

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 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
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 "Income share agreement" means an agreement between a

1 participant and an eligible institution of higher education or
2 an income share agreement provider approved by the State
3 Treasurer in which the participant agrees to pay a percentage
4 of the participant's future earnings for a fixed period in
5 exchange for funds to pay for their post-secondary education.

6 "Income share agreement provider" means an organization
7 that allows income share agreement participants to fund their
8 education by means of an income share agreement.

9 "Institution of higher education" means a post-secondary
10 educational institution located in Illinois and approved by the
11 State Treasurer.

12 "Participant" means a resident student who enters into an
13 income share agreement for the purpose of funding the
14 participant's attendance at an institution of higher
15 education.

16 "Student Investment Account" means that portion of the
17 Treasurer's State Investment Portfolio described in Section
18 15.

19 Section 15. Establishment of Student Investment Account.
20 The State Treasurer may allocate up to 5% of the Treasurer's
21 State Investment Portfolio to the Student Investment Account.
22 The 5% cap shall be calculated based on: (1) the balance of the
23 Treasurer's State Investment Portfolio at the inception of the
24 State's fiscal year; or (2) the average balance of the
25 Treasurer's State Investment Portfolio in the immediately

1 preceding 5 fiscal years, whichever number is greater.

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

12 Section 25. Operation of the Student Investment Account.
13 The State Treasurer may: originate, guarantee, acquire, and
14 service education loans; facilitate such arrangements between
15 borrowers and eligible lenders; and perform such other acts as
16 may be necessary or desirable in connection with the education
17 loans. The State Treasurer may receive, hold, and invest moneys
18 paid into the Student Investment Account and take such other
19 actions as are necessary to operate the Student Investment
20 Account. The State Treasurer may invest in, and enter into
21 contracts with, institutions that provide education loans. The
22 State Treasurer may also: enter into income share agreements
23 with participants; facilitate such arrangements between
24 participants and eligible income share agreement providers;

1 and perform such other acts as may be necessary or desirable in
2 connection with such income share agreements. The State
3 Treasurer may also deposit funds with financial institutions
4 that provide education loans.

5 Section 30. Administration of the Student Investment
6 Account. The State Treasurer may enter into such contracts and
7 guarantee agreements as are necessary to operate the Student
8 Investment Account with eligible lenders, financial
9 institutions, institutions of higher education, income share
10 agreement providers, individuals, corporations, and qualified
11 income share agreement or loan origination and servicing
12 organizations and with any governmental entity, including the
13 Illinois Student Assistance Commission, and with any agency or
14 instrumentality of the United States. The State Treasurer is
15 authorized to establish specific criteria governing the
16 eligibility of entities to participate in its programs, the
17 making of income share agreements or education loans,
18 provisions for default, the establishment of default reserve
19 funds, the purchase of default insurance, the provision of
20 prudent debt service reserves, and the furnishing by
21 participating entities of such additional guarantees of the
22 income share agreements or education loans as the State
23 Treasurer shall determine.

24 Section 35. Fees. The State Treasurer shall establish fees

1 to cover the costs of administration, recordkeeping,
2 marketing, and investment management related to the Student
3 Investment Account. The State Treasurer may pay eligible
4 lenders, income share agreement providers, financial
5 institutions, institutions of higher education, individuals,
6 corporations, qualified income share agreement or loan
7 origination and servicing organizations, governmental
8 entities, and any agencies or instrumentalities of the United
9 States an administrative fee in connection with services
10 provided pursuant to the Student Investment Account in such
11 amounts, at such times, and in such manner as may be prescribed
12 by the State Treasurer.

13 Section 40. Insurance. The State Treasurer or his or her
14 designee may charge and collect premiums for insurance on
15 income share agreements or education loans and other related
16 charges and pay such insurance premiums or a portion thereof
17 and other charges as are prudent.

18 Section 45. Wage deductions. The State Treasurer may deduct
19 from the salary, wages, commissions, and bonuses of any
20 employee in this State and, to the extent permitted by the laws
21 of the United States and individual states in which an employee
22 might reside, any employee outside the State of Illinois by
23 serving a notice of administrative wage garnishment on an
24 employer, in accordance with rules adopted by the State

1 Treasurer, for the recovery of an education loan debt or income
2 share agreement owned or serviced by the State Treasurer. Levy
3 must not be made until the State Treasurer has caused a demand
4 to be made on the employee, in a manner consistent with rules
5 adopted by the State Treasurer, such that the employee is
6 provided an opportunity to contest the existence or amount of
7 the income share agreement or education loan obligation.

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

11 Section 55. Student Investment Account Administrative
12 Fund. The Student Investment Account Administrative Fund is
13 created as a non-appropriated separate and apart trust fund in
14 the State Treasury. Moneys in the Student Investment Account
15 Administrative Fund may be used by the State Treasurer to pay
16 expenses related to all aspects of operation and administration
17 of the Student Investment Account. The State Treasurer may
18 deposit a portion of the earnings of the investments in the
19 Student Investment Account and a portion of any administrative
20 fees, and the proceeds thereof, collected pursuant to Section
21 35 into the Student Investment Account Administrative Fund.

