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September 20, 2013 Volume 37, Issue 38

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## ILLINOIS STUDENT ASSISTANCE COMMISSION

## NOTICE OF PROPOSED AMENDMENT

- 1) Heading of the Part: Illinois National Guard (ING) Grant Program
- 2) Code Citation 23 Ill. Adm. Code 2730
- 3) Section Number: 2730.30                      Proposed Action: Amend
- 4) Statutory Authority: Implementing Section 45 and authorized by Section 20(f) of the Higher Education Student Assistance Act [110 ILCS 947/45 and 20(f)]
- 5) A Complete Description of the Subjects and Issues Involved: This rulemaking governs the administration of the Illinois National Guard Grant Program. Under the bill, a Guardsman who has served for over ten years would be eligible for an additional two years of tuition and fee benefits at an Illinois public university or community college.
- 6) Published studies or reports, and sources of underlying data, used to compose this rulemaking: None
- 7) Will this rulemaking replace any emergency rulemaking currently in effect? Yes
- 8) Does this rulemaking contain an automatic repeal date? No
- 9) Does this rulemaking contain incorporations by reference? No
- 10) Are there any other amendments pending on this Part? No
- 11) Statement of Statewide Policy Objectives: This rulemaking does not create or expand a State mandate as defined in Section 3(b) of the State Mandates Act [30 ILCS 805/3(b)] and does not necessitate a local government to establish, expand or modify its activities in such a way as to necessitate additional expenditures from local revenues.
- 12) Time, Place and Manner in which interested persons may comment on this proposed rulemaking: Persons who wish to comment on this proposed rulemaking may submit written comments no later than 45 days after the publication of this Notice to:

Lynn Hynes  
Agency Rules Coordinator  
Illinois Student Assistance Commission

## ILLINOIS STUDENT ASSISTANCE COMMISSION

## NOTICE OF PROPOSED AMENDMENT

1755 Lake Cook Road  
Deerfield, IL 60015

Telephone: 847/948-8500, ext. 2305

Email: lynn.hynes@isac.illinois.gov

- 13) Initial Regulatory Flexibility Analysis:
- A) Types of small businesses, small municipalities and not-for-profit corporations affected: None
  - B) Reporting, bookkeeping or other procedures required for compliance: None
  - C) Types of professional skills necessary for compliance: None
- 14) Regulatory Agenda on which this rulemaking was summarized: July 2013

The full text of the Proposed Amendment is identical to that of the emergency rulemaking and begins on the next page 15439:

## ILLINOIS STUDENT ASSISTANCE COMMISSION

## NOTICE OF PROPOSED AMENDMENTS

- 1) Heading of the Part: Golden Apple Scholars of Illinois Program
- 2) Code Citation: 23 Ill. Adm. Code 2764
- 3) 

<u>Section Numbers:</u>	<u>Proposed Action:</u>
2764.20	Amend
2764.30	Amend
2764.40	Amend
- 4) Statutory Authority: Implementing Section 52 of the Higher Education Student Assistance Act [110 ILCS 947/52] and authorized by Sections 20(f) and 52(h) of the Higher Education Student Assistance Act [110 ILCS 947/20(f) and 52(h)]
- 5) A Complete Description of the Subjects and Issues Involved: These proposed rules govern the administration of the Golden Apple Scholars of Illinois Program. As a result of PA 98-533, the program is being restructured to reflect a clarification of the agency's administrative responsibilities with respect to the program, as well as the managerial responsibilities of the not-for-profit Golden Apple Scholars for Excellence in Teaching with respect to the same.
- 6) Published studies or reports, and sources of underlying data, used to compose this rulemaking: None
- 7) Will this proposed rulemaking replace any emergency rulemaking currently in effect?  
Yes
- 8) Does this rulemaking contain an automatic repeal date? No
- 9) Does this proposed rulemaking contain incorporations by reference? No
- 10) Are there any other proposed rulemakings pending on this Part? No
- 11) Statement of Statewide Policy Objective: This rulemaking does not create or expand a State mandate as defined in Section 3(b) of the State Mandates Act [30 ILCS 805/3(b)] and does not necessitate a local government to establish, expand or modify its activities in such a way as to necessitate additional expenditures from local revenues.

