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**OFFICE OF THE LIEUTENANT GOVERNOR
ALASKA**

M E M O R A N D U M

TO: Meg Buck
Department of Education and Early Development

FROM: Scott Meriwether, Office of the Lieutenant Governor 
465.4081

DATE: March 9, 2018

RE: Filed Permanent Regulations: Alaska Commission on Postsecondary Education

Alaska Commission on Postsecondary Education regulations regarding the Alaska supplemental education loan program, Alaska education grant program, Alaska performance scholarship program, and WICHE professional student exchange loan program (20 AAC 15.700 - 20 AAC 15.715; 20 AAC 15.785(a); 20 AAC 15.910 - 20 AAC 15.990; 20 AAC 16.030(a); 20 AAC 16.040(h); 20 AAC 16.215(d); 20 AAC 16.220(c); 20 AAC 16.250; 20 AAC 18.025(c); 20 AAC 18.030(d))

Attorney General File:	JU2017200739
Regulation Filed:	3/7/2018
Effective Date:	4/6/2018
Print:	226, July 2018

cc with enclosures: Linda Miller, Department of Law
Judy Herndon, LexisNexis

ORDER CERTIFYING THE CHANGES TO
REGULATIONS OF ALASKA COMMISSION ON POSTSECONDARY EDUCATION

The attached 10 pages of regulations, dealing with terms and conditions of the Alaska Supplemental Education Loan Program, the Alaska Education Grant Program, the Alaska Performance Scholarship Program, and the WICHE Professional Student Exchange Program, are certified to be a correct copy of the regulation changes that the Alaska Commission on Postsecondary Education adopted at its January 9, 2018 meeting, under the authority of AS 14.42.030, AS 14.42.200, AS 14.42.200, AS 14.42.210, AS 14.42.215, AS 14.43.105, AS 14.43.120, AS 14.43.122, AS 14.43.125, AS 14.43.160, AS 14.43.170, AS 14.43.171, AS 14.43.172, AS 14.43.300, AS 14.43.320, AS 14.43.405, AS 14.43.406, AS 14.43.415, AS 14.43.510, AS 14.43.630, AS 14.43.640, AS 14.43.710, AS 14.43.730, AS 14.43.740, AS 14.43.810, AS 14.43.820, AS 14.43.825, AS 14.44.035, and AS 14.48.050 and after compliance with the Administrative Procedure Act (AS 44.62), specifically including notice under AS 44.62.190 and 44.62.200 and opportunity for public comment under AS 44.62.210.

This action is not expected to require an increased appropriation.

Although no public comments were received, the Alaska Commission on Postsecondary Education paid special attention to the cost to private persons of the regulatory action being taken.

The regulation changes described in this order take effect on the 30th day after they have been filed by the lieutenant governor, as provided in AS 44.62.180.

Date: 1-12-18



Stephanie Butler, Executive Director

FILING CERTIFICATION

I, Byron Mallott, Lieutenant Governor for the State of Alaska, certify that on

March 7, 2018 at 1031 A.m., I filed the attached regulations according to the provisions of AS 44.62.040 - 44.62.120.



Lieutenant Governor

Effective:

April 6, 2018

Register:

226, July 2018

3 #

20 AAC 15.700(a) is amended to read:

no one 0.5" 2-2-11

20 AAC 15.700. Purpose of the Alaska supplemental education loan program.

(a) The Alaska supplemental education loan program (ASELP) provides low-cost

education loans to residents of this state attending eligible institutions, and to students

attending eligible institutions in this state. This loan is available to an otherwise eligible

borrower to pay allowable costs of attendance that

no one more 0.5" 2-2-11

(1) exceed the costs allowed under a federal Direct subsidized or unsubsidized

[STAFFORD] loan; [OR]

no one more 0.5" 2-2-11

(2) cannot be met through the federal Direct subsidized or unsubsidized

[STAFFORD] loan program; or

no one more 0.5" 2-2-11

(3) can be met with lower cost through use of the supplemental loan. (Eff.

7/1/2002, Register 162; am 11/16/2012, Register 204; am 4/6/2018, Register 226)

no bold or underline beneath the period

Authority: AS 14.42.030

AS 14.43.170

AS 14.43.172

20 AAC 15.705(c) is amended to read:

no one 0.5" 2-2-11

(c) To be considered eligible for the loan the applicant, or endorser if required under AS

14.43.172, must have a credit history that demonstrates good credit. For purposes of this

paragraph, an applicant will be considered to have good credit if the applicant has a

FICO score that is equal to or higher than the FICO score set by the corporation or

FICO score-related credit

meets other criteria set by the corporation [FICO CREDIT REPORT SCORE OF 680

OR HIGHER], and an endorser will be considered to have a good credit if the endorser

has a FICO score that is equal to or higher than the FICO score set by the

FICO score-related credit

corporation or meets other criteria set by the corporation. [FICO CREDIT REPORT

Register 226, July 2018 MISCELLANEOUS BOARDS

SCORE OF 680 OR HIGHER AND CURRENT INCOME]. (Eff. 7/1/2002, Register

162; am 12/31/2005, Register 176; am 9/23/2006, Register 179; am 5/7/2009, Register 190; am 2/22/2015, Register 213; am 4/6/2018, Register 226)

Authority: AS 14.42.030 AS 14.43.172

20 AAC 15.715 is amended to read:

one 0.5" later (a) A student requesting an ASEL must complete and submit the **FAFSA** [FREE APPLICATION FOR FEDERAL STUDENT AID (FAFSA)] to the United States Department of Education in the manner set out in the FAFSA, if the student's institution of attendance requires the FAFSA.

