

CHAPTER 9

GRANT AND SCHOLARSHIP PROGRAMS

Authority

N.J.S.A. 18A:71A-8 and 9, 18A:71B-12, 18A:71B-19, 18A:71B-23, 18A:71B-25, and 18A:71B-86.6; and Title V, Part E of the Higher Education Act of 1965, as amended.

Source and Effective Date

R.2007 d.286, effective August 7, 2007.
See: 39 N.J.R. 1375(a), 39 N.J.R. 3738(a).

Chapter Expiration Date

In accordance with N.J.S.A. 52:14B-5.1c, Chapter 9, Grant and Scholarship Programs, expires on February 3, 2015. See: 46 N.J.R. 1391(a).

Chapter Historical Note

Chapter 9, Student Assistance Board, was originally codified in Title 9 as Chapter 7, Student Assistance Programs. Chapter 7, originally the State Scholarship Commission Manual, was filed and became effective pursuant to N.J.S.A. 18A:62-1 et seq. prior to September 1, 1969. Pursuant to N.J.S.A. 18A:71-43 et seq., rules concerning the Student Assistance Board, the Tuition Aid Grant Program, and Garden State Scholars, were adopted as Emergency Rule R.1978 d.106, replacing the prior text, effective March 22, 1978. See: 10 N.J.R. 190(a). Subchapter 5, Public Tuition Benefits Program, was adopted as Emergency Rule R.1980 d.324, effective July 17, 1980. See: 12 N.J.R. 469(b). Subchapter 6, Garden State Graduate Fellowship Program, was adopted as R.1980 d.462, effective October 20, 1980. See: 12 N.J.R. 273(e), 12 N.J.R. 694(d).

Pursuant to Executive Order No. 66(1978), Chapter 7 was readopted as R.1983 d.126, effective April 13, 1983. See: 15 N.J.R. 129(a), 15 N.J.R. 692(a). Originally, Subchapter 7, Veterans Tuition Credit Program, was adopted pursuant to N.J.S.A. 18A:71-71 as Emergency Rule R.1977 d.376, effective October 4, 1977, and codified at N.J.A.C. 9:2-11. See: 9 N.J.R. 521(a). An amendment was adopted as R.1981 d.449, effective November 16, 1981. See: 13 N.J.R. 572(a), 13 N.J.R. 845(c). Pursuant to Executive Order No. 66(1978), N.J.A.C. 9:2-11 expired on November 21, 1984. Subsequently, the expired text of N.J.A.C. 9:2-11 was adopted as R.1986 d.103 and codified at Subchapter 7, effective April 7, 1986. See: 17 N.J.R. 2844(a), 18 N.J.R. 679(b). Subchapter 8, Vietnam Veterans Tuition Aid Program, was adopted as R.1985 d.569, effective November 4, 1985. See: 17 N.J.R. 1735(a), 17 N.J.R. 2645(a). Subchapter 9, originally Congressional Teacher Scholarship Program, was adopted as R.1987 d.168, effective April 6, 1987. See: 18 N.J.R. 2174(b), 19 N.J.R. 516(b).

Pursuant to Executive Order No. 66(1978), Chapter 7, Student Assistance Programs, was readopted as R.1988 d.128, effective February 29, 1988. See: 20 N.J.R. 33(a), 20 N.J.R. 656(a). Subchapter 9 was redesignated the Paul Douglas Teacher Scholarship Program by R.1988 d.131, effective March 21, 1988. See: 19 N.J.R. 2102(a), 20 N.J.R. 663(a). An amendment to Subchapter 8 was adopted as R.1989 d.183, effective April 3, 1989. See: 20 N.J.R. 2625(a), 21 N.J.R. 899(a).

Pursuant to Executive Order No. 66(1978), Chapter 7 was readopted as R.1992 d.486, effective November 6, 1992. In addition, R.1992 d.486 redesignated Subchapter 2 as General Provisions for Tuition Aid Grant and Garden State Scholarship Programs, and repealed Subchapters 7 and 8, effective December 7, 1992. See: 24 N.J.R. 2510(a), 24 N.J.R. 4373(a).

Chapter 7, Title 9, was recodified as Chapter 9, Title 9A, by R.1995 d.428, effective August 7, 1995. See: 27 N.J.R. 2043(a), 27 N.J.R. 2906(a).

Pursuant to Executive Order No. 66(1978), Chapter 9, Student Assistance Board, was readopted as R.1997 d.454, effective October 1, 1997. As part of R.1997 d.454, effective November 3, 1997, Subchapter 6, Garden State Graduate Fellowship Program, was repealed. See: 29 N.J.R. 2763(a), 29 N.J.R. 4679(b).

Subchapter 6, Miss New Jersey Educational Scholarship Program, was adopted as R.1998 d.416, effective August 17, 1998. See: 30 N.J.R. 2147(a), 30 N.J.R. 3033(b).

Chapter 9, Student Assistance Board, was readopted as R.2002 d.290, effective August 2, 2002. As a part of R.2002 d.290, Chapter 9, Student Assistance Board, was renamed Grant and Scholarship Programs, Subchapter 1, Student Assistance Board, was renamed Administration for State Grants and Scholarships, and Subchapter 5, Public Tuition Benefits Program, was renamed Survivor Tuition Benefits Program, effective September 3, 2002. See: 34 N.J.R. 1392(a), 34 N.J.R. 3079(c).

Subchapter 7, New Jersey World Trade Center Scholarship Program, was adopted as emergency new rules by R.2003 d.134, effective February 26, 2003. See: 35 N.J.R. 1452(a). Subchapter 7, New Jersey World Trade Center Scholarship Program, was readopted as R.2003 d.202, effective April 23, 2003. See: 35 N.J.R. 2177(a).

Subchapter 8, Law Enforcement Officer Memorial Scholarships Program, was adopted as R.2004 d.137, effective April 5, 2004. See: 35 N.J.R. 5530(a), 36 N.J.R. 1776(a).

Subchapter 10, New Jersey Student Tuition Assistance Reward Scholarship (NJ STARS) Program, was adopted as an emergency new rule by R.2004 d.310, effective July 14, 2004. See: 36 N.J.R. 3589(a). Subchapter 10, New Jersey Student Tuition Assistance Reward Scholarship (NJ STARS) Program, was readopted as R.2004 d.379, effective September 10, 2004. See: 36 N.J.R. 4466(a).

Subchapter 11, New Jersey Student Tuition Assistance Reward Scholarship II (NJ STARS II) Program, was adopted as new rules by R.2006 d.303, effective August 21, 2006. See: 38 N.J.R. 1975(a), 38 N.J.R. 3303(b).

Chapter 9, Grant and Scholarship Programs, was readopted as R.2007 d.286, effective August 7, 2007. As a part of R.2007 d.286, Subchapter 3, Tuition Aid Grant Program, was renamed Tuition Aid Grant Programs, effective September 4, 2007. See: Source and Effective Date. See, also, section annotations.

In accordance with N.J.S.A. 52:14B-5.1b, Chapter 9, Grant and Scholarship Programs, was scheduled to expire on August 7, 2014. See: 43 N.J.R. 1203(a).

CHAPTER TABLE OF CONTENTS

SUBCHAPTER 1. ADMINISTRATION FOR STATE GRANTS AND SCHOLARSHIPS

- 9A:9-1.1 Policy responsibility
- 9A:9-1.2 Creation of Student Advisory Committee

SUBCHAPTER 2. GENERAL PROVISIONS FOR TUITION AID GRANT AND GARDEN STATE SCHOLARSHIP PROGRAMS

- 9A:9-2.1 Undergraduate enrollment and eligible institutions
- 9A:9-2.2 Residency
- 9A:9-2.3 Noncitizens and resident aliens
- 9A:9-2.4 Eligibility and repayments
- 9A:9-2.5 Student notification
- 9A:9-2.6 Dependent/independent student defined
- 9A:9-2.7 Verification of family financial data
- 9A:9-2.8 Renewal eligibility and filing
- 9A:9-2.9 Award combinations and overawards
- 9A:9-2.10 Verification of enrollment and academic performance
- 9A:9-2.11 Payments
- 9A:9-2.12 Award adjustments, refunds and collections

- 9A:9-2.13 Student's obligation to report changes in institution or financial status
- 9A:9-2.14 Check endorsements
- 9A:9-2.15 Appeals
- 9A:9-2.16 Accounting and auditing standards
- 9A:9-2.17 General provisions; applicability

SUBCHAPTER 3. TUITION AID GRANT PROGRAMS

- 9A:9-3.1 Determination of eligibility for and value of student assistance
- 9A:9-3.2 Full-time Tuition Aid Grant Award Table
- 9A:9-3.3 Exercise of institutional professional judgment in the determination of family or student contribution
- 9A:9-3.4 (Reserved)
- 9A:9-3.5 Part-time students

SUBCHAPTER 4. GARDEN STATE SCHOLARSHIPS

- 9A:9-4.1 Program categories
- 9A:9-4.2 Academic requirements
- 9A:9-4.3 Eligibility requirements
- 9A:9-4.4 Award amounts
- 9A:9-4.5 Award combinations
- 9A:9-4.6 through 9A:9-4.7 (Reserved)
- 9A:9-4.8 Renewal of scholarships

SUBCHAPTER 5. SURVIVOR TUITION BENEFITS PROGRAM

- 9A:9-5.1 General provisions
- 9A:9-5.2 through 9A:9-5.3 (Reserved)
- 9A:9-5.4 Eligible institutions
- 9A:9-5.5 Undergraduate enrollment
- 9A:9-5.6 Student notification
- 9A:9-5.7 Renewal
- 9A:9-5.8 Period of eligibility
- 9A:9-5.9 Verification of enrollment and academic performance
- 9A:9-5.10 (Reserved)

SUBCHAPTER 6. MISS NEW JERSEY EDUCATIONAL SCHOLARSHIP PROGRAM

- 9A:9-6.1 Purpose and scope
- 9A:9-6.2 Eligibility requirements
- 9A:9-6.3 Application procedures
- 9A:9-6.4 Amount and use of the scholarship
- 9A:9-6.5 Candidate approval and notification
- 9A:9-6.6 Payment
- 9A:9-6.7 Renewal and period of eligibility

SUBCHAPTER 7. NEW JERSEY WORLD TRADE CENTER SCHOLARSHIP PROGRAM

- 9A:9-7.1 General provisions
- 9A:9-7.2 Eligible institutions
- 9A:9-7.3 Undergraduate enrollment
- 9A:9-7.4 Eligibility requirements and financial need
- 9A:9-7.5 Application procedures
- 9A:9-7.6 Amount of the scholarship
- 9A:9-7.7 Student notification
- 9A:9-7.8 Verification of enrollment and academic performance
- 9A:9-7.9 Renewal

SUBCHAPTER 8. LAW ENFORCEMENT OFFICER MEMORIAL SCHOLARSHIPS PROGRAM

- 9A:9-8.1 Purpose and scope
- 9A:9-8.2 General provisions
- 9A:9-8.3 Eligible institutions
- 9A:9-8.4 Undergraduate enrollment
- 9A:9-8.5 Eligibility requirements and financial need
- 9A:9-8.6 Application procedures
- 9A:9-8.7 Amount of the scholarship
- 9A:9-8.8 Student notification

- 9A:9-8.9 Verification of enrollment and academic performance
- 9A:9-8.10 Renewal

SUBCHAPTER 9. PAUL DOUGLAS TEACHER SCHOLARSHIP PROGRAM

- 9A:9-9.1 Teaching obligations of the scholarship recipient
- 9A:9-9.2 Reduction of scholarship balance
- 9A:9-9.3 Repayment schedule for failure to meet teaching obligations or withdrawal from postsecondary program leading to teacher certification
- 9A:9-9.4 Postponement of repayment schedule
- 9A:9-9.5 Cancellation of repayment schedule
- 9A:9-9.6 Determination of postponement or cancellation of repayment schedule
- 9A:9-9.7 Default
- 9A:9-9.8 through 9A:9-9.15 (Reserved)

SUBCHAPTER 10. NEW JERSEY STUDENT TUITION ASSISTANCE REWARD SCHOLARSHIP (NJ STARS) PROGRAM

- 9A:9-10.1 Purpose and scope
- 9A:9-10.2 Definitions
- 9A:9-10.3 General provisions
- 9A:9-10.4 Eligibility requirements
- 9A:9-10.5 Academic or disciplinary dismissal
- 9A:9-10.6 Collection of overpayments, ineligible payments, or refunds
- 9A:9-10.7 Amount of the scholarship
- 9A:9-10.8 Out-of-county students
- 9A:9-10.9 Student notification
- 9A:9-10.10 Appeals
- 9A:9-10.11 (Reserved)

SUBCHAPTER 11. NEW JERSEY STUDENT TUITION ASSISTANCE REWARD SCHOLARSHIP II (NJ STARS II) PROGRAM

- 9A:9-11.1 Purpose and scope
- 9A:9-11.2 Definitions
- 9A:9-11.3 General provisions
- 9A:9-11.4 Acceptance of academic credits and admission by a participating institution
- 9A:9-11.5 Eligibility requirements
- 9A:9-11.6 Student notification
- 9A:9-11.7 Amount of the scholarship
- 9A:9-11.8 Renewal of the scholarship
- 9A:9-11.9 Academic or disciplinary dismissal
- 9A:9-11.10 Appeals

SUBCHAPTER 1. ADMINISTRATION FOR STATE GRANTS AND SCHOLARSHIPS

9A:9-1.1 Policy responsibility

The Higher Education Student Assistance Authority (Authority) shall develop, coordinate, and administer policies for scholarship and tuition aid programs as provided by law. The Authority shall create and adopt such rules and regulations deemed necessary for the proper administration of these programs.

Amended by R.1997 d.454, effective November 3, 1997.
See: 29 N.J.R. 2763(a), 29 N.J.R. 4679(b).

Substituted "Governor" for "Board of Higher Education".
Amended by R.2002 d.290, effective September 3, 2002.

See: 34 N.J.R. 1392(a), 34 N.J.R. 3079(c).

Amended by R.2007 d.286, effective September 4, 2007.

See: 39 N.J.R. 1375(a), 39 N.J.R. 3738(a).

Inserted "(Authority)".

9A:9-1.2 Creation of Student Advisory Committee

The Higher Education Student Assistance Authority shall create a Student Advisory Committee whose purpose shall be to advise the Authority on the effect of Authority policy and regulations; suggest alternative policy and rules to the Authority; and provide a means of communication between the Authority and students. The Authority shall initially appoint a nine member Student Advisory Committee from nominations provided by the students and student associations of each college in New Jersey. The Committee members shall be New Jersey residents, as defined in N.J.A.C. 9A:9-2.2, and United States citizens, unless affirmative evidence has been submitted for exception in accordance with N.J.A.C. 9A:9-2.3. The nine members, all of whom shall be full-time students, shall consist of two students from independent colleges, two students from Rutgers, The State University, two students from the State colleges, one student from the New Jersey Institute of Technology, and two students from the county colleges. Students representing each sector shall be chosen such that in any given year one of the representatives shall complete his or her degree requirements within one academic year from the time of his or her selection and one shall be of lower class rank. Members of the Student Advisory Committee shall serve one-year terms and their appointments may be renewed according to the initial appointment process. The Student Advisory Committee shall elect a Chairperson and Vice Chairperson from among its members each of whom shall be from different collegiate institutional sectors. The Chairperson and Vice Chairperson shall serve as voting members on the Higher Education Student Assistance Authority board. In the event of a vacancy on the Student Advisory Committee, the Authority may fill the vacancy in the same manner as the original appointment.

Amended by R.1988 d.128, effective March 21, 1988.

See: 20 N.J.R. 33(a), 20 N.J.R. 656(a).

Changed "for" to "from".

Amended by R.1992 d.486, effective December 7, 1992.

See: 24 N.J.R. 2510(a), 24 N.J.R. 4373(a).

Stylistic revisions.

Administrative Correction.

See: 25 N.J.R. 1513(a).

Amended by R.1997 d.454, effective November 3, 1997.

See: 29 N.J.R. 2763(a), 29 N.J.R. 4679(b).

Amended by R.2002 d.290, effective September 3, 2002.

See: 34 N.J.R. 1392(a), 34 N.J.R. 3079(c).

Amended by R.2007 d.286, effective September 4, 2007.

See: 39 N.J.R. 1375(a), 39 N.J.R. 3738(a).

Substituted "rules" for "regulations" following "alternative policy and", and inserted third sentence.

SUBCHAPTER 2. GENERAL PROVISIONS FOR TUITION AID GRANT AND GARDEN STATE SCHOLARSHIP PROGRAMS

9A:9-2.1 Undergraduate enrollment and eligible institutions

(a) Students must be enrolled or plan to be enrolled as full-time undergraduate students matriculated in a curriculum

leading to a degree or certificate in an eligible institution as defined in (b) through (d) below in order to be eligible for student assistance. Students possessing an undergraduate degree (either a Baccalaureate or Associate degree) are not eligible for student assistance at that degree level. Certification of full-time status is the responsibility of the enrolling institution based on the current institutional definition of full-time status and subject to review and approval by the Higher Education Student Assistance Authority (Authority).

(b) An eligible institution means an institution of higher education that:

1. Physically establishes and maintains, at its expense, a financial aid office with a full-time staff and file maintenance capacity in New Jersey, subject to audit and review by the Authority;
2. Has been licensed by the New Jersey Commission on Higher Education;
3. Has not been licensed as an "out-of-State" institution pursuant to N.J.A.C. 9A:1-5; and
4. Is accredited or preaccredited by a nationally recognized accrediting association.

(c) Eligible institutions shall also include proprietary institutions in New Jersey, but only for degree granting programs, as licensed by the New Jersey Commission on Higher Education pursuant to N.J.A.C. 9A:1-4.

(d) An institution seeking to participate in the Tuition Aid Grant Program shall:

1. Submit a written request to the Authority no later than August 31 of the calendar year prior to the fall semester of the succeeding calendar year during which the institution wishes to begin participation; and
2. Provide documentation that it is authorized to participate in Title IV Federal student aid programs under the Higher Education Act of 1965, as amended, and its implementing regulations.

Amended by R.1983 d.126, effective May 2, 1983.

See: 15 N.J.R. 129(a), 15 N.J.R. 692(a).

(See N.J.A.C. 9:7-4.4) changed to (9:7-6).

Amended by R.1988 d.128, effective March 21, 1988.

See: 20 N.J.R. 33(a), 20 N.J.R. 656(a).

Deleted last sentence "Degree or certificate ...".

Amended by R.1992 d.486, effective December 7, 1992.

See: 24 N.J.R. 2510(a), 24 N.J.R. 4373(a).

Revised text.

Amended by R.2002 d.290, effective September 3, 2002.

See: 34 N.J.R. 1392(a), 34 N.J.R. 3079(c).

Amended by R.2007 d.286, effective September 4, 2007.

See: 39 N.J.R. 1375(a), 39 N.J.R. 3738(a).

Section was "Undergraduate enrollment". Designated existing text as (a); in (a), inserted "(b) through (d) below" and "(Authority)"; and added (b) through (d).

9A:9-2.2 Residency

(a) Students must be legal residents of New Jersey for a period of not less than 12 consecutive months immediately

prior to the academic period for which aid is being requested. The residence of a student is defined in terms of domicile. Domicile is defined as the place where a person has his or her true, fixed, permanent home and principal establishment, and to which, whenever he or she is absent, he or she has the intention of returning.

1. A dependent student, as defined in N.J.A.C. 9A:9-2.6, shall be considered a legal resident of the state in which his or her parent(s) is domiciled. A dependent student whose parent(s) has not established a domicile in New Jersey shall be considered to be in the State for the temporary purpose of obtaining an education and shall be ineligible for State student financial aid. However, any dependent student who continues to reside in this State and who has previously received at least one semester of payment of a State grant or scholarship shall continue to be eligible for State student financial aid during the course of each academic year at an eligible institution of higher education in New Jersey, despite his or her parent(s)' subsequent change of domicile to another state.

