

1 AN ACT concerning finance.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 1. Short title. This Act may be cited as the  
5 Student Loan Investment Act.

6 Section 5. Findings and purpose. The General Assembly finds  
7 that it is vital for the State to combat the college-debt  
8 crisis and increase access to post-secondary education for all  
9 residents of this State. The purpose of this Act is to assist  
10 qualified residents to attend and pay for post-secondary  
11 education through a system of investment programs, which may  
12 include income-sharing agreements, linked deposits, and  
13 origination and refinancing of student loans.

14 Section 10. Definitions. As used in this Act:

15 "Borrower" means an Illinois resident student who has  
16 received an education loan or an Illinois resident parent who  
17 has received or agreed to pay an education loan, subject to  
18 approval by the State Treasurer.

19 "Education loan" means a loan made to a borrower in  
20 accordance with this Act to finance an Illinois resident  
21 student's attendance at an institution of higher education.

22 "Education loan" also includes Income Share Agreements.

1 "Income share agreement" means an agreement between a  
2 borrower and an eligible lender approved by the State Treasurer  
3 in which the borrower agrees to pay a percentage of the  
4 borrower's future earnings for a fixed period in exchange for  
5 funds to pay for their post-secondary education.

6 "Institution of higher education" means a post-secondary  
7 educational institution located in Illinois and approved by the  
8 State Treasurer.

9 "Student Investment Account" means that portion of the  
10 Treasurer's State Investment Portfolio described in Section 15  
11 this Act.

12 Section 15. Establishment of Student Investment Account.  
13 The State Treasurer may allocate up to 5% of the Treasurer's  
14 State Investment Portfolio (State Investment Portfolio) to the  
15 Student Investment Account. The 5% cap shall be calculated  
16 based on: (1) the balance of the State Investment Portfolio at  
17 the inception of the State's fiscal year; or (2) the average  
18 balance of the State Investment Portfolio in the immediately  
19 preceding 5 fiscal years, whichever number is greater. Earnings  
20 on the investments in the Student Investment Account may be  
21 reinvested into the Student Investment Account without being  
22 counted against the 5% cap.

23 Section 20. Operation of the Student Investment Account.  
24 The State Treasurer may: originate, guarantee, acquire, and

1 service education loans; facilitate such arrangements between  
2 borrowers and eligible lenders; and perform such other acts as  
3 may be necessary or desirable in connection with the education  
4 loans. The State Treasurer may receive, hold, and invest moneys  
5 paid into the Student Investment Account and take such other  
6 actions as are necessary to operate the Student Investment  
7 Account. The State Treasurer may invest in, and enter into  
8 contracts with, institutions that provide education loans. The  
9 State Treasurer may also: enter into Income Share Agreements  
10 with borrowers; facilitate such arrangements between borrowers  
11 and eligible lenders; and perform such other acts as may be  
12 necessary or desirable in connection with such Income Share  
13 Agreements. The State Treasurer may also deposit funds with  
14 financial institutions that provide education loans.

15 Section 25. Administration of the Student Investment  
16 Account. The State Treasurer may enter into such contracts and  
17 guarantee agreements as are necessary to operate the Student  
18 Investment Account with eligible lenders, financial  
19 institutions, institutions of higher education, individuals,  
20 corporations, and qualified loan origination and servicing  
21 organizations and with any governmental entity and with any  
22 agency or instrumentality of the United States. The State  
23 Treasurer is authorized to establish specific criteria  
24 governing the eligibility of entities to participate in its  
25 programs, the making of education loans, provisions for

1 default, the establishment of default reserve funds, the  
2 purchase of default insurance, the provision of prudent debt  
3 service reserves, and the furnishing by participating entities  
4 of such additional guarantees of the education loans as the  
5 State Treasurer shall determine.

6 Section 30. Fees. The State Treasurer shall establish fees  
7 to cover the costs of administration, recordkeeping,  
8 marketing, and investment management related to the Student  
9 Investment Account. The State Treasurer may pay eligible  
10 lenders, financial institutions, institutions of higher  
11 education, individuals, corporations, qualified loan  
12 origination and servicing organizations, governmental  
13 entities, and any agencies or instrumentalities of the United  
14 States an administrative fee in connection with services  
15 provided pursuant to the Student Investment Account in such  
16 amounts, at such times, and in such manner as may be prescribed  
17 by the State Treasurer.

18 Section 35. Insurance. The State Treasurer may charge and  
19 collect premiums for insurance on education loans and other  
20 related charges and pay such insurance premiums or a portion  
21 thereof and other charges as are prudent.