(Eff. 7/1/2002, Register 162; am 5/7/2009, Register 190; am 2/27/2010, Register 193; am 11/16/2012, Register 204; am 4/6/2018, Register 226)

Authority: (a) AS 14.42.030 AS 14.43.171

20 AAC 15.785 is amended to read:

20 AAC 15.785. Default rate reduction requirements for institutions

20 AAC 15.785 [OTHER THAN FFELP ELIGIBLE SCHOOLS]. (a) Except for an institution that is

authorized to participate in federal student aid programs under 20 U.S.C. 1070-

1099d (Title IV of the Higher Education Act of 1965) [A FFELP ELIGIBLE

SCHOOL], an institution with a default rate calculated under 20 AAC 15.925 in excess of

20 percent shall develop and submit a default reduction plan acceptable to the

not later than commission [within] 45 days after the date of the default rate determination. (Eff. 7/1/2002,

Register 162; am 4/6/2018, Register 226)

Authority: AS 14.42.030 AS 14.43.171

20 AAC 15.910(a)(2) is amended to read:

more more 0.5" left margin (2) [ALASKADVANTAGE] consolidation loan program under AS 14.43.122;

~~20 AAC 15.910(2) is amended to read:~~

~~(b) [(2)] Repealed 3/1/2002~~

20 AAC 15.910(e) is amended to read:

(e) Unless otherwise stated, the provisions of 20 AAC 15.915 apply to the Alaska [ALASKADVANTAGE] Education Grant Program under AS 14.43.400 – 14.43.420. (Eff. 6/23/95, Register 134; am 12/4/96, Register 140; am 3/15/98, Register 145; am 3/1/2002, Register 161; am 1/30/2003, Register 165; am 3/19/2003, Register 166; am 12/28/2008, Register 188; am 12/29/2010, Register 196; am 12/26/2014, Register 212; am 2/22/2015, Register 213; am 4 / 6 / 2018, Register 226)

Authority:	AS 14.42.030	AS 14.43.320	AS 14.43.710
	AS 14.43.105	AS 14.43.405	AS 14.43.740
	AS 14.43.122	AS 14.43.510	AS 14.44.035
	AS 14.43.170	AS 14.43.630	

20 AAC 15.922(e) is amended to read:

(e) Before ~~Prior to each loan disbursement~~ [EACH TERM], an institution shall verify the eligibility [CERTIFY ENROLLMENT] for each student who is currently enrolled [AND HAS PREVIOUSLY RECEIVED A LOAN DISBURSEMENT UNDER AS 14.43.]

in transposition

Register 226, July 2018 MISCELLANEOUS BOARDS

20 AAC 15.922(k) is amended to read:

(k) Institutions participating in electronic funds transfer (EFT) programs must enter into an electronic funds transfer agreement with the commission, including electronic funds transfer ^{11.20000000} mandatory participation in a method of EFT approved by the Commission ^{11.20000000} [ASLNET OR ELM]. (Eff. 12/4/96, Register 140; am 3/22/97, Register 141; am 3/23/98, Register 146; am 4/20/2000, Register 154; am 3/1/2002, Register 161; am 1/30/2003, Register 165; am 4/6/2018, Register 226)

Authority:	AS 14.42.030	AS 14.43.160	<u>AS 14.43.730</u>
	AS 14.43.105	AS 14.43.320	AS 14.43.740
	AS 14.43.120	AS 14.43.630	AS 14.48.050

20 AAC 15.940(j) is amended to read:

None 3.5" 10/11/11
none left block involved 11
(j) For purposes of AS 14.43.125(d), a cosigner is presumed to demonstrate an ability or willingness to pay an extension of credit or loans as it becomes due if, at the time of the application for a loan, the cosigner has a FICO score that is equal to or higher than the FICO score set by the corporation or meets other criteria set by the corporation FICO score-related credit [FICO CREDIT REPORT SCORE OF 680 OR MORE]. (Eff. 3/22/97, Register 141; am 3/15/98, Register 145; am 9/23/97, Register 151; am 4/20/2000, Register 154; am 2/27/2010, Register 193; am 2/27/2015, Register 213 [2013]; am 4/6/2018, Register 226)

Authority:	AS 14.42.030	<u>AS 14.43.120</u>	AS 14.43.630	am <u>4/6/2018</u> , Register <u>226</u>)
	AS 14.42.200	<u>AS 14.43.125</u>	AS 14.43.640	
	AS 14.42.210	AS 14.43.172	AS 14.43.740	
	AS 14.42.215	AS 14.43.305	AS 14.43.750	
	AS 14.43.105	AS 14.43.320	AS 14.44.035	

Register 226, July 2018 MISCELLANEOUS BOARDS

20 AAC 15.950(a) is amended to read:

(a) A loan will be disbursed in at least two [PROPORTIONATE] installments based upon the terms, quarters, or semesters used by the institution of attendance. A loan for attendance at an institution that does not operate on a term, quarter, or semester system will be disbursed in two [EQUAL] installments. The first disbursement will be made at the beginning of the program and the second will be made at the halfway point, based on the dates of attendance for which the loan is made. Disbursements will be made in equal amounts unless an eligible postsecondary institution designates alternate amounts, the total of which does not exceed the total certified loan amount.

