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P.L. 2005, CHAPTER 317, *approved January 12, 2006*

Senate, No. 434

1 **AN ACT** concerning tuition benefits for members of the New Jersey  
2 National Guard and supplementing chapter 62 of Title 18A of the  
3 New Jersey Statutes.

4

5 **BE IT ENACTED** *by the Senate and General Assembly of the State*  
6 *of New Jersey:*

7

8 1. No public institution of higher education in this State shall  
9 impose a nonresident tuition rate or differential fee on a member of the  
10 New Jersey National Guard, if the member meets the criteria set forth  
11 in section 21 of P.L.1999, c.46 (C.18A:62-24).

12

13 2. No public institution of higher education in this State shall  
14 impose a nonresident tuition rate or differential fee on a child or  
15 surviving spouse of a member of the New Jersey National Guard, if the  
16 child or surviving spouse meets the criteria set forth in section 22 of  
17 P.L.1999, c.46 (C.18A:62-25).

18

19 3. This act shall take effect immediately.

20

21

22

23

24 Prohibits public institutions of higher education from imposing  
25 nonresident tuition fees on members of New Jersey National Guard  
26 and surviving children and spouses of Guard members killed in line of  
27 duty.

**SENATE, No. 434**

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**STATE OF NEW JERSEY**  
**211th LEGISLATURE**

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PRE-FILED FOR INTRODUCTION IN THE 2004 SESSION

**Sponsored by:**

**Senator ROBERT E. LITTELL**

**District 24 (Sussex, Hunterdon and Morris)**

**Senator BARBARA BUONO**

**District 18 (Middlesex)**

**SYNOPSIS**

Prohibits public institutions of higher education from imposing nonresident tuition fees on members of New Jersey National Guard and surviving children and spouses of Guard members killed in line of duty.

**CURRENT VERSION OF TEXT**

Introduced Pending Technical Review by Legislative Counsel.



1 AN ACT concerning tuition benefits for members of the New Jersey  
2 National Guard and supplementing chapter 62 of Title 18A of the  
3 New Jersey Statutes.

4  
5 **BE IT ENACTED** by the Senate and General Assembly of the State  
6 of New Jersey:

7  
8 1. No public institution of higher education in this State shall  
9 impose a nonresident tuition rate or differential fee on a member of the  
10 New Jersey National Guard, if the member meets the criteria set forth  
11 in section 21 of P.L.1999, c.46 (C.18A:62-24).

12  
13 2. No public institution of higher education in this State shall  
14 impose a nonresident tuition rate or differential fee on a child or  
15 surviving spouse of a member of the New Jersey National Guard, if the  
16 child or surviving spouse meets the criteria set forth in section 22 of  
17 P.L.1999, c.46 (C.18A:62-25).

18  
19 3. This act shall take effect immediately.

20  
21  
22 STATEMENT

23  
24 This bill prohibits public institutions of higher education in this  
25 State from imposing nonresident tuition rates or differential fees on  
26 members of the New Jersey National Guard or the surviving children  
27 and spouses of guard members killed in the line of duty. Although  
28 current law is clear that it is the intent of the Legislature that National  
29 Guard members and surviving children and spouses are to be admitted  
30 with no payment of tuition, at least one county college has chosen to  
31 demand out-of-county tuition of a Guard member, masking it as a  
32 "differential fee." This bill specifically prohibits that practice.

33 Current law at section 21 of P.L.1999, c.46 (C.18A:62-24) grants  
34 any Guard member up to 15 tuition-free credit hours at any public  
35 institution of higher education in this State, if (a) the member has  
36 completed his or her Initial Active Duty Training and is an active  
37 member in good standing, (b) the member has been accepted to and is  
38 enrolled in good standing at the institution, and (c) the member has  
39 applied for all available State and federal student grants and  
40 scholarships for which he or she is eligible. Section 22 of P.L.1999,  
41 c.46 (C.18A:62-25) grants the same benefits to a child or surviving  
42 spouse of a Guard member killed in the line of duty, if (a) the child or  
43 spouse has been accepted to and is enrolled in good standing at the  
44 institution, (b) the child or spouse has applied for all available State  
45 and federal student grants and scholarships for which he or she is  
46 eligible, and (c) available classroom space permits and tuition-paying

**S434 LITTELL, BUONO**

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1 students constitute the minimum number required for the course.

2 The State enacted the above law to honor the men and women of  
3 the New Jersey National Guard. These men and women come from  
4 around the State, and some may live outside its borders. Neither their  
5 service nor the tuition benefit provided under this law is conditioned  
6 on address.

