

CHAPTER 26 - VETERANS AFFAIRS

SUBCHAPTER 26A - DIVISION OF VETERANS AFFAIRS: GENERAL PROVISIONS

- 01 NCAC 26A .0101** **LOCATION AND HOURS OF OPERATION**
- 01 NCAC 26A .0102** **PURPOSE**
- 01 NCAC 26A .0103** **ORGANIZATIONAL STRUCTURE**

History Note: *Authority G.S. 143A-96.1; 143B-10(c); 165-6(1),(4);
Eff. February 1, 1976;
Readopted Eff. February 27, 1979;
Repealed Eff. June 1, 1986.*

SUBCHAPTER 26B - VETERANS AFFAIRS COMMISSION

SECTION .0100 - GENERAL PROVISIONS

- 01 NCAC 26B .0101** **LOCATION OF THE COMMISSION**
- 01 NCAC 26B .0102** **ORGANIZATION OF THE COMMISSION**
- 01 NCAC 26B .0103** **PURPOSE AND OBJECTIVES OF THE COMMISSION**

History Note: *Authority G.S. 143B-252; 143B-253; 143B-399; 143B-400;
Eff. February 1, 1976;
Readopted Eff. February 27, 1979;
Repealed Eff. June 1, 1986.*

01 NCAC 26B .0104 **FORMS AND INSTRUCTIONS**

The following forms and instructions are used by the Veterans Affairs Commission (the "Commission" for purposes of this Subchapter) to administer scholarships for children of war veterans, pursuant to G.S. Chapter 165, Article 4. Forms required of the applicant to complete the scholarship package are located at: <http://www.nc4vets.com/nc-programs> or may be obtained by contacting the North Carolina Division of Veterans Affairs (NCDVA) at 919-807-4250 or by writing to the NCDVA at 1315 Mail Service Center, Raleigh, NC 27699-1315.

- (1) Instruction Sheet, NCDVA-16. To be considered for selection by the Commission, an application shall be received in the Assistant Secretary's Office (NCDVA) by deadlines referenced in this Rule. Applicants for scholarships classified as Class II or Class III shall submit scholarship application on or before February 14. Applicants for scholarships classified as IA, IB, or IV as determined by United States Department of Veterans Affairs (USDVA) Certification form (NCDVA-13 if living veteran, and NCDVA-14 if veteran is deceased) shall submit scholarship application by:
 - (a) June 1 in order to be awarded on the following July 1; or
 - (b) December 1 in order to awarded on the following January 1.

The application shall be mailed to the North Carolina Division of Veterans Affairs 1315 Mail Service Center, Raleigh, NC 27699-1315, or emailed to: ncdva.scholarships@doa.nc.gov.

- (2) The applicant shall submit the following documents to the Assistant Secretary's Office (NCDVA) for consideration:
 - (a) a completed application, NCDVA-17, together with a copy of the public record of applicant's birth;
 - (b) evidence of veteran's biological or adoptive relationship to applicant (which may be shown on birth certificate, court documents, payment of child support, or DNA test);
 - (c) a copy of veteran's discharge or notice of separation (DD 214, member copy 4) from the armed services (if available);
 - (d) a financial questionnaire, NCDVA-18;
 - (e) the most recent federal income tax return from applicant, applicant's veteran parent, and other parent;

