

REFERENCE TITLE: **tuition waiver; military; veterans; family**

State of Arizona  
House of Representatives  
Fifty-fourth Legislature  
Second Regular Session  
2020

## **HB 2086**

Introduced by  
Representative Blackman

### **AN ACT**

**AMENDING TITLE 15, CHAPTER 14, ARTICLE 1, ARIZONA REVISED STATUTES, BY  
ADDING SECTION 15-1809; RELATING TO POSTSECONDARY INSTITUTIONS.**

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Title 15, chapter 14, article 1, Arizona Revised  
3 Statutes, is amended by adding section 15-1809, to read:

4 15-1809. Tuition and fee waiver scholarships for children and  
5 spouses of veterans, active duty military and  
6 national guard and reserve members and veterans  
7 with a disability; requirements

8 A. THE ARIZONA BOARD OF REGENTS SHALL PROVIDE A TUITION AND FEE  
9 WAIVER SCHOLARSHIP AT ANY UNIVERSITY UNDER THE JURISDICTION OF THE ARIZONA  
10 BOARD OF REGENTS AND EACH COMMUNITY COLLEGE DISTRICT SHALL PROVIDE A  
11 TUITION AND FEE WAIVER SCHOLARSHIP AT ANY COMMUNITY COLLEGE IN THAT  
12 COMMUNITY COLLEGE DISTRICT TO THE CHILD OR SPOUSE OF A PERSON WHO MEETS  
13 ALL OF THE FOLLOWING CONDITIONS:

14 1. RESIDES IN THIS STATE.

15 2. WAS HONORABLY DISCHARGED FROM THE UNITED STATES ARMED FORCES  
16 AFTER SERVING ON ACTIVE MILITARY DUTY, EXCLUDING TRAINING, FOR MORE THAN  
17 ONE HUNDRED EIGHTY DAYS AND WHO SERVED A PORTION OF THE PERSON'S ACTIVE  
18 DUTY DURING ANY NATIONAL EMERGENCY DECLARED IN ACCORDANCE WITH FEDERAL  
19 LAW.

20 3. ENTERED THE SERVICE AT A LOCATION IN THIS STATE.

21 4. DECLARED THIS STATE AS THE PERSON'S HOME OF RECORD IN THE MANNER  
22 PROVIDED BY THE APPLICABLE SERVICE OR WOULD HAVE BEEN DETERMINED TO BE A  
23 RESIDENT OF THIS STATE FOR THE PURPOSES OF SECTION 15-1802 AT THE TIME THE  
24 PERSON ENTERED THE SERVICE.

25 5. HAS NOT RECEIVED A TUITION AND FEE WAIVER SCHOLARSHIP PURSUANT  
26 TO SUBSECTION E OF THIS SECTION. IF THE PERSON QUALIFIES FOR A TUITION  
27 AND FEE WAIVER SCHOLARSHIP PURSUANT TO SUBSECTION E OF THIS SECTION, THE  
28 PERSON SHALL CERTIFY TO THE ARIZONA BOARD OF REGENTS IN A MANNER  
29 PRESCRIBED BY THE ARIZONA BOARD OF REGENTS THAT THE PERSON WAIVES THE  
30 PERSON'S RIGHT TO RECEIVE A TUITION AND FEE WAIVER SCHOLARSHIP PURSUANT TO  
31 SUBSECTION E OF THIS SECTION BEFORE THE CHILD OR SPOUSE OF THE PERSON IS  
32 ELIGIBLE TO RECEIVE A TUITION AND FEE WAIVER SCHOLARSHIP PURSUANT TO THIS  
33 SUBSECTION.

34 B. THE ARIZONA BOARD OF REGENTS SHALL PROVIDE A TUITION AND FEE  
35 WAIVER SCHOLARSHIP AT ANY UNIVERSITY UNDER THE JURISDICTION OF THE ARIZONA  
36 BOARD OF REGENTS AND EACH COMMUNITY COLLEGE DISTRICT SHALL PROVIDE A  
37 TUITION AND FEE WAIVER SCHOLARSHIP AT ANY COMMUNITY COLLEGE IN THAT  
38 COMMUNITY COLLEGE DISTRICT TO THE CHILD OR SPOUSE OF A PERSON WHO MEETS  
39 ALL OF THE FOLLOWING CONDITIONS:

40 1. CURRENTLY SERVES ON ACTIVE MILITARY DUTY IN THE UNITED STATES  
41 ARMED FORCES.