2. A student may not establish State residence solely for the purpose of attending a particular college and will not be considered as fulfilling the definition of domicile for the purposes of State student financial aid.

(b) When a student's domicile is in question, he or she must demonstrate proof of residence by submitting to the Higher Education Student Assistance Authority one or more of the following documents:

1. Student's and/or parent(s)' New Jersey driver license;
2. Student's and/or parent(s)' New Jersey State Income Tax-Resident Return(s); or
3. Such documentation as may be deemed necessary by the Authority upon specific case review.

(c) The provisions for establishing legal residence in New Jersey as stipulated in (a) and (b) above are excepted for a dependent child of a parent who has been transferred to a military installation located in this State and such dependent child shall be considered a resident of New Jersey for the purposes of qualifying for State student financial aid under the State Tuition Aid Grant Program pursuant to P.L. 2005, c.60.

(d) Institutions that certify a student's state of legal residence shall maintain documentation concerning the student's New Jersey residency and shall provide this certified documentation, if requested by the Authority, to substantiate an appeal.

(e) The Higher Education Student Assistance Authority shall have final decision making authority to determine the state of residence/domicile for any individual whose residency/domicile is in question.

As amended, R.1979 d.442, eff. November 5, 1979.

See: 11 N.J.R. 442(a), 11 N.J.R. 623(b).

Amended by R.1986 d.322, effective August 4, 1986.

See: 18 N.J.R. 801(a), 18 N.J.R. 1592(c).

Added text to (a)1 "However, any dependent ... each academic year."

Amended by R.1988 d.128, effective March 21, 1988.

See: 20 N.J.R. 33(a), 20 N.J.R. 656(a).

Amended by R.1992 d.486, effective December 7, 1992.

See: 24 N.J.R. 2510(a), 24 N.J.R. 4373(a).

(a): Stylistic revisions; (a)1 and (b): Revised text.

Amended by R.1995 d.428, effective August 7, 1995.

See: 27 N.J.R. 2043(a), 27 N.J.R. 2906(a).

Corrected references.

Amended by R.1997 d.454, effective November 3, 1997.

See: 29 N.J.R. 2763(a), 29 N.J.R. 4679(b).

Amended by R.2002 d.290, effective September 3, 2002.

See: 34 N.J.R. 1392(a), 34 N.J.R. 3079(c).

Amended by R.2005 d.357, effective October 17, 2005.

See: 37 N.J.R. 2602(a), 37 N.J.R. 4020(b).

Rewrote the section.

Amended by R.2007 d.286, effective September 4, 2007.

See: 39 N.J.R. 1375(a), 39 N.J.R. 3738(a).

In (b)2, substituted "Tax-Resident" for "Tax Resident".

Petition for Rulemaking.

See: 45 N.J.R. 1970(a), 2274(a).

Petition for Rulemaking.

See: 46 N.J.R. 141(b).

9A:9-2.3 Noncitizens and resident aliens

(a) In order to receive a grant or scholarship, a noncitizen of the United States of America or resident alien must present affirmative evidence that he or she is not in the United States for the temporary purpose of obtaining an education. Such evidence must include documentation from the United States Citizenship and Immigration Services (USCIS), or its successor agency, that the student may remain permanently in this country and such evidence must be placed in the student's file. The student must:

1. Be the holder of a Permanent Resident Card (Form I-551), issued beginning in 1997, a Resident Alien Card (Form I-551), issued prior to 1997, or an Alien Registration Receipt Card (Form I-151) issued prior to June 1978; or

2. Be the holder of an Arrival Departure Record (Form I-94) or an Arrival Departure Record (Form I-94A) with one of the following:

i. The endorsement "Processed for I-551. Temporary Evidence of Lawful Admission for Permanent Residence. Valid until (date stamp). Employment Authorized."

(1) With the endorsement in (a)2i above, the form is annotated by an "A" number and is acceptable on or before the expiration date; or

ii. For classes of eligible noncitizens, other than permanent residents, the following endorsements are also acceptable:

(1) Parolees: Paroled pursuant to Sec. 212(d)(5) of the Immigration and Nationality Act (8 U.S.C. §1182(d)(5));

(2) Refugees: Admitted as a refugee pursuant to Sec. 207 of the Immigration and Nationality Act (8 U.S.C. §1157);

(3) Asylees: Asylum status granted pursuant to Sec. 208 of the Immigration and Nationality Act (8 U.S.C. §1158);

(4) Cuban-Haitian Entrant: Status pending, valid even after the expiration date has passed; or

(5) Conditional Entrant: Admission into this status through March 31, 1980.

(b) Students with nonimmigrant visas, including the F-1, F-2 or M-1 Student Visa; B-1 or B-2 Visitor Visa; J-1 or J-2 Exchange Visitors Visa; H series or L series Visa which allow temporary employment in the United States; or a G series Visa, which pertains to international organizations, or holding only a "Notice of Approval to Apply for Permanent Residence" (Form I-171 or I-464) are not eligible for student assistance.

(c) Students holding an Employment Authorization Card (Form I-688A), Employment Authorization Documents (Form I-688B or I-766) or Temporary Resident Card (Form I-688) are not eligible.

Amended by R.1983 d.468, effective October 17, 1983.
See: 15 N.J.R. 1071(a), 15 N.J.R. 1768(a).

In (a)3, added i.-iii. (b) added: "F1 or ... authorized".
Amended by R.1986 d.254, effective July 7, 1986.
See: 18 N.J.R. 19(a), 18 N.J.R. 1382(b).

Substantially amended.

Amended by R.1988 d.129, effective March 21, 1988.
See: 19 N.J.R. 2101(a), 20 N.J.R. 661(a).

Added new (a)3.

Administrative Correction: Added (b).
See: 24 N.J.R. 2451(b).

Amended by R.1992 d.486, effective December 7, 1992.
See: 24 N.J.R. 2510(a), 24 N.J.R. 4373(a).

(a)2: Stylistic revision.

Amended by R.1997 d.454, effective November 3, 1997.
See: 29 N.J.R. 2763(a), 29 N.J.R. 4679(b).

Changed the section name; in (a), in the first sentence, added the introductory clause; inserted new (a)4 and recodified existing (a)4 and (a)5 as (a)5 and (a)6; and in (b), substituted "Aliens" for "Foreign nationals" and inserted "or holders of form I-766".

Amended by R.1998 d.415, effective August 17, 1998.
See: 30 N.J.R. 2146(a), 30 N.J.R. 3033(a).

In (a), deleted former 3 and 4, and recodified former 5 as 3; recodified former (a)6 as (b), and inserted a reference to (a)3; and recodified former (b) as (c).

Amended by R.2007 d.286, effective September 4, 2007.
See: 39 N.J.R. 1375(a), 39 N.J.R. 3738(a).

In (a), substituted "Citizenship and Immigration Services (USCIS), or its successor agency," for "Immigration and Naturalization Service"; rewrote (a)1; deleted former (a)2; redesignated former (a)3 as (a)2 and rewrote the subsection; and rewrote (b) and (c).

9A:9-2.4 Eligibility and repayments

(a) In order to receive a need-based award students must have demonstrated financial need through submission of a financial aid form approved by the Higher Education Student Assistance Authority in accordance with annually established deadline dates.

(b) Students may not receive State financial assistance under the programs administered by the Authority if they owe a refund on a grant or scholarship previously received from a state or Federal program through any institution or are in default on any loan made under any state or Federal student financial assistance program at any institution.

(c) Students owing a refund on a grant or scholarship or who are in default on a loan may receive State financial assistance if they make arrangements acceptable with the Authority to repay the debt.

Amended by R.1979 d.313, effective August 15, 1979.

See: 11 N.J.R. 237(d), 11 N.J.R. 443(a).

Amended by R.1981 d.232, effective July 9, 1981.

See: 13 N.J.R. 218(b), 13 N.J.R. 412(b).

Added: "in accordance with ... deadline dates", and "or by approaches modified to meet ... programs."

Amended by R.1985 d.338, effective July 1, 1985.

See: 17 N.J.R. 787(a), 17 N.J.R. 1653(a).

Added text "need based award".

Amended by R.1988 d.128, effective March 21, 1988.

See: 20 N.J.R. 33(a), 20 N.J.R. 656(a).

Substantially amended.

Amended by R.1992 d.486, effective December 7, 1992.

See: 24 N.J.R. 2510(a), 24 N.J.R. 4373(a).

Added text.

Amended by R.2002 d.290, effective September 3, 2002.

See: 34 N.J.R. 1392(a), 34 N.J.R. 3079(c).

9A:9-2.5 Student notification

Students shall be notified of grant eligibility through the Student Eligibility Notice issued by the Higher Education Student Assistance Authority. The amount of the grant is subject to change based on the annual level of appropriations and other resources available to the student (see N.J.A.C. 9A:9-2.9). The institution's written notification to the student regarding State financial assistance shall contain a clause indicating the State is not responsible for funding of the grant in the event of fraudulent, inaccurate or misleading information.

Emergency Rule, R.1979 d.236, effective June 14, 1979.

See: 11 N.J.R. 343(b).

Amended by R.1988 d.128, effective March 21, 1988.

See: 20 N.J.R. 33(a), 20 N.J.R. 656(a).

Substantially amended.

Amended by R.1992 d.486, effective December 7, 1992.

See: 24 N.J.R. 2510(a), 24 N.J.R. 4373(a).

Revised text.

Amended by R.1995 d.428, effective August 7, 1995.

See: 27 N.J.R. 2043(a), 27 N.J.R. 2906(a).

Corrected references.

Administrative correction.

See: 27 N.J.R. 3602(b).

Amended by R.1997 d.454, effective November 3, 1997.

See: 29 N.J.R. 2763(a), 29 N.J.R. 4679(b).

Amended by R.2002 d.290, effective September 3, 2002.

See: 34 N.J.R. 1392(a), 34 N.J.R. 3079(c).

9A:9-2.6 Dependent/independent student defined

(a) The term independent, when used with respect to a student, means any individual who:

1. Is 24 years of age or older by December 31 of the award year; or

2. Meets at least one of the requirements in (b) below.

(b) A student meets the requirements for independent status if such individual:

1. Is an orphan or ward of the court or was a ward of the court until age 18;

2. Is a veteran of the Armed Forces of the United States;

3. Is a graduate or professional student;

4. Is a married individual;

5. Has legal dependents other than a spouse who live with the student and receive more than half of their support from the student;

6. Is currently serving on active duty in the United States Armed Forces for other than State purposes or training; or

7. Is a student for whom a financial aid administrator makes a documented determination of independence by reason of other unusual circumstances as provided under Title IV of the Higher Education Act of 1965, as amended, 20 U.S.C. § 1087vv, and its implementing regulations and rules. For purposes of receiving State financial assistance as an independent student due to unusual circumstances, the following conditions apply:

i. Determinations of independence must satisfy all applicable Federal standards set forth under Title IV of the Higher Education Act of 1965, as amended, and its implementing regulations and rules;

ii. Individual determinations of independent student status for State student aid programs shall be made in a manner consistent with the institutional policies regarding the awarding of all need-based financial aid, including Federal and State aid; and

iii. The institution shall share with the Higher Education Student Assistance Authority any material findings or audit exceptions related to the determination of dependency status at any time they are revealed in the course of an audit or program review.

(c) A dependent student shall be any student who does not meet any of the eligibility criteria listed in (a) or (b) above for independent student status.

(d) The Higher Education Student Assistance Authority shall have final decision-making authority to determine dependency status for any student whose dependency status is in question.

Emergency Rule, R.1979 d.236, effective June 14, 1979.
See: 11 N.J.R. 343(b).
Amended by R.1979 d.442, effective November 5, 1979.
See: 11 N.J.R. 442(a), 11 N.J.R. 623(b).
Amended by R.1981 d.232, effective July 9, 1981.
See: 13 N.J.R. 218(b), 13 N.J.R. 412(b).

(a) and (b): Definitions updated; "an amount specified by the Student Assistance Board" was "\$750".

New Rule, R.1987 d.169, effective April 6, 1987.

See: 19 N.J.R. 176(a), 19 N.J.R. 515(b).

Old section repealed.

Amended by R.1988 d.130, effective March 21, 1988.

See: 19 N.J.R. 2101(b), 20 N.J.R. 661(b).

Substituted "resource" for "income".

Amended by R.1992 d.486, effective December 7, 1992.

See: 24 N.J.R. 2510(a), 24 N.J.R. 4373(a).

(b)7: Revised text; deleted (b)7iii and v; redesignated (b)iv to iii and (b)7vi to iv.

Amended by R.1993 d.388, effective August 2, 1993.

See: 25 N.J.R. 1945(a), 25 N.J.R. 3464(a).

Amended by R.1995 d.428, effective August 7, 1995.

See: 27 N.J.R. 2043(a), 27 N.J.R. 2906(a).

In (b)6 inserted the reference to Title IV of the Higher Education Act of 1965, and rewrote (b)6i through (b)6iii.

Amended by R.2002 d.290, effective September 3, 2002.

See: 34 N.J.R. 1392(a), 34 N.J.R. 3079(c).

Amended by R.2007 d.286, effective September 4, 2007.

See: 39 N.J.R. 1375(a), 39 N.J.R. 3738(a).

Rewrote (a)2 and the introductory paragraph of (b); in (b)1 through (b)5, deleted "or" from the end; in (b)5, inserted "who live with the student and receive more than half of their support from the student"; added new (b)6; recodified former (b)6 as (b)7; and added (d).

9A:9-2.7 Verification of family financial data

Students upon request must provide an authorization to the Higher Education Student Assistance Authority which permits the release of Internal Revenue Service and/or State income tax returns for verification purposes. Financial data provided on the financial aid form may be verified by the Authority and/or institution through the comparison of information reported on income tax returns and other documentation. Discrepancies will require the re-evaluation of the student's eligibility. Students as well as institutions will be notified if an adjustment in the value of aid is required.

Amended by R.1981 d.232, effective July 9, 1981.

See: 13 N.J.R. 218(b), 13 N.J.R. 412(b).

Authorization for release of tax returns required before payment of assistance.

Amended by R.1988 d.128, effective March 21, 1988.

See: 20 N.J.R. 33(a), 20 N.J.R. 656(a).

Deleted text "This document must ... established deadline dates".

Amended by R.1992 d.486, effective December 7, 1992.

See: 24 N.J.R. 2510(a), 24 N.J.R. 4373(a).

Revised section.

Amended by R.1997 d.454, effective November 3, 1997.

See: 29 N.J.R. 2763(a), 29 N.J.R. 4679(b).

Amended by R.2002 d.290, effective September 3, 2002.

See: 34 N.J.R. 1392(a), 34 N.J.R. 3079(c).

9A:9-2.8 Renewal eligibility and filing

Students must apply to renew their need-based State financial assistance through the annual filing of a financial aid form in accordance with N.J.A.C. 9A:9-2.4. To receive a renewal of State financial assistance, students must continue to meet all program eligibility requirements as contained in these rules and applicable statutes.

Amended by R.1981 d.232, effective July 9, 1981.

See: 13 N.J.R. 218(b), 13 N.J.R. 412(b).

Added: "in accordance with ... deadline dates."

Amended by R.1988 d.128, effective March 21, 1988.

See: 20 N.J.R. 33(a), 20 N.J.R. 656(a).

Substantially amended.
 Amended by R.1992 d.486, effective December 7, 1992.
 See: 24 N.J.R. 2510(a), 24 N.J.R. 4373(a).
 Revised text.
 Amended by R.1995 d.428, effective August 7, 1995.
 See: 27 N.J.R. 2043(a), 27 N.J.R. 2906(a).
 Corrected references.

9A:9-2.9 Award combinations and overawards

(a) Students receiving New Jersey State financial assistance funds may receive various combinations of awards. However, students cannot simultaneously hold an Educational Opportunity Fund grant and a Garden State Scholars award in any single semester.

(b) State grants, scholarships and other financial assistance cannot exceed the student’s cost of attendance as determined by the institution.

Amended by R.1979 d.17, effective January 17, 1979.
 See: 10 N.J.R. 343(a), 11 N.J.R. 68(b).
 Amended by R.1985 d.338, effective July 1, 1985.
 See: 17 N.J.R. 787(a), 17 N.J.R. 1653(a).
 Added text “but students can ... Opportunity Fund Grant”.
 Amended by R.1986 d.323, effective August 4, 1986.
 See: 17 N.J.R. 2725(a), 18 N.J.R. 1593(a).
 Substantially amended.
 Amended by R.1988 d.128, effective March 21, 1988.
 See: 20 N.J.R. 33(a), 20 N.J.R. 656(a).
 Text from (b) repealed and new text substituted.
 Amended by R.1992 d.486, effective December 7, 1992.
 See: 24 N.J.R. 2510(a), 24 N.J.R. 4373(a).
 Revised section.
 Amended by R.2002 d.290, effective September 3, 2002.
 See: 34 N.J.R. 1392(a), 34 N.J.R. 3079(c).
 Amended by R.2007 d.286, effective September 4, 2007.
 See: 39 N.J.R. 1375(a), 39 N.J.R. 3738(a).
 Deleted (c).

9A:9-2.10 Verification of enrollment and academic performance

(a) Before payment may be made to an eligible student, the institution shall have satisfactory evidence that the student is eligible for State grant and/or scholarship assistance, has registered as a full-time student for an academic term, and that the student is meeting minimum standards for academic performance and academic progress.

(b) Students receiving State financial assistance under the student assistance programs administered by the Higher Education Student Assistance Authority shall remain in good academic standing as defined by the institution which they are attending.

(c) For purposes of determining State financial assistance eligibility, the Authority shall recognize the same standards for academic performance and satisfactory academic progress that an institution adopts to determine eligibility for Federal student aid programs under Title IV of the Higher Education Act of 1965, as amended, and its implementing regulations and rules.

(d) The academic standing and progress of all students receiving State financial assistance must be monitored by institutions at least once a year, prior to the fall semester.

(e) Students who fail to achieve the standards set forth in this section shall be ineligible to receive State financial assistance under the programs administered by the Authority until such time as the institution certifies that they are in good academic standing and are achieving satisfactory academic progress.

(f) The institution shall share with the Authority any material findings or audit exceptions related to the determination of academic progress at any time they are revealed in the course of an audit or program review.

Amended by R.1979 d.314, effective August 15, 1979.
 See: 11 N.J.R. 342(a), 11 N.J.R. 443(b).
 Amended by R.1980 d.74, effective February 13, 1980.
 See: 12 N.J.R. 18(a), 12 N.J.R. 119(a).
 Amended by R.1983 d.261, effective July 5, 1983.
 See: 15 N.J.R. 205(a), 15 N.J.R. 1101(a).
 Added last two sentences to (a). Also added (b)-(d).
 Amended by R.1984 d.237, effective June 18, 1984.
 See: 16 N.J.R. 674(a), 16 N.J.R. 1598(a).
 Delete current text and substitute new text.
 Amended by R.1987 d.440, effective November 2, 1987.
 See: 19 N.J.R. 1153(a), 19 N.J.R. 2054(a).
 Deleted (e)3.
 Amended by R.1988 d.128, effective March 21, 1988.
 See: 20 N.J.R. 33(a), 20 N.J.R. 656(a).
 Added text to (a) “Degree of certificate ...”; deleted subsection (j).
 Amended by R.1992 d.486, effective December 7, 1992.
 See: 24 N.J.R. 2510(a), 24 N.J.R. 4373(a).
 Revised (b)-(e)2i and (g)-(i).
 Amended by R.1995 d.428, effective August 7, 1995.
 See: 27 N.J.R. 2043(a), 27 N.J.R. 2906(a).
 Revised (b) and (c), deleted (d) through (f) and (i), redesignated (g) and (h) as current (d) and (e) and added new (f).
 Amended by R.2002 d.290, effective September 3, 2002.
 See: 34 N.J.R. 1392(a), 34 N.J.R. 3079(c).

