

**HOPE Scholarship Program  
at Public Institutions**

**REGULATIONS – 100.**

**2015 - 2016 Award Year**



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2082 East Exchange Place  
Tucker, Georgia 30084

## **101. Table of Contents.**

Section	Page
100. HOPE Scholarship Program Regulations.	1
101. Table of Contents.	2
102. Program Overview.	6
103. Definitions. (Electronic Link)	7
104. General Eligibility Requirements.	7
104.1. Citizenship.	7
104.2. Georgia Residency.	7
104.3. Enrollment Status.	8
104.4. Satisfactory Academic Progress.	8
104.5. Selective Service Registration.	8
104.6. Defaulted Loan or Refund Due.	9
104.7. Georgia Drug-Free Act.	9
104.8. Incarceration.	10
105. Program Specific Eligibility Requirements.	11
105.1. HOPE Scholarship Calculation.	11
105.2. Academic Rigor Requirements.	12
105.3. First-Tier Academic Requirements.	13
105.4. First-Tier Academic Requirements: Retroactive Eligibility.	14
105.5. First-Tier Academic Requirements: 80 <sup>th</sup> Percentile Eligibility.	15
105.6. First-Tier Academic Checkpoints.	15
105.7. Second-Tier Academic Requirements.	16
105.8. Second-Tier Academic Checkpoints.	16
105.9. Third-Tier Academic Requirements.	17

105.10. Third-Tier Academic Checkpoints.	18
105.11. Fourth-Tier Academic Requirements.	18
105.12. Grade Changes and Incompletes.	20
105.13. Attempted-Hours Limit.	20
105.14. Attempted-Hours Calculation.	21
105.15. Combined Paid-Hours Limit.	23
105.16. Attainment of a Baccalaureate Degree.	23
105.17. Seven Year Limit.	23
105.18. Eligibility after Losing HOPE at Two Checkpoints.	24
106. Eligible and Ineligible Coursework	25
106.1. Joint Enrollment and Dual Credit Enrollment Coursework.	25
106.2. Learning Support Coursework.	25
106.3. Coursework Exemptions.	25
106.4. Distance Learning Coursework.	25
106.5. Transient Coursework.	26
106.6. Study Away Coursework.	26
106.7. Continuing Education and Audit Coursework.	27
106.8. Board of Regents Test Preparation Coursework.	27
106.9. First Professional Degree Program.	27
106.10. Total Withdrawal from Coursework.	27
107. Student Application Requirements.	28
107.1. Application Forms.	28
107.2. Application Deadline Date.	29
107.3. Application for Subsequent Years.	29
108. Award Requirements.	30

108.1. Tuition Awards.	30
108.2. Per Credit Hour Awards.	30
108.3. Awards Per School Term.	30
108.4. Student Notification of Award.	30
108.5. Effect of Other Aid on HOPE Scholarship Eligibility.	31
109. Invoicing Requirements.	32
109.1. Submission of Invoices.	32
109.2. Payment of Invoices.	32
109.3. Tuition Payments.	33
110. Student Refunds.	34
110.1. Calculation of Refunds.	34
110.2. Collection of Refunds.	35
110.3. Emergency Military Duty.	35
111. Reconciliation Requirements.	36
111.1. Term-Reconciliation.	36
111.2. Fiscal Year End Reconciliation.	36
112. Records Retention Requirements.	37
112.1. Length of Retention.	37
112.2. Documentation.	37
112.3. Extended Retention.	38
113. Administrative Reviews and Exceptions.	39
113.1. Administrative Reviews.	39
113.2. Requesting an Exception.	39
113.3. Guidelines for Approval of an Exception Request.	42
113.4. Guidelines for Denial of an Exception Request.	45

114. Compliance Reviews.	47
114.1. Compliance Review Policy.	47
114.2. Compliance Review Process.	47
114.3. Institutional Repayment.	48

## **102. Program Overview.**

The HOPE Scholarship Program is a merit-based scholarship program with specific academic and grade point average eligibility requirements. The purpose of the HOPE Scholarship Program is to encourage the academic achievement of Georgia's high school students and Georgians seeking Degrees from postsecondary institutions located in Georgia.

An eligible student seeking a Degree from a University System of Georgia (USG) or Technical College System of Georgia (TCSG) institution may receive a HOPE Award Amount to be determined by the Georgia Student Finance Commission (GSFC).

The HOPE Scholarship Program for students attending Georgia's public postsecondary institutions was created beginning with the 1993-1994 Award Year (State Fiscal Year 1994). The program is fully funded by the Georgia Lottery for Education and administered by GSFC, in accordance with the Official Code of Georgia Annotated (O.C.G.A.) §20-3-519, et. seq.

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**103. Definitions.** (Electronic Link)

**104. General Eligibility Requirements.**

**104.1. Citizenship.**

1. A student must be a United States Citizen or an Eligible Non-Citizen for 12 consecutive months immediately prior to the first day of classes of the school term for which the HOPE Scholarship is sought. Employees of the Free Trade Area of the Americas (FTAA), their spouses, and their dependents are not exempt from this requirement.

**104.2. Georgia Residency.**

1. A student entering the HOPE Scholarship Program at any Tier and attending a USG or TCSG institution who meets the Georgia Residency requirements of the Board of Regents (BOR) or the State Board of TCSG at the time of his or her high school graduation, Home Study program completion or successful General Educational Development (GED) test date, must also meet such Georgia Residency requirements for 12 consecutive months immediately prior to the first day of classes of the school term for which the HOPE Scholarship is sought.
2. A student who does not meet the Georgia Residency requirements of the BOR or the State Board of TCSG at the time of high school graduation, Home Study program completion or successful GED test date, must meet such Georgia Residency requirements for 24 consecutive months immediately prior to the first day of classes of the school term for which the HOPE Scholarship is sought.
3. Military Personnel, Military Spouses, or Dependent Children, shall be treated as a Georgia Resident for purposes of HOPE Scholarship eligibility, if the Military Personnel is stationed in Georgia on active duty or lists Georgia as his or her home of record.
  - a. If the USG or TCSG institution grants a Military Personnel Out-of-State Tuition Waiver, then such student meets the Georgia Residency requirements of the HOPE Scholarship.
  - b. No Out-of-State Tuition Waiver, other than for Military Personnel and their dependents, applies to students in the HOPE Scholarship Program.
4. Full-time employees of the FTAA, who are recognized by the United States Department of State as based in Georgia, their spouses, and their dependents are considered to meet the Georgia Residency requirements for participation

in the HOPE Scholarship Program, regardless of the length of time they have resided in Georgia.

5. A student, who was correctly determined to meet the Georgia Residency requirements for purposes of HOPE Scholarship eligibility and began receiving HOPE Scholarship payment, will continue to meet the Georgia Residency requirements for purposes of HOPE Scholarship eligibility, unless he or she has a break in Enrollment of two or more consecutive semesters or quarters and resides outside of Georgia for 12 or more consecutive months.
  - a. If such student later returns to Georgia, he or she must re-establish Georgia Residency for 12 consecutive months, (in accordance with *Section 104.2.1*. before regaining HOPE Scholarship eligibility.
6. A student who has a break in Enrollment of two or more consecutive semesters or quarters and resides outside Georgia for less than 12 consecutive months and then later returns to Georgia and Enrolls in an Eligible Postsecondary Institution within 12 consecutive months from his or her most recent date of Enrollment in an Eligible Postsecondary Institution will continue to meet the Georgia Residency requirements for purposes of HOPE Scholarship eligibility.

#### **104.3. Enrollment Status.**

1. A student must be Enrolled at a USG or TCSG Eligible Postsecondary Institution in a Matriculated status leading to a Degree. The Degree program of study must be approved by the USG Board of Regents or the State Board of TCSG.
2. A student enrolled at an Eligible Postsecondary Institution is eligible for the HOPE Scholarship regardless of the number of credit hours for which he or she is Enrolled during a school term. Half-Time or Full-Time Enrollment is not a requirement.
  - a. For the school term in which a student reaches the Attempted-Hours or Combined Paid-Hours limit of 127 semester or 190 quarter hours, the student can be paid only for the hours up to the Attempted-Hours or Combined Paid-Hours limit. However, a student who will reach the Attempted-Hours or Paid-Hours limit with a fraction of an hour remaining can be paid for a full hour.

#### **104.4. Satisfactory Academic Progress.**

1. A student must maintain Satisfactory Academic Progress (SAP), as defined and certified by his or her Eligible Postsecondary Institution.

#### **104.5. Selective Service Registration.**



1. A student must be in compliance with United States Selective Service System requirements, where applicable, prior to the HOPE Scholarship application deadline (refer to *Section 107.2.*) in order to be eligible for HOPE Scholarship payment for such school term.

#### **104.6. Defaulted Loan or Refund Due.**

1. A student must not be in default on a Federal Title IV or State of Georgia educational loan, or owe a refund due to an over-award on a Federal Title IV or State of Georgia student financial aid program, or in any other way be in violation of Federal Title IV Programs Regulations or State of Georgia student financial aid program regulations. A student must meet the requirements of this section at the time funds are disbursed by GSFC on behalf of the student.
2. A student's default status can be resolved in one of four ways:
  - a. Completing an acceptable rehabilitation plan;
  - b. Having the loan repurchased by the original lender and the default status reversed;
  - c. Consolidating the loan out of a default status; or
  - d. Receiving an approved Title IV debt settlement, to include a compromised settlement.
3. A student's State of Georgia refund due status can be resolved by:
  - a. Paying the refund due to the Eligible Postsecondary Institution at which the over-award occurred. The Eligible Postsecondary Institution will then forward the payment to GSFC.
4. If such student has repaid the defaulted loan or refund due in full, or resolved the default status, then he or she may be eligible to receive state scholarship or grant funds beginning with the school term in which repayment was made in full but not retroactively for previous school terms.

