

Bill No. SB 1458

Barcode 660246

CHAMBER ACTION

Senate

House

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The Committee on Community Affairs (Haridopolos) recommended the following amendment:

Senate Amendment (with title amendment)

Delete everything after the enacting clause

and insert:

Section 1. Section 295.01, Florida Statutes, is amended to read:

295.01 Children of deceased or disabled veterans; education.--

(1) It is hereby declared to be the policy of the state to provide educational opportunity at state expense for dependent children either of whose parents ~~was a resident of the state at the time such parent~~ entered the Armed Forces and:

(a) Died as a result of service-connected injuries, disease, or disability sustained while on active duty; or

(b) Has been:

1. Determined by the United States Department of Veterans Affairs or its predecessor to have a

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1 service-connected 100-percent total and permanent disability
2 rating for compensation;

3 2. Determined to have a service-connected total and
4 permanent disability rating of 100 percent and is in receipt
5 of disability retirement pay from any branch of the United
6 States Armed Services; or

7 3. Issued a valid identification card by the
8 Department of Veterans' Affairs in accordance with s. 295.17,
9
10 when the parents of such children have been bona fide
11 residents of the state for 1 year immediately ~~5 years next~~
12 ~~preceding the death or occurrence of such disability their~~
13 ~~application for the benefits hereof~~, and subject to the rules,
14 restrictions, and limitations set forth in this section
15 ~~hereof~~.

16 (2) Sections ~~The provisions of ss.~~ 295.03, 295.04,
17 295.05, and 1009.40 shall apply.

18 (3) The State Board of Education shall adopt rules for
19 administering this section.

20 Section 2. Section 295.0185, Florida Statutes, is
21 amended to read:

22 295.0185 Children of deceased or disabled military
23 personnel who die or become disabled in Operation Enduring
24 Freedom ~~or Operation Iraqi Freedom~~; educational
25 opportunity.--

26 (1) It is declared to be the policy of the state to
27 provide educational opportunity at state expense for the
28 dependent children of those military personnel who die or
29 suffer a service-connected 100-percent total and permanent
30 disability rating for compensation as determined by the United
31 States Department of Veterans Affairs, or who are determined

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1 to have a service-connected total and permanent disability
2 rating of 100 percent and are in receipt of disability
3 retirement pay from any branch of the United States Armed
4 Services, while participating in Operation Enduring Freedom,
5 which began on October 7, 2001, or while participating in
6 Operation Iraqi Freedom, which began on March 19, 2003, if
7 such military personnel have been residents of the state
8 during the period of military action. A certified copy of a
9 death certificate, a valid identification card issued in
10 accordance with the provisions of s. 295.17, a letter
11 certifying the service-connected 100-percent total and
12 permanent disability rating for compensation from the United
13 States Department of Veterans Affairs, or a letter certifying
14 the service-connected total and permanent disability rating of
15 100 percent for retirement pay from any branch of the United
16 States Armed Services is prima facie evidence that the
17 dependent children of such military personnel are eligible for
18 educational benefits.

19 (2) The provisions of ss. 295.03, 295.04, 295.05, and
20 1009.40 apply.

21 Section 3. Section 295.02, Florida Statutes, is
22 amended to read:

23 295.02 Use of funds; age, etc.--All sums appropriated
24 and expended under this chapter shall be used to pay tuition
25 and registration fees, board, and room rent and to buy books
26 and supplies for the children of deceased or disabled veterans
27 or service members, as defined and limited in s. 295.01, s.
28 295.016, s. 295.017, s. 295.018, s. 295.0185, or s. 295.0195,
29 or of parents classified as prisoners of war or missing in
30 action, as defined and limited in s. 295.015, who are between
31 the ages of 16 and 22 years and who are in attendance at a

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1 state-supported institution of higher learning, including a
 2 community college or career center. Any child having entered
 3 upon a course of training or education under the provisions of
 4 this chapter, consisting of a course of not more than 4 years,
 5 and arriving at the age of 22 years before the completion of
 6 such course may continue the course and receive all benefits
 7 of the provisions of this chapter until the course is
 8 completed. The Department of Education shall administer this
 9 educational program subject to regulations of the department.

10 Section 4. This act shall take effect July 1, 2005.

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13 ===== T I T L E A M E N D M E N T =====

14 And the title is amended as follows:

15 Delete everything before the enacting clause,

16

17 and insert:

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A bill to be entitled

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An act relating to the education of children of
deceased or disabled veterans; amending s.

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295.01, F.S.; extending the opportunity to

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receive postsecondary educational benefits at

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state expense to the dependent children of

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certain dead or disabled veterans who were

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Florida residents when the death or disability

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occurred; decreasing the minimum required

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length of the parent's residency; amending s.

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295.0185, F.S.; providing educational

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opportunity at state expense for

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dependent-children of military personnel who

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die or suffer a specified disability in

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1 Operation Iraqi Freedom; amending s. 295.02,
2 F.S.; authorizing the use of funds for
3 educational opportunities for the children of
4 certain deceased and disabled veterans;
5 providing an effective date.

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