

**RULES
OF
THE UNIVERSITY OF TENNESSEE AT CHATTANOOGA**

**CHAPTER 1720-2-8
TERMINATION OF FINANCIAL ASSISTANCE**

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1720-2-8-.01 GENERAL.

- (1) Coverage. The provisions of this policy apply to student financial assistance except graduate assistantships and fellowships.
- (2) Purpose. The purpose of this policy is to provide procedures for the termination of financial assistance.

Authority: *Public Acts of Tennessee, 1839-1840, Chapter 98, Section 5 and Public Acts of Tennessee, 1807, Chapter 64. Administrative History:* *Original rule filed September 15, 1976; effective October 15, 1976. Repeated by Public Chapter 575; effective July 1, 1986. New rule filed May 27, 1986; effective August 12, 1986.*

1720-2-8-.02 DEFINITIONS.

- (1) Athletic Grant-in-Aid. A contract for financial assistance which has been approved by the Scholarships Committee and awarded in accordance with the provisions of the Constitution and By-Laws of the Southern Conference and the National Collegiate Athletic Association.
- (2) Financial Aid. Assistance awarded to a student in one of the following categories: work scholarship (including graduate), loan, grant.

Authority: *Public Acts of Tennessee, 1839-1840, Chapter 98, Section 5 and Public Acts of Tennessee, 1807, Chapter 64. Administrative History:* *Original rule filed September 15, 1976; effective October 15, 1976. Amendment filed July 29, 1983; effective October 14, 1983. Repeated by Public Chapter 575; effective July 1, 1986. New rule filed May 27, 1986; effective August 12, 1986.*

1720-2-8-.03 NOTICE.

- (1) Athletic Grant-in-Aid.
 - (a) Whenever the Athletic Department proposes that the financial assistance be terminated within the contract period, the student shall be notified in writing by the Director of Financial Aid of the proposed termination. The notice shall contain the reasons for termination, the student's right to a hearing in accordance with the contested case provision of the Administrative Procedures Act or in accordance with the provisions hereinafter provided.
 - (b) Whenever athletic financial assistance is not to be renewed at the end of the contract period the student shall be notified of his/her right to a hearing, in accordance with the requirements of the Constitution of the National Collegiate Athletic Association, before the Scholarship Committee. (Article 3, Section 4 (d)).

(Rule 1720-2-8-.03, continued)

- (2) Financial Aid. Whenever financial aid is to be modified or terminated, the student shall be notified of the reasons for the proposed modification or termination and of the right to appeal by contacting the Director of Financial Aid. If the Director of Financial Aid is unable to amiably resolve the student's appeal, it shall proceed as follows:
 - (a) If the appeal concerns interpretation of policy, the student shall be afforded the right of further appeal through the Director's Review Committee and the Associate Provost for Academic Services to the Chancellor.
 - (b) If the appeal concerns a disputed question of fact, the student shall be advised of the right to a hearing before the Scholarships Committee or in accordance with the Administrative Procedures Act.

Authority: *Public Acts of Tennessee, 1839-1840, Chapter 98, Section 5 and Public Acts of Tennessee, 1807, Chapter 64. Administrative History:* Original rule filed September 15, 1976; effective October 15, 1976. Amendment filed July 29, 1983; effective October 14, 1983. Repeated by Public Chapter 575; effective July 1, 1986. New rule filed May 27, 1986; effective August 12, 1986.

1720-2-8-.04 REQUEST FOR A HEARING.

- (1) Termination of Athletic Grant-in-Aid. The request for a hearing together with his/her election of an Administrative Procedures Act hearing or one under this policy shall be made in writing to the Director of Financial Aid within five calendar days of receipt of the notice of proposed termination.
 - (a) If the student elects a hearing under the provisions of the Administrative Procedures Act, the Director of Financial Aid shall forward the file to the Chancellor for the appointment of a hearing officer.
 - (b) If the student elects a hearing under this policy statement, the Director of Financial Aid shall immediately notify the Chairman of the Scholarships Committee.
- (2) Non-Renewal of Athletic Grant-in-Aid. The request for a hearing must be forwarded to the Director of Financial Aid within five calendar days of receipt of written notice of non-renewal.
- (3) Disputed Fact Regarding Financial Aid Termination. The request for a hearing must be forwarded to the Director of Financial Aid within five business days of receipt of written notice of the decision of the Director of Financial Aid.
 - (a) If the student elects a hearing under the provisions of the Administrative Procedures Act, the Director of Financial Aid shall forward the file to the Chancellor for the appointment of a hearing officer.
 - (b) If the student elects a hearing under this policy statement, the Director of Financial Aid shall immediately forward the request for a hearing together with a copy of the complete file to the Chairman of the Scholarship Committee.

Authority: *Public Acts of Tennessee, 1839-1840, Chapter 98, Section 5 and Public Acts of Tennessee, 1807, Chapter 64. Administrative History:* Original rule filed May 27, 1986; effective August 12, 1986.

1720-2-8-.05 RESPONSIBILITY OF THE SCHOLARSHIPS COMMITTEE. It shall be responsibility of the Scholarships Committee to:

- (1) Conduct a hearing within ten working days of the student's request for said hearing. When the University is not in session, the hearing shall be held as soon as reasonably possible.
- (2) Make findings of fact and a determination as to the termination of financial aid.
- (3) Notify the student as soon as possible of the committee's decision.
- (4) Notify the student of his/her right to appeal to the Chancellor in writing within five calendar days.

Authority: *Public Acts of Tennessee, 1839-1840, Chapter 98, Section 5 and Public Acts of Tennessee, 1807, Chapter 64. Administrative History: Original rule filed May 27, 1986; effective August 12, 1986.*

1720-2-8-.06 HEARING PROCEDURES. Students who are entitled to a hearing as above provided are entitled to the following procedural rights:

- (1) A written notice of the alleged grounds for termination of financial assistance.
- (2) To reasonable notice of the time and place of the requested hearing.
- (3) The assistance of a representative of choice. If the student requesting a hearing desires to be represented by an attorney, the University must be notified by the student at least three days prior to the scheduled hearing.
- (4) To present all pertinent evidence including witnesses.
- (5) To confront and cross-examine all adverse witnesses.

Authority: *Public Acts of Tennessee, 1839-1840, Chapter 98, Section 5 and Public Acts of Tennessee, 1807, Chapter 64. Administrative History: Original rule filed May 27, 1986; effective August 12, 1986.*

1720-2-8-.07 APPEAL.

- (1) Scholarships Committee Decision. The student may appeal the decision of the scholarship committee in accordance with Article 5, Section 7 of the University By-Laws:

Officers, faculty and staff members, students employees, alumni and all others who feel that they may have a grievance against the University shall have the right of appeal throught the appropriate Chancellor and the President to the Board of Trustees.

An appeal must be submitted in writing to the Chancellor within five working days.

- (2) Administrative Procedures Act. The decision of the Chancellor is final in all cases heard under the contested case provision of the Administrative Prodecures Act. Further appeal shall be in accordance with the provisions of that act.

Authority: *Public Acts of Tennessee, 1839-1840, Chapter 98, Section 5 and Public Acts of Tennessee, 1807, Chapter 64. Administrative History: Original rule filed May 27, 1986; effective August 12, 1986.*