22 Section 40. Wage deductions. The State Treasurer may deduct  
23 from the salary, wages, commissions, and bonuses of any

1 employee in this State and, to the extent permitted by the laws  
2 of the United States and individual states in which an employee  
3 might reside, any employee outside the State of Illinois by  
4 serving a notice of administrative wage garnishment on an  
5 employer, in accordance with rules adopted by the State  
6 Treasurer, for the recovery of an education loan debt owned or  
7 serviced by the State Treasurer. Levy must not be made until  
8 the State Treasurer has caused a demand to be made on the  
9 employee, in a manner consistent with rules adopted by the  
10 State Treasurer, such that the employee is provided an  
11 opportunity to contest the existence or amount of the education  
12 loan obligation.

13 Section 45. Investment policy. The State Treasurer shall  
14 develop, publish, and implement one or more investment policies  
15 covering the investment of moneys in accordance with this Act.

16 Section 50. Student Investment Account Administrative  
17 Fund. The Student Investment Account Administrative Fund  
18 (Administrative Fund) is created as a special fund outside the  
19 State treasury with the State Treasurer as custodian. Moneys in  
20 the Administrative Fund may be used by the State Treasurer to  
21 pay expenses related to all aspects of operation and  
22 administration of the Student Investment Account. The State  
23 Treasurer may deposit a portion of the earnings of the  
24 investments in the Student Investment Account and a portion of

1 any administrative fees, and the proceeds thereof, collected  
2 pursuant to Section 30 into the Administrative Fund.

3 Section 55. Student Investment Account Loss Reserve Fund.  
4 The Student Investment Account Loss Reserve Fund (Loss Reserve  
5 Fund) may be created as a special fund outside the State  
6 treasury with the State Treasurer as custodian. Moneys in the  
7 Loss Reserve Fund may be used by the State Treasurer to  
8 establish loss reserve funds. The State Treasurer may deposit a  
9 portion of the earnings of the investments in the Student  
10 Investment Account and a portion of any administrative fees,  
11 and the proceeds thereof, collected pursuant to Section 30 into  
12 the Loss Reserve Fund.

13 Section 60. Student Investment Account Assistance Fund.  
14 The Student Investment Account Assistance Fund (Assistance  
15 Fund) may be created as a special fund outside the State  
16 treasury with the State Treasurer as custodian. Moneys in the  
17 Assistance Fund may be used by the State Treasurer to provide  
18 assistance to qualifying borrowers. The State Treasurer may  
19 deposit a portion of the earnings of the investments in the  
20 Student Investment Account and a portion of any administrative  
21 fees, and the proceeds thereof, collected pursuant to Section  
22 30 into the Assistance Fund.

23 Section 65. Rules. The State Treasurer may adopt rules he

1 or she deems necessary or desirable to implement and administer  
2 this Act.

3 Section 900. The Deposit of State Moneys Act is amended by  
4 changing Section 22.5 as follows:

5 (15 ILCS 520/22.5) (from Ch. 130, par. 41a)

6 (For force and effect of certain provisions, see Section 90  
7 of P.A. 94-79)

8 Sec. 22.5. Permitted investments. The State Treasurer may,  
9 with the approval of the Governor, invest and reinvest any  
10 State money in the treasury which is not needed for current  
11 expenditures due or about to become due, in obligations of the  
12 United States government or its agencies or of National  
13 Mortgage Associations established by or under the National  
14 Housing Act, 12 ~~1201~~ U.S.C. 1701 et seq., or in mortgage  
15 participation certificates representing undivided interests in  
16 specified, first-lien conventional residential Illinois  
17 mortgages that are underwritten, insured, guaranteed, or  
18 purchased by the Federal Home Loan Mortgage Corporation or in  
19 Affordable Housing Program Trust Fund Bonds or Notes as defined  
20 in and issued pursuant to the Illinois Housing Development Act.  
21 All such obligations shall be considered as cash and may be  
22 delivered over as cash by a State Treasurer to his successor.

23 The State Treasurer may, with the approval of the Governor,  
24 purchase any state bonds with any money in the State Treasury

1 that has been set aside and held for the payment of the  
2 principal of and interest on the bonds. The bonds shall be  
3 considered as cash and may be delivered over as cash by the  
4 State Treasurer to his successor.

