

ASSEMBLY, No. 3884

STATE OF NEW JERSEY 209th LEGISLATURE

INTRODUCED NOVEMBER 8, 2001

Sponsored by:

Assemblyman BOB SMITH

District 17 (Middlesex, Somerset and Union)

Assemblyman LEONARD LANCE

District 23 (Warren, Hunterdon and Mercer)

Co-Sponsored by:

Assemblymen Green, Biondi, Assemblywoman Buono, Assemblymen Barnes, Wisniewski, Suliga, Conners, Azzolina, Charles, Guear, Assemblywoman Greenstein, Assemblymen R.Smith, Roberts, Bateman, Assemblywoman Cruz-Perez, Assemblyman Zisa, Assemblywoman Weinberg, Assemblyman Conaway, Assemblywoman Quigley, Assemblymen Sires, Geist, Assemblywomen Friscia, Gill, Assemblymen Gusciora, Impreveduto, LeFevre, Assemblywoman Myers, Assemblyman Asselta, Senators Kavanaugh, Lynch and Bennett

SYNOPSIS

Eliminates certain requirement applicable to members of the New Jersey National Guard who receive higher education tuition waivers and requires State to pay the tuition costs.

CURRENT VERSION OF TEXT

As introduced.

(Sponsorship Updated As Of: 1/8/2002)

1 AN ACT concerning higher education tuition assistance for members
2 of the New Jersey National Guard and amending P.L.1999, c.46.

3
4 **BE IT ENACTED** by the Senate and General Assembly of the State
5 of New Jersey:

6
7 1. Section 21 of P.L.1999, c.46 (C.18A:62-24) is amended to read
8 as follows:

9 21. a. Any member of the New Jersey National Guard shall be
10 permitted to attend regularly-scheduled courses at any public
11 institution of higher education in this State enumerated in
12 N.J.S.18A:62-1 and receive up to 15 credits per semester tuition-free
13 provided that:

14 [a.] (1) the member has completed Initial Active Duty Training and
15 is in good standing as an active member of the New Jersey National
16 Guard;

17 [b.] (2) the member has been accepted to pursue a course of
18 undergraduate study and is enrolled as an undergraduate student in
19 good standing at that institution or a course of graduate study and is
20 enrolled as a graduate student in good standing at that institution; and

21 [c.] (3) the member has applied for all available State student
22 grants and scholarships and all available federal student grants and
23 scholarships for which the member is eligible [; and

24 d. available classroom space permits and tuition-paying students
25 constitute the minimum number required for the course].

26 b. The State shall reimburse a public institution of higher education
27 for the tuition cost of each National Guard member who enrolls in the
28 institution pursuant to the provisions of this section.

29 (cf: P.L.2001, c.9, s.1)

30
31 2. This act shall take effect immediately.

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STATEMENT

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36 This bill deletes the requirement that a member of the New Jersey
37 National Guard who applies to attend a public institution of higher
38 education in the State and receive up to 15 credits per semester
39 tuition-free will be admitted only if available classroom space permits
40 and tuition-paying students constitute the minimum number required
41 for the course. The bill also requires the State to reimburse an
42 institution for the cost of each National Guard member who enrolls in
43 the institution and receives the tuition-free credits.

EXPLANATION - Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

ASSEMBLY COMMERCE, TOURISM, GAMING AND
MILITARY AND VETERANS' AFFAIRS COMMITTEE

STATEMENT TO

ASSEMBLY, No. 3884

STATE OF NEW JERSEY

DATED: DECEMBER 13, 2001

The Assembly Commerce, Tourism, Gaming and Military and Veterans' Affairs Committee reports favorably Assembly, No. 3884.

Under current law, a member of the New Jersey National Guard is entitled to up to 15 credit hours tuition-free for undergraduate study or graduate study at a public institution of higher education, provided that there is available classroom space to accommodate the member and that tuition-paying students constitute the minimum number required for the course.

This bill eliminates the space-available requirement, and the requirement that tuition-paying students constitute the minimum number required for the course. The bill also requires the State to reimburse an institution for the cost of each National Guard member who enrolls in the institution and receives the tuition-free credits.

ASSEMBLY APPROPRIATIONS COMMITTEE

STATEMENT TO

ASSEMBLY, No. 3884

STATE OF NEW JERSEY

DATED: DECEMBER 20, 2001

The Assembly Appropriations Committee reports favorably Assembly Bill No. 3884.

