

NOTICE OF MEETINGS

Meeting will be held via Video Conference

Meeting can be viewed at:
<https://regents.la.gov/live/>

Public comments can be made at:
<https://regents.la.gov/publiccomment/>



*The meeting may begin later contingent upon adjournment of previous meeting. Meetings may also convene up to 30 minutes prior to posted schedule to facilitate business

BOARD OF REGENTS

P. O. Box 3677, Baton Rouge, Louisiana 70821-3677
Phone: (225) 342-4253 and FAX: (225) 342-9318

Board of Regents Wednesday, April 22, 2020

Event	Time	Location
Louisiana Tuition Trust Authority (LATTA)	10:00 a.m.	Meeting will be held via Video Conference Meeting can be viewed at: https://regents.la.gov/live/
<u>(Meeting as a Committee of the Whole)</u> <i>Board of Regents</i> <ul style="list-style-type: none">➤ COVID-19 Overview➤ Finance➤ Academic and Student Affairs➤ Research and Sponsored Initiatives➤ Planning, Research & Performance	10:15-11:45 a.m.	Meeting will be held via Video Conference Meeting can be viewed at: https://regents.la.gov/live/

If you plan to attend any meeting listed on this notice and need assistance at that time because you are disabled, please notify this office seven (7) days in advance and arrangements will be made to accommodate you.

INDIVIDUAL COMMITTEE AGENDAS MAY BE FOUND ON THE INTERNET AT – <https://regents.la.gov>

Marty J. Chabert
Chair

Collis B. Temple III
Vice Chair

Blake R. David
Secretary

Kim Hunter Reed, Ph.D.
Commissioner of
Higher Education



Claudia H. Adley
Randy L. Ewing
Robert W. Levy
Phillip R. May, Jr.
Charles R. McDonald
Darren G. Mire
Sonia A. Pérez
Wilbert D. Pryor
T. Jay Seale III
Gary N. Solomon, Jr.
Gerald J. Theunissen
Felix R. Weill
William S. Jewell, Student

BOARD OF REGENTS
P. O. Box 3677
Baton Rouge, LA 70821-3677
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342-9318
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AGENDA
Louisiana Tuition Trust Authority
Wednesday, April 22, 2020
10:00 a.m.

Meeting will be held via Video Conference
Meeting can be viewed at: <https://regents.la.gov/live/>

- I. Call to Order
- II. Roll Call
- III. Certification of Virtual Meeting
- IV. Public Comments
- V. Approval of the Minutes
- VI. Consent Agenda
 - A. Approval of Rulemaking – 2019 Interest Rates and SECURE Act Implementation
- VII. Adjournment

LATTA Members: Dr. Kim Hunter Reed, Chair, Claudia H. Adley, Marty J. Chabert, Blake R. David, Randy L. Ewing, Rachel Kincaid, Robert W. Levy, Phillip R. May, Jr., Charles R. McDonald, Darren G. Mire, Sonia A. Pérez, Wilbert D. Pryor, T. Jay Seale III, Gary N. Solomon, Jr., Collis B. Temple III, Gerald J. Theunissen, Felix R. Weill, John Williams, William S. Jewell, Student

LOUISIANA TUITION TRUST AUTHORITY

April 22, 2020

Agenda I

Call to Order

LOUISIANA TUITION TRUST AUTHORITY

April 22, 2020

Agenda II

Roll Call

LOUISIANA TUITION TRUST AUTHORITY

Hunter-Reed, Dr. Kim, Chair (225) 342-4253	PO Box 3677 Baton Rouge, LA 70821	Commissioner of Higher Education
Adley, Ms. Claudia (225) 342-4253	PO Box 3677 Baton Rouge, LA 70821	Board of Regents
Chabert, Mr. Marty (225) 342-4253	PO Box 3677 Baton Rouge, LA 70821	Board of Regents
David, Mr. Blake R. (225) 342-4253	PO Box 3677 Baton Rouge, LA 70821	Board of Regents
Ewing, Mr. Randy L. (225) 342-4253	PO Box 3677 Baton Rouge, LA 70821	Board of Regents
Jewell, Mr. William S. (225) 342-4253	PO Box 3677 Baton Rouge, LA 70821	Board of Regents
Kincaid, Ms. Rachel (225) 342-4609	P.O. Box 44154 Baton Rouge, LA 70804	Proxy for State Treasurer
Levy, Mr. Robert (225) 342-4253	PO Box 3677 Baton Rouge, LA 70821	Board of Regents
May, Jr., Mr. Phillip R. (225) 342-4253	PO Box 3677 Baton Rouge, LA 70821	Board of Regents
McDonald, Mr. Charles R. (225) 342-4253	PO Box 3677 Baton Rouge, LA 70821	Board of Regents
Mire, Mr. Darren G. (225) 342-4253	PO Box 3677 Baton Rouge, LA 70821	Board of Regents
Pérez, Ms. Sonia (225) 342-4253	PO Box 3677 Baton Rouge, LA 70821	Board of Regents
Pryor, Mr. Wilbert D. (225) 342-4253	PO Box 3677 Baton Rouge, LA 70821	Board of Regents
Seale, III; Mr. T. Jay (225) 342-4253	PO Box 3677 Baton Rouge, LA 70821	Board of Regents
Solomon, Gary N., Jr. (225) 342-4253	PO Box 3677 Baton Rouge, LA 70821	Board of Regents
Temple, III; Mr. Collis (225) 342-4253	PO Box 3677 Baton Rouge, LA 70821	Board of Regents
Theunissen, Mr. Gerald J. (225) 342-4253	PO Box 3677 Baton Rouge, LA 70821	Board of Regents
Weill, Felix R. (225) 342-4253	PO Box 3677 Baton Rouge, LA 70821	Board of Regents
Williams, Mr. John (225) 505-8411	14524 Lazy Oaks Court Baton Rouge, LA 70810	Proxy for Louisiana Banker's Association
Vacant		Louisiana State Senate
Vacant		Louisiana House of Representatives