(Eff. 3/22/97, Register 141; am 4/20/2000, Register 154; am 4/27/2001, Register 158; am

4 / 6 / 2018, Register 226)

Authority:	AS 14.43.105	AS 14.43.320	AS 14.43.730
<u>1201</u>	AS 14.43.120	AS 14.43.630	AS 14.43.740
	AS 14.43.300	AS 14.43.640	

20 AAC 15.965^(b) is repealed and readopted to read:

1201
20 AAC 15.965. Deferment of payments. (a) In order to obtain a deferment of payments under AS 14.43.120(k), a borrower must complete a form provided by the commission, showing the borrower's eligibility for the requested deferment and acceptance of the ⁵term of the deferment agreement. Until the request for deferment is approved ^{the}by commission staff, the borrower's original repayment schedule continues in effect. If the borrower meets the requirements of AS 14.43.120(k), ^{the}commission staff

shall approve the deferment. If the deferment is approved, ^{the} commission staff shall send the borrower the deferment agreement.

"None 0.5" Tab 11 > (b) A borrower who has received a deferment shall immediately notify the commission if the conditions under which the deferment was granted no longer exist.

"None 0.5" Tab 11 > (c) A borrower who has defaulted on a loan is not eligible for a deferment of that loan under AS 14.43.120(k).

"None 0.5" Tab 11 > (d) For purposes of AS 14.43.120(k), a student who is in an internship or residency that is required as part of the program of study, and that does not exceed 48 months, is a full-time student.

"None 0.5" Tab 11 > (e) For purposes of AS 14.43.120(k)(8), a deferment may not be granted

(1) for a condition that existed at the time the loan was disbursed unless the condition has substantially deteriorated since the time of the disbursement or

(2) ^{after} subsequent to denial of a request for medical cancellation under 20

AAC 15.920, unless the condition for which the deferment is being requested did not exist at the time of the request for medical cancellation.

"None 0.5" Tab 11 > (f) For purposes of AS 14.43.120(k)(8), deferment requests in excess of five years for the same condition must include documentation sufficient for the executive director to determine that the borrower is unable to repay the loan without undue financial hardship.

"None 0.5" Tab 11 > (g) This section does not apply to the family education loan program under AS 14.43.710 – 14.43.750.

(Eff. 3/22/97, Register 141; am 3/15/98, Register 145; am 4/6/2018, Register 226)

Authority: AS 14.43.105
AS 14.43.120

AS 14.43.305
AS 14.43.320

AS 14.43.630
AS 14.43.640

(a)
20 AAC 15.990(14) is repealed:

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2 lower case

(1) one more

0.5" tab (14) Repealed 4/6/2018

20 AAC 15.790(a)(15) is repealed?

(15) repealed 4/6/2018

(1) more circled

text

from

page

10. here

20 AAC 16.015(1) is amended to read:

(1) one more

0.5" tab

(1) lowest expected family contribution as reported on the **FAFSA** [FREE

APPLICATION FOR STUDENT AID (FAFSA)]; (Eff 2/22/2015, Register 213; am 4/

6/2018, Register, 226)

Authority: AS 14.42.030

AS 14.43.406

AS 14.43.415

(1) bold

AS 14.43.405

20 AAC 16.030(a) is amended to read:

(a) A student requesting an Alaska education grant must submit a completed

FAFSA [FREE APPLICATION FOR FEDERAL STUDENT AID] to the United States

Department of Education that results in a valid **Institutional Student Information**

Record (ISIR) [ISIR].

(Eff. 6/13/80, Register 74; am 11/27/86, Register 100; am 5/8/88, Register 106; am

2/20/2005, Register 173; am 12/28/2008, Register 188; am 10/3/2011, Register 200; am

4/4/2013, Register 206; am 2/22/2015, Register 213; am 4/6/2018, Register 226)

Authority: AS 14.42.030

AS 14.43.406

AS 14.43.415

AS 14.43.405

(1) Publisher: Delete the editor's note that follows 20 AAC 16.030.))

