

ASSEMBLY BILL NO. 104—ASSEMBLYMEN STEWART, SETTELMAYER,
BEERS, CARPENTER, GOICOECHEA, HARDY, MANENDO,
PIERCE, SEGERBLOM AND WOMACK

FEBRUARY 14, 2007

Referred to Concurrent Committees on
Education and Ways and Means

SUMMARY—Provides additional benefits to members of the
Nevada National Guard under certain circumstances.
(BDR 34-835)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: Yes.

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EXPLANATION – Matter in **bolded italics** is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to the state militia; providing that the Board of Regents of the University of Nevada may grant a waiver of certain fees for the child, widow or widower of a person who was killed while he was performing his duties as a member of the Nevada National Guard; authorizing payments for courses on reintegration to certain members of the Nevada National Guard; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

1 Existing law authorizes the Board of Regents of the University of Nevada to
2 waive certain fees for a member of the Nevada National Guard or a recruit for the
3 Nevada National Guard. (NRS 396.544) Additionally, existing law requires the
4 Board of Regents to pay certain fees for the dependent child of a police officer,
5 firefighter, officer of the Nevada Highway Patrol or volunteer ambulance driver or
6 attendant killed while performing his duties. (NRS 396.545) **Section 1** of this bill
7 authorizes the Board of Regents to waive certain fees for any child, widow or
8 widower of a person who was killed while he was performing his duties as a
9 member of the Nevada National Guard.

10 Existing law authorizes the payment of various benefits to members of the
11 Nevada National Guard from the Patriot Relief Account. (NRS 412.1435) **Section 2**
12 of this bill authorizes payment of \$100 from that account to certain members of the
13 Nevada National Guard to attend a class on reintegrating into society after leaving
14 active service.



THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. Chapter 396 of NRS is hereby amended by adding thereto a new section to read as follows:

1. The Board of Regents may grant a waiver of registration fees and laboratory fees for any child, widow or widower of a person who was killed while he was performing his duties as a member of the Nevada National Guard. For the purpose of assessing fees and charges against a person to whom such a waiver is granted, including, without limitation, tuition charges pursuant to NRS 396.540, the person shall be deemed to be a bona fide resident of this State.

2. A person is eligible for a waiver pursuant to subsection 1 if he maintains at least a 2.0 grade point average, on a 4.0 grading scale, each semester, or the equivalent of a 2.0 grade point average if a different grading scale is used and:

(a) Is the widow or widower of the member of the Nevada National Guard; or

(b) Is the child of the member of the Nevada National Guard.

3. A widow or widower is eligible for 10 years after the date of the death of the member. A child is eligible for 10 years after he attains the age of 18 years or, if he enrolls in the System before the age of 18 years, for 10 years after the date of such enrollment.

4. The Board of Regents may request the Adjutant General to verify that a person is the widow, widower or child of a person who was killed while he was performing his duties as a member of the Nevada National Guard. The Adjutant General shall, upon receiving such a request, notify the Board of Regents in writing concerning the status of that person.

Sec. 2. NRS 412.1435 is hereby amended to read as follows:

412.1435 1. The Patriot Relief Account is hereby created as a special account in the State General Fund.

2. The money in the Patriot Relief Account does not lapse to the State General Fund at the end of any fiscal year. The interest and income earned on the money in the Patriot Relief Account, after deducting any applicable charges, must be credited to the Account. All claims against the Patriot Relief Account must be paid as other claims against the State are paid.

3. The Office may accept gifts, grants and donations from any source for deposit in the Patriot Relief Account.

4. The money in the Patriot Relief Account may only be used to provide:

(a) Reimbursement to members of the Nevada National Guard for the cost of:



(1) Premiums on a policy of group life insurance purchased pursuant to the provisions of 38 U.S.C. §§ 1965 et seq.; and

(2) Textbooks required for a course of study in which the member is enrolled at an institution within the Nevada System of Higher Education; ~~and~~

(b) Monetary relief from economic hardships experienced by members of the Nevada National Guard who have been called into active service ~~H~~ ; and

(c) A payment of \$100 to a member of the Nevada National Guard who leaves active service if:

(1) The member was on active service in full-time National Guard duty, as defined in 10 U.S.C. § 101(d)(5), for 120 days or more; and

(2) Not more than 30 days after leaving active service, the member attends a course on reintegration.

5. The Adjutant General shall adopt any regulations necessary to determine eligibility for reimbursement or monetary relief from the Patriot Relief Account and to carry out a program to provide such reimbursement and monetary relief.

6. As used in this section, "course on reintegration" means a class designed to provide a member of the Nevada National Guard who is leaving active service with skills and training focused on returning to a life that does not include being in active service.