9A:9-2.11 Payments

(a) The maximum number of semester award payments which students may receive are as follows:

1. Tuition Aid Grant Program:

	<u>Enrollment Status</u>	<u>Maximum Semesters for Award Payments</u>
TWO-YEAR COLLEGES:	Regular 2-Year Program	5
	Remedial/Developmental or Bilingual (ESL) Curriculum	6
	EOF Program	6/8 ¹
FOUR-YEAR COLLEGES:	Regular 4-Year Program	9
	County College Transfers/Remedial/Developmental/Bilingual Curriculum	10 ²
	5-Year Program	11/12 ³
	EOF Program	12 ¹

¹ As stipulated in N.J.A.C. 9A:11-2.8.
² Remedial/Developmental or Bilingual (ESL) Curriculum must contain the equivalent of 18 or more credit hours of remedial or bilingual (ESL) courses.
³ County College Transfer, Remedial/Developmental or Bilingual (ESL) curriculum.

i. Students shall not receive more than nine semesters of payment unless they are enrolled in a five-year program, receiving assistance under the EOF Program, transferred from a county college to a four-year college or were required to take the equivalent of 18 or more credit hours of noncredit remedial, developmental, or bilingual (ESL) courses.

ii. Students enrolled in an undergraduate program regularly requiring five academic years for completion shall be permitted five and one-half years of payment eligibility.

iii. Students enrolled in the EOF Program may receive additional payments based upon the special approval from the Executive Director of the EOF Program.

2. All Other State Student Assistance Programs, except NJ STARS and NJ STARS II:

	Enrollment Status	Maximum Semesters for Award Payments
TWO-YEAR COLLEGES:	Regular 2-Year Program	5
	Remedial/Developmental or Bilingual (ESL)	6
FOUR-YEAR COLLEGES:	Regular 4-Year Program	8
	Regular 5-Year Program	10

(b) Payments will be made by the Department of Treasury for eligible students in equal installments over the regular academic year, the number of installments corresponding to the number of school terms. Deadline dates shall be established annually by the Higher Education Student Assistance Authority to comply with the State's fiscal year and to allow for academic term expenditure control. The Authority shall provide payment directly to institutions on behalf of student recipients. Listings of eligible students to be credited shall also be provided to each institution.

Amended by R.1981 d.232, effective July 9, 1981.
 See: 13 N.J.R. 218(b), 13 N.J.R. 412(b).
 Added annual deadline date stipulation and retroactive payment prescription.
 Amended by R.1987 d.440, effective November 2, 1987.
 See: 19 N.J.R. 1153(a), 19 N.J.R. 2054(a).
 Added (a); existing text numbered (b).
 Administrative correction to (b).
 See: 24 N.J.R. 2451(b).
 Amended by R.1992 d.486, effective December 7, 1992.
 See: 24 N.J.R. 2510(a), 24 N.J.R. 4373(a).
 Revised text.
 Administrative correction to (a).
 See: 25 N.J.R. 1513(a).
 Amended by R.1997 d.454, effective November 3, 1997.
 See: 29 N.J.R. 2763(a), 29 N.J.R. 4679(b).
 Amended N.J.A.C. references.
 Amended by R.2002 d.290, effective September 3, 2002.
 See: 34 N.J.R. 1392(a), 34 N.J.R. 3079(c).
 In (a), amended N.J.A.C. reference.
 Amended by R.2007 d.286, effective September 4, 2007.
 See: 39 N.J.R. 1375(a), 39 N.J.R. 3738(a).
 In the introductory paragraph of (a)2, inserted “, except NJ STARS and NJ STARS II”.

9A:9-2.12 Award adjustments, refunds and collections

(a) If a refund is due a student under the institution's refund policy and the student received State financial assistance under any State student financial assistance program, the institution shall multiply the institutional refund by the following fraction to determine the amount to be refunded to the State: amount of State financial assistance awarded for the payment period divided by the total amount of financial aid (minus Federal Work-Study earnings) awarded for the period.

(b) “Payment period” as used in (a) above means the time between the first day of classes for an academic term and the end of that term according to the institutional calendar.

(c) The formula in (a) above shall be applied if a student reduces his or her academic course load to less than full-time prior to the end of the institutional refund period. However, if the student reduces his or her academic course load to less than full-time after the end of the institutional refund period, a refund to the State is not required.

(d) If a combination of State student funds has been packaged for the student and a refund is due the State, a prorated amount is applied to each of the State programs in the student's State financial assistance package.

(e) If a cash disbursement has been made by an institution for non-institutional costs from any State financial assistance program, and it is determined by application of the institution's refund policy and the formula in (a) above that a refund should be paid to the State, the institution shall endeavor to collect the overpayment from the student and return it to the State. If this effort is unsuccessful, the institution shall notify the Higher Education Student Assistance Authority of the amount owed for each State financial assistance program. Non-institutional costs may include, but are not limited to, room and board, books and supplies, transportation, and miscellaneous expenses.

(f) If a student utilizes any portion of an award, it will be treated the same as a full semester payment in calculating the number of semesters of eligibility. Thus, the institution shall afford the student the opportunity to decline and repay the State award for that payment period.

Amended by R.1980 d.461, effective October 16, 1980.
 See: 12 N.J.R. 117(c), 12 N.J.R. 661(b).
 Section was “Student withdrawal or dismissal during period of an award”.
 Amended by R.1988 d.128, effective March 21, 1988.
 See: 20 N.J.R. 33(a), 20 N.J.R. 656(a).
 (a)1 is now (b); old (b) repealed.
 Amended by R.1992 d.486, effective December 7, 1992.
 See: 24 N.J.R. 2510(a), 24 N.J.R. 4373(a).
 Revised (a) and (c)-(e).
 Amended by R.2002 d.290, effective September 3, 2002.
 See: 34 N.J.R. 1392(a), 34 N.J.R. 3079(c).

9A:9-2.13 Student's obligation to report changes in institution or financial status

Any changes in college choice or family financial status which occur after the Student Eligibility Notice has been issued to the student must be reported immediately, in writing by the student, to the Higher Education Student Assistance Authority in order that the student's continued eligibility may be evaluated and prompt payment provided. Institutions may report these changes on behalf of the student.

Amended by R.1988 d.128, effective March 21, 1988.
See: 20 N.J.R. 33(a), 20 N.J.R. 656(a).

Added text "Institutions may report ...".

Amended by R.1992 d.486, effective December 7, 1992.
See: 24 N.J.R. 2510(a), 24 N.J.R. 4373(a).

Revised text.

Amended by R.1997 d.454, effective November 3, 1997.
See: 29 N.J.R. 2763(a), 29 N.J.R. 4679(b).
Amended by R.2002 d.290, effective September 3, 2002.
See: 34 N.J.R. 1392(a), 34 N.J.R. 3079(c).

9A:9-2.14 Check endorsements

All checks issued to institutions by the Department of the Treasury must be negotiated within 90 days of their issuance. Checks are automatically cancelled if not cashed within 90 days.

Amended by R.1992 d.486, effective December 7, 1992.
See: 24 N.J.R. 2510(a), 24 N.J.R. 4373(a).

Revised text.

9A:9-2.15 Appeals

If, for any reason a student, his or her family or an institution feels that the application of these rules results in an unfair determination of eligibility, an appeal shall be filed with the Higher Education Student Assistance Authority within 60 days of notification of eligibility or ineligibility. Appeals should be in the form of a letter addressed to the Director of Grants and Scholarships in the Authority, PO Box 540, Trenton, New Jersey 08625-0540, and shall contain the student's full name, social security number, college of attendance, and a description of the basis for the appeal. Appeals will be considered on the basis of this appeals process approved by the Authority.

Amended by R.1983 d.126, effective May 2, 1983.
See: 15 N.J.R. 129(a), 15 N.J.R. 692(a).

"P.O. Box 1417" changed to "CN 540".

Amended by R.1988 d.128, effective March 21, 1988.
See: 20 N.J.R. 33(a), 20 N.J.R. 656(a).

Repealed old section and added new.

Amended by R.1992 d.486, effective December 7, 1992.
See: 24 N.J.R. 2510(a), 24 N.J.R. 4373(a).

Revised text.

Amended by R.1997 d.454, effective November 3, 1997.
See: 29 N.J.R. 2763(a), 29 N.J.R. 4679(b).
Amended by R.2002 d.290, effective September 3, 2002.
See: 34 N.J.R. 1392(a), 34 N.J.R. 3079(c).

9A:9-2.16 Accounting and auditing standards

(a) Institutions shall either maintain separate accounts for each State student assistance program for which funds are

received or deposit State funds in the institution's general account, provided the funds are identified as "Higher Education Student Assistance Authority, Grants and Scholarships" and a clear audit trail is maintained. Institutional student records must also be maintained which include name, address, social security number, date and amount of each State award and such other information generally made available for Title IV, Higher Education Act and State Single Audit Act purposes, as further specified by the Director of Grants and Scholarships in the Authority. Records of receipts and disbursements shall be maintained in accordance with generally accepted accounting principles.

(b) As part of the institution's periodic audit by an independent accounting firm, and in accordance with the State Single Audit Act Policy, State student assistance programs shall be included to insure compliance with Authority rules, and a copy of the audit report must be provided to the Authority, Grants and Scholarships. The Authority reserves the right to conduct its own institutional audit and campus level State student financial aid program reviews pursuant to N.J.S.A. 18A:71A-9p. Such program reviews will be conducted by the Authority to provide assurance that institutions have administered their State scholarship and tuition aid grant programs in accordance with all applicable rules and regulations.

(c) Based on prior coordination with financial aid, registration and business personnel, institutions will be notified in writing at least 30 days in advance when a program review has been officially scheduled at their school and what institutional files and student records will be required for analysis. Institutions shall provide access to institutional and student records as required by the program review team to conduct their on-site review.

(d) Institutions that have not properly applied program rules and regulations may be placed on reimbursement status for the receipt of payments and may not receive advance payments.

(e) Institutions that wish to appeal the findings of the program review shall submit a written appeal to the Authority's Chief Operating Officer within 30 days of receipt of the final program review report. The written appeal must explain in detail why the institution is appealing the program review findings and include any supporting documentation. The Authority's Chief Operating Officer will provide the institution with a written response within 60 days of receipt of the appeal.

Amended by R.1988 d.128, effective March 21, 1988.
See: 20 N.J.R. 33(a), 20 N.J.R. 656(a).

Amended by R.1992 d.486, effective December 7, 1992.
See: 24 N.J.R. 2510(a), 24 N.J.R. 4373(a).

Revised (b).

Amended by R.1997 d.454, effective November 3, 1997.
See: 29 N.J.R. 2763(a), 29 N.J.R. 4679(b).

Rewrote (a).

Amended by R.2002 d.290, effective September 3, 2002.
See: 34 N.J.R. 1392(a), 34 N.J.R. 3079(c).

Rewrote (b) and (c).

Amended by R.2007 d.286, effective September 4, 2007.
See: 39 N.J.R. 1375(a), 39 N.J.R. 3738(a).
Added (d) and (e).

9A:9-2.17 General provisions; applicability

General provisions provided in N.J.A.C. 9A:9-2 shall pertain in their entirety to the Tuition Aid Grant and the Garden State Scholarship Programs administered by the Higher Education Student Assistance Authority. Applicable general provisions for other student financial assistance programs are cited in their subchapters.

New Rule, R.1992 d.486, effective December 7, 1992.
See: 24 N.J.R. 2510(a), 24 N.J.R. 4373(a).
Amended by R.1995 d.428, effective August 7, 1995.
See: 27 N.J.R. 2043(a), 27 N.J.R. 2906(a).
Corrected references.
Amended by R.2002 d.290, effective September 3, 2002.
See: 34 N.J.R. 1392(a), 34 N.J.R. 3079(c).

SUBCHAPTER 3. TUITION AID GRANT PROGRAMS

9A:9-3.1 Determination of eligibility for and value of student assistance

The information on the financial aid form shall be evaluated by employing the methodology used to calculate the New Jersey Eligibility Index (NJEI). The evaluation results in an estimate of the family or student's ability to contribute to the cost of education. This estimate is then used to determine the student's eligibility for and award value under the Tuition Aid Grant Programs.

Emergency Rule, R.1979 d.236, effective June 14, 1979.
See: 11 N.J.R. 343(b).
Amended by R.1981 d.415, effective November 2, 1981.
See: 13 N.J.R. 572(b), 13 N.J.R. 758(b).
\$1,400 maximum was \$1,200; TAG award table substantially amended.
Amended by R.1982 d.129, effective April 19, 1982.
See: 14 N.J.R. 122(a), 14 N.J.R. 390(c).
Deleted "which ranges from ... \$1,400" and deleted existing TAG award table and replaced with new table.
Amended by R.1983 d.250, effective June 20, 1983.
See: 15 N.J.R. 206(a), 15 N.J.R. 1032(a).
Replaced table for 1983-84 academic year.
Amended by R.1983 d.485, effective November 7, 1983.
See: 15 N.J.R. 1427(a), 15 N.J.R. 1864(a).
Increased tuition aid grant at New Jersey Independent Institutions \$100.00.
Amended by R.1984 d.76, effective March 19, 1984.
See: 16 N.J.R. 9(a), 16 N.J.R. 548(c).
Emergency Amendment, R.1984 d.376, effective August 8, 1984.
See: 16 N.J.R. 2308(a).
This amendment deleted old text Tuition Aid Grant Award Table and adopted new table to expire October 7, 1984.
Amended by R.1984 d.535, effective November 19, 1984.
See: 16 N.J.R. 2308(a), 16 N.J.R. 3206(a).
Old table deleted, new table inserted.
Amended by R.1985 d.155, effective April 1, 1985.
See: 17 N.J.R. 23(a), 17 N.J.R. 815(b).
Deleted existing table in this section and replaced with new tables.
Emergency Amendment, R.1985 d.430, effective July 30, 1985 (expired September 30, 1985).
See: 17 N.J.R. 2050(a).
Increased award table.

New Rule R.1985 d.572, effective November 4, 1985.
See: 17 N.J.R. 2050(a), 17 N.J.R. 2643(a).
Adopted Emergency Amendment as a new rule with changes to the footnote.
Amended by R.1986 d.106, effective April 7, 1986.
See: 18 N.J.R. 19(b), 18 N.J.R. 680(a).
Table 1 was deleted and replaced with Table 2; new Table 2 added.
Emergency Amendment, R.1986 d.348, effective July 29, 1986 (expired September 27, 1986).
See: 18 N.J.R. 1713(a).
Adopted Concurrent Proposal R.1986 d.435, effective October 20, 1986.
See: 18 N.J.R. 1713(a), 18 N.J.R. 2124(a).
Amended by R.1987 d.170, effective April 6, 1987.
See: 19 N.J.R. 177(a), 19 N.J.R. 516(a).
Old tables deleted and new substituted.
New Rule R.1988 d.128, effective March 21, 1988.
See: 20 N.J.R. 33(a), 20 N.J.R. 656(a).
Old 3.1 Tuition Aid Grant Award Table recodified at 3.2. Administrative Correction.
See: 20 N.J.R. 1576(b).
Amended by R.1992 d.486, effective December 7, 1992.
See: 24 N.J.R. 2510(a), 24 N.J.R. 4373(a).
Revised text.
Amended by R.2007 d.286, effective September 4, 2007.
See: 39 N.J.R. 1375(a), 39 N.J.R. 3738(a).
Inserted "the student's", "award" and "Programs", and substituted "under" for "of" following "value".

9A:9-3.2 Full-time Tuition Aid Grant Award Table

(a) Prior to each academic year, the Higher Education Student Assistance Authority shall adopt a Tuition Aid Grant (TAG) Award Table, which shall indicate TAG award values that students attending various institutions of higher education on a full-time basis shall be entitled to receive based upon their financial need.

1. The Table shall include an annual minimum grant for all institutional sectors.

(b) The value of the grant shall be related to the tuition charges of the various institutional sectors in New Jersey and the student's ability to pay for educational costs.

(c) Subsequent to approval of a final full-time TAG Award Table by the Authority, pursuant to N.J.S.A. 18A:71B-21, the final TAG Award Table shall be provided to all New Jersey institutions of higher education that enroll students receiving TAG awards and to all individuals whose TAG award values have changed for the upcoming academic year. The Authority shall also provide a copy of the final full-time TAG Award Table to any other individual or entity requesting the table.

(d) The value of the student's grant may change dependent upon appropriated funds, the student's actual tuition charges, cost of attendance and other available resources. The student will be notified of any change in his or her grant.

Repealed by Emergency Rule, R.1979 d.236, effective June 14, 1979.
See: 11 N.J.R. 343(b).
Amended by R.1988 d.128, effective March 21, 1988.
See: 20 N.J.R. 33(a), 20 N.J.R. 656(a).
Recodified from 3.1 and old TAG Table 1 was repealed.
Amended by R.1988 d.127, effective March 21, 1988.
See: 20 N.J.R. 147(a), 20 N.J.R. 661(c).
Added new Tag award table in (a)2.
Amended by R.1989 d.185, effective April 3, 1989.
See: 21 N.J.R. 109(a), 21 N.J.R. 897(a).

Deleted the 1987-88 award table and recodified the 1988-89 award table to (a)1, added new 1989-90 award table at (a)2.
Amended by R.1990 d.386, effective August 6, 1990.
See: 22 N.J.R. 1318(a), 22 N.J.R. 2305(a).

Deleted the 1988-89 award table and recodified the 1989-90 award table to (a)1, added new 1990-91 award table at (a)2.
Repeal and New Rule, R.1991 d.336, effective July 1, 1991.
See: 23 N.J.R. 1057(a), 23 N.J.R. 2013(a).

Replaced percentage-based TAG Award Tables with explanation of Student Assistance Board process and factors considered in determining award levels, and stipulated timely notification to applicants and institutions of final award amounts.

Amended by R.1992 d.486, effective December 7, 1992.

See: 24 N.J.R. 2510(a), 24 N.J.R. 4373(a).

Revised (e).

Amended by R.1995 d.428, effective August 7, 1995.

See: 27 N.J.R. 2043(a), 27 N.J.R. 2906(a).

Amended by R.1997 d.454, effective November 3, 1997.

See: 29 N.J.R. 2763(a), 29 N.J.R. 4679(b).

Amended by R.2002 d.290, effective September 3, 2002.

See: 34 N.J.R. 1392(a), 34 N.J.R. 3079(c).

Amended by R.2007 d.286, effective September 4, 2007.

See: 39 N.J.R. 1375(a), 39 N.J.R. 3738(a).

Section was "Tuition Aid Grant Award Table". In the introductory paragraph of (a), inserted a comma following "Table", substituted "that" for the second occurrence of "which", and inserted "on a full-time basis"; deleted former (c); recodified (d) and (e) as (c) and (d); rewrote (c); and in (d), inserted "actual tuition charges," and substituted "available resources" for "State financial assistance".

9A:9-3.3 Exercise of institutional professional judgment in the determination of family or student contribution

(a) For purposes of administration of State student aid programs, the Higher Education Student Assistance Authority shall accept eligibility determinations by participating institutions based on the exercise of professional judgment regarding the calculation of the family or student's ability to contribute to the cost of higher education, providing the following conditions are met:

1. Determinations shall satisfy all applicable Federal standards set forth under Title IV of the Higher Education Act of 1965, as amended, and its implementing regulations and rules. Pursuant to Title IV standards, the determination shall relate to a given student's special circumstances and shall be documented in the student's campus file;

2. Individual determinations for State student aid programs shall be made in a manner consistent with the institutional policies regarding the awarding of need-based financial aid, including Federal and State aid; and

3. The institution shall share with the Authority any material findings or audit exceptions related to the exercise of professional judgment at any time they are revealed in the course of an audit or program review.