#### **104.7. Georgia Drug-Free Act.**

1. A student convicted of committing certain felony offenses involving marijuana, controlled substances, or dangerous drugs, may be ineligible for HOPE Scholarship payment from the date of conviction to the completion of the following school term, in accordance with the Georgia Drug-Free Postsecondary Education Act of 1990, O.C.G.A. §20-1-20, et. seq.

#### **104.8. Incarceration.**

1. A student seeking a Degree from an Eligible Postsecondary Institution is ineligible for HOPE Scholarship payment while Incarcerated. Upon release from Incarceration, such student may begin receiving HOPE Scholarship payments, if he or she meets all HOPE Scholarship eligibility requirements. Degree credit hours attempted while Incarcerated must be counted as Attempted-Hours for purposes of HOPE Scholarship eligibility.

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## **105. Program Specific Eligibility Requirements.**

### **105.1. HOPE Scholarship Calculation.**

1. Beginning with the High School Graduating Class of 2007, Eligible High Schools located in Georgia are required to provide GSFC with electronic academic transcripts for all graduating students, at the time and in the format prescribed by GSFC. GSFC shall use such transcript data to calculate each student's cumulative grade point average for purposes of HOPE Scholarship eligibility.
  - a. If the transcript for the school from which the student graduated does not show the student's complete academic record for 9th, 10th, 11th and 12th grades, additional transcripts must be provided from all other schools attended during those years.
  - b. Calculation of the grade point average will not occur until official academic transcripts showing a complete high school academic record are received.
2. A student who graduates from an Eligible High School, that is not located in Georgia, shall provide GSFC with an official academic transcript upon high school graduation. GSFC shall use such transcript data to calculate the student's cumulative grade point average for purposes of HOPE Scholarship eligibility.
  - a. If the transcript for the school from which the student graduated does not show the student's complete academic record for 9th, 10th, 11th and 12th grades, additional transcripts must be provided from all other schools attended during those years.
  - b. Calculation of the grade point average will not occur until official academic transcripts showing a complete high school academic record are received.
3. All of the academic requirements for designation as a HOPE Scholar and for meeting academic requirements for the HOPE Scholarship at the First-Tier also apply to any student previously designated as a HOPE Scholar from a High School Graduating Class prior to the Class of 2007 if the student did not Enroll for the first time at an Eligible Postsecondary Institution before May 1, 2007.
  - a. GSFC shall recalculate the high school grade point average for purpose of the HOPE Scholarship for such students.
4. When calculating a student's high school grade point average for purposes of HOPE Scholar designation, and for meeting the HOPE Scholarship academic requirements at the First-Tier, GSFC will remove the weighted portion, if any, added by the student's Eligible High School, from any grade earned from

Advanced Placement, International Baccalaureate, or Dual Credit Enrollment coursework and convert the grade to a 4.00 scale.

5. GSFC will add a standard weight, up to the maximum of a 4.00 grade, as indicated in the following chart:

<b>Academic Year Course Attempted</b>	<b>Advanced Placement Courses</b>	<b>International Baccalaureate Courses</b>	<b>Dual Credit Enrollment Courses</b>
Prior to 2006-2007	1.0	1.0	0
2006-2007 through 2012-2013	.5	.5	0
2013-2014 and later	.5	.5	.5 for students graduating high school July 1, 2013 or later

6. Grades for Honors or other special courses will not be weighted. GSFC will remove the weighted portion, if any, added by the student's Eligible High School from any grade earned from Honors or other special courses.

### **105.2. Academic Rigor Requirements.**

1. Beginning with the High School Graduating Class of 2015, a student meeting the requirements to be a HOPE Scholar at the time of high school graduation must earn a minimum of two full credits from the academic rigor course categories listed below prior to graduating from high school.
2. For the High School Graduating Class of 2016, a student meeting the requirements to be a HOPE Scholar at the time of high school graduation must earn a minimum of three full credits from the academic rigor course categories listed below prior to graduating from high school.
3. For the High School Graduating Class of 2017, a student meeting the requirements to be a HOPE Scholar at the time of high school graduation must earn a minimum of four full credits from the academic rigor course categories listed below prior to graduating from high school.
4. Credits received for academic rigor courses must be selected from the categories below:
  - a. Advanced math, such as advanced algebra and trigonometry, math III, taken at the high school, or an equivalent or higher course taken for degree level credit at an Eligible Postsecondary Institution;
  - b. Advanced science, such as chemistry, physics, biology II, taken at the high school, or an equivalent or higher course taken for degree level credit at an Eligible Postsecondary Institution;

- c. Foreign language courses taken at the high school, or taken for degree level credit at an Eligible Postsecondary Institution; or
- d. Advanced Placement, International Baccalaureate or Dual Credit Enrollment courses in Core subjects.

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- 5. Students that graduate from an Eligible High School, including Home Study students who receive a diploma and transcript from an Accredited High School Program, must meet rigor requirements. The rigor requirement does not extend to students completing a Home Study program who have not received a diploma and transcript from an Accredited High School Program, graduating from an ineligible high school, or receiving a diploma pursuant to a petition to the local school board in accordance to O.C.G.A. §20-2-281.
- 6. Home Study students who graduate from an Accredited High School Program and submit a transcript for evaluation for purposes of HOPE Scholarship eligibility must satisfy the same Academic Rigor requirements as a graduate from an Eligible High School.

### **105.3. First-Tier Academic Requirements.**

- 1. Beginning with the High School Graduating Class of 2012, students must graduate from an Eligible High School with a minimum of a 3.00 cumulative grade point average on a 4.00 scale, in order to meet the academic requirements as a HOPE Scholar for the HOPE Scholarship at the First-Tier.
  - a. Each grade earned for attempted coursework in English, mathematics, science, social studies and foreign language during the student's 9th, 10th, 11th and 12th grade year that could, according to Georgia Department of Education classification, be used to satisfy a Core curriculum graduation requirement must be equated to a grade on a 4.00 scale, such that a grade of "A" equals 4.00, "B" equals 3.00, "C" equals 2.00, "D" equals 1.00, and "F" equals 0.
- 2. Beginning with the High School Graduating Class of 2007, through the High School Graduating Class of 2011, students meeting the college preparatory curriculum track requirements must graduate from an Eligible High School with a minimum of a 3.00 cumulative grade point average on a 4.00 scale, in order to meet the academic requirements as a HOPE Scholar for the HOPE Scholarship at the First-Tier.
  - a. Each grade earned for attempted coursework in English, mathematics, science, social studies, and foreign language, that could, according to Georgia Department of Education classification, be used to satisfy a Core curriculum graduation requirement for the college preparatory diploma, must be equated to a grade on a 4.00 scale, such that a grade of "A" equals 4.00, "B" equals 3.00, "C" equals 2.00, "D" equals 1.00, and "F" equals 0.

3. Beginning with the High School Graduating Class of 2007, through the High School Graduating Class of 2011, students meeting the career/technology curriculum track requirements must graduate from an Eligible High School with a minimum of a 3.20 cumulative grade point average on a 4.00 scale, in order to meet the academic requirements as a HOPE Scholar for the HOPE Scholarship at the First-Tier.
  - a. Each grade earned for attempted coursework in English, mathematics, science, and social studies that could, according to Georgia Department of Education classification, be used to satisfy a Core curriculum graduation requirement for the career/technology diploma, must be equated to a grade on a 4.00 scale, such that a grade of “A” equals 4.00, “B” equals 3.00, “C” equals 2.00, “D” equals 1.0, and “F” equals 0.
4. Students that graduate from an Eligible High School, including Home Study students who receive a diploma and transcript from an Accredited High School Program, must meet rigor requirements. The rigor requirement does not extend to students completing a Home Study program who have not received a diploma and transcript from an Accredited High School Program, graduating from an ineligible high school, or receiving a diploma pursuant to a petition to the local school board in accordance to O.C.G.A. §20-2-281. A Home Study student not graduating from an Accredited High School Program, or an ineligible high school graduate, may only obtain academic HOPE Scholarship eligibility for the First-Tier retroactively or through the 80<sup>th</sup> percentile qualification.

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#### **105.4. First-Tier Academic Requirements: Retroactive Eligibility.**

1. A student, may receive a retroactive HOPE Scholarship payment for the First-Tier if such student earns at least a 3.00 Postsecondary Cumulative Grade Point Average after having accumulated 30 semester or 45 quarter Attempted-Hours of Degree credit (not including any Degree credit attempted prior to ineligible high school graduation or Home Study program completion) and meets all other HOPE Scholarship requirements, including the End-of-Spring and Three-Term Checkpoints, if such student:
  - a. Graduated from a high school in 1997 or later that is not an Eligible High School; or
  - b. Completed a Home Study program, in 1997 or later.
2. In order for such student to be eligible for the HOPE Scholarship retroactively for the First-Tier, the student must have met Georgia Residency requirements at the time he or she graduated from the ineligible high school or completed the Home Study requirements.

3. The student must request an eligibility determination by submitting a request and all supporting official transcripts to GSFC prior to the last day of the term following the term (excluding Summer term) in which 30 semester or 45 quarter hours were attempted.