5 The State Treasurer may, with the approval of the Governor,  
6 invest or reinvest any State money in the treasury that is not  
7 needed for current expenditure due or about to become due, or  
8 any money in the State Treasury that has been set aside and  
9 held for the payment of the principal of and the interest on  
10 any State bonds, in shares, withdrawable accounts, and  
11 investment certificates of savings and building and loan  
12 associations, incorporated under the laws of this State or any  
13 other state or under the laws of the United States; provided,  
14 however, that investments may be made only in those savings and  
15 loan or building and loan associations the shares and  
16 withdrawable accounts or other forms of investment securities  
17 of which are insured by the Federal Deposit Insurance  
18 Corporation.

19 The State Treasurer may not invest State money in any  
20 savings and loan or building and loan association unless a  
21 commitment by the savings and loan (or building and loan)  
22 association, executed by the president or chief executive  
23 officer of that association, is submitted in the following  
24 form:

25 The ..... Savings and Loan (or Building  
26 and Loan) Association pledges not to reject arbitrarily



1 mortgage loans for residential properties within any  
2 specific part of the community served by the savings and  
3 loan (or building and loan) association because of the  
4 location of the property. The savings and loan (or building  
5 and loan) association also pledges to make loans available  
6 on low and moderate income residential property throughout  
7 the community within the limits of its legal restrictions  
8 and prudent financial practices.

9 The State Treasurer may, with the approval of the Governor,  
10 invest or reinvest, at a price not to exceed par, any State  
11 money in the treasury that is not needed for current  
12 expenditures due or about to become due, or any money in the  
13 State Treasury that has been set aside and held for the payment  
14 of the principal of and interest on any State bonds, in bonds  
15 issued by counties or municipal corporations of the State of  
16 Illinois.

17 The State Treasurer may, with the approval of the Governor,  
18 invest or reinvest any State money in the Treasury which is not  
19 needed for current expenditure, due or about to become due, or  
20 any money in the State Treasury which has been set aside and  
21 held for the payment of the principal of and the interest on  
22 any State bonds, in participations in loans, the principal of  
23 which participation is fully guaranteed by an agency or  
24 instrumentality of the United States government; provided,  
25 however, that such loan participations are represented by  
26 certificates issued only by banks which are incorporated under

1 the laws of this State or any other state or under the laws of  
2 the United States, and such banks, but not the loan  
3 participation certificates, are insured by the Federal Deposit  
4 Insurance Corporation.

5 Whenever the total amount of vouchers presented to the  
6 Comptroller under Section 9 of the State Comptroller Act  
7 exceeds the funds available in the General Revenue Fund by  
8 \$1,000,000,000 or more, then the State Treasurer may invest any  
9 State money in the Treasury, other than money in the General  
10 Revenue Fund, Health Insurance Reserve Fund, Attorney General  
11 Court Ordered and Voluntary Compliance Payment Projects Fund,  
12 Attorney General Whistleblower Reward and Protection Fund, and  
13 Attorney General's State Projects and Court Ordered  
14 Distribution Fund, which is not needed for current  
15 expenditures, due or about to become due, or any money in the  
16 State Treasury which has been set aside and held for the  
17 payment of the principal of and the interest on any State bonds  
18 with the Office of the Comptroller in order to enable the  
19 Comptroller to pay outstanding vouchers. At any time, and from  
20 time to time outstanding, such investment shall not be greater  
21 than \$2,000,000,000. Such investment shall be deposited into  
22 the General Revenue Fund or Health Insurance Reserve Fund as  
23 determined by the Comptroller. Such investment shall be repaid  
24 by the Comptroller with an interest rate tied to the London  
25 Interbank Offered Rate (LIBOR) or the Federal Funds Rate or an  
26 equivalent market established variable rate, but in no case

1 shall such interest rate exceed the lesser of the penalty rate  
2 established under the State Prompt Payment Act or the timely  
3 pay interest rate under Section 368a of the Illinois Insurance  
4 Code. The State Treasurer and the Comptroller shall enter into  
5 an intergovernmental agreement to establish procedures for  
6 such investments, which market established variable rate to  
7 which the interest rate for the investments should be tied, and  
8 other terms which the State Treasurer and Comptroller  
9 reasonably believe to be mutually beneficial concerning these  
10 investments by the State Treasurer. The State Treasurer and  
11 Comptroller shall also enter into a written agreement for each  
12 such investment that specifies the period of the investment,  
13 the payment interval, the interest rate to be paid, the funds  
14 in the Treasury from which the Treasurer will draw the  
15 investment, and other terms upon which the State Treasurer and  
16 Comptroller mutually agree. Such investment agreements shall  
17 be public records and the State Treasurer shall post the terms  
18 of all such investment agreements on the State Treasurer's  
19 official website. In compliance with the intergovernmental  
20 agreement, the Comptroller shall order and the State Treasurer  
21 shall transfer amounts sufficient for the payment of principal  
22 and interest invested by the State Treasurer with the Office of  
23 the Comptroller under this paragraph from the General Revenue  
24 Fund or the Health Insurance Reserve Fund to the respective  
25 funds in the Treasury from which the State Treasurer drew the  
26 investment. Public Act 100-1107 ~~This amendatory Act of the~~