20 AAC 16.040 is amended by adding a new subsection to read:

(Eff. 6/23/95, Register 134; am 3/22/97, Register 141; am 3/15/98, Register 145; am 4/20/2000, Register 154; am 11/5/2000, Register 156; am 4/27/2001, Register 158; am 3/1/2002, Register 161; am 7/1/2002, Register 162; am 4/3/2004, Register 169; am 2/27/2010, Register 173; am 11/16/2012, Register 204; am 4/6/2018, Register 226)

Authority: AS 14.42.030 AS 14.43.425 AS 14.43.630
AS 14.43.105 AS 14.43.160 AS 14.43.740
AS 14.43.120 AS 14.43.320

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(h) an eligible institution is responsible for maintaining documentation that the school verified the identity of the student before disbursing any grant money to the student. (Eff. 6/13/80, Register 74; am 12/13/84, Register 92; am 2/20/2005, Register 173; am 12/28/2008, Register 188; am 10/3/2011, Register 200; am 4/4/2013, Register 206; am 2/22/2015, Register 213; am 4/6/2018, Register 226)

Authority: AS 14.42.030 AS 14.43.406 AS 14.43.415
(added) AS 14.43.405

20 AAC 16.215(d) is amended to read:

(d) ~~[(4)]~~ Notwithstanding any other provision in this section, and subject to the availability of appropriations, the executive director may consider applications from students after June 30 but before the end of the school year, submitting a completed FAFSA or completed alternate application provided by the commission after June 30 but before the end of the school year DECEMBER 16 OF A YEAR]. (Eff. 1/1/2011, Register 196; am 4/4/2013, Register 206; am 4/6/2018,

(added) Register 226)

Authority: AS 14.42.030 AS 14.43.820 AS 14.43.825
(added) AS 14.43.810

20 AAC 16.220(c) is amended to read:

(c) A half-time [PART-TIME] student is eligible for 50 percent of the annual scholarship award amount. Notwithstanding the minimum annual credit requirements of 20 AAC 16.210(a)(2), to be considered a half-time [PART-TIME] student for purposes of calculating that amount, an otherwise eligible student, if

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- (1) an undergraduate student must be enrolled each term in at least six but not more than 11 semester credit hours, or the equivalent;
- (2) a graduate student, must be enrolled each term in at least five but not more than eight semester credit hours, or the equivalent, applicable to the student's graduate degree or certificate program; or
- (3) a career and technical school program student, must be enrolled in a program requiring attendance of at least 15 clock hours per week for not less than six weeks. (Eff. 1/1/2011, Register 196; am 4/6/2018, Register 226)

Authority: AS 14.42.030 AS 14.43.810 AS 14.43.825

16.250(a)

20 AAC 16.250 is amended to read:

→ (a) For purposes of AS 14.43.825(e) and 20 AAC 16.205 – 20 AAC 16.250, costs of attendance for a full-time or on-time student include

- (1) tuition and required fees;
- (2) required books, supplies, and equipment;
- (3) transportation;
- (4) room and board; and
- (5) an allowance for personal expenses, as approved by the executive

director.

20 AAC 16.250 is amended by adding a new subsection to read:

- (b) for students enrolled less than full-time, allowable costs of attendance are
- (1) tuition and required fees; and

to Publisher: Please designate existing 20 AAC 16.250 as 20 AAC 16.250(a), to reflect the addition of new 20 AAC 16.250(b).)))

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(2) required books, supplies and equipment. (Eff. 1/1/2011, Register 196;

← am 4/6/2018, Register 226)

Authority: AS 14.42.030 AS 14.43.810

*in
it bold*

*Move circled text, as edited,
to spot marked on page 7. »*

20 AAC 15.990^(a) is amended by adding a new ^{paragraph} subsection to read:

*one more
0.5" tab* (27) "vocational program" or "vocational certificate program" means a career and technical course of study in a recognized occupation leading to a terminal diploma, credential, or comparable certificate of completion, designed to lead to employment or occupational competencies. (Eff. 6/13/80, Register 74; am 11/27/86, Register 100; am

~~2/20/2005, Register 173; am 12/28/2008, Register 188; am 1/1/2011, Register 196; am~~

~~11/16/2012, Register 204; am 4/4/2013, Register 206; am 2/22/2015, Register 213 am~~

~~7, Register~~

Authority: ~~AS 14.42.030 AS 14.43.405 AS 14.43.810~~

20 AAC 18.025(c) is repealed:

(c) Repealed 4/6/2018. (Eff. 11/8/2000, Register 156; am 1/30/2003,

Register 165; am 12/28/2008, Register 188; am 4/6/2018, Register 226)

Authority: AS 14.44.035 AS 14.44.040

Publisher: Please delete the first paragraph of the editor's note that follows 20 AAC 18.025. Move the phrase "Editor's note:" to start the second paragraph. Please retain the second paragraph. »

20 AAC 18.030(d) is amended to read:

(d) The applicant's signature on an application for certification must be notarized. The borrower, and the cosigner if required under 20 AAC 18.025(d) [20 AAC 18.025(c)], must sign a promissory note for the loan award. A cosigner's signature on the promissory note must be notarized. Liability for the loan is limited to the amount of support fees disbursed on behalf of the student and applicable interest. (Eff. 1/1/81, Register 77; am 11/8/2000, Register 156; am 4/6/2018, Register 226)

Authority: AS 14.44.035 AS 14.44.040

MEMORANDUM


State of Alaska Department of Law

To: Hon. Byron Mallott
Lieutenant Governor

Date: March 2, 2018

File No.: JU2017200739

Tel. No.: 465-3600

From: Steven C. Weaver 
Sr. Assistant Attorney General
and Assistant Regulations Attorney
Legislation and Regulations Section

