



SENATE BILL 125: Various Changes to Education.

2017-2018 General Assembly

Committee:	House Education - K-12. If favorable, re-refer to Rules, Calendar, and Operations of the House	Date:	June 21, 2017
Introduced by:	Sens. D. Davis, Brown	Prepared by:	Kara McCraw Staff Attorney
Analysis of:	Third Edition		

OVERVIEW: *SB 125 would expand the definition of child for purposes of qualifying for Class II and Class III scholarships for children of military veterans meeting certain criteria, and encourage local boards of education to adopt student attendance recognition programs that, if adopted, would require that students serving as legislative or Governor's pages be eligible for participation in such programs.*

PART I: ENCOURAGE LOCAL BOARDS OF EDUCATION TO ADOPT STUDENT ATTENDANCE RECOGNITION PROGRAMS

CURRENT LAW: Attendance recognition programs are not currently addressed in statute, and are therefore left up to the State Board of Education and local boards of education.

BILL ANALYSIS: Part I would encourage local boards of education to adopt student attendance recognition programs. If such a program is adopted, students serving as legislative or Governor's pages must be eligible for participation in these programs, and the students' absences resulting from page service must not be included as part of their record of attendance for the purpose of the program.

EFFECTIVE DATE: Part I would be effective when it becomes law and would apply beginning with the 2017-2018 school year.

PART II: EXPAND ELIGIBILITY OF CHILDREN TO OBTAIN CERTAIN WARTIME VETERANS SCHOLARSHIPS

CURRENT LAW: Part II of Article 14 of Chapter 143B of the General Statutes provides for scholarships to children of certain veterans who meet criteria and awards various classes of scholarships.

Class II scholarships are awarded to no more than 100 children yearly whose veteran parent, at the time of the award is, or was at the time of the parent's death, receiving compensation for a wartime service connected disability of between 20% and 100% or was awarded a Purple Heart for wounds received as a result of an act of any opposing armed force, as a result of an international terrorist attack, or as a result of military operations while serving as part of a peacekeeping force.

Class III scholarships are awarded to no more than 100 children yearly whose veteran parent, at the time of the award, met one of the following categories:

- Is or was at the time of death drawing pension for permanent and total disability, nonservice connected.
- Is deceased and did not fall within the provisions of any other eligibility class under the statute.

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- Served in a combat zone, or waters adjacent to a combat zone, or any other campaign, expedition, or engagement for which the United States Department of Defense authorizes a campaign badge or medal and does not fall within the provisions of any other class under the statute.

To qualify for the scholarship, the veteran's child must also meet the following criteria:

- Be under 25 years of age at the time of application for a scholarship.
- Be a domiciliary of North Carolina and a resident of North Carolina when applying for a scholarship
- Have completed high school or its equivalent prior to receipt of the scholarship.
- Have complied with the requirements of the Selective Service System, if applicable.
- Meet one of the following requirements:
 - Has a veteran parent who was a legal resident of North Carolina at the time of the veteran's entrance into the period of service in the Armed Forces during which eligibility is established for the scholarship.
 - Was born as the child of a veteran in North Carolina and has been a resident of North Carolina continuously since birth, with certain limited exceptions.

An individual legally adopted by the veteran prior to reaching the age of 15 may also satisfy either of these conditions.

BILL ANALYSIS: For Class II and Class III scholarships, Part II of SB 125 would reference the federal definition of "child" used for determination of Pay and Allowances of the Uniformed Services to delineate individuals who may qualify as children of veterans for the various scholarships, as follows:

- A stepchild of the member. This does not include a stepchild after the divorce of the member from the stepchild's parent by blood.
- An adopted child of the member, including a child placed in the home of the member by a placement agency (recognized by the Secretary of Defense) in anticipation of the legal adoption of the child by the member.
- An illegitimate child of the member if the member's parentage of the child is established in accordance with criteria prescribed in regulations by the Secretary of the relevant service branch.

The Department of Military and Veterans Affairs must document the number of applicants who apply for Class II and Class III scholarships, including the total number of applications received and total number of applications made eligible as a result of this Part and report on this information to the Joint Legislative Oversight Committee on General Government by March 30, 2018.

EFFECTIVE DATE: SB 125 would become effective when it becomes law.