
THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 776 Session of
2011

INTRODUCED BY STACK, FONTANA, SOLOBAY, BREWSTER, ERICKSON,
WAUGH, ORIE, COSTA, PIPPY, BOSCOLA, RAFFERTY, LEACH, KASUNIC,
D. WHITE, WARD, BAKER, TARTAGLIONE AND FARNESE, MARCH 7, 2011

REFERRED TO VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, MARCH
7, 2011

AN ACT

1 Amending Title 51 (Military Affairs) of the Pennsylvania
2 Consolidated Statutes, in military leave of absence, further
3 providing for educational leave of absence.

4 The General Assembly of the Commonwealth of Pennsylvania
5 hereby enacts as follows:

6 Section 1. Section 7313 of Title 51 of the Pennsylvania
7 Consolidated Statutes is amended to read:

8 § 7313. Educational leave of absence.

9 (a) General rule.--Whenever any member of the Pennsylvania
10 National Guard or other reserve component of the armed forces of
11 the United States shall be called or ordered to active duty,
12 other than active duty for training, including, in the case of
13 members of the Pennsylvania National Guard, active State duty,
14 the educational institution in which the member is enrolled
15 shall grant the member a military leave of absence from [their]
16 the member's education. Persons on military leave of absence
17 from their educational institution shall be entitled, upon

1 release from military duty, to be restored to the educational
2 status they had attained prior to their being ordered to
3 military duty without loss of academic credits earned,
4 scholarships or grants awarded or tuition and other fees paid
5 prior to the commencement of the military duty.

6 (b) Change in degree requirements.--If the requirements to
7 obtain a degree change while a member is on active duty with the
8 Pennsylvania National Guard or the reserve components of the
9 armed forces of the United States, the member shall have the
10 right to pursue the member's academic degree under the new
11 requirements or the requirements in place prior to the member's
12 call or order to active duty, other than active duty for
13 training, including, in the case of a member of the Pennsylvania
14 National Guard, active State duty.

15 (c) Notice of rights.--Upon the return of a member of the
16 Pennsylvania National Guard or the reserve components of the
17 armed forces of the United States from active duty to an
18 educational institution, the educational institution shall
19 advise the member in writing or through electronic mail of the
20 member's rights under this section.

21 (d) Refunds or credits of tuition and fees paid.--It shall
22 be the duty of the educational institution to refund tuition or
23 fees paid or to credit the tuition and fees to the next semester
24 or term after the termination of the educational military leave
25 of absence at the option of the student.

26 Section 2. This act shall take effect in 60 days.