



BILL STATUS

1 SB85  
2 147678-1  
3 By Senators Taylor, Fielding, Hightower, Holley, Whatley,  
4 Dial, Glover, Waggoner, Marsh, Reed, Williams and Scofield  
5 RFD: Veterans and Military Affairs  
6 First Read: 14-JAN-14  
7 PFD: 01/09/2014





1 147678-1 : n : 01/31/2013 : FC / th LRS2013-461

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8 SYNOPSIS: Under existing law, the wife, widow, or  
9 child of a veteran is entitled to scholarship  
10 benefits for postsecondary education based on  
11 certain conditions including service of the veteran  
12 during "wartime or extra hazardous conditions." The  
13 Department of Veterans' Affairs has in the past  
14 provided benefits to dependents of any veteran  
15 based on any service, but as of January 2011 began  
16 providing benefits only to dependents of veterans  
17 who served during certain designated conflict  
18 periods.

19 This bill would delete the requirement that  
20 the service of the veteran had to have been during  
21 wartime or extrahazardous conditions. The bill  
22 would also provide that the application of the  
23 change would be applied retroactively to January  
24 2011.

25  
26 A BILL  
27 TO BE ENTITLED



## AN ACT

To amend Section 31-6-11 of the Code of Alabama 1975, relating to the educational scholarship benefits for postsecondary education to dependents of veterans; to delete the requirement that in order to qualify for the benefits any service of the veteran had to have been during wartime or extrahazardous conditions; and to provide for retroactive application.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. Section 31-6-11 of the Code of Alabama 1975, is amended to read as follows:

"§31-6-11.

"(a) Before an application of any veteran for benefits under this chapter can be approved, such veteran shall submit proof, satisfactory to the State Department of Veterans' Affairs, of all of the following:

"(1) Identification~~7~~.

"(2) Having been a permanent resident of the State of Alabama for at least one year immediately prior to his or her entrance into service~~7~~ and.

"(3) An honorable discharge or other proof of honorable termination of at least 24 months of service in the armed forces, or if such veteran was discharged or released by reason of service-connected disability then proof of honorable termination of less than 24 months of service is acceptable.



1           "(b) Before the application of a wife, widow, or  
2 child of a disabled veteran or a deceased veteran or  
3 serviceman for educational benefits under this chapter is  
4 approved, proof, satisfactory to the State Department of  
5 Veterans' Affairs, must be submitted of all of the following:

6           "(1) Establishing the identification of such wife,  
7 widow, or child as the wife, widow, or child of the veteran or  
8 serviceman, as the case may be.

9           "(2) Of ~~such~~ the veteran or serviceman having been a  
10 permanent resident of the State of Alabama for at least one  
11 year immediately prior, to his or her entrance into service,  
12 or if the applicant is the wife, widow, or child of a totally  
13 and permanently disabled veteran, then proof either of the  
14 veteran's having been a permanent resident of the State of  
15 Alabama for at least one year prior to his or her entrance  
16 into service or proof that ~~such~~ the veteran has been a bona  
17 fide resident of this state for at least five years  
18 immediately prior to the filing of the application for  
19 benefits under this chapter or immediately prior to his or her  
20 death if the veteran is deceased, ~~and~~.

21           "(3) An honorable discharge or other proof of  
22 honorable termination of service of the veteran or serviceman  
23 in the armed forces for a period of at least 90 days between  
24 the dates mentioned in this chapter, or service of less than  
25 90 days if the veteran or serviceman was discharged or  
26 released by reason of service-connected disability.



1                   ~~"(c) The service upon which any benefits are awarded~~  
2                   ~~under this chapter shall have been rendered during wartime or~~  
3                   ~~under extrahazardous conditions; and this condition of~~  
4                   ~~eligibility shall be established by the State Department of~~  
5                   ~~Veterans' Affairs."~~

6                   Section 2. This act shall be applied retroactively  
7                   to educational programs commenced by dependents of veterans  
8                   after January 1, 2011.

9                   Section 3. This act shall become effective  
10                  immediately following its passage and approval by the  
11                  Governor, or its otherwise becoming law.