(b) The institution may be required to refund to the Authority, upon request, any State student aid funds, which are paid to a student as a result of the institution's failure to exercise professional judgment in accordance with (a) above.

(c) The Higher Education Student Assistance Authority shall have final decision making authority over eligibility de-

terminations made by participating institutions based on professional judgment for any student when those determinations are in question.

New Rule, R.1995 d.428, effective August 7, 1995.

See: 27 N.J.R. 2043(a), 27 N.J.R. 2906(a).

Amended by R.2002 d.290, effective September 3, 2002.

See: 34 N.J.R. 1392(a), 34 N.J.R. 3079(c).

Amended by R.2007 d.286, effective September 4, 2007.

See: 39 N.J.R. 1375(a), 39 N.J.R. 3738(a).

In (b), inserted a comma following "funds" and substituted "(a) above" for "this section"; and added (c).

9A:9-3.4 (Reserved)

Repealed by R.1988 d.128, effective March 21, 1988.

See: 20 N.J.R. 33(a), 20 N.J.R. 656(a).

Repealed section on eligible out-of-state institutions.

9A:9-3.5 Part-time students

(a) Eligibility for Tuition Aid Grants shall be extended on an annual basis to part-time students based upon the approval of the Higher Education Student Assistance Authority and the level of appropriated funds. Eligibility for part-time Tuition Aid Grant/Educational Opportunity Fund (TAG/EOF) students must also be approved by the New Jersey Commission on Higher Education.

(b) An eligible student shall:

1. Be enrolled for at least six credits and no more than 11 credits;
2. Be matriculated in a degree or certificate program;
3. Maintain minimum standards of academic progress as determined by the institution; and
4. Be receiving a part-time grant under the Educational Opportunity Fund Program pursuant to N.J.A.C. 9A:11-2.9 or be a qualified part-time student enrolled at a New Jersey county college pursuant to N.J.S.A. 18A:64A-1.

(c) The provisions of N.J.A.C. 9A:9-2 shall apply to part-time students receiving Tuition Aid Grants except where such provisions specifically refer to full-time students. Certification of part-time status is the responsibility of the enrolling institution.

(d) Payments to eligible students shall be counted for the purpose of the requirements set forth in N.J.A.C. 9A:9-2.11 as one-half a semester of payment.

(e) An eligible part-time EOF student pursuant to N.J.A.C. 9A:11-2.9 enrolled on a half-time basis (six to eight credits) shall receive a part-time Tuition Aid Grant award equal to the value of one-half of the student's full-time award. An eligible EOF student enrolled on a three-quarter time basis (nine to 11 credits) shall receive a part-time Tuition Aid Grant award equal to three-quarters of the student's full-time award. The value of the part-time award, however, shall not exceed the actual tuition charge for the student's part-time enrollment.

(f) An eligible part-time student attending a New Jersey county college, pursuant to N.J.S.A. 18A:64A-1, shall receive a part-time Tuition Aid Grant equal to the value established by the part-time TAG Award Table approved by the Authority. The value of the part-time TAG award, however, shall not exceed the actual tuition charge for the student's part-time enrollment.

New Rule, R.1988 d.128, effective March 21, 1988.

See: 20 N.J.R. 33(a), 20 N.J.R. 656(a).

Amended by R.1988 d.533, effective November 7, 1988.

See: 20 N.J.R. 2007(a), 20 N.J.R. 2772(a).

Deleted old (b) and substituted new; added (e).

Amended by R.1992 d.486, effective December 7, 1992.

See: 24 N.J.R. 2510(a), 24 N.J.R. 4373(a).

Revised (a) and (d).

Amended by R.1995 d.428, effective August 7, 1995.

See: 27 N.J.R. 2043(a), 27 N.J.R. 2906(a).

Corrected references.

Amended by R.1997 d.454, effective November 3, 1997.

See: 29 N.J.R. 2763(a), 29 N.J.R. 4679(b).

Amended by R.2002 d.290, effective September 3, 2002.

See: 34 N.J.R. 1392(a), 34 N.J.R. 3079(c).

In (b)4, amended the N.J.A.C. reference.

Amended by R.2007 d.286, effective September 4, 2007.

See: 39 N.J.R. 1375(a), 39 N.J.R. 3738(a).

In (a), inserted "based", deleted "the Commission on Higher Education depending on" following "Authority and", and inserted the last sentence; in (b)1, inserted "and no more than 11 credits"; rewrote (b)4; in (c), inserted the last sentence; in (e), inserted "part-time EOF" and "pursuant to N.J.A.C. 9A:11-2.9", and inserted "EOF" preceding "student enrolled"; and added (f).

See: 20 N.J.R. 720(a), 20 N.J.R. 1558(a).

Old rule was Eligibility requirements.

Amended by R.1992 d.486, effective December 7, 1992.

See: 24 N.J.R. 2510(a), 24 N.J.R. 4373(a).

Revised (a)1-3.

9A:9-4.2 Academic requirements

(a) Garden State Scholarship recipients shall meet the academic requirements defined by the Higher Education Student Assistance Authority to be eligible to receive a grant in any program category.

(b) The academic requirements for Garden State Scholarships include secondary school ranking in the graduating class and/or a combination of the secondary school ranking and combined critical reading and math Scholastic Assessment Test (SAT) scores or grade point average. Where critical reading and math SAT scores are not available, the appropriate equivalent from the American College Testing (ACT) Program may be used.

(c) Edward J. Bloustein Distinguished Scholars shall be selected on the basis of the following criteria:

1. Class rank of one, two or three in the graduating class and rank within the top 10 percent of the graduating class at the end of the junior year; or

2. Class rank within the top 10 percent of the graduating class at the end of the junior year with combined critical reading and math SAT scores of 1260 or above at the end of the junior year.

(d) Distinguished Urban Scholars attending secondary schools within the Type A and B school districts as determined by the New Jersey Department of Education and provided in written notice to the Authority pursuant to a Memorandum of Understanding between the New Jersey Department of Education and the Authority shall be selected on the basis of the following criteria:

1. Class rank within the top 10 percent of the graduating class at the end of the junior year with a grade point average (GPA) of at least 3.0 on a scale of 4.0 (or an equivalent scale) at the end of the junior year.

(e) Students from each school selected pursuant to (d) above shall be ranked among the students selected at that school according to the following formula and the highest ranking students will be offered scholarships:

1. Academic qualification for a scholarship is determined by an Academic Index (AI). The AI is derived by combining two factors, secondary school GPA and rank in class which will be weighted equally. The formula for combining the two factors is:

$$AI = (GPA \times 37.5) + (\text{Converted Rank} \times 2)$$

2. The converted rank shall be determined from the table set forth in (h)1ii below.

SUBCHAPTER 4. GARDEN STATE SCHOLARSHIPS

9A:9-4.1 Program categories

(a) The Garden State Scholarship Program shall provide for grants to undergraduate students in the following program categories:

1. Edward J. Bloustein Distinguished Scholars;
2. Urban Scholars; and
3. Garden State Scholars.

Amended by R.1979 d.314, effective August 15, 1979.

See: 11 N.J.R. 342(a), 11 N.J.R. 443(b).

Emergency Rule, R.1980 d.212, effective May 14, 1980.

See: 12 N.J.R. 317(b).

Amended by R.1985 d.339, effective July 1, 1985.

See: 17 N.J.R. 787(b), 17 N.J.R. 1654(a).

Section substantially amended.

Amended by R.1985 d.570, effective November 4, 1985.

See: 17 N.J.R. 2007(a), 17 N.J.R. 2644(b).

Added text in (b): "The academic requirements ... contribution of awards."

Amended by R.1986 d.108, effective April 7, 1986.

See: 17 N.J.R. 2726(a), 18 N.J.R. 680(b).

Substituted N.J.A.C. 9:7-4.6 for below.

Amended by R.1987 d.278, effective July 6, 1987.

See: 19 N.J.R. 498(a), 19 N.J.R. 1207(a).

Added text in (b) "Where SAT scores ... may be used."

Amended by R.1988 d.128, effective March 21, 1988.

See: 20 N.J.R. 33(a), 20 N.J.R. 656(a).

Substantially amended.

New Rule, R.1988 d.303, effective July 5, 1988.

(f) For students selected pursuant to (d) and (e) above, each school located within a Type A and B school district shall receive that proportion of the total available scholarships which reflects the size of the graduating class at the end of the junior year as compared to the total number of students in the graduating classes from all schools within Type A and B districts at the end of the junior year.

(g) Garden State Scholars shall be selected on the basis of the following criteria:

1. Class rank within the top 20 percent of the graduating class at the end of the junior year with combined critical reading and math SAT scores of 1000 or above at the end of the junior year, or through the January administration of the SAT in the senior year in the event that funds permit a second-round selection of awards.

(h) Garden State Scholars shall be ranked according to the formula in (h)1 below and the highest ranking students will be offered scholarships based on information as of the end of the junior year. Additional scholarships may be offered during the senior year dependent upon available appropriations.

1. Academic qualification for a scholarship is determined by an Academic Index (AI). The AI is derived by combining two factors, the combined critical reading and math SAT scores from the College Entrance Examination Board and a converted secondary school rank in class. The formula for combining the two factors is:

$$AI = \frac{\text{Critical Reading} + \text{Math SAT scores}}{10} + (\text{Converted Rank} \times 2)$$

i. SAT scores: Critical reading and math SAT scores are to be weighted equally. Where SAT scores are not available, the appropriate equivalent from the ACT Program may be used. The highest critical reading score from any administration may be combined with the highest math score from any administration.

ii. Rank in class: In order to weight secondary school rank equally with combined critical reading and math SAT scores, the converted rank is multiplied by two. Conversion of the secondary school rank to a standardized score is necessary in order to combine it equally with the combined critical reading and math SAT scores which have also been standardized. The table below gives the converted rank multiplied by two, which is the figure to be combined with the test score sum in the AI formula given in (h)1 above.

SECONDARY SCHOOL RANK
CONVERSION TABLE

Percent Standing	Converted Rank × 2
00-01	= 150
02	= 142
03	= 138
04	= 136
05	= 134

Percent Standing	Converted Rank × 2
06	= 132
07	= 130
08	= 128
09-10	= 126
11-12	= 124
13-14	= 122
15-16	= 120
17-18	= 118
19-21	= 116
22-24	= 114
25-27	= 112
28-31	= 110
32-35	= 108
36-39	= 106
40-43	= 104
44-47	= 102
48-52	= 100
53-56	= 98
57-60	= 96
61-64	= 94
65-68	= 92
69-72	= 90
73-75	= 88

Amended by R.1985 d.153, effective April 1, 1985.
See: 16 N.J.R. 3281(a), 17 N.J.R. 816(a).
Section substantially amended.
Amended by R.1986 d.108, effective April 7, 1986.
See: 17 N.J.R. 2726(a), 18 N.J.R. 680(b).
Substantially amended.
Amended by R.1988 d.128, effective March 21, 1988.
See: 20 N.J.R. 33(a), 20 N.J.R. 656(a).
Substituted "scholar" for "scholarship"; deleted text "and the graduate fellowship award".
New Rule, R.1988 d.532, effective November 7, 1988.
See: 20 N.J.R. 1635(a), 20 N.J.R. 2772(b).
Old section was Award amounts.
The new rule was erroneously added effective July 5, 1988 as R.1988 d.303. See: 20 N.J.R. 720(a), 20 N.J.R. 1558(a). The text at that time should have remained Award amounts.
Amended by R.1990 d.14, effective January 2, 1990.
See: 21 N.J.R. 3408(a), 22 N.J.R. 29(b).
Added class rank of 3rd to those eligible for Distinguished Scholars Program minimum award.
Amended by R.1991 d.599, effective December 16, 1991.
See: 23 N.J.R. 2211(a), 23 N.J.R. 3756(a).
Revised (g)1.
Amended by R.1992 d.486, effective December 7, 1992.
See: 24 N.J.R. 2510(a), 24 N.J.R. 4373(a).
Revised (b)-(h); deleted (i).
Administrative Correction to (b).
See: 25 N.J.R. 1513(a).
Administrative correction.
See: 27 N.J.R. 3602(a).
Amended by R.1995 d.582, effective November 6, 1995.
See: 27 N.J.R. 2662(a), 27 N.J.R. 4305(a).
Amended by R.1997 d.454, effective November 3, 1997.
See: 29 N.J.R. 2763(a), 29 N.J.R. 4679(b).
In (d), inserted "and provided ... Office of Student Assistance".
Amended by R.2002 d.290, effective September 3, 2002.
See: 34 N.J.R. 1392(a), 34 N.J.R. 3079(c).
Amended by R.2005 d.357, effective October 17, 2005.
See: 37 N.J.R. 2602(a), 37 N.J.R. 4020(b).
In (b), deleted "will" following "Scholarships"; added "critical reading and math" throughout (b), (c), (g); in (c)1, added "and rank

within the top 10 percent of the graduating class"; in (c)2, rewrote score "1,260" as "1260"; rewrote (h).

9A:9-4.3 Eligibility requirements

(a) Garden State Scholarship recipients shall attend an eligible New Jersey institution of higher education as defined in N.J.A.C. 9A:9-2.1(b) through (d).

(b) Scholarship awards shall be renewable for up to three or four years of undergraduate programs of study regularly requiring four or five academic years respectively for completion. In order to be eligible for a renewal award the student shall continue to achieve satisfactory academic progress pursuant to N.J.A.C. 9A:9-2.10 and demonstrate continued financial need, if applicable.

(c) Garden State Scholarship recipients who transfer to another eligible New Jersey institution may transfer their awards provided they have demonstrated satisfactory academic progress and have notified the Higher Education Student Assistance Authority in writing in accordance with applicable procedures.

(d) Students may not simultaneously hold an Edward J. Bloustein Distinguished Scholars award and an Urban Scholars award and/or a Garden State Scholars award.

Emergency Rule, R.1979 d.101, effective March 13, 1979.
 See: 11 N.J.R. 180(c).
 New Rule R.1986 d.108, effective April 7, 1986.
 See: 17 N.J.R. 2726(a), 18 N.J.R. 680(b).
 New Rule, R.1988 d.303, effective July 5, 1988.
 See: 20 N.J.R. 720(a), 20 N.J.R. 1558(a).
 Old section was Recruitment and awarding responsibilities.
 Amended by R.1988 d.532, effective November 7, 1988.
 See: 20 N.J.R. 1635(a), 20 N.J.R. 2772(b).
 Added (d).
 Amended by R.1992 d.486, effective December 7, 1992.
 See: 24 N.J.R. 2510(a), 24 N.J.R. 4373(a).
 Revised (b)-(d).
 Amended by R.1995 d.428, effective August 7, 1995.
 See: 27 N.J.R. 2043(a), 27 N.J.R. 2906(a).
 Corrected references.
 Amended by R.1997 d.454, effective November 3, 1997.
 See: 29 N.J.R. 2763(a), 29 N.J.R. 4679(b).
 Amended by R.2002 d.290, effective September 3, 2002.
 See: 34 N.J.R. 1392(a), 34 N.J.R. 3079(c).
 In (a), amended N.J.A.C. reference.
 Amended by R.2007 d.286, effective September 4, 2007.
 See: 39 N.J.R. 1375(a), 39 N.J.R. 3738(a).
 In (a), substituted the N.J.A.C. reference for an N.J.S.A. reference.

9A:9-4.4 Award amounts

(a) Garden State Scholars shall receive annual awards of up to \$500.00 without regard to financial need based upon their academic performance as determined pursuant to N.J.A.C. 9A:9-4.2(h). If sufficient funds are available, the award may be increased up to an additional \$500.00 based upon the student's New Jersey Eligibility Index (NJEI) pursuant to N.J.A.C. 9A:9-3.1 and 3.2 according to the following table:

NJEI	Additional Amount of Grant			Rutgers Univ.
	County Colleges	State Colleges	Independent Institutions	NJIT & UMDNJ
Under 1500	\$500	\$500	\$500	\$500
1500 – 2499	250	500	500	500
2500 – 3499	250	250	500	500
3500 – 4499	250	250	250	250
4500 – 5499	250	250	250	250
5500 – 6499	0	250	250	250
6500 – 7499	0	250	250	250
7500 – 8499	0	0	250	250
8500 – 9499	0	0	250	250
9500 – 10499	0	0	250	0
Over 10499	0	0	0	0

(b) Edward J. Bloustein Distinguished Scholars and Urban Scholars shall receive annual awards of up to \$1,000 without regard to financial need based upon their academic performance as determined pursuant to N.J.A.C. 9A:9-4.2(c), (d) and (e). If sufficient funds are available, the award may be increased up to an additional \$1,000 based upon the student's New Jersey Eligibility Index (NJEI) pursuant to N.J.A.C. 9A:9-3.1 and 3.2 according to the following table:

NJEI	Additional Amount of Grant			Rutgers Univ.
	County Colleges	State Colleges	Independent Institutions	NJIT & UMDNJ
Under 1500	\$1000	\$1000	\$1000	\$1000
1500 – 2499	500	1000	1000	1000
2500 – 3499	250	500	1000	1000
3500 – 4499	250	500	500	500
4500 – 5499	250	250	500	500
5500 – 6499	0	250	500	250
6500 – 7499	0	250	250	250
7500 – 8499	0	0	250	250
8500 – 9499	0	0	250	250
9500 – 10499	0	0	250	0
Over 10499	0	0	0	0

(c) Undergraduate scholarship award amounts shall be a minimum of \$200.00.

(d) These scholarships in combination with other financial aid shall not exceed the cost of attendance as determined by the institution.

Repealed by R.1980 d.462, effective October 20, 1980.
 See: 12 N.J.R. 273(e), 12 N.J.R. 694(d).
 Section was "Graduate fellowships".
 New Rule, R.1988 d.532, effective November 7, 1988.
 See: 20 N.J.R. 1635(a), 20 N.J.R. 2772(b).

This section was erroneously added effective July 5, 1988 as R.1988 d.303. See: 20 N.J.R. 720(a), 20 N.J.R. 1558(a). The text at that time should have remained reserved.
 Amended by R.1989 d.186, effective April 3, 1989.
 See: 21 N.J.R. 110(a), 21 N.J.R. 898(a).
 Deleted upper limits in (TAG Tables) at (a) and (b), added "highest TAG NJEI eligible for an award"; deleted "0" under additional amount column.
 Amended by R.1991 d.178, effective April 1, 1991.
 See: 23 N.J.R. 4(a), 23 N.J.R. 1005(b).

In (a) and (b), added phrase "If sufficient funds are available, ..." to discussing award amounts. Revised rule text to include Tables which establish maximum NJEI ranges relative to the cost of education within the various N.J. college sectors.

Amended by R.1992 d.486, effective December 7, 1992.

See: 24 N.J.R. 2510(a), 24 N.J.R. 4373(a).

Revised (b).

Amended by R.1995 d.428, effective August 7, 1995.

See: 27 N.J.R. 2043(a), 27 N.J.R. 2906(a).

Corrected references.

Administrative correction.

See: 27 N.J.R. 3602(b).

9A:9-4.5 Award combinations

(a) All scholarship recipients may be eligible for assistance under the Tuition Aid Grant Program if they complete the required financial aid application.

(b) Edward J. Bloustein Distinguished and Urban Scholars may be eligible to receive an Educational Opportunity Fund grant.

Emergency Rule, R.1979 d.101, effective March 13, 1979.

See: 11 N.J.R. 180(c).

Repeal and New Rule R.1986 d.108, effective April 7, 1986.

See: 17 N.J.R. 2726(a), 18 N.J.R. 680(b).

Section was "College eligibility and allocation procedures for undergraduate grants".

Amended by R.1988 d.128, effective March 21, 1988.

See: 20 N.J.R. 33(a), 20 N.J.R. 656(a).

Named the scholarship the Garden State Scholarship.

New Rule, R.1988 d.303, effective July 5, 1988.

See: 20 N.J.R. 720(a), 20 N.J.R. 1558(a).