#### **105.5. First-Tier Academic Requirements: 80<sup>th</sup> Percentile Eligibility.**

1. A student who earned at least an eightieth percentile score from a single National Administration of a standardized college admission test, such as the Scholastic Aptitude Test (SAT) or the American College Test (ACT), as compared to the national composite for the academic year in which the student earned the score, meets the academic requirements of HOPE Scholarship at the First-Tier, if such student:
  - a. Graduated from a high school that is not an Eligible High School; or
  - b. Completed a Home Study program; or
  - c. Received a GED diploma that was awarded by TCSG after June 30, 1993.
2. In order for such student to be eligible for the HOPE Scholarship at the First-Tier, the student must have met Georgia Residency requirements at the time he or she graduated from high school, completed the Home Study requirements or tested for his or her GED.
3. The student must request an eligibility determination by submitting a request and official SAT or ACT test scores to GSFC prior to the last day of the term in which 30 semester or 45 quarter were attempted.

#### **105.6. First-Tier Academic Checkpoints.**

1. A First-Tier student may receive HOPE Scholarship payment through the school term in which he or she has accumulated at least 30 semester or 45 quarter Attempted-Hours, unless such student first reaches an End-of-Spring Checkpoint or Three-Term Checkpoint with less than a 3.00 Postsecondary Cumulative Grade Point Average.
2. A First-Tier student Enrolled Full-Time during at least one term must have a Postsecondary Cumulative Grade Point Average of at least a 3.00 at the end of Spring term (End-of-Spring Checkpoint), in order to continue eligibility beyond Spring term.
3. A First-Tier student Enrolled less than Full-Time for each of his or her first three school terms must have a Postsecondary Cumulative Grade Point Average of at least a 3.00 at the end of his or her third term (Three-Term Checkpoint), in order to continue eligibility beyond the third term.

4. A First-Tier student who was Enrolled less than Full-Time per term during his or her first two terms, but Full-Time during his or her third term and the third term is after the End-of-Spring Checkpoint, is eligible to continue receiving the HOPE Scholarship at the First-Tier until such student has accumulated 30 semester or 45 quarter Attempted-Hours (Second-Tier Checkpoint), or reaches the next End-of-Spring Checkpoint, whichever occurs first.

#### **105.7. Second-Tier Academic Requirements.**

1. A student must have accumulated at least 30 semester or 45 quarter Attempted-Hours, but less than 60 semester or 90 quarter Attempted-Hours, and have earned a Postsecondary Cumulative Grade Point Average of at least 3.00 at the end of the school term in which he or she has accumulated at least 30 semester or 45 quarter Attempted-Hours (Second-Tier Checkpoint), to remain academically eligible for HOPE Scholarship payment for the Second-Tier.
2. Eligibility at the First-Tier is not a requirement or prerequisite for eligibility at the Second-Tier. A student who was not previously eligible for the HOPE Scholarship may enter the HOPE Scholarship Program at the Second-Tier Checkpoint, if he or she meets all other HOPE Scholarship requirements.
3. A student who lost his or her HOPE Scholarship eligibility as a First-Tier recipient for failure to earn a 3.00 Postsecondary Cumulative Grade Point Average at the End-of-Spring Checkpoint or at his or her Three-Term Checkpoint and who has not yet reached the Second-Tier Checkpoint, can regain HOPE Scholarship eligibility for the Second-Tier if:
  - a. His or her Postsecondary Cumulative Grade Point Average is at least a 3.00 at the end of the school term he or she has accumulated at least 30 semester or 45 quarter Attempted-Hours (Second-Tier Checkpoint); and
  - b. Such student meets all other HOPE Scholarship requirements; and
  - c. The student has not previously lost HOPE Scholarship eligibility at any two Checkpoints since Fall term 2011.

#### **105.8. Second-Tier Academic Checkpoints.**

1. A student is eligible to continue receiving the HOPE Scholarship at the Second-Tier through the school term he or she has accumulated 60 semester or 90 quarter Attempted-Hours (Third-Tier Checkpoint), unless such student first reaches an End-of-Spring Checkpoint with a Postsecondary Cumulative Grade Point Average less than a 3.00.
2. A student who earned a Postsecondary Cumulative Grade Point Average of at least a 3.00 at the end of the school term in which he or she has accumulated at least 30 semester or 45 quarter Attempted-Hours (Second-Tier Checkpoint) can gain HOPE Scholarship eligibility, at any time, during the Second-Tier,



even though he or she did not meet one or more of the other eligibility requirements at the time he or she reached the Second-Tier Checkpoint. Such student must meet all of the eligibility requirements in order that he or she may receive HOPE payment for a specific school term.

### **105.9. Third-Tier Academic Requirements.**

1. A student must have accumulated at least 60 semester or 90 quarter Attempted-Hours, but less than 90 semester or 135 quarter Attempted-Hours, and have earned a Postsecondary Cumulative Grade Point Average of at least 3.00 at the end of the school term in which he or she has accumulated at least 60 semester or 90 quarter Attempted-Hours (Third-Tier Checkpoint), to remain academically eligible for HOPE Scholarship payment for the Third-Tier.
2. Eligibility at the First-Tier and/or Second-Tier is not a requirement or prerequisite for eligibility at the Third-Tier. A student who was not previously eligible for HOPE Scholarship may enter the HOPE Scholarship Program at the Third-Tier Checkpoint, if he or she meets all other HOPE Scholarship requirements.
3. A student who lost his or her HOPE Scholarship eligibility as a First-Tier recipient, for failure to earn at least a 3.00 Postsecondary Cumulative Grade Point Average at the end of the school term he or she accumulated at least 30 semester or 45 quarter Attempted-Hours (Second-Tier Checkpoint), or at the End-of-Spring Checkpoint, or at his or her Three-Term Checkpoint can regain HOPE Scholarship eligibility for the Third-Tier if:
  - a. His or her Postsecondary Cumulative Grade Point Average is at least a 3.00 at the end of the term he or she accumulated at least 60 semester or 90 quarter Attempted-Hours (Third-Tier Checkpoint); and
  - b. Such student meets all other HOPE Scholarship requirements; and
  - c. The student has not previously lost HOPE Scholarship eligibility at any two Checkpoints since Fall term 2011.
4. A student who lost his or her HOPE Scholarship eligibility as a Second-Tier recipient, for failure to earn at least a 3.00 Postsecondary Cumulative Grade Point Average at the End-of-Spring Checkpoint and who has not yet reached the Third-Tier Checkpoint, can regain HOPE Scholarship eligibility for the Third-Tier if:
  - a. His or her Postsecondary Cumulative Grade Point Average is at least a 3.00 at the end of the term he or she accumulated at least 60 semester or 90 quarter Attempted-Hours (Third-Tier Checkpoint); and
  - b. Such student meets all other HOPE Scholarship requirements; and

- c. The student has not previously lost HOPE Scholarship eligibility at any two Checkpoints since Fall term 2011.

#### **105.10. Third-Tier Academic Checkpoints.**

1. A student is eligible to continue receiving the HOPE Scholarship at the Third-Tier through the school term he or she has accumulated 90 semester or 135 quarter Attempted-Hours (Fourth-Tier Checkpoint), unless such student first reaches an End-of-Spring Checkpoint with less than a Postsecondary Cumulative grade Point Average of 3.00.
2. A student who earned a Postsecondary Cumulative Grade Point Average of at least a 3.00 at the end of the school term in which he or she has accumulated at least 60 semester or 90 quarter Attempted-Hours (Third-Tier Checkpoint) can gain HOPE Scholarship eligibility, at any time, during the Third-Tier, even though he or she did not meet one or more of the other eligibility requirements at the time he or she reached the Third-Tier Checkpoint. Such student must meet all of the eligibility requirements in order to receive HOPE payment for a specific school term.

#### **105.11. Fourth-Tier Academic Requirements.**

1. A student must have accumulated at least 90 semester or 135 quarter Attempted-Hours, but not more than 127 semester or 190 quarter Attempted-Hours, and have earned a Postsecondary Cumulative Grade Point Average of at least 3.00 at the end of the school term in which he or she accumulated at least 90 semester or 135 quarter Attempted-Hours (Fourth-Tier Checkpoint), to remain academically eligible for HOPE Scholarship payment at the Fourth-Tier.
2. Eligibility at the First-Tier, Second-Tier, and/or Third-Tier is not a requirement or prerequisite for eligibility at the Fourth-Tier. A student who was not previously eligible for the HOPE Scholarship may enter the HOPE Scholarship Program at the Fourth-Tier Checkpoint, if he or she meets all other HOPE Scholarship requirements.
3. A student who lost his or her HOPE Scholarship eligibility as a First-Tier recipient, for failure to earn at least a 3.00 Postsecondary Cumulative Grade Point Average at the end of the school term he or she accumulated at least 30 semester or 45 quarter Attempted-Hours (Second-Tier Checkpoint), or at the End-of-Spring Checkpoint, or at his or her Three-Term Checkpoint can regain HOPE Scholarship eligibility for the Fourth-Tier if:
  - a. His or her Postsecondary Cumulative Grade Point Average is at least a 3.00 at the end of the term he or she accumulated at least 90 semester or 135 quarter Attempted-Hours (Fourth-Tier Checkpoint); and
  - b. Such student meets all other HOPE Scholarship requirements; and