## ILLINOIS STUDENT ASSISTANCE COMMISSION

## NOTICE OF PROPOSED AMENDMENTS

- 12) Time, Place and Manner in which interested persons may comment on this proposed rulemaking: Persons who wish to comment on this proposed rulemaking may submit written comments no later than 45 days after the publication of this notice to:

Lynn Hynes  
Agency Rules Coordinator  
Illinois Student Assistance Commission  
1755 Lake Cook Road  
Deerfield, Illinois 60015

Telephone: 847/948-8500, ext. 2305  
Email: Lynn.Hynes@isac.illinois.gov  
Fax: 847/831-8299

- 13) Initial Regulatory Flexibility Analysis:
- A) Types of small businesses, small municipalities and not-for-profit corporations affected: None
  - B) Reporting, bookkeeping or other procedures required for compliance: None
  - C) Types of professional skills necessary for compliance: None
- 14) Regulatory Agenda on which this rulemaking was summarized: None

The full text of the Proposed Amendments is identical to that of the emergency rulemaking, and begins on the next page 15446:

## ILLINOIS STUDENT ASSISTANCE COMMISSION

## NOTICE OF EMERGENCY AMENDMENT

- 1) Heading of the Part: Illinois National Guard (ING) Grant Program
- 2) Code Citation: 23 Ill. Adm. Code 2730
- 3) Section Number: 2730.30                      Emergency Action:  
Amendment
- 6) Statutory Authority: Implementing Section 45 and authorized by Section 20(f) of the Higher Education Student Assistance Act [110 ILCS 947/45 and 20(f)]
- 7) Effective Date of Rulemaking: September 3, 2013
- 8) This emergency rulemaking is not scheduled to expire before the end of the 150-day period.
- 9) Date Filed with the Index Department: September 3, 2013
- 10) A copy of this emergency rulemaking, including any material incorporated by reference, is on file in the agency's principal office and is available for public inspection.
- 11) Reason for Emergency: This emergency rulemaking implements PA 98-314, effective August 12, 2013. Emergency action is needed in order to permit the timely performance of activities necessary to implement the changes for the 2014 fiscal year.
- 12) A Complete Description of the Subjects and Issues Involved: This emergency rulemaking governs the administration of the Illinois National Guard Grant Program. Under PA 98-314, a Guardsman who has served over ten years would be eligible for an additional two years of tuition and fee benefits at an Illinois public university or community college. ISAC intends to adopt permanent rules through the regular rulemaking process prior to the expiration of these emergency rules.
- 13) Are there any proposed rulemakings pending on this Part? No
- 14) Statement of Statewide Policy Objective: This rulemaking does not create or expand a State mandate as defined in Section 3(b) of the State Mandates Act [30 ILCS 805/3(b)] and does not necessitate a local government to establish, expand or modify its activities in such a way as to necessitate additional expenditures from local revenues.
- 15) Information and questions regarding this emergency rulemaking shall be directed to:



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ILLINOIS STUDENT ASSISTANCE COMMISSION

NOTICE OF EMERGENCY AMENDMENT

Lynn Hynes  
Agency Rules Coordinator  
Illinois Student Assistance Commission  
1755 Lake Cook Road  
Deerfield, Illinois 60015

Telephone: 847/948-8500, ext. 2305  
FAX: 847/831-8299  
Email: [lynn.hynes@isac.illinois.gov](mailto:lynn.hynes@isac.illinois.gov)

The full text of the Emergency Amendment begins on the next page:

## ILLINOIS STUDENT ASSISTANCE COMMISSION

## NOTICE OF EMERGENCY AMENDMENT

TITLE 23: EDUCATION AND CULTURAL RESOURCES  
SUBTITLE A: EDUCATION  
CHAPTER XIX: ILLINOIS STUDENT ASSISTANCE COMMISSIONPART 2730  
ILLINOIS NATIONAL GUARD (ING) GRANT PROGRAM

## Section

2730.10 Summary and Purpose

2730.20 Applicant Eligibility

2730.30 Program Procedures

EMERGENCY

2730.40 Institutional Procedures

**AUTHORITY:** Implementing Section 45 and authorized by Section 20(f) of the Higher Education Student Assistance Act [110 ILCS 947/45 and 20(f)].