42 2. SERVED ON ACTIVE MILITARY DUTY IN THE UNITED STATES ARMED FORCES  
43 FOR MORE THAN ONE HUNDRED EIGHTY DAYS, EXCLUDING TRAINING.

44 3. SERVED A PORTION OF THE PERSON'S ACTIVE DUTY DURING ANY NATIONAL  
45 EMERGENCY DECLARED IN ACCORDANCE WITH FEDERAL LAW.

1           4. ENTERED THE SERVICE AT A LOCATION IN THIS STATE.  
2           5. DECLARED THIS STATE AS THE PERSON'S HOME OF RECORD IN THE MANNER  
3 PROVIDED BY THE APPLICABLE SERVICE OR WOULD HAVE BEEN DETERMINED TO BE A  
4 RESIDENT OF THIS STATE FOR THE PURPOSES OF SECTION 15-1802 AT THE TIME THE  
5 PERSON ENTERED THE SERVICE.  
6           C. THE ARIZONA BOARD OF REGENTS SHALL PROVIDE A TUITION AND FEE  
7 WAIVER SCHOLARSHIP AT ANY UNIVERSITY UNDER THE JURISDICTION OF THE ARIZONA  
8 BOARD OF REGENTS AND EACH COMMUNITY COLLEGE DISTRICT SHALL PROVIDE A  
9 TUITION AND FEE WAIVER SCHOLARSHIP AT ANY COMMUNITY COLLEGE IN THAT  
10 COMMUNITY COLLEGE DISTRICT TO THE CHILD OR SPOUSE OF A PERSON WHO MEETS  
11 ALL OF THE FOLLOWING CONDITIONS:  
12           1. RESIDES IN THIS STATE.  
13           2. SERVED IN THE NATIONAL GUARD OR THE UNITED STATES ARMED FORCES  
14 RESERVES UNDER THE AUTHORITY OF TITLE 10 OF THE UNITED STATES CODE.  
15           3. WAS HONORABLY DISCHARGED FROM THE NATIONAL GUARD OR THE UNITED  
16 STATES ARMED FORCES RESERVES AFTER BEING DEPLOYED FOR MORE THAN ONE  
17 HUNDRED TWENTY DAYS OUTSIDE OF THE UNITED STATES IN A DESIGNATED AREA OF  
18 OPERATION THAT IS CONSIDERED A WAR ZONE BY THE UNITED STATES DEPARTMENT OF  
19 DEFENSE.  
20           4. ENTERED THE SERVICE AT A LOCATION IN THIS STATE.  
21           5. DECLARED THIS STATE AS THE PERSON'S HOME OF RECORD IN THE MANNER  
22 PROVIDED BY THE APPLICABLE SERVICE OR WOULD HAVE BEEN DETERMINED TO BE A  
23 RESIDENT OF THIS STATE FOR THE PURPOSES OF SECTION 15-1802 AT THE TIME THE  
24 PERSON ENTERED THE SERVICE.  
25           D. THE ARIZONA BOARD OF REGENTS SHALL PROVIDE A TUITION AND FEE  
26 WAIVER SCHOLARSHIP AT ANY UNIVERSITY UNDER THE JURISDICTION OF THE ARIZONA  
27 BOARD OF REGENTS AND EACH COMMUNITY COLLEGE DISTRICT SHALL PROVIDE A  
28 TUITION AND FEE WAIVER SCHOLARSHIP AT ANY COMMUNITY COLLEGE IN THAT  
29 COMMUNITY COLLEGE DISTRICT TO THE CHILD OR SPOUSE OF A PERSON WHO MEETS  
30 ALL OF THE FOLLOWING CONDITIONS:  
31           1. RESIDES IN THIS STATE.  
32           2. SERVES IN THE NATIONAL GUARD OR THE UNITED STATES ARMED FORCES  
33 RESERVES UNDER THE AUTHORITY OF TITLE 10 OF THE UNITED STATES CODE.  
34           3. HAS BEEN DEPLOYED FOR MORE THAN ONE HUNDRED TWENTY DAYS OUTSIDE  
35 OF THE UNITED STATES IN A DESIGNATED AREA OF OPERATION THAT IS CONSIDERED  
36 A WAR ZONE BY THE UNITED STATES DEPARTMENT OF DEFENSE.  
37           4. ENTERED THE SERVICE AT A LOCATION IN THIS STATE.  
38           5. DECLARED THIS STATE AS THE PERSON'S HOME OF RECORD IN THE MANNER  
39 PROVIDED BY THE APPLICABLE SERVICE OR WOULD HAVE BEEN DETERMINED TO BE A  
40 RESIDENT OF THIS STATE FOR THE PURPOSES OF SECTION 15-1802 AT THE TIME THE  
41 PERSON ENTERED THE SERVICE.  
42           E. THE ARIZONA BOARD OF REGENTS SHALL PROVIDE A TUITION AND FEE  
43 WAIVER SCHOLARSHIP AT ANY UNIVERSITY UNDER THE JURISDICTION OF THE ARIZONA  
44 BOARD OF REGENTS AND EACH COMMUNITY COLLEGE DISTRICT SHALL PROVIDE A  
45 TUITION AND FEE WAIVER SCHOLARSHIP AT ANY COMMUNITY COLLEGE IN THAT