1 ~~100th General Assembly~~ shall constitute an irrevocable and  
2 continuing authority for all amounts necessary for the payment  
3 of principal and interest on the investments made with the  
4 Office of the Comptroller by the State Treasurer under this  
5 paragraph, and the irrevocable and continuing authority for and  
6 direction to the Comptroller and Treasurer to make the  
7 necessary transfers.

8 The State Treasurer may, with the approval of the Governor,  
9 invest or reinvest any State money in the Treasury that is not  
10 needed for current expenditure, due or about to become due, or  
11 any money in the State Treasury that has been set aside and  
12 held for the payment of the principal of and the interest on  
13 any State bonds, in any of the following:

14 (1) Bonds, notes, certificates of indebtedness,  
15 Treasury bills, or other securities now or hereafter issued  
16 that are guaranteed by the full faith and credit of the  
17 United States of America as to principal and interest.

18 (2) Bonds, notes, debentures, or other similar  
19 obligations of the United States of America, its agencies,  
20 and instrumentalities.

21 (2.5) Bonds, notes, debentures, or other similar  
22 obligations of a foreign government, other than the  
23 Republic of the Sudan, that are guaranteed by the full  
24 faith and credit of that government as to principal and  
25 interest, but only if the foreign government has not  
26 defaulted and has met its payment obligations in a timely

1 manner on all similar obligations for a period of at least  
2 25 years immediately before the time of acquiring those  
3 obligations.

4 (3) Interest-bearing savings accounts,  
5 interest-bearing certificates of deposit, interest-bearing  
6 time deposits, or any other investments constituting  
7 direct obligations of any bank as defined by the Illinois  
8 Banking Act.

9 (4) Interest-bearing accounts, certificates of  
10 deposit, or any other investments constituting direct  
11 obligations of any savings and loan associations  
12 incorporated under the laws of this State or any other  
13 state or under the laws of the United States.

14 (5) Dividend-bearing share accounts, share certificate  
15 accounts, or class of share accounts of a credit union  
16 chartered under the laws of this State or the laws of the  
17 United States; provided, however, the principal office of  
18 the credit union must be located within the State of  
19 Illinois.

20 (6) Bankers' acceptances of banks whose senior  
21 obligations are rated in the top 2 rating categories by 2  
22 national rating agencies and maintain that rating during  
23 the term of the investment.

24 (7) Short-term obligations of either corporations or  
25 limited liability companies organized in the United States  
26 with assets exceeding \$500,000,000 if (i) the obligations

1 are rated at the time of purchase at one of the 3 highest  
2 classifications established by at least 2 standard rating  
3 services and mature not later than 270 days from the date  
4 of purchase, (ii) the purchases do not exceed 10% of the  
5 corporation's or the limited liability company's  
6 outstanding obligations, (iii) no more than one-third of  
7 the public agency's funds are invested in short-term  
8 obligations of either corporations or limited liability  
9 companies, and (iv) the corporation or the limited  
10 liability company has not been placed on the list of  
11 restricted companies by the Illinois Investment Policy  
12 Board under Section 1-110.16 of the Illinois Pension Code.

13 (7.5) Obligations of either corporations or limited  
14 liability companies organized in the United States, that  
15 have a significant presence in this State, with assets  
16 exceeding \$500,000,000 if: (i) the obligations are rated at  
17 the time of purchase at one of the 3 highest  
18 classifications established by at least 2 standard rating  
19 services and mature more than 270 days, but less than 5  
20 years, from the date of purchase; (ii) the purchases do not  
21 exceed 10% of the corporation's or the limited liability  
22 company's outstanding obligations; (iii) no more than 5% of  
23 the public agency's funds are invested in such obligations  
24 of corporations or limited liability companies; and (iv)  
25 the corporation or the limited liability company has not  
26 been placed on the list of restricted companies by the

1 Illinois Investment Policy Board under Section 1-110.16 of  
2 the Illinois Pension Code. The authorization of the  
3 Treasurer to invest in new obligations under this paragraph  
4 shall expire on June 30, 2019.

