

LEGISLATIVE BILL 307

Approved by the Governor April 21, 1973

Introduced by S. Marsh, 29

AN ACT to amend section 80-411, Reissue Revised Statutes of Nebraska, 1943, relating to institutions of higher education; to provide waiver of tuition for children of certain servicemen; and to repeal the original section.

Be it enacted by the people of the State of Nebraska,

Section 1. That section 80-411, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

80-411. All tuition shall be waived by the University of Nebraska, the four state colleges, and the ~~Nebraska--Technical--Colleges--at--Milford--and--Sidney~~ technical community colleges on behalf of any child, resident of this state, whose father was a member of the armed forces of the United States and who was killed in action in World War I as defined in section 80-401.01, or who was killed in action on December 7, 1941 or subsequently until such future date as the Legislature shall determine or who died subsequent to his discharge as a result of injury or illness sustained while a member of the armed forces which may or may not have resulted in total disability. Such tuition shall similarly be waived on behalf of any child whose mother or father is totally disabled as a result of military service during such periods, ~~or whose mother or father:~~ (1) while a member of the armed forces of the United States is classified as missing in action or as a prisoner of war during armed hostilities after August 4, 1964; and (2) either (a) was a resident of this state at the time he entered the armed forces; or (b) is a resident of, or is married to a resident of, this state at the time such person would attend such state educational institution under the provisions of this section. Application for such waiver shall be submitted through one of the recognized veterans' organizations or any county service officer on a form to be prescribed by the Director of Veterans' Affairs, which organization, or county service officer, shall thoroughly investigate to determine if the applicant is eligible for such waiver and transmit its or his recommendation for action thereon to the Director of Veterans' Affairs. Residence requirements for such waiver shall be the same as provided in section 80-403. If the Director of Veterans' Affairs determines that the

applicant is eligible for such waiver, he shall so certify to the institution in which the applicant desires to enroll. The decision of the Director of Veterans' Affairs shall, in the absence of fraud or misrepresentation on the part of the applicant, be final and shall be binding upon the applicant and upon the institutions specified in this section. Such waiver shall be valid only while the child is pursuing a course of study leading to a baccalaureate degree or a diploma from the any Nebraska technical colleges at Milford and Sidney technical community college. The Director of Veterans' Affairs shall adopt reasonable rules and regulations for the administration of the provisions of this section.

Sec. 2. That original section 80-411, Reissue Revised Statutes of Nebraska, 1943, is repealed.