1 COMMUNITY COLLEGE DISTRICT TO A PERSON WHO MEETS ALL OF THE FOLLOWING  
2 CONDITIONS:

3 1. RESIDES IN THIS STATE.

4 2. WAS HONORABLY DISCHARGED FROM THE UNITED STATES ARMED FORCES  
5 AFTER SERVING ON ACTIVE MILITARY DUTY, EXCLUDING TRAINING, FOR MORE THAN  
6 ONE HUNDRED EIGHTY DAYS AND WHO SERVED A PORTION OF THE PERSON'S ACTIVE  
7 DUTY DURING ANY NATIONAL EMERGENCY DECLARED IN ACCORDANCE WITH FEDERAL  
8 LAW.

9 3. ENTERED THE SERVICE AT A LOCATION IN THIS STATE.

10 4. DECLARED THIS STATE AS THE PERSON'S HOME OF RECORD IN THE MANNER  
11 PROVIDED BY THE APPLICABLE SERVICE OR WOULD HAVE BEEN DETERMINED TO BE A  
12 RESIDENT OF THIS STATE FOR THE PURPOSES OF SECTION 15-1802 AT THE TIME THE  
13 PERSON ENTERED THE SERVICE.

14 5. HAS A DISABILITY RATING DETERMINED BY THE UNITED STATES  
15 DEPARTMENT OF VETERANS AFFAIRS OF SEVENTY PERCENT OR MORE.

16 6. A CHILD OR THE SPOUSE OF THE PERSON HAS NOT RECEIVED A TUITION  
17 AND FEE WAIVER SCHOLARSHIP PURSUANT TO SUBSECTION A OF THIS SECTION.

18 F. IF A PERSON RECEIVES A TUITION AND FEE WAIVER SCHOLARSHIP  
19 PURSUANT TO SUBSECTION E OF THIS SECTION, THE PERSON'S CHILDREN AND SPOUSE  
20 ARE NOT ELIGIBLE TO RECEIVE A TUITION AND FEE WAIVER SCHOLARSHIP PURSUANT  
21 TO SUBSECTION A OF THIS SECTION.

22 G. TO QUALIFY FOR A SCHOLARSHIP UNDER SUBSECTION A, B, C OR D OF  
23 THIS SECTION, THE SPOUSE OR CHILD MUST BE CLASSIFIED AS A RESIDENT UNDER  
24 SECTION 15-1802 ON THE DATE OF THE SPOUSE'S OR CHILD'S REGISTRATION.

25 H. A PERSON MAY NOT RECEIVE A SCHOLARSHIP UNDER THIS SECTION FOR  
26 MORE THAN A CUMULATIVE TOTAL OF ONE HUNDRED FIFTY CREDIT HOURS.

27 I. THE ARIZONA BOARD OF REGENTS AND EACH COMMUNITY COLLEGE DISTRICT  
28 GOVERNING BOARD SHALL REQUIRE EACH PERSON WHO SEEKS A SCHOLARSHIP UNDER  
29 THIS SECTION TO SUBMIT TO THE ARIZONA BOARD OF REGENTS OR THE COMMUNITY  
30 COLLEGE DISTRICT GOVERNING BOARD AN APPLICATION IN THE FORM AND MANNER  
31 PRESCRIBED BY THE ARIZONA BOARD OF REGENTS OR THE COMMUNITY COLLEGE  
32 DISTRICT GOVERNING BOARD AND EVIDENCE THAT THE APPLICANT QUALIFIES FOR THE  
33 SCHOLARSHIP NOT LATER THAN THE LAST CLASS DATE OF THE SEMESTER OR TERM TO  
34 WHICH THE SCHOLARSHIP APPLIES. THE ARIZONA BOARD OF REGENTS OR THE  
35 COMMUNITY COLLEGE DISTRICT GOVERNING BOARD MAY ENCOURAGE APPLICANTS TO  
36 SUBMIT THE APPLICATION AND EVIDENCE AT AN EARLIER DATE.

