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| 1 | SENATE BILL NO. 29 |
| 2 | INTRODUCED BY T. BROWN |
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| 4 | A BILL FOR AN ACT ENTITLED: "AN ACT REMOVING THE ~~LIMIT ON~~ REQUIREMENTS RELATED TO LIMIT |
| 5 | ON TUITION WAIVERS FOR SELECTED AND APPROVED NONRESIDENT STUDENTS IN THE MONTANA |
| 6 | UNIVERSITY SYSTEM; AMENDING SECTION 20-25-421, MCA; AND PROVIDING AN IMMEDIATE |
| 7 | EFFECTIVE DATE." |
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| 9 | BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA: |
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| 11 | **Section 1.** Section 20-25-421, MCA, is amended to read: |
| 12 | **"20-25-421. Charges for tuition -- waivers.** ~~(1)~~ (1) The regents may prescribe tuition rates, |
| 13 | matriculation charges, and incidental fees for students in institutions under their jurisdiction. |
| 14 | ~~(2) The regents may~~ utilize waivers in tuition and fees to aid in the recruitment of students to units of the |
| 15 | ~~university system and to promote the policy of assisting the categories of students specified in this subsection.~~ |
| 16 | ~~The regents may~~: |
| 17 | ~~(a) waive~~ OR DISCOUNT ~~nonresident tuition for selected and approved nonresident students, not to exceed~~ |
| 18 | ~~at any unit 2% of the full-time equivalent enrollment at that unit during the preceding year; however, when~~ |
| 19 | ~~necessary, tuition may be waived in excess of 2% of unit enrollment for~~ including ~~nonresident students who enroll~~ |
| 20 | ~~under provisions of any WICHE-sponsored state reciprocal agreements that provide for the payment, when~~ |
| 21 | ~~required, of the student support fee by the reciprocal state;~~ |
| 22 | ~~(b) waive resident tuition for students at least 62 years of age;~~ |
| 23 | ~~(c) waive tuition and fees for:~~ |
| 24 | ~~(i) persons who have one-fourth Indian blood or more or are enrolled members of a state-recognized~~ |
| 25 | ~~or federally recognized Indian tribe located within the boundaries of the state of Montana and who have been~~ |
| 26 | ~~bona fide residents of Montana for at least 1 year prior to enrollment in the Montana university system;~~ |
| 27 | ~~(ii) persons designated by the department of corrections pursuant to 52-5-112 or 53-1-214;~~ |
| 28 | ~~(iii) residents of Montana who served with the armed forces of the United States in any of its wars and~~ |
| 29 | ~~who were honorably discharged from military service;~~ |
| 30 | ~~(iv) children of residents of Montana who served with the armed forces of the United States in any of its~~ |

1    ~~wars and who were killed in action or died as a result of injury, disease, or other disability incurred while in the~~

2    ~~service of the armed forces of the United States;~~

3    ~~(v)  the spouses or children of residents of Montana who have been declared to be prisoners of war or~~

4    ~~missing in action; or~~

5    ~~(vi) the spouse or children of a Montana national guard member who was killed or died as a result of~~

6    ~~injury, disease, or other disability incurred in the line of duty while serving on state active duty;~~

7    ~~(d)  waive tuition charges for qualified survivors of Montana firefighters or peace officers killed in the~~

8    ~~course and scope of employment. For purposes of this subsection, a qualified survivor is a person who meets~~

9    ~~the entrance requirements at the state university or college of the person's choice and is the surviving spouse~~

10   ~~or child of any of the following who were killed in the course and scope of employment:~~

11   ~~(i)  a paid or volunteer member of a municipal or rural fire department;~~

12   ~~(ii) a law enforcement officer as defined in 7-32-201; or~~

13   ~~(iii) a full-time highway patrol officer.~~

14   ~~(3)  If funds are available after the waivers provided for in subsection (2), the regents may waive tuition~~