- (f) high school transcript through junior year of high school or, if already graduated, complete high school transcript and all college transcripts to date if applicable;
 - (g) the applicant's scholarship essay questionnaire, NCDVA-23B(2);
 - (h) two recommendations, NCDVA-23B(3); and
 - (i) a copy of any high school and college disciplinary record.
- (3) The selected applicants (all classes) shall submit the following documents to the Assistant Secretary's Office (NCDVA) no later than June 30 for a scholarship to be awarded on the following July 1 (selected applicants submitting Class IA, Class IB, or Class IV application after June 1 shall submit the following documents on or before December 1 to be awarded the following January 1):
- (a) a copy of Selective Service registration acknowledgement, if not age 18 by June 30, must be received within six months of attaining age 18 (male applicants only);
 - (b) proof of graduation from high school (high school diploma);
 - (c) final complete academic record which shall include a list of high school and college courses taken with corresponding grades earned, cumulative weighted and unweighted grade point average, and attendance and disciplinary records;
 - (d) NCDVA-11, Affidavit – School Declaration Form;
 - (e) a letter of acceptance from the school that the applicant shall attend; and
 - (f) NCDVA-17G, Permission form for access to student's academic records of the college, university, or community college he or she shall attend or attended if previously enrolled.
- (4) Application Form, NCDVA-17. A person seeking a scholarship under G.S. Chapter 165, Article 4, (Scholarships for Children of War Veterans) shall submit a completed application form, NCDVA -17 to the NCDVA which provides:
- (a) the applicant's first name, middle initial, last name, social security number, address, telephone number, email address, and county of residence;
 - (b) the first name, middle initial, last name, USDVA File number or social security number, and address of applicant's eligible veteran parent;
 - (c) the applicant's date of birth, place of birth (city, county, and state), mother's birth place, the applicant's length of residency in North Carolina, high school attended, and graduation date from high school;
 - (d) the college, university, community college, or technical institute that applicant plans to attend;
 - (e) the legal residence of applicant's eligible veteran parent at time such veteran parent entered the Armed Forces;
 - (f) the legal residence of applicant's eligible veteran parent at time of application;
 - (g) the degree of service connected or non-service connected disability of applicant's eligible veteran parent at time of scholarship application;
 - (h) answers to questions regarding the applicant's veteran parent's purple heart medal, if any, MIA or POW status, receipt of United States Department of Veterans Affairs (USDVA) disability compensation or pension, and whether veteran parent is deceased;
 - (i) signature and date of applicant and applicant's parent or guardian;
 - (j) answers to questions about applicant's accomplishments, special honors, or awards received during high school (and post high school if applicable), submitted in resume format as referenced on NCDVA-17;
 - (k) a copy of the public record of applicant's birth, evidence of veteran's biological or adoptive relationship to applicant (which may be shown on birth certificate, court documents, payment of child support or DNA test), and a copy of veteran's discharge or notice of separation, [DD 214, member copy 4] from the armed services, if available; and
 - (l) applicant's high school transcript through junior year, ACT or SAT score, a copy of all college transcripts, if applicable, and a copy of disciplinary and attendance records from high school and any other college or technical schools attended (if school does not maintain disciplinary records, then applicant shall attach a statement from high school guidance counselor or college advisor explaining that no such records exist).
- (5) Financial Questionnaire, NCDVA-18, to accompany application for scholarship. A person seeking a Class II or Class III scholarship, as defined in G.S. 165-22, shall submit a completed Financial Questionnaire, NCDVA 18, to the NCDVA which provides:
- (a) the applicant's veteran parent's first name, middle initial, and last name;