Assembly Bill No. 3884 deletes the requirement that a member of the New Jersey National Guard who applies to attend a public institution of higher education in the State and receives up to 15 credits per semester tuition-free will be admitted only if available classroom space permits and tuition-paying students constitute the minimum number required for the course.

The bill also requires the State to reimburse an institution for the cost of each National Guard member who enrolls in the institution and receives the tuition-free credits.

FISCAL IMPACT:

According to information obtained through the New Jersey Association of State Colleges and Universities, the total cost of tuition in all State colleges and universities of qualified National Guard enrollment for the 2001-2002 school year is estimated at \$2.4 million.

That is representative of the amount that, under current law, the State will be required to reimburse under this bill. No information is available to indicate the additional tuition amounts, if any, that would become reimbursable under the less restrictive admission rules of the bill.

SENATE, No. 2640

STATE OF NEW JERSEY
209th LEGISLATURE

INTRODUCED NOVEMBER 8, 2001

Sponsored by:

Senator WALTER J. KAVANAUGH

District 16 (Morris and Somerset)

SYNOPSIS

Eliminates certain requirement applicable to members of the New Jersey National Guard who receive higher education tuition waivers.

CURRENT VERSION OF TEXT

As introduced.



S2640 KAVANAUGH

2

1 AN ACT concerning higher education tuition assistance for members
2 of the New Jersey National Guard and amending P.L.1999, c.46.

3
4 **BE IT ENACTED** by the Senate and General Assembly of the State
5 of New Jersey:

6
7 1. Section 21 of P.L.1999, c.46 (C.18A:62-24) is amended to read
8 as follows:

9 21. Any member of the New Jersey National Guard shall be
10 permitted to attend regularly-scheduled courses at any public
11 institution of higher education in this State enumerated in
12 N.J.S.18A:62-1 and receive up to 15 credits per semester tuition-free
13 provided that:

14 a. the member has completed Initial Active Duty Training and is in
15 good standing as an active member of the New Jersey National Guard;

16 b. the member has been accepted to pursue a course of
17 undergraduate study and is enrolled as an undergraduate student in
18 good standing at that institution or a course of graduate study and is
19 enrolled as a graduate student in good standing at that institution; and

20 c. the member has applied for all available State student grants and
21 scholarships and all available federal student grants and scholarships
22 for which the member is eligible [; and

23 d. available classroom space permits and tuition-paying students
24 constitute the minimum number required for the course].

25 (cf: P.L.2001, c.9, s.1)

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27 2. This act shall take effect immediately.

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STATEMENT

31

32 This bill deletes the requirement that if members of the New Jersey
33 National Guard attend public institutions of higher education in the
34 State and receive up to 15 credits per semester tuition-free, they will
35 be admitted only if available classroom space permits and
36 tuition-paying students constitute the minimum number required for
37 the course.

EXPLANATION - Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

SENATE, No. 2667

STATE OF NEW JERSEY
209th LEGISLATURE

INTRODUCED NOVEMBER 8, 2001

Sponsored by:

Senator JOHN A. LYNCH

District 17 (Middlesex, Somerset and Union)

Senator JOHN O. BENNETT

District 12 (Monmouth)

SYNOPSIS

Eliminates certain requirement applicable to members of the New Jersey National Guard who receive higher education tuition waivers and requires State to pay the tuition costs.

CURRENT VERSION OF TEXT

As introduced.



1 AN ACT concerning higher education tuition assistance for members
2 of the New Jersey National Guard and amending P.L.1999, c.46.

3
4 **BE IT ENACTED** by the Senate and General Assembly of the State
5 of New Jersey:

6
7 1. Section 21 of P.L.1999, c.46 (C.18A:62-24) is amended to read
8 as follows:

9 21. a. Any member of the New Jersey National Guard shall be
10 permitted to attend regularly-scheduled courses at any public
11 institution of higher education in this State enumerated in
12 N.J.S.18A:62-1 and receive up to 15 credits per semester tuition-free
13 provided that:

14 [a.] (1) the member has completed Initial Active Duty Training and
15 is in good standing as an active member of the New Jersey National
16 Guard;

17 [b.] (2) the member has been accepted to pursue a course of
18 undergraduate study and is enrolled as an undergraduate student in
19 good standing at that institution or a course of graduate study and is
20 enrolled as a graduate student in good standing at that institution; and

21 [c.] (3) the member has applied for all available State student
22 grants and scholarships and all available federal student grants and
23 scholarships for which the member is eligible [; and

24 d. available classroom space permits and tuition-paying students
25 constitute the minimum number required for the course].

