



Rep. Carol Ammons

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LRB101 09685 HLH 58810 a

1 AMENDMENT TO HOUSE BILL 2685

2 AMENDMENT NO. _____. Amend House Bill 2685 by replacing
3 everything after the enacting clause with the following:

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

1 received an education loan or an Illinois resident parent who
2 has received or agreed to pay an education loan, subject to
3 approval by the State Treasurer.

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

7 "Income share agreement" means an agreement between a
8 participant and an eligible institution of higher education or
9 an income share agreement provider approved by the State
10 Treasurer in which the participant agrees to pay a percentage
11 of the participant's future earnings for a fixed period in
12 exchange for funds to pay for their post-secondary education.

13 "Income share agreement provider" means an organization
14 that allows income share agreement participants to fund their
15 education by means of an income share agreement.

16 "Institution of higher education" means a post-secondary
17 educational institution located in Illinois and approved by the
18 State Treasurer.

19 "Participant" means a resident student who enters into an
20 income share agreement for the purpose of funding the
21 participant's attendance at an institution of higher
22 education.

23 "Student Investment Account" means that portion of the
24 Treasurer's State Investment Portfolio described in Section
25 15.

1 Section 15. Establishment of Student Investment Account.
2 The State Treasurer may allocate up to 5% of the Treasurer's
3 State Investment Portfolio to the Student Investment Account.
4 The 5% cap shall be calculated based on: (1) the balance of the
5 Treasurer's State Investment Portfolio at the inception of the
6 State's fiscal year; or (2) the average balance of the
7 Treasurer's State Investment Portfolio in the immediately
8 preceding 5 fiscal years, whichever number is greater.

9 Section 20. Earnings from Student Investment Account.
10 Earnings on the investments in the Student Investment Account
11 may be reinvested into the Student Investment Account without
12 being counted against the 5% cap under Section 15. Net earnings
13 on investments under this Act that are not reinvested shall be
14 deposited in the same manner as interest is deposited under
15 Section 4.1 of the State Finance Act. The General Assembly
16 shall prioritize any such funds deposited into the General
17 Revenue Fund towards appropriations to support higher
18 education in the State of Illinois.

19 Section 25. Operation of the Student Investment Account.
20 The State Treasurer may: originate, guarantee, acquire, and
21 service education loans; facilitate such arrangements between
22 borrowers and eligible lenders; and perform such other acts as
23 may be necessary or desirable in connection with the education
24 loans. The State Treasurer may receive, hold, and invest moneys

1 paid into the Student Investment Account and take such other
2 actions as are necessary to operate the Student Investment
3 Account. The State Treasurer may invest in, and enter into
4 contracts with, institutions that provide education loans. The
5 State Treasurer may also: enter into income share agreements
6 with participants; facilitate such arrangements between
7 participants and eligible income share agreement providers;
8 and perform such other acts as may be necessary or desirable in
9 connection with such income share agreements. The State
10 Treasurer may also deposit funds with financial institutions
11 that provide education loans.

12 Section 30. Administration of the Student Investment
13 Account. The State Treasurer may enter into such contracts and
14 guarantee agreements as are necessary to operate the Student
15 Investment Account with eligible lenders, financial
16 institutions, institutions of higher education, income share
17 agreement providers, individuals, corporations, and qualified
18 income share agreement or loan origination and servicing
19 organizations and with any governmental entity, including the
20 Illinois Student Assistance Commission, and with any agency or
21 instrumentality of the United States. The State Treasurer is
22 authorized to establish specific criteria governing the
23 eligibility of entities to participate in its programs, the
24 making of income share agreements or education loans,
25 provisions for default, the establishment of default reserve

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

6 Section 35. 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, income share agreement providers, financial
11 institutions, institutions of higher education, individuals,
12 corporations, qualified income share agreement or loan
13 origination and servicing organizations, governmental
14 entities, and any agencies or instrumentalities of the United
15 States an administrative fee in connection with services
16 provided pursuant to the Student Investment Account in such
17 amounts, at such times, and in such manner as may be prescribed
18 by the State Treasurer.

19 Section 40. Insurance. The State Treasurer or his or her
20 designee may charge and collect premiums for insurance on
21 income share agreements or education loans and other related
22 charges and pay such insurance premiums or a portion thereof
23 and other charges as are prudent.