Re: Alaska Commission on Postsecondary Education regulations regarding the Alaska supplemental education loan program, Alaska education grant program, Alaska performance scholarship program, and WICHE professional student exchange loan program (20 AAC 15.700 - 20 AAC 15.715; 20 AAC 15.785(a); 20 AAC 15.910 - 20 AAC 15.990; 20 AAC 16.030(a); 20 AAC 16.040(h); 20 AAC 16.215(d); 20 AAC 16.220(c); 20 AAC 16.250; 20 AAC 18.025(c); 20 AAC 18.030(d))

We have reviewed the attached regulations from the Alaska Commission on Postsecondary Education against the statutory standards of the Administrative Procedure Act. I have reviewed this project under a specific delegation dated March 2, 2018 from the Regulations Attorney, The regulations make miscellaneous amendments to regulations regarding the Alaska supplemental education loan program, Alaska education grant program, Alaska performance scholarship program, and WICHE professional student exchange loan program.

We find no legal problems. This memorandum constitutes the written statement of approval under AS 44.62.060(b) and (c) that authorizes your office to file the attached regulations.

The November 28, 2017 public notice and the January 12, 2018 certification of adoption order both state that this action is not expected to require an increased appropriation. Therefore, a fiscal note under AS 44.62.195 is not required.

Hon. Byron Mallott, Lieutenant Governor
Our file: JU2017200739

March 2, 2018
Page 2

We have made some technical corrections to the regulations in accordance with AS 44.62.125, as shown on the attached copy.

SCW

cc w/enc: (via email)

Stephanie Butler, Executive Officer
Alaska Commission on Postsecondary Education

Meg Buck, Regulations Contact
Alaska Commission on Postsecondary Education

Melissa McCormick, Regulations Contact
Department of Education and Early Development

Jackie Hall, Regulations Coordinator
Alaska Commission on Postsecondary Education

Joan M. Wilson, Assistant Attorney General
Commercial, Fair Business, and Child Support Section

MEMORANDUM


State of Alaska Department of Law

TO: Hon. Byron Mallott
Lieutenant Governor

DATE: March 2, 2018

FILE NO.: JU2017200739

TELEPHONE NO.: (907) 465-3600

FROM: Susan R. Pollard 
Chief Assistant Attorney General
and Regulations Attorney
Legislation/Regulations Section

SUBJECT: Specific delegation of authority regarding regulations review on Alaska Commission on Postsecondary Education regulations regarding the Alaska supplemental education loan program, Alaska education grant program, Alaska performance scholarship program, and WICHE professional student exchange loan program (20 AAC 15.700 - 20 AAC 15.715; 20 AAC 15.785(a); 20 AAC 15.910 - 20 AAC 15.990; 20 AAC 16.030(a); 20 AAC 16.040(h); 20 AAC 16.215(d); 20 AAC 16.220(c); 20 AAC 16.250; 20 AAC 18.025(c); 20 AAC 18.030(d))

By this memorandum, I am delegating my authority as Regulations Attorney under AS 44.62 to Assistant Attorney General Steven C. Weaver for the above-referenced regulations project. Under this delegation of authority, Steven Weaver has my full authority under AS 44.62 to conduct the legal review under AS 44.62 and take necessary actions on this regulations project.

If you have questions, please let me know.

SCW

cc w/enc: Scott C. Meriwether, AAC Coordinator
Office of the Lieutenant Governor

Steven C. Weaver
Sr. Assistant Attorney General and
Assistant Regulations Attorney
Legislation/Regulations Section

NOTICE OF PROPOSED CHANGES TO AMEND REGULATIONS DEALING WITH THE
TERMS AND CONDITIONS OF THE ALASKA SUPPLEMENTAL EDUCATION LOAN
PROGRAM, THE ALASKA EDUCATION GRANT AND SCHOLARSHIP PROGRAMS,
AND THE WICHE PROFESSIONAL STUDENT EXCHANGE PROGRAM OF THE
ALASKA COMMISSION ON POSTSECONDARY EDUCATION

BRIEF DESCRIPTION

The Alaska Commission on Postsecondary Education proposes to amend, adopt, and repeal regulations relating to the terms and conditions of the Alaska Supplemental Education Loan Program, the Alaska Education Grant Program, the Alaska Performance Scholarship Program, and the WICHE Professional Student Exchange Program.

The Alaska Commission on Postsecondary Education (ACPE) proposes to amend, adopt, and repeal regulations in Title 20, Chapters 15, 16, and 18 of the Alaska Administrative Code, dealing with terms and conditions including the following:

- (1) 20 AAC 15.700(a) will be amended to reflect a change in the name of the federal loan program and an amendment to clarify the Alaska Supplemental Education Loan is available to help pay allowable costs of attendance.
- (2) 20 AAC 15.705(c) will be amended to allow the Alaska Student Loan Corporation to set the FICO score and other eligibility criteria for applicants or endorsers under the Alaska Supplemental Education Loan Program.
- (3) 20 AAC 15.715(a) will be amended to reflect the use of the acronym for the Free Application for Federal Student Aid (FAFSA).
- (4) 20 AAC 15.785 will be amended to reflect a change in the description of eligible schools that are authorized to participate in federal student aid programs under 20 U.S.C 1070-1099d.
- (5) 20 AAC 15.910(a) will be amended to remove the term AlaskAdvantage from the consolidation loan program.
- (6) 20 AAC 15.910(2) is amended to correct the applicable subsection.
- (7) 20 AAC 15.910(e) will be amended to remove AlaskAdvantage from the title of the Alaska Education Grant Program.
- (8) 20 AAC 15.922(e) will be amended to address an institution's requirement to verify a student's eligibility prior to each disbursement.
- (9) 20 AAC 15.922(k) will be amended to eliminate the names of specific commission-approved electronic funds transfer (EFT) programs and replace those

names with a statement that EFT methods must be approved by the ACPE.

