

Military, Veterans, and Indian Affairs

See full summary documents for additional detail

H53 - Educational Changes for Military-Connected Students. (SL 2021-9)

S.L. 2021-9 makes the following changes:

- Authorizes students of active-duty military parents not domiciled in the State to attend school in the State if the student resides with caregiver adult domiciled in the State as a result of the student's inability to physically reside with their parent due to military orders.
- Allows high school students who are eligible for in-state tuition at the time of application due to their status as dependents of military personnel to retain that status upon enrollment, even if the parent has been reassigned to another state incident to active military duty.
- Allows high school students who are eligible for the Need-Based Scholarship for Students Attending Private Institutions of Higher Education (need-based scholarships) at the time of application due to their status as dependents of military personnel to retain that status upon enrollment, even if the parent has been reassigned to another state incident to active military duty.

This act became effective April 9, 2021. Please see the full summary for more detail on applicability.

H78 - Various Education Changes. (SL 2021-111)

S.L. 2021-111 (i) allows additional standardized tests to satisfy 9th grade private school testing requirements and (ii) makes changes to in-State tuition for veterans to comply with federal law.

This act became effective August 23, 2021.

H243 - Budget Technical Corrections.

Sec. 3.6: Redirect Veterans Health Care Pilot Program Funding to Health-Related Job Training and Substance Use Disorder Treatment Services. (SL 2022-6)

Section 3.6(a) of S.L. 2022-6 provides that notwithstanding any provision of law to the contrary, the amounts of \$400,000 in the 2021-2022 fiscal year and \$350,000 in the 2022-2023 fiscal year appropriated to the Office of Rural Health, Division of Central Management and Support, Department of Health and Human Services (DHHS), are required to be used to develop and implement a two-year pilot program to provide health care services to veterans in Cumberland County pursuant to Section 9B.5 of S.L. 2021-180, must instead be used for job training and substance use disorder treatment services as follows:

- The sum of \$25,000 for the 2021-22 fiscal year must be allocated as a directed grant to Dominion Health Care Foundation, a nonprofit organization, and used to cover the cost of job training programs and internships for individuals seeking careers as phlebotomy technicians, medical assistants, clinical laboratory assistants, or certified nursing assistants. The job training programs and internships must target historically marginalized populations residing in Cumberland County who (i) are veterans, (ii) are unemployed due to COVID-19, or (iii) were formerly incarcerated.
- The sum of \$375,000 for the 2021-22 fiscal year, and \$350,000 for the 2022-23 fiscal year, must be transferred to the Division of Mental Health, Developmental Disabilities, and Substance Abuse

Services, DHHS, and allocated as a directed grant to Community-Based Developmental Services, Inc., a nonprofit organization, to increase the organization's capacity to provide certified clinical assessment case management, and medication-assisted treatment services for uninsured individuals with substance use disorders. The services must target, but are not exclusively for, uninsured individuals who are members of North Carolina's Hispanic/LatinX or American Indian populations.

Section 3.6(b) repeals Section 9B.5 of S.L. 2021-180.

This section became effective July 1, 2021.

H297 - DMV Deployed Armed Forces Exemptions. (SL 2021-89)

OVERVIEW: S.L. 2021-89 provides for the remote conversion of a full provisional license to a regular drivers license, creates an additional defense to driving with an expired license, and waives the late fee for renewing an expired license for deployed active-duty servicemembers.

The provision that provides a defense to driving with an expired license became effective on December 1, 2021, and applies to offenses committed on or after that date. The remainder of the act became effective on October 1, 2021, with the provision on remote license conversion applicable to any application to remotely convert a full provisional license submitted on or after that date.

S105 - 2021 Appropriations Act.

Sec. 8.3: Patriot Star Family Scholarship Program. (SL 2021-180)

Section 8.3 of S.L. 2021-180, as amended by Section 2.8(a) of S.L. 2022-6, establishes the Patriot Star Family Scholarship Program (Program). Of the funds appropriated for the 2021-2023 fiscal biennium to the Board of Governors of The University of North Carolina (BOG) for the Program, the BOG is required to make funds available to (i) the Patriot Foundation and (ii) the Marine Corps Scholarship Foundation to establish and administer scholarships under the Program.

