



Senate

File No. 871

General Assembly

January Session, 2007

(Reprint of File No. 80)

Senate Bill No. 301
As Amended by House Amendment
Schedule "A"

Approved by the Legislative Commissioner
May 24, 2007

AN ACT CONCERNING TUITION WAIVERS FOR CHILDREN AND SPOUSES OF VETERANS KILLED IN THE LINE OF DUTY ON OR AFTER SEPTEMBER 11, 2001, AND CONCERNING LEGION OF CHRIST COLLEGE OF HUMANITIES.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Subsection (d) of section 10a-77 of the general statutes is
2 repealed and the following is substituted in lieu thereof (*Effective July*
3 *1, 2007*):

4 (d) Said board of trustees shall waive the payment of tuition at any
5 of the regional community-technical colleges (1) for any dependent
6 child of a person whom the armed forces of the United States has
7 declared to be missing in action or to have been a prisoner of war
8 while serving in such armed forces after January 1, 1960, which child
9 has been accepted for admission to such institution and is a resident of
10 Connecticut at the time such child is accepted for admission to such
11 institution, (2) for any resident of the state who is a dependent child or
12 surviving spouse of (A) a person who was killed in action while
13 performing active military duty with the armed forces of the United

14 States on or after September 11, 2001, or (B) a person who died as a
15 result of accident or illness sustained while performing active military
16 duty with the armed forces of the United States on or after September
17 11, 2001, (3) for any veteran having served in time of war, as defined in
18 subsection (a) of section 27-103, or who served in either a combat or
19 combat support role in the invasion of Grenada, October 25, 1983, to
20 December 15, 1983, the invasion of Panama, December 20, 1989, to
21 January 31, 1990, or the peace-keeping mission in Lebanon, September
22 29, 1982, to March 30, 1984, who has been accepted for admission to
23 such institution and is domiciled in this state at the time such veteran
24 is accepted for admission to such institution, [(3)] (4) for any resident
25 of Connecticut sixty-two years of age or older, provided, at the end of
26 the regular registration period, there are enrolled in the course a
27 sufficient number of students other than those persons eligible for
28 waivers pursuant to this subdivision to offer the course in which such
29 person intends to enroll and there is space available in such course
30 after accommodating all such students, [(4)] (5) for any student
31 attending the Connecticut State Police Academy who is enrolled in a
32 law enforcement program at said academy offered in coordination
33 with a regional community-technical college which accredits courses
34 taken in such program, [(5)] (6) for any active member of the
35 Connecticut Army or Air National Guard who (A) has been certified
36 by the Adjutant General or such Adjutant General's designee as a
37 member in good standing of the guard, and (B) is enrolled or accepted
38 for admission to such institution on a full-time or part-time basis in an
39 undergraduate degree-granting program, [(6)] (7) for any dependent
40 child of a (A) police officer, as defined in section 7-294a, or
41 supernumerary or auxiliary police officer, (B) firefighter, as defined in
42 section 7-323j, or member of a volunteer fire company, (C) municipal
43 employee, or (D) state employee, as defined in section 5-154, killed in
44 the line of duty, [(7)] (8) for any resident of the state who is a
45 dependent child or surviving spouse of a specified terrorist victim who
46 was a resident of this state, and [(8)] (9) for any dependent child of a
47 resident of the state who was killed in a multivehicle crash at or near
48 the intersection of Routes 44 and 10 and Nod Road in Avon on July 29,

49 2005. If any person who receives a tuition waiver in accordance with
50 the provisions of this subsection also receives educational
51 reimbursement from an employer, such waiver shall be reduced by the
52 amount of such educational reimbursement. Veterans described in
53 subdivision [(2)] (3) of this subsection and members of the National
54 Guard described in subdivision [(5)] (6) of this subsection shall be
55 given the same status as students not receiving tuition waivers in
56 registering for courses at regional community-technical colleges.
57 Notwithstanding the provisions of section 10a-30, as used in this
58 subsection, "domiciled in this state" includes domicile for less than one
59 year.

60 Sec. 2. Subsection (d) of section 10a-99 of the general statutes is
61 repealed and the following is substituted in lieu thereof (*Effective July*
62 *1, 2007*):

63 (d) Said board shall waive the payment of tuition fees at the
64 Connecticut State University system (1) for any dependent child of a
65 person whom the armed forces of the United States has declared to be
66 missing in action or to have been a prisoner of war while serving in
67 such armed forces after January 1, 1960, which child has been accepted
68 for admission to such institution and is a resident of Connecticut at the
69 time such child is accepted for admission to such institution, (2) for
70 any resident of the state who is a dependent child or surviving spouse
71 of (A) a person who was killed in action while performing active
72 military duty with the armed forces of the United States on or after
73 September 11, 2001, or (B) a person who died as a result of accident or
74 illness sustained while performing active military duty with the armed
75 forces of the United States on or after September 11, 2001, (3) for any
76 veteran having served in time of war, as defined in subsection (a) of
77 section 27-103, or who served in either a combat or combat support
78 role in the invasion of Grenada, October 25, 1983, to December 15,
79 1983, the invasion of Panama, December 20, 1989, to January 31, 1990,
80 or the peace-keeping mission in Lebanon, September 29, 1982, to
81 March 30, 1984, who has been accepted for admission to such
82 institution and is domiciled in this state at the time such veteran is

