

**PROPOSED AMENDMENTS TO
A-ENGROSSED HOUSE BILL 2158**

1 On page 1 of the printed A-engrossed bill, line 2, after “ORS” insert
2 “351.656 and”.

3 Delete lines 5 through 19 and delete page 2 and insert:

4 **“SECTION 1.** ORS 352.375 is amended to read:

5 “352.375. (1) A public university listed in ORS 352.002 or a community
6 college shall charge an enrolled student who is not a resident of this state
7 and who is attending classes as an undergraduate on a public university or
8 community college campus in this state tuition and fees no greater than the
9 resident rate [*plus 50 percent of the difference between the resident rate and*
10 *the nonresident rate*] if the student:

11 **“(a)** Served in the Armed Forces of the United States; [*and*]

12 **“(b)** Was relieved or discharged from that service [*under honorable con-*
13 *ditions.*] **with either an honorable discharge or a general discharge un-**
14 **der honorable conditions; and**

15 **“(c) Provides proof that the student will qualify as a resident of this**
16 **state, as required by rules adopted or applied by the public university**
17 **or community college for the purpose of determining residency, within**
18 **12 months of being enrolled at the public university or community**
19 **college.**

20 “[2) *Every public university listed in ORS 352.002 and community college*
21 *in this state shall participate to the fullest extent allowed in the federal edu-*
22 *cational assistance programs under the Supplemental Appropriations Act of*

1 2008 (P.L. 110-252) so as to reduce the overall tuition rate for students eligible
2 for tuition rate reduction under subsection (1) of this section to the resident
3 tuition rate.]

4 “[3] (2) A person who served in the Armed Forces of the United States
5 and who receives federal tuition benefits in excess of the tuition and fees the
6 person is charged under subsection (1) of this section at a public university
7 listed in ORS 352.002 or a community college where the person is enrolled
8 shall pay tuition and fees equal to the federal tuition benefits received.

9 “[4] (3) Distance education and self-support courses as identified by each
10 public university listed in ORS 352.002 and community college are exempt
11 from the tuition reduction provisions of this section.

12 “[5] (4) If a nonresident student otherwise eligible for tuition benefits
13 under this section is receiving federal vocational rehabilitation education
14 benefits, that student shall pay full nonresident tuition and fees charged by
15 a public university listed in ORS 352.002 or a community college.

16 **“SECTION 2.** ORS 351.656 is amended to read:

17 “351.656. (1) As used in this section:

18 “(a) ‘Child’ means a child, adopted child or stepchild of a service member
19 **or a veteran.**

20 “(b) ‘Eligible post-secondary institution’ means:

21 “(A) A public university listed in ORS 352.002; and

22 “(B) The Oregon Health and Science University.

23 “(c) ‘Qualified student’ means a child, a spouse or an unremarried sur-
24 viving spouse of a service member **or a veteran.**

25 “(d) ‘Service member’ means a person who:

26 “(A) As a member of the Armed Forces of the United States, died on ac-
27 tive duty;

28 “(B) As a member of the Armed Forces of the United States, died as a
29 result of a military service connected disability; or

30 “(C) Is 100 percent disabled as the result of a military service connected

1 disability, as certified by the United States Department of Veterans Affairs
2 or any branch of the Armed Forces of the United States.

3 **“(e) ‘Veteran’ means a person, alive or deceased, who:**

4 **“(A) Served as a member of the Armed Forces of the United States**
5 **as defined in ORS 348.282;**

6 **“(B) Was relieved or discharged from service in the Armed Forces**
7 **of the United States with either an honorable discharge or a general**
8 **discharge under honorable conditions; and**

9 **“(C) Was awarded the Purple Heart in 2001 or thereafter for wounds**
10 **received in combat.**

11 **“(2) Subject to subsections (3) to [(6)] (7) of this section, an eligible**
12 **post-secondary institution shall waive tuition for a qualified student for**
13 **courses that may lead to a baccalaureate degree or a master’s degree. A**
14 **qualified student who received a tuition waiver for a baccalaureate degree**
15 **may also qualify for a tuition waiver for a master’s degree.**

