



**Docket Item:**

Division 37 - Scholarship Program for Children of Deceased or Disabled Public Safety Officer rule changes

**Summary:**

The proposed rule changes to the Scholarship Program for Children of Deceased or Disabled Public Safety Officers are a result of House Bill 4056 passed by the 2018 Legislative Assembly. Changes to this rule include correcting the definitions of terms such as “public safety officer”, “permanent total disability” and “qualifying death or disability”. There were also a number of eligibility requirement changes listed in the bill. The changes include repealing section 575-037-0020 describing financial need as an eligibility requirement. Section 575-037-0030 is also proposed to be repealed as it is duplicative (this was moved to the definitions section). The bill also included a maximum award amount of \$13,000 per academic year for a four-year degree program.

The changes go into effect on July 1, 2018. Any applications received prior to this date will adhere to the laws in place before to the rule changes.

Residency requirements are repealed based on Senate Bill 1563 passed by the 2018 Legislative Assembly. The bill states that students who are not citizens or permanent residents of the United States are eligible to receive scholarships and other financial aid from the Higher Education Coordinating Commission.

**Docket Material:**

Rule Text

**Staff Recommendation:**

Staff recommends approval of the rule changes to be in compliance with the intent of HB 4056 (2018).

# SCHOLARSHIP PROGRAM FOR CHILDREN OF DECEASED OR DISABLED PUBLIC SAFETY OFFICERS

Division 37

575-037-0005 Definitions

575-037-0010 Residency

575-037-0020 ~~Financial Need Repealed~~

575-037-0030 ~~Eligible Postsecondary Institutions Repealed~~

575-037-0040 ~~Maximum Awards for Students Attending Independent Institutions Awards~~

~~575-037-0050 Eligibility Criteria~~

~~575-037-0060 Application/Selection Process~~

## **575-037-0005**

### **Definitions**

~~(1) For purposes of this program, a “Public Safety Officer” includes the following public safety categories as defined in ORS 181A.355237-610:~~

- ~~(a) corrections officer~~
- ~~(b) fire service professional~~
- ~~(c) parole and probation officer~~
- ~~(d) police officer~~
- ~~(e) reserve officer~~
- ~~(f) youth correction officer~~

~~(1) Firefighters;~~

~~(2) State Fire Marshal and the chief deputy fire marshal and deputy state fire marshals;~~

~~(3) Police chiefs and police officers;~~

~~(4) Sheriffs and deputy sheriffs;~~

~~(5) County adult parole and probation officers;~~

~~(6) Corrections officers;~~

~~(7) Investigators of the Criminal Justice Division of the Department of Justice.~~

~~(2) “Child of a public safety officer” is defined as:~~

- ~~(a) Natural child~~
- ~~(b) Adopted child~~
- ~~(c) Stepchild~~

(3) "Death or permanent total disability suffered by a public safety officer while on or off duty" is defined by ORS 243.954.

.(4) "Eligible institution" of higher education" is any Oregon community college, career school as defined in ORS 341.005, Oregon public university, Oregon Health and Science University, or Oregon-based private non-profit institution of higher education as defined in ORS 348.582.

**Statutory/Other Authority:** ORS 183.325 - 183.355, 348.270 & 348.280

**Statutes/Other Implemented:** ~~SB 836 & 1997~~ ORS 348.270

**History:**

OSAC 1-2015, f. & cert. ef. 12-18-15

SSC 1-1998, f. & cert. ef. 3-18-98

~~575-037-0010~~

~~Residency~~

~~For a student to be eligible for an award under the Scholarship Program for Children of Deceased or Disabled Public Safety Officers, he or she must:~~

~~(1) Be a citizen of the United States, or be in the United States for other than a temporary purpose and intend to become a permanent resident; and~~

~~(2) Be a resident of the State of Oregon as defined in OAR 575-030-0005(1).~~

~~**Statutory/Other Authority:** ORS 183.325 - 183.355, 348.270 & 348.280~~

~~**Statutes/Other Implemented:** SB 836 & 1997~~

~~**History:**~~

~~OSAC 1-2015, f. & cert. ef. 12-18-15~~

~~SSC 1-1998, f. & cert. ef. 3-18-98~~

~~575-037-0020~~

~~Financial Need~~

~~For a student to be eligible for an award under the Scholarship Program for Children of Deceased or Disabled Public Safety Officers, he or she must be determined by the Executive Director of the Office of Student Access and Completion (OSAC Director) to have financial need, as set forth in OAR 575-030-0005(6).~~

