



LAWS OF ALASKA

1998

Source

SCS CSHB 193(FIN)

Chapter No.

54

AN ACT

Relating to financial assistance for students attending certain graduate education programs; and providing for an effective date.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

THE ACT FOLLOWS ON PAGE 1

Approved by the Governor: May 29, 1998

Actual Effective Date: July 1, 1998

AN ACT

1 Relating to financial assistance for students attending certain graduate education programs; and
2 providing for an effective date.

3

4 * Section 1. AS 14.42.030(d) is amended to read:

5 (d) The commission may enter into agreements with government or
6 postsecondary education officials of this state or other states to provide postsecondary
7 educational services and programs to Alaska residents pursuing a medical education.
8 An agreement with another state must be limited to services and programs that are
9 unavailable in Alaska. The commission shall require a person participating in a
10 medical education program offered under this subsection to agree to the
11 repayment condition imposed under AS 14.44.040.

12 * Sec. 2. AS 14.44 is amended by adding a new section to article 1 to read:

13 **Sec. 14.44.040. Repayment condition for medical education program**
14 **participants.** (a) Except as provided under (b) and (c) of this section, as a condition

1 of eligibility for receiving financial aid under AS 14.44.010 - 14.44.040, a program
2 participant shall agree to receive a portion of the financial aid as a loan, to be repaid
3 to the state. The portion of the financial aid received as a loan to be repaid to the
4 state is equal to the difference between resident and nonresident tuition at the
5 contracting postsecondary institution plus interest and does include costs for the first
6 year of the program delivered at the University of Alaska at Anchorage. The rate of
7 interest is equal to the 12th Federal Reserve District discount rate in effect on March
8 1 of the year in which the financial aid is received plus two percentage points. Interest
9 imposed under this subsection begins to accrue when the person terminates studies
10 under the graduate education program. Accrued interest shall be added to the principal
11 balance of the loan at the time the borrower is obligated to commence repayment and
12 at the end of a deferment period.

13 (b) If a person required to repay a loan under (a) of this section has graduated
14 from the graduate education program for which the loan was received and is employed
15 within the state in the field for which the person received the loan, including
16 employment within the state in a medical residency program, the loan shall be forgiven
17 and considered a grant in an amount equal to the following percentages plus accrued
18 interest:

- 19 (1) one year employment, 20 percent;
- 20 (2) two years employment, an additional 20 percent;
- 21 (3) three years employment, an additional 20 percent;
- 22 (4) four years employment, an additional 20 percent;
- 23 (5) five years employment, an additional 20 percent.

24 (c) Repayment under (a) of this section is required to begin not later than six
25 months after the person terminates studies under the graduate education program,
26 except that repayment shall be deferred for a person who (1) qualifies for forgiveness
27 under (b) of this section for as long as the person remains qualified for forgiveness
28 under (b) of this section; (2) is employed in a medical residency program for as long
29 as the person remains in the medical residency program; or (3) is performing a service
30 obligation imposed by the National Health Service Corps, Indian Health Service, or the
31 Uniformed Service Scholarship Program for as long as the person is performing the

1 service. Forgiveness under (b) of this section only applies to that portion of the loan
2 that has not been repaid to the state.

3 (d) If a person meets the qualifying conditions under this section for
4 forgiveness after beginning repayment, the repayment requirement is deferred in the
5 month following qualification for forgiveness. Repayment shall be deferred as long
6 as the person remains qualified or until the balance of the loan has been fully forgiven.
7 If the person is delinquent or in default on the person's regular repayment schedule,
8 repayment shall continue until the person is current in payments. A period of time
9 during which the person is making past due payments may not be considered as a
10 qualifying period for the purpose of calculating forgiveness benefits.

11 (e) For purposes of qualifying for forgiveness under this section, a person must
12 be a full-time employee for a period of at least six months in order to qualify for a
13 prorated forgiveness benefit. In this subsection, "full-time employee" does not include
14 seasonal or temporary employment.

15 (f) A person's obligation to repay the loan under this section ends if the person
16 dies and is deferred during any period in which a physician certifies that the person
17 is totally disabled.

18 (g) This section does not apply to loans received by a person under AS 14.43.

19 (h) The commission may adopt regulations to implement this section. Except
20 as provided in this section, regulations adopted under this subsection may not exempt
21 or defer a repayment required under this section.

22 * Sec. 3. APPLICABILITY. This Act applies to a person who is accepted into a graduate
23 education program and who receives financial aid from the state under AS 14.44.010 -
24 14.44.040, or for a medical education program under AS 14.42.030(d), on or after July 1,
25 1998.

26 * Sec. 4. This Act takes effect July 1, 1998.