1	State of Arkansas	As Engrossed: H3/20/13	
2	89th General Assembly	A Bill	
3	Regular Session, 2013		HOUSE BILL 2076
4			
5	By: Representative Bell		
6			
7		For An Act To Be Entitled	
8	AN ACT TO PROMOTE THE SUSTAINABILITY OF THE ARKANSAS		
9	ACADEMIC CHALLENGE SCHOLARSHIP PROGRAM; TO SUPPORT		
10	STATE GOALS FOR INCREASING THE COLLEGE COMPLETION		
11	RATE FOR	STUDENTS RECEIVING AN ACADEMIC C	HALLENGE
12	SCHOLARSH	IP; AND FOR OTHER PURPOSES.	
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15		Subtitle	
16	TO P	ROMOTE THE SUSTAINABILITY OF THE	
17	ARKA	NSAS ACADEMIC CHALLENGE SCHOLARS	SHIP
18	PROG	RAM AND TO SUPPORT STATE GOALS F	TOR
19	INCR	EASING THE COLLEGE COMPLETION RA	ATE
20	FOR	STUDENTS RECEIVING AN ACADEMIC	
21	CHAL	LENGE SCHOLARSHIP.	
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23			
24	BE IT ENACTED BY THE (GENERAL ASSEMBLY OF THE STATE OF	ARKANSAS:
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26		ansas Code § 6-85-204, definitio	
27	_	holarship, is amended to add an	additional subsection to
28	read as follows:		
29		e family" means a person's spous	<u>-</u>
30		andparent, and grandchild whethe	r related by blood,
31	adoption, or marriage	<u>;</u>	
32	CTCTTON 0 1 1		
33		ansas Code § 6-85-212(e)(2)(A),	-
34	aggregate scholarship award amounts for nontraditional students, is amended		
35	to read as follows:		
36	(2)(A) T	he department shall award an agg	regate amount of

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1	scholarship awards to nontraditional students beginning with the 2010-2011		
2	academic year of:		
3	(i) Twelve twelve million dollars (\$12,000,000);		
4	plus		
5	(ii) Any funding available under § 6-85-222.		
6			
7	SECTION 3. Arkansas Code Title 6, Chapter 85, Subchapter 2, is amended		
8	to add an additional section to read as follows:		
9	6-85-222. Repayment of scholarship.		
10	(a) A recipient under this subchapter shall become immediately liable		
11	to the Department of Higher Education for the sum of all awards made to that		
12	recipient under the program, without interest, if the Department of Higher		
13	Education determines that the recipient:		
14	(1) Is no longer enrolled in an approved institution of higher		
15	education; and		
16	(2) Has not obtained:		
17	(A) A certificate from a qualified certificate program;		
18	(B) An associate's degree;		
19	(C) A nursing degree; or		
20	(D) A baccalaureate degree.		
21	(b) A recipient shall annually verify to the Department of Higher		
22	Education his or her:		
23	(1) Enrollment status in a qualified certificate program,		
24	associate program, or baccalaureate degree program; and		
25	(2) Current home and work address if he or she is employed; and		
26	(3) Any additional information requested by the Department of		
27	Higher Education for the purpose of contacting the recipient concerning the		
28	requirements of this section.		
29	(c)(l) Subject to a waiver or deferral under subsection (d) of this		
30	section, the Department of Higher Education shall collect the amount due from		
31	the student under this section.		
32	(2)(A) The amount owed under this section shall be set off from		
33	any state tax refund due the student.		
34	(B) The Department of Higher Education shall comply with		
35	the provisions of § 26-36-301 et seq. for collection of the debt through a		
36	setoff.		

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1	(d) The Department of Higher Education may waive or defer all or part		
2	of repayment under this section in the event of:		
3	(1) The Department of Higher Education's grant of a leave of		
4	absence for the recipient under § 6-85-210;		
5	(2) The recipient's loss of employment;		
6	(3) The death of the recipient or a member of the recipient's		
7	<pre>immediate family;</pre>		
8	(4) A medical condition of the recipient or a member of the		
9	recipient's immediate family:		
10	(A) That on the basis of a physician's good-faith judgment		
11	necessitates the recipient or the recipient's immediate family member to be		
12	hospitalized or receive outpatient or home-based medical care or recuperation		
13	until released by the attending physician; or		
14	(B) From which death is possible or imminent; or		
15	(5) Another cause approved by the Department of Higher		
16	Education.		
17	(e)(1)(A) The Arkansas Higher Education Coordinating Board shall		
18	promulgate rules to implement this section, including without limitation a		
19	standard form a student shall sign before accepting the scholarship award		
20	that acknowledges the requirements of this section.		
21	(f) Except for repayments of scholarships awarded to nursing school		
22	recipients under § 6-85-213, all amounts repaid under this section shall be:		
23	(1) Maintained in a trust account and accounted for in the same		
24	manner as the net proceeds from the state lottery that the Department of		
25	<u>Higher Education receives under § 23-115-801; and</u>		
26	(2) Used only to award scholarships to nontraditional students		
27	under this subchapter.		
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29	/s/Bell		
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