Boutté, Dr. Sujuan W (225) 219-7294 FAX (225) 208-1206	P. O. Box 91202 Baton Rouge, LA 70821-9202	Executive Director Louisiana Office of Student Financial Assistance
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LOUISIANA TUITION TRUST AUTHORITY

April 22, 2020

Agenda III

Certification of Virtual Meeting

CERTIFICATION OF INABILITY TO OPERATE DUE TO LACK OF IN-PERSON QUORUM

I certify, in accordance with Proclamation No. JBE 2020-30, issued by Governor John Bel Edwards on March 16, 2020, that the Louisiana Tuition Trust Authority (LATTA) will be unable to operate—in particular it will be unable to meet its bylaw and statutory quorum requirements—and will be unable to comply with its Open Meetings Law requirements, because of the orders in Proclamation No. 33 JBE 2020, Sections 1 through 3, including the orders closing public buildings, prohibiting gatherings of ten or more people, and the general stay-at-home order.

The April 22, 2020, meeting is essential for the Louisiana Tuition Trust Authority to fulfill its duties and responsibilities under Louisiana Revised Statutes 17:3091 et seq, including its planning, coordinating, and budgetary duties and responsibilities for all public postsecondary education.

Pursuant to Section 4 of Proclamation No. JBE 2020-30, the Louisiana Tuition Trust Authority will provide for attendance by the public at its essential meeting on April 22, 2020, via video or teleconference.

Considering the foregoing, and in accordance with Proclamation Nos. JBE 2020-30 and 33 JBE 2020, the Louisiana Tuition Trust Authority meeting on Wednesday, April 22, 2020, at 10:00 a.m. will be held via video conference and in a manner that allows for observation and input by members of the public, as set forth in this notice, posted on April 20, 2020.



Kim Hunter Reed, Ph.D.
Commissioner of Higher Education
Chairman of LATTA

LOUISIANA TUITION TRUST AUTHORITY

April 22, 2020

Agenda IV

Public Comments

LOUISIANA TUITION TRUST AUTHORITY

April 22, 2020

Agenda V

Approval of the Minutes of August 28, 2019



*Student Tuition Assistance and Revenue Trust Program
Louisiana's 529 College Savings Program
A Program of the Board of Regents
602 North Fifth Street
Baton Rouge, LA 70802
(800) 259-5626 (225) 219-1012
www.startsaving.la.gov*

LOSFA

*Sujuan Boutte, Ed.D.
Executive Director*

ADVISORY BOARD

*Amy Cable
MaryAnn Coleman
Raphael Curtis
Dr. Leroy Davis
Richard Davis, Jr.
Wendy Grubb
Kristi Lawson
Brooks Powell
Katraya Williams*

**Louisiana Tuition
Trust Authority**

*Dr. Kim Hunter-Reed,
Commissioner of Higher
Education, Chair*

*Claudia H. Adley
Marty J. Chabert
Sen Dan Claitor
Blake R. David
Randy Ewing
Robert W. Levy
Charles R. McDonald
Darren G. Mire
Aisha Mirza
Sonia Pérez
Wilbert D. Pryor
T. Jay Seale III
Gary N. Solomon, Jr.
Collis B. Temple III
Gerald Theunissen
Felix Weill
John Williams
Jacqueline V. Wyatt
William Jewell, Student*

Minutes

**Louisiana Tuition Trust Authority (LATTA)
August 28, 2019**

The Louisiana Tuition Trust Authority (LATTA) met on Wednesday, August 28, 2019 at 10:03 a.m. in the Claiborne Building, Louisiana Purchase Room, 1201 North Third Street, First Floor, Baton Rouge, Louisiana. Commissioner Reed called the meeting to order and the roll was called.

LATTA Members Present

Dr. Kim Hunter-Reed, Chair
Regent Marty Chabert
Regent Blake David
Regent Randy Ewing
Regent William Jewell
Regent Robert Levy
Regent Charles McDonald
Regent Darren Mire
Ms. Aisha Mirza
Regent Wilbert Pryor
Regent T. Jay Seale
Regent Gary Solomon
Regent Collis Temple
Regent Gerald Theunissen
Regent Felix Weill
Regent Jacqueline Wyatt

LATTA Members Absent

Regent Claudia Adley
Sen. Dan Claitor
Regent Sonia Pérez
Mr. John Williams

Staff Members Present

Dr. Sujuan Boutté
Rhonda Bridevaux
Robyn Lively

Sixteen members were present, which represented a quorum.

