

AMENDMENTS TO HOUSE BILL NO. 804

Sponsor: REPRESENTATIVE MOUL

Printer's No. 762

1 Amend Bill, page 1, lines 8 through 12, by striking out all
2 of said lines and inserting

3 Section 1. Section 1 of the act of December 15, 1982
4 (P.L.1266, No.287), entitled "An act conferring limited
5 residency status on military personnel, their dependents and
6 civilian personnel assigned to an active duty station in
7 Pennsylvania," is amended to read:

8 Amend Bill, page 1, line 13, by striking out "* * *" and
9 inserting

10 (a) General rule.--The term "resident" or "residency," or
11 any other term or expression used to designate a Commonwealth
12 resident student, when used to determine the rate of tuition to
13 be charged students attending community colleges, public
14 institutions of higher learning [and State-related and State-
15 owned institutions of higher learning], State-related
16 institutions, State-owned institutions and private institutions
17 shall be construed to mean and include any veterans, their
18 spouses and dependent children who do not currently reside in
19 Pennsylvania. The term shall also be construed to mean and
20 include military personnel, their spouses and dependent children
21 who are assigned to an active duty station in Pennsylvania and
22 who reside in Pennsylvania and any civilian personnel, their
23 spouses and dependent children employed at a Department of
24 Defense facility who are transferred to Pennsylvania by the
25 Department of Defense and who reside in Pennsylvania.

26 Amend Bill, page 1, line 14, by inserting a bracket before
27 "or"

28 Amend Bill, page 1, line 15, by inserting after "State-owned"
29], State-related institutions, State-owned institutions and
30 private

31 Amend Bill, page 2, line 2, by inserting a bracket before

1 "or" where it occurs the first time

2 Amend Bill, page 2, line 2, by inserting after "State-owned"
3], State-related institution, State-owned institution or
4 private

5 Amend Bill, page 2, line 18, by striking out all of said line
6 and inserting

7 (a.3) Distance learning tuition.--A community college,
8 public institution of higher learning [or State-related or
9 State-owned institution of higher learning], State-related
10 institution, State-owned institution or private institution
11 shall charge resident tuition rates to any active military
12 personnel and their dependents who are taking college courses or
13 receiving other education services through the Internet or by
14 other electronic means.

15 (a.4) Eligibility.--A veteran and his spouse and dependent
16 children or any other individual shall be charged a resident
17 tuition rate or local sponsor rate as provided for under this
18 act if the individual is eligible to receive benefits under any
19 of the following:

20 (1) 10 U.S.C. Chs. 1606 (relating to educational
21 assistance for members of the selected reserve) and 1607
22 (relating to educational assistance for reserve component
23 members supporting contingency operations and certain other
24 operations).

25 (2) 38 U.S.C. Ch. 30 (relating to all-volunteer force
26 educational assistance program).

27 (3) 38 U.S.C. Ch. 31 (relating to training and
28 rehabilitation for veterans with service-connected
29 disabilities).

30 (4) 38 U.S.C. Ch. 33 (relating to post-9/11 educational
31 assistance).

32 (a.5) Additional eligibility.--A child, a spouse or a
33 surviving spouse who is eligible to receive benefits under 38
34 U.S.C. Ch. 35 (relating to survivors' and dependents'
35 educational assistance) shall also be charged a resident tuition
36 rate or local sponsor rate under the appropriate terms and
37 conditions of subsection (a.1), (a.2) or (a.3).

38 (b) Definitions.--As used in this section, the following
39 words and phrases shall have the meanings given them in this
40 subsection:

41 "Community [colleges." Institutions now or hereafter created
42 pursuant to] college." An institution established under Article
43 XIX-A of the act of March 10, 1949 (P.L.30, No.14), known as the
44 Public School Code of 1949, or the act of August 24, 1963
45 (P.L.1132, No.484), known as the Community College Act of 1963.

46 "Local sponsor." A school district, municipality or county

1 board of school directors, or any combination of school
2 districts, municipalities or county boards of school directors,
3 that participate or propose to participate in the establishment
4 and operation of a community college.

5 "Local sponsor rate." The tuition charged to an individual
6 who is a resident of a school district or municipality that is a
7 member of the local sponsor of the community college.

8 "Member of a local sponsor." A school district or
9 municipality that, alone or with other districts and
10 municipalities, is included in a local sponsor.

11 "Private institution." An institution of higher education,
12 other than a State-related institution, that receives a
13 nonpreferred appropriation from the Commonwealth.

14 "Public institution of higher learning." A public
15 institution licensed or registered under the act of December 15,
16 1986 (P.L.1585, No.174), known as the Private Licensed Schools
17 Act, and approved to offer a program culminating in an Associate
18 in Specialized Business degree or an Associate in Specialized
19 Technology degree.

20 "State-owned [institutions." Those institutions which are]
21 institution." An institution that is part of the State System
22 of Higher Education pursuant to Article XX-A of the act of March
23 10, 1949 (P.L.30, No.14), known as the Public School Code of
24 1949.

25 "State-related [institutions] institution." Any of the
26 following institutions, including any of their branch campuses:

27 (1) The Pennsylvania State University[, the].

28 (2) The University of Pittsburgh[,].

29 (3) Temple University [and].

30 (4) Lincoln University [and their branch campuses].

31 "Veteran." An individual who served in the United States
32 Armed Forces, including a reserve component or the National
33 Guard and who was discharged or released from service under
34 conditions other than dishonorable. The term includes an
35 individual described in 38 U.S.C. § 3319(b) (relating to
36 authority to transfer unused education benefits to family
37 members).