

NOTICE OF PROPOSED CHANGES TO AMEND REGULATIONS DEALING WITH THE
TERMS AND CONDITIONS OF THE ALASKA SUPPLEMENTAL EDUCATION LOAN
PROGRAM, THE ALASKA FAMILY 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 Family 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 15.537(a) is proposed to be changed as follows: correcting the citation listed for annual and aggregate loan limits for the Family Education Loan Program. The existing citation points to the wrong subsection.
- (2) 20 AAC 15.537(b) is proposed to be changed as follows: remove the condition of borrowing on behalf of more than one student in order to receive additional loans under the Alaska Family Education Loan program, when a family member has borrowed up to the aggregate limit.
- (3) 20 AAC 15.735(p) is proposed to be changed as follows: correcting the citation listed for annual and aggregate loan limits for the Alaska Supplemental Education Loan Program. The existing citation points to the wrong subsection.
- (4) 20 AAC 15.735 is proposed to be changed as follows: add a new subsection that will allow a borrower to receive additional loans under the Alaska Supplemental Education Loan Program, when a student has borrowed up to the aggregate limit.
- (5) 20 AAC 15.745(b) is proposed to be changed as follows: give ACPE the authority to offer a student the option of entering repayment immediately upon disbursement of the Alaska Supplemental Education Loan Program loan.
- (6) 20 AAC 15.910(c) is proposed to be changed as follows: include additional provisions related to delinquency and default that would apply to the Washington, Wyoming, Alaska, Montana, Idaho (WWAMI) medical education program. These provisions would align the WWAMI program with the Alaska Supplemental Education Loan Program and Alaska Family Education Loan Program, specific to preventing default, loan rehabilitation, credit reporting the status of a loan and the

option of alternative repayment schedules subsequent to default.

- (7) 20 AAC 15.930(b) is proposed to be changed as follows: provide ACPE the option of requiring a cosigner's signature on a promissory note be notarized when not signed through an electronic method.
- (8) 20 AAC 15.935(e) is proposed to be changed as follows: allow the Alaska Student Loan Corporation to determine a borrower's annual loan amount based on the student's enrollment level, which may not exceed the limits established by the Corporation.
- (9) 20 AAC 15.935(e)(1) is proposed to be changed as follows: remove the specified annual loan limits based on an undergraduate student's enrollment level.
- (10) 20 AAC 15.935(e)(2) is proposed to be changed as follows: remove the specified annual loan limits based on a graduate student's enrollment level.
- (11) 20 AAC 15.935(e)(3) is proposed to be changed as follows: remove the specified annual loan limit for an eligible student attending a career education program that culminates in a terminal certificate.
- (12) 20 AAC 15.950(a) is proposed to be changed as follows: remove the requirement that a loan must be disbursed in at least two installments based on the terms, quarters, or semesters used by the school of attendance.
- (13) 20 AAC 15.950(b) is proposed to be changed as follows: remove the requirement for the school to distribute the ACPE Disbursement and Receipt Certification Form with each disbursement.
- (14) 20 AAC 15.950(e) is proposed to be changed as follows: remove the schools responsibility for completion and retention of the ACPE Disbursement and Receipt Certification Form in the students file.
- (15) 20 AAC 15.970(e)(3) is proposed to be repealed. The intended effect of this repeal is to eliminate the delinquency threshold for the garnishment of a defaulted borrower or cosigner's Alaska Permanent Fund Dividend.
- (16) 20 AAC 15.970(e) is proposed to be changed as follows: add a new paragraph stating a borrower or cosigner is no longer considered in default when entering into a loan rehabilitation agreement with ACPE.
- (17) 20 AAC 15.970(k) is proposed to be changed as follows: remove the statement that a loan that has become 270 or more days past due is not eligible for an alternative payment schedule.
- (18) 20 AAC 16.015(a)(3) is proposed to be changed as follows: correcting the citation

listed for grant awards under the Alaska Education Grant Program when applicants are enrolled as on-time students. The existing citation points to the wrong subsection.

- (19) 20 AAC 16.034(b)(1) is proposed to be changed as follows: correcting the citation listed for increased grant awards under the Alaska Education Grant Program when applicants are enrolled as on-time students. The existing citation points to the wrong subsection.
- (20) 20 AAC 16.210(a)(2)(B)(i) is proposed to be changed as follows: clarify the minimum credit requirements for second or subsequent-year Alaska Performance Scholarship recipient enrolled full time in an academic program of study.
- (21) 20 AAC 16.210(a)(2)(B)(ii) is proposed to be changed as follows: clarify the minimum credit requirements for second or subsequent-year Alaska Performance Scholarship recipient enrolled half-time in an academic program of study.
- (22) 20 AAC 16.220(e) is proposed to be changed as follows: replace “calendar” year of attendance with “academic” year of attendance.
- (23) 20 AAC 16.220(e) is proposed to be changed as follows: add a new paragraph to clarify disbursements cannot exceed the lifetime maximum of 4 years at the annual amount.
- (24) 20 AAC 18.030(d) is proposed to be changed as follows: provide ACPE the option of requiring a cosigner’s signature on a WICHE Professional Student Exchange Program promissory note be notarized when not signed through an electronic method.
- (25) 20 AAC 18.150 is proposed to be changed as follows: add a new subsection stating a borrower or cosigner is no longer considered in default when entering into a loan rehabilitation agreement with the ACPE.

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 Alaska Commission on Postsecondary Education at 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 18, 2022.

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 08, 2022. 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 Dannielle Erickson at (907) 465-6718 or by email at dannielle.erickson@alaska.gov not later than December 08, 2022 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 Dannielle Erickson at (907) 465-6718 or by email at dannielle.erickson@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/Reports/ACPE_Draft_Regulations_2022.pdf.

After the public comment period ends, the Alaska Commission on Postsecondary Education 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. Written comments received are public records and are subject to public inspection.

Statutory authority: AS 14.42.030, AS 14.43.100, AS 14.43.105, AS 14.43.110, AS 14.43.120, AS 14.43.122, AS 14.43.125, AS 14.43.140, AS 14.43.145, AS 14.43.164, AS 14.43.168, AS 14.43.170, AS 14.43.171, AS 14.43.172, AS 14.43.173, AS 14.43.175, 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 14.43.915, AS 14.44.035, and AS 14.44.040.

Statutes being implemented, interpreted, or made specific: AS 14.42.030, AS 14.43.100, AS 14.43.105, AS 14.43.110, AS 14.43.120, AS 14.43.122, AS 14.43.125, AS 14.43.140, AS 14.43.145, AS 14.43.164, AS 14.43.168, AS 14.43.170, AS 14.43.171, AS 14.43.172, AS 14.43.173, AS 14.43.175, 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 14.43.915, AS 14.44.035, and AS 14.44.040.

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

The Alaska Commission on Postsecondary Education keeps a list of individuals and organizations interested in its regulations. Those on the list will automatically be sent a copy of all of the ACPE notices of proposed regulation changes. To be added to or removed from the list, send a request to the ACPE at EED.ACPE-ExecDirector@Alaska.gov, giving your name, and either your e-mail address or mailing address, as you prefer for receiving notices.

Date: November 17, 2022

A handwritten signature in blue ink that reads "Sana Efirid". The signature is written in a cursive style with a large initial 'S' and 'E'.

Sana Efirid, Executive Director
Alaska Commission on Postsecondary Education