

---

By: **Chairman, Ways and Means Committee (Departmental - Military)**

Introduced and read first time: February 2, 1998

Assigned to: Ways and Means

Reassigned: Appropriations, February 6, 1998

---

Committee Report: Favorable

House action: Adopted

Read second time: March 27, 1998

---

CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Maryland National Guard - Tuition Assistance**

3 FOR the purpose of allowing tuition assistance for members of the Maryland National  
4 Guard to apply to certain fees; altering the limitations on the amount of tuition  
5 assistance a Guard member may receive; repealing a certain residency  
6 requirement under the tuition assistance program; providing for the application  
7 of this Act; and generally relating to tuition assistance for members of the  
8 Maryland National Guard.

9 BY repealing and reenacting, with amendments,  
10 Article 65 - Militia  
11 Section 12A  
12 Annotated Code of Maryland  
13 (1995 Replacement Volume and 1997 Supplement)

14 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
15 MARYLAND, That the Laws of Maryland read as follows:

16 **Article 65 - Militia**

17 12A.

18 (a) (1) In this section the following words have the meanings indicated.

19 (2) "Institution" means any campus of the University System of  
20 Maryland, any community college established pursuant to Title 16 of the Education  
21 Article, Morgan State University, or St. Mary's College.

1 (3) "Member" means any [resident of the State] GUARD PERSON who:

2 (i) Is regularly enlisted in the Maryland National Guard; or

3 (ii) Holds a commission in the Maryland National Guard as:

4 1. An officer in the grade of captain or below; or

5 2. A warrant officer.

6 (4) (i) "Tuition" means the basic instructional charge for  
7 undergraduate credit courses AND RELATED FEES.

8 (ii) "Tuition" does not include[:

9 1. Charges] CHARGES for self-supporting programs[; or

10 2. Fees, such as those for registration, application, or  
11 laboratory work].

12 (b) [(1)] To the extent that funds are provided in the budget, the Military  
13 Department may provide assistance equal to 50 percent of the COST OF IN-STATE  
14 tuition for any regularly scheduled undergraduate credit course for any active  
15 member who is certified as eligible by the Maryland Adjutant General.

16 [(2)] The amount of tuition assistance may not exceed \$500 per semester  
17 for each member at institutions other than community colleges. The amount of tuition  
18 assistance at community colleges may not exceed \$250 per semester for each  
19 member.]

20 (c) (1) The Maryland Adjutant General may not certify a member as eligible  
21 unless the member:

22 (i) If enlisted, has at least 24 months remaining to serve on the  
23 member's current enlistment; or

24 (ii) If an officer or warrant officer, the member agrees in writing to  
25 serve for a minimum of 24 months.

26 (2) The 24 month requirement runs from the first day of classes for the  
27 semester.

28 (d) If a recipient of tuition assistance under this section is discharged from the  
29 Maryland National Guard for a reason designated by the Maryland Adjutant General,  
30 the assistance terminates and the member owes the Military Department within 30  
31 days of discharge the amount of tuition assistance that was received for that  
32 semester.

33 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take  
34 effect June 1, 1998 and shall apply to tuition assistance for tuition expenses incurred  
35 after January 1, 1998.