26 b. The State shall reimburse a public institution of higher education
27 for the tuition cost of each National Guard member who enrolls in the
28 institution pursuant to the provisions of this section.

29 (cf: P.L.2001, c.9, s.1)

30
31 2. This act shall take effect immediately.

32

33 STATEMENT

34

35 This bill deletes the requirement that a member of the New Jersey
36 National Guard who applies to attend a public institution of higher
37 education in the State and receive up to 15 credits per semester
38 tuition-free will be admitted only if available classroom space permits
39 and tuition-paying students constitute the minimum number required
40 for the course. The bill also requires the State to reimburse an
41 institution for the cost of each National Guard member who enrolls in
42 the institution and receives the tuition-free credits.

EXPLANATION - Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

SENATE COMMITTEE SUBSTITUTE FOR
SENATE, Nos. 2640 and 2667

STATE OF NEW JERSEY
209th LEGISLATURE

ADOPTED DECEMBER 13, 2001

Sponsored by:

Senator WALTER J. KAVANAUGH

District 16 (Morris and Somerset)

Senator JOHN A. LYNCH

District 17 (Middlesex, Somerset and Union)

Senator JOHN O. BENNETT

District 12 (Monmouth)

SYNOPSIS

Eliminates certain requirement applicable to members of the New Jersey National Guard who receive higher education tuition waivers and requires State to pay the tuition costs.

CURRENT VERSION OF TEXT

Substitute as adopted by the Senate Education Committee.



SCS for **S2640** KAVANAUGH, LYNCH

1 **AN ACT** concerning higher education tuition assistance for members
2 of the New Jersey National Guard and amending P.L.1999, c.46.

3

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

6

7 1. Section 21 of P.L.1999, c.46 (C.18A:62-24) is amended to read
8 as follows:

9 21. a. Any member of the New Jersey National Guard shall be
10 permitted to attend regularly-scheduled courses at any public
11 institution of higher education in this State enumerated in
12 N.J.S.18A:62-1 and receive up to 15 credits per semester tuition-free
13 provided that:

14 [a.] (1) the member has completed Initial Active Duty Training
15 and is in good standing as an active member of the New Jersey
16 National Guard;

17 [b.] (2) the member has been accepted to pursue a course of
18 undergraduate study and is enrolled as an undergraduate student in
19 good standing at that institution or a course of graduate study and is
20 enrolled as a graduate student in good standing at that institution; and

21 [c.] (3) the member has applied for all available State student
22 grants and scholarships and all available federal student grants and
23 scholarships for which the member is eligible[; and

24 d. available classroom space permits and tuition-paying students
25 constitute the minimum number required for the course].

26 b. The State shall reimburse a public institution of higher
27 education for the tuition cost of each National Guard member who
28 enrolls in the institution pursuant to the provisions of this section.

29 (cf: P.L.2001, c.9, s.1)

30

31 2. This act shall take effect immediately.

EXPLANATION - Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

SENATE EDUCATION COMMITTEE

STATEMENT TO

SENATE COMMITTEE SUBSTITUTE FOR
SENATE, Nos. 2640 and 2667

STATE OF NEW JERSEY

DATED: DECEMBER 13, 2001

The Senate Education Committee favorably reports an Senate Committee Substitute for Senate Bill Nos. 2640 and 2667.

This committee substitute deletes the requirement that a member of the New Jersey National Guard who applies to attend a public institution of higher education in the State and receive up to 15 credits per semester tuition-free will be admitted only if available classroom space permits and tuition-paying students constitute the minimum number required for the course. The substitute also requires the State to reimburse an institution for the cost of each National Guard member who enrolls in the institution and receives the tuition-free credits.

The Senate Education Committee reports favorably Senate Bill Nos. 2640 and 2667.

SENATE BUDGET AND APPROPRIATIONS COMMITTEE

STATEMENT TO

SENATE COMMITTEE SUBSTITUTE FOR **SENATE, Nos. 2640 and 2667**

with committee amendments

STATE OF NEW JERSEY

DATED: JANUARY 3, 2002

The Senate Budget and Appropriations Committee reports favorably and with committee amendments Senate Bill Nos. 2640 and 2667 (SCS).

This bill limits the application of certain conditions on the right of New Jersey National Guard members to receive higher education tuition waivers.

