

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 84th General Assembly
3 Regular Session, 2003
4

As Engrossed: S3/24/03 S3/26/03

A Bill

SENATE BILL 911

5 By: Senator Baker
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For An Act To Be Entitled

9 AN ACT TO AMEND THE ANTISTACKING POLICY FOR
10 HIGHER EDUCATION STUDENT FINANCIAL AID AWARDS;
11 AND FOR OTHER PURPOSES.
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Subtitle

14 AN ACT TO AMEND THE ANTISTACKING POLICY
15 FOR HIGHER EDUCATION STUDENT FINANCIAL
16 AID AWARDS.
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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21 SECTION 1. Arkansas Code § 6-80-105 is amended to read as follows:

22 6-80-105. Student financial aid - Antistacking.

23 (a)(1)(A) No student or postsecondary institution shall use public
24 funds in a student aid package ~~which exceeds to exceed~~ the ~~recognized cost of~~
25 ~~attendance~~ the cost of tuition, fees, books, mandatory materials, room, and
26 board at the institution where the student enrolls.

27 (B)(i) If a student lives off-campus, the institution
28 shall calculate the room and board allowance for the student at the on-campus
29 room and board rate.

30 (ii) If an institution does not offer on-campus room
31 and board, that institution shall calculate a room and board charge for
32 students by using federal guidelines.

33 (2) Public funds are defined to include Department of Higher
34 Education scholarships and grants, PELL grants, state general revenues,
35 tuition, or local tax revenue.

36 (3) The provisions of this section shall not be construed to



1 limit the amount of private funds that may be included in a student financial
2 aid package, and the amount of private financial aid funds received shall not
3 limit the amount of public funds available in a student financial aid package
4 under the provisions of this section.

5 (b) All postsecondary institutions shall report to the department the
6 total amount of financial aid from ~~all sources~~ each source for any student
7 who receives an award from a department program.

8 (c)(1) When a student receives a total aid package ~~that includes where~~
9 public funds ~~and exceeds~~ exceed ~~the cost of attendance~~ the cost of tuition,
10 fees, books, mandatory materials, room, and board, the student and
11 institution shall repay public funds in the amount exceeding ~~total cost of~~
12 ~~attendance~~ the cost of tuition, fees, books, mandatory materials, room and
13 board.

14 (2) Such funds repaid shall be credited to the Higher Education Grants
15 Fund Account.

16 (d)(1) The Department of Higher Education shall have the authority to
17 waive the restriction under this section on an individual or program basis if
18 the provisions would create a hardship for students.

19 (2) The Arkansas Higher Education Coordinating Board shall adopt
20 by regulation:

21 (i) A procedure for an individual student or post-
22 secondary institution to apply for a waiver of the provisions of this section
23 to the Department of Higher Education; and

24 (ii) The criteria the Department of Higher Education shall
25 use to determine if a the provisions of this act will create a hardship for a
26 particular student or program and if the student or program qualifies for a
27 waiver under this subsection (d).

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29 /s/ Baker
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