15   ~~for up to 5,000 credits each academic year.~~

16   (2)  THE REGENTS MAY UTILIZE WAIVERS IN TUITION AND FEES TO AID IN THE RECRUITMENT OF STUDENTS TO

17   UNITS OF THE UNIVERSITY SYSTEM AND TO PROMOTE THE POLICY OF ASSISTING THE CATEGORIES OF STUDENTS SPECIFIED

18   IN THIS SUBSECTION. THE REGENTS MAY:

19   (A)  WAIVE OR DISCOUNT NONRESIDENT TUITION FOR SELECTED AND APPROVED NONRESIDENT STUDENTS,

20   INCLUDING NONRESIDENT STUDENTS WHO ENROLL UNDER PROVISIONS OF ANY WICHE-SPONSORED STATE RECIPROCAL

21   AGREEMENTS THAT PROVIDE FOR THE PAYMENT, WHEN REQUIRED, OF THE STUDENT SUPPORT FEE BY THE RECIPROCAL

22   STATE;

23   (B)  WAIVE RESIDENT TUITION FOR STUDENTS AT LEAST 62 YEARS OF AGE;

24   (C)  WAIVE TUITION AND FEES FOR:

25   (I)  PERSONS WHO HAVE ONE-FOURTH INDIAN BLOOD OR MORE OR ARE ENROLLED MEMBERS OF A

26   STATE-RECOGNIZED OR FEDERALLY RECOGNIZED INDIAN TRIBE LOCATED WITHIN THE BOUNDARIES OF THE STATE OF

27   MONTANA AND WHO HAVE BEEN BONA FIDE RESIDENTS OF MONTANA FOR AT LEAST 1 YEAR PRIOR TO ENROLLMENT IN THE

28   MONTANA UNIVERSITY SYSTEM;

29   (II)  PERSONS DESIGNATED BY THE DEPARTMENT OF CORRECTIONS PURSUANT TO 52-5-112 OR 53-1-214;

30   (III)  RESIDENTS OF MONTANA WHO SERVED WITH THE ARMED FORCES OF THE UNITED STATES IN ANY OF ITS

1    WARS AND WHO WERE HONORABLY DISCHARGED FROM MILITARY SERVICE;

2              (IV)  CHILDREN OF RESIDENTS OF MONTANA WHO SERVED WITH THE ARMED FORCES OF THE UNITED STATES IN

3    ANY OF ITS WARS AND WHO WERE KILLED IN ACTION OR DIED AS A RESULT OF INJURY, DISEASE, OR OTHER DISABILITY

4    INCURRED WHILE IN THE SERVICE OF THE ARMED FORCES OF THE UNITED STATES;

5              (V)  THE SPOUSES OR CHILDREN OF RESIDENTS OF MONTANA WHO HAVE BEEN DECLARED TO BE PRISONERS OF

6    WAR OR MISSING IN ACTION; OR

7              (VI)  THE SPOUSE OR CHILDREN OF A MONTANA NATIONAL GUARD MEMBER WHO WAS KILLED OR DIED AS A RESULT

8    OF INJURY, DISEASE, OR OTHER DISABILITY INCURRED IN THE LINE OF DUTY WHILE SERVING ON STATE ACTIVE DUTY;

9              (D)  WAIVE TUITION CHARGES FOR QUALIFIED SURVIVORS OF MONTANA FIREFIGHTERS OR PEACE OFFICERS KILLED

10   IN THE COURSE AND SCOPE OF EMPLOYMENT. FOR PURPOSES OF THIS SUBSECTION, A QUALIFIED SURVIVOR IS A PERSON

11   WHO MEETS THE ENTRANCE REQUIREMENTS AT THE STATE UNIVERSITY OR COLLEGE OF THE PERSON'S CHOICE AND IS THE

12   SURVIVING SPOUSE OR CHILD OF ANY OF THE FOLLOWING WHO WERE KILLED IN THE COURSE AND SCOPE OF EMPLOYMENT:

13             (I)  A PAID OR VOLUNTEER MEMBER OF A MUNICIPAL OR RURAL FIRE DEPARTMENT;

14             (II)  A LAW ENFORCEMENT OFFICER AS DEFINED IN 7-32-201; OR

15             (III)  A FULL-TIME HIGHWAY PATROL OFFICER."

16

17             NEW SECTION.  **Section 2.  Effective date.** [This act] is effective on passage and approval.

18                                                        - END -