# SENATE EDUCATION COMMITTEE

## STATEMENT TO

### **SENATE, No. 434**

# **STATE OF NEW JERSEY**

DATED: MARCH 1, 2004

The Senate Education Committee reports favorably Senate Bill No. 434.

This bill prohibits public institutions of higher education in this State from imposing nonresident tuition rates or differential fees on members of the New Jersey National Guard or the surviving children and spouses of guard members killed in the line of duty. Although current law is clear that it is the intent of the Legislature that National Guard members and surviving children and spouses are to be admitted with no payment of tuition, at least one county college has chosen to demand out-of-county tuition of a Guard member, masking it as a "differential fee." This bill specifically prohibits that practice.

Current law at section 21 of P.L.1999, c.46 (C.18A:62-24) grants any Guard member up to 15 tuition-free credit hours at any public institution of higher education in this State, if (a) the member has completed his or her Initial Active Duty Training and is an active member in good standing, (b) the member has been accepted to and is enrolled in good standing at the institution, and (c) the member has applied for all available State and federal student grants and scholarships for which he or she is eligible. Section 22 of P.L.1999, c.46 (C.18A:62-25) grants the same benefits to a child or surviving spouse of a Guard member killed in the line of duty, if (a) the child or spouse has been accepted to and is enrolled in good standing at the institution, (b) the child or spouse has applied for all available State and federal student grants and scholarships for which he or she is eligible, and (c) available classroom space permits and tuition-paying students constitute the minimum number required for the course.

This bill was pre-filed for introduction in the 2004 session pending technical review. As reported, the bill includes the changes required by technical review, which has been performed.

ASSEMBLY EDUCATION COMMITTEE

STATEMENT TO

**SENATE, No. 434**

**STATE OF NEW JERSEY**

DATED: SEPTEMBER 30, 2004

The Assembly Education Committee favorably reports Senate Bill No. 434.

This bill prohibits public institutions of higher education in this State from imposing nonresident tuition rates or differential fees on members of the New Jersey National Guard or the surviving children and spouses of guard members killed in the line of duty. Although current law is clear that it is the intent of the Legislature that National Guard members and surviving children and spouses are to be admitted with no payment of tuition, at least one county college has chosen to demand out-of-county tuition of a Guard member, masking it as a "differential fee." This bill specifically prohibits that practice.

Current law at section 21 of P.L.1999, c.46 (C.18A:62-24) grants any Guard member up to 15 tuition-free credit hours at any public institution of higher education in this State, if (a) the member has completed his or her Initial Active Duty Training and is an active member in good standing, (b) the member has been accepted to and is enrolled in good standing at the institution, and (c) the member has applied for all available State and federal student grants and scholarships for which he or she is eligible. Section 22 of P.L.1999, c.46 (C.18A:62-25) grants the same benefits to a child or surviving spouse of a Guard member killed in the line of duty, if (a) the child or spouse has been accepted to and is enrolled in good standing at the institution, (b) the child or spouse has applied for all available State and federal student grants and scholarships for which he or she is eligible, and (c) available classroom space permits and tuition-paying students constitute the minimum number required for the course.

This bill is identical to the Assembly Committee Substitute for Assembly Bill Nos. 2204 & 2892.



# ASSEMBLY, No. 2204

## STATE OF NEW JERSEY 211th LEGISLATURE

INTRODUCED FEBRUARY 9, 2004

**Sponsored by:**

**Assemblywoman ALISON LITTELL MCHOSE**

**District 24 (Sussex, Hunterdon and Morris)**

**Co-Sponsored by:**

**Assemblymen Gregg, Conners, Vas, Assemblywoman Voss, Assemblymen  
Mayer and Wolfe**

**SYNOPSIS**

Prohibits public institutions of higher education from imposing nonresident tuition fees on members of New Jersey National Guard and surviving children and spouses of Guard members killed in line of duty.

**CURRENT VERSION OF TEXT**

As introduced.



**(Sponsorship Updated As Of: 10/5/2004)**

1 AN ACT concerning tuition benefits for members of the New Jersey  
2 National Guard and supplementing chapter 62 of Title 18A of the  
3 New Jersey Statutes.

4  
5 **BE IT ENACTED** by the Senate and General Assembly of the State  
6 of New Jersey:

7  
8 1. No public institution of higher education in this State shall  
9 impose a nonresident tuition rate or differential fee on a member of the  
10 New Jersey National Guard, if the member meets the criteria set forth  
11 in section 21 of P.L.1999, c.46 (C.18A:62-24).

