

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 1489 Session of
2012

INTRODUCED BY BAKER, ALLOWAY, BREWSTER, COSTA, ERICKSON, FERLO,
FONTANA, KITCHEN, MENSCH, ORIE, PIPPY, RAFFERTY, ROBBINS,
SOLOBAY, STACK, TARTAGLIONE, VOGEL, WARD AND YUDICHAK,
APRIL 16, 2012

REFERRED TO VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, APRIL
16, 2012

AN ACT

1 Amending Title 51 (Military Affairs) of the Pennsylvania
2 Consolidated Statutes, further providing for tuition waiver
3 for children and spouses of deceased soldiers.

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

6 Section 1. Section 3503(a) and (a.1) of Title 51 of the
7 Pennsylvania Consolidated Statutes are amended to read:

8 § 3503. Tuition waiver for children and spouses of deceased
9 soldiers.

10 (a) Children.--The children of members of the Pennsylvania
11 National Guard who were killed or die as a result of injuries
12 received while performing duty in an official duty status
13 authorized under Federal or State law shall be entitled to a
14 waiver of all tuition costs and fees remaining after receipt of
15 other scholarships and education benefits and Federal and State
16 grants, including, but not limited to, educational gratuities
17 for which the children are or may be eligible under the act of

1 December 16, 1998 (P.L.980, No.129), known as the Police
2 Officer, Firefighter, Correction Employee and National Guard
3 Member Child Beneficiary Education Act, at all Pennsylvania
4 State-owned colleges or universities, approved trade schools,
5 State-related institutions of higher learning or community
6 colleges in this Commonwealth for a period not exceeding eight
7 semesters or four years, whichever is greater. In order to be
8 eligible for waiver of tuition and fees under this section, the
9 member of the Pennsylvania National Guard must have been a bona
10 fide resident of Pennsylvania at any time during his service in
11 the Pennsylvania National Guard or at the time of his death, and
12 the member's children must be bona fide residents of
13 Pennsylvania, eligible for resident tuition at the institution
14 to which they have applied, at the time they apply for the
15 tuition and fee waiver.

16 (a.1) Spouses.--The spouse of a member of the Pennsylvania
17 National Guard who was killed or dies as a result of injuries
18 received while performing duty in an official duty status
19 authorized under Federal or State law shall be entitled to a
20 waiver of all tuition costs and fees remaining after receipt of
21 other scholarships and education benefits and Federal and State
22 grants at any Pennsylvania State-owned college or university,
23 approved trade school, State-related institution of higher
24 learning or community college in this Commonwealth for a period
25 not exceeding eight semesters or four years, whichever is
26 greater. A spouse shall be eligible for a waiver of all tuition
27 costs and fees remaining after receipt of other scholarships and
28 education benefits and Federal and State grants under this
29 subsection for a period not to exceed ten years from the date
30 the member is killed or dies as a result of injuries while in

1 Federal or State active duty or until the spouse remarries,
2 whichever occurs first. In order to be eligible for waiver of
3 tuition and fees under this section, the member of the
4 Pennsylvania National Guard must have been a bona fide resident
5 of Pennsylvania at any time during his service in the
6 Pennsylvania National Guard or at the time of his death, and the
7 member's spouse must be a bona fide resident of Pennsylvania,
8 eligible for resident tuition at the institution to which the
9 spouse has applied, at the time the spouse applies for the
10 tuition and fee waiver.

11 * * *

12 Section 2. The amendment of 51 Pa.C.S. § 3503(a) and (a.1)
13 shall be retroactive to September 11, 2001.

14 Section 3. This act shall take effect immediately.