- c. The student has not previously lost HOPE Scholarship eligibility at any two Checkpoints since Fall term 2011.
4. A student who lost his or her HOPE Scholarship eligibility as a Second-Tier recipient, for failure to earn at least a 3.00 Postsecondary Cumulative Grade Point Average at the end of the school term he or she accumulated at least 60 semester or 90 quarter Attempted-Hours (Third-Tier Checkpoint) or at the End-of-Spring Checkpoint, can regain HOPE Scholarship eligibility for the Fourth-Tier if:
  - a. His or her Postsecondary Cumulative Grade Point Average is at least a 3.00 at the end of the term he or she accumulated at least 90 semester or 135 quarter Attempted-Hours (Fourth-Tier Checkpoint); and
  - b. Such student meets all other HOPE Scholarship requirements; and
  - c. The student has not previously lost HOPE Scholarship eligibility at any two Checkpoints since Fall term 2011.
5. A HOPE Scholarship recipient at the Third-Tier, who failed to earn at least a 3.00 Postsecondary Cumulative Grade Point Average at an End-of-Spring Checkpoint and who has not yet reached the Fourth-Tier Checkpoint, can regain HOPE Scholarship eligibility if:
  - a. His or her Postsecondary Cumulative Grade Point Average is at least a 3.00 at the end of the term he or she accumulated at least 90 semester or 135 quarter Attempted-Hours (Fourth-Tier Checkpoint); and
  - b. Such student meets all other HOPE Scholarship requirements; and
  - c. The student has not previously lost HOPE Scholarship eligibility at any two Checkpoints since Fall term 2011.
6. A HOPE Scholarship recipient at the Third-Tier, who failed to earn at least a 3.00 Postsecondary Cumulative Grade Point Average at the end of the school term he or she accumulated at least 90 semester or 135 quarter Attempted-Hours (Fourth-Tier Checkpoint), cannot regain HOPE Scholarship eligibility.
7. A student who earned a Postsecondary Cumulative Grade Point Average of at least a 3.00 at the end of the school term in which he or she has accumulated at least 90 semester or 135 quarter Attempted-Hours (Fourth-Tier Checkpoint) can gain HOPE Scholarship eligibility, at any time, during the Fourth-Tier, even though he or she did not meet one or more of the other eligibility requirements at the time he or she reached the Fourth-Tier Checkpoint. Such student must meet all of the eligibility requirements in order that he or she may receive HOPE payment for a specific school term.
8. A student is ineligible to continue receiving the HOPE Scholarship once he or she has accumulated 127 semester or 190 quarter Attempted-Hours, or has

accumulated 127 semester or 190 quarter Combined-Paid Hours, or has earned a Baccalaureate Degree, whichever occurs first.

#### **105.12. Grade Changes and Incompletes.**

1. A student who obtains a grade change from his or her Eligible Postsecondary Institution is eligible to have his or her Postsecondary Cumulative Grade Point Average recalculated for purposes of HOPE Scholarship eligibility at the End-of-Spring Checkpoint, Three-Term Checkpoint, or an Attempted-Hours Checkpoint.
  - a. A student previously denied HOPE Scholarship payment because his or her Postsecondary Cumulative Grade Point Average was less than a 3.00 at one of the Checkpoints is eligible for retroactive HOPE Scholarship payment if the grade change results in a Postsecondary Cumulative Grade Point Average of a 3.00 or higher.
2. Degree hours appearing on a student's transcript as "incomplete," and all other situations in which grades are temporarily unavailable (i.e., overlapping terms, late grades, late transcripts from Transient coursework, etc.) must be counted when determining the student's number of Attempted-Hours, but are not included in the calculation of Quality Points when determining the Postsecondary Cumulative Grade Point Average.
  - a. A student's HOPE Scholarship eligibility should be evaluated at each Checkpoint, based on the Postsecondary Cumulative Grade Point Average at that Checkpoint.
3. If the student was denied, but later becomes eligible when the grade is reported, the student is eligible to receive HOPE Scholarship payment retroactively. The request for retroactive payment must be submitted to GSFC by the last day of the term following the term in which the grade change occurs.
  - a. If the student was awarded at a Checkpoint but later becomes ineligible when the incomplete grade is removed, then HOPE Scholarship awards must be canceled until the next Checkpoint and the student and GSFC must be notified by the Eligible Postsecondary Institution that the student owes a repayment of the HOPE Scholarship funds.
  - b. The student owes the repayment even if it was awarded in a previous award year. The Eligible Postsecondary Institution is held harmless by GSFC for such repayment.

#### **105.13. Attempted-Hours Limit.**

1. A student is ineligible to receive HOPE Scholarship payment once he or she reaches the Attempted-Hours limit of 127 semester or 190 quarter hours.
2. Students Enrolled in specific Undergraduate Degree programs of study designed to require more than 127 semester or 190 quarter hours of coursework for graduation or First Professional Degree Programs are eligible for HOPE Scholarship payment for a maximum of 127 semester or 190 quarter Attempted-Hours.

#### **105.14. Attempted-Hours Calculation.**

1. The following postsecondary coursework is not counted in the Attempted-Hours calculation:
  - a. Credit hours for any coursework attempted by a student prior to high school graduation, Home Study completion or successful GED test date;
  - b. Continuing Education and Audit credit hours;
  - c. Credit hours earned by examination or prior work experience;
  - d. Credit hours earned as a result of military training or experience unless such hours were granted or accepted as Degree credit by any postsecondary institution that is separate and independent of the military;
  - e. Credit hours earned for Learning Support in Fall term 2011 or later, or accepted for Degree credit in Fall term 2011 or later.
2. The following coursework is counted in the Attempted-Hours calculation:
  - a. Credit hours for coursework attempted prior to high school graduation, Home Study completion or successful GED test date, count as Attempted-Hours, excluding grades if:
    - i. The student did not qualify for the HOPE Scholarship as an entering freshman based solely upon his or her grade point average; and
    - ii. The coursework was undertaken during a school term that began on or after July 1, 2008 or prior to that date if a waiver was granted by GSFC; and
    - iii. The credit hours are Joint Enrollment coursework, Dual Credit Enrollment coursework, Advanced Placement coursework, International Baccalaureate coursework, and coursework taken as part of the Accel Program; and

- iv. The credit hours were accepted as Degree credit when the student first entered an Eligible Postsecondary Institution at the First-Tier prior to the end of Summer term 2011.
- b. Degree credit hours from the point the student stopped pursuing a high school diploma if the student did not earn a high school diploma, Home Study completion or successful GED test date, and is otherwise eligible to enter the HOPE Scholarship at the Second-Tier or higher.
- c. Degree credit hours, regardless of whether:
  - i. The course was completed, the hours were earned, or a letter grade was recorded on the student's official academic transcript.
  - ii. The student receives payment for those hours from the HOPE Program.
  - iii. Those hours were taken at a postsecondary institution outside the State of Georgia or at a postsecondary institution in a foreign country.
  - iv. Those hours were taken at an unaccredited postsecondary institution.
- d. Credit hours attempted as part of a Certificate or Diploma program of study are only counted as Attempted-Hours if any postsecondary institution ever accepted those hours as credit hours toward a Degree.
- e. Courses that appear on a student's transcript with no credit hours must be assigned three semester or five quarter credit hours for the purpose of determining a student's Attempted-Hours, unless the Eligible Postsecondary Institution's official college catalog lists the course as a zero-credit course or the official college catalog lists the course as some value other than zero. In such case, the value listed in the college catalog must be used.
- f. Students transferring from Certificate or Diploma programs into Associate of Applied Science (AAS) or Bachelor of Applied Science (BAS) Degree programs receive a "block" of credit hours for coursework taken in the Certificate or Diploma program, rather than on a course-by-course basis. In order to determine the number of Attempted-Hours, the value of the "block" of credit hours is dependent upon the number of hours the student is required to complete in order to receive an AAS or BAS Degree. The Postsecondary Cumulative Grade Point Average is based on the cumulative grade point average for the full "block" of credit hours.
- g. Credit hours earned for Learning Support coursework prior to Fall term 2011, are counted as Attempted-Hours if such coursework was attempted by the student while he or she was Enrolled in a Degree program or while he or she was Enrolled in a Diploma or Certificate program and the

coursework was accepted as credit toward the student's Degree program prior to Fall term 2011.

**105.15. Combined Paid-Hours Limit.**

1. A student is ineligible to receive HOPE Scholarship payment once he or she reaches the Combined Paid-Hours limit of 127 semester or 190 quarter hours from any combination of Zell Miller or HOPE Scholarship Paid-Hours, plus HOPE or Zell Miller Grant Paid-Hours, plus Accel Program Paid-Hours (through FY2011).
  - a. A maximum of 15 semester or quarter hours per term is counted toward the Paid-Hours limit, even if actual enrollment is greater than 15 hours.

**105.16. Attainment of a Baccalaureate Degree.**

1. Regardless of the number of Attempted-Hours or Combined Paid-Hours a student has accumulated, such student is ineligible for HOPE Scholarship payment if he or she has attained a Baccalaureate Degree, at any time, from any postsecondary institution, including the equivalent of a Baccalaureate Degree from a foreign institution as indicated by the foreign academic transcript and/or foreign academic transcript translation.

**105.17. Seven Year Limit.**

1. A student who has not received HOPE Scholarship payment prior to Summer term 2011, and meets all other eligibility requirements for HOPE Scholarship, may receive the HOPE Scholarship until June 30 following the completion of the seventh full year after the first of one of the following events has occurred:
  - a. His or her high school graduation date; or
  - b. His or her Home Study completion date; or
  - c. His or her successful GED test date; or
  - d. His or her petition date where his or her diploma was received pursuant to the local school board in accordance with O.C.G.A. §20-2-281.
2. A student is not eligible for payment for any term prior to the date used to determine his or her Seven Year Limit.
3. A student that serves on active duty in the military during the seven year period after his or her high school graduation, Home Study completion or

successful GED test date will have that active duty period of his or her military service added to the seven year limit.