- (b) USDVA file number or social security number of the applicant's veteran parent;
 - (c) the applicant's first name, middle initial, last name, and the last four digits of the social security number on Financial Questionnaire, NCDVA-18;
 - (d) the applicant, applicant's veteran parent, and other parent shall provide the amount of each of their:
 - (i) bonds, mutual funds, but not retirement plans, along with cash, savings, account balances including certificates of deposit;
 - (ii) liabilities (for the purpose of this sub-item, liabilities shall include education and medical expenses of applicant, veteran parent and other parent); and
 - (iii) annual income from wages, salary, USDVA disability compensation, pension, interest, dividends, military retirement, company pension, workman's compensation, net business income or loss from previous calendar year, and net farm income or loss from previous calendar year;
 - (e) the applicant's high school or college status, name of university, college, or community college attending, number of semesters completed, and source and amount of funding towards education (i.e. scholarship, grants, student loan, or no financial assistance);
 - (f) the relationship, age, and source of funding for any sibling of applicant who is a dependent of applicant's veteran parent while such sibling attends post high school training or college;
 - (g) the dated signature of applicant's veteran parent in the space designated on the form; and
 - (h) a copy of latest federal tax return of applicant, applicant's veteran parent, and other parent (if required to file taxes). If no return was filed, then applicant shall provide a statement as to the reason no federal tax return is attached.
- (6) Essay Questionnaire, NCDVA-23B(2), to accompany scholarship application. A person seeking a Class II or Class III scholarship, as defined in G.S. 165-22, shall submit a completed Essay Questionnaire, NCDVA 23B(2), to the NCDVA which provides:
- (a) the reasons applicant believes he or she should be selected and awarded a scholarship;
 - (b) the first name, middle initial, and last name of applicant's veteran parent;
 - (c) the applicant's first name, middle initial, last name, and the last four digits of the social security number;
 - (d) a list of all schools to which the applicant has both applied and been accepted;
 - (e) a list of schools to which applicant applied and is awaiting an acceptance decision;
 - (f) the applicant's desired major or area of study, if known;
 - (g) essays to provide insight into applicant's character, reputation, and accomplishments by describing:
 - (i) how the applicant has prepared for college;
 - (ii) why the applicant believes he or she should be selected;
 - (iii) a kind act accomplished by the applicant that few people know about;
 - (iv) a mistake made by the applicant and what the applicant learned from this mistake;
 - (v) any other information the applicant wishes the North Carolina Veterans Affairs Commission to consider, including but not limited to unusual special circumstances affecting grades, absences, outstanding achievements, special talents, or interest; and
 - (h) the applicant's dated signature.
- (7) Recommendation Form NCDVA-23B(3), to accompany scholarship application. A person seeking a Class II or Class III scholarship, as defined in G.S. 165-22, shall submit two completed Recommendation Forms, NCDVA-23B(3), at least one from applicant's guidance counselor or teacher, to the NCDVA which provides:
- (a) an assessment of applicant's scholastic achievements, disciplinary record, and comments on applicant's character;
 - (b) the first name, middle initial, and last name of applicant's veteran parent;
 - (c) the applicant's first name, middle initial, last name, and the last four digits of the social security number;
 - (d) the first name, middle initial, last name, and relationship to applicant of person submitting a recommendation for applicant;
 - (e) the length of time the recommender has known the applicant;

