**South Carolina General Assembly**

122nd Session, 2017-2018

**A22, R38, H3034**

**STATUS INFORMATION**

General Bill

Sponsors: Rep. Daning

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Introduced in the House on January 10, 2017

Introduced in the Senate on March 23, 2017

Last Amended on March 22, 2017

Passed by the General Assembly on April 19, 2017

Governor's Action: May 9, 2017, Signed

Summary: In-state tuition

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

12/15/2016 House Prefiled

12/15/2016 House Referred to Committee on **Education and Public Works**

1/10/2017 House Introduced and read first time ([House Journal‑page 48](file:///h:\hj\20170110.docx))

1/10/2017 House Referred to Committee on **Education and Public Works** ([House Journal‑page 48](file:///h:\hj\20170110.docx))

3/21/2017 House Recalled from Committee on **Education and Public Works** ([House Journal‑page 136](file:///h:\hj\20170321.docx))

3/22/2017 House Amended ([House Journal‑page 34](file:///h:\hj\20170322.docx))

3/22/2017 House Read second time ([House Journal‑page 34](file:///h:\hj\20170322.docx))

3/22/2017 House Roll call Yeas‑104 Nays‑0 ([House Journal‑page 36](file:///h:\hj\20170322.docx))

3/23/2017 House Read third time and sent to Senate

3/23/2017 Senate Introduced and read first time ([Senate Journal‑page 7](file:///h:\sj\20170323.docx))

3/23/2017 Senate Referred to Committee on **Education** ([Senate Journal‑page 7](file:///h:\sj\20170323.docx))

3/30/2017 Senate Committee report: Favorable **Education** ([Senate Journal‑page 13](file:///h:\sj\20170330.docx))

4/18/2017 Senate Read second time ([Senate Journal‑page 19](file:///h:\sj\20170418.docx))

4/18/2017 Senate Roll call Ayes‑42 Nays‑1 ([Senate Journal‑page 19](file:///h:\sj\20170418.docx))

4/19/2017 Senate Read third time and enrolled ([Senate Journal‑page 12](file:///h:\sj\20170419.docx))

5/4/2017 Ratified R 38

5/9/2017 Signed By Governor

5/12/2017 Effective date 5/9/17

5/15/2017 Act No. 22

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**VERSIONS OF THIS BILL**

[12/15/2016](file:///p:\pprever\2017-18\3034_20161215.docx)

[3/21/2017](file:///p:\pprever\2017-18\3034_20170321.docx)

[3/22/2017](file:///p:\pprever\2017-18\3034_20170322.docx)

[3/30/2017](file:///p:\pprever\2017-18\3034_20170330.docx)

(A22, R38, H3034)

**AN ACT** **TO AMEND SECTION 59‑112‑50, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE DEFINITION OF “COVERED INDIVIDUAL” FOR THE PURPOSES OF PROVIDING IN‑STATE TUITION AND FEE RATES FOR CHILDREN AND SPOUSES OF VETERANS AND ACTIVE DUTY MILITARY PERSONNEL, SO AS TO PROVIDE THAT THE DEFINITION INCLUDES A CHILD OR SPOUSE ENROLLING WITHIN THREE YEARS OF A VETERAN’S DISCHARGE PROVIDED THAT THE CHILD OR SPOUSE IS ENTITLED TO AND RECEIVING ASSISTANCE UNDER SECTION 3319, TITLE 38 OF THE UNITED STATES CODE, A CHILD OR SPOUSE OF ACTIVE DUTY MILITARY PERSONNEL WHO IS ENTITLED TO AND RECEIVING ASSISTANCE UNDER SECTION 3319, TITLE 38 OF THE UNITED STATES CODE, AND A CHILD OR SPOUSE OF ACTIVE DUTY MILITARY PERSONNEL KILLED IN THE LINE OF DUTY WHO IS ENTITLED TO AND RECEIVING ASSISTANCE UNDER SECTION 3311(b)(9), TITLE 38 OF THE UNITED STATES CODE; AND TO PROVIDE ELIGIBILITY FOR CONTINUOUS ENROLLMENT BEYOND THE THREE YEAR INITIAL ELIGIBILITY PERIOD IN CERTAIN CIRCUMSTANCES.**

Be it enacted by the General Assembly of the State of South Carolina:

‘**Covered individual**’ **defined, eligibility period, categories**

SECTION 1. Section 59‑112‑50(C)(2) and (4) of the 1976 Code, as added by Act 11 of 2015, is amended to read:

“(2) For purposes of this subsection, a covered individual is defined as:

(a) a veteran who served ninety days or longer on active duty in the Uniformed Service of the United States, their respective Reserve forces, or the National Guard and who enrolls within three years of discharge;

(b) a person who is entitled to and receiving assistance under Section 3319, Title 38 of the United States Code by virtue of the person’s relationship to the veteran described in subitem (a) who enrolls within three years of the veteran’s discharge;

(c) a person using transferred benefits under Section 3319, Title 38 of the United States Code while the transferor is on active duty in the Uniformed Service of the United States, their respective Reserve forces, or the National Guard; or

(d) a person who is entitled to and receiving assistance under Section 3311(b)(9), Title 38 of the United States Code.

(4) At the conclusion of the applicable three year period in subsection (C)(2)(a) or (C)(2)(b), a covered individual shall remain eligible for in‑state rates as long as he remains continuously enrolled in an in‑state institution or transfers to another in‑state institution during the term or semester, excluding summer terms, immediately following his enrollment at the previous in‑state institution. In the event of a transfer, the in‑state institution receiving the covered individual shall verify the covered individual’s eligibility for in‑state rates with the covered individual’s prior in‑state institution. It is the responsibility of the transferring covered individual to ensure all documents required to verify both the previous and present residency decisions are provided to the in‑state institution.”

**Time effective**

SECTION 2. This act takes effect upon approval by the Governor.

Ratified the 4th day of May, 2017.

Approved the 9th day of May, 2017.

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