4. A student who is Enrolled during a term which begins prior to his or her expiration of eligibility date and ends after his or her expiration of eligibility date may be paid for the term.
5. A student who received a HOPE Scholarship award prior to Summer term 2011 (FY2012) is not subject to the Seven Year Limit.

**105.18. Eligibility after Losing HOPE at Two Checkpoints.**

1. A HOPE Scholarship recipient who has lost HOPE Scholarship Eligibility at two Checkpoints since Fall term 2011 cannot regain Eligibility. A student must have been receiving HOPE to be considered as having lost HOPE.

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## **106. Eligible and Ineligible Coursework.**

### **106.1. Joint Enrollment and Dual Credit Enrollment Coursework.**

1. A student is ineligible for HOPE Scholarship payment for Degree coursework attempted while participating in Joint Enrollment or Dual Credit Enrollment.
2. Coursework attempted while participating in Joint Enrollment or Dual Credit Enrollment must not be counted as Attempted-Hours, excluding grades, unless:
  - a. The student did not qualify for the HOPE Scholarship as an entering freshman based solely upon his or her grade point average; and
  - b. Credit hours for such coursework were accepted for degree credit when the student first entered an Eligible Postsecondary Institution at the First-Tier after high school graduation, prior to the end of Summer term 2011; and
  - c. The Joint Enrollment or Dual Credit Enrollment coursework was undertaken during a school term that began on or after July 1, 2008 or prior to that date if a waiver was granted by GSFC.

### **106.2. Learning Support Coursework.**

1. A student seeking a Degree, who Enrolls in Learning Support coursework, is not eligible for HOPE Scholarship payment for such coursework. Such Learning Support credit hours must not count as Attempted-Hours or toward the Combined Paid-Hours limits except as specified in *Section 105.14.2.g*.

### **106.3. Coursework Exemptions.**

1. A student is ineligible to receive HOPE Scholarship payment for coursework that was exempted or given credit by examination, testing, training, or experience.

### **106.4. Distance Learning Coursework.**

1. A student participating in Distance Learning coursework is eligible to receive HOPE Scholarship payment if all other eligibility requirements are met. The institution offering the Distance Learning coursework must be an Eligible Postsecondary Institution.
2. A student taking coursework through more than one Eligible Postsecondary Institution during the same term is eligible to receive HOPE Scholarship payment from each Eligible Postsecondary Institution, provided the total Paid-Hours does not exceed 15 hours for the term. The payment procedure for

Distance Learning students is the same as for Transient students (refer to *Section 106.5*).

### **106.5. Transient Coursework.**

1. A Transient student is eligible to receive HOPE Scholarship payment if all other eligibility requirements are met. Both the Home Institution and the Host Institution must be Eligible Postsecondary Institutions.
2. The Host Institution awards HOPE Scholarship funds to the Transient student based on certification of eligibility from the Home Institution.
  - a. The Home Institution is responsible for verifying the eligibility of their Transient students. The HOPE Scholarship award must be the amount the student would normally receive at the Host Institution if he or she was a regular student.
  - b. The Host Institution must report HOPE Scholarship payment for Transient students to GSFC in the same manner it reports HOPE Scholarship payments for its regular students.
    - i. Upon the student's return to the Home Institution, the Home Institution must receive from the Host Institution information necessary for the Home Institution to determine continued HOPE Scholarship eligibility.
3. The Home Institution is liable for the return of funds the student receives at the Host Institution, if the Home Institution erroneously certifies the student's eligibility to the Host Institution.

### **106.6. Study Away Coursework.**

1. A student Enrolled in a Matriculated status at an Eligible Postsecondary Institution may qualify for HOPE Scholarship payment while participating in a Study Away program.
2. A student's Eligible Postsecondary Institution, which is his or her Home Institution, must approve the Study Away program for credit toward the student's Degree program prior to the student's departure.
3. The HOPE Scholarship award must be the amount the student would normally receive at the Home Institution for an equal number of credit hours attempted.
4. HOPE Scholarship payment must take place through the Home Institution, unless the student is participating in a Study Away program administered by another Eligible Postsecondary Institution. In such situations, the Transient

student process described in *Section 106.5.* of these regulations must be followed.

- a. The Home Institution may also coordinate the Study Away program through institutions that are not Eligible Postsecondary Institutions. For example, the student's Home Institution may have an arrangement with an out-of-state institution's Study Away program.
- b. In such cases, the HOPE Scholarship payment must take place through the Home Institution, which must be an Eligible Postsecondary Institution, and the student must be considered to be in a Matriculated status by his or her Home Institution.

#### **106.7. Continuing Education and Audit Coursework.**

1. A student is ineligible to receive HOPE Scholarship payment for coursework classified by his or her Eligible Postsecondary Institution as Continuing Education or Audit coursework, and such coursework is not counted as Attempted-Hours.

#### **106.8. Board of Regents Test Preparation Coursework.**

1. A student seeking a Degree at a USG Eligible Postsecondary Institution who is required to participate in coursework to prepare for the Board of Regent's Test is eligible to receive the HOPE Scholarship for such coursework. Credit hours attempted for such coursework must be counted as Attempted-Hours and included in the Combined Paid-Hours limit.

#### **106.9. First Professional Degree Program.**

1. A student enrolled in a First Professional Degree Program may receive HOPE Scholarship payment until such student has attempted 127 semester or 190 quarter hours.

#### **106.10. Total Withdrawal from Coursework.**

1. A student is ineligible for HOPE Scholarship payment for coursework from which he or she totally withdrew if, as a result, such coursework does not appear on the student's academic transcript as a "W" or any other code or type of identification for such a withdrawal (refer to *Section 110.1.1.a.*). Such coursework is not counted as Attempted-Hours.

## **107. Student Application Requirements.**

### **107.1. Application Forms.**

1. In order to be considered for HOPE Scholarship, a student must complete one of the following application forms:
  - a. GSFAPPS; or
  - b. Current year FAFSA.
    - i. A student who applies for HOPE Scholarship by completing and submitting a FAFSA must complete and submit a new FAFSA for each Award Year.
2. In addition to one of these applications, an Eligible Postsecondary Institution may require students to complete the institution's application for student financial aid or other forms to provide supplemental information for the purpose of determining HOPE Scholarship eligibility.
3. Once a student has submitted a GSFAPPS and it has been accepted on GSFC's system as a valid application, it will remain on GSFC's system as a valid application for 84 consecutive months following the application's approval date.
  - a. The student's application will remain valid during the 84 month period, regardless of whether or not an Eligible Postsecondary Institution submits a HOPE invoice to GSFC on behalf of the student during the 84 month period. Upon conclusion of the 84 month period, the student's application will expire.
  - b. Once an application has expired, the student will be required to submit a new application in order for a HOPE invoice to be processed for the student by GSFC.
  - c. If, during the original application's 84 month period, the student submits to GSFC a new application for HOPE, or an application for a program other than HOPE, both applications will remain valid for 84 consecutive months following the second application's approval date.
  - d. The above stipulations apply to all GSFAPPS accepted as valid applications on GSFC's system, including such applications that were submitted to and accepted by GSFC prior to the 2008-2009 Award Year.

## **107.2. Application Deadline Date.**

1. A student must file a GSFAPPS or FAFSA on or before the last day of the school term (semester or quarter) or the student's withdrawal date, whichever occurs first, in order to be paid for that school term.
  - a. The last day of the school term is the last day of classes or exams for the Eligible Postsecondary Institution, whichever occurs later.
  - b. Supplemental documentation required by the Eligible Postsecondary Institution or GSFC to support or verify a student's application information may be submitted after the deadline without jeopardizing the student's eligibility.
2. The application deadline date for a student who is seeking a retroactive HOPE Scholarship payment (refer to *Section 105.4*), is extended to the school term immediately following the school term in which he or she attempted 30 semester or 45 quarter hours.
  - a. Such student must file an application on or before the last day of the school term that immediately follows the school term in which he or she attempted 30 semester or 45 quarter hours, or the student's withdrawal date, whichever occurs first.
3. The application deadline date for a student who is seeking HOPE Scholarship payment retroactively due to a grade change or a grade being reported for degree hours previously appearing on a student's transcript as incomplete (refer to *Sections 105.6.1. or 105.6.2.*), is extended to the school term immediately following the school term in which the grade was changed or a grade was reported for degree hours previously appearing on a student's transcript as incomplete.
  - a. Such student must file an application on or before the last day of the school term that immediately follows the school term in which the grade was changed or reported for degree hours, or the student's withdrawal date, whichever occurs first.

## **107.3. Application for Subsequent Years.**

1. It is not mandatory, except as provided for in *Section 107.1.1.b.i.* of these regulations, for a student to complete a new application for the HOPE Scholarship for each Award Year. However, Eligible Postsecondary Institutions may have separate application requirements.

## **108. Award Requirements.**

### **108.1. Tuition Awards.**

1. The HOPE Award Amount is equal to the HOPE Award Rate, multiplied by the number of credit hours (up to a maximum of 15 credit hours) in which a student is enrolled.
  - a. Any approved changes to the state scholarship or grant award amounts become effective beginning with the Fall term.
2. For a student who is enrolled at two or more Eligible Postsecondary Institutions during a single term, the student can receive payment only for hours up to the term limit of 15.

### **108.2. Per Credit Hour Awards.**

1. For a student Enrolled during a term in which he or she reaches the Attempted-Hours and/or the Combined Paid-Hours limit such student can receive payment only for hours up to the limit.