12  
13 2. No public institution of higher education in this State shall  
14 impose a nonresident tuition rate or differential fee on a child or  
15 surviving spouse of a member of the New Jersey National Guard, if the  
16 child or surviving spouse meets the criteria set forth in section 22 of  
17 P.L.1999, c.46 (C.18A:62-25).

18  
19 3. This act shall take effect immediately.

20  
21  
22 STATEMENT

23  
24 This bill prohibits public institutions of higher education in this  
25 State from imposing nonresident tuition rates or differential fees on  
26 members of the New Jersey National Guard or the surviving children  
27 and spouses of guard members killed in the line of duty. Although  
28 current law is clear that it is the intent of the Legislature that National  
29 Guard members and surviving children and spouses are to be admitted  
30 with no payment of tuition, at least one county college has chosen to  
31 demand out-of-county tuition of a Guard member, masking it as a  
32 "differential fee." This bill specifically prohibits that practice.

33 Current law at section 21 of P.L.1999, c.46 (C.18A:62-24) grants  
34 any Guard member up to 15 tuition-free credit hours at any public  
35 institution of higher education in this State, if (a) the member has  
36 completed his or her Initial Active Duty Training and is an active  
37 member in good standing, (b) the member has been accepted to and is  
38 enrolled in good standing at the institution, and (c) the member has  
39 applied for all available State and federal student grants and  
40 scholarships for which he or she is eligible. Section 22 of P.L.1999,  
41 c.46 (C.18A:62-25) grants the same benefits to a child or surviving  
42 spouse of a Guard member killed in the line of duty, if (a) the child or  
43 spouse has been accepted to and is enrolled in good standing at the  
44 institution, (b) the child or spouse has applied for all available State  
45 and federal student grants and scholarships for which he or she is  
46 eligible, and (c) available classroom space permits and tuition-paying  
47 students constitute the minimum number required for the course.

**A2204 MCHOSE**

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1       The State enacted the above law to honor the men and women of  
2 the New Jersey National Guard. These men and women come from  
3 around the State, and some may live outside its borders. Neither their  
4 service nor the tuition benefit provided under this law is conditioned  
5 on address.

# ASSEMBLY, No. 2892

## STATE OF NEW JERSEY 211th LEGISLATURE

INTRODUCED MAY 20, 2004

**Sponsored by:**

**Assemblyman JACK CONNERS**

**District 7 (Burlington and Camden)**

**Assemblyman HERBERT CONAWAY, JR.**

**District 7 (Burlington and Camden)**

**Co-Sponsored by:**

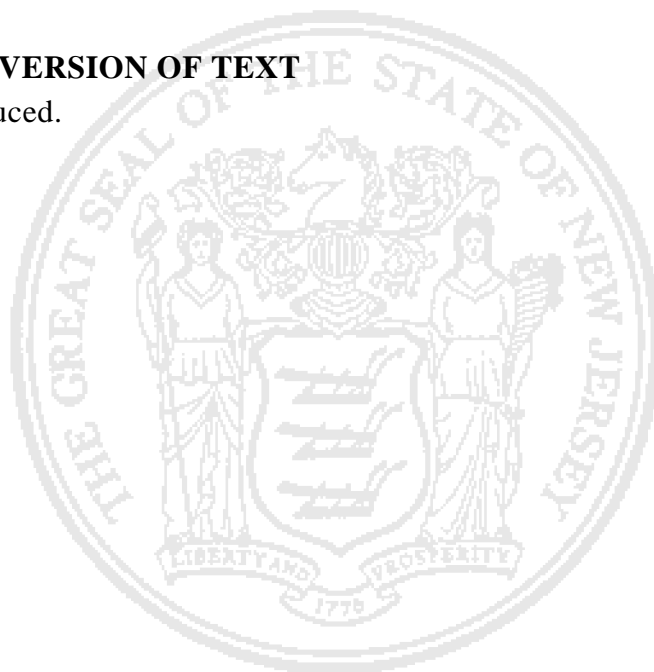
**Assemblyman Diegnan**

**SYNOPSIS**

Prohibits public institutions of higher education from imposing nonresident tuition fees on members of New Jersey National Guard and surviving children and spouses of Guard members killed in line of duty.

**CURRENT VERSION OF TEXT**

As introduced.



**(Sponsorship Updated As Of: 6/4/2004)**

1 AN ACT concerning tuition benefits for members of the New Jersey  
2 National Guard and supplementing chapter 62 of Title 18A of the  
3 New Jersey Statutes.

