded, then the eligibility of survivors on the waiting list
 6 shall be extended.

7 3. A survivor may receive a grant under this section only so long as the survivor is enrolled
 8 in a program leading to a certificate, or an associate or baccalaureate degree. In no event shall a
 9 survivor receive a grant beyond the completion of the first baccalaureate degree, regardless of age.

10 4. The coordinating board for higher education shall:

11 (1) Promulgate all necessary rules and regulations for the implementation of this section;
 12 and

13 (2) Provide the forms and determine the procedures necessary for a survivor to apply for and
 14 receive a grant under this section.

15 5. Any rule or portion of a rule, as that term is defined in section 536.010, that is created
 16 under the authority delegated in this section shall become effective only if it complies with and is
 17 subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and
 18 chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to
 19 chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently
 20 held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after
 21 August 28, 2008, shall be invalid and void.

22 6. In order to be eligible to receive a grant under this section, a survivor shall be certified as
 23 eligible by the Missouri veterans' commission.

24 7. A survivor who is enrolled or has been accepted for enrollment as an undergraduate
 25 postsecondary student at an approved institution of postsecondary education, and who is selected to
 26 receive a grant under this section, shall receive the following:

27 (1) An amount not to exceed the actual tuition charged at the approved institution of
 28 postsecondary education where the survivor is enrolled or accepted for enrollment;

29 (2) An allowance of up to two thousand dollars per semester for room and board; and

30 (3) The actual cost of books, up to a maximum of five hundred dollars per semester.

31 8. A survivor who is a recipient of a grant may transfer from one approved public institution
 32 of postsecondary education to another without losing his or her entitlement under this section. The
 33 board shall make necessary adjustments in the amount of the grant. If a grant recipient at any time
 34 withdraws from the institution of postsecondary education so that under the rules and regulations of
 35 that institution he or she is entitled to a refund of any tuition, fees, room and board, books, or other
 36 charges, the institution shall pay the portion of the refund to which he or she is entitled attributable
 37 to the grant for that semester or similar grading period to the board.

38 9. If a survivor is granted financial assistance under any other student aid program, public or
 39 private, the full amount of such aid shall be reported to the board by the institution and the eligible
 40 survivor.

41 10. Nothing in this section shall be construed as a promise or guarantee that a person will be
 42 admitted to an institution of postsecondary education or to a particular institution of postsecondary
 43 education, will be allowed to continue to attend an institution of postsecondary education after
 44 having been admitted, or will be graduated from an institution of postsecondary education.

45 11. The benefits conferred by this section shall be available to any academically eligible
 46 student of a qualifying military member. Surviving children who are eligible shall be permitted to
 47 apply for full benefits conferred by this section until they reach twenty-five years of age.

48 12. ~~[Pursuant to section 23.253 of the Missouri sunset act:~~

49 ~~_____ (1) The provisions of the new program authorized under this section shall be reauthorized as~~

1 of June 13, 2016, and shall expire on August 28, 2020, unless reauthorized by an act of the general
2 assembly; and
3 ~~—— (2) If such program is reauthorized, the program authorized under this section shall sunset~~
4 ~~automatically twelve years after June 13, 2016; and~~
5 ~~—— (3) This section shall terminate on September first of the calendar year immediately~~
6 ~~following the calendar year in which the program authorized under this section is sunset.] Provisions~~
7 ~~of section 23.253 shall not apply to this section.";~~ and
8
9 Further amend said bill by amending the title, enacting clause, and intersectional references
10 accordingly.