22 Section 60. Student Investment Account Loss Reserve Fund.
23 The Student Investment Account Loss Reserve Fund may be created

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

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

20 Section 70. Rules. The State Treasurer may adopt rules he
21 or she deems necessary or desirable to implement and administer
22 this Act.

23 Section 900. The Deposit of State Moneys Act is amended by

1 changing Section 22.5 as follows:

2 (15 ILCS 520/22.5) (from Ch. 130, par. 41a)

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

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

20 The State Treasurer may, with the approval of the Governor,
21 purchase any state bonds with any money in the State Treasury
22 that has been set aside and held for the payment of the
23 principal of and interest on the bonds. The bonds shall be
24 considered as cash and may be delivered over as cash by the
25 State Treasurer to his successor.

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

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

21 The Savings and Loan (or Building
22 and Loan) Association pledges not to reject arbitrarily
23 mortgage loans for residential properties within any
24 specific part of the community served by the savings and
25 loan (or building and loan) association because of the
26 location of the property. The savings and loan (or building

1 and loan) association also pledges to make loans available
2 on low and moderate income residential property throughout
3 the community within the limits of its legal restrictions
4 and prudent financial practices.

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

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

1 Whenever the total amount of vouchers presented to the
2 Comptroller under Section 9 of the State Comptroller Act
3 exceeds the funds available in the General Revenue Fund by
4 \$1,000,000,000 or more, then the State Treasurer may invest any
5 State money in the Treasury, other than money in the General
6 Revenue Fund, Health Insurance Reserve Fund, Attorney General
7 Court Ordered and Voluntary Compliance Payment Projects Fund,
8 Attorney General Whistleblower Reward and Protection Fund, and
9 Attorney General's State Projects and Court Ordered
10 Distribution Fund, which is not needed for current
11 expenditures, due or about to become due, or any money in the
12 State Treasury which has been set aside and held for the
13 payment of the principal of and the interest on any State bonds
14 with the Office of the Comptroller in order to enable the
15 Comptroller to pay outstanding vouchers. At any time, and from
16 time to time outstanding, such investment shall not be greater
17 than \$2,000,000,000. Such investment shall be deposited into
18 the General Revenue Fund or Health Insurance Reserve Fund as
19 determined by the Comptroller. Such investment shall be repaid
20 by the Comptroller with an interest rate tied to the London
21 Interbank Offered Rate (LIBOR) or the Federal Funds Rate or an
22 equivalent market established variable rate, but in no case
23 shall such interest rate exceed the lesser of the penalty rate
24 established under the State Prompt Payment Act or the timely
25 pay interest rate under Section 368a of the Illinois Insurance
26 Code. The State Treasurer and the Comptroller shall enter into

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

1 paragraph, and the irrevocable and continuing authority for and
2 direction to the Comptroller and Treasurer to make the
3 necessary transfers.

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

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

14 (2) Bonds, notes, debentures, or other similar
15 obligations of the United States of America, its agencies,
16 and instrumentalities.

17 (2.5) Bonds, notes, debentures, or other similar
18 obligations of a foreign government, other than the
19 Republic of the Sudan, that are guaranteed by the full
20 faith and credit of that government as to principal and
21 interest, but only if the foreign government has not
22 defaulted and has met its payment obligations in a timely
23 manner on all similar obligations for a period of at least
24 25 years immediately before the time of acquiring those
25 obligations.

26 (3) Interest-bearing savings accounts,

1 interest-bearing certificates of deposit, interest-bearing
2 time deposits, or any other investments constituting
3 direct obligations of any bank as defined by the Illinois
4 Banking Act.

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

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

16 (6) Bankers' acceptances of banks whose senior
17 obligations are rated in the top 2 rating categories by 2
18 national rating agencies and maintain that rating during
19 the term of the investment.

20 (7) Short-term obligations of either corporations or
21 limited liability companies organized in the United States
22 with assets exceeding \$500,000,000 if (i) the obligations
23 are rated at the time of purchase at one of the 3 highest
24 classifications established by at least 2 standard rating
25 services and mature not later than 270 days from the date
26 of purchase, (ii) the purchases do not exceed 10% of the

1 corporation's or the limited liability company's
2 outstanding obligations, (iii) no more than one-third of
3 the public agency's funds are invested in short-term
4 obligations of either corporations or limited liability
5 companies, and (iv) the corporation or the limited
6 liability company has not been placed on the list of
7 restricted companies by the Illinois Investment Policy
8 Board under Section 1-110.16 of the Illinois Pension Code.