Old rule was Institutional eligibility, allocations and funding of awards.

Amended by R.1992 d.486, effective December 7, 1992.

See: 24 N.J.R. 2510(a), 24 N.J.R. 4373(a).

Revised text.

9A:9-4.6 (Reserved)

Emergency Rule, R.1979 d.101, effective March 13, 1979.

See: 11 N.J.R. 180(c).

Amended by R.1981 d.99, effective April 9, 1981.

See: 12 N.J.R. 658(a), 13 N.J.R. 220(b).

(a) added; old (a) becomes new (b). Minimum AI of 210 was 200 with exceptions. (c) and (d) added.

Amended by R.1988 d.128, effective March 21, 1988.

See: 20 N.J.R. 33(a), 20 N.J.R. 656(a).

Substantially amended.

Repealed by R.1988 d.303, effective July 5, 1988.

See: 20 N.J.R. 720(a), 20 N.J.R. 1558(a).

Old rule was Academic eligibility for undergraduate scholarships.

9A:9-4.7 (Reserved)

Amended by R.1985 d.339, effective July 1, 1985.

See: 17 N.J.R. 787(b), 17 N.J.R. 1654(a).

Section substantially amended.

Repealed by R.1988 d.128, effective March 21, 1988.

See: 20 N.J.R. 33(a), 20 N.J.R. 656(a).

This section was fiscal responsibilities.

9A:9-4.8 Renewal of scholarships

(a) Students receiving undergraduate scholarship assistance will continue to receive State financial assistance provided they continue to enroll full-time and meet all of the eligibility criteria as required under N.J.S.A. 18A:71B-1 et seq. and the rules thereunder.

(b) Award eligibility based upon academic achievement shall only be evaluated when initial awards are being determined. The academic eligibility criteria used at the time an initial scholarship is awarded shall remain in effect throughout the student's remaining period of eligibility.

Repealed by R.1985 d.339, effective July 1, 1985.

See: 17 N.J.R. 787(b), 17 N.J.R. 1654(a).

Section was "Renewal of Scholarships Awarded Prior to March 1, 1978."

New Rule R.1986 d.108, effective April 7, 1986.

See: 17 N.J.R. 2726(a), 18 N.J.R. 680(b).

Amended by R.1988 d.128, effective March 21, 1988.

See: 20 N.J.R. 33(a), 20 N.J.R. 656(a).

Substituted the term "rules" for "regulations".

Amended by R.1988 d.303, effective July 5, 1988.

See: 20 N.J.R. 720(a), 20 N.J.R. 1558(a).

Added subsection (c); numbered existing paragraph (a) and (b).

Amended by R.1992 d.486, effective December 7, 1992.

See: 24 N.J.R. 2510(a), 24 N.J.R. 4373(a).

Revised (a).

Amended by R.1995 d.428, effective August 7, 1995.

See: 27 N.J.R. 2043(a), 27 N.J.R. 2906(a).

Corrected references.

Amended by R.2002 d.290, effective September 3, 2002.

See: 34 N.J.R. 1392(a), 34 N.J.R. 3079(c).

Amended (a); deleted (c).

Amended by R.2007 d.286, effective September 4, 2007.

See: 39 N.J.R. 1375(a), 39 N.J.R. 3738(a).

In (a), inserted "enroll full-time and" and substituted "the rules thereunder" for "rules thereunder, specifically N.J.A.C. 9A:9-2.2 and 2.3".

SUBCHAPTER 5. SURVIVOR TUITION BENEFITS PROGRAM

9A:9-5.1 General provisions

General provisions for the Tuition Aid Grant and Garden State Scholarship Programs that pertain to residency set forth in N.J.A.C. 9A:9-2.2, noncitizens and resident aliens set forth in N.J.A.C. 9A:9-2.3, payments set forth in N.J.A.C. 9A:9-2.11, award adjustments, refunds and collections set forth in N.J.A.C. 9A:9-2.12, check endorsements set forth in N.J.A.C. 9A:9-2.14, appeals set forth in N.J.A.C. 9A:9-2.15, and accounting and auditing standards set forth in N.J.A.C. 9A:9-2.16 shall be in effect for the Survivor Tuition Benefits Program.

Amended by R.1982 d.127, effective April 19, 1982.

See: 14 N.J.R. 28(a), 14 N.J.R. 390(d).

(a): Deleted "As of September 30," and added "Chapter 229 ... provides that"; added "or of a permanent ... disaster control works".

(b): Deleted "verification ... performance".

Amended by R.1985 d.156, effective April 1, 1985.

See: 17 N.J.R. 24(a), 17 N.J.R. 816(b).

(a) added text: "and Chapter 4, Laws of 1983," and "and that portion ... of higher education in this State".

Amended by R.1988 d.128, effective March 21, 1988.

See: 20 N.J.R. 33(a), 20 N.J.R. 656(a).

Repealed (a).

Amended by R.1992 d.486, effective December 7, 1992.

See: 24 N.J.R. 2510(a), 24 N.J.R. 4373(a).

Revised text.

Amended by R.1995 d.428, effective August 7, 1995.

See: 27 N.J.R. 2043(a), 27 N.J.R. 2906(a).

Corrected references.

Amended by R.1997 d.454, effective November 3, 1997.

See: 29 N.J.R. 2763(a), 29 N.J.R. 4679(b).

Substituted "non-citizens and resident aliens" for "foreign nationals".

Amended by R.2002 d.290, effective September 3, 2002.

See: 34 N.J.R. 1392(a), 34 N.J.R. 3079(c).

Inserted "and collections" following "refunds" and substituted "Survivor" for "Public" at the end of the section.

Amended by R.2007 d.286, effective September 4, 2007.

See: 39 N.J.R. 1375(a), 39 N.J.R. 3738(a).

Rewrote the section.

9A:9-5.2 (Reserved)

As amended, R.1982 d.127, eff. April 19, 1982.

See: 14 N.J.R. 28(a), 14 N.J.R. 390(d).

Deleted "Department of Higher Education" and replaced with "Student Assistance Board".

Repealed by R.1988 d.128, effective March 21, 1988.

See: 20 N.J.R. 33(a), 20 N.J.R. 656(a).

Section was public responsibility.

9A:9-5.3 (Reserved)

Repealed by R.1988 d.128, effective March 21, 1988.

See: 20 N.J.R. 33(a), 20 N.J.R. 656(a).

Repealed section on application procedure.

9A:9-5.4 Eligible institutions

Tuition benefits are available to eligible students enrolled in an institution of higher education in New Jersey that is approved or licensed by the Commission on Higher Education and accredited or preaccredited by a nationally recognized accrediting association.

As amended, R.1982 d.127, eff. April 19, 1982.

See: 14 N.J.R. 28(a), 14 N.J.R. 390(d).

County Colleges: Added "Commissions," "Sussex" and "Warren."

State Colleges: Added "Thomas Edison."

Rutgers University and NJ Institute of Technology: Added "College of Engineering," "College of Nursing," "College of Pharmacy," and "Mason Gross School of the Arts."

Amended by R.1985 d.156, effective April 1, 1985.

See: 17 N.J.R. 24(a), 17 N.J.R. 816(b).

Added Independent Institutions and "UMDNJ."

Amended by R.1988 d.128, effective March 21, 1988.

See: 20 N.J.R. 33(a), 20 N.J.R. 656(a).

Deleted list of public institutions of higher education.

Amended by R.1997 d.454, effective November 3, 1997.

See: 29 N.J.R. 2763(a), 29 N.J.R. 4679(b).

Amended by R.2002 d.290, effective September 3, 2002.

See: 34 N.J.R. 1392(a), 34 N.J.R. 3079(c).

Rewrote the section.

9A:9-5.5 Undergraduate enrollment

The eligible child or surviving spouse must be enrolled or plan to be enrolled as an undergraduate student in good standing in a curriculum leading to a degree in order to be eligible to receive Survivor Tuition Benefits. Students possessing an undergraduate degree (either a Baccalaureate or Associate degree) are not eligible for student assistance at that degree level.

As amended, R.1982 d.127, eff. April 19, 1982.

See: 14 N.J.R. 28(a), 14 N.J.R. 390(d).

Deleted "a full-time" and replaced with "an"; deleted "Certification ... Full-time states."

Amended by R.2002 d.290, effective September 3, 2002.

See: 34 N.J.R. 1392(a), 34 N.J.R. 3079(c).

Substituted "Survivor" for "Public".

Amended by R.2007 d.286, effective September 4, 2007.

See: 39 N.J.R. 1375(a), 39 N.J.R. 3738(a).

Rewrote the last sentence.

9A:9-5.6 Student notification

Students will be notified of their eligibility by the Higher Education Student Assistance Authority. Notification to eligible students will specify the amount of the student's tuition charges which will be paid by the State. In addition, instructions will be provided regarding the manner in which payment will be disbursed for tuition charges.

Amended by R.1988 d.128, effective March 21, 1988.

See: 20 N.J.R. 33(a), 20 N.J.R. 656(a).

Amended by R.1997 d.454, effective November 3, 1997.

See: 29 N.J.R. 2763(a), 29 N.J.R. 4679(b).

Amended by R.2002 d.290, effective September 3, 2002.

See: 34 N.J.R. 1392(a), 34 N.J.R. 3079(c).

9A:9-5.7 Renewal

In order to continue to receive tuition benefits under the program, students must be in good academic standing at their institution.

Amended by R.1988 d.128, effective March 21, 1988.

See: 20 N.J.R. 33(a), 20 N.J.R. 656(a).

Deleted "An annual renewal ...".

9A:9-5.8 Period of eligibility

Eligibility to receive tuition benefits shall be limited to eight years from the date of the death of the member or officer in the case of a widowed spouse or eight years following graduation from secondary school in the case of a child. Recipients shall not be eligible for more than eight semesters of payment for full-time enrollment or the equivalent for half-time enrollment. Payment for half-time enrollment shall count as one half a semester of payment. Students enrolled in a program of study normally requiring five years to complete shall be eligible for 10 semesters of payment.

Amended by R.1988 d.128, effective March 21, 1988.

See: 20 N.J.R. 33(a), 20 N.J.R. 656(a).

Substantially amended.

Amended by R.1992 d.486, effective December 7, 1992.

See: 24 N.J.R. 2510(a), 24 N.J.R. 4373(a).

Deleted "dependent".

9A:9-5.9 Verification of enrollment and academic performance

Before payment may be made to an eligible student, the institution must have satisfactory evidence that the student is eligible for tuition benefits, and has registered for an academic term in an undergraduate degree program, and that the student is meeting the minimum standards for academic performance and academic progress at the institution in accordance with N.J.A.C. 9A:9-2.10. Eligible students shall be enrolled on at least a one-half time basis during any term in order to receive payment.

Amended by R.1982 d.127, effective April 19, 1982.

See: 14 N.J.R. 28(a), 14 N.J.R. 390(d).

Deleted existing text of rule concerning "period of eligibility" and replaced with rule concerning "verification of enrollment and academic performance."

Amended by R.1985 d.571, effective November 4, 1985.

See: 17 N.J.R. 1734(a), 17 N.J.R. 2644(a).

Added text "in accordance with N.J.A.C. 9:7-2.10."

Amended by R.1988 d.128, effective March 21, 1988.

See: 20 N.J.R. 33(a), 20 N.J.R. 656(a).

Added text "Eligible students shall ...".

Amended by R.1995 d.428, effective August 7, 1995.

See: 27 N.J.R. 2043(a), 27 N.J.R. 2906(a).

Corrected references.

9A:9-5.10 (Reserved)

New Rule R.1985 d.156, effective April 1, 1985.

See: 17 N.J.R. 24(a), 17 N.J.R. 816(b).

Repealed by R.1988 d.128, effective March 21, 1988.

See: 20 N.J.R. 33(a), 20 N.J.R. 656(a).

Section was "Enrollment status and terms of payment".

SUBCHAPTER 6. MISS NEW JERSEY EDUCATIONAL SCHOLARSHIP PROGRAM

9A:9-6.1 Purpose and scope

The rules established by this subchapter provide for the administration of the Miss New Jersey Educational Scholarship Program by the Higher Education Student Assistance Authority. A Miss New Jersey Educational Scholarship, in a sum equal to the cost of tuition at a public institution enrolling a Miss New Jersey Educational Scholarship recipient, shall be awarded annually to an individual designated by the Authority, in consultation with the Miss New Jersey Pageant Organization, for attendance at any public institution of higher education in this State.

Amended by R.2002 d.290, effective September 3, 2002.

See: 34 N.J.R. 1392(a), 34 N.J.R. 3079(c).

9A:9-6.2 Eligibility requirements

(a) In the spirit of the Miss New Jersey Pageant, the designated individual shall be an exceptional young leader who has demonstrated involvement in civic, cultural or charitable affairs for a minimum of three years prior to applying for the scholarship, as determined by the Miss New Jersey Pageant Organization.

(b) The designated individual shall be enrolled in or accepted into a full-time course of study leading to an initial bachelor's degree or a postgraduate degree at any public institution of higher education in this State, as defined in N.J.S.A. 18A:62-1.

(c) The designated individual shall be a New Jersey resident in accordance with N.J.A.C. 9A:9-2.2.

Amended by R.2002 d.290, effective September 3, 2002.

See: 34 N.J.R. 1392(a), 34 N.J.R. 3079(c).

Deleted (a)1.

Amended by R.2007 d.286, effective September 4, 2007.

See: 39 N.J.R. 1375(a), 39 N.J.R. 3738(a).

In (c), substituted "The" for "For the first year only following adoption of these rules, academic year 1998-1999, the designated individual shall be governed by the residency rules of the Miss America Pageant. For subsequent years, the".

9A:9-6.3 Application procedures

In order to apply for the Miss New Jersey Educational Scholarship, the individual shall submit an application to participate in the program which shall be completed and returned to the Miss New Jersey Pageant Organization by the deadline date specified by the Higher Education Student Assistance Authority. The application shall include the following information: public institution of higher education in New Jersey attending or planning to attend, enrollment status, expected degree, state of residency, New Jersey Statement of Selective Service Registration Status, applicant statement indicating exceptional leader in civic, cultural or charitable endeavors for three years prior to application, and two letters of reference. In lieu of the applicant statement, an applicant may show evidence of exceptional leadership through a presentation or other equivalent means acceptable to the Miss New Jersey Pageant Organization.

Amended by R.2002 d.290, effective September 3, 2002.

See: 34 N.J.R. 1392(a), 34 N.J.R. 3079(c).

9A:9-6.4 Amount and use of the scholarship

(a) The scholarship shall pay the annual cost of tuition at the enrolled undergraduate or graduate/professional public institution in New Jersey.

(b) The amount of the scholarship may be adjusted to ensure that the combination of State aid and other college financial aid does not exceed the student's cost of education.

(c) The scholarship may be used for the student's college budget expenses.

9A:9-6.5 Candidate approval and notification

After the applications have been reviewed by the Miss New Jersey Pageant Organization and an eligible candidate has been selected, the Miss New Jersey Pageant Organization shall certify the candidate as eligible, and the application with certification shall be forwarded to the Higher Education Student Assistance Authority. Once approved, the Authority shall notify the candidate of the nomination for the Miss New Jersey Educational Scholarship, subject to appropriations and institutional certification of eligibility.

Amended by R.2002 d.290, effective September 3, 2002.

See: 34 N.J.R. 1392(a), 34 N.J.R. 3079(c).

9A:9-6.6 Payment

The Higher Education Student Assistance Authority shall obtain school certification of full-time enrollment each se-

mester and shall disburse scholarship funds to the school in equal installments on behalf of the scholarship recipient.

Amended by R.2002 d.290, effective September 3, 2002.
See: 34 N.J.R. 1392(a), 34 N.J.R. 3079(c).

9A:9-6.7 Renewal and period of eligibility

(a) In order to continue to receive the scholarship, the award recipient shall meet the following criteria:

1. Maintain a grade point average (GPA) of 3.0 or higher as certified by the public institution of higher education at least once a year, prior to the fall term;
2. Remain in full-time enrollment in a course of study leading to a degree in a public institution of higher education in New Jersey; and
3. Maintain continuous enrollment each term with the exception of a one-time, maximum one-year leave of absence for study abroad programs, documented medical reasons, or extreme family financial hardship. Requests for a leave of absence/deferment shall be handled on a case-by-case basis only upon written request to the Higher Education Student Assistance Authority by the scholarship recipient prior to the period for which the leave of absence/deferment is required. The request shall be accompanied by supporting documentation including evidence of an approved leave of absence/deferment from the scholarship recipient's New Jersey institution.

(b) Duration of the scholarship is the awarding of an initial bachelor's degree or postgraduate degree as long as the individual remains a full-time student in good standing at the institution and fulfills all other requirements for renewal.

Amended by R.2002 d.290, effective September 3, 2002.
See: 34 N.J.R. 1392(a), 34 N.J.R. 3079(c).

SUBCHAPTER 7. NEW JERSEY WORLD TRADE CENTER SCHOLARSHIP PROGRAM

9A:9-7.1 General provisions

General provisions for the Tuition Aid Grant and Garden State Scholarship Programs that pertain to noncitizens and resident aliens set forth in N.J.A.C. 9A:9-2.3, payments set forth in N.J.A.C. 9A:9-2.11(a)2, award adjustments, refunds and collections set forth in N.J.A.C. 9A:9-2.12, check endorsements set forth in N.J.A.C. 9A:9-2.14, appeals set forth in N.J.A.C. 9A:9-2.15, and accounting and auditing standards set forth in N.J.A.C. 9A:9-2.16 shall be in effect for the New Jersey World Trade Center Scholarship Program.

Amended by R.2007 d.286, effective September 4, 2007.
See: 39 N.J.R. 1375(a), 39 N.J.R. 3738(a).

Rewrote the section.

Amended by R.2009 d.366, effective December 7, 2009.
See: 41 N.J.R. 2419(a), 41 N.J.R. 4435(a).

Updated the second N.J.A.C. reference.

9A:9-7.2 Eligible institutions

Scholarships are available to eligible students enrolled in an institution of higher education licensed by the New Jersey Commission on Higher Education or its equivalent in another state and accredited or preaccredited by a nationally recognized accrediting association. An institution of higher education shall also include certain proprietary institutions, but only for degree granting programs approved by the New Jersey Commission on Higher Education, or other proprietary institutions as determined by the Authority.

9A:9-7.3 Undergraduate enrollment

The dependent child or surviving spouse must be enrolled or plan to be enrolled as a full-time undergraduate student in good standing in a curriculum leading to a degree at an institution of higher education in order to be eligible to receive a New Jersey World Trade Center Scholarship. Students possessing an undergraduate degree (either a Baccalaureate or Associate degree) are not eligible for student assistance at that degree level.

Amended by R.2007 d.286, effective September 4, 2007.
See: 39 N.J.R. 1375(a), 39 N.J.R. 3738(a).

Rewrote the last sentence.

9A:9-7.4 Eligibility requirements and financial need

(a) Scholarships shall be awarded annually for the costs of undergraduate study at an eligible institution of higher education to the dependent children or surviving spouses of persons who were New Jersey residents on September 11, 2001 and who were killed in the terrorist attack on the United States on September 11, 2001; or who died as a result of injuries received in the attack; or persons who had direct contact with the September 11th attack sites, such as first responders, rescue and recovery workers, and other persons, who died as a result of illness caused by exposure to the attack sites, as established in medical records or other appropriate documentation as may be deemed necessary by the World Trade Center Scholarship Fund Board upon specific case review; or who are missing and officially presumed dead as a direct result of the attack. The terrorist attack on the United States shall include the hijackings of American Airlines Flight 11, American Airlines Flight 77, United Airlines Flight 93 and United Airlines Flight 175 and the subsequent crashes at the World Trade Center in New York City, the Pentagon in Washington, DC and in Somerset County, Pennsylvania.