**SOURCE:** Adopted at 3 Ill. Reg. 4, p. 38, effective January 26, 1979; rules repealed at 6 Ill. Reg. 8239, effective June 30, 1982; new rules adopted at 6 Ill. Reg. 8413, effective June 30, 1982; codified at 7 Ill. Reg. 10877; amended at 8 Ill. Reg. 17016, effective September 5, 1984; amended at 9 Ill. Reg. 20827, effective January 1, 1986; amended at 11 Ill. Reg. 3202, effective January 29, 1987; amended at 12 Ill. Reg. 11531, effective July 1, 1988; transferred from Chapter IX, 23 Ill. Adm. Code 1730 (State Scholarship Commission) to Chapter XIX, 23 Ill. Adm. Code 2730 (Illinois Student Assistance Commission) pursuant to P.A. 86-168, effective July 1, 1989, at 13 Ill. Reg. 17857; amended at 14 Ill. Reg. 10567, effective July 1, 1990; amended at 16 Ill. Reg. 11254, effective July 1, 1992; amended at 17 Ill. Reg. 10563, effective July 1, 1993; amended at 18 Ill. Reg. 10303, effective July 1, 1994; amended at 20 Ill. Reg. 9187, effective July 1, 1996; old Part repealed and new Part adopted at 21 Ill. Reg. 11119, effective July 18, 1997; amended at 22 Ill. Reg. 11100, effective July 1, 1998; amended at 24 Ill. Reg. 9148, effective July 1, 2000; amended at 25 Ill. Reg. 8406, effective July 1, 2001; amended at 26 Ill. Reg. 10013, effective July 1, 2002; amended at 27 Ill. Reg. 10338, effective July 1, 2003; amended at 29 Ill. Reg. 9904, effective July 1, 2005; amended at 30 Ill. Reg. 11623, effective July 1, 2006; amended at 32 Ill. Reg. 10305, effective July 1, 2008; amended at 36 Ill. Reg. 9408, effective July 1, 2012; amended at 37 Ill. Reg. 9504, effective July 1, 2013; emergency amendment at 37 Ill. Reg. 15439, effective September 3, 2013, for a maximum of 150 days.

**Section 2730.30 Program Procedures**EMERGENCY

## ILLINOIS STUDENT ASSISTANCE COMMISSION

## NOTICE OF EMERGENCY AMENDMENT

- a) The recipient is exempt from paying the following:
  - 1) tuition;
  - 2) registration fees;
  - 3) graduation fees;
  - 4) general activity fees;
  - 5) matriculation fees; and
  - 6) term fees.
  
- b) The recipient is responsible for payment of other fees, including the following:
  - 1) book rental fees;
  - 2) laboratory and supply fees;
  - 3) air flight fees;
  - 4) hospital and health insurance fees;
  - 5) room and board;
  - 6) parking fees;
  - 7) student union fees;
  - 8) athletic fees;
  - 9) proficiency or placement exam fees and other similar fees; and
  - 10) service fees.
  
- c) Benefits are applicable to both undergraduate and graduate enrollment. There is no minimum credit-hour enrollment requirement. Benefits are applicable for

## ILLINOIS STUDENT ASSISTANCE COMMISSION

## NOTICE OF EMERGENCY AMENDMENT

noncredit courses.

- d) Benefits are limited to use only at Illinois public senior universities and at any Illinois public community college.
- e) Within the constraints of appropriation levels, two semester or three quarter term payments and one summer term payment are made directly to the institution after it officially certifies to ISAC that the applicant has registered and is attending classes. No seminars or other special terms are covered under the grant. Summer term is considered the final term of the academic and fiscal year.
- f) Benefits for eligible recipients who have completed less than 10 years of active duty service in the Illinois National Guard are limited to the equivalent of four academic years of full-time enrollment.
- g) Benefits for eligible recipients who have completed 10 years of active duty service in the Illinois National Guard are limited to the equivalent of six academic years of full-time enrollment.
- 1) Benefits for an academic year shall be determined on the basis of credit hours in which the qualified applicant enrolls. Each~~To determine the amount of eligibility a recipient has used,~~ credit hour~~hours~~ (and noncredit hour~~hours~~ for which benefits are used) will be converted to "eligibility units" according to the following chart:

