

1 HB245
2 118860-3
3 By Representative Black
4 RFD: Education Policy
5 First Read: 14-JAN-10

1 consecutive months immediately preceding application for a
2 grant under the Alabama Student Grant Program. The ACHE shall
3 promulgate and enforce regulations further defining and
4 limiting the term "domicile" so as to limit the benefits of
5 this legislation to bona fide Alabama citizens, based upon
6 criteria including residency of parents and guardians, voter
7 registration of students and parents, drivers license
8 registration and other facts indicating bona fide citizenship.

9 "(3) APPROVED INSTITUTION. Any independent nonprofit
10 postsecondary institution of higher learning located in the
11 State of Alabama which is accredited by the Commission on
12 Colleges of the Southern Association of Colleges and Schools,
13 ~~or which has entered into the formal process of attaining~~
14 accreditation or any independent, non-profit postsecondary
15 institution of higher learning by the Commission on Colleges
16 of the Southern Association of Colleges and Schools, or whose
17 credits are accepted by at least three other institutions
18 which are accredited by the Commission on Colleges of the
19 Southern Association of Colleges and Schools, or any
20 independent postsecondary institution of higher learning with
21 a permanent facility offering classroom instruction located in
22 Montgomery County, Alabama, which has been incorporated and in
23 continuous operation for over 50 years and which has been
24 accredited for over 10 years by the Commission on Colleges of
25 the Southern Association of Colleges and Schools, prior to the
26 effective date of this amendatory act. Such an approved

1 institution must have an academic curriculum which is not
2 comprised principally of sectarian instruction or preparation
3 of students for a sectarian vocation and which does not award
4 primarily theologian or seminarian degrees. To the extent that
5 any such institution may have a religious or denominational
6 affiliation, it must perform essentially secular educational
7 functions which are distinct and separable from religious
8 activity. Such an approved institution must not discriminate
9 in its admissions practices on the basis of religious or
10 denominational preference. No independent postsecondary
11 institution of higher learning shall be considered an approved
12 institution during any fiscal year in which it receives a
13 direct appropriation from the State of Alabama. Nothing
14 contained herein shall be construed to limit, replace or
15 diminish any direct state appropriation now being made or
16 which shall hereafter be made to any independent institution
17 of higher learning.

18 "(4) ELIGIBLE STUDENT. Any applicant for a grant
19 under the Alabama Student Grant Program who:

20 "a. Has obtained a certificate of graduation from a
21 secondary school or the recognized equivalent of such
22 graduation; and

23 "b. Is classified as an undergraduate student, as
24 defined in this chapter; and

25 "c. Is an Alabama resident, as defined in this
26 chapter; and

1 "d. Is a citizen of the United States or in the
2 process of becoming a citizen of the United States; and

3 "e. Is enrolled or accepted for enrollment as a
4 full-time or part-time student in a program of at least six
5 months' duration in an approved institution as defined in this
6 chapter; and

7 "f. Is not enrolled and does not intend to enroll in
8 a course of study leading to an undergraduate degree in
9 theology or divinity.

10 "(5) FULL-TIME STUDENT. An individual student who
11 meets the criteria established by definitions, rules and
12 regulations to be established by the ACHE.

13 "(6) GRANT. A monetary award under the Alabama
14 Student Grant Program to an approved institution on behalf of
15 and to the credit of an eligible student pursuant to this
16 chapter.

17 "(7) INSTITUTIONAL RELATED EXPENSES. Nonsectarian
18 educational expenses, including, but not limited to, tuition,
19 mandatory fees, room and board, transportation, books and
20 supplies and other incidental nonsectarian education expenses
21 anticipated by an eligible student.

22 "(8) PART-TIME STUDENT. An individual student who
23 meets all qualifications as an eligible student and who meets
24 the further criteria to be established by the ACHE.

25 "(9) PROGRAM. The Alabama Student Grant Program,
26 including the administration thereof.

1 "(10) UNDERGRADUATE STUDENT. Any individual student
2 who meets all other qualifications as an eligible student and
3 has not received a baccalaureate degree or its equivalent."

4 Section 2. This act shall become effective on the
5 first day of the third month following its passage and
6 approval by the Governor, or its otherwise becoming law.

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House of Representatives

Read for the first time and re-
ferred to the House of Representa-
tives committee on Education Policy
..... 14-JAN-10

Read for the second time and placed
on the calendar with 1 substitute
and 03-MAR-10

Read for the third time and passed
as amended 13-APR-10

Yeas 82, Nays 8, Abstains 0

Greg Pappas
Clerk