1. Appropriate documentation to establish that a person who had direct contact with the September 11th attack sites died as a result of illness caused by exposure to the attack sites includes, but is not limited to:

- i. Proof that the deceased was a New Jersey resident on September 11, 2001;
- ii. An original or certified copy of the death certificate, or an accurate and complete photocopy of the original or certified copy of the death certificate;

iii. A letter from the deceased's physician stating the cause of death; and

iv. Proof that the deceased was registered with an appropriate state or Federal registry, including, but not limited to:

- (1) The Victim's Compensation Fund;
- (2) The World Trade Center Medical Monitoring & Treatment Program; or
- (3) The World Trade Center Health Effects Treatment Program at Mount Sinai.

(b) The period of eligibility to apply for a scholarship, in the case of a surviving spouse, shall be limited to a period of eight years from the date of death of the person described in (a) above for initial receipt of the benefits under the program. In the case of a dependent child, eligibility shall be limited to a period of eight years following graduation from high school.

(c) For the purpose of establishing the financial need eligibility of students for this scholarship, those students incurring the cost of a full-time undergraduate program of study at an eligible institution of higher education, having lost the financial resources of a parent or spouse, are deemed to have financial need.

Amended by R.2007 d.286, effective September 4, 2007.

See: 39 N.J.R. 1375(a), 39 N.J.R. 3738(a).

Rewrote (a).

Amended by R.2009 d.366, effective December 7, 2009.

See: 41 N.J.R. 2419(a), 41 N.J.R. 4435(a).

Added (a)1.

9A:9-7.5 Application procedures

In order to apply for the New Jersey World Trade Center Scholarship, the student must annually complete a scholarship program application and submit it to the Higher Education Student Assistance Authority. The Authority will determine the student's eligibility for the scholarship and obtain verification from the New Jersey Department of Law and Public Safety concerning the relationship of the dependent child or surviving spouse to the terrorist attack of September 11, 2001.

Amended by R.2007 d.286, effective September 4, 2007.

See: 39 N.J.R. 1375(a), 39 N.J.R. 3738(a).

Inserted "annually".

9A:9-7.6 Amount of the scholarship

The scholarship shall pay the annual costs of the student's undergraduate study at an eligible institution of higher education up to the annual cost of attendance at the highest cost public institution of higher education in New Jersey as determined by that institution. The value of the student's scholarship may change dependent upon State appropriated funds, moneys contributed to the New Jersey World Trade Center Scholarship Fund from private sources, investment

earnings of the fund, the student's cost of attendance and other financial assistance available to the student to meet higher education costs. The student will be notified of any change in his or her scholarship.

9A:9-7.7 Student notification

Students will be notified of their eligibility for a scholarship by the Higher Education Student Assistance Authority. Notification to eligible students will specify the amount of the scholarship based on their annual costs of undergraduate study and will provide information regarding the manner in which payment will be disbursed from moneys in the New Jersey World Trade Center Scholarship Fund.

9A:9-7.8 Verification of enrollment and academic performance

Before payment may be made to an eligible student, the institution must certify that the student has registered full time for an academic term in an undergraduate degree program and that the student is meeting the minimum standards for academic performance and academic progress at the institution in accordance with N.J.A.C. 9A:9-2.10.

9A:9-7.9 Renewal

In order to continue to receive a New Jersey World Trade Center Scholarship, students must continue to be enrolled full time in an undergraduate degree program and remain in good academic standing at their institution.

SUBCHAPTER 8. LAW ENFORCEMENT OFFICER MEMORIAL SCHOLARSHIPS PROGRAM

9A:9-8.1 Purpose and scope

The rules established by this subchapter provide the policies and the procedures for participation in the Law Enforcement Officer Memorial Scholarships Program administered by the New Jersey Higher Education Student Assistance Authority. These scholarships shall be awarded annually to the dependent children of New Jersey law enforcement officers who were killed in the line of duty for the costs of their undergraduate study at an eligible New Jersey institution of higher education.

9A:9-8.2 General provisions

General provisions for the Tuition Aid Grant and Garden State Scholarship Programs which pertain to noncitizens and resident aliens set forth in N.J.A.C. 9A:9-2.3, award adjustments, refunds and collections set forth in N.J.A.C. 9A:9-2.12, check endorsements set forth in N.J.A.C. 9A:9-2.14, appeals set forth in N.J.A.C. 9A:9-2.15, and accounting and auditing standards set forth in N.J.A.C. 9A:9-2.16 shall be in effect for the Law Enforcement Officer Memorial Scholarships Program.

9A:9-8.3 Eligible institutions

Scholarships are available to eligible students enrolled in an institution of higher education in New Jersey that is licensed by the Commission on Higher Education and accredited or preaccredited by a nationally recognized accrediting association. An institution of higher education shall also include certain proprietary institutions in New Jersey, but only for degree granting programs approved by the Commission on Higher Education.

9A:9-8.4 Undergraduate enrollment

The dependent child must be enrolled or plan to be enrolled as a full-time undergraduate student in good standing in a curriculum leading to a degree at an institution of higher education in New Jersey in order to be eligible to receive a Law Enforcement Officer Memorial Scholarship. Students possessing an undergraduate degree (either a Baccalaureate or Associate degree) are not eligible for student assistance at that degree level.

Amended by R.2007 d.286, effective September 4, 2007.
See: 39 N.J.R. 1375(a), 39 N.J.R. 3738(a).
Rewrote the last sentence.

9A:9-8.5 Eligibility requirements and financial need

(a) Scholarships shall be awarded annually for the costs of undergraduate study at an eligible New Jersey institution of higher education to the dependent children of New Jersey law enforcement officers killed in the line of duty.

(b) For the purpose of establishing the financial need eligibility of students for this scholarship, those students incurring the cost of a full-time undergraduate program of study at an eligible New Jersey institution of higher education, having lost the financial resources of a parent, are deemed to have financial need.

9A:9-8.6 Application procedures

In order to apply for a Law Enforcement Officer Memorial Scholarship, the student must complete a scholarship program application and submit it to the Higher Education Student Assistance Authority. The application shall include identifying information about the student, his or her college of attendance, the name of the deceased parent and information about the law enforcement organization with which the deceased was affiliated. The student must also submit documentation of his or her relationship to the deceased as well as verification of the law enforcement officer's death in the line of duty. The Authority will determine the student's eligibility for the scholarship based upon the information and documentation submitted and provide notification to the student.

9A:9-8.7 Amount of the scholarship

The scholarship shall pay the annual costs of the student's undergraduate study at an eligible institution of higher education in New Jersey. The amount of the scholarship shall not

exceed an amount equal to the portion of the recipient's cost of attendance at the institution that is not otherwise covered by any other scholarship, tuition aid grant, benefit or other assistance awarded to the recipient under the Higher Education Student Assistance Authority Law, N.J.S.A. 18A:71A-1 et seq. The value of the student's scholarship may change dependent upon State appropriated funds, moneys available in the Law Enforcement Officer Memorial Fund, interest or other income earnings of the fund, the student's cost of attendance and other State financial assistance available to the student to meet higher education costs. The student will be notified of any change in his or her scholarship.

9A:9-8.8 Student notification

Students will be notified of their eligibility for a scholarship by the Higher Education Student Assistance Authority. Notification to eligible students will specify the amount of the scholarship based on their annual costs of undergraduate study and other available State financial assistance and will provide information regarding the manner in which payment will be disbursed from moneys in the Law Enforcement Officer Memorial Fund.

9A:9-8.9 Verification of enrollment and academic performance

Before payment may be made to an eligible student, the institution must certify that the student has registered full time for an academic term in an undergraduate degree program and that the student is meeting the minimum standards for academic performance and academic progress at the institution in accordance with N.J.A.C. 9A:9-2.10.

9A:9-8.10 Renewal

The scholarships are renewable for up to four years. In order to continue to receive a Law Enforcement Officer Memorial Scholarship, students must continue to be enrolled full time in an undergraduate degree program and remain in good academic standing at their institution.

SUBCHAPTER 9. PAUL DOUGLAS TEACHER
SCHOLARSHIP PROGRAM

9A:9-9.1 Teaching obligations of the scholarship recipient

(a) The scholar shall teach on a full-time basis in any state for a period of not less than two years for each year for which he or she received a Paul Douglas Teacher Scholarship, or for a prorated period of time directly linked to the ratio between the scholarship amount and a full program annual award, in a public or private nonprofit preschool, elementary, or secondary school, including a private nonprofit school that serves students with disabilities or limited English proficient students.

(b) In a teacher shortage area designated by the U.S. Secretary of Education, as provided by 34 CFR Part 682, the requirement set forth in (a) above is reduced by one-half if the scholar teaches on a full-time basis as provided by the Code of Federal Regulations, formerly 34 CFR Part 653, and the former enabling statute, United States Code known as Title 20, Chapter 28, Subchapter V, Part D, 20 U.S.C. §1111, which were both repealed in 1998 by the Federal government.

(c) The scholar shall provide the Higher Education Student Assistance Authority with evidence of compliance with the above requirements pursuant to N.J.A.C. 9A:9-9.2(c).

Amended by R.1988 d.128, effective March 21, 1988.

See: 20 N.J.R. 33(a), 20 N.J.R. 656(a).

Deleted "fiscal responsibilities" and substituted "accounting and auditing standards".

Amended by R.1992 d.164, effective April 6, 1992.

See: 24 N.J.R. 8(a), 24 N.J.R. 1341(a).

Revised section.

Amended by R.1992 d.486, effective December 7, 1992.

See: 24 N.J.R. 2510(a), 24 N.J.R. 4373(a).

Revised (c).

Amended by R.1994 d.13, effective January 3, 1994.

See: 25 N.J.R. 3594(a), 26 N.J.R. 219(a).

Amended by R.1995 d.428, effective August 7, 1995.
See: 27 N.J.R. 2043(a), 27 N.J.R. 2906(a).

Corrected references.

Amended by R.1997 d.454, effective November 3, 1997.
See: 29 N.J.R. 2763(a), 29 N.J.R. 4679(b).

Substituted "non-citizens and resident aliens" for "foreign nationals".
Recodified from N.J.A.C. 9A:9-9.9 and amended by R.2007 d.286, effective September 4, 2007.

See: 39 N.J.R. 1375(a), 39 N.J.R. 3738(a).

Rewrote (b); and in (c), updated N.J.A.C. reference.

Former N.J.A.C. 9A:9-9.1, Rules and statutes incorporated by reference, repealed.

9A:9-9.2 Reduction of scholarship balance

(a) Reduction of the scholarship balance is predicated upon completion of the postsecondary education for which the Paul Douglas Teacher Scholarship was awarded and providing teaching service as specified in N.J.A.C. 9A:9-9.1. Depending upon the location, nature and duration of the teaching assignment, the total principal sum of the Interim Promissory Note including any accrued, capitalized interest will be reduced for service rendered within 10 years after completing the postsecondary education for which the scholarship was awarded.

(b) Total reduction of scholarship balance shall not exceed the maximum of \$20,000 plus accrued, capitalized interest.

(c) The scholar's total scholarship balance shall be reduced each year based on the submission on an annual basis of a notarized copy of:

1. The signed contract between the district board of education or its equivalent and the borrower indicating a teaching agreement is in force, submitted by a date specified by the Higher Education Student Assistance Authority; and

2. A letter or other appropriate certification from the chief school administrator submitted by a date specified by the Authority indicating a year of service has been completed.

Amended by R.1992 d.164, effective April 6, 1992.

See: 24 N.J.R. 8(a), 24 N.J.R. 1341(a).

Revised text.

Repealed by R.1994 d.13, effective January 3, 1994.

See: 25 N.J.R. 3594(a), 26 N.J.R. 219(a).

Section was "Definitions".

Recodified from N.J.A.C. 9A:9-9.10 and amended by R.2007 d.286, effective September 4, 2007.

See: 39 N.J.R. 1375(a), 39 N.J.R. 3738(a).

In (a), substituted "predicated" for "predicted" and "providing" for "provided" and updated the N.J.A.C. reference; and deleted (d).

Former N.J.A.C. 9A:9-9.2, Reserved, repealed.

9A:9-9.3 Repayment schedule for failure to meet teaching obligations or withdrawal from postsecondary program leading to teacher certification

(a) If the scholar fails to meet the teaching obligations described in N.J.A.C. 9A:9-9.1, or if the scholar ceases to pursue a course of study leading to certification as a teacher

at the preschool, elementary or secondary level, the scholar shall:

1. Repay the amount of the scholarships received, prorated according to the fraction of the teaching obligation not completed, as determined by the Higher Education Student Assistance Authority; and

2. Pay a simple per annum interest charge on the outstanding principal as set forth in (c) below; and

3. Pay all reasonable collection costs as determined by the Authority.

(b) The interest charge accrues from the date of the initial scholarship payment if the scholar has ceased to pursue the postsecondary education program for which the scholarship was awarded, or the day after that portion of the scholarship period for which the teaching obligation has been fulfilled.

(c) The interest charge shall be adjusted annually, from the time interest begins to accrue to the time the repayment period begins as described in (d) below, and shall be set by the U.S. Secretary of Education. The interest rate applicable during the repayment period is the interest rate prescribed by the Secretary which is in effect as of the beginning date of the repayment period.

(d) The scholar shall enter repayment status on the first day of the first calendar month after:

1. The scholar has ceased to pursue the postsecondary education program leading to teacher certification, but not before six months has elapsed after the cessation of the scholar's full-time enrollment in such a program; or

2. The date the scholar informs the Authority he or she does not plan to fulfill the teaching obligation; or

3. The latest date on which the scholar must have begun teaching in order to have completed the teaching obligation within 10 years after completing the postsecondary education for which the scholarship was awarded, as determined by the Authority.

(e) A scholar who has entered repayment status pursuant to (d)3 above may apply for a deferment of further payments upon obtaining a full-time teaching position eligible for redemption.

(f) The scholar shall make payments to the Authority which cover principal, interest, and collection costs according to a schedule established by the Authority which calls for complete repayment within 10 years after the scholar enters repayment status and which amount annually is not less than \$1,200 or the unpaid balance, whichever is less, unless the scholar's inability to pay this amount because of his or her financial condition has been established to the satisfaction of the Authority.

(g) The Authority shall extend the ten-year scholarship repayment period by a period equal to the length of time a

scholar meets any of the conditions set forth in N.J.A.C. 9A:9-9.4.

(h) The Authority shall not require scholarship repayments amounting to more than \$1,200 annually unless higher payments are needed to complete the entire repayment within the 10-year period.

(i) The scholar will notify the Authority by certified mail within a 15-day period of withdrawal from the program. The Authority will then issue a statement of total loan indebtedness.

(j) The particular terms and conditions of loan indebtedness will then follow in a separate document known as the repayment schedule that will be provided to the scholar prior to the repayment period by the Authority. The repayment schedule will consolidate all loan amounts borrowed through the program and will include all accrued interest capitalized to the principal balance at the time of repayment. The scholar will be required to repay the entire capitalized principal balance, plus accruing interest at the assigned rate determined by the Authority, in equal monthly installments over a repayment period that generally lasts no more than 10 years.

Amended by R.1994 d.13, effective January 3, 1994.
See: 25 N.J.R. 3594(a), 26 N.J.R. 219(a).
Recodified from N.J.A.C. 9A:9-9.11 and amended by R.2007 d.286, effective September 4, 2007.
See: 39 N.J.R. 1375(a), 39 N.J.R. 3738(a).

In the introductory paragraph of (a) and in (g), updated N.J.A.C. references.

Former N.J.A.C. 9A:9-9.3, Academic requirements for application, repealed.

9A:9-9.4 Postponement of repayment schedule

(a) A scholar is not considered in violation of the repayment schedule and need not make scholarship repayments nor will interest accrue during the time he or she is:

1. Engaging in a full-time course of study at an institution of higher education as verified by the submission of official certification of full-time enrollment by the institution; or

2. Serving, not in excess of three years, on active duty as a member of the armed services of the United States as verified by the submission of appropriate documentation; or

3. Temporarily totally disabled, for a period not to exceed three years, as established by a sworn affidavit of a qualified physician; or

4. Unable to secure employment for a period not to exceed 12 months by reason of the care required by a spouse, child or parent who is disabled as evidenced by a qualified physician's sworn affidavit; or

5. Seeking and unable to find full-time employment for a single period not to exceed 12 months; or

6. Unable to satisfy the terms of the repayment schedule established by the Higher Education Student Assistance Authority, and is also seeking and unable to find full-time employment as a teacher in a public or private nonprofit preschool, elementary or secondary school, or education program for a single period not to exceed 27 months as evidenced by notarized copies of letters of application for teaching positions and any other documents as required by the Authority; or

7. Satisfying any additional provisions of repayment exceptions that may be prescribed by the U.S. Secretary of Education.

Amended by R.1992 d.164, effective April 6, 1992.
See: 24 N.J.R. 8(a), 24 N.J.R. 1341(a).

Revised text.
Amended by R.1994 d.13, effective January 3, 1994.
See: 25 N.J.R. 3594(a), 26 N.J.R. 219(a).
Amended by R.1995 d.428, effective August 7, 1995.
See: 27 N.J.R. 2043(a), 27 N.J.R. 2906(a).

Corrected references.
Recodified from N.J.A.C. 9A:9-9.12 by R.2007 d.286, effective September 4, 2007.

See: 39 N.J.R. 1375(a), 39 N.J.R. 3738(a).

Former N.J.A.C. 9A:9-9.4, Attendance in an eligible institution, repealed.

9A:9-9.5 Cancellation of repayment schedule

(a) The Higher Education Student Assistance Authority shall cancel a scholar's repayment obligations if it determines:

1. On the basis of a sworn affidavit of a qualified physician that the scholar is unable to teach on a full-time basis because he or she is permanently totally disabled; or

2. On the basis of a death certificate or other evidence of death that is conclusive under State law that the scholar has died.

Amended by R.1994 d.13, effective January 3, 1994.
See: 25 N.J.R. 3594(a), 26 N.J.R. 219(a).
Amended by R.1995 d.428, effective August 7, 1995.
See: 27 N.J.R. 2043(a), 27 N.J.R. 2906(a).
Amended by R.1997 d.454, effective November 3, 1997.
See: 29 N.J.R. 2763(a), 29 N.J.R. 4679(b).
Amended by R.2002 d.290, effective September 3, 2002.
See: 34 N.J.R. 1392(a), 34 N.J.R. 3079(c).
Recodified from N.J.A.C. 9A:9-9.13 by R.2007 d.286, effective September 4, 2007.
See: 39 N.J.R. 1375(a), 39 N.J.R. 3738(a).
Former N.J.A.C. 9A:9-9.5, Amount of scholarship, repealed.

9A:9-9.6 Determination of postponement or cancellation of repayment schedule

Documentation submitted in support of a request by a scholar for postponement or cancellation of the loan obligation attesting to any of the above conditions shall be reviewed individually by the Higher Education Student Assistance Authority and final determination will be made by the director of the applicable program within the Authority. The final decision will be forwarded to the scholar within 60 days of

the written request for postponement or cancellation of the loan obligation.

Amended by R.1994 d.13, effective January 3, 1994.
 See: 25 N.J.R. 3594(a), 26 N.J.R. 219(a).
 Amended by R.1995 d.428, effective August 7, 1995.
 See: 27 N.J.R. 2043(a), 27 N.J.R. 2906(a).
 Amended by R.1997 d.454, effective November 3, 1997.
 See: 29 N.J.R. 2763(a), 29 N.J.R. 4679(b).
 Amended by R.2002 d.290, effective September 3, 2002.
 See: 34 N.J.R. 1392(a), 34 N.J.R. 3079(c).
 Recodified from N.J.A.C. 9A:9-9.14 by R.2007 d.286, effective September 4, 2007.
 See: 39 N.J.R. 1375(a), 39 N.J.R. 3738(a).
 Former N.J.A.C. 9A:9-9.6, Application procedures, repealed.

