

Effective 5/8/2018

Chapter 10 Incentive Loan Programs

Part 1 Terrel H. Bell Teaching Incentive Loan Program

53B-10-101 Terrel H. Bell Teaching Incentive Loans program -- Eligible students -- Cancellation of incentive loans -- Repayment by recipient who fails to meet requirements -- Duration of incentive loans.

- (1)
 - (a) Notwithstanding the provisions of this section, the board may not award an incentive loan described in this section on or after July 1, 2019.
 - (b) The provisions of this section apply to an incentive loan described in this section that was awarded before July 1, 2019.
- (2)
 - (a) A Terrel H. Bell Teaching Incentive Loans program is established to recruit and train superior candidates for teaching in Utah's public school system as a component of the teacher quality continuum referred to in Subsections 53E-2-302(7) and 53E-6-103(2)(a).
 - (b) Under the program, the incentive loans may be used in any of Utah's state-operated institutions of higher education or at a private institution of higher education in Utah that offers a state-approved teacher education program.
- (3)
 - (a) The board shall award the incentive loans to college students who have been admitted to, or have made application to and are prepared to enter into, a program preparing students for licensure and who declare an intent to complete the prescribed course of instruction and to teach in this state in accordance with the priorities described under Subsection (6)(c).
 - (b) The incentive loan may be canceled at any time by the institution of attendance if:
 - (i) the student fails to make reasonable progress toward completion of licensing requirements;
or
 - (ii) it appears to be a reasonable certainty that the student does not intend to teach in Utah.
 - (c) The board may grant leaves of absence to incentive loan holders.
 - (d) The board may establish by rule made in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, criteria and procedures under which the board may forgive a loan made under this section.
- (4) The board may require an incentive loan recipient who fails to complete the requirements for licensing without good cause to repay all tuition and fees provided by the loan, together with appropriate interest.
- (5)
 - (a) The board may require an incentive loan recipient who does not work in the state's public school system or a private school within the state within two years after graduation to repay all tuition and fees provided by the loan, together with appropriate interest, unless waived for good cause.
 - (b)
 - (i) A recipient who does not teach for a term equal to the number of years of the incentive loan within a reasonable period of time after graduation shall repay a graduated portion of the tuition and fees based upon the uncompleted term.

- (ii) One year of teaching is credit for one year's tuition and fees.
 - (c) All repayments made under this Subsection (5) are for use in the Terrel H. Bell Education Scholarship Program described in Section 53B-8-116.
- (6)
- (a) Each incentive loan is valid for up to four years of full-time equivalent enrollment, or until requirements for licensing or advanced licensing have been met, whichever is less.
 - (b)
 - (i) Incentive loans apply to both tuition and fees in amounts and are subject to conditions approved by the board, based upon criteria developed to ensure that all recipients of the loans will pursue an education career within the state.
 - (ii) An incentive loan for tuition and fees at a private institution may not exceed the average scholarship amounts granted for tuition and fees at public institutions of higher education within the state.
 - (c) Incentive loans shall be awarded in accordance with prioritized critical areas of need for teaching expertise within the state, as determined by the State Board of Education's criticality index and school district priorities based upon data provided by the school district, and may include preparing persons as:
 - (i) a special education teacher;
 - (ii) a speech or language pathologist; or
 - (iii) another licensed professional providing services in the public schools to pupils with disabilities.

Amended by Chapter 370, 2022 General Session

53B-10-106 Pathways development.

- (1) The board shall develop and implement a plan that creates clear educational pathways:
 - (a) from a technical college described in Subsection 53B-1-102(1)(b) to a degree-granting institution;
 - (b) in course work leading to a qualifying job or a qualifying degree as described in Section 53B-10-203; and
 - (c) for high schools that offer criminal justice or protective services pathways programs, including information on:
 - (i) available concurrent enrollment classes in subjects described in Section 53B-8-112.5; and
 - (ii) scholarship opportunities for careers as peace officers as defined in Section 53B-8c-102.
- (2) The plan shall maximize efficiencies in transferring earned credit and help align academic programs with workforce needs.
- (3) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the board may make rules necessary to establish a plan described in this section.