83 accepted for admission to such institution, [(3)] (4) for any resident of
84 Connecticut sixty-two years of age or older who has been accepted for
85 admission to such institution, provided (A) such person is enrolled in a
86 degree-granting program, or (B) at the end of the regular registration
87 period, there are enrolled in the course a sufficient number of students
88 other than those persons eligible for waivers pursuant to this
89 subdivision to offer the course in which such person intends to enroll
90 and there is space available in such course after accommodating all
91 such students, [(4)] (5) for any student attending the Connecticut Police
92 Academy who is enrolled in a law enforcement program at said
93 academy offered in coordination with the university which accredits
94 courses taken in such program, [(5)] (6) for any active member of the
95 Connecticut Army or Air National Guard who (A) has been certified
96 by the Adjutant General or such Adjutant General's designee as a
97 member in good standing of the guard, and (B) is enrolled or accepted
98 for admission to such institution on a full-time or part-time basis in an
99 undergraduate degree-granting program, [(6)] (7) for any dependent
100 child of a (A) police officer, as defined in section 7-294a, or
101 supernumerary or auxiliary police officer, (B) firefighter, as defined in
102 section 7-323j, or member of a volunteer fire company, (C) municipal
103 employee, or (D) state employee, as defined in section 5-154, killed in
104 the line of duty, [(7)] (8) for any resident of this state who is a
105 dependent child or surviving spouse of a specified terrorist victim who
106 was a resident of the state, and [(8)] (9) for any dependent child of a
107 resident of the state who was killed in a multivehicle crash at or near
108 the intersection of Routes 44 and 10 and Nod Road in Avon on July 29,
109 2005. If any person who receives a tuition waiver in accordance with
110 the provisions of this subsection also receives educational
111 reimbursement from an employer, such waiver shall be reduced by the
112 amount of such educational reimbursement. Veterans described in
113 subdivision [(2)] (3) of this subsection and members of the National
114 Guard described in subdivision [(5)] (6) of this subsection shall be
115 given the same status as students not receiving tuition waivers in
116 registering for courses at Connecticut state universities.
117 Notwithstanding the provisions of section 10a-30, as used in this

118 subsection, "domiciled in this state" includes domicile for less than one
119 year.

120 Sec. 3. Subsection (e) of section 10a-105 of the general statutes is
121 repealed and the following is substituted in lieu thereof (*Effective July*
122 *1, 2007*):

123 (e) Said board of trustees shall waive the payment of tuition fees at
124 The University of Connecticut (1) for any dependent child of a person
125 whom the armed forces of the United States has declared to be missing
126 in action or to have been a prisoner of war while serving in such armed
127 forces after January 1, 1960, which child has been accepted for
128 admission to The University of Connecticut and is a resident of
129 Connecticut at the time such child is accepted for admission to said
130 institution, (2) for any resident of the state who is a dependent child or
131 surviving spouse of (A) a person who was killed in action while
132 performing active military duty with the armed forces of the United
133 States on or after September 11, 2001, or (B) a person who died as a
134 result of accident or illness sustained while performing active military
135 duty with the armed forces of the United States on or after September
136 11, 2001, (3) for any veteran having served in time of war, as defined in
137 subsection (a) of section 27-103, or who served in either a combat or
138 combat support role in the invasion of Grenada, October 25, 1983, to
139 December 15, 1983, the invasion of Panama, December 20, 1989, to
140 January 31, 1990, or the peace-keeping mission in Lebanon, September
141 29, 1982, to March 30, 1984, who has been accepted for admission to
142 said institution and is domiciled in this state at the time such veteran is
143 accepted for admission to said institution, [(3)] (4) for any resident of
144 Connecticut sixty-two years of age or older who has been accepted for
145 admission to said institution, provided (A) such person is enrolled in a
146 degree-granting program, or (B) at the end of the regular registration
147 period, there are enrolled in the course a sufficient number of students
148 other than those persons eligible for waivers pursuant to this
149 subdivision to offer the course in which such person intends to enroll
150 and there is space available in such course after accommodating all
151 such students, [(4)] (5) for any active member of the Connecticut Army