9A:9-9.7 Default

(a) The loan will be considered in default and become immediately due and payable if the scholar fails to:

1. Notify the Higher Education Student Assistance Authority of withdrawal from the program within the 15-day time period; or
2. Execute and deliver an installment note prior to entering repayment status pursuant to N.J.A.C. 9A:9-9.3; or
3. Make any installment payment that is past due for a period of 120 days.

(b) The Authority will then take the necessary steps to ensure the return of monies as permitted by Federal law and regulations. Default on this loan may be reported to credit bureau organizations.

(c) The scholar will also be required to pay all charges and other costs, including attorney's fees, for the collection of the defaulted amounts. If this loan is referred for collection to an agency that is subject to the Fair Debt Collection Practices Act (15 U.S.C. 1692 as of September 20, 1977 including all subsequent amendments and supplements), the scholar will pay all reasonable collection costs.

Amended by R.1994 d.13, effective January 3, 1994.
 See: 25 N.J.R. 3594(a), 26 N.J.R. 219(a).
 Amended by R.1995 d.428, effective August 7, 1995.
 See: 27 N.J.R. 2043(a), 27 N.J.R. 2906(a).
 Amended by R.2002 d.290, effective September 3, 2002.
 See: 34 N.J.R. 1392(a), 34 N.J.R. 3079(c).
 Recodified from N.J.A.C. 9A:9-9.15 and amended by R.2007 d.286, effective September 4, 2007.
 See: 39 N.J.R. 1375(a), 39 N.J.R. 3738(a).
 In (a)2, updated N.J.A.C. reference. Former N.J.A.C. 9A:9-9.7, Criteria for scholarships, repealed.

9A:9-9.8 (Reserved)

Amended by R.1992 d.164, effective April 6, 1992.
 See: 24 N.J.R. 8(a), 24 N.J.R. 1341(a).
 Revised (a)1 and 2.
 Amended by R.1994 d.13, effective January 3, 1994.
 See: 25 N.J.R. 3594(a), 26 N.J.R. 219(a).
 Amended by R.1997 d.454, effective November 3, 1997.
 See: 29 N.J.R. 2763(a), 29 N.J.R. 4679(b).
 Amended by R.2002 d.290, effective September 3, 2002.
 See: 34 N.J.R. 1392(a), 34 N.J.R. 3079(c).
 Repealed by R.2007 d.286, effective September 4, 2007.

See: 39 N.J.R. 1375(a), 39 N.J.R. 3738(a).
 Section was "Renewal of scholarship eligibility".

9A:9-9.9 (Reserved)

New Rule, R.1987 d.441, effective November 2, 1987.
 See: 19 N.J.R. 1154(a), 19 N.J.R. 2055(a).
 Amended by R.1988 d.131, effective March 21, 1988.
 See: 19 N.J.R. 2102(a), 20 N.J.R. 663(a).
 Substituted "Paul Douglas" for "Congressional" and added "private nonprofit".
 Amended by R.1994 d.13, effective January 3, 1994.
 See: 25 N.J.R. 3594(a), 26 N.J.R. 219(a).
 Amended by R.1995 d.428, effective August 7, 1995.
 See: 27 N.J.R. 2043(a), 27 N.J.R. 2906(a).
 Corrected references.
 Amended by R.1997 d.454, effective November 3, 1997.
 See: 29 N.J.R. 2763(a), 29 N.J.R. 4679(b).
 In (a), inserted "or for a prorated period ... program annual award"; and in (b), deleted "to teach two years for each year of scholarship assistance".
 Amended by R.2002 d.290, effective September 3, 2002.
 See: 34 N.J.R. 1392(a), 34 N.J.R. 3079(c).
 Recodified to N.J.A.C. 9A:9-9.1 by R.2007 d.286, effective September 4, 2007.
 See: 39 N.J.R. 1375(a), 39 N.J.R. 3738(a).
 Section was "Teaching obligations of the scholarship recipient".

9A:9-9.10 (Reserved)

Amended by R.1994 d.13, effective January 3, 1994.
 See: 25 N.J.R. 3594(a), 26 N.J.R. 219(a).
 Amended by R.1995 d.428, effective August 7, 1995.
 See: 27 N.J.R. 2043(a), 27 N.J.R. 2906(a).
 Amended by R.1997 d.454, effective November 3, 1997.
 See: 29 N.J.R. 2763(a), 29 N.J.R. 4679(b).
 Amended by R.2002 d.290, effective September 3, 2002.
 See: 34 N.J.R. 1392(a), 34 N.J.R. 3079(c).
 Recodified to N.J.A.C. 9A:9-9.2 by R.2007 d.286, effective September 4, 2007.
 See: 39 N.J.R. 1375(a), 39 N.J.R. 3738(a).
 Section was "Reduction of scholarship balance".

9A:9-9.11 (Reserved)

New Rule, R.1987 d.441, effective November 2, 1987.
 See: 19 N.J.R. 1154(a), 19 N.J.R. 2055(a).
 Amended by R.1988 d.131, effective March 21, 1988.
 See: 19 N.J.R. 2102(a), 20 N.J.R. 663(a).
 Deleted text in (c) "at a rate which ..." and added new text "by the U.S. ...".
 Amended by R.1994 d.13, effective January 3, 1994.
 See: 25 N.J.R. 3594(a), 26 N.J.R. 219(a).
 Amended by R.1995 d.428, effective August 7, 1995.
 See: 27 N.J.R. 2043(a), 27 N.J.R. 2906(a).
 Amended by R.1997 d.454, effective November 3, 1997.
 See: 29 N.J.R. 2763(a), 29 N.J.R. 4679(b).
 Amended by R.2002 d.290, effective September 3, 2002.
 See: 34 N.J.R. 1392(a), 34 N.J.R. 3079(c).
 Recodified to N.J.A.C. 9A:9-9.3 by R.2007 d.286, effective September 4, 2007.
 See: 39 N.J.R. 1375(a), 39 N.J.R. 3738(a).
 Section was "Repayment schedule for failure to meet teaching obligations or withdrawal from postsecondary program leading to teacher certification".

9A:9-9.12 (Reserved)

New Rule, R.1987 d.441, effective November 2, 1987.
 See: 19 N.J.R. 1154(a), 19 N.J.R. 2055(a).

Amended by R.1988 d.131, effective March 21, 1988.
See: 19 N.J.R. 2102(a), 20 N.J.R. 663(a).

Added "private nonprofit" and "a single period not to exceed 27 months".

Amended by R.1994 d.13, effective January 3, 1994.

See: 25 N.J.R. 3594(a), 26 N.J.R. 219(a).

Amended by R.1997 d.454, effective November 3, 1997.

See: 29 N.J.R. 2763(a), 29 N.J.R. 4679(b).

Amended by R.2002 d.290, effective September 3, 2002.

See: 34 N.J.R. 1392(a), 34 N.J.R. 3079(c).

Recodified to N.J.A.C. 9A:9-9.4 by R.2007 d.286, effective September 4, 2007.

See: 39 N.J.R. 1375(a), 39 N.J.R. 3738(a).

Section was "Postponement of repayment schedule".

9A:9-9.13 (Reserved)

Amended by R.1994 d.13, effective January 3, 1994.

See: 25 N.J.R. 3594(a), 26 N.J.R. 219(a).

Amended by R.2002 d.290, effective September 3, 2002.

See: 34 N.J.R. 1392(a), 34 N.J.R. 3079(c).

Recodified to N.J.A.C. 9A:9-9.5 by R.2007 d.286, effective September 4, 2007.

See: 39 N.J.R. 1375(a), 39 N.J.R. 3738(a).

Section was "Cancellation of repayment schedule".

9A:9-9.14 (Reserved)

Amended by R.1994 d.13, effective January 3, 1994.

See: 25 N.J.R. 3594(a), 26 N.J.R. 219(a).

Amended by R.1997 d.454, effective November 3, 1997.

See: 29 N.J.R. 2763(a), 29 N.J.R. 4679(b).

Amended by R.2002 d.290, effective September 3, 2002.

See: 34 N.J.R. 1392(a), 34 N.J.R. 3079(c).

Recodified to N.J.A.C. 9A:9-9.6 by R.2007 d.286, effective September 4, 2007.

See: 39 N.J.R. 1375(a), 39 N.J.R. 3738(a).

Section was "Determination of postponement or cancellation of repayment schedule".

9A:9-9.15 (Reserved)

New Rule, R.1987 d.441, effective November 2, 1987.

See: 19 N.J.R. 1154(a), 19 N.J.R. 2055(a).

Amended by R.1994 d.13, effective January 3, 1994.

See: 25 N.J.R. 3594(a), 26 N.J.R. 219(a).

Amended by R.1995 d.428, effective August 7, 1995.

See: 27 N.J.R. 2043(a), 27 N.J.R. 2906(a).

Amended by R.1997 d.454, effective November 3, 1997.

See: 29 N.J.R. 2763(a), 29 N.J.R. 4679(b).

Amended by R.2002 d.290, effective September 3, 2002.

See: 34 N.J.R. 1392(a), 34 N.J.R. 3079(c).

Recodified to N.J.A.C. 9A:9-9.7 by R.2007 d.286, effective September 4, 2007.

See: 39 N.J.R. 1375(a), 39 N.J.R. 3738(a).

Section was "Default".

SUBCHAPTER 10. NEW JERSEY STUDENT TUITION ASSISTANCE REWARD SCHOLARSHIP (NJ STARS) PROGRAM

9A:9-10.1 Purpose and scope

The rules established by this subchapter provide the policies and the procedures for participation in the New Jersey Student Tuition Assistance Reward Scholarship (NJ STARS) Program administered by the New Jersey Higher Education Student Assistance Authority (Authority). These scholarships shall be awarded annually to eligible students enrolled in a full-time course of study at a New Jersey county college.

9A:9-10.2 Definitions

The following words and terms, when used in this subchapter, shall have the following meanings, unless the context clearly indicates otherwise:

“Approved fees” means general fees; student service/activity fees; technology fees; and required course/equipment fees.

“Authority” means the Higher Education Student Assistance Authority established pursuant to N.J.S.A. 18A:71A-3.

“Cumulative grade point average” means the average grade earned by a student, determined by dividing the grade points earned by the number of credits attempted while the student is an NJ STARS scholar.

“Eligible high school” means a public or non-public high school located in the State, or other high schools as may be deemed by the Authority to have a rigorous course of study.

“Eligible institution” means a New Jersey county college serving the student’s county of residence pursuant to N.J.S.A. 18A:64A-1 et seq., except as otherwise indicated in N.J.A.C. 9A:9-10.8.

“Full-time enrollment” in any semester, including summer, means a course of study leading to a degree from the county college of enrollment, that includes at least 12 credit hours, not including any credit hours in a remedial or developmental curriculum. Full-time enrollment for a summer semester consists of the total number of credits taken during all sessions in that summer.

“NJ STARS scholar” means a student who received a scholarship under the New Jersey Student Tuition Assistance Reward Scholarship (NJ STARS) Program, established pursuant to P.L. 2004, c. 59, or was eligible for but did not receive a scholarship under NJ STARS because the student’s tuition or tuition and fees, as applicable, were fully covered by other State and Federal need-based grants or merit scholarships.

“Program” or “NJ STARS” means the New Jersey Student Tuition Assistance Reward Scholarship (NJ STARS) Program established pursuant to P.L. 2004, c. 59.

“Remedial or developmental curriculum” means a non-credit course or a course for which credits earned are not applicable to minimum credit requirements leading to a degree or certificate.

“Rigorous high school course of study” means a course of study that is in accordance with the standards established by the Commission on Higher Education in consultation with the Commissioner of Education.

New Rule, R.2009 d.216, effective July 6, 2009.

See: 41 N.J.R. 1139(a), 41 N.J.R. 2649(a).

Former N.J.A.C. 9A:9-10.2, General provisions, recodified to N.J.A.C. 9A:9-10.3.

Amended by R.2013 d.015, effective February 4, 2013.

See: 44 N.J.R. 2232(a), 45 N.J.R. 208(a).

Added definitions “Cumulative grade point average” and “Remedial or developmental curriculum”; in definition “NJ STARS scholar”, substituted “or tuition and fees, as applicable, were” for “was”, and “need-based” for “need based”.

9A:9-10.3 General provisions

General provisions for the Tuition Aid Grant and Garden State Scholarship Programs that pertain to residency set forth in N.J.A.C. 9A:9-2.2, noncitizens and resident aliens set forth in N.J.A.C. 9A:9-2.3, award adjustments, refunds, and collections set forth in N.J.A.C. 9A:9-2.12, check endorsements set forth in N.J.A.C. 9A:9-2.14, and accounting and auditing standards set forth in N.J.A.C. 9A:9-2.16 shall be in effect for the New Jersey Student Tuition Assistance Reward Scholarship (NJ STARS) Program.

Recodified from N.J.A.C. 9A:9-10.2 by R.2009 d.216, effective July 6, 2009.

See: 41 N.J.R. 1139(a), 41 N.J.R. 2649(a).

Former N.J.A.C. 9A:9-10.3, Eligible institutions, repealed.

Amended by R.2013 d.015, effective February 4, 2013.

See: 44 N.J.R. 2232(a), 45 N.J.R. 208(a).

Substituted “that” for “which”, inserted a comma following “refunds”, and deleted “appeals set forth in N.J.A.C. 9A:9-2.15,” following “N.J.A.C. 9A:9-2.14.”.

9A:9-10.4 Eligibility requirements

(a) A student shall be eligible for a scholarship under the NJ STARS Program for up to five semesters, including summers. This period of eligibility also includes any semester for which a student qualifies for the scholarship but does not receive payment pursuant to N.J.A.C. 9A:9-10.7. In order to qualify for this scholarship, a student must meet the following eligibility requirements:

1. A student must have completed a rigorous high school course of study and graduated from high school in 2004 or later and must enroll in a full-time course of study at a New Jersey county college by the fifth semester after high school graduation;

2. Upon notice from the Authority of conditional eligibility for the Program, a student shall take a college placement test selected by the New Jersey Council of County Colleges and administered by the county college in the county of the student’s school district at no cost to the student or the school district. The county colleges may enter into an agreement with the school district to administer the test at the high school or other selected site within the district.

i. The county college shall notify any student who does not achieve the required score on the placement test that the student requires remediation prior to becoming an NJ STARS scholar. The student has the responsibility to address the identified deficiencies through such means as the student determines, including enrollment in remedial classes at the county college during the senior year of high school.

ii. A student shall have one year from September 1 following high school graduation to demonstrate the skill levels required to pursue courses for credit at a county college. The student shall become an NJ STAR scholar eligible for five semesters of NJ STARS scholarships if during or at the end of the one-year period the student demonstrates the required ability. A student loses eligibility to become an NJ STARS Scholar if the student continues to require remediation at the end of the one-year period;

3. For the first year of enrollment, a student must have graduated in the top 15.0 percent of the student's high school graduating class and at the time of graduation must have met, and continue to meet, all residency and citizenship requirements set forth in N.J.A.C. 9A:9-2.2 and 2.3;

4. After the first year of enrollment, the scholarship shall continue to be payable to an eligible student if the student has attained a cumulative grade point average (GPA) of at least 3.0 (on a 4.0 scale) at the start of the student's second year of county college enrollment.

i. If an NJ STARS recipient has less than a 3.0 GPA at the start of the second semester of the first year of county college enrollment, the student shall participate in an enrichment program designed by the county college during the second semester of the student's first year of enrollment in accordance with P.L. 2005, c. 168;

5. A student must annually complete and file a financial aid application, as approved by the Authority, within established State deadlines in order to apply for all other available forms of Federal and State need-based grants and merit scholarships. This includes the student satisfying all requirements to determine his or her eligibility to receive payments of these State and Federal grants and scholarships within established State deadlines;

6. A student must maintain continuous enrollment in a full-time course of study unless on medical leave due to the illness of the student or illness of a member of the student's immediate family or emergency leave because of a family emergency, which medical or emergency leave shall have been approved by the county college prior to completion of the semester for which leave is being granted or unless called to partial or full mobilization for State or Federal active duty as a member of the National Guard or a Reserve component of the Armed Forces of the United States. A student enrolled for less than full-time status during the summer semester shall not receive an NJ STARS award for that semester but shall maintain eligibility for the program.

i. In the final semester of county college enrollment a student may take less than 12 credits if the county college determines that the student needs less than 12 credits in that semester to complete the degree program. In order to maintain NJ STARS eligibility, the student must take at least as many credits as that student requires to complete the degree program. If the final

semester falls during the summer, the student shall receive an NJ STARS award for the summer semester, as long as the student meets these requirements; and

7. A student shall not receive an NJ STARS scholarship for the sixth semester of county college enrollment but if a student enrolled in a nursing or engineering program enrolls for a sixth semester that student shall maintain eligibility for the New Jersey Student Tuition Assistance Reward Scholarship II (NJ STARS II) Program, established pursuant to P.L. 2005, c. 359 (N.J.S.A. 18A:17B-86.1 et seq.), provided the student meets the requirements for receipt of an NJ STARS II scholarship and graduates after the sixth semester.

(b) A student is eligible to receive an NJ STARS scholarship during the fall, spring and summer semesters.

(c) A student who is eligible for an NJ STARS scholarship and who earned college credits from a higher education institution while enrolled in high school, may submit a transcript from that institution to his or her county college. If the county college determines that the student's coursework is equivalent to that offered by the county college, then the county college shall apply the credits toward the award of the student's associate degree as an NJ STARS scholar.

(d) In the case of a student who was an NJ STARS scholar on May 2, 2012 and graduated from high school prior to 2010, the NJ STARS scholarship shall be administered, and the student shall remain eligible for the program in accordance with the provisions of P.L. 2004, c. 59, as the same read prior to May 2, 2012.

Amended by R.2006 d.115, effective March 20, 2006.
See: 37 N.J.R. 4498(a), 38 N.J.R. 1452(b).

Rewrote (a)3.
Recodified from N.J.A.C. 9A:9-10.6 and amended by R.2009 d.216, effective July 6, 2009.
See: 41 N.J.R. 1139(a), 41 N.J.R. 2649(a).

In the introductory paragraph of (a), inserted ", including summers", and updated the N.J.A.C. reference; rewrote (a)1; added new (a)2; recodified former (a)2 through (a)5 as (a)3 through (a)6; rewrote (a)3 and the introductory paragraph of (a)6; in the introductory paragraph of (a)4, substituted a period for a semicolon at the end; in (a)4i, substituted a semicolon for a period at the end; in (a)5, substituted the first occurrence of "State deadlines" for "deadline dates", inserted "within established State deadlines", and deleted "and" from the end; added (a)6i, (a)7, (c) and (d); and in (b), substituted ", spring and summer" for "and spring". Former N.J.A.C. 9A:9-10.4, Full-time enrollment, repealed.

Amended by R.2013 d.015, effective February 4, 2013.
See: 44 N.J.R. 2232(a), 45 N.J.R. 208(a).
Rewrote (a)6 and (d).

9A:9-10.5 Academic or disciplinary dismissal

A student who is dismissed for academic or disciplinary reasons from a county college shall no longer be eligible for an NJ STARS scholarship.

The following annotation applies to N.J.A.C. 9A:9-10.5 prior to its repeal by R.2009 d.216:

Amended by R.2004 d.379, effective October 4, 2004.
See: 36 N.J.R. 3589(a), 36 N.J.R. 4466(a).

The following annotation applies to N.J.A.C. 9A:9-10.5 subsequent to its recodification from N.J.A.C. 9A:9-10.7 by R.2009 d.216:

Recodified from N.J.A.C. 9A:9-10.7 by R.2009 d.216, effective July 6, 2009.

See: 41 N.J.R. 1139(a), 41 N.J.R. 2649(a).

Former N.J.A.C. 9A:9-10.5, Approved fees, repealed.