16 **“(3)(a) The maximum waiver granted under this section shall be as fol-**
17 **lows:**

18 **“(A) For a baccalaureate degree, the total number of credit hours that**
19 **equals four years of full-time attendance at an eligible post-secondary insti-**
20 **tution.**

21 **“(B) For a master’s degree, the total number of credit hours that equals**
22 **two years of full-time attendance at an eligible post-secondary institution.**

23 **“(b) Notwithstanding paragraph (a) of this subsection, a waiver may not**
24 **exceed the total number of credit hours the qualified student needs to grad-**
25 **uate with a baccalaureate degree or a master’s degree.**

26 **“(4) A waiver may be granted under this section only for credit hours for**
27 **courses that are offered by an eligible post-secondary institution and are**
28 **available for enrollment [regardless of whether the qualified student attends**
29 **the course and pays tuition].**

30 **“(5) A qualified student may receive a waiver under this section if the**

1 student:

2 “(a) At the time of application for a waiver, is considered a resident of
3 this state for the purpose of determining tuition to be paid at an eligible
4 post-secondary institution; and

5 “(b) Has been admitted to an eligible post-secondary institution for a
6 baccalaureate degree program or has been admitted to a master’s degree
7 program at an eligible post-secondary institution.

8 “(6)(a) A child who applies for a waiver under this section must be 23
9 years of age or younger at the time the child applies for a waiver.

10 “(b) Notwithstanding paragraph (a) of this subsection, a child who is
11 older than 23 years of age is eligible for a waiver for a master’s degree if the
12 child:

13 “(A) Applied for and received a waiver for a baccalaureate degree when
14 the child was 23 years of age or younger; and

15 “(B) Applied for a waiver for a master’s degree within 12 months of re-
16 ceiving a baccalaureate degree.

17 “(7)(a) **The amount of tuition waived under this section may be re-**
18 **duced by the amount of any federal aid scholarships or grants, awards**
19 **from the Oregon Opportunity Grant program established under ORS**
20 **348.205, or any other aid from the eligible post-secondary institution,**
21 **received by the qualified student.**

22 “(b) **For purposes of this section, ‘federal aid scholarships or**
23 **grants’ does not include Chafee Education and Training Grant vouch-**
24 **ers (P.L. 107-133).**

25 “(c) **The amount of tuition waived under this section may not be**
26 **reduced by the amount of any Survivors’ and Dependents’ Educational**
27 **Assistance under 38 U.S.C. chapter 35 paid to a qualified student.**

28 “**SECTION 3. The State Board of Education and the State Board of**
29 **Higher Education shall report annually on or before February 1 to**
30 **committees of the Legislative Assembly related to veterans and mili-**

1 tary affairs and to higher education regarding students who have re-
2 ceived tuition relief and assistance under ORS 351.656 and 352.375
3 including but not limited to the following:

4 “(1) The number of nonresident veterans who were assessed reduced
5 tuition rates under ORS 352.375 and the amount of nonresident tuition
6 moneys not assessed as a result of receiving the reduced tuition rates
7 under ORS 352.375;

8 “(2) The number of qualified students receiving tuition waivers un-
9 der ORS 351.656, the amount of tuition waived and the relationship of
10 the qualified student to a service member or veteran under ORS
11 351.656; and

12 “(3) Any other relevant information.

13 **“SECTION 4.** The amendments to ORS 351.656 and 352.375 by
14 sections 1 and 2 of this 2013 Act apply only to persons admitted for
15 enrollment to a community college, a public university or an eligible
16 post-secondary institution on or after the effective date of this 2013
17 Act.

18 **“SECTION 5.** This 2013 Act being necessary for the immediate
19 preservation of the public peace, health and safety, an emergency is
20 declared to exist, and this 2013 Act takes effect on its passage.”.

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