

HOUSE BILL NO. 373

IN THE LEGISLATURE OF THE STATE OF ALASKA

NINETEENTH LEGISLATURE - SECOND SESSION

BY REPRESENTATIVES MARTIN AND BARNES, Mulder, Foster, Kott, Ivan

Introduced: 12/29/95

Referred: Health, Education and Social Services, Finance

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to educational benefits for family members of deceased members
2 of the armed services."

3 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

4 * **Section 1.** AS 14.43.085 is amended to read:

5 Sec. 14.43.085. FREE TUITION AND FEES FOR A SPOUSE OR
6 DEPENDENT OF MEMBERS OF THE ARMED SERVICES. A person enrolled as
7 a student in good standing in a state supported educational institution in this state is
8 entitled to **the benefits specified under (b) of this section** [A WAIVER OF TUITION
9 AND FEES] if the person was the spouse or dependent child of a bona fide resident
10 of the state who was a member of the armed services and who died in the line of duty
11 or who died as a result of injuries sustained while in the line of duty for the state or
12 federal government or was listed by the United States Department of Defense as a
13 prisoner of war or as missing in action. [IN THIS SECTION

14 (1) "ARMED SERVICES" MEANS THE ALASKA NATIONAL

1 GUARD, ALASKA NAVAL MILITIA, AND THE ARMED SERVICES OF THE
2 UNITED STATES;

3 (2) "DEPENDENT CHILD" MEANS A PERSON WHO WAS A
4 DEPENDENT OF A MEMBER OF THE ARMED SERVICES AT THE TIME OF
5 THE MEMBER'S DEATH, AND WHO IS

6 (A) THE MEMBER'S NATURAL OR ADOPTED CHILD;

7 (B) A CHILD IN RELATION TO WHOM THE DECEASED
8 ARMED SERVICES MEMBER STOOD IN LOCO PARENTIS FOR AT
9 LEAST THREE YEARS BEFORE THE MEMBER'S DEATH;

10 (C) THE MEMBER'S STEPCHILD; OR

11 (D) THE MEMBER'S ACKNOWLEDGED ILLEGITIMATE
12 CHILD;

13 (3) "LINE OF DUTY" HAS THE MEANING GIVEN UNDER
14 FEDERAL LAW;

15 (4) "RESIDENT" MEANS A PERSON WHO RESIDED IN THE
16 STATE FOR AT LEAST ONE YEAR BEFORE SERVING IN THE ARMED
17 SERVICES AND WHO LISTS ALASKA AS THE HOME STATE FOR PURPOSES
18 OF MILITARY RECORDS.]

19 * **Sec. 2.** AS 14.43.085 is amended by adding new subsections to read:

20 (b) A person who qualifies under (a) of this section is entitled to a

21 (1) waiver of tuition charges and other fees imposed by the educational
22 institution;

23 (2) waiver of room charges if the person resides in student housing; and

24 (3) stipend of \$200 per month for each month of enrollment.

25 (c) In this section,

26 (1) "armed services" means the Alaska National Guard, Alaska Naval
27 Militia, and the armed services of the United States;

28 (2) "dependent child" means a person who was a dependent of a
29 member of the armed services at the time of the member's death, and who is

30 (A) the member's natural or adopted child;

31 (B) a child in relation to whom the deceased armed services

1 member stood in loco parentis for at least three years before the member's
2 death;

3 (C) the member's stepchild; or

4 (D) the member's acknowledged illegitimate child;

5 (3) "line of duty" has the meaning given under federal law;

6 (4) "resident" means a person who resided in the state for at least one
7 year before serving in the armed services and who lists Alaska as the home state for
8 purposes of military records.