Amended by Chapter 453, 2023 General Session

Part 2
Talent Development Award Program

53B-10-201 Definitions.

As used in this part:

- (1) "Award" means a monetary grant awarded in accordance with Section 53B-10-202.
- (2) "Full-time" means the number of credit hours the board determines is full-time enrollment for a student for purposes of the program.
- (3) "GO Utah office" means the Governor's Office of Economic Opportunity created in Section 63N-1a-301.
- (4) "Institution" means an institution of higher education described in Subsection 53B-1-102(1)(a).
- (5) "Program" means the Talent Development Award Program created in Section 53B-10-202.
- (6) "Qualifying degree" means an associate's or a bachelor's degree that qualifies an individual to work in a qualifying job, as determined by the GO Utah office under Section 53B-10-203.
- (7) "Qualifying job" means a job:
 - (a) described in Section 53B-10-203 for which an individual may receive an award for the current two-year period; or
 - (b)
 - (i) that was selected in accordance with Section 53B-10-203 at the time a recipient received an award; and
 - (ii)
 - (A) for which the recipient is pursuing a qualifying degree;
 - (B) for which the recipient completed a qualifying degree; or
 - (C) in which the recipient is working.
- (8) "Recipient" means an individual who receives an award.

Amended by Chapter 370, 2022 General Session

53B-10-202 Talent Development Award Program.

- (1) There is created the Talent Development Award Program to recruit and train individuals to work in certain jobs that have a high demand for new employees and offer high wages.
- (2) Subject to available funds, an institution shall award an individual who:
 - (a) is pursuing or declares an intent to pursue a qualifying degree;
 - (b) declares an intent to work in a qualifying job described in Subsection 53B-10-201(7)(a) in Utah following graduation;
 - (c) applies to the institution to receive an award; and
 - (d) meets other criteria determined by the board in the rules described in Section 53B-10-205.
- (3)
 - (a) An institution may award a recipient in an amount up to the cost of resident tuition, fees, and books for the number of credit hours in which the recipient is enrolled each semester.
 - (b) An institution may award a recipient for up to the expected amount of time for the recipient to complete the qualifying degree, as determined by the institution.
 - (c) An institution may cancel an award in accordance with the rules described in Section 53B-10-205.
- (4) An institution may use money from a partnership with an industry or business for funding or repaying an award.
- (5) The board may use up to 5% of money appropriated for the program for administration.

Amended by Chapter 370, 2022 General Session

53B-10-203 Selection of qualifying jobs and qualifying degrees.

- (1) Every other year, the GO Utah office shall select:
 - (a) five qualifying jobs that:

- (i) have the highest demand for new employees; and
 - (ii) offer high wages; and
 - (b) the qualifying degrees for each qualifying job.
- (2) The GO Utah office shall:
- (a) ensure that each qualifying job:
 - (i) ranks in the top 40% of jobs based on an employment index that considers the job's growth rate and total openings;
 - (ii) ranks in the top 40% of jobs for wages; and
 - (iii) requires an associate's degree or a bachelor's degree; and
 - (b) report the five qualifying jobs and qualifying degrees to the board.

Amended by Chapter 282, 2021 General Session

53B-10-205 Rulemaking -- Program administration.

- (1) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the board shall make rules to:
- (a) establish an application process for an individual to apply for an award;
 - (b) subject to Section 53B-10-202, establish qualifying criteria for an individual to receive an award, including enrollment status;
 - (c) establish a process to evaluate applications that prioritizes awards to students who demonstrate financial need;
 - (d) establish how state funding available for awards is divided among institutions;
 - (e) establish how to determine an amount of money for an award;
 - (f) establish the circumstances under which an institution may cancel an award; and
 - (g) require an institution to provide specified information to the board relevant to administering the program.
- (2) In administering the program, the board shall use a packaging approach that ensures that institutions combine loans, grants, employment, and family and individual contributions toward financing the cost of attendance.

Amended by Chapter 370, 2022 General Session