152 or Air National Guard who (A) has been certified by the Adjutant
153 General or such Adjutant General's designee as a member in good
154 standing of the guard, and (B) is enrolled or accepted for admission to
155 said institution on a full-time or part-time basis in an undergraduate
156 degree-granting program, [(5)] (6) for any dependent child of a (A)
157 police officer, as defined in section 7-294a, or supernumerary or
158 auxiliary police officer, (B) firefighter, as defined in section 7-323j, or
159 member of a volunteer fire company, (C) municipal employee, or (D)
160 state employee, as defined in section 5-154, killed in the line of duty,
161 [(6)] (7) for any resident of the state who is the dependent child or
162 surviving spouse of a specified terrorist victim who was a resident of
163 the state, and [(7)] (8) for any dependent child of a resident of the state
164 who was killed in a multivehicle crash at or near the intersection of
165 Routes 44 and 10 and Nod Road in Avon on July 29, 2005. If any
166 person who receives a tuition waiver in accordance with the provisions
167 of this subsection also receives educational reimbursement from an
168 employer, such waiver shall be reduced by the amount of such
169 educational reimbursement. Veterans described in subdivision [(2)] (3)
170 of this subsection and members of the National Guard described in
171 subdivision [(4)] (5) of this subsection shall be given the same status as
172 students not receiving tuition waivers in registering for courses at The
173 University of Connecticut. Notwithstanding the provisions of section
174 10a-30, as used in this subsection, "domiciled in this state" includes
175 domicile for less than one year.

176 Sec. 4. (*Effective from passage*) Legion of Christ College of
177 Humanities, located in the town of Cheshire, having been duly
178 accredited by the Board of Governors for Higher Education on April
179 18, 2007, shall have authority, in accordance with its bylaws and
180 subject to such requirements as may be prescribed for institutions of
181 higher learning by the Board of Governors for Higher Education, as
182 provided in section 10a-34 of the general statutes, to operate as a
183 college in Connecticut. The college may confer the Associate of Arts
184 degree and grant such diplomas as are customary in institutions of
185 higher learning.

This act shall take effect as follows and shall amend the following sections:

Section 1	<i>July 1, 2007</i>	10a-77(d)
Sec. 2	<i>July 1, 2007</i>	10a-99(d)
Sec. 3	<i>July 1, 2007</i>	10a-105(e)
Sec. 4	<i>from passage</i>	New section

The following fiscal impact statement and bill analysis are prepared for the benefit of members of the General Assembly, solely for the purpose of information, summarization, and explanation, and do not represent the intent of the General Assembly or either chamber thereof for any purpose:

OFA Fiscal Note

State Impact:

Agency Affected	Fund-Effect	FY 08 \$	FY 09 \$
Constituent Units of Higher Education	TF - Revenue Loss	See Below	See Below

Note: TF= Tuition Fund

Explanation

Higher Education Tuition Waiver - The bill may result in a revenue loss to the state's public colleges and universities, as it extends tuition waiver rights. State statutes currently provide tuition benefits to certain veterans, national guardsmen and senior citizens at the state's constituent units of public higher education. In FY 07, an estimated 7,570 individuals received tuition waivers across all state higher education units. The estimated dollar value of these waivers is \$6.7 million. In addition, the statutes provide for reimbursement of the cost of waivers that exceed tuition revenue - 2.5% for UConn and CSU and 5% for the community colleges. Funds have never been appropriated for this purpose and as such the constituent units absorb these costs within their respective budgets.

Since the number of individuals who may take advantage of these waivers is unknown, the amount that the units would have to absorb is indeterminate.

House "A" redefined the period of service for which tuition waiver eligibility would be granted resulting in a reduced loss of tuition revenue to the constituent units of higher education. Additionally House "A" eliminated provisions of the original bill concerning the definition of "service in time of war" and the associated fiscal impact.

The Out Years

The annualized ongoing fiscal impact identified above would continue into the future subject to inflation.

OLR Bill Analysis**SB 301 (as amended by House "A")******AN ACT CONCERNING FREE TUITION FOR DEPENDENT CHILDREN OR SPOUSES OF PERSONS WHO HAVE BEEN KILLED IN ACTION WHILE PERFORMING ACTIVE MILITARY DUTY.*****SUMMARY:**

This bill waives tuition at state higher education institutions for any state resident who is a surviving dependent child or spouse of anyone (1) killed in action while performing active military duty with the U.S. Armed Forces on or after September 11, 2001 or (2) who died as a result of accident or illness sustained while performing such duty. The bill applies to UConn, the Connecticut State University System, and community-technical colleges.

The bill also authorizes the Legion of Christ College of Humanities in Cheshire to (1) operate as a college in Connecticut, according to its bylaws and subject to the requirements of the Board of Governors for Higher Education, and (2) confer Associate of Arts degrees and grant diplomas customary for higher education institutions. The board of governors accredited the college on April 18, 2007.

*House Amendment "A" (1) limits the time of service for waiver eligibility to active military duty with the U.S. Armed Forces on or after September 11, 2001, (2) eliminates the provision expanding the definition of "service in time of war" to include separation from service due to a service-connected death, and (2) adds the provision concerning the Legion of Christ College of Humanities.

EFFECTIVE DATE: July 1, 2007

COMMITTEE ACTION

Higher Education and Employment Advancement Committee

Joint Favorable Change of Reference

Yea 18 Nay 0 (03/01/2007)

Public Safety and Security Committee

Joint Favorable

Yea 16 Nay 0 (03/08/2007)

Finance, Revenue and Bonding Committee

Joint Favorable

Yea 53 Nay 0 (05/01/2007)