- (f) if the recommender is a guidance counselor or designated teacher, then include class rank, cumulative grade point average (weighted and unweighted), and provide a disciplinary record or describe any disciplinary issues if no disciplinary record; and
 - (g) a written evaluation of applicant including comments and examples of the applicant's character (courage, honesty, kindness, dedication, work ethic).
- (8) Affidavit-School Declaration, NCDVA-11, (All Classes). Upon receipt of a blank Affidavit-School Declaration form, NCDVA-11 from the NCDVA, the selected applicant shall return a completed NCDVA-11 form to the NCDVA no later than June 30 (to be awarded a scholarship the following July 1), to notify the NCDVA of which school the applicant would like the scholarship to apply (selected applicants classified as IA, IB, or IV after June 1 shall submit completed Affidavit-School Declaration NCDVA-11 by December 1 to be awarded a scholarship the following January 1). An additional NCDVA-11 may be requested by contacting the NCDVA at 919-807-4250. The selected applicant shall provide the following information on the NCDVA-11:
- (a) the first name, middle initial, and last name of the selected applicant's veteran parent(s);
 - (b) the first name, middle initial and last name of the selected applicant;
 - (c) the last four digits of the social security number of the selected applicant;
 - (d) the name of the school that such selected applicant plans to attend;
 - (e) the semester date the selected applicant plans to begin his or her course of study; and
 - (f) the dated signature of the selected applicant.
- (9) Permission for Access to Student Records, NCDVA-17G (All Classes). Upon receipt of a blank Permission for Access to Student Records form, NCDVA-17G from the NCDVA, the selected applicant shall return a completed NCDVA-17G form to the NCDVA no later than June 30 to be awarded a scholarship the following July 1 (selected applicants classified as IA, IB, or IV after June 1 shall submit completed Permission for Access to Student Records form, NCDVA-17G, by December 1 to be awarded a scholarship the following January 1), to permit the NCDVA access to the student's cumulative grade point average and information about the student's academic standing, including without limitation any probationary status. An additional NCDVA-17G may be requested by contacting the NCDVA at 919-807-4250. The selected applicant shall provide the following information on the NCDVA-17G:
- (a) the first name, middle initial, and last name of the selected applicant;
 - (b) the last four digits of the selected applicant's social security number;
 - (c) the identification number assigned by the school to the selected applicant;
 - (d) the selected applicant's mailing address;
 - (e) the selected applicant's email address;
 - (f) the selected applicant's telephone number;
 - (g) a grant of permission by the selected applicant for the NCDVA to access the cumulative grade point average and academic standing records (including without limitation, any information concerning probationary status) of such selected applicant from the named school that selected applicant plans to attend;
 - (h) an acknowledgment that the permission granted by the selected applicant is made with the understanding that any records and information provided by the school attended by the selected applicant may not be made available by the NCDVA to any other agency other than the NCDVA and may only be used in the administration of the selected applicant's scholarship; and
 - (i) the dated signature of the selected applicant.

History Note: Authority G.S. 143B-1220 through 143B-1222;
 Eff. February 1, 1976;
 Readopted Eff. February 27, 1979;
 Amended Eff. October 1, 2015;
 Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016.

01 NCAC 26B .0105 WHERE TO OBTAIN FORMS

All forms may be obtained from the Office of the North Carolina Division of Veterans Affairs or electronically at <http://www.nc4vets.com/nc-program>.

History Note: Authority G.S. 143B-1220 through 143B-1222;

Eff. February 1, 1976;
Readopted Eff. February 27, 1979;
Amended Eff. October 1, 2015;
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016.

01 NCAC 26B .0106 DELEGATION OF AUTHORITY

The Veterans Affairs Commission delegates to the Assistant Secretary for Veterans Affairs the responsibility for obtaining information and making recommendations of applications for scholarship awards which the Commission administers. The following procedure has been set by the Commission for use by the Assistant Secretary in reviewing applications:

- (1) Interested parties may obtain scholarship forms and an instruction sheet from the Assistant Secretary's Office or electronically at <http://www.nc4vets.com/nc-programs>. Interested parties and applicants seeking assistance may contact the North Carolina Division of Veterans Affairs (NCDVA) scholarship coordinator at 919-807-4250, or contact a local veteran's service officer at: <http://www.nc4vets.com/personal-services>.
- (2) For purposes of G.S. 165 (Article 4), the time of application for scholarship shall be the earlier of:
 - (a) the date received in the NCDVA Assistant Secretary's Office as evidenced by NCDVA date stamp or date of electronic communication;
 - (b) the US Postal Service date identification; or
 - (c) the processing date identification from any other federal or state recognized mail carrier system that delivers mail.
- (3) In making recommendations for the award of scholarships in the competitive categories, the Assistant Secretary for Veterans Affairs shall consider the disability and other eligibility requirements of each application in accordance with the standards enumerated in G.S. 165-22 and make his or her recommendations to members of the Commission based on the following criteria, and importance shall attach in the order named:
 - (a) Need. Preference shall be given to the eligible child with the greater financial need.
 - (b) Scholastic Ability. Preference shall be given the eligible child with the higher scholastic award.
 - (c) Consideration shall be given to the character, reputation, industry, accomplishments, and handicaps (if any) of the eligible child.
 - (d) All other things being equal, the degree of service connected disability of applicant's qualified veteran parent shall be given preference.
- (4) The Assistant Secretary for Veterans Affairs shall be authorized to award Class I and Class IV (unlimited) scholarships to any applicant who meets all eligibility requirements under Class I or Class IV on or about January 1 and July 1. These awards are then ratified by the Commission at its next meeting following the award by the Assistant Secretary.