On motion of Regent Chabert, seconded by Regent Temple, the LATTA approved the minutes from the March 27, 2019 meeting.

Under the Consent Agenda, it was proposed that the LATTA consider publication of final rule to amend the START Saving Program administrative rules to add interest rates to be applied to deposits and Earnings Enhancements in eligible START Saving Program accounts for the year ending December 31, 2018 and to delete the requirement that account owners include social security numbers on disbursement request forms for both the START Saving Program and the START K12 Saving Program.

On a motion of Ms. Mirza, seconded by Regent McDonald, the LATTA approved publication of final rulemaking to add interest rates to be applied to deposits and Earnings Enhancements in eligible START Saving Program accounts for the year ending December 31, 2018; and to amend the START Saving Program Rules and the START K12 Program Rules to delete the requirement that account owners provide their social security number and the beneficiary's social security number when requesting a disbursement.

Under Other Business, Dr. Boutté briefed the LATTA members on the number of accounts for the START Saving Program, Louisiana ABLE Program, and START K12 program.

There being no further business, Dr. Hunter-Reed adjourned the meeting at 10:13 a.m.

LOUISIANA TUITION TRUST AUTHORITY

April 22, 2020

Consent Agenda VI. A

1. Louisiana Tuition Trust Authority consider publication of final rule to amend the START Saving Program administrative rules to add interest rates to be applied to deposits and Earnings Enhancements in eligible START Saving Program accounts for the year ending December 31, 2018 and to delete the requirement that account owners include social security numbers on disbursement request forms for both the START Saving Program and the START K12 Saving Program.

Agenda Item VI.A.

Consent Agenda: Approval of Rulemaking

Rulemaking to amend Section 107 of the START Saving Program Rules to update the definition of Qualified Higher Education Expenses to align the START Saving Program Rules with Internal Revenue Code Section 529, as amended by the Setting Every Community Up for Retirement Enhancement (SECURE) Act and to amend Section 315 to add the applicable interest rates for the START Saving Program for the 2019 calendar year and to authorize the Executive Director of LOSFA to publish a notice of emergency rules and a notice of intent to make these rules permanent.

Background:

On December 20, 2019, the President signed the Setting Every Community Up for Retirement Enhancement (SECURE) Act. Among other changes to the internal revenue code (IRC), this Act amends the definition of qualified higher education expenses (QHEEs) to add that fees, books, supplies, and equipment required for the participation of the designated beneficiary in an apprenticeship program which is registered and certified with the United State Secretary of Labor under section 1 of the National Apprenticeship Act are a QHEE for purposes of IRC Section 529. The SECURE Act also provides that up to \$10,000 per individual for the payment of qualified student loans for the beneficiary or a sibling of the beneficiary is a QHEE.

Staff recommends adding both payment of expenses for apprenticeship programs and student loan repayment for the designated beneficiary and the sibling of a designated beneficiary to the definition of Qualified Higher Education Expenses in the START Saving Program administrative rules. Staff also recommends adding a definition for qualified education loan to make it clear what type of educational loans may be paid with a disbursement from a START Saving account.

Note that Louisiana Revised Statute 17:3092(2) provides that an earnings enhancement (EE) is a payment credited to an education savings account, on behalf of the beneficiary of the account, to help offset the beneficiary's qualified higher education expenses at a college or university. As a result of this language, EEs cannot be disbursed for payment of expenses related to attendance in an apprenticeship program that is not offered through a postsecondary institution. Notice of this limitation will be provided to START account owners on their annual statements, and the Disclosure Booklet will be updated to reflect this limitation.

This proposed rulemaking also adds the interest rates to be applied to deposits in the START Saving Plan's principal protection option and to be applied for eligible Earnings Enhancements for the tax year ending December 31, 2019.

LSA-R.S. 17:3095E(2) requires the State Treasurer to determine and report to the Louisiana Tuition Trust Authority the total earnings and the rate of return achieved on deposits in the Louisiana Education Tuition and Savings Fund (the "Fund") and, based upon that report, the Authority, with the approval of the State Treasurer, shall establish the rate of interest to be applied to the accumulated funds in the START accounts of record and to credit the appropriate amount of interest earnings to each such account. LSA-R.S.17:3093D(1)(f) requires the Authority to adopt rules that include the interest rates approved by the state treasurer to be paid on START Accounts of record at the close of each calendar year.

The compilation of quarterly reports received from the State Treasurer for the year ending December 31, 2019, indicate that on an average daily balance of deposits of \$272,314,606.85 the Fund earned \$5,973,808.53. Further, the compilation of quarterly reports of the State Treasurer indicate that the Savings Enhancement Fund, which contains the Earnings Enhancements annