

**RULES
OF
TENNESSEE STUDENT ASSISTANCE CORPORATION**

**CHAPTER 1640-1-14
DEPENDENT CHILDREN SCHOLARSHIP**

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1640-1-14-.01 INTRODUCTION.

These rules implement the Dependent Children Scholarship Act authorized in T.C.A. §49-4-704 (hereinafter called the Act). The Act provided for a scholarship to certain dependent children who are Tennessee residents and were living with or receiving regular support from a law enforcement officer, a fireman, or an emergency medical service technician in Tennessee at the time of the employee's death or total and permanent disability.

Authority: T.C.A. §49-4-204. **Administrative History:** Original rule filed February 9, 1990; effective May 29, 1990.

1640-1-14-.02 GENERAL.

- (1) Close attention should be given to the definitions in sub-part (b) of the Act. The entire Act was written with such specificity that much of it is not duplicated in these regulations. Therefore, both the Act and these regulations should be consulted for a full administrative reference.
- (2) The awards are available only to full-time undergraduate students who are in good standing and making satisfactory progress at the institution in which he/she is enrolled according to the institution's published standards or, if a freshman, accepted by the institution for enrollment as a regular student.
- (3) The award is for up to four academic years (the equivalent of eight semesters) or the period required for the completion of the appropriate course of study, whichever is less. Provided, however, a scholarship recipient enrolled in an undergraduate degree program which requires more than four years for completion may apply to TSAC during the fourth year for an extension of the award to a fifth year. Unless a waiver is granted by the Executive Director of TSAC for sufficient cause, the periods of attendance for which awards are made must be consecutive academic years, i.e., nine-month terms or the equivalent.
- (4) Scholarships normally will not be available for summer enrollment periods. However, the program administrator may award such scholarships if sufficient funds are available, the total number of terms of scholarships is not increased, and the proportion of the recipient's cost of education for his/her total program borne by this scholarship is not increased.
- (5) The institution that the recipient attends must be one offering postsecondary vocational or undergraduate education and approved by TSAC to enroll students receiving Tennessee Student Assistance Awards during the period of time in which the recipient will be enrolled.

Authority: T.C.A. §49-4-204. **Administrative History:** Original rule filed February 9, 1990; effective May 29, 1990.

1640-1-14-.03 APPLICATION AND AWARD PROCEDURES.

- (1) Since the Act requires that the applicant's eligibility for other aid be established before this scholarship is determined, the priority deadline for applications for Fall awards is the immediately preceding July 15th.
- (2) Students who wish to apply for the Dependent Children Scholarship must write a letter to TSAC and request assistance. The letter of application must include evidence satisfactory to TSAC that the law enforcement officer, fireman, or emergency medical service technician was killed or totally and permanently disabled while performing duties within the scope of such employment. The application must also include certification by the Financial Aid Office at the institution the applicant plans to attend that the student has been accepted for admission, the cost of attendance, and the amount of financial assistance from other sources. The applicant must complete a Free Application for Federal Student Aid each academic year that the applicant wishes to be considered for the scholarship and have the data submitted to TSAC.
- (3) After a review of an eligible applicant's financial aid need analysis and the financial aid awarded through other sources, an award will be made not to exceed the educational costs allowed by the Act. Except as provided by other educational aid, the award shall include tuition and other required fees, an allowance for books, supplies, and room and board as reflected in the cost of attendance determined by the institution for other students in the same financial aid category. The amount of the award will depend on the availability of funds. If funds are insufficient to provide scholarships to all eligible applicants, non-need-based awards will be limited to tuition and other required fees.
- (4) Payment will be made at the beginning of each academic term after certification by the institution that the student is attending full-time and making satisfactory progress. If the school participates in Automated Clearing House, the funds will be sent by direct deposit to the school and the school will be directed to deliver the funds to the recipient.

Authority: T.C.A. §§49-4-203, 49-4-204, 49-4-209, and 49-4-704. **Administrative History:** Original rule filed February 9, 1990; effective May 29, 1990. Amendment filed August 12, 1994; effective December 29, 1994. Amendment filed December 30, 2002; effective April 30, 2003.

1640-1-14-.04 APPEALS PROCEDURES.

- (1) Generally, the rulings of the program's administrator shall apply.
- (2) Those who believe that his/her rulings were not according to the published regulations and the Act may appeal to the TSAC Executive Director for relief.
- (3) If the Executive Director does not rule in the favor of the complainant, the complainant may request a hearing before the TSAC Appeals Committee. The ruling of the Appeals Committee shall be the last administrative remedy.

Authority: T.C.A. §49-4-204. **Administrative History:** Original rule filed February 9, 1990; effective May 29, 1990.

1640-1-14-.05 PRECEDENCE OF THE ACT.

These regulations are subordinate to the Act and are intended to facilitate its implementation. Any portion of these regulations which are adjudicated as contrary to law are to be considered null and void. All other portions of these rules shall be severed therefrom and considered in full force.

Authority: T.C.A. §49-4-204. **Administrative History:** Original rule filed February 9, 1990; effective May 29, 1990.