History Note: Authority G.S. 143B-1220 through 143B-1222; 165-22.1(a);
Eff. February 1, 1976;
Readopted Eff. February 27, 1979;
Amended Eff. October 1, 2015;
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SECTION .0200 - VETERANS' DEPENDENTS SCHOLARSHIPS

- 01 NCAC 26B .0201 CLASS I-A CATEGORY OF ELIGIBILITY**
01 NCAC 26B .0202 CLASS I-B CATEGORY OF ELIGIBILITY
01 NCAC 26B .0203 CLASS II CATEGORY OF ELIGIBILITY
01 NCAC 26B .0204 CLASS III CATEGORY OF ELIGIBILITY
01 NCAC 26B .0205 CLASS IV CATEGORY OF ELIGIBILITY

History Note: Authority G.S. 165-20; 165-21; 165-22; 165-22.1;
Eff. February 1, 1976;
Readopted Eff. February 27, 1979;
Repealed Eff. June 1, 1986.

01 NCAC 26B .0206 RESPONSIBILITY OF THE SCHOLARSHIP RECIPIENT

All obligations in excess of the amount payable by the state are the responsibility of the scholarship recipient.

History Note: Authority G.S. 143B-1220 through 143B-1227;
Eff. February 1, 1976;
Readopted Eff. February 27, 1979;
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016.

01 NCAC 26B .0207 AWARD LETTERS

(a) When a scholarship is awarded, an award letter is sent to the recipient and to the educational institution which the recipient intends to enter. The award letter stipulates the amount of the award for a nine-month academic year and further states that this amount is subject to change from time to time. It expressly informs the recipient that all obligations above this amount are his or her responsibility.

(b) The heading of the letter will contain the name of the veteran parent, his or her file number (beginning with C or SS if living; XC or XSS if deceased), and the recipient's name and address. The same information should be used by the educational institution in all correspondence and billings.

(c) Scholarship awards are usually prospective, i.e., intended for use at the beginning of the next term or subsequent terms after issue; however, award letters which are issued after a term is underway may be construed as retroactive to the beginning of that term. In special cases, the effective date will either be stipulated in the award letter or agreed upon verbally by the institution and the division of veterans affairs.

(d) The determination of eligibility time which a recipient has used in a given institution is made by that institution and this determination is utilized as the basis for billing. Eligibility time is usually reckoned in quarters or semesters of a nine-month academic year. The following equivalents are furnished as a guide: A semester equals one and one-half quarters or three summer sessions of six weeks each. A quarter is equal to two-thirds of a semester or two summer sessions of six weeks each. One summer session of six weeks equals one-third semester or one-half quarter. A summer session of eight weeks is the same as a six-week session.

History Note: Authority G.S. 143B-1220 through 143B-1227;
Eff. February 1, 1976;
Readopted Eff. February 27, 1979;
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016.

01 NCAC 26B .0208 TRANSFER BY RECIPIENT

Whenever a recipient desires to transfer to another institution, the division of veterans affairs authorizes the scholarship transfer only after receiving assurance that the recipient is accepted at the other institution. Educational institutions should not transfer scholarship records of transferring students nor act upon a transfer without prior notification from the division of veterans affairs. When the transfer is between two state institutions, the division will write the first institution and ask that the recipient's award letter, together with a statement of his remaining eligibility time, be sent to the other institution. If the transfer is from a state to a private institution, the first institution will be asked to return to the division the award letter and a statement of the recipient's remaining eligibility time. A new letter of transfer will then be issued by the division to the other institution. When the transfer is from a private institution, the division will write the first institution asking that the copy of the recipient's award letter, together with a statement of his remaining eligibility time be returned to the division. The division will then inform the second institution of the scholarship, including the amount payable and the scholarship eligibility time remaining.