1 Section 45. Wage deductions. The State Treasurer may deduct
2 from the salary, wages, commissions, and bonuses of any
3 employee in this State and, to the extent permitted by the laws
4 of the United States and individual states in which an employee
5 might reside, any employee outside the State of Illinois by
6 serving a notice of administrative wage garnishment on an
7 employer, in accordance with rules adopted by the State
8 Treasurer, for the recovery of an education loan debt or income
9 share agreement owned or serviced by the State Treasurer. Levy
10 must not be made until the State Treasurer has caused a demand
11 to be made on the employee, in a manner consistent with rules
12 adopted by the State Treasurer, such that the employee is
13 provided an opportunity to contest the existence or amount of
14 the income share agreement or education loan obligation.

15 Section 50. Investment policy. The State Treasurer shall
16 develop, publish, and implement one or more investment policies
17 covering the investment of moneys in accordance with this Act.

18 Section 55. Student Investment Account Administrative
19 Fund. The Student Investment Account Administrative Fund is
20 created as a non-appropriated separate and apart trust fund in
21 the State Treasury. Moneys in the Student Investment Account
22 Administrative Fund may be used by the State Treasurer to pay
23 expenses related to all aspects of operation and administration
24 of the Student Investment Account. The State Treasurer may

1 deposit a portion of the earnings of the investments in the
2 Student Investment Account and a portion of any administrative
3 fees, and the proceeds thereof, collected pursuant to Section
4 35 into the Student Investment Account Administrative Fund.

5 Section 60. Student Investment Account Loss Reserve Fund.
6 The Student Investment Account Loss Reserve Fund may be created
7 as a non-appropriated separate and apart trust fund in the
8 State Treasury. Moneys in the Student Investment Account Loss
9 Reserve Fund may be used by the State Treasurer to establish
10 loss reserve funds. The State Treasurer may deposit a portion
11 of the earnings of the investments in the Student Investment
12 Account and a portion of any administrative fees, and the
13 proceeds thereof, collected pursuant to Section 35 into the
14 Student Investment Account Loss Reserve Fund.

15 Section 65. Student Investment Account Assistance Fund.
16 The Student Investment Account Assistance Fund may be created
17 as a non-appropriated separate and apart trust fund in the
18 State Treasury. Moneys in the Student Investment Account
19 Assistance Fund may be used by the State Treasurer to provide
20 assistance to qualifying borrowers or income share agreement
21 participants. The State Treasurer may deposit a portion of the
22 earnings of the investments in the Student Investment Account
23 and a portion of any administrative fees, and the proceeds
24 thereof, collected pursuant to Section 35 into the Student

1 Investment Account Assistance Fund.

2 Section 70. Rules. The State Treasurer may adopt rules he
3 or she deems necessary or desirable to implement and administer
4 this Act.

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

7 (15 ILCS 520/22.5) (from Ch. 130, par. 41a)

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

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

1 delivered over as cash by a State Treasurer to his successor.

2 The State Treasurer may, with the approval of the Governor,
3 purchase any state bonds with any money in the State Treasury
4 that has been set aside and held for the payment of the
5 principal of and interest on the bonds. The bonds shall be
6 considered as cash and may be delivered over as cash by the
7 State Treasurer to his successor.

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 shares, withdrawable accounts, and
14 investment certificates of savings and building and loan
15 associations, incorporated under the laws of this State or any
16 other state or under the laws of the United States; provided,
17 however, that investments may be made only in those savings and
18 loan or building and loan associations the shares and
19 withdrawable accounts or other forms of investment securities
20 of which are insured by the Federal Deposit Insurance
21 Corporation.

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

1 form:

2 The Savings and Loan (or Building
3 and Loan) Association pledges not to reject arbitrarily
4 mortgage loans for residential properties within any
5 specific part of the community served by the savings and
6 loan (or building and loan) association because of the
7 location of the property. The savings and loan (or building
8 and loan) association also pledges to make loans available
9 on low and moderate income residential property throughout
10 the community within the limits of its legal restrictions
11 and prudent financial practices.

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

20 The State Treasurer may, with the approval of the Governor,
21 invest or reinvest any State money in the Treasury which is not
22 needed for current expenditure, due or about to become due, or
23 any money in the State Treasury which has been set aside and
24 held for the payment of the principal of and the interest on
25 any State bonds, in participations in loans, the principal of
26 which participation is fully guaranteed by an agency or

1 instrumentality of the United States government; provided,
2 however, that such loan participations are represented by
3 certificates issued only by banks which are incorporated under
4 the laws of this State or any other state or under the laws of
5 the United States, and such banks, but not the loan
6 participation certificates, are insured by the Federal Deposit
7 Insurance Corporation.

