

Military Waiver - Georgia National Guard and U.S. Military Reservists

1.**Q.** Can a student who is not verified to be lawfully present in the United States be eligible to receive the Georgia National Guard and U.S. Military Reservists waiver?

A. No, per [BOR Policy 7.3.4.1](#), *Out-of-State Tuition Waivers*, only those students verified to be lawfully present using one of the approved methods provided on the [USG Lawful Presence Verification Methods Chart](#) may be awarded the Georgia National Guard and U.S. Military Reservists waiver or any other USG out-of-state tuition waiver.

2.**Q.** Can a noncitizen student qualify for the Georgia National Guard and U.S. Military Reservists waiver?

A. U.S. citizens and noncitizens who meet the Georgia National Guard and U.S. Military Reservists waiver requirements are eligible provided they are verified to be lawfully present in the United States using one of the approved methods provided on the [USG Lawful Presence Verification Methods Chart](#).

3.**Q.** Is the service member required to live in Georgia in order for the student to be eligible for the Georgia National Guard and U.S. Military Reservists waiver?

A. Per [BOR Policy 7.3.4.1](#), , *Out-of-State Tuition Waivers*, the Georgia National Guard and U.S. Military Reservists waiver “may be awarded to Active members of the Georgia National Guard, stationed or assigned to Georgia or active members of a unit of the U.S. Military Reserves based in Georgia, and their spouses and their dependent children.” The policy does not require that the member of the Georgia National Guard or U.S. Military Reserves live in Georgia.

4.**Q.** Can an institution accept a copy or make a copy of a U.S. military ID for the purpose of granting the Georgia National Guard and U.S. Military Reservists waiver?

A. No, United States Code Title 18, Chapter 33, Section 701 prohibits unauthorized photocopying, reproduction, or possession of Uniformed Services ID (military ID) cards. The USG position on copying and retaining copies of military ID’s is in agreement with an article in the Fall 2009 issue of The Reporter published by the Judge Advocate General’s Corps. The guidance in the “Ask the Expert” article states... “both federal law and DOD (Department of Defense) regulation prohibit the unauthorized photocopying of military ID, with the key word being ‘unauthorized’. Members (of the Armed Forces) may allow photocopying of their ID card to facilitate DOD benefits. Photocopying is unauthorized in all other instances.”

DOD benefits are provided by Federal government agencies to members of the Armed Forces as a condition of service to the United States. One of the most familiar is medical benefits and military identification cards can be photocopied by hospitals and doctors providing services under the medical benefit. In contrast, the provision of in-state tuition to military personnel or their families by USG institutions is not a DOD benefit.

If a military ID is presented, the [Confirmation of Review of Military ID Worksheet](#) should be utilized to document the review of the military identification card. A completed worksheet is considered appropriate documentation in lieu of a copy of a military identification card.

It is recommended that institutions develop a process for handling copies of military ID's that may be received by mail, email or fax. This process should include acknowledging receipt of the document and informing the student that the institution cannot accept it. The copy of the military ID should be shredded.

Institutions should review the [August 23, 2012 memo](#) sent by the Office of Student Affairs for additional information.

5.Q. May a student continue to receive the Georgia National Guard and U.S. Military Reservists waiver if the qualifying service member is reassigned to a location outside of Georgia?

A. A student may continue to receive the Georgia National Guard and U.S. Military Reservists waiver if the qualifying service member is reassigned to a location outside of Georgia provided the student remains [continuously enrolled](#).

6.Q. Can a student who was initially awarded the waiver based on his or her parent/U.S. court-appointed legal guardian continue to receive the waiver upon turning 24?

A. A student who was initially granted the Georgia National Guard and U.S. Military Reservists waiver based on his/her parent/U.S. court-appointed legal guardian may continue to receive the waiver upon turning 24 provided the student remains [continuously enrolled](#).

7.Q. Can a student who was initially awarded the waiver based on his or her service member spouse continue to receive the waiver if the student and service member divorce after the waiver is initially awarded?

A. A student who was initially granted the Georgia National Guard and U.S. Military Reservists waiver based on his/her service member spouse may continue to receive the waiver if they divorce after the initial award, provided the student remains [continuously enrolled](#).