History Note: Authority G.S. 143B-1220 through 143B-1227;
Eff. February 1, 1976;
Readopted Eff. February 27, 1979;
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016.

01 NCAC 26B .0209 NATURE OF THE SCHOLARSHIPS

The extent or scope of the scholarship benefit falls into one of two groupings which, for administrative convenience, are usually referred to as "full" and "limited." The award letter, a copy of which is furnished to the institution, clearly sets forth the extent of the scholarship. A "full" scholarship award letter reads in part: "This four-year scholarship entitles you to (1) free tuition, (2) a reasonable board allowance, (3) a reasonable room allowance, and (4) exemption from certain mandatory

fees as set forth in the law." A "limited" scholarship award letter reads in part: "This four-year scholarship entitles you to (1) free tuition and (2) exemption from certain mandatory fees as set forth in the law."

As a courtesy to the institution, an effort is made to stamp each "limited" award letter with a prominent stamp which reads: "LIMITED SCHOLARSHIP -- TUITION AND FEES ONLY." However, a failure to stamp a "limited" award letter does not remove from the institution the responsibility for administering the scholarship according to the contents of the letter.

In a few instances, the nature of a scholarship can change from "limited" to "full" if, after an award is made, the recipient becomes eligible for a higher benefit.

*History Note: Authority G.S. 143B-1220 through 143B-1227;
Eff. February 1, 1976;
Readopted Eff. February 27, 1979;
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016.*

01 NCAC 26B .0210 TUITION: ROOM: BOARD AND MANDATORY FEES

(a) The cost of tuition for the course of study selected by the scholarship recipient is a proper charge against the state.

(b) Reasonable Board Allowance

- (1) Charges against the state for reasonable boarding charges are allowed under a "full" scholarship.
- (2) If the institution operates (or has contracted for) a regular, full-scale dining facility (serving three full-scale meals per day, seven days a week), the allowance for board for each eligible student shall be the institution's estimate of the average student's board costs for eating in the institution-operated dining facility for the academic year.
- (3) If no regular, full-scale dining facility is operated, the allowance for board for each eligible student shall be a monetary allowance as determined by the Director of the Budget.
- (4) Those recipients entitled to receive a board allowance shall receive it from the institution in the form of periodic advances each month, quarter or semester. These advances may take the form of cash (check) or meal tickets, depending upon the facilities and practices in a particular institution.

(c) Reasonable Room Allowance

- (1) Charges against the state for reasonable room allowance are allowed under a "full" scholarship.
- (2) If the eligible student resides in an institution-operated dormitory, the allowance to the institution for furnishing a room in kind shall be the applicable regular session rate for the dormitory room occupied, excluding non-mandatory fees. The term "dormitory" does not include fraternity houses or student apartments.
- (3) If the eligible student does not reside in an institution-operated dormitory, the allowance to the recipient for room shall be a monetary allowance as determined by the Director of the Budget.
- (4) Those recipients entitled to receive a room allowance shall receive same from the institution in the form of periodic advances each month, quarter or semester.

(d) A recipient shall receive fees required to be paid as a condition to remaining in the institution and pursuing the course of study selected, excluding charges or fees for books, supplies, tools and clothing. In other words, if a fee is mandatory, the scholarship covers it; if it is not, the student must pay it. The test of what constitutes a mandatory fee is whether or not a student will be permitted to remain in school and pursue the course of study selected if the fee is not paid, and whether or not this applies equally to students in the same course who are not under the scholarship program.