~~**Statutory/Other Authority:** ORS 183.325 - 183.355, 348.270 & 348.280~~

~~**Statutes/Other Implemented:** SB 836 & 1997~~

~~**History:**~~

~~OSAC 1-2015, f. & cert. ef. 12-18-15~~

~~SSC 1-1998, f. & cert. ef. 3-18-98~~

~~575-037-0030~~

~~Eligible Postsecondary Institutions~~

~~For an otherwise eligible student to receive an award under the Scholarship Program for Children of Deceased or Disabled Public Safety Officers, he or she must:~~

- ~~(1) Be enrolled in an institution of the Oregon University System; or~~
- ~~(2) Be enrolled in an Oregon community college; or~~
- ~~(3) Be enrolled in an independent non-profit postsecondary institution located in the State of Oregon.~~

~~**Statutory/Other Authority:** ORS 183.325 – 183.355, 348.270 & 348.280~~

~~**Statutes/Other Implemented:** SB 836 & 1997~~

~~**History:**~~

~~OSAC 1-2015, f. & cert. ef. 12-18-15~~

~~SSC 1-1998, f. & cert. ef. 3-18-98~~

**575-037-0040**

**Maximum Awards for Students Attending Independent Institutions Awards**

- (1) Eligible students attending Oregon institutions of postsecondary education may not receive awards in excess of the amount of tuition and fees or the maximum of \$13,000 per academic year for a four-year degree program, whichever is less. The source of the relevant tuition and fee information is published annually by the Office of Student Access and Completion.
- (2) The student's award amount shall be equal to the amount of tuition and all standard fees levied by the institution of higher education against the student reduced by any amounts received by the student in state and federal aid grants.

~~Eligible students attending Oregon independent institutions of postsecondary education may not receive awards in excess of the amount of tuition and fees levied on resident undergraduate students by the University of Oregon. The source of the relevant tuition and fee information shall be the official Oregon University System Fee Schedule published annually by the Office of the Chancellor.~~

- (3) Awarding will continue until such time as all available funds have been awarded.

**Statutory/Other Authority:** ORS 183.325 - 183.355, 348.270 & 348.280

**Statutes/Other Implemented:** ORS 348.270~~SB 836 & 1997~~

**History:**

OSAC 1-2015, f. & cert. ef. 12-18-15

SSC 1-1998, f. & cert. ef. 3-18-98

**575-037-0050**

**Eligibility Criteria**

To be eligible for a Deceased or Disabled Public Safety Officers scholarship, a student must:

- (1) Be a child of a public safety officer who has suffered a qualifying death or disability.
- (2) Be enrolled or have applied for enrollment at an eligible institution of higher education in this state.
- (3) Be under 25 years of age at the time of submitting the application.

- (4) Not have achieved a baccalaureate or higher degree from any post-secondary institution.
- (5) A student who is awarded a scholarship, in addition to satisfying all other eligibility criteria, must maintain satisfactory academic progress (SAP) as defined by the institution of higher education.
- (6) A student is eligible to receive a scholarship for a maximum of the equivalent of four academic years.

**Statutory/Other Authority:** ORS 183.325 - 183.355, 348.270 & 348.280

**Statutes/Other Implemented:** ORS 348.270

**History:**

OSAC 1-2015, f. & cert. ef. 12-18-15

SSC 1-1998, f. & cert. ef. 3-18-98

**575-0037-0060**

**Application/Selection Process**

- (1) Applicants must complete and submit the Free Application for Federal Student Aid (FAFSA) and must have accepted all available state and federal grants available to the applicant.
- (2) Applicants must submit an application form designated for this scholarship to the Higher Education Coordinating Commission's Office of Student Access and Completion (OSAC).
- (3) If the applicant has applied to the Public Safety Memorial Fund Board for benefits at time of death or disability and has been deemed ineligible, the Office of Student Access and Completion (OSAC) will not award the applicant.
- (4) If there has been a change in the eligibility status that can be formally documented, the student can appeal OSAC's decision within 30 days of receiving notice of denial. OSAC will review the appeal and award the student if the status of the death or disability is proven to meet the requirements of the definition.
- (5) Applications for grants that are submitted before July 1, 2018, shall continue to be governed by the law applicable to those applications in effect immediately before that date.

**Statutory/Other Authority:** ORS 183.325 - 183.355, 348.270 & 348.280

**Statutes/Other Implemented:** ORS 348.270

**History:**

OSAC 1-2015, f. & cert. ef. 12-18-15

SSC 1-1998, f. & cert. ef. 3-18-98