New Jersey law allows an active member in good standing of the New Jersey National Guard who has completed initial active duty training to attend regularly scheduled courses at a public institution of higher education in the State and receive up to 15 credits per semester tuition-free. Currently, the right of a qualified Guard member to attend a particular course at such an institution is conditional upon (1) the availability of classroom space, and (2) whether tuition-paying students constitute the minimum number required for the course. Under the bill, these two conditions would apply only in a fiscal year for which no specific appropriation is made to cover the cost of the tuition waivers.

The bill includes an explicit provision requiring the State to reimburse an institution for the cost of each National Guard member who enrolls in the institution and receives the tuition-free credits.

COMMITTEE AMENDMENTS

Committee amendments provide that in any State fiscal year in which an adequate and specific State appropriation is not made to reimburse public institutions of higher education for the tuition costs of each National Guard member, the tuition-free course credits shall be allowed if available space permits and tuition-paying students constitute the minimum number required for a course.

FISCAL IMPACT

According to information obtained through the New Jersey Association of State Colleges and Universities, the total cost of tuition in all State colleges and universities of qualified National Guard

enrollment for the 2001-2002 school year is estimated at \$2.4 million. This figure represents the amount that, under current waiver eligibility rules, the State will be required by this bill to reimburse to public colleges and universities for qualified Guard members' attendance at those schools.

No information is available to indicate the additional tuition amounts, if any, that would become reimbursable under the less restrictive admission rules of the bill.

[First Reprint]

SENATE COMMITTEE SUBSTITUTE FOR
SENATE, Nos. 2640 and 2667

STATE OF NEW JERSEY
209th LEGISLATURE

ADOPTED DECEMBER 13, 2001

Sponsored by:

Senator WALTER J. KAVANAUGH

District 16 (Morris and Somerset)

Senator JOHN A. LYNCH

District 17 (Middlesex, Somerset and Union)

Senator JOHN O. BENNETT

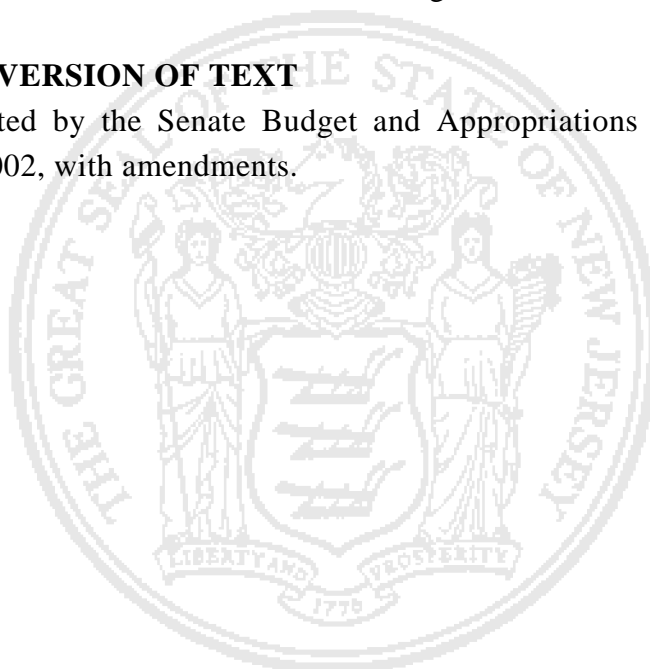
District 12 (Monmouth)

SYNOPSIS

Eliminates classroom space condition on allowance of New Jersey National Guard higher education tuition waivers when funding has been appropriated; requires State to reimburse waiver costs to higher education institutions.

CURRENT VERSION OF TEXT

As reported by the Senate Budget and Appropriations Committee on January 3, 2002, with amendments.



1 AN ACT concerning higher education tuition assistance for members
2 of the New Jersey National Guard and amending P.L.1999, c.46.

3
4 **BE IT ENACTED** by the Senate and General Assembly of the State
5 of New Jersey:

6
7 1. Section 21 of P.L.1999, c.46 (C.18A:62-24) is amended to read
8 as follows:

9 21. a. Any member of the New Jersey National Guard shall be
10 permitted to attend regularly-scheduled courses at any public
11 institution of higher education in this State enumerated in
12 N.J.S.18A:62-1 and receive up to 15 credits per semester tuition-free
13 provided that:

14 [a.] (1) the member has completed Initial Active Duty Training
15 and is in good standing as an active member of the New Jersey
16 National Guard;

17 [b.] (2) the member has been accepted to pursue a course of
18 undergraduate study and is enrolled as an undergraduate student in
19 good standing at that institution or a course of graduate study and is
20 enrolled as a graduate student in good standing at that institution; and

21 [c.] (3) the member has applied for all available State student
22 grants and scholarships and all available federal student grants and
23 scholarships for which the member is eligible[; and

24 d. available classroom space permits and tuition-paying students
25 constitute the minimum number required for the course].