- (10) 20 AAC 15.940(j) will be amended to allow the Alaska Student Loan Corporation to set the FICO score and other criteria for cosigners
- (11) 20 AAC 15.950(a) will be amended to reflect that disbursements will be made in equal amounts unless an institution designates alternate amounts, which do not exceed the total loan amount.
- (12) 20 AAC 15.965(e) will be repealed and readopted to include a new subsection. The new subsection will permit the Executive Director to request and receive additional documentation of undue financial hardship resulting from the same medical condition exceeding five years in length.
- (13) 20 AAC 15.990(14), setting out the definition of ASLNet, the name of the commission's previous internet financial aid packaging and delivery system will be repealed.
- (14) 20 AAC 16.015(1) will be amended to accurately display the Free Application for Federal Student Aid.
- (15) 20 AAC 16.030(a) will be amended to reflect the use of the acronym for the Free Application for Federal Student Aid (FAFSA) and the Institutional Student Information Record (ISIR).
- (16) 20 AAC 16.040 will be amended to add a new subsection requiring institutions to maintain documentation of verification of the identity of the student receiving any grant money.
- (17) 20 AAC 16.215(d) will be amended to permit the executive director to consider applications from students submitting a completed FAFSA or a completed alternate application provided by the commission after June 30, but before the end of the school year.
- (18) 20 AAC 16.220(c) will be amended to describe "half-time enrollment" instead of "part-time enrollment."
- (19) 20 AAC 16.250 will be amended to set out allowable costs of attendance for students enrolled full-time or on-time.
- (20) 20 AAC 16.250 will be amended to add a new subsection to set out allowable costs of attendance for students enrolled less than full-time.
- (21) 20 AAC 15.990 will be amended by adding a new subsection to provide a definition of "vocational program" or "vocational certificate program."

- (22) 20 AAC 18.025(c), regarding the non-award of education loans under AS 14.43.091-14.43.160 or AS 14.43.170-14.43.075 to that person who receives a Professional Student Exchange loan for the same period of attendance, is repealed.

You may comment on the proposed regulation changes, including the potential costs to private persons of complying with the proposed changes, by submitting written comments to the Executive Director of the ACPE, P. O. Box 110505, Juneau, Alaska 99811-0505. Additionally, the ACPE will accept comments by facsimile at (907) 465-3293 and by electronic mail at EED.ACPE-ExecDirector@Alaska.gov. Comments may also be submitted through the Alaska Online Public Notice System, by accessing this notice on the system and using the comment link. The comments must be received not later than 4:30 p.m. on December 28, 2017.

You may submit written questions relevant to the proposed action to the Executive Director of the ACPE, P. O. Box 110505, Juneau, Alaska 99811-0505, or EED.ACPE-ExecDirector@Alaska.gov. The questions must be received at least 10 days before the end of the public comment period, or by December 18, 2017. The ACPE will aggregate its response to substantially similar questions and make the questions and responses available on the Alaska Online Public Notice System and at www.acpe.alaska.gov.

If you are a person with a disability who needs a special accommodation in order to participate in this process, please contact Jackie Hall at (907) 465-6692 or by email at Jackie.Hall@alaska.gov not later than December 18, 2017, to ensure that any necessary accommodations can be provided.

A copy of the proposed regulation changes is available on the Alaska Online Public Notice System and by contacting Jackie Hall at (907) 465-6692 or by email at Jackie.Hall@alaska.gov.

A copy of material proposed for adoption by reference is available on the Alaska Online Public Notice System or on our website at:

http://acpe.alaska.gov/Portals/3/ExecutiveOffice/ACPE_Draft_Regulations_LoanPrograms.pdf.

After the public comment period ends, the ASLC will either adopt the proposed regulation changes or other provisions dealing with the same subject, without further notice, or decide to take no action. The language of the final regulation may be different from that of the proposed regulation. You should comment during the time allowed if your interests could be affected.


Statutory authority: AS 14.42.030; AS 14.43.105; AS 14.43.120; AS 14.43.122; AS 14.43.160; AS 14.43.170; AS 14.43.171; AS 14.43.172; AS 14.43.300; AS 14.43.320; AS 14.43.405; AS 14.43.406; AS 14.43.415; AS 14.43.510; AS 14.43.630; AS 14.43.640; AS 14.43.710; AS 14.43.730; AS 14.43.740; AS 14.43.810; AS 14.43.820; AS 14.43.825; AS 14.44.035; AS 14.48.050.