### **108.3. Awards Per School Term.**

1. The HOPE Scholarship is available to students for the standard school terms of Summer, Fall, and Spring semesters or Summer, Fall, Winter, and Spring quarters.
  - a. An Eligible Postsecondary Institution may combine mini-terms or modules to form the equivalent of a standard semester or quarter.
  - b. An Eligible Postsecondary Institution may offer Non-Standard Terms or Non-Terms, in which courses or modules are taken consecutively to form the equivalent of a standard semester or quarter. Regardless of the structure of an Eligible Postsecondary Institution's school terms, a student may be awarded HOPE Scholarship funds for a maximum of three semesters or four quarters per Award Year.

### **108.4. Student Notification of Award.**

1. An Eligible Postsecondary Institution must notify each HOPE Scholarship recipient of the amount of HOPE funds he or she is awarded for the Award Year, and identify such funds as a HOPE Scholarship award.
2. A student who wishes to decline a HOPE Scholarship award must do so actively. The Eligible Postsecondary Institution must maintain a record of the

student's notification to the Eligible Postsecondary Institution that he or she is declining the award.

- a. A student's decision to decline the HOPE Scholarship award becomes final and irrevocable on the last day of the term for which the HOPE Scholarship award was made.

**108.5. Effect of Other Aid on HOPE Scholarship Eligibility.**

1. HOPE Scholarship funds can only be applied to Tuition, not other expenses such as room and board.
2. If a student is receiving financial aid from a source other than the HOPE Scholarship and such aid is required by the donor to be applied to the student's tuition charges, then the student's HOPE Scholarship award must be reduced to an amount equal to the student's full tuition minus the other aid so that the HOPE Award Amount and the other aid do not exceed the total tuition cost.
3. A student's HOPE Scholarship is not reduced if the student is receiving financial aid that is applied to educational expenses other than Tuition, even if the student's total aid exceeds his or her Cost of Attendance.

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## **109. Invoicing Requirements.**

### **109.1. Submission of Invoices.**

1. Eligible Postsecondary Institutions may submit HOPE Scholarship invoices to GSFC as early as 15 calendar days prior to the first day of classes for the school term.
2. Invoices must be submitted through GSFC's online invoicing system, Scholarship Up-to-date Records for Electronic Reporting (SURFER), processed and approved by GSFC by the Invoicing Deadline Date as established by GSFC. Each invoice submitted by the Eligible Postsecondary Institution must include Enrolled-Hours, Paid-Hours, Learning Support and the student's program of study information, when applicable to the program.
  - a. In the event invoices are submitted to GSFC by Eligible Postsecondary Institutions after the Invoicing Deadline Date for a school term, GSFC may issue a notice of failure to meet the Invoicing Deadline Date to the President and/or governing body of the Eligible Postsecondary Institution and the invoices may not be honored.
3. Prior to the beginning of any award year and no later than June 30 of each year GSFC shall establish and publish the Invoicing Deadline Dates for each school term for the upcoming Award Year.
4. Invoices submitted after the Invoicing Deadline Date may be honored or paid if the failure to meet the date was because of:
  - a. The need for supplemental documentation required by the Eligible Postsecondary Institution or GSFC to support or verify a student's eligibility;
  - b. Late grades, late completions, grade changes; or
  - c. Other adjustments made to the student's official academic transcript that resulted in a change in eligibility, and the student met all other eligibility requirements prior to the deadline.
5. The President of GSFC has sole discretion in the determination of invoice deadlines and extensions. The decision of the President of GSFC shall be final.

### **109.2. Payment of Invoices.**

1. HOPE Scholarship funds are paid to Eligible Postsecondary Institutions by electronic transfer of funds on behalf of eligible students each school term, upon submission to GSFC of a HOPE Scholarship invoice.



### **109.3. Tuition Payments.**

1. Upon receipt of HOPE Scholarship payments from GSFC, the Eligible Postsecondary Institution must credit the amount of payment on behalf of an eligible student to the student's Tuition.

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## **110. Student Refunds.**

### **110.1. Calculation of Refunds.**

1. If a student officially withdraws, drops out, drops hours, is expelled, or otherwise fails to complete a period of Enrollment, and is entitled to a refund, a portion of such refund may need to be returned to the HOPE fund.
  - a. A student is ineligible for the HOPE Scholarship for coursework from which he or she totally withdrew, as long as such coursework does not appear on the student's academic transcript as a "W" or any other code or type of identification for such a withdrawal.
  - b. If the Eligible Postsecondary Institution invoiced GSFC prior to a student's total withdrawal, then the Eligible Postsecondary Institution must cancel the student's HOPE award for that term, through SURFER.
2. If applicable, the Eligible Postsecondary Institution must first apply the Federal Title IV return of funds policy for any federal aid the student may have received.
  - a. To determine the refund due to HOPE, the Eligible Postsecondary Institution must apply the institution's refund policy, which may or may not be identical to the Federal Title IV return of funds policy, to the student's original HOPE award for Tuition.
3. The Eligible Postsecondary Institution must determine the amount of the refund due back to the HOPE Program. The amount of the HOPE award not determined to be owed back to the HOPE Program is retained by the Eligible Postsecondary Institution to cover the institution's cost for the portion of the school term that the student was enrolled.
  - a. The Eligible Postsecondary Institution must adjust the student's invoice in SURFER to the new award amount remaining after the refund is calculated within forty-five (45) calendar days of the determination.
  - b. If the student only received HOPE funds, the Eligible Postsecondary Institution should return the funds determined to be owed to the HOPE Program within forty-five (45) calendar days of the refund determination.
    - i. The Eligible Postsecondary Institution should then collect the refund amount from the student.
    - ii. The student should not be reported with a refund due status to GSFC since the funds have been repaid to GSFC.

4. If the student received a combination of Federal Title IV funds and HOPE funds, the Eligible Postsecondary Institution may not have sufficient funds on hand from the student's award disbursements to return to GSFC the refund owed to the HOPE Program, after applying the Federal Title IV return of funds policy.
  - a. In this instance, the student is considered to have a refund due to GSFC and the Eligible Postsecondary Institution must report the student to GSFC with a refund due status.

### **110.2. Collection of Refunds.**

1. A borrower in default or who owes a refund may be subject to garnishment of their pay, loss of a professional license, offset of lottery winnings, and/or offset of a state tax refund. GSFC will notify the borrower that they are in default and GSFC intends to proceed with any of the remedies listed in this subsection. The borrower will be given 60 days from the date of the notification to make the loan current or to put in place a satisfactory payment plan.

### **110.3. Emergency Military Duty.**

1. A student who is a member of the United States Armed Forces, National Guard, or Military Reserve Forces receiving funds from the HOPE Scholarship Program who is called to emergency military duty during a school term that is already in progress should not have his or her HOPE Scholarship eligibility negatively impacted.
2. If the Eligible Postsecondary Institution the student attends allows the student to totally withdraw and receive a grade such as "WM" for "military withdrawal" or the Eligible Postsecondary Institution totally removes all grades for that term and corresponding credit hours from the student's records, the Eligible Postsecondary Institution should return the full amount of the HOPE Scholarship award to the HOPE account.
3. This regulation may also be applied to students who are not members of the military but are otherwise unusually and detrimentally affected by the emergency activation of members of the military, as determined by the president of the Eligible Postsecondary Institution that such student is attending.

## **111. Reconciliation Requirements.**

### **111.1. Term-Reconciliation.**

1. Eligible Postsecondary Institutions must conduct a Term-Reconciliation by the end of each term.
  - a. A Term-Reconciliation consists of an official acknowledgement by an authorized school official through SURFER, that the number of students submitted for payment and amount invoiced by the Eligible Postsecondary Institution, and the number of students awarded and amount issued by GSFC, according to SURFER, is accurate on that date.
  - b. GSFC will not issue any state scholarship or grant funds for the following term until the Term-Reconciliation is complete.
  - c. Funds are not returned to GSFC as part of the Term-Reconciliation process.

### **111.2. Fiscal Year End Reconciliation.**

1. In addition to the Term-Reconciliations, the Eligible Postsecondary Institution must conduct the Fiscal Year End Reconciliation through SURFER.
  - a. The Eligible Postsecondary Institution must conduct a complete student-by-student Fiscal Year End Reconciliation with GSFC that includes:
    - i. Submission of a reconciliation certification form by July 15, immediately following the completion of the Fiscal Year for each State Program verifying accuracy of each invoice submitted by the Eligible Postsecondary Institution with respect to Enrolled-Hours, Paid-Hours, Learning Support and the student's program of study information, when applicable to the program; and
    - ii. Return to GSFC any funds not utilized according to the Fiscal Year End Reconciliation by August 15 after the beginning of the new Fiscal Year.
  - b. GSFC will not issue any state scholarship or grant funds for the Fall term until the previous Fiscal Year End Reconciliation process is complete.
  - c. The Eligible Postsecondary Institution must have a procedure in place to ensure that the state scholarship and grant funds do not go to an unintended third party (i.e., state, postsecondary institution).

## **112. Records Retention Requirements.**

### **112.1. Length of Retention.**

1. An Eligible Postsecondary Institution shall maintain accurate records, books, documents and other evidence concerning the HOPE Scholarship Program, including, but not limited to, individual student files for whichever is longer:
  - a. Three years after the Award Year in which the aid was awarded; or
  - b. For such other period as required by an applicable statute, rule, or regulation; or
  - c. Such other time as requested in writing by GSFC.