9A:9-10.6 Collection of overpayments, ineligible payments, or refunds

If a student participating in the program is dismissed for disciplinary reasons, the student shall repay in full all amounts received under the program. The county college shall be responsible for collecting any required repayment, or the amount of any overpayment or other ineligible payment, of any State awards under this program, in accordance with the provisions of N.J.S.A. 18A:71B-10.

Recodified from N.J.A.C. 9A:9-10.8 by R.2009 d.216, effective July 6, 2009.

See: 41 N.J.R. 1139(a), 41 N.J.R. 2649(a).

Former N.J.A.C. 9A:9-10.6, Eligibility requirements, recodified to N.J.A.C. 9A:9-10.4.

9A:9-10.7 Amount of the scholarship

A scholarship under the NJ STARS Program shall cover the full cost of tuition and approved fees for students who graduated high school prior to 2010. For students who graduated high school in 2010 or later, a scholarship under the NJ STARS Program shall cover the full cost of tuition. All NJ STARS scholarships are subject to the prior application of other State and Federal grants and scholarships against those costs, for up to 18 credit hours in any semester for an eligible student enrolled in a full-time course of study at the New Jersey county college serving the student's county of residence. The full amount of State and Federal need-based grants and merit scholarships received by the student shall be applied to tuition or tuition and fee charges, as applicable, to reduce the amount of the NJ STARS award.

Recodified from N.J.A.C. 9A:9-10.9 and amended by R.2009 d.216, effective July 6, 2009.

See: 41 N.J.R. 1139(a), 41 N.J.R. 2649(a).

Substituted "18" for "15", inserted the second occurrence of "State and Federal", inserted "grants" following "need-based", and deleted "grants and" following "merit". Former N.J.A.C. 9A:9-10.7, Academic or disciplinary dismissal, recodified to N.J.A.C. 9A:9-10.5.

Amended by R.2013 d.015, effective February 4, 2013.

See: 44 N.J.R. 2232(a), 45 N.J.R. 208(a).

Rewrote the section.

9A:9-10.8 Out-of-county students

An otherwise eligible student, who can demonstrate to the Authority with a letter from the New Jersey county college serving his or her county of residence, stating that it does not offer the curriculum that the student chooses to study or that it cannot admit the student into the desired program of study due to lack of available space, which will exist for at least one year, shall be eligible for such scholarship at another New Jersey county college offering that curriculum or program of study. The amount of any scholarship allowed to a student at a county college serving a county other than the student's

county of residence shall be computed as though the student were a resident of the county served by that college.

Amended by R.2006 d.115, effective March 20, 2006.

See: 37 N.J.R. 4498(a), 38 N.J.R. 1452(b).

Added "or that it cannot admit the student into the desired program of study due to lack of available space which will exist for at least one year", "or program of study" and "pursuant to N.J.A.C. 9A:4-1.3".

Recodified from N.J.A.C. 9A:9-10.10 by R.2009 d.216, effective July 6, 2009.

See: 41 N.J.R. 1139(a), 41 N.J.R. 2649(a).

Former N.J.A.C. 9A:9-10.8, Collection of overpayments, ineligible payments, or refunds, recodified to N.J.A.C. 9A:9-10.6.

Amended by R.2013 d.015, effective February 4, 2013.

See: 44 N.J.R. 2232(a), 45 N.J.R. 208(a).

Inserted a comma following "space", and deleted "hereunder" following "allowed" and "pursuant to N.J.A.C. 9A:4-1.3" following the fourth occurrence of "college".

9A:9-10.9 Student notification

The Authority shall provide students with notice of conditional eligibility for an NJ STARS Scholarship in their senior year of high school. The New Jersey county college the student attends shall notify the student of final eligibility. Such notification by the county college will include the amount of the scholarship.

Recodified from N.J.A.C. 9A:9-10.11 and amended by R.2009 d.216, effective July 6, 2009.

See: 41 N.J.R. 1139(a), 41 N.J.R. 2649(a).

Rewrote the section. Former N.J.A.C. 9A:9-10.9, Amount of the scholarship, recodified to N.J.A.C. 9A:9-10.7.

9A:9-10.10 Appeals

If, for any reason a student, his or her family, or an institution feels that the application of this subchapter results in an unfair determination of eligibility, an appeal shall be filed with the Higher Education Student Assistance Authority within 30 days of notification of eligibility or ineligibility. Appeals should be in the form of a letter addressed to the Director of Grants and Scholarships in the Authority, PO Box 540, Trenton, New Jersey 08625-0540, and shall contain the student's full name, Social Security number, college of attendance, and a description of the basis for the appeal. The Director of Grants and Scholarship will respond with the Authority's final determination of the appeal.

Recodified to N.J.A.C. 9A:9-10.8 by R.2009 d.216, effective July 6, 2009.

See: 41 N.J.R. 1139(a), 41 N.J.R. 2649(a).

Section was "Out-of-county students".

New Rule, R.2013 d.015, effective February 4, 2013.

See: 44 N.J.R. 2232(a), 45 N.J.R. 208(a).

9A:9-10.11 (Reserved)

Recodified to N.J.A.C. 9A:9-10.9 by R.2009 d.216, effective July 6, 2009.

See: 41 N.J.R. 1139(a), 41 N.J.R. 2649(a).

Section was "Student notification".

SUBCHAPTER 11. NEW JERSEY STUDENT TUITION ASSISTANCE REWARD SCHOLARSHIP II (NJ STARS II) PROGRAM

9A:9-11.1 Purpose and scope

The rules established by this subchapter provide the policies and procedures for participation in the New Jersey Student Tuition Assistance Reward Scholarship II (NJ STARS II) Program administered by the Higher Education Student Assistance Authority. This program offers scholarships to NJ STARS scholars who attain an associate degree at a New Jersey county college and are enrolled in a full-time course of study at a New Jersey four-year institution of higher education no later than the second eligible term immediately following the student's attainment of an associate degree.

Amended by R.2009 d.216, effective July 6, 2009.

See: 41 N.J.R. 1139(a), 41 N.J.R. 2649(a).

Substituted "no later than the second semester" for "in the academic year of study".

Amended by R.2013 d.015, effective February 4, 2013.

See: 44 N.J.R. 2232(a), 45 N.J.R. 208(a).

Deleted "public" preceding "institution" and substituted "eligible term" for "semester".

9A:9-11.2 Definitions

The following words and terms, when used in this subchapter, shall have the following meanings, unless the context clearly indicates otherwise:

"Academic year of study" means one continuous year of study by the student beginning with the fall term and including the succeeding spring term or beginning with the spring term and including the succeeding fall term. While NJ STARS II does not provide awards for winter terms, an academic year of study includes full-time enrollment during the winter term for students enrolled in quarter schools.

"Annual family income" for a dependent student means the parent and student applicant's taxable and untaxed income as derived from the Free Application for Federal Student Aid (FAFSA). For an independent student, annual family income includes the student applicant's, and spouse's, if married, taxable and untaxed income as derived from the FAFSA.

"Approved fees" means fees charged to a student by the four-year institution of higher education that are mandatory in pursuing his or her full-time course of study, as well as fees that are mandatory for all students for attendance at that institution.

"Authority" means the Higher Education Student Assistance Authority established pursuant to N.J.S.A. 18A:71A-3.

"Cumulative grade point average" means the average grade earned by a student, determined by dividing the grade points earned by the number of credits attempted while the student is receiving a scholarship under the New Jersey Student Tuition Assistance Reward Scholarship II (NJ STARS II) Program, established pursuant to N.J.S.A. 18A:71B-86.1 et seq., or was

eligible but did not receive an award under the NJ STARS II Program because the student's tuition or tuition and fees, as applicable, were fully covered by other State and Federal need-based grants or merit scholarships.

"Eligible term" means a fall or spring semester, quarter, or trimester at a participating institution.

"Fourth academic year of study" means the third and fourth eligible terms of study at a participating institution.

"Full-time course of study" means a course of study in any term, except summer sessions, that includes at least 12 credit hours in a non-remedial or non-developmental curriculum and which leads to a baccalaureate degree from a participating institution.

"New Jersey four-year institution of higher education" mean an institution of higher education that offers degrees up to the baccalaureate level at a minimum and is participating in the Tuition Aid Grant Program pursuant to N.J.A.C. 9A:9-2.1.

"NJ STARS scholar" means a student who either received an award, or was eligible to receive an award but was non-funded during the semester immediately preceding graduation from the New Jersey county college, under the New Jersey Student Tuition Assistance Reward Scholarship (NJ STARS) Program pursuant to N.J.S.A. 18A:71B-81 et seq.

"Non-funded" means a student who was eligible but did not receive an award under the NJ STARS Program because the student's tuition and approved fees, if applicable, were fully covered by other State and Federal need-based grants or merit scholarships.

"Participating institution" means a New Jersey four-year institution of higher education.

"Program" or "NJ STARS II" means the New Jersey Student Tuition Assistance Reward Scholarship II Program established pursuant to P.L. 2005, c. 359.

"Remedial or developmental curriculum" means a non-credit course or a course for which credits earned are not applicable to minimum credit requirements leading to a degree or certificate.

"Third academic year of study" means the first two eligible terms of study at a participating institution.

Amended by R.2009 d.216, effective July 6, 2009.

See: 41 N.J.R. 1139(a), 41 N.J.R. 2649(a).

Added definitions "Annual family income", "Fourth academic year of study" and "Third academic year of study"; in definition "Full-time course of study", deleted paragraph 1; substituted definition " 'Program' or 'NJ STARS II' " for definition "Program"; and in definition " 'Program' or 'NJ STARS II' ", deleted "(NJ STARS II)" following "Scholarship II".

Amended by R.2013 d.015, effective February 4, 2013.

See: 44 N.J.R. 2232(a), 45 N.J.R. 208(a).

Deleted definitions "Academic year" and "New Jersey four-year public institution of higher education"; rewrote definition "Academic

year of study”, in definition “Approved fees”, deleted “public” preceding “institution” and inserted a comma following “study”; added definitions “Cumulative grade point average”, “Eligible term”, “New Jersey four-year institution of higher education” and “Remedial or developmental curriculum”; in definitions “Fourth academic year of study” and “Third academic year of study”, substituted “eligible terms” for “semesters”; in definition “Full-time course of study”, substituted “term, except summer sessions,” for “semester”; in definition “Non-funded”, inserted “, if applicable,”; and in definition “Participating institution”, deleted “public” preceding and “as defined above” following “institution of higher education”.

9A:9-11.3 General provisions

General provisions for the Tuition Aid Grant and Garden State Scholarship Programs, which pertain to residency set forth in N.J.A.C. 9A:9-2.2; noncitizens and resident aliens, set forth in N.J.A.C. 9A:9-2.3; award adjustments, refunds, and collections, set forth in N.J.A.C. 9A:9-2.12; check endorsements, set forth in N.J.A.C. 9A:9-2.14; and accounting and auditing standards, set forth in N.J.A.C. 9A:9-2.16, shall be in effect for this Program.

Amended by R.2013 d.015, effective February 4, 2013.
See: 44 N.J.R. 2232(a), 45 N.J.R. 208(a).

Inserted a comma following “refunds” and deleted “appeals, set forth in N.J.A.C. 9A:9-2.15;” preceding “and accounting”.

9A:9-11.4 Acceptance of academic credits and admission by a participating institution

(a) The policies and procedures established pursuant to N.J.S.A. 18A:62-46 et seq. shall govern the transfer of academic credits awarded by a New Jersey county college to an NJ STARS scholar who subsequently enrolls in a participating institution and is participating in the NJ STARS II Program at the institution pursuant to N.J.S.A. 18A:71B-86.5. The student may be required to earn additional credits to meet the requirements of his or her selected major.

(b) Nothing in the NJ STARS II Program shall be construed to require a participating institution to admit a student who is eligible for an NJ STARS II scholarship or to waive its admission standards and application procedures; except that the institution shall apply the same admission standards and application procedures that it applies to all other transfer students.

Amended by R.2009 d.216, effective July 6, 2009.
See: 41 N.J.R. 1139(a), 41 N.J.R. 2649(a).

In (a), substituted “The policies and procedures established pursuant to N.J.S.A. 18A:62-46 et seq. shall govern the transfer of” for “A New Jersey four-year public institution of higher education shall accept all” and “a participating” for “the four-year”; and in (b), inserted “; except that the institution shall apply the same admission standards and application procedures that it applies to all other transfer students”.

9A:9-11.5 Eligibility requirements

(a) A student shall be eligible for a scholarship under the NJ STARS II Program for up to four terms. Payments are only made for fall and spring terms. The student’s eligibility will be determined during the first eligible term of enrollment at a participating institution. In order to qualify for this scholarship, a student must:

1. Have an annual family income, both taxable and untaxed, as derived from the Free Application for Federal Student Aid filed for the third academic year of study, of less than \$250,000;

2. Have graduated from a New Jersey county college with an associate degree as a funded or non-funded NJ STARS scholar with at least a 3.25 cumulative grade point average or was eligible for but did not receive an NJ STARS scholarship because the student was enrolled in college courses while in high school and received an associates degree with at least a 3.25 cumulative grade point average in accordance with a joint program offered by the student’s school district and a county college.

- i. Students who were NJ STARS scholars for their fifth semester of county college enrollment and enrolled in a sixth semester at the county college in a nursing or engineering program are eligible for NJ STARS II, provided they meet the requirements for receipt of an NJ STARS II scholarship and graduate after the sixth semester;

3. Be enrolled full-time in a baccalaureate degree program at a participating institution no later than the second eligible term immediately following the student’s attainment of an associate degree, unless enrollment is delayed due to the illness of the student or a member of the student’s immediate family or because of a family emergency, which medical or emergency exception shall have been approved by the Authority, or unless called to partial or full mobilization for State or Federal active duty as a member of the National Guard or a Reserve component of the Armed Forces of the United States;

4. Annually complete and file a financial aid application or renewal financial aid application, as approved by the Authority, within established State deadlines in order to apply for all other available forms of State and Federal need-based grants and merit scholarships. This includes the student satisfying all requirements within established State deadlines to determine his or her eligibility to receive payments of these State and Federal grants and scholarships at the participating institution; and

5. Maintain continuous enrollment in a full-time course of study at a participating institution unless on medical leave due to the illness of the student or a member of the student’s immediate family or on emergency leave because of a family emergency, which medical or emergency leave shall have been approved by the participating institution prior to completion of the term for which leave is being granted or unless called to partial or full mobilization for State or Federal active duty as a member of the National Guard or a Reserve component of the Armed Forces of the United States.

(b) Determination of the student’s ineligibility for an NJ STARS II scholarship during the first eligible term of enrollment at a participating institution precludes the student from future eligibility for an NJ STARS II award.

Amended by R.2009 d.216, effective July 6, 2009.

See: 41 N.J.R. 1139(a), 41 N.J.R. 2649(a).

Rewrote (a)1, (a)2 and (a)3; in (a)4, substituted the first occurrence of "State deadlines" for "deadline dates", and inserted "State" following "established"; and in (a)5, inserted "or unless called to partial or full mobilization for State or Federal active duty as a member of the National Guard or a Reserve component of the Armed Forces of the United States".

Amended by R.2013 d.015, effective February 4, 2013.

See: 44 N.J.R. 2232(a), 45 N.J.R. 208(a).

Rewrote the introductory paragraph of (a); deleted former (a)2i; added new (a)2i; in (a)3 and (b), substituted "eligible term" for "semester"; and in (a)5, inserted "prior to completion of the term for which leave is being granted".

9A:9-11.6 Student notification

Students shall be notified of their eligibility for an NJ STARS II scholarship by the participating institution they attend. Participating institutions shall ensure that the college code in the student's State financial aid records reflects that the student is enrolled at their institution. All college code changes shall be made within established State deadlines.

Amended by R.2013 d.015, effective February 4, 2013.

See: 44 N.J.R. 2232(a), 45 N.J.R. 208(a).

Added last two sentences.

9A:9-11.7 Amount of the scholarship

(a) A scholarship under the NJ STARS II Program shall be applied toward the cost of tuition, or in the case of a student who receives a Tuition Aid Grant, toward the cost of tuition and approved fees, subject to the prior application of other State and Federal grants and scholarships against such costs for an eligible student enrolled in a full-time course of study at a participating institution. A scholarship shall be paid to the participating institution an amount up to \$1,250 per term. The cost of the scholarship shall be paid 100 percent by the State.

(b) The scholarship amount awarded shall be reduced by any other State and Federal need-based grants and merit scholarships to which the student is entitled. The State and Federal need-based grants and merit scholarships shall be applied to the student's tuition and approved fee charges first.

(c) Any cost of attendance that is not covered by the NJ STARS II scholarship or other available forms of grants and scholarships shall be paid by the student.

Amended by R.2009 d.216, effective July 6, 2009.

See: 41 N.J.R. 1139(a), 41 N.J.R. 2649(a).

Rewrote (a) and (c); and in (b), substituted "reduced by" for "in addition to".

Amended by R.2013 d.015, effective February 4, 2013.

See: 44 N.J.R. 2232(a), 45 N.J.R. 208(a).

Rewrote (a).

9A:9-11.8 Renewal of the scholarship

(a) In order for a recipient to be eligible for renewal of the NJ STARS II scholarship for the fourth academic year of study, the student must:

1. Continue to meet the eligibility requirements set forth in N.J.A.C. 9A:9-11.5(a)1, 4, and 5.

2. Have attained a cumulative grade point average of at least 3.25 prior to the start of the fourth academic year of study. A grade for credits earned during a summer term shall be included in the calculation of the student's cumulative grade point average for the student's third academic year of study.

3. In the case of a student who is receiving a scholarship under the NJ STARS II Program and is in the third academic year of study in the 2011-2012 academic year, or was eligible but did not receive an award under the NJ STARS II Program for academic year 2011-2012 because the student's tuition or tuition and fees, as applicable, were fully covered by other State and Federal need-based grants or merit scholarships, the scholarship shall be administered and the student shall remain eligible for the program in accordance with the provisions of P.L. 2008, c. 124, as the same read prior to May 2, 2012.

Amended by R.2009 d.216, effective July 6, 2009.

See: 41 N.J.R. 1139(a), 41 N.J.R. 2649(a).

In the introductory paragraph of (a), substituted "fourth academic year of study" for "third and fourth semesters of enrollment at a participating institution"; in (a)2, substituted "3.25" for "3.0" and "third academic year of study" for "second semester of enrollment at the participating institution"; and added (a)3 and (a)4.

Amended by R.2013 d.015, effective February 4, 2013.

See: 44 N.J.R. 2232(a), 45 N.J.R. 208(a).

In (a)1, inserted a comma following "4"; rewrote (a)2; deleted former (a)3; recodified former (a)4 as new (a)3; and rewrote new (a)3.

9A:9-11.9 Academic or disciplinary dismissal

(a) A student who is dismissed for academic or disciplinary reasons from a participating institution shall no longer be eligible for a scholarship under the NJ STARS II Program.

(b) If a student participating in the program is dismissed for disciplinary reasons, the student shall repay in full all amounts received under the program.

1. The participating institution shall be responsible for collecting the repayment, or the amount of any overpayment or other ineligible payment, of any State awards under the program in accordance with the provisions of N.J.S.A. 18A:71B-10.

9A:9-11.10 Appeals

If, for any reason a student, his or her family, or an institution feels that the application of this subchapter results in an unfair determination of eligibility, an appeal shall be filed with the Higher Education Student Assistance Authority within 30 days of notification of eligibility or ineligibility. Appeals should be in the form of a letter addressed to the Director of Grants and Scholarships in the Authority, PO Box 540, Trenton, New Jersey 08625-0540, and shall contain the student's full name, Social Security number, college of attendance, and a description of the basis for the appeal. The Director of Grants and Scholarship will respond with the Authority's final determination of the appeal.

New Rule, R.2013 d.015, effective February 4, 2013.

See: 44 N.J.R. 2232(a), 45 N.J.R. 208(a).