Statutes being implemented, interpreted, or made specific: AS 14.42.030; AS 14.43.105; AS 14.43.120; AS 14.43.122; AS 14.43.160; AS 14.43.170; AS 14.43.171; AS 14.43.172; AS 14.43.300; AS 14.43.320; AS 14.43.405; AS 14.43.406; AS 14.43.415; AS 14.43.510; AS

14.43.630; AS 14.43.640; AS 14.43.710; AS 14.43.730; AS 14.43.740; AS 14.43.810; AS 14.43.820; AS 14.43.825; AS 14.44.035; AS 14.48.050.

Fiscal information: The proposed regulation changes are not expected to require an increased appropriation.

Date: November 22, 2017



for Stephanie Butler, Executive Director
Alaska Commission on Postsecondary Education

ADDITIONAL REGULATION NOTICE INFORMATION
(AS 44.62.190(d))¹

1. Adopting agency: Alaska Commission on Postsecondary Education
2. General subject of regulation: Changes in Title 20 Chapters 15, 16, and 18 of the Alaska Administrative Code dealing with regulations relating to the Alaska Supplemental Education Loan Program, the Alaska Education Grant Program, the Alaska Performance Scholarship Program, and the WICHE Professional Student Exchange Program.
3. Citation of regulation (may be grouped): Title 20 Chapter 15, Chapter 16, and Chapter 18
4. Department of Law file number, if any: _____

5. Reason for the proposed action:

- () Compliance with federal law or action (identify): _____
- () Compliance with new or changed state statute
- () Compliance with federal or state court decision (identify): _____
- (X) Development of program standards
- () Other (identify): _____

6. Appropriation/Allocation: None

7. Estimated annual cost to comply with the proposed action to:

A private person: None

Another state agency: None

A municipality: None

8. Cost of implementation to the state agency and available funding (in thousands of dollars):

	Initial Year FY <u>2017</u>	Subsequent Years
Operating Cost	\$ <u>-0-</u>	\$ <u>-0-</u>
Capital Cost	\$ <u>-0-</u>	\$ <u>-0-</u>
1002 Federal receipts	\$ <u>-0-</u>	\$ <u>-0-</u>
1003 General fund match	\$ <u>-0-</u>	\$ <u>-0-</u>
1004 General fund	\$ <u>-0-</u>	\$ <u>-0-</u>
1005 General fund/		

program \$ -0- \$ -0-
Other (identify) \$ -0- \$ -0-

9. The name of the contact person for the regulation:

Name: Jackie Hall
Title: Regulations Coordinator
Address: P.O. Box 110505
Telephone: (907) 465-6692
E-mail address: Jackie.Hall@alaska.gov

10. The origin of the proposed action:

☒ Staff of state agency
☐ Federal government
☐ General public
☐ Petition for regulation change
☐ Other (identify): _____

11. Date: November 8, 2017

Prepared by:

Jackie Hall

[signature]

Name (printed): Jackie Hall

Title (printed): Regulations Coordinator

Telephone: (907) 465-6692

AFFIDAVIT OF NOTICE OF PROPOSED REGULATION
AND FURNISHING OF ADDITIONAL INFORMATION

I, Jackie Hall, Regulations Coordinator, of Alaska Commission on Postsecondary Education, being sworn, state the following:

As required by AS 44.62.190, notice of the proposed adoption of changes to 20 AAC 15, 20 AAC 16, and 20 AAC 18 related to the Alaska Supplemental Education Loan program, Alaska Education Grant and Scholarship programs, and the WICHE Professional Student Exchange Loan program has been given by being

- (1) published in a newspaper or trade publication;
- (2) furnished to interested persons;
- (3) furnished to appropriate state officials;
- (4) furnished to the Department of Law, along with a copy of the proposed regulation;
- (5) furnished electronically to incumbent State of Alaska legislators;
- (6) furnished to the Legislative Affairs Agency, Division of Legal and Research Services;
- (7) posted on the Alaska Online Public Notice System as required by AS 44.62.175(a)(1) and (b) and 44.62.190(a)(1);
- (8) furnished electronically, along with a copy of the proposed regulation, to the Legislative Affairs Agency, the chair of the Education Committee of the Alaska Senate and House of Representatives, the Administrative Regulation Review Committee, and the legislative council.

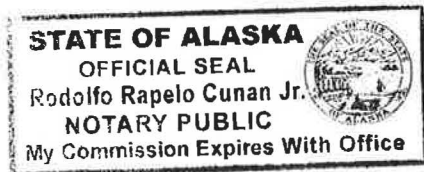
As required by AS 44.62.190, additional regulation notice information regarding the proposed adoption of the regulation changes described above has been furnished to interested persons and those in (5) and (6) of the list above. The additional regulation notice information also has been posted on the Alaska Online Public Notice System.

Date: January 16, 2018




Jackie Hall, Regulations Coordinator

Subscribed and sworn to before me at Juneau on January 16, 2018.