*History Note: Authority G.S. 143B-1220 through 143B-1227;
Eff. February 1, 1976;
Readopted Eff. February 27, 1979;
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016.*

01 NCAC 26B .0211 MANNER OF PAYMENT BY THE STATE TO PRIVATE INSTITUTIONS

(a) No advance payments will be made in behalf of scholarship recipients. All payments will be made at the end of each quarter, semester, or other academic term upon a proper billing as prescribed in Rule .0215 of this Section. For example, if a recipient is awarded a certain amount for a nine-month academic year, and the institution operates on a semester basis, then, at the end of each semester, the institution must bill the division of veterans affairs for one-half of the amount awarded.

(b) All billings and payments and all deductions for remaining scholarship eligibility time shall be for a full semester, quarter or other academic session, except as noted in Rule .0214 of this Section. If a recipient starts a session, attends the institution long enough to have incurred a financial obligation and then for any reason drops out, the state will pay its obligation as

though the recipient attended the entire period. However, the full period shall be deducted from the recipient's eligibility time. This procedure will obviate, in most cases, the need for fractional payments for periods less than a semester, quarter, etc., and will obviate, in most cases, the need to determine and keep records on fractional periods of eligibility time used. An exception to this Rule is where summer sessions and quarters must be expressed as a fraction of a semester. This becomes especially significant as the student enters his final semester, for the state's obligation ends with the completion of the equivalent of four academic years.

History Note: Authority G.S. 143B-1220 through 143B-1227;
Eff. February 1, 1976;
Readopted Eff. February 27, 1979;
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016.

01 NCAC 26B .0212 MANNER OF PAYMENT BY THE STATE TO PUBLIC INSTITUTIONS

All reimbursements will be made at the end of each quarter, semester or other academic term upon a proper billing from the institution. Therefore, all billings and reimbursements and all deductions from remaining scholarship eligibility time must be for a full semester, quarter or other academic term except where summer sessions or quarters must be expressed as a fraction of a semester or vice versa.

History Note: Authority G.S. 143B-1220 through 143B-1227;
Eff. February 1, 1976;
Readopted Eff. February 27, 1979;
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016.

01 NCAC 26B .0213 WHEN A RECIPIENT LEAVES A PUBLIC INSTITUTION

In those cases where the student is willing to "write off" the term and have it deducted from his remaining scholarship eligibility time, the division of veterans affairs will honor reimbursement billings and the term will be deducted from his remaining eligibility time.

In cases where, with consent of the institution, the student prefers to repay the institution for all scholarship expenses of the term and retain that eligibility time for future use, the division has no objection; however, in those cases where the division has been billed for the term, it is the responsibility of the institution to inform the division that the term has been redeemed. Such notice may be submitted with the next billing.

In either situation, the full term must be either written off or redeemed. The division will not undertake to keep account of fractions of terms.

History Note: Authority G.S. 143B-1220 through 143B-1227;
Eff. February 1, 1976;
Readopted Eff. February 27, 1979;
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016.

01 NCAC 26B .0214 WHEN A RECIPIENT LEAVES A PRIVATE INSTITUTION

If, for any reason, a scholarship recipient drops out of school before the completion of a semester, quarter or other academic period upon which billing is based, and if the payment made by the state for such period exceeds the recipient's obligation to the institution, then the institution shall pay the excess to the recipient. In such an event, the institution will have deducted the same academic period from the recipient's remaining scholarship eligibility time.

History Note: Authority G.S. 143B-1220 through 143B-1227;
Eff. February 1, 1976;
Readopted Eff. February 27, 1979;
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016.

01 NCAC 26B .0215 BILLING PROCEDURES FOR PRIVATE INSTITUTIONS

(a) At the end of each academic term, bills or statements from private educational institutions should be sent in triplicate to the division of veterans affairs, Raleigh.

