student attending a public institution of higher education in the Commonwealth a surcharge representing

the difference between 350 percent of the annual in-state tuition rate charged at the institution at which the student is enrolled and the amount charged annually for out-of-state tuition at the institution at

which the student is enrolled. The Council shall apply all funds collected from such surcharge to the

097603688 **HOUSE BILL NO. 1638** 1 2 3 4 5 Offered January 14, 2009 Prefiled December 10, 2008 A BILL to amend and reenact § 23-38.48 of the Code of Virginia, relating to the College Scholarship Assistance Program. 6 Patron—Poisson 7 8 Referred to Committee on Education 9 10 Be it enacted by the General Assembly of Virginia: 1. That § 23-38.48 of the Code of Virginia is amended and reenacted as follows: 11 § 23-38.48. Amount of grants; out-of-state student surcharge collection to support grant program. 12 13 A. The participating institution, under regulations issued by the State Council of Higher Education, shall determine the amount of the grant to be awarded each qualified applicant based on criteria 14 established pursuant to § 23-38.47, but no grant shall exceed the amount authorized for such purposes by 15 16 the appropriation act for full-time attendance in an academic year. 17 B. Beginning in the 2010-2011 academic year, the Council shall collect from each out-of-state

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College Scholarship Assistance Program.