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§15–106.4.

(a) This section applies to the following individuals:

(1) An active service member;

(2) The spouse of an active service member;

(3) A financially dependent child of an active service member;

(4) An honorably discharged veteran; or

(5) A member of the National Guard as defined in § 13–405(a)(3) of the Public Safety Article.

(b) Notwithstanding any other provision of this article, an individual described in subsection (a) of this section who attends a public institution of higher education in the State is exempt from paying nonresident tuition at a public institution of higher education in this State if:

(1) The active service member:

(i) Is stationed in this State;

(ii) Resides in this State; or

(iii) Is domiciled in this State;

(2) The spouse or financially dependent child of an active service member presents documentation that, during the time period in which the active service member met the requirements of paragraph (1) of this subsection, the individual:

(i) Enrolled as an entering student in a public institution of higher education in the State; or

(ii) Was accepted to attend a public institution of higher education in the State;

(3) The honorably discharged veteran presents documentation that the individual:

(i) Was honorably discharged from the uniformed services; and

(ii) 1. Resides in this State; or

2. Is domiciled in this State; or

(4) The National Guard member is a member of the Maryland National Guard and joined or subsequently serves in the Maryland National Guard to:

(i) Provide a Critical Military Occupational Skill; or

(ii) Be a member of the Air Force Critical Specialty Code as determined by the National Guard.

(c) Notwithstanding any other provision of this article, a spouse or financially dependent child of an active duty member who is exempt from paying nonresident tuition under subsection (b) of this section shall continue to be exempt from paying nonresident tuition:

(1) If the spouse or financially dependent child:

(i) Enrolls as an entering student in a public institution of higher education in the State;

(ii) Remains continuously enrolled at the public institution of higher education; and

(iii) Remains domiciled in the State during enrollment; and

(2) Regardless of whether the active duty member still meets the requirements of subsection (b)(1) of this section.

(d) Each public institution of higher education shall comply with federal law relating to nonresident tuition for veterans and veterans' dependents.

(e) The Commission shall adopt regulations in accordance with Title 10, Subtitle 1 of the State Government Article to implement the provisions of this section.

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