

No. 1981-89

AN ACT

HB 1485

Amending the act of August 7, 1963 (P.L.549, No.290), entitled, as amended, "An act creating the Pennsylvania Higher Education Assistance Agency; defining its powers and duties; conferring powers and imposing duties on the Governor, President Pro Tempore of the Senate, Speaker of the House of Representatives, Superintendent of Public Instruction and the Department of Auditor General; and making appropriations," clarifying the term "resident" and providing for loan guarantees to parents of postsecondary students.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1. The act of August 7, 1963 (P.L.549, No.290), referred to as the Pennsylvania Higher Education Assistance Agency Act, is amended by adding a section to read:

Section 2.1. Definitions.—The following words and phrases when used in this act shall have, unless the context clearly indicates otherwise, the meanings given to them in this section:

"Residents of this State." The term shall include, but not be limited to:

(1) A student applicant who is under eighteen years of age at the time of application for a loan guaranty and who has a supporting parent or guardian who has been a domiciliary of this Commonwealth for at least thirty days immediately preceding the date of receipt by the agency of the application for such loan guaranty.

(2) A student applicant who is eighteen years of age or older at the time of application for a loan guaranty and has been a domiciliary of the Commonwealth for at least thirty days immediately preceding the date of receipt by the agency of the application for such loan guaranty.

(3) A student applicant who is accepted for enrollment in or is attending an approved institution of postsecondary education in this Commonwealth.

(4) A parent who is a domiciliary of this Commonwealth or a parent of a student if such student has been accepted for enrollment in or is attending an approved institution of postsecondary education in this Commonwealth.

Section 2. Clause (1.2) of section 4 of the act, added December 30, 1974 (P.L.1111, No.357), is amended to read:

Section 4. Powers and Duties.—In furtherance of the purposes set forth in this act, the board of directors shall have the following powers:

* * *

(1.2) To guarantee loans to parents as authorized by Federal law Part B, Title IV, of the Federal Higher Education Act, as amended, and to other persons for purposes of attending postsecondary educational insti-

tutions from funds other than those appropriated by the Commonwealth and to pay such interest and costs or any parts thereof and for such period of time as may be [established] authorized by the [agency] board of directors of the agency and on loans guaranteed for individual students and parents who [are unable to qualify for payment of interest in their behalf by the Federal Government or other sources of interest subsidy until such time as the individual student qualifies for payment of interest in his behalf by the Federal Government of other sources of interest subsidy or over a period and in a manner to be determined by the agency or as allowed under Federal law when the loan is guaranteed or reinsured under Federal law, graduates, withdraws, is expelled or dismissed, or otherwise ceases to be enrolled on at least a half-time basis at an approved institution] otherwise would not qualify for Federal or other interest subsidy.

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Section 3. This act shall take effect immediately.

APPROVED—The 12th day of July, A. D. 1981.

DICK THORNBURGH