

Effective 5/14/2019

Chapter 54
Promotion of Student Loan Forgiveness Programs Act

Part 1
General Provisions

34-54-101 Title.

This chapter is known as "Promotion of Student Loan Forgiveness Programs Act."

Enacted by Chapter 220, 2019 General Session

34-54-102 Definitions.

As used in this chapter:

- (1) "Division" means the Division of Antidiscrimination and Labor in the commission.
- (2)
 - (a) "Employer" means, except as provided in Subsection (2)(b), a public service organization in the state that employs one or more individuals.
 - (b) "Employer" does not include:
 - (i) a federal or tribal government organization, agency, or entity; or
 - (ii) a tribal college or university.
- (3) "Employment certification form" means the form provided by the United States Department of Education, in part, to verify that an individual's employment qualifies for participation in a student loan forgiveness program.
- (4) "LEA" means a school district, a charter school, or the Utah Schools for the Deaf and the Blind.
- (5) "Public Service Loan Forgiveness Program" means the Public Service Loan Forgiveness Program described in 34 C.F.R. 685.219.
- (6) "Public service organization" means the same as that term is defined in 34 C.F.R. 685.219.
- (7) "Student loan forgiveness program" means:
 - (a) the Public Service Loan Forgiveness Program; or
 - (b) the Teacher Loan Forgiveness Program.
- (8) "Teacher" means the same as that term is defined in 34 C.F.R. 685.217.
- (9) "Teacher Loan Forgiveness Program" means the Teacher Loan Forgiveness Program described in 34 C.F.R. 685.217.

Enacted by Chapter 220, 2019 General Session

Part 2
Promotion of Student Loan Forgiveness Programs

34-54-201 Division duties.

- (1) For each student loan forgiveness program, the division shall develop a set of informational materials designed to increase awareness of the program among eligible residents of the state.
- (2) In each set of informational materials described in Subsection (1), the division shall include:
 - (a) a one-page form letter for an employer to give to an employee who may be eligible for the loan forgiveness program that:

- (i) briefly summarizes the loan forgiveness program;
 - (ii) describes each step the employee must take to participate in the loan forgiveness program;
and
 - (iii) recommends the employee contact the employee's student loan servicer for additional information about the loan forgiveness program; and
 - (b) a document that contains answers to frequently asked questions about the loan forgiveness program.
- (3) The division may use information published by a federal agency to satisfy any requirement of Subsection (1) or (2).
- (4) The division shall:
- (a) make each set of informational materials described in this section available on the division's website; and
 - (b) ensure that each set of informational materials described in this section contains current and accurate information.

Enacted by Chapter 220, 2019 General Session

34-54-202 Employer obligations.

- (1)
- (a) At least once each calendar year, an employer shall give each of the employer's employees an electronic copy of the set of informational materials that the division develops in accordance with Section 34-54-201 for the Public Service Loan Forgiveness Program.
 - (b) An employer shall give each employee hired on or after July 1, 2019, an electronic copy of the materials described in Subsection (1)(a) within 14 days after the day on which the employee begins work for the employer.
- (2) Upon request from an employee, an employer shall complete the employer portions of an employment certification form and provide a copy of the employment certification form to the employee.

Enacted by Chapter 220, 2019 General Session

34-54-203 Additional LEA obligations.

- (1)
- (a) At least once each calendar year, an LEA shall give each of the LEA's teachers an electronic copy of the set of informational materials that the division develops in accordance with Section 34-54-201 for the Teacher Loan Forgiveness Program.
 - (b) An LEA shall give each teacher hired on or after July 1, 2019, an electronic copy of the materials described in Subsection (1)(a) within 14 days after the day on which the teacher begins work for the LEA.
- (2) An LEA's obligations under this section are in addition to the other requirements of this chapter.

Enacted by Chapter 220, 2019 General Session