

SSB 5561 - S AMD 573
By Senator Bailey

ADOPTED 02/11/2016

1 Strike everything after the enacting clause and insert the
2 following:

3 "Sec. 1. RCW 28B.15.621 and 2015 c 55 s 222 are each amended to
4 read as follows:

5 (1) The legislature finds that active military and naval
6 veterans, reserve military and naval veterans, and national guard
7 members called to active duty have served their country and have
8 risked their lives to defend the lives of all Americans and the
9 freedoms that define and distinguish our nation. The legislature
10 intends to honor active military and naval veterans, reserve military
11 and naval veterans, and national guard members who have served on
12 active military or naval duty for the public service they have
13 provided to this country.

14 (2) Subject to the limitations in RCW 28B.15.910, the governing
15 boards of the state universities, the regional universities, The
16 Evergreen State College, and the community and technical colleges,
17 may waive all or a portion of tuition and fees for an eligible
18 veteran or national guard member.

19 (3) The governing boards of the state universities, the regional
20 universities, The Evergreen State College, and the community and
21 technical colleges, may waive all or a portion of tuition and fees
22 for a military or naval veteran who is a Washington domiciliary, but
23 who did not serve on foreign soil or in international waters or in
24 another location in support of those serving on foreign soil or in
25 international waters and who does not qualify as an eligible veteran
26 or national guard member under subsection (8) of this section.
27 However, there shall be no state general fund support for waivers
28 granted under this subsection.

29 (4) Subject to the conditions in subsection (5) of this section
30 and the limitations in RCW 28B.15.910, the governing boards of the
31 state universities, the regional universities, The Evergreen State

1 College, and the community and technical colleges, shall waive all
2 tuition and fees for the following persons:

3 (a) A child and the spouse or the domestic partner or surviving
4 spouse or surviving domestic partner of an eligible veteran or
5 national guard member who became totally disabled as a result of
6 serving in active federal military or naval service, or who is
7 determined by the federal government to be a prisoner of war or
8 missing in action; and

9 (b) A child and the surviving spouse or surviving domestic
10 partner of an eligible veteran or national guard member who lost his
11 or her life as a result of serving in active federal military or
12 naval service.

13 (5) The conditions in this subsection (5) apply to waivers under
14 subsection (4) of this section.

15 (a) A child must be a Washington domiciliary and:

16 (i) Be between the age of seventeen and twenty-six to be eligible
17 for the tuition waiver; or

18 (ii) Meet one of the exceptions provided in 38 U.S.C. Sec.
19 3512(a)(1)-(8) as it exists on the effective date of this section.

20 (b) A child's marital status does not affect eligibility.

21 ~~((b))~~ (c)(i) A surviving spouse or surviving domestic partner
22 must be a Washington domiciliary.

23 ~~((b))~~ (c)(iii) of this subsection, a
24 surviving spouse or surviving domestic partner has ten years from the
25 date of the death, total disability, or federal determination of
26 prisoner of war or missing in action status of the eligible veteran
27 or national guard member to receive benefits under the waiver. Upon
28 remarriage or registration in a subsequent domestic partnership, the
29 surviving spouse or surviving domestic partner is ineligible for the
30 waiver of all tuition and fees.

31 (iii) If a death results from total disability, the surviving
32 spouse has ten years from the date of death in which to receive
33 benefits under the waiver.

34 ~~((e))~~ (d) Each recipient's continued participation is subject
35 to the school's satisfactory progress policy.

36 ~~((d))~~ (e) Tuition waivers for graduate students are not
37 required for those who qualify under subsection (4) of this section
38 but are encouraged.

39 ~~((e))~~ (f) Recipients who receive a waiver under subsection (4)
40 of this section may attend full-time or part-time. Total credits

1 earned using the waiver may not exceed two hundred quarter credits,
2 or the equivalent of semester credits.

3 (6) Required waivers of all tuition and fees under subsection (4)
4 of this section shall not affect permissive waivers of tuition and
5 fees under subsection (3) of this section.

6 (7) Private vocational schools and private higher education
7 institutions are encouraged to provide waivers consistent with the
8 terms in subsections (2) through (5) of this section.

9 (8) The definitions in this subsection apply throughout this
10 section.

11 (a) "Child" means a biological child, adopted child, or
12 stepchild.

13 (b) "Eligible veteran or national guard member" means a
14 Washington domiciliary who was an active or reserve member of the
15 United States military or naval forces, or a national guard member
16 called to active duty, who served in active federal service, under
17 either Title 10 or Title 32 of the United States Code, in a war or
18 conflict fought on foreign soil or in international waters or in
19 another location in support of those serving on foreign soil or in
20 international waters, and if discharged from service, has received an
21 honorable discharge.

22 (c) "Totally disabled" means a person who has been determined to
23 be one hundred percent disabled by the federal department of veterans
24 affairs.

25 (d) "Washington domiciliary" means a person whose true, fixed,
26 and permanent house and place of habitation is the state of
27 Washington. "Washington domiciliary" includes a person who is
28 residing in rental housing or residing in base housing. In
29 ascertaining whether a child or surviving spouse or surviving
30 domestic partner is domiciled in the state of Washington, public
31 institutions of higher education shall, to the fullest extent
32 possible, rely upon the standards provided in RCW 28B.15.013.

33 (9) As used in subsection (4) of this section, "fees" includes
34 all assessments for costs incurred as a condition to a student's full
35 participation in coursework and related activities at an institution
36 of higher education.

37 (10) The governing boards of the state universities, the regional
38 universities, The Evergreen State College, and the community and
39 technical colleges shall report to the higher education committees of
40 the legislature by November 15, 2010, and every two years thereafter,

1 regarding the status of implementation of the waivers under
2 subsection (4) of this section. The reports shall include the
3 following data and information:
4 (a) Total number of waivers;
5 (b) Total amount of tuition waived;
6 (c) Total amount of fees waived;
7 (d) Average amount of tuition and fees waived per recipient;
8 (e) Recipient demographic data that is disaggregated by distinct
9 ethnic categories within racial subgroups; and
10 (f) Recipient income level, to the extent possible."

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11 On page 1, line 1 of the title, after "eligibility;" strike the
12 remainder of the title and insert "and amending RCW 28B.15.621."

EFFECT: Makes corrections to underlying code to reflect changes made in the 2015 legislative session.

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