### **112.2. Documentation.**

1. Documentation contained within an individual student file or record which supports the original determination of a student's eligibility must be retained by the Eligible Postsecondary Institution and available for review by GSFC on the Eligible Postsecondary Institution's campus in Georgia, for at least three calendar years after the most recent Award Year for which the student received HOPE funds (refer to *Section 114.*).
2. Eligible Postsecondary Institutions are permitted to maintain these documents in an imaged media format. The imaged media format must be capable of reproducing an accurate, legible, and complete copy of the original document.
  - a. Such documentation may include, but is not limited to, copies of permanent resident alien cards, Georgia state income tax returns, student financial aid applications and academic transcripts from previous institutions.
  - b. Documentation regarding a student's eligibility is not limited to files, records, and other information received and maintained by the Eligible Postsecondary Institution's financial aid office.
  - c. Documentation supporting a student's eligibility that is received and maintained by the Eligible Postsecondary Institution's admissions office, registrar's office, business office, and other administrative operations must be available to GSFC for the purpose of Compliance Reviews.
3. It is the Eligible Postsecondary Institution's responsibility to resolve any inconsistencies or conflicting information within a student's records, prior to awarding or disbursing HOPE funds to the student.

### **112.3. Extended Retention.**

1. An Eligible Postsecondary Institution may be required to retain student records involved in a Compliance Review, Audit or investigation for more than the three-year retention period set forth in *Section 112.1*. If the three-year retention period expires before the issue in question is resolved, the Eligible Postsecondary Institution must continue to retain all associated records until resolution is reached.

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### **113. Administrative Reviews and Exceptions.**

1. As provided by this section, a student may request an Administrative Review of the application of a HOPE rule, policy or regulation if the student believes such rule, policy, or regulation was incorrectly or improperly applied or a student may request an Exception to a HOPE rule, policy, or regulation if there are exceptional circumstances warranting the request.

#### **113.1. Administrative Reviews.**

1. The HOPE Scholarship regulations are applied to each student considered for HOPE Scholarship funds by appropriate officials of Eligible Postsecondary Institutions and by the administrative staff of GSFC.
2. If a student believes a HOPE Scholarship rule or regulation was incorrectly applied in his or her case, the student has the right to file a request for an Administrative Review with GSFC using the HOPE Scholarship Administrative Review process as set forth in these regulations.
3. In order for a request for an Administrative Review to be considered, the student must submit a written request for an Administrative Review to GSFC's office within 45 calendar days of receiving notice of denial from the Eligible Postsecondary Institution or GSFC. If additional information is requested from the student, it must be provided within the time frame specified by GSFC.
  - a. GSFC will review the case and determine whether the rule or regulation was applied correctly and notify the student and Eligible Postsecondary Institution of the determination.
  - b. GSFC decides a case based only on documentation provided, rather than a personal presentation.

#### **113.2. Requesting an Exception.**

1. The Board of Commissioners of GSFC may grant a HOPE Scholarship award to a student who fails to meet the regulatory requirements for HOPE Scholarship funds in very limited and exceptional cases, as provided by 113.3. Guidelines for Approval of an Exception Request. The Board of Commissioners has sole discretion to grant an Exception based on the circumstances presented by a student who has incurred a loss of HOPE Scholarship eligibility.
  - a. No student has the right to a HOPE Scholarship award under any circumstances described in *Section 113.4*.

- b. No student has the right to appeal the denial of an Exception by the Board of Commissioners.
  - c. Each individual HOPE Scholarship recipient is limited to one Exception, as granted by the Board of Commissioners, and such Exception shall only apply to one school term.
  - d. The authority of the Board of Commissioners to grant Exceptions extends only to the determination of Attempted-Hours and/or Paid-Hours, and only to the extent such Exceptions would not be contrary to state law. The Board of Commissioners does not have authority to revise a student's Postsecondary Cumulative Grade Point Average or waive the requirements that a student attain or maintain a specific Postsecondary Cumulative Grade Point Average as otherwise required herein or by law.
2. Exceptions may be granted for extenuating circumstances such as a Serious Injury, Psychiatric Disorder, Serious Illness, death of an Immediate Family Member and/or step-parent, step-child or step-sibling, to provide temporary care for an Immediate Family Member and/or step-parent, step-child or step-sibling.
- a. In cases where a Serious Illness, Serious Injury or Psychiatric Disorder is the basis for an Exception request, such illness, injury or psychiatric disorder must have been sustained, diagnosed or treated within the 6 months immediately preceding the student's official date of withdrawal from the academic term for which the Exception is being requested.
  - b. In cases where the death of an Immediate Family Member and/or step-parent, step-child or step-sibling is the basis for an Exception request, the death of such family member and/or step-parent, step-child or step-sibling must have occurred within the six months immediately preceding the student's official date of withdrawal from the academic term for which the Exception is being requested.
3. The GSFC Board of Commissioners' decision to approve or deny an Exception request is final and cannot be appealed.
- a. In order for an Exception to be considered, the student must submit a written request for an Exception to GSFC's office within 45 calendar days of receiving notice of denial of his/her HOPE award. Requests for an Exception may be submitted to GSFC via US mail, email, or hand delivery. All required documentation must be provided at the time of submission.
  - b. Omission of documentation or incomplete requests may not be considered by the GSFC Board of Commissioners and may result in an automatic denial.



4. Items required to be considered for an Exception by GSFC must be received by close of business on the deadline date listed below. These items are to be received by GSFC in one complete packet. Incomplete packets may not be considered. In some cases it may be necessary to wait until the next board meeting to convene before a decision can be rendered.

- a. Deadline Submission Dates

<b>Board Meeting</b>	<b>Submission Deadline</b>
First Friday in August	First Friday in July
First Friday in November	First Friday October
First Friday in February	First Friday in January
First Friday in May	First Friday in April

5. GSFC staff shall review each request for Exception to determine whether such request satisfies the Guidelines for Approval of an Exception Request set forth in *Section 113.3*.

Each request for Exception that has been determined by GSFC staff to satisfy the Guidelines for Approval of an Exception Request set forth in *Section 113.3*, shall be summarized by staff and presented to the Public Policy and Law Committee of the Board of Commissioners. The requests for Exceptions shall be approved or denied by the Public Policy and Law Committee. The Committee's decisions are then presented to the full Board for approval or denial.

- a. GSFC staff will notify the student of the Board of Commissioners' decision within seven calendar days of the approval or denial.
  - b. The Board of Commissioners has heretofore authorized staff to deny, on its behalf, each request for Exception that has been determined by GSFC staff to fall within the Guidelines for Denial of an Exception Request set forth in *Section 113.4*. Such requests for Exception shall not be presented to the Public Policy and Law Committee of the Board of Commissioners, unless the student, having been informed of the denial, shall have requested that such request be submitted to the Public Policy and Law Committee, by the deadline set forth in *Section 113.2(4)* above.
6. Exceptions granted by the Board of Commissioners shall provide for the forgiveness of postsecondary Attempted-Hours and/or Paid-Hours, but:
    - a. In no case or circumstance shall a student's postsecondary grade(s), as determined by the student's postsecondary institution, be forgiven or altered by the Board of Commissioners.

- b. Under no circumstances, shall an Exception be made regarding student data submitted to GSFC by a student's high school for purposes of determining the student's eligibility for a HOPE Scholarship.

### **113.3. Guidelines for Approval of an Exception Request.**

1. GSFC staff, in its summary, shall classify each request for an Exception based on the information presented. The classifications are for guidance only. Final approval or denial of an Exception request is subject to the Board's sole discretion. The classifications are based on the following guidelines:

**A1** Requests for an Exception may be granted for a HOPE Scholar who has reached a Checkpoint and lost HOPE eligibility without yet earning a Postsecondary Cumulative Grade Point Average or a student who has reached a Attempted-Hours Checkpoint for entry into the HOPE Scholarship Program without yet earning a Postsecondary Cumulative Grade Point Average, where such failure to earn a Postsecondary Grade Point Average is the result of having withdrawn from, or taken Incompletes, in all coursework due to a Serious Illness, Psychiatric Disorder, Serious Injury, or death of an Immediate Family Member and/or step-parent, step-child or step-sibling.

1. This Exception provides for HOPE Scholarship retroactive payment from the point at which the student lost HOPE Scholarship eligibility or from the point at which the student reached an Attempted-Hours Checkpoint for entry into the program if the student has at least a 3.00 Postsecondary Cumulative Grade Point Average after attempting 12 hours of coursework for which he or she received letter grades (A=4.00, B=3.00, C=2.00, D=1.00, F=0.0).
2. The hours from which the student withdrew may be forgiven if extenuating circumstances (Serious Injury, Psychiatric Disorder, Serious Illness, or death of an Immediate Family Member, and/or step-parent, step-child or step-sibling are present so that by forgiving the Attempted-Hours and/or Paid-Hours from which the student withdrew, the student's total length of eligibility for HOPE Scholarship is extended.

**A2** Requests for an Exception may be granted for a HOPE Scholarship recipient who has exceeded the Attempted-Hours and/or Paid-Hours limitations for the HOPE Scholarship, or has 15 semester hours or less remaining to reach the Attempted-Hours and/or Paid-Hours limits, so that by forgiving the hours from which the student withdrew, the student's total length of eligibility for HOPE is extended, if:

1. The student completely withdrew from all courses during a term due to a Serious Illness, Psychiatric Disorder, Serious Injury, or death of an Immediate Family Member and/or step-parent, step-child or step-sibling; and
2. The student remains academically eligible to receive the HOPE Scholarship.