26 ¹In any fiscal year for which adequate State funding has been
27 specifically appropriated therefor, the allowance of tuition-free credit
28 under this subsection shall be without regard to classroom space or
29 course enrollment; but if no such State funding shall have been
30 appropriated for that fiscal year, such credit shall be allowed only if
31 available space permits and tuition-paying students constitute the
32 minimum number required for the course.¹

33 b. The State shall reimburse a public institution of higher
34 education for the tuition cost of each National Guard member who
35 enrolls in the institution pursuant to the provisions of this section.

36 (cf: P.L.2001, c.9, s.1)

37

38 2. This act shall take effect immediately.

EXPLANATION - Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

¹ Senate SBA committee amendments adopted January 3, 2002.

STATEMENT TO

[First Reprint]

SENATE COMMITTEE SUBSTITUTE FOR
SENATE, Nos. 2640 and 2667

with Senate Floor Amendments
(Proposed By Senator BENNETT)

ADOPTED: JANUARY 7, 2002

The floor amendment removes the paragraph which would provide that in any fiscal year for which adequate State funding has been specifically appropriated therefor, the allowance of tuition-free credit under the bill shall be without regard to classroom space or course enrollment.

[Second Reprint]

SENATE COMMITTEE SUBSTITUTE FOR
SENATE, Nos. 2640 and 2667

STATE OF NEW JERSEY
209th LEGISLATURE

ADOPTED DECEMBER 13, 2001

Sponsored by:

Senator WALTER J. KAVANAUGH

District 16 (Morris and Somerset)

Senator JOHN A. LYNCH

District 17 (Middlesex, Somerset and Union)

Senator JOHN O. BENNETT

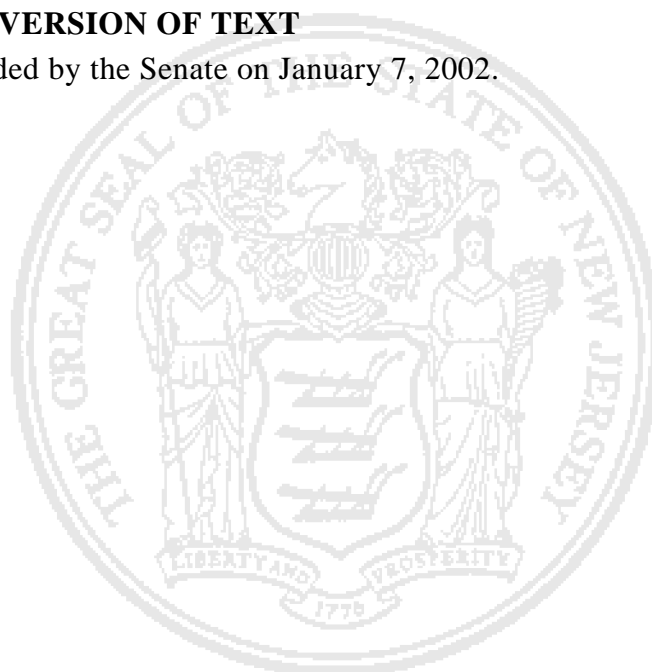
District 12 (Monmouth)

SYNOPSIS

Eliminates certain requirement applicable to members of the New Jersey National Guard who receive higher education tuition waivers and requires State to pay the tuition costs.

CURRENT VERSION OF TEXT

As amended by the Senate on January 7, 2002.



1 AN ACT concerning higher education tuition assistance for members
2 of the New Jersey National Guard and amending P.L.1999, c.46.

3
4 **BE IT ENACTED** by the Senate and General Assembly of the State
5 of New Jersey:

6
7 1. Section 21 of P.L.1999, c.46 (C.18A:62-24) is amended to read
8 as follows:

9 21. a. Any member of the New Jersey National Guard shall be
10 permitted to attend regularly-scheduled courses at any public
11 institution of higher education in this State enumerated in
12 N.J.S.18A:62-1 and receive up to 15 credits per semester tuition-free
13 provided that:

14 [a.] (1) the member has completed Initial Active Duty Training
15 and is in good standing as an active member of the New Jersey
16 National Guard;

17 [b.] (2) the member has been accepted to pursue a course of
18 undergraduate study and is enrolled as an undergraduate student in
19 good standing at that institution or a course of graduate study and is
20 enrolled as a graduate student in good standing at that institution; and

21 [c.] (3) the member has applied for all available State student
22 grants and scholarships and all available federal student grants and
23 scholarships for which the member is eligible[; and

24 d. available classroom space permits and tuition-paying students
25 constitute the minimum number required for the course].

