

ASSEMBLY, No. 2218

STATE OF NEW JERSEY

INTRODUCED JUNE 27, 1996

By Assemblymen **AZZOLINA, GEIST, Carroll, Malone, Cohen, Corodemus, Rocco, Roma, Dalton, Blee** and Assemblywoman **J. Smith**

1 AN ACT concerning certain students at New Jersey institutions of  
2 higher education and supplementing chapter 62 of Title 18A of the  
3 New Jersey Statutes.

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5 **BE IT ENACTED** by the Senate and General Assembly of the State  
6 of New Jersey:

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8 1. A student who is a member of the New Jersey National Guard  
9 or of the Reserve component of the Armed Forces of the United  
10 States, and who is unable to complete a course or courses at a New  
11 Jersey institution of higher education because the student is called to  
12 partial or full mobilization for State or federal active duty, shall be  
13 entitled to receive a grade in each course for which the student has  
14 completed a minimum of eight weeks' attendance and all other  
15 academic requirements during that period. The grade shall be based  
16 upon the work which the student had completed up to the time when  
17 the student was called to active service.

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19 2. Any student who has not completed a minimum of eight weeks'  
20 attendance and all other academic requirements during that period in  
21 a course or who does not wish to receive a grade on the basis provided  
22 for in section 1 of this act shall be entitled to receive: a. a grade of  
23 incomplete in that course which shall remain valid for a period of one  
24 year after the date on which the student returns to study at the  
25 institution; b. a grade of pass/fail in that course; or c. a refund of  
26 tuition and fees for that course.

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28 3. Any student who has paid room, board, or other fees to the  
29 institution shall be entitled to a refund of the portion of those charges  
30 attributable to the time period in which the facilities or services were  
31 not used by the student.

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33 4. This act shall take effect immediately and shall apply to the  
34 1995-96 academic year and thereafter.

## 1 STATEMENT

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3 This bill provides that students who are members of the New Jersey  
4 National Guard or of the Reserve component of the Armed Forces of  
5 the United States who are called to partial or full mobilization for  
6 State or federal active duty while attending a New Jersey institution of  
7 higher education are entitled to certain options for course credit or fee  
8 refunds. Students who have been in attendance for a minimum of eight  
9 weeks shall be entitled to receive a grade in each course based upon  
10 the work completed up to the time of active service. Students who  
11 have not completed a minimum of eight weeks or do not wish to  
12 receive a grade are entitled to receive a grade of incomplete which  
13 shall remain valid for one year; a grade of pass/fail; or a refund of  
14 tuition and fees. Students who have paid room and board or other  
15 fees shall be entitled to a refund based on the amount of time the  
16 facilities or services remained unused by the student.

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21 Establishes certain rights for students attending New Jersey  
22 institutions of higher education who are mobilized for State or federal  
23 active duty.