8 Whenever the total amount of vouchers presented to the
9 Comptroller under Section 9 of the State Comptroller Act
10 exceeds the funds available in the General Revenue Fund by
11 \$1,000,000,000 or more, then the State Treasurer may invest any
12 State money in the Treasury, other than money in the General
13 Revenue Fund, Health Insurance Reserve Fund, Attorney General
14 Court Ordered and Voluntary Compliance Payment Projects Fund,
15 Attorney General Whistleblower Reward and Protection Fund, and
16 Attorney General's State Projects and Court Ordered
17 Distribution Fund, which is not needed for current
18 expenditures, due or about to become due, or any money in the
19 State Treasury which has been set aside and held for the
20 payment of the principal of and the interest on any State bonds
21 with the Office of the Comptroller in order to enable the
22 Comptroller to pay outstanding vouchers. At any time, and from
23 time to time outstanding, such investment shall not be greater
24 than \$2,000,000,000. Such investment shall be deposited into
25 the General Revenue Fund or Health Insurance Reserve Fund as
26 determined by the Comptroller. Such investment shall be repaid

1 by the Comptroller with an interest rate tied to the London
2 Interbank Offered Rate (LIBOR) or the Federal Funds Rate or an
3 equivalent market established variable rate, but in no case
4 shall such interest rate exceed the lesser of the penalty rate
5 established under the State Prompt Payment Act or the timely
6 pay interest rate under Section 368a of the Illinois Insurance
7 Code. The State Treasurer and the Comptroller shall enter into
8 an intergovernmental agreement to establish procedures for
9 such investments, which market established variable rate to
10 which the interest rate for the investments should be tied, and
11 other terms which the State Treasurer and Comptroller
12 reasonably believe to be mutually beneficial concerning these
13 investments by the State Treasurer. The State Treasurer and
14 Comptroller shall also enter into a written agreement for each
15 such investment that specifies the period of the investment,
16 the payment interval, the interest rate to be paid, the funds
17 in the Treasury from which the Treasurer will draw the
18 investment, and other terms upon which the State Treasurer and
19 Comptroller mutually agree. Such investment agreements shall
20 be public records and the State Treasurer shall post the terms
21 of all such investment agreements on the State Treasurer's
22 official website. In compliance with the intergovernmental
23 agreement, the Comptroller shall order and the State Treasurer
24 shall transfer amounts sufficient for the payment of principal
25 and interest invested by the State Treasurer with the Office of
26 the Comptroller under this paragraph from the General Revenue

1 Fund or the Health Insurance Reserve Fund to the respective
2 funds in the Treasury from which the State Treasurer drew the
3 investment. Public Act 100-1107 ~~This amendatory Act of the~~
4 ~~100th General Assembly~~ shall constitute an irrevocable and
5 continuing authority for all amounts necessary for the payment
6 of principal and interest on the investments made with the
7 Office of the Comptroller by the State Treasurer under this
8 paragraph, and the irrevocable and continuing authority for and
9 direction to the Comptroller and Treasurer to make the
10 necessary transfers.

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

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

21 (2) Bonds, notes, debentures, or other similar
22 obligations of the United States of America, its agencies,
23 and instrumentalities.

24 (2.5) Bonds, notes, debentures, or other similar
25 obligations of a foreign government, other than the
26 Republic of the Sudan, that are guaranteed by the full

1 faith and credit of that government as to principal and
2 interest, but only if the foreign government has not
3 defaulted and has met its payment obligations in a timely
4 manner on all similar obligations for a period of at least
5 25 years immediately before the time of acquiring those
6 obligations.

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

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

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

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

1 (7) Short-term obligations of either corporations or
2 limited liability companies organized in the United States
3 with assets exceeding \$500,000,000 if (i) the obligations
4 are rated at the time of purchase at one of the 3 highest
5 classifications established by at least 2 standard rating
6 services and mature not later than 270 days from the date
7 of purchase, (ii) the purchases do not exceed 10% of the
8 corporation's or the limited liability company's
9 outstanding obligations, (iii) no more than one-third of
10 the public agency's funds are invested in short-term
11 obligations of either corporations or limited liability
12 companies, and (iv) the corporation or the limited
13 liability company has not been placed on the list of
14 restricted companies by the Illinois Investment Policy
15 Board under Section 1-110.16 of the Illinois Pension Code.

