

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact § 23-38.12 of the Code of Virginia and to amend the Code of Virginia by*
3 *adding a section numbered 2.1-32.1, relating to Selective Service compliance.*

4 [H 2255]

5 Approved

6 **Be it enacted by the General Assembly of Virginia:**

7 **1. That § 23-38.12 of the Code of Virginia is amended and reenacted and that the Code of Virginia**
8 **is amended by adding a section numbered 2.1-32.1 as follows:**

9 *§ 2.1-32.1. Selective Service compliance.*

10 *Any person who has failed to meet the federal requirement to register for the Selective Service shall*
11 *be ineligible for employment by or service for the Commonwealth, or a political subdivision of the*
12 *Commonwealth, including all boards and commissions, departments, agencies, institutions, and*
13 *instrumentalities. A person shall not be denied employment under this section by reason of failure to*
14 *present himself for and submit to the federal registration requirement if: (i) the requirement for the*
15 *person to so register has terminated or become inapplicable to the person and (ii) the person shows by*
16 *a preponderance of the evidence that the failure of the person to register was not a knowing and willful*
17 *failure to register.*

18 **§ 23-38.12. Program of tuition assistance established.**

19 *There is hereby established, from funds provided by law, a program of tuition assistance in the form*
20 *of grants, as hereinafter provided, to or on behalf of bona fide residents of Virginia who attend private,*
21 *accredited and nonprofit institutions of collegiate education in the Commonwealth whose primary*
22 *purpose is to provide collegiate, graduate, or professional education and not to provide religious training*
23 *or theological education. Individuals who have failed to meet the federal requirement to register for the*
24 *selective service shall not be eligible to receive these grants. However, a person who has failed to*
25 *register for the selective service shall not be denied a right, privilege, or benefit under this section if: (i)*
26 *the requirement to so register has terminated or become inapplicable to the person and (ii) the person*
27 *shows by a preponderance of the evidence that the failure to register was not a knowing and willful*
28 *failure to register. The State Council of Higher Education shall be assisted in enforcing this provision*
29 *by the private institutions of higher education whose students benefit from this program. Unless*
30 *otherwise indicated, as used in this chapter "accredited" means any institution approved to confer*
31 *degrees pursuant to Chapter 21 (§ 23-265 et seq.) of Title 23.*

ENROLLED

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