**A3** Requests for an Exception may be granted for a HOPE Scholarship recipient who lost HOPE Scholarship eligibility at a Checkpoint due to a total withdrawal from a term, if:

1. The student completely withdrew from all courses during a term due to a Serious Illness, Psychiatric Disorder, Serious Injury, or death of an Immediate Family Member and/or step-parent, step-child or step-sibling; and
2. The student has at least a 3.00 Postsecondary Cumulative Grade Point Average at the new Attempted-Hours Checkpoint (withdrawal hours not included).
  - a. By forgiving the Attempted-Hours and/or Paid-Hours from which the student withdrew, the student's Attempted-Hours Checkpoint is delayed by a term or terms and the student's total length of eligibility for HOPE is extended. In this circumstance, it is necessary to wait for another term or terms of grades to be posted to determine, if:
    - i. The student achieves a 3.00 Postsecondary Cumulative Grade Point Average at the new Attempted-Hours Checkpoint (once hours are forgiven); and
    - ii. The student is eligible to retain HOPE and to be reimbursed from the point at which the student lost HOPE eligibility.

**A4** Requests for an Exception may be granted for a HOPE Scholarship recipient who withdrew from all courses during a term because the student was required to provide temporary care for an Immediate Family Member and/or step-parent, step-child or step-sibling, so that by forgiving the Attempted-Hours and/or Paid-Hours from which the student withdrew, the student's total length of eligibility for HOPE is extended, if:

1. The student can show that no one else was able to provide the care; and
2. The student remains academically eligible to receive the HOPE Scholarship.

**A5** Requests for an Exception may be granted for a HOPE Scholarship recipient who lost HOPE at an Attempted-Hours Checkpoint or exceeded the Attempted-Hours and/or Paid-Hours limitations during a term with a partial withdrawal, if:

1. The student experienced a Serious Illness, Serious Injury, Psychiatric Disorder or death of an Immediate Family Member and/or step-parent, step-child or step-sibling, but did not completely withdraw from all courses because the student's instructor(s) allowed the student to take an "incomplete" in the course(s) or the Eligible Postsecondary Institution made it compulsory for the student to withdraw from the course(s); and
2. The student has at least a 3.00 Postsecondary Cumulative Grade Point Average at the new Attempted-Hours Checkpoint (once hours are forgiven and all "incomplete" grades are reported).
  - a. By forgiving the Attempted-Hours and/or Paid-Hours from which the student withdrew, the student's Attempted-Hours Checkpoint is delayed by a term or terms and the student's total length of eligibility for HOPE is extended.
    - i. In this circumstance, it is necessary to wait for another term or terms of grades to be posted to determine if the student achieves at least a 3.00 Postsecondary Cumulative Grade Point Average at the new Attempted-Hours Checkpoint (withdrawal hours not included); and
    - ii. The student is eligible to retain HOPE and to be reimbursed from the point at which the student lost HOPE eligibility.

**A6** Requests for an Exception may be granted for a HOPE Scholarship recipient who lost HOPE at an End-of-Spring or Three-Term Checkpoint with a Postsecondary Cumulative Grade Point Average greater than 0.00, but less than 3.00 or exceeded the Attempted-Hours and/or Paid-Hours limitations during a term with a partial withdrawal, if:

1. The student experienced a Serious Illness, Serious Injury, Psychiatric Disorder or death of an Immediate Family Member and/or step-parent, step-child or step-sibling, but did not completely withdraw from all courses because one or more of the student's instructor(s) allowed the student to take an "incomplete" in the course(s) or the Eligible Postsecondary Institution made it compulsory for the student to withdraw from the course(s); and

2. The student has at least a 3.00 Postsecondary Cumulative Grade Point Average at the next Attempted-Hours Checkpoint (withdrawal hours not included and all “incomplete” grades are reported).
  - a. By forgiving the Attempted-Hours and/or Paid-Hours from which the student withdrew the student’s total length of eligibility for HOPE is extended.
    - i. In this circumstance, it is necessary to wait for another term or terms of grades to be posted to determine if The student achieves at least a 3.00 Postsecondary Cumulative Grade Point Average at the next Attempted-Hours Checkpoint (withdrawal hours not included).

**A7** Requests for an Exception may be granted for a HOPE Scholarship recipient who withdrew from all courses during a term because the student was required to report for active duty military service outside the State of Georgia or for deployment overseas, so that by forgiving the Attempted-Hours and/or Paid-Hours from which the student withdrew, the student’s total length of eligibility for HOPE is extended, if:

1. The student can show that his or her active service began during the term from which he or she withdrew; and
2. The student remains academically eligible to receive the HOPE Scholarship.

#### **113.4. Guidelines for Denial of an Exception Request.**

1. Commission staff, in its summary, shall classify each request for an Exception based on the information presented. The classifications are for guidance only. Final approval or denial of an Exception request is subject to the Board’s sole discretion. The classifications are based on the following guidelines:

- D1** If it is Mathematically Impossible for the student to have at least a 3.00 Postsecondary Cumulative Grade Point Average at the new 30, 60, or 90 semester-hour (45, 90, or 135-quarter-hour) HOPE Scholarship Checkpoint, even after withdrawal hours are forgiven.
- D2** If the student does not provide a request for an Exception in writing within 45 calendar days of receiving notice of ineligibility for the HOPE Scholarship.
- D3** If the basis of the request is the diagnosis of or presence of a learning disability.

- D4** If the underlying cause for the student's request for an Exception is attributed to a criminal act committed by the student, that resulted in a conviction or a plea of guilty or nolo contendere.
- D5** If the basis of an Exception request is to have a student's postsecondary grade(s), as determined by the student's postsecondary institution, forgiven or altered by the Board of Commissioners.
- D6** If the basis of the request is student-data submitted to GSFC by a student's high school for purposes of determining the student's eligibility for a HOPE Scholarship.
- D7** If the basis of the request is a Serious Illness, Serious Injury or Psychiatric Disorder that was not sustained, diagnosed or treated within the six months immediately preceding the student's official date of withdrawal from the academic term for which the Exception is being requested.
- D8** If the basis of the request is the death of an Immediate Family Member and/or step-parent, step-child or step-sibling, and the death did not occur within the six months immediately preceding the student's official date of withdrawal from the academic term for which the Exception is being requested.
- D9** If the student did not receive HOPE Scholarship funds during the term of withdrawal.
- D10** If the request seeks an Exception from the laws governing the HOPE Program.
- D11** If the student is still beyond the Attempted-Hours and/or Paid-Hours limit even if the hours from which the student withdrew are forgiven.
- D12** If the basis of the request is a reason other than those specifically listed in *Section 113.3* of these regulations.

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## **114. Compliance Reviews.**

### **114.1. Compliance Review Policy.**

1. GSFC shall conduct Compliance Reviews of Eligible Postsecondary Institutions participating in the HOPE Scholarship Program in order to assess institutional administration of the program and compliance with the program's regulations. Such Compliance Reviews shall be conducted no less frequently than once every three years in accordance with GSFC's *Compliance Review Process and Procedures* document, which is available on [www.gsfc.org](http://www.gsfc.org), under *School and Lender Information-Compliance Documents*.

### **114.2. Compliance Review Process.**

1. GSFC selects a sampling of the Eligible Postsecondary Institution's HOPE Scholarship recipients, for the Award Year under review, and the Eligible Postsecondary Institution's files and records for the sample are examined to assure compliance. Records which document and support a student's eligibility must be available for review at the Georgia campus of the postsecondary institution.
  - a. GSFC will exclude Residency determinations for HOPE Scholarship recipients, as they relate to *Section 104.2.1.* and SAP determinations, in the selected sample for any USG or TCSG institution, that has submitted a signed certification to GSFC's Compliance Department by the President of the Eligible Postsecondary Institution that:
    - i. The Eligible Postsecondary Institution is in compliance with its policies and procedures in the determination and the administration of the financial aid award process relative to Residency and SAP requirements; and
    - ii. The Residency and SAP determinations have been fairly and consistently applied with respect to all students receiving the HOPE awards.
  - b. Such certification must be submitted annually to GSFC's Compliance Department in the format required by GSFC.
    - i. Failure to provide such certification will result in a review of Residency determinations and SAP determinations made for HOPE recipients in the selected sample.

### **114.3. Institutional Repayment.**

1. In the event it is determined that an Eligible Postsecondary Institution knowingly or through error certified an ineligible student to be eligible for HOPE Scholarship, the amount of such scholarship shall be refunded by the Eligible Postsecondary Institution to GSFC.
2. GSFC may suspend an Eligible Postsecondary Institution from receiving HOPE Scholarship payments if it fails to timely refund any monies deemed due based on the Compliance Review.
3. Any person who knowingly makes or furnishes any false statement or misrepresentation, or who accepts such statement or misrepresentation knowing it to be false, for the purpose of enabling an ineligible student to wrongfully obtain a HOPE Scholarship award shall be guilty of a misdemeanor.
4. If evidence not available at the time of awarding, indicates that a student should not have received the HOPE Scholarship payment, then all future HOPE Scholarship awards for that student must be canceled.
  - a. The Eligible Postsecondary Institution is held harmless by GSFC, if the student's file is adequately documented with available evidence and it is determined by GSFC that the Eligible Postsecondary Institution was not at fault.
  - b. Evidence is considered unavailable at the time of awarding if it is not available in the student's institutional files (i.e., financial aid, admissions, registrar, etc.).
5. The Eligible Postsecondary Institution must notify the student and GSFC of a refund due to GSFC.
6. The student will be ineligible to receive additional state aid from GSFC until the repayment is paid in full, in accordance with *Section 110.2*.
7. If GSFC determines the student's file is not adequately documented, then the Eligible Postsecondary Institution may be solely responsible for the repayment.