5 (8) Money market mutual funds registered under the  
6 Investment Company Act of 1940, provided that the portfolio  
7 of the money market mutual fund is limited to obligations  
8 described in this Section and to agreements to repurchase  
9 such obligations.

10 (9) The Public Treasurers' Investment Pool created  
11 under Section 17 of the State Treasurer Act or in a fund  
12 managed, operated, and administered by a bank.

13 (10) Repurchase agreements of government securities  
14 having the meaning set out in the Government Securities Act  
15 of 1986, as now or hereafter amended or succeeded, subject  
16 to the provisions of that Act and the regulations issued  
17 thereunder.

18 (11) Investments made in accordance with the  
19 Technology Development Act.

20 (12) Investments made in accordance with the Student  
21 Loan Investment Act.

22 For purposes of this Section, "agencies" of the United  
23 States Government includes:

24 (i) the federal land banks, federal intermediate  
25 credit banks, banks for cooperatives, federal farm credit  
26 banks, or any other entity authorized to issue debt

1 obligations under the Farm Credit Act of 1971 (12 U.S.C.  
2 2001 et seq.) and Acts amendatory thereto;

3 (ii) the federal home loan banks and the federal home  
4 loan mortgage corporation;

5 (iii) the Commodity Credit Corporation; and

6 (iv) any other agency created by Act of Congress.

7 The Treasurer may, with the approval of the Governor, lend  
8 any securities acquired under this Act. However, securities may  
9 be lent under this Section only in accordance with Federal  
10 Financial Institution Examination Council guidelines and only  
11 if the securities are collateralized at a level sufficient to  
12 assure the safety of the securities, taking into account market  
13 value fluctuation. The securities may be collateralized by cash  
14 or collateral acceptable under Sections 11 and 11.1.

15 (Source: P.A. 99-856, eff. 8-19-16; 100-1107, eff. 8-27-18;  
16 revised 9-27-18.)

17 Section 905. The Student Loan Servicing Rights Act is  
18 amended by changing Section 1-5 as follows:

19 (110 ILCS 992/1-5)

20 Sec. 1-5. Definitions. As used in this Act:

21 "Applicant" means a person applying for a license pursuant  
22 to this Act.

23 "Borrower" or "student loan borrower" means a person who  
24 has received or agreed to pay a student loan for his or her own



1 educational expenses.

2 "Cosigner" means a person who has agreed to share  
3 responsibility for repaying a student loan with a borrower.

4 "Department" means the Department of Financial and  
5 Professional Regulation.

6 "Division of Banking" means the Division of Banking of the  
7 Department of Financial and Professional Regulation.

8 "Federal loan borrower eligible for referral to a repayment  
9 specialist" means a borrower who possesses any of the following  
10 characteristics:

11 (1) requests information related to options to reduce  
12 or suspend his or her monthly payment;

13 (2) indicates that he or she is experiencing or  
14 anticipates experiencing financial hardship, distress, or  
15 difficulty making his or her payments;

16 (3) has missed 2 consecutive monthly payments;

17 (4) is at least 75 days delinquent;

18 (5) is enrolled in a discretionary forbearance for more  
19 than 9 of the previous 12 months;

20 (6) has rehabilitated or consolidated one or more loans  
21 out of default within the past 12 months; or

22 (7) has not completed a course of study, as reflected  
23 in the servicer's records, or the borrower identifies  
24 himself or herself as not having completed a program of  
25 study.

26 "Federal education loan" means any loan made, guaranteed,

1 or insured under Title IV of the federal Higher Education Act  
2 of 1965.

3 "Income-driven payment plan certification" means the  
4 documentation related to a federal student loan borrower's  
5 income or financial status the borrower must submit to renew an  
6 income-driven repayment plan.

7 "Income-driven repayment options" includes the  
8 Income-Contingent Repayment Plan, the Income-Based Repayment  
9 Plan, the Income-Sensitive Repayment Plan, the Pay As You Earn  
10 Plan, the Revised Pay As You Earn Plan, and any other federal  
11 student loan repayment plan that is calculated based on a  
12 borrower's income.

13 "Licensee" means a person licensed pursuant to this Act.

14 "Other repayment plans" means the Standard Repayment Plan,  
15 the Graduated Repayment Plan, the Extended Repayment Plan, or  
16 any other federal student loan repayment plan not based on a  
17 borrower's income.