The Patriot Foundation and Marine Corps Scholarship Foundation will use the funds to provide scholarships to attend eligible postsecondary institutions to (i) eligible children and eligible spouses of certain veterans, (ii) eligible children of certain currently serving members of the Armed Forces, and (iii) eligible disabled veterans.

The Patriot Foundation and the Marine Corps Scholarship Foundation must separately administer and award scholarships to eligible applicants in accordance with the Program requirements, including establishing criteria and procedures related to scholarship documentation completion, the amount of individual scholarships, the conditions for revoking a scholarship, and any other procedures deemed necessary to administer the Program.

If an eligible child or eligible spouse receives a scholarship or grant to attend an eligible postsecondary institution other than from the Program, the scholarship awarded by the Program must be reduced so that the sum of all grants and scholarships does not exceed the cost of attendance at the institution.

The Patriot Foundation and the Marine Corps Scholarship Foundation are required to submit separate reports by April 1 for each year that the foundation spends State funds for the Program to the Joint

Legislative Education Oversight Committee and various other entities on the activities related to the Program and the use of State funds.

This section became effective July 1, 2021.

S105 - 2021 Appropriations Act.

Sec. 8.19: NC Patriot Star Family Recovery Scholarship Program. (SL 2021-180)

Section 8.19 of S.L. 2021-180, as amended by Section 2.8(b) of S.L. 2022-6, establishes the North Carolina Patriot Star Family Recovery Scholarship Program (Program). Of the funds appropriated from the State Fiscal Recovery Fund to the Board of Governors of The University of North Carolina (BOG) for the Program, the BOG is required to make funds available to (i) the Patriot Foundation and (ii) the Marine Corps Scholarship Foundation to establish and administer scholarships under the Program.

The Patriot Foundation and Marine Corps Scholarship Foundation will use the funds to provide scholarships to attend eligible postsecondary institutions to (i) eligible children and eligible spouses of certain veterans, (ii) eligible children of certain currently serving members of the Armed Forces, and (iii) eligible disabled veterans.

Any eligible child, eligible spouse, or eligible disabled veteran must meet the following additional criteria:

- Have a household income level of less than 350% of the federal poverty level, excluding veteran's disability compensation and related compensation benefits.
- Be attending or have been accepted to enroll in an eligible postsecondary institution.
- Have complied with the requirements of the Selective Service System, if applicable.

The Patriot Foundation and the Marine Corps Scholarship Foundation must separately administer and award scholarships to eligible applicants in accordance with the Program requirements, including establishing criteria and procedures related to scholarship documentation completion, the amount of individual scholarships, the conditions for revoking a scholarship, and any other procedures deemed necessary to administer the Program. Each foundation can contract with the State Education Assistance Authority for administrative assistance for the Program.

If an eligible child or eligible spouse receives a scholarship or grant to attend an eligible postsecondary institution other than from the Program, the scholarship awarded by the Program must be reduced so that the sum of all grants and scholarships does not exceed the cost of attendance at the institution.

The Patriot Foundation and the Marine Corps Scholarship Foundation are required to submit separate reports by April 1 for each year that the foundation spends federal funds for the Program to the Joint Legislative Education Oversight Committee and various other entities on the activities related to the Program and the use of funds, through the deadline established by federal law and guidelines.

This section became effective July 1, 2021.

S105 - 2021 Appropriations Act.

Sec. 9B.5: Veterans Health Care Pilot Program-Repealed & Funding Redirected. (SL 2021-180)

Section 9B.5 of S.L. 2021-180 was repealed by Section 3.6(b) of S.L. 2022-6, and the funding was redirected in Section 3.6(a) of S.L. 2022-6.

See the summary of Section 3.6 of S.L. 2022-6 for further details.

This section became effective July 1, 2021.

S105 - 2021 Appropriations Act.

Sec. 42.1A: Eliminate Tax on Military Pension Income. (SL 2021-180)

Section 42.1A of S.L. 2021-180 exempts the following military retiree income from taxation:

- Military retirement pay received by a retired member of the Armed Forces of the United States who served at least 20 years or was medically retired.
- Payments from the Survivor Benefit Plan to a beneficiary of a retired member of the Armed Forces of the United States who served at least 20 years or was medically retired.

This section is effective for taxable years beginning on or after January 1, 2021.