4  
5 **BE IT ENACTED** by the Senate and General Assembly of the State  
6 of New Jersey:

7  
8 1. No public institution of higher education in this State shall  
9 impose a nonresident tuition rate or differential fee on a member of the  
10 New Jersey National Guard, if the member meets the criteria set forth  
11 in subsections a. and b. of section 21 of P.L.1999, c.46 (C.18A:62-  
12 24).

13  
14 2. No public institution of higher education in this State shall  
15 impose a nonresident tuition rate or differential fee on a child or  
16 surviving spouse of a member of the New Jersey National Guard, if the  
17 child or surviving spouse meets the criteria set forth in section 22 of  
18 P.L.1999, c.46 (C.18A:62-25).

19  
20 3. This act shall take effect immediately.

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22

23

STATEMENT

24

25 This bill prohibits public institutions of higher education in this  
26 State from imposing nonresident tuition rates or differential fees on  
27 members of the New Jersey National Guard or the surviving children  
28 and spouses of guard members killed in the line of duty. Although  
29 current law is clear that it is the intent of the Legislature that National  
30 Guard members and surviving children and spouses are to be admitted  
31 with no payment of tuition, at least one county college has chosen to  
32 demand out-of-county tuition of a Guard member, masking it as a  
33 "differential fee." This bill specifically prohibits that practice.

34 Current law at subsection a. of section 21 of P.L.1999, c.46  
35 (C.18A:62-24) grants any Guard member up to 15 tuition-free credit  
36 hours at any public institution of higher education in this State, if (a)  
37 the member has completed his or her Initial Active Duty Training and  
38 is an active member in good standing, (b) the member has been  
39 accepted to and is enrolled in good standing at the institution, and (c)  
40 the member has applied for all available State and federal student  
41 grants and scholarships for which he or she is eligible. Subsection b.  
42 of section 21 of P.L.1999, c.46, requires the State to reimburse a  
43 public institution of higher education for the tuition cost of each  
44 National Guard member whose enrollment meets the requirements set  
45 forth above. Section 22 of P.L.1999, c.46 (C.18A:62-25) grants the  
46 same benefits to a child or surviving spouse of a Guard member killed

**A2892 CONNERS, CONAWAY**

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1 in the line of duty, if (a) the child or spouse has been accepted to and  
2 is enrolled in good standing at the institution, (b) the child or spouse  
3 has applied for all available State and federal student grants and  
4 scholarships for which he or she is eligible, and (c) available classroom  
5 space permits and tuition-paying students constitute the minimum  
6 number required for the course.

7 The State enacted the above law to honor the men and women of  
8 the New Jersey National Guard. These men and women come from  
9 around the State, and some may live outside its borders. Neither their  
10 service nor the tuition benefit provided under this law is conditioned  
11 on address.

# ASSEMBLY EDUCATION COMMITTEE

## STATEMENT TO

### ASSEMBLY COMMITTEE SUBSTITUTE FOR **ASSEMBLY, Nos. 2204 and 2892**

# **STATE OF NEW JERSEY**

DATED: SEPTEMBER 30, 2004

The Assembly Education Committee favorably reports an Assembly Committee Substitute for Assembly Bill Nos. 2204 and 2892.

This committee substitute prohibits public institutions of higher education in this State from imposing nonresident tuition rates or differential fees on members of the New Jersey National Guard or the surviving children and spouses of guard members killed in the line of duty. Although current law is clear that it is the intent of the Legislature that National Guard members and surviving children and spouses are to be admitted with no payment of tuition, at least one county college has chosen to demand out-of-county tuition of a Guard member, masking it as a "differential fee." This substitute specifically prohibits that practice.

Current law at section 21 of P.L.1999, c.46 (C.18A:62-24) grants any Guard member up to 15 tuition-free credit hours at any public institution of higher education in this State, if (a) the member has completed his or her Initial Active Duty Training and is an active member in good standing, (b) the member has been accepted to and is enrolled in good standing at the institution, and (c) the member has applied for all available State and federal student grants and scholarships for which he or she is eligible. Section 22 of P.L.1999, c.46 (C.18A:62-25) grants the same benefits to a child or surviving spouse of a Guard member killed in the line of duty, if (a) the child or spouse has been accepted to and is enrolled in good standing at the institution, (b) the child or spouse has applied for all available State and federal student grants and scholarships for which he or she is eligible, and (c) available classroom space permits and tuition-paying students constitute the minimum number required for the course.

This Assembly committee substitute is identical to S-434.