Number of Hours	Semester School	Quarter School
12 or more hours	12 units	8 units
9 - 11.99 hours	9 units	6 units
6 - 8.99 hours	6 units	4 units
3 - 5.99 hours	3 units	2 units
0 - 2.99 hours	1 unit	1 unit

- 2) Eligible recipients who have completed less than 10 years of active duty service in the Illinois National Guard~~Recipients may continue to reapply and accumulate up to 120 units, after which point eligibility for program benefits will cease.~~ Eligible recipients who have completed 10 years of active duty service in the Illinois National Guard may continue to reapply and accumulate up to 180 units. ~~Full~~However, full program benefits may

## ILLINOIS STUDENT ASSISTANCE COMMISSION

## NOTICE OF EMERGENCY AMENDMENT

be extended for one additional term if the recipient has accumulated fewer than the maximum number of eligibility units~~120 eligibility units~~ but does not have enough units remaining for the number of hours in which she/he is enrolled for the term.

- 3) If an eligible recipient withdraws from enrollment after the expiration of the tuition refund/withdrawal adjustment period, the recipient shall receive a grant for costs incurred up to the term award provided the institution's tuition refund policy indicates the recipient has incurred charges in the amount of the claim.
- 4) In the event that the recipient withdraws from a course or courses prior to the end of a term, a refund will be made according to the institution's refund withdrawal policy and eligibility units will be adjusted accordingly.
- 5) The eligibility units used for a noncredit course shall be the same as the number of eligibility units used for a credit course having the same number of total faculty contact hours.

~~h)~~g) If a current year applicant is discharged, transferred to the inactive Illinois National Guard, or has membership extended by the Illinois National Guard, ISAC will send a revised eligibility letter or ineligibility letter to the applicant. In the case of discharge, a copy of the letter will be sent to the institution of record.

~~i)~~h) Except as otherwise provided in this Part, if a recipient ceases to be an active status member of the Illinois National Guard during a term, benefits cease, and the student is responsible for the unpaid costs attributed to the remainder of the term. If an applicant becomes eligible during a term, in accordance with Section 2730.20(b), benefits will be prorated for that portion of the term for which the applicant is eligible, provided the application is submitted by the deadlines. Costs are prorated on the basis of the institution's scheduled days of instruction minus institutionally scheduled holidays and examination periods.

Calculation: Total tuition cost divided by total instructional days = cost per day x days of eligibility = total proration.

~~j)~~i) If the recipient of a grant awarded under this Part ceases to be a member of the Illinois National Guard, but has been active in the Illinois National Guard for at least five consecutive years and had his or her studies interrupted by being called

## ILLINOIS STUDENT ASSISTANCE COMMISSION

## NOTICE OF EMERGENCY AMENDMENT

to federal active duty for at least six months, then that recipient shall continue to be eligible for a grant for one year after his or her discharge from the Illinois National Guard, provided that the recipient has not already received the exemption from tuition and fees for the equivalent of four years of full-time enrollment under this Part.

| ~~k)j~~ Out-of-state residents will receive tuition and applicable fee benefits equivalent to those received by in-state residents at the Illinois institution; recipients attending out-of-district community colleges will receive tuition and applicable fee benefits equivalent to those at the in-district rate. Recipients shall not be responsible for paying the difference between in-state and out-of-state tuition nor will they be responsible for paying the difference between in-district and out-of-district tuition. Institutions are permitted to require documentation of residency in order to determine in-district or out-of-district payment.

| ~~l)k~~ If a student is eligible for both an Illinois National Guard Grant and a MAP grant, the Illinois National Guard benefits must be used first. A student cannot decline an Illinois National Guard Grant in favor of using MAP.

| ~~m)l~~ If a recipient of the grant fails to complete his or her military obligation according to the agreement, all proceeds received must be repaid to the Illinois Department of Military Affairs. DMAIL will collect the funds, which will be used by ISAC for the purpose of this Part.