[NOTARY SEAL]



Notary Public in and for the State of Alaska
Expired w/ office

AFFIDAVIT OF AGENCY RECORD OF PUBLIC COMMENT

I, Jackie Hall, Regulations Coordinator for the Alaska Commission on Postsecondary Education, being duly sworn, state the following:

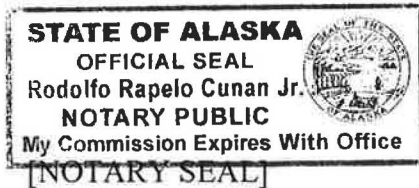
The Alaska Commission on Postsecondary Education did not receive any factual or other substantive information that was submitted in writing as public comment and that was relevant to the accuracy, coverage, or other aspect of the Alaska Commission on Postsecondary Education regulation on the terms and conditions of the Alaska Supplemental Education Loan Program, the Alaska Education Grant Program, the Alaska Performance Scholarship Program, and the WICHE Professional Student Exchange Program.

Date: January 16, 2018



Jackie Hall, Regulations Coordinator

Subscribed and sworn to before me at Juneau on January 16, 2018.





Notary Public in and for the State of Alaska

Expired w/ office

270212
#1413219
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AFFIDAVIT OF PUBLICATION

STATE OF ALASKA
THIRD JUDICIAL DISTRICT

Joleesa Stepetin
being first duly sworn on oath
deposes and says that she is
a representative of the
Alaska Dispatch News, a
daily newspaper. That said
newspaper has been approved
by the Third Judicial Court,
Anchorage, Alaska, and it now
and has been published in the
English language continually as a
daily newspaper in Anchorage,
Alaska, and it is now and during
all said time was printed in an
office maintained at the aforesaid
place of publication of said
newspaper. That the annexed is
a copy of an advertisement as it
was published in regular issues
(and not in supplemental form)
of said newspaper on

November 28, 2017

and that such newspaper was
regularly distributed to its
subscribers during all of said
period. That the full amount of
the fee charged for the foregoing
publication is not in excess of
the rate charged private individuals.

Signed

Subscribed and sworn to before

me this 28 day of November

20 17

Britney Thompson

Notary Public in and for
The State of Alaska.

Third Division
Anchorage, Alaska
MY COMMISSION EXPIRES

Notary Public
BRITNEY L. THOMPSON
State of Alaska
My Commission Expires Feb 23, 2019

NOTICE OF PROPOSED CHANGES TO AMEND REGULATIONS DEALING WITH THE TERMS AND CONDITIONS OF THE ALASKA SUPPLEMENTAL EDUCATION LOAN PROGRAM, THE ALASKA EDUCATION GRANT AND SCHOLARSHIP PROGRAMS, AND THE WICHE PROFESSIONAL STUDENT EXCHANGE PROGRAM OF THE ALASKA COMMISSION ON POSTSECONDARY EDUCATION

The Alaska Commission on Postsecondary Education (ACPE) proposes to amend, adopt, and repeal regulations in Title 20, Chapters 15, 16, and 18 of the Alaska Administrative Code, dealing with terms and conditions including the following:

- (1) 20 AAC 15.700(a) will be amended to reflect a change in the name of the federal loan program and an amendment to clarify that the Alaska Supplemental Education Loan is available to help pay allowable costs of attendance.
- (2) 20 AAC 15.705(c) will be amended to allow the Alaska Student Loan Corporation to set the FICO score and other eligibility criteria for applicants or endorses under the Alaska Supplemental Education Loan Program.
- (3) 20 AAC 15.715(a) will be amended to reflect the use of the acronym for the Free Application for Federal Student Aid (FAFSA).

- (4) 20 AAC 15.715(b) will be amended to reflect a change in the acronym for the Free Application for Federal Student Aid (FAFSA).

Classifieds

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Bentley 2007 Arnage - Brand New



8025
Automobiles

AFFIDAVIT OF COMMISSION ACTION

I, Margaret Buck, Executive Secretary for the Alaska Commission on Postsecondary Education, being duly sworn, state the following:

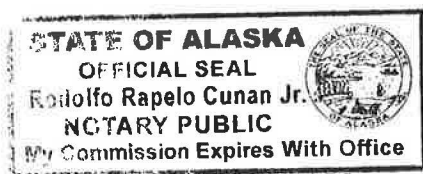
The attached motion dealing with the terms and conditions of the Alaska Supplemental Education Loan Program, the Alaska Education Grant Program, the Alaska Performance Scholarship Program, and the WICHE Professional Student Exchange Program was passed by the Alaska Commission on Postsecondary Education during its January 9, 2018 meeting.

Date: January 16, 2018



Margaret Buck, Executive Secretary

Subscribed and sworn to before me at Juneau on January 16, 2018.



[NOTARY SEAL]



Notary Public in and for the State of Alaska

Expires with office

Alaska Commission on Postsecondary Education Meeting
January 9, 2018
Excerpt from Unapproved Minutes

Board member Randy Weaver moved and member Patricia Jacobson seconded the following motion:

"I move to adopt regulation changes to Title 20, Chapter 15 regarding the Alaska Supplemental Education Loan Program, Chapter 16 regarding the Alaska Education Grant and Scholarship programs, and Chapter 18 regarding the WICHE Professional Student Exchange Loan Program."

The motion carried unanimously.