(b) No format is prescribed and the bill may be a consolidated listing of all recipients, or separate bills on each recipient may be sent. The following information, as a minimum, is required for each billing:

- (1) name of institution;
- (2) date of bill or statement;
- (3) recipient's name;
- (4) veteran parent's name;
- (5) veteran's file number;
- (6) period attended, e.g., 1976 fall semester;
- (7) amount due from the state for the period stated;
- (8) signature on the bill of the responsible institution official;
- (9) official's name and title typed or printed under the signature.

(c) Billings for spring quarter or semester should be submitted not later than May 1.

History Note: Authority G.S. 143B-1220 through 143B-1227;
 Eff. February 1, 1976;
 Readopted Eff. February 27, 1979;
 Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016.

01 NCAC 26B .0216 BILLING PROCEDURES FOR PUBLIC INSTITUTIONS

Bills or statements for each academic term from public educational institutions must be sent in triplicate to the division of veterans affairs, at its Raleigh address. The following information is required for each billing:

- (1) name of institution;
- (2) date of bill or statement;
- (3) period covered, e.g., 1976 fall semester;
- (4) amount due from the state for the period stated;
- (5) recipient's name;
- (6) name and file number of veteran parent;
- (7) signature on the bill of the responsible official of the institution;
- (8) official's name and title typed or printed under the signature.

History Note: Authority G.S. 143B-1220 through 143B-1227;
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 Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016.

SUBCHAPTER 26C - ISSUANCE OF THE NORTH CAROLINA SERVICES MEDAL

01 NCAC 26C .0101 SERVICE REQUIREMENT

The veteran must have served in the Armed Forces on full time active duty during a period of war as defined by U.S. Code Title 38, paragraph 101(6)-(12).

History Note: Authority G.S. 143B-1220 through 143B-1227;
 Eff. July 1, 1993;
 Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016.

01 NCAC 26C .0102 RESIDENCE REQUIREMENT

The residence requirement for award of the medal is a veteran who was a legal resident of North Carolina at time of entrance into the Armed Forces.

History Note: Authority G.S. 143B-1220 through 143B-1227;
 Eff. July 1, 1993;
 Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016.

01 NCAC 26C .0103 VETERAN STATUS REQUIREMENT

The veteran must have been discharged or released from the Armed Forces under conditions other than Dishonorable.

History Note: Authority G.S. 143B-1220 through 143B-1227;
Eff. July 1, 1993;
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016.

01 NCAC 26C .0104 APPLICATION TIMETABLE

The veteran must apply for the medal within five years of the date these medals are made available, or five years from date of discharge or release from the Armed Forces.

History Note: Authority G.S. 143B-1220 through 143B-1227;
Eff. July 1, 1993;
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016.

01 NCAC 26C .0105 FEE

The award shall be self-financing. Those who wish to be awarded the medal shall pay a fee as set by the North Carolina Division of Veterans Affairs (NCDVA) to cover the expense of producing and awarding the medal. The fee shall not exceed thirty dollars (\$30.00).

History Note: Authority G.S. 143B-1220 through 143B-1227;
Eff. July 1, 1993;
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016.

01 NCAC 26C .0106 MINIMUM REQUIREMENT

No medal will be struck until a minimum of twenty-five thousand dollars (\$25,000) has been received to pay for the initial design, striking, and production fees of the first 500 medals.

History Note: Authority G.S. 143B-1220 through 143B-1227;
Eff. July 1, 1993;
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016.

01 NCAC 26C .0107 APPLICATION FORM

The NCDVA will develop an application form to be used to apply for the North Carolina Services Medals. The application must be submitted to the NCDVA with proof of eligibility and appropriate fees.

History Note: Authority G.S. 143B-1220 through 143B-1227;
Eff. July 1, 1993;
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016.

01 NCAC 26C .0108 NEXT-OF-KIN

The next-of-kin may apply for this medal if the eligible veteran is deceased.

History Note: Authority G.S. 143B-1220 through 143B-1227;
Eff. July 1, 1993;
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016.