(Source: Amended by emergency rulemaking at 37 Ill. Reg. 15439, effective September 3, 2013, for a maximum of 150 days)

## ILLINOIS STUDENT ASSISTANCE COMMISSION

## NOTICE OF EMERGENCY AMENDMENTS

- 1) Heading of the Part: Golden Apple Scholars of Illinois Program
- 2) Code Citation: 23 Ill. Adm. Code 2764
- 3) 

<u>Section Numbers</u> :	<u>Emergency Action</u> :
2764.20	Amend
2764.30	Amend
2764.40	Amend
- 16) Statutory Authority: Implementing Section 52 of the Higher Education Student Assistance Act [110 ILCS 947/52] and authorized by Sections 20(f) and 52(h) of the Higher Education Student Assistance Act [110 ILCS 947/20(f) and 52(h)]
- 17) Effective Date of Rulemaking: September 3, 2013
- 18) This emergency rulemaking is not scheduled to expire before the end of the 150-day period.
- 19) Date Filed with the Index Department: September 3, 2013
- 20) A copy of this emergency rulemaking, including any material incorporated by reference, is on file in the Agency's principal office and is available for public inspection.
- 21) Reason for Emergency: This emergency rulemaking implements PA 98-533, effective August 23, 2013. Emergency action is needed in order to permit the timely performance of activities necessary to implement the changes for the 2014 fiscal year.
- 22) A Complete Description of the Subjects and Issues Involved: These emergency rules govern the administration of the Golden Apple Scholars of Illinois Program. As a result of newly-enacted legislation, the program is being restructured to reflect a clarification of the agency's administrative responsibilities with respect to the program, as well as the managerial responsibilities of the not-for-profit Golden Apple Scholars for Excellence in Teaching with respect to the same. ISAC intends to adopt permanent rules through the regular rulemaking process prior to the expiration of these emergency rules.
- 23) Are there any proposed rulemakings pending on this Part? No
- 24) Statement of Statewide Policy Objective: This rulemaking does not create or expand a State mandate as defined in Section 3(b) of the State Mandates Act [30 ILCS 805/3(b)]

ILLINOIS STUDENT ASSISTANCE COMMISSION

NOTICE OF EMERGENCY AMENDMENTS

and does not necessitate a local government to establish, expand or modify its activities in such a way as to necessitate additional expenditures from local revenues.

- 25) Information and questions regarding these emergency rules shall be directed to:

Lynn Hynes  
Agency Rules Coordinator  
Illinois Student Assistance Commission  
1755 Lake Cook Road  
Deerfield, Illinois 60015

Telephone: 847/948-8500, ext. 2305

FAX: 847/831-8299

Email: [lynn.hynes@isac.illinois.gov](mailto:lynn.hynes@isac.illinois.gov)

The full text of the Emergency Amendments begins on the next page:



## ILLINOIS STUDENT ASSISTANCE COMMISSION

## NOTICE OF EMERGENCY AMENDMENTS

TITLE 23: EDUCATION AND CULTURAL RESOURCES  
SUBTITLE A: EDUCATION  
CHAPTER XIX: ILLINOIS STUDENT ASSISTANCE COMMISSIONPART 2764  
GOLDEN APPLE SCHOLARS OF ILLINOIS PROGRAM

## Section

2764.10 Summary and Purpose

2764.20 Applicant Eligibility

EMERGENCY

2764.30 Program Procedures

EMERGENCY

2764.40 Institutional Procedures

EMERGENCY

**AUTHORITY:** Implementing Section 52 of the Higher Education Student Assistance Act [110 ILCS 947/52] and authorized by Sections 20(f) and 52(h) of the Higher Education Student Assistance Act [110 ILCS 947/20(f) and 52(h)].