9 (7.5) Obligations of either corporations or limited
10 liability companies organized in the United States, that
11 have a significant presence in this State, with assets
12 exceeding \$500,000,000 if: (i) the obligations are rated at
13 the time of purchase at one of the 3 highest
14 classifications established by at least 2 standard rating
15 services and mature more than 270 days, but less than 5
16 years, from the date of purchase; (ii) the purchases do not
17 exceed 10% of the corporation's or the limited liability
18 company's outstanding obligations; (iii) no more than 5% of
19 the public agency's funds are invested in such obligations
20 of corporations or limited liability companies; and (iv)
21 the corporation or the limited liability company has not
22 been placed on the list of restricted companies by the
23 Illinois Investment Policy Board under Section 1-110.16 of
24 the Illinois Pension Code. The authorization of the
25 Treasurer to invest in new obligations under this paragraph
26 shall expire on June 30, 2019.

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

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

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

14 (11) Investments made in accordance with the
15 Technology Development Act.

16 (12) Investments made in accordance with the Student
17 Investment Account Act.

18 For purposes of this Section, "agencies" of the United
19 States Government includes:

20 (i) the federal land banks, federal intermediate
21 credit banks, banks for cooperatives, federal farm credit
22 banks, or any other entity authorized to issue debt
23 obligations under the Farm Credit Act of 1971 (12 U.S.C.
24 2001 et seq.) and Acts amendatory thereto;

25 (ii) the federal home loan banks and the federal home
26 loan mortgage corporation;

- 1 (iii) the Commodity Credit Corporation; and
2 (iv) any other agency created by Act of Congress.

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

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

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

15 (110 ILCS 992/1-5)

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

17 "Applicant" means a person applying for a license pursuant
18 to this Act.

19 "Borrower" or "student loan borrower" means a person who
20 has received or agreed to pay a student loan for his or her own
21 educational expenses.

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

24 "Department" means the Department of Financial and

1 Professional Regulation.

2 "Division of Banking" means the Division of Banking of the
3 Department of Financial and Professional Regulation.

4 "Federal loan borrower eligible for referral to a repayment
5 specialist" means a borrower who possesses any of the following
6 characteristics:

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

9 (2) indicates that he or she is experiencing or
10 anticipates experiencing financial hardship, distress, or
11 difficulty making his or her payments;

12 (3) has missed 2 consecutive monthly payments;

13 (4) is at least 75 days delinquent;

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

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

18 (7) has not completed a course of study, as reflected
19 in the servicer's records, or the borrower identifies
20 himself or herself as not having completed a program of
21 study.

22 "Federal education loan" means any loan made, guaranteed,
23 or insured under Title IV of the federal Higher Education Act
24 of 1965.

25 "Income-driven payment plan certification" means the
26 documentation related to a federal student loan borrower's

1 income or financial status the borrower must submit to renew an
2 income-driven repayment plan.

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

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

10 "Other repayment plans" means the Standard Repayment Plan,
11 the Graduated Repayment Plan, the Extended Repayment Plan, or
12 any other federal student loan repayment plan not based on a
13 borrower's income.

14 "Private loan borrower eligible for referral to a repayment
15 specialist" means a borrower who possesses any of the following
16 characteristics:

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

19 (2) indicates that he or she is experiencing or
20 anticipates experiencing financial hardship, distress, or
21 difficulty making his or her payments.

22 "Requester" means any borrower or cosigner that submits a
23 request for assistance.

24 "Request for assistance" means all inquiries, complaints,
25 account disputes, and requests for documentation a servicer
26 receives from borrowers or cosigners.

1 "Secretary" means the Secretary of Financial and
2 Professional Regulation, or his or her designee, including the
3 Director of the Division of Banking of the Department of
4 Financial and Professional Regulation.

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

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

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

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

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

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

6 (3) The borrower fails to graduate or successfully
7 complete his or her education program and has a balance due
8 at the time of his or her disenrollment from the
9 postsecondary institution.

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

12 "Student loan servicer" shall not include:

13 (1) a bank, savings bank, savings association, or
14 credit union organized under the laws of the State or any
15 other state or under the laws of the United States;

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

20 (3) an operating subsidiary where each owner of the
21 operating subsidiary is wholly owned by the same bank,
22 savings bank, savings association, or credit union
23 organized under the laws of the State or any other state or
24 under the laws of the United States;

25 (4) the Illinois Student Assistance Commission and its
26 agents when the agents are acting on the Illinois Student

1 Assistance Commission's behalf;

2 (5) a public postsecondary educational institution or
3 a private nonprofit postsecondary educational institution
4 servicing a student loan it extended to the borrower;

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

10 (7) any collection agency licensed under the
11 Collection Agency Act that is collecting post-default
12 debt;

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

19 (9) a State institution or a nonprofit private
20 organization designated by a governmental entity to make or
21 service student loans, provided in each case that the
22 institution or organization services fewer than 20,000
23 student loan accounts of borrowers who reside in Illinois;

24 ~~or~~

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

1 (11) the State Treasurer.

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

3 Section 999. Effective date. This Act takes effect upon
4 becoming law.