18 "Private loan borrower eligible for referral to a repayment  
19 specialist" means a borrower who possesses any of the following  
20 characteristics:

21 (1) requests information related to options to reduce  
22 or suspend his or her monthly payments; or

23 (2) indicates that he or she is experiencing or  
24 anticipates experiencing financial hardship, distress, or  
25 difficulty making his or her payments.

26 "Requester" means any borrower or cosigner that submits a

1 request for assistance.

2 "Request for assistance" means all inquiries, complaints,  
3 account disputes, and requests for documentation a servicer  
4 receives from borrowers or cosigners.

5 "Secretary" means the Secretary of Financial and  
6 Professional Regulation, or his or her designee, including the  
7 Director of the Division of Banking of the Department of  
8 Financial and Professional Regulation.

9 "Servicing" means: (1) receiving any scheduled periodic  
10 payments from a student loan borrower or cosigner pursuant to  
11 the terms of a student loan; (2) applying the payments of  
12 principal and interest and such other payments with respect to  
13 the amounts received from a student loan borrower or cosigner,  
14 as may be required pursuant to the terms of a student loan; and  
15 (3) performing other administrative services with respect to a  
16 student loan.

17 "Student loan" or "loan" means any federal education loan  
18 or other loan primarily for use to finance a postsecondary  
19 education and costs of attendance at a postsecondary  
20 institution, including, but not limited to, tuition, fees,  
21 books and supplies, room and board, transportation, and  
22 miscellaneous personal expenses. "Student loan" includes a  
23 loan made to refinance a student loan.

24 "Student loan" shall not include an extension of credit  
25 under an open-end consumer credit plan, a reverse mortgage  
26 transaction, a residential mortgage transaction, or any other

1 loan that is secured by real property or a dwelling.

2 "Student loan" shall not include an extension of credit  
3 made by a postsecondary educational institution to a borrower  
4 if one of the following apply:

5 (1) The term of the extension of credit is no longer  
6 than the borrower's education program.

7 (2) The remaining, unpaid principal balance of the  
8 extension of credit is less than \$1,500 at the time of the  
9 borrower's graduation or completion of the program.

10 (3) The borrower fails to graduate or successfully  
11 complete his or her education program and has a balance due  
12 at the time of his or her disenrollment from the  
13 postsecondary institution.

14 "Student loan servicer" or "servicer" means any person  
15 engaged in the business of servicing student loans.

16 "Student loan servicer" shall not include:

17 (1) a bank, savings bank, savings association, or  
18 credit union organized under the laws of the State or any  
19 other state or under the laws of the United States;

20 (2) a wholly owned subsidiary of any bank, savings  
21 bank, savings association, or credit union organized under  
22 the laws of the State or any other state or under the laws  
23 of the United States;

24 (3) an operating subsidiary where each owner of the  
25 operating subsidiary is wholly owned by the same bank,  
26 savings bank, savings association, or credit union

1 organized under the laws of the State or any other state or  
2 under the laws of the United States;

3 (4) the Illinois Student Assistance Commission and its  
4 agents when the agents are acting on the Illinois Student  
5 Assistance Commission's behalf;

6 (5) a public postsecondary educational institution or  
7 a private nonprofit postsecondary educational institution  
8 servicing a student loan it extended to the borrower;

9 (6) a licensed debt management service under the Debt  
10 Management Service Act, except to the extent that the  
11 organization acts as a subcontractor, affiliate, or  
12 service provider for an entity that is otherwise subject to  
13 licensure under this Act;

14 (7) any collection agency licensed under the  
15 Collection Agency Act that is collecting post-default  
16 debt;

17 (8) in connection with its responsibilities as a  
18 guaranty agency engaged in default aversion, a State or  
19 nonprofit private institution or organization having an  
20 agreement with the U.S. Secretary of Education under  
21 Section 428(b) of the Higher Education Act (20 U.S.C.  
22 1078(B));

23 (9) a State institution or a nonprofit private  
24 organization designated by a governmental entity to make or  
25 service student loans, provided in each case that the  
26 institution or organization services fewer than 20,000

1 student loan accounts of borrowers who reside in Illinois;

2 ~~or~~

3 (10) a law firm or licensed attorney that is collecting  
4 post-default debt; or

5 (11) the State Treasurer and its agents when the agents  
6 are acting on the State Treasurer's behalf.

7 (Source: P.A. 100-540, eff. 12-31-18; 100-635, eff. 12-31-18.)

8 Section 999. Effective date. This Act takes effect upon  
9 becoming law.