**SOURCE:** Emergency rules adopted at 19 Ill. Reg. 976, effective February 1, 1995, for a maximum of 150 days; emergency expired on June 30, 1995; adopted at 19 Ill. Reg. 11367, effective August 1, 1995; amended at 20 Ill. Reg. 9141, effective July 1, 1996; old Part repealed at 21 Ill. Reg. 11027 and new Part adopted at 21 Ill. Reg. 11029, effective July 18, 1997; amended at 22 Ill. Reg. 11043, effective July 1, 1998; amended at 24 Ill. Reg. 9095, effective July 1, 2000; amended at 27 Ill. Reg. 10395, effective July 1, 2003; emergency amendment at 27 Ill. Reg. 14860, effective September 10, 2003, for a maximum of 150 days; amended at 28 Ill. Reg. 1749, effective January 25, 2004; amended at 28 Ill. Reg. 9162, effective July 1, 2004; amended at 30 Ill. Reg. 11687, effective July 1, 2006; amended at 32 Ill. Reg. 10333, effective July 1, 2008; amended at 33 Ill. Reg. 9784, effective July 1, 2009; amended at 36 Ill. Reg. 13957, effective September 1, 2012; emergency amendment at 37 Ill. Reg. 15446, effective September 3, 2013, for a maximum of 150 days.

**Section 2764.20 Applicant Eligibility**EMERGENCY

- a) All qualified applicants must be designated as a Golden Apple Scholar by the Golden Apple Foundation for Excellence in Teaching (the Foundation).

## ILLINOIS STUDENT ASSISTANCE COMMISSION

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- b) A qualified applicant, at the time of designation as a Golden Apple Scholar by the Golden Apple Foundation for Excellence in Teaching, shall:
- 1) be a United States citizen or eligible noncitizen;
  - 2) be a resident of Illinois;
  - 3) be a high school graduate or a person who has received a General Educational Development (GED) Certificate;
  - 4) be enrolled at a four-year institution designated by the Foundation as a participating Illinois college or university; and
  - 5) have entered into a program agreement and promissory note with the Foundation and ISAC, as described in this Part.
- c) In order to receive scholarship assistance under this Part, a qualified applicant shall:
- 1) be enrolled ~~at the junior or senior level~~ in a postsecondary course of study leading to initial teacher certification or taking additional courses needed to gain Illinois State Board of Education (ISBE) approval to teach, including alternative teacher certification [110 ILCS 947/52];
  - 2) have earned a cumulative grade point average of 2.5 on a 4.0 scale if enrolled at the sophomore, junior or senior level; and
  - 3) have participated in all required programs and adhered to the residential guidelines and standards of conduct as a designated Golden Apple Scholar of the Foundation.
- d) In any academic year in which the qualified applicant accepts or receives financial assistance through the Paul Douglas Teacher Scholarship Program (23 Ill. Adm. Code 2762), the Minority Teachers of Illinois Scholarship Program (23 Ill. Adm. Code 2763), the Special Education Teacher Tuition Waiver Program (23 Ill. Adm. Code 2765), or the Teach Illinois Scholarship (23 Ill. Adm. Code 2768), ~~or from the Golden Apple Foundation~~, the qualified applicant shall not be eligible for scholarship assistance under this Part.

## ILLINOIS STUDENT ASSISTANCE COMMISSION

## NOTICE OF EMERGENCY AMENDMENTS

(Source: Amended by emergency rulemaking at 37 Ill. Reg. 15446, effective September 3, 2013, for a maximum of 150 days)

**Section 2764.30 Program Procedures****EMERGENCY**

- a) Qualified applicants shall have completed and filed an application for program participation with the Foundation prior to becoming eligible for scholarship assistance under this Section. Applications shall be made available to qualified applicants by and submitted to the Foundation before a qualified applicant may be designated as a Golden Apple Scholar by the Foundation.
- b) The Foundation shall designate Golden Apple Scholars as defined in their established selection protocol.
- c) Each year, the Foundation shall identify Golden Apple Scholars eligible to receive scholarship assistance from ISAC under this Part by submitting to ISAC any necessary data related to the qualified applicant and, at such time, by certifying that:
  - 1) Students selected to receive scholarship assistance under this Part meet the eligibility requirements described in Section 2764.20(a) or in the Higher Education Student Assistance Act [110 ILCS 947/52];
  - 2) Students selected to receive scholarship assistance under this Part have entered into a Program Agreement and Promissory Note with the Foundation that satisfies the requirements listed in this Part; and
  - 3) Thirty percent of students selected to receive scholarship assistance under this Part in a given fiscal year will be awarded to students residing in counties having a population of fewer than 500,000.
- d) In order to receive scholarship assistance under this Part, a Golden Apple Scholar must have signed a program agreement and promissory note~~Program Agreement and Promissory Note~~ with the Foundation on behalf of~~and~~ ISAC that includes the following stipulations:
  - 1) the recipient pledges to teach, on a full time basis, for a period of not less

