

**PROMOTION OF STUDENT LOAN FORGIVENESS**

2019 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Susan Duckworth**

Senate Sponsor: Ann Millner

Cosponsors:	Lee B. Perry	Christine F. Watkins
Melissa G. Ballard	Marie H. Poulson	Elizabeth Weight
Dan N. Johnson	Susan Pulsipher	Mark A. Wheatley
Carol Spackman Moss	Robert M. Spendlove	
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**LONG TITLE**

**General Description:**

This bill enacts the Promotion of Student Loan Forgiveness Programs Act.

**Highlighted Provisions:**

This bill:

- defines terms;
- instructs the Division of Antidiscrimination and Labor to develop and make publicly available informational materials that describe the Public Service Loan Forgiveness Program and the Teacher Loan Forgiveness Program;
- requires each employer that is a public service organization to annually provide an electronic copy of the Public Service Loan Forgiveness Program informational materials to each of the employer's employees; and
- requires each LEA to annually provide an electronic copy of the Teacher Loan Forgiveness Program informational materials to each of the LEA's teachers.

**Money Appropriated in this Bill:**

None

**Other Special Clauses:**

29 None

30 **Utah Code Sections Affected:**

31 ENACTS:

32 **34-54-101**, Utah Code Annotated 1953

33 **34-54-102**, Utah Code Annotated 1953

34 **34-54-201**, Utah Code Annotated 1953

35 **34-54-202**, Utah Code Annotated 1953

36 **34-54-203**, Utah Code Annotated 1953



38 *Be it enacted by the Legislature of the state of Utah:*

39 Section 1. Section **34-54-101** is enacted to read:

40 **CHAPTER 54. PROMOTION OF STUDENT LOAN**  
41 **FORGIVENESS PROGRAMS ACT**

42 **Part 1. General Provisions**

43 **34-54-101. Title.**

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

45 Section 2. Section **34-54-102** is enacted to read:

46 **34-54-102. Definitions.**

47 As used in this chapter:

48 (1) "Division" means the Division of Antidiscrimination and Labor in the commission.

49 (2) (a) "Employer" means, except as provided in Subsection (2)(b), a public service  
50 organization in the state that employs one or more individuals.

51 (b) "Employer" does not include:

52 (i) a federal or tribal government organization, agency, or entity; or

53 (ii) a tribal college or university.

54 (3) "Employment certification form" means the form provided by the United States  
55 Department of Education, in part, to verify that an individual's employment qualifies for  
56 participation in a student loan forgiveness program.

57 (4) "LEA" means a school district, a charter school, or the Utah Schools for the Deaf  
58 and the Blind.

59 (5) "Public Service Loan Forgiveness Program" means the Public Service Loan  
60 Forgiveness Program described in 34 C.F.R. 685.219.

61 (6) "Public service organization" means the same as that term is defined in 34 C.F.R.  
62 685.219.

63 (7) "Student loan forgiveness program" means:

64 (a) the Public Service Loan Forgiveness Program; or

65 (b) the Teacher Loan Forgiveness Program.

66 (8) "Teacher" means the same as that term is defined in 34 C.F.R. 685.217.

67 (9) "Teacher Loan Forgiveness Program" means the Teacher Loan Forgiveness  
68 Program described in 34 C.F.R. 685.217.

69 Section 3. Section **34-54-201** is enacted to read:

70 **Part 2. Promotion of Student Loan Forgiveness Programs**

71 **34-54-201. Division duties.**

72 (1) For each student loan forgiveness program, the division shall develop a set of  
73 informational materials designed to increase awareness of the program among eligible residents  
74 of the state.

75 (2) In each set of informational materials described in Subsection (1), the division shall  
76 include:

77 (a) a one-page form letter for an employer to give to an employee who may be eligible  
78 for the loan forgiveness program that:

79 (i) briefly summarizes the loan forgiveness program;

80 (ii) describes each step the employee must take to participate in the loan forgiveness  
81 program; and

82 (iii) recommends the employee contact the employee's student loan servicer for  
83 additional information about the loan forgiveness program; and

84 (b) a document that contains answers to frequently asked questions about the loan

85 forgiveness program.

86 (3) The division may use information published by a federal agency to satisfy any  
87 requirement of Subsection (1) or (2).

88 (4) The division shall:

89 (a) make each set of informational materials described in this section available on the  
90 division's website; and

91 (b) ensure that each set of informational materials described in this section contains  
92 current and accurate information.

93 Section 4. Section **34-54-202** is enacted to read:

94 **34-54-202. Employer obligations.**

95 (1) (a) At least once each calendar year, an employer shall give each of the employer's  
96 employees an electronic copy of the set of informational materials that the division develops in  
97 accordance with Section [34-54-201](#) for the Public Service Loan Forgiveness Program.

98 (b) An employer shall give each employee hired on or after July 1, 2019, an electronic  
99 copy of the materials described in Subsection (1)(a) within 14 days after the day on which the  
100 employee begins work for the employer.

101 (2) Upon request from an employee, an employer shall complete the employer portions  
102 of an employment certification form and provide a copy of the employment certification form  
103 to the employee.

104 Section 5. Section **34-54-203** is enacted to read:

105 **34-54-203. Additional LEA obligations.**

106 (1) (a) At least once each calendar year, an LEA shall give each of the LEA's teachers  
107 an electronic copy of the set of informational materials that the division develops in accordance  
108 with Section [34-54-201](#) for the Teacher Loan Forgiveness Program.

109 (b) An LEA shall give each teacher hired on or after July 1, 2019, an electronic copy of  
110 the materials described in Subsection (1)(a) within 14 days after the day on which the teacher  
111 begins work for the LEA.

112 (2) An LEA's obligations under this section are in addition to the other requirements of

113 this chapter.