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

1 of corporations or limited liability companies; and (iv)
2 the corporation or the limited liability company has not
3 been placed on the list of restricted companies by the
4 Illinois Investment Policy Board under Section 1-110.16 of
5 the Illinois Pension Code. The authorization of the
6 Treasurer to invest in new obligations under this paragraph
7 shall expire on June 30, 2019.

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

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

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

21 (11) Investments made in accordance with the
22 Technology Development Act.

23 (12) Investments made in accordance with the Student
24 Investment Account Act.

25 For purposes of this Section, "agencies" of the United
26 States Government includes:

1 (i) the federal land banks, federal intermediate
2 credit banks, banks for cooperatives, federal farm credit
3 banks, or any other entity authorized to issue debt
4 obligations under the Farm Credit Act of 1971 (12 U.S.C.
5 2001 et seq.) and Acts amendatory thereto;

6 (ii) the federal home loan banks and the federal home
7 loan mortgage corporation;

8 (iii) the Commodity Credit Corporation; and

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

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

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

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

22 (110 ILCS 992/1-5)

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

24 "Applicant" means a person applying for a license pursuant

1 to this Act.

2 "Borrower" or "student loan borrower" means a person who
3 has received or agreed to pay a student loan for his or her own
4 educational expenses.

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

7 "Department" means the Department of Financial and
8 Professional Regulation.

9 "Division of Banking" means the Division of Banking of the
10 Department of Financial and Professional Regulation.

11 "Federal loan borrower eligible for referral to a repayment
12 specialist" means a borrower who possesses any of the following
13 characteristics:

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

16 (2) indicates that he or she is experiencing or
17 anticipates experiencing financial hardship, distress, or
18 difficulty making his or her payments;

19 (3) has missed 2 consecutive monthly payments;

20 (4) is at least 75 days delinquent;

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

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

25 (7) has not completed a course of study, as reflected
26 in the servicer's records, or the borrower identifies

1 himself or herself as not having completed a program of
2 study.

3 "Federal education loan" means any loan made, guaranteed,
4 or insured under Title IV of the federal Higher Education Act
5 of 1965.

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

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

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

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

21 "Private loan borrower eligible for referral to a repayment
22 specialist" means a borrower who possesses any of the following
23 characteristics:

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

26 (2) indicates that he or she is experiencing or

1 anticipates experiencing financial hardship, distress, or
2 difficulty making his or her payments.

3 "Requester" means any borrower or cosigner that submits a
4 request for assistance.

5 "Request for assistance" means all inquiries, complaints,
6 account disputes, and requests for documentation a servicer
7 receives from borrowers or cosigners.

8 "Secretary" means the Secretary of Financial and
9 Professional Regulation, or his or her designee, including the
10 Director of the Division of Banking of the Department of
11 Financial and Professional Regulation.

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

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

1 "Student loan" shall not include an extension of credit
2 under an open-end consumer credit plan, a reverse mortgage
3 transaction, a residential mortgage transaction, or any other
4 loan that is secured by real property or a dwelling.

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

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

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

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

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

19 "Student loan servicer" shall not include:

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

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

1 (3) an operating subsidiary where each owner of the
2 operating subsidiary is wholly owned by the same bank,
3 savings bank, savings association, or credit union
4 organized under the laws of the State or any other state or
5 under the laws of the United States;

6 (4) the Illinois Student Assistance Commission and its
7 agents when the agents are acting on the Illinois Student
8 Assistance Commission's behalf;

9 (5) a public postsecondary educational institution or
10 a private nonprofit postsecondary educational institution
11 servicing a student loan it extended to the borrower;

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

17 (7) any collection agency licensed under the
18 Collection Agency Act that is collecting post-default
19 debt;

20 (8) in connection with its responsibilities as a
21 guaranty agency engaged in default aversion, a State or
22 nonprofit private institution or organization having an
23 agreement with the U.S. Secretary of Education under
24 Section 428(b) of the Higher Education Act (20 U.S.C.
25 1078(B));

26 (9) a State institution or a nonprofit private

1 organization designated by a governmental entity to make or
2 service student loans, provided in each case that the
3 institution or organization services fewer than 20,000
4 student loan accounts of borrowers who reside in Illinois;

5 ~~or~~

6 (10) a law firm or licensed attorney that is collecting
7 post-default debt; ~~or-~~

8 (11) the State Treasurer.

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

10 Section 999. Effective date. This Act takes effect upon
11 becoming law."