37 J. A SCHOLARSHIP UNDER THIS SECTION MAY NOT BE AWARDED TO A PERSON  
38 WHO, AT THE TIME OF THE PERSON'S REGISTRATION, IS ENTITLED TO RECEIVE  
39 EDUCATIONAL BENEFITS UNDER FEDERAL LEGISLATION THAT MAY BE USED ONLY TO  
40 PAY TUITION AND FEES IF THE VALUE OF THOSE BENEFITS RECEIVED IN A SEMESTER  
41 OR OTHER TERM IS EQUAL TO OR EXCEEDS THE VALUE OF THE SCHOLARSHIP FOR THE  
42 SAME SEMESTER OR OTHER TERM. IF THE VALUE OF THOSE FEDERAL BENEFITS DOES  
43 NOT EQUAL OR EXCEED THE VALUE OF THE SCHOLARSHIP UNDER THIS SECTION FOR  
44 THE SAME SEMESTER OR OTHER TERM, THE PERSON IS ENTITLED TO RECEIVE BOTH  
45 THOSE FEDERAL BENEFITS AND THE SCHOLARSHIP UNDER THIS SECTION IN THE SAME

1 SEMESTER OR OTHER TERM. THE COMBINED AMOUNT OF THE FEDERAL BENEFITS PLUS  
2 THE AMOUNT OF THE SCHOLARSHIP UNDER THIS SECTION RECEIVED IN A SEMESTER OR  
3 OTHER TERM MAY NOT EXCEED THE COST OF TUITION AND FEES FOR THAT SEMESTER  
4 OR OTHER TERM.

5 K. A PERSON MAY NOT RECEIVE A SCHOLARSHIP UNDER THIS SECTION IF THE  
6 PERSON EITHER:

7 1. IS IN DEFAULT ON A LOAN MADE OR GUARANTEED FOR EDUCATIONAL  
8 PURPOSES BY THE GOVERNMENT.

9 2. HAS RECEIVED A TUITION WAIVER SCHOLARSHIP PURSUANT TO SECTION  
10 15-1808 OR 15-1809.01 OR ANY OTHER SECTION OR REIMBURSEMENT PURSUANT TO  
11 SECTION 26-179.

12 L. THE ARIZONA BOARD OF REGENTS AND EACH COMMUNITY COLLEGE DISTRICT  
13 GOVERNING BOARD MAY ESTABLISH A FEE FOR EXTRAORDINARY COSTS ASSOCIATED  
14 WITH A SPECIFIC COURSE OR PROGRAM AND MAY PROVIDE THAT THE SCHOLARSHIP  
15 UNDER THIS SECTION DOES NOT APPLY TO THIS FEE.

16 M. IN DETERMINING WHETHER TO ADMIT A PERSON TO ANY CERTIFICATE  
17 PROGRAM OR ANY BACCALAUREATE, GRADUATE, POSTGRADUATE OR PROFESSIONAL  
18 DEGREE PROGRAM, A UNIVERSITY UNDER THE JURISDICTION OF THE ARIZONA BOARD  
19 OF REGENTS OR A COMMUNITY COLLEGE AS DEFINED IN SECTION 15-1401 MAY NOT  
20 CONSIDER THE FACT THAT THE PERSON IS ELIGIBLE OR HAS APPLIED FOR A  
21 SCHOLARSHIP UNDER THIS SECTION.

22 N. FOR THE PURPOSES OF THIS SECTION, A PERSON IS THE CHILD OF  
23 ANOTHER PERSON IF EITHER:

24 1. THE PERSON IS THE STEPCHILD OR THE BIOLOGICAL OR ADOPTED CHILD  
25 OF THE OTHER PERSON.

26 2. THE OTHER PERSON CLAIMED THE PERSON AS A DEPENDENT ON A FEDERAL  
27 INCOME TAX RETURN FILED FOR THE PRECEDING YEAR OR WILL CLAIM THE PERSON AS  
28 A DEPENDENT ON A FEDERAL INCOME TAX RETURN FOR THE CURRENT YEAR.