## ILLINOIS STUDENT ASSISTANCE COMMISSION

## NOTICE OF EMERGENCY AMENDMENTS

than five years and in accordance with any additional commitment to teach in a teacher shortage discipline, which shall include early childhood education;

- 2) the recipient shall begin teaching within ~~two years~~<sup>one year</sup> following completion of the postsecondary education degree or certificate program for which the scholarship was awarded, and shall teach on a continuous basis for the required period of time;
  - 3) the teaching requirement will be fulfilled at a nonprofit Illinois public, private or parochial preschool, or an Illinois public elementary or secondary school that qualifies for teacher loan cancellation under section 465(a)(2)(A) of the HEA (20 USC 1087ee(a)(2)(A));
  - 4) if the teaching requirement is not fulfilled, the scholarship assistance provided under this Part converts to a loan and the recipient must repay the entire amount of the scholarship prorated according to the fraction of the teaching obligation not completed, plus interest at a rate equal to five percent and, if applicable, reasonable collection fees;
  - 5) the recipient agrees to provide the Foundation or ISAC with evidence of compliance with program requirements (e.g., responses to annual follow-up questionnaires, etc.); and
  - 6) the recipient promises to use the proceeds of the scholarship for educational expenses.
- e) All amounts collected on a scholarship that converts to a loan under this Part, less any portion of those funds that equals the amount in expenses that ISAC has incurred in collecting the debt, shall be remitted to the Comptroller for deposit in the General Revenue Fund.
- f) A recipient of a scholarship awarded under this Part shall not be in violation of the program agreement and promissory note for failing to begin teaching within two years of graduation if, during that period, the recipient agreement entered into pursuant to subsection (d) during the period in which the recipient:
- 1) serves, for not more than three years, as a member of the United States Armed Forces; or

## ILLINOIS STUDENT ASSISTANCE COMMISSION

## NOTICE OF EMERGENCY AMENDMENTS

- 2) is enrolled full-time in a graduate course of study related to the field of teaching at an institution of higher learning; or
  - 3) is temporarily totally disabled, for not more than three years, as established by the sworn affidavit of a qualified physician; or
  - 4) is actively seeking and unable to find full-time employment as a teacher at a school that satisfies the criteria set forth in subsection (d)(3) for one continuous period not to exceed two years, and is able to provide evidence of that fact; or
  - 5) is taking additional courses, on at least a half-time basis, needed to obtain certification as a teacher in Illinois; or
  - 6) is fulfilling teaching requirements associated with other programs administered by ISAC if he or she cannot concurrently fulfill them in a period of time equal to the length of the teaching commitment; or
  - 7) is participating in a program established by Executive Order 10924 of the President of the United States or the National Community Service Act of 1990 (42 USC 12501 et seq., as amended).
- g) If a recipient is required to repay any portion of the scholarship, the repayment period shall be completed within 10 years ~~after the scholarship converts to a loan. The Commission shall grant a period of forbearance or deferment during repayment of the loan that shall not be counted toward the 10-year repayment period. This 10-year period may be extended~~ if the recipient:
- 1) serves, for not more than three years, as a member of the United States Armed Forces; or
  - 2) is temporarily disabled, for not more than three years, as established by the sworn affidavit of a licensed physician; or
  - 3) is pursuing a graduate course of study and is enrolled on a full-time basis for one continuous period of time not to exceed three years; or
  - 4) is seeking and unable to find full-time employment for one continuous

## ILLINOIS STUDENT ASSISTANCE COMMISSION

## NOTICE OF EMERGENCY AMENDMENTS

period not to exceed two years and is able to provide evidence of that fact;  
or

- 5) withdraws from a course of study leading to certification/approval in a teacher shortage discipline, but is enrolled at least half-time as an undergraduate for one continuous period of time not to exceed three years.
- h) During the time a recipient qualifies for periods of deferment or forbearance described any of the extensions listed in subsection (g), he or she shall not be required to make payments and interest shall not accrue.
- i) A recipient shall enter repayment status on the earliest of the following dates:
  - 1) the first day of the first calendar month after the recipient has ceased to pursue a course of study leading to certification as a teacher, but not until six months have elapsed after the cessation of at least half-time enrollment in such a course of study;
  - 2) the date the Foundation informs ISAC or ISAC otherwise learns that a recipient of scholarship assistance has not fulfilled the teaching obligation;  
or
  - 3) the day after the latest date upon which the recipient must have begun teaching after completing the postsecondary education for which the scholarship was awarded.
- j) A recipient shall not be required to repay the amount of the scholarship received if he or she becomes permanently and totally disabled, so as to be unable to perform the essential function of a teacher with or without accommodation as determined by a licensed physician, or if his or her representative provides ISAC with a death certificate or other evidence that the recipient has died.

(Source: Amended by emergency rulemaking at 37 Ill. Reg. 15446, effective September 3, 2013, for a maximum of 150 days)

**Section 2764.40 Institutional Procedures****EMERGENCY**

- a) The institution shall submit eligibility information for selected recipients in

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sufficient time for ISAC to make award announcements.

- b) The institution shall submit a certification of eligibility for selected recipients with its request for payment, within the time frame requested by ISAC, which shall be no sooner than 30 days unless a more rapid response is necessary to expend appropriated funds prior to the end of the academic year.
- c) ISAC shall disburse scholarship funds in two or three installments, depending on the number of terms financed by the scholarship, except that multiple disbursements shall not be required in cases where the applicant's eligibility is not determined until the final term of the academic year for which the scholarship is being awarded or when a student is attending only one term and the maximum award does not exceed the student's cost of attendance.
- d) Funds shall be remitted by ISAC to institutions on behalf of the recipients.
- e) Upon receipt of scholarship funds, the institution shall verify the recipient's enrollment status for the term for which the award was intended. If enrolled, the institution may credit the scholarship funds to the recipient's account for expenses due and payable. The balance of the disbursement shall be released to the recipient.
- f) Upon receipt of the scholarship funds, if the recipient has withdrawn from enrollment for the terms for which the award was intended, the institution shall return the amount of the scholarship payment to ISAC.
- g) Scholarship assistance provided under this Part shall be subject to the following conditions:
  - 1) A recipient may receive up to 84 semesters or 126 quarters of scholarship assistance under this program.
  - 2) Scholarship funds are applicable toward two semesters or three quarters of half-time and full-time study within an academic year.
  - 3) The total number of scholarships awarded in a given fiscal year is contingent upon available funding.
  - 4) Program scholarships are applicable only toward tuition, fees and room

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and board charges or commuter allowances, if applicable.

- 5) The annual scholarship amount shall be computed by the institution and be the lesser of:

A) tuition and fees plus room and board expenses charged by the institution;

B) tuition and fees plus the institution's standard cost of living allowance for students living off-campus;

C) an amount not to exceed ~~\$5,000~~\$10,000 unless otherwise authorized by this Section. ~~;~~or

~~D) an amount not to exceed \$15,000, subject to appropriation, if the student is pursuing a course of study necessary to teach in a teacher shortage discipline in which he or she commits to teach, and the student has also made a commitment to teach at a hard-to-staff school.~~

- 6) The total amount of scholarship assistance awarded under this Section to a recipient of scholarship assistance under this Part in a given academic year, when added to the other financial aid available to the qualified applicant for that year, cannot exceed the cost of attendance.

- 7) A recipient of scholarship assistance under this Part may receive grant assistance under the Monetary Award Program only up to the amount by which the qualified applicant's cost of attendance exceeds the amount of the scholarship assistance awarded under this Section.

- h) To provide sufficient time for processing and vouchering through the State Comptroller's Office in Springfield, all payment requests must be received by ISAC no later than July 1.

(Source: Amended by emergency rulemaking at 37 Ill. Reg. 15446, effective September 3, 2013, for a maximum of 150 days)