26 ²[¹In any fiscal year for which adequate State funding has been
27 specifically appropriated therefor, the allowance of tuition-free credit
28 under this subsection shall be without regard to classroom space or
29 course enrollment; but if no such State funding shall have been
30 appropriated for that fiscal year, such credit shall be allowed only if
31 available space permits and tuition-paying students constitute the
32 minimum number required for the course.¹]²

33 b. The State shall reimburse a public institution of higher
34 education for the tuition cost of each National Guard member who
35 enrolls in the institution pursuant to the provisions of this section.

36 (cf: P.L.2001, c.9, s.1)

37
38 2. This act shall take effect immediately.

EXPLANATION - Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

¹ Senate SBA committee amendments adopted January 3, 2002.

² Senate floor amendments adopted January 7, 2002.

P.L. 2001, CHAPTER 427, *approved January 8, 2002*

Assembly, No. 3884

1 **AN ACT** concerning higher education tuition assistance for members
2 of the New Jersey National Guard and amending P.L.1999, c.46.

3

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

6

7 1. Section 21 of P.L.1999, c.46 (C.18A:62-24) is amended to read
8 as follows:

9 21. a. Any member of the New Jersey National Guard shall be
10 permitted to attend regularly-scheduled courses at any public
11 institution of higher education in this State enumerated in
12 N.J.S.18A:62-1 and receive up to 15 credits per semester tuition-free
13 provided that:

14 [a.] (1) the member has completed Initial Active Duty Training and
15 is in good standing as an active member of the New Jersey National
16 Guard;

17 [b.] (2) the member has been accepted to pursue a course of
18 undergraduate study and is enrolled as an undergraduate student in
19 good standing at that institution or a course of graduate study and is
20 enrolled as a graduate student in good standing at that institution; and

21 [c.] (3) the member has applied for all available State student
22 grants and scholarships and all available federal student grants and
23 scholarships for which the member is eligible [; and

24 d. available classroom space permits and tuition-paying students
25 constitute the minimum number required for the course].

26 b. The State shall reimburse a public institution of higher education
27 for the tuition cost of each National Guard member who enrolls in the
28 institution pursuant to the provisions of this section.

29 (cf: P.L.2001, c.9, s.1)

30

31 2. This act shall take effect immediately.

32

33

34

STATEMENT

35

36 This bill deletes the requirement that a member of the New Jersey
37 National Guard who applies to attend a public institution of higher
38 education in the State and receive up to 15 credits per semester
39 tuition-free will be admitted only if available classroom space permits
40 and tuition-paying students constitute the minimum number required
41 for the course. The bill also requires the State to reimburse an
42 institution for the cost of each National Guard member who enrolls in

EXPLANATION - Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

1 the institution and receives the tuition-free credits.

2

3

4

5

6 Eliminates certain requirement applicable to members of the New
7 Jersey National Guard who receive higher education tuition waivers
8 and requires State to pay the tuition costs.

CHAPTER 427

AN ACT concerning higher education tuition assistance for members of the New Jersey National Guard and amending P.L.1999, c.46.

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

1. Section 21 of P.L.1999, c.46 (C.18A:62-24) is amended to read as follows:

C.18A:62-24 Tuition benefits for members of New Jersey National Guard; State payment.

21. a. Any member of the New Jersey National Guard shall be permitted to attend regularly-scheduled courses at any public institution of higher education in this State enumerated in N.J.S.18A:62-1 and receive up to 15 credits per semester tuition-free provided that:

(1) the member has completed Initial Active Duty Training and is in good standing as an active member of the New Jersey National Guard;

(2) the member has been accepted to pursue a course of undergraduate study and is enrolled as an undergraduate student in good standing at that institution or a course of graduate study and is enrolled as a graduate student in good standing at that institution; and

(3) the member has applied for all available State student grants and scholarships and all available federal student grants and scholarships for which the member is eligible.

b. The State shall reimburse a public institution of higher education for the tuition cost of each National Guard member who enrolls in the institution pursuant to the provisions of this section.

2. This act shall take effect immediately.

Approved January 8, 2002.