

1 State of Arkansas
2 80th General Assembly
3 Regular Session, 1995

A Bill

HOUSE BILL 2013

4 By: Representatives Allen and Hinshaw

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For An Act To Be Entitled

8 "AN ACT TO REQUIRE THAT LICENSING AGENCIES NOT RENEW THE
9 LICENSE OF LICENSEES WHO DEFAULT ON REPAYMENT OF
10 GUARANTEED STUDENT LOANS; AND FOR OTHER PURPOSES."

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Subtitle

12 "AN ACT TO REQUIRE THAT LICENSING
13 AGENCIES NOT RENEW THE LICENSE OF
14 LICENSEES WHO DEFAULT ON REPAYMENT OF
15 GUARANTEED STUDENT LOANS."
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18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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20 SECTION 1. *As used in this act:*

21 (a) *"Licensing agency" means every board, commission, or other agency*
22 *of this state which issues a license to practice a profession or operate a*
23 *business;*

24 (b) *"Publicly funded student loan" means a loan of public funds made*
25 *or guaranteed by an agency of this state to a person to defray all or part of*
26 *that person's post secondary education; and*

27 (c) *"Repayment agreement" means an agreement entered into between a*
28 *defaulting student and the lender or guarantor of a defaulted publicly funded*
29 *student loan for the repayment of the defaulted loan.*

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31 SECTION 2. *No licensing agency shall issue an original license or*
32 *renewal license to an applicant when the agency knows or has been notified*
33 *that the applicant is in default on a publicly funded student loan or*
34 *repayment agreement unless the applicant provides proof that:*

35 (a) *he or she and the agency which made or guaranteed the loan have*

1 entered into a repayment agreement; or

2 (b) he or she is not in default on a publicly funded student loan or
3 repayment agreement.

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5 SECTION 3. Each licensing agency of this state shall provide written
6 notice of the provisions of this act to each applicant for the issuance or
7 renewal of a license.

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9 SECTION 4. Every applicant for issuance or renewal of a license issued
10 by any licensing agency shall certify whether he or she is in default on a
11 publicly funded student loan or repayment agreement.

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13 SECTION 5. Each licensing agency shall provide an opportunity for a
14 hearing to the licensee before the agency takes action concerning the
15 nonrenewal of a license under this section.

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17 SECTION 6. Each licensing agency shall adopt any rules necessary to
18 carry out the licensing agency_s duties under this chapter.

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20 SECTION 7. All provisions of this act of a general and permanent
21 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
22 Code Revision Commission shall incorporate the same in the Code.

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24 SECTION 8. If any provision of this act or the application thereof to
25 any person or circumstance is held invalid, such invalidity shall not affect
26 other provisions or applications of the act which can be given effect without
27 the invalid provision or application, and to this end the provisions of this
28 act are declared to be severable.

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30 SECTION 9. All laws and parts of laws in conflict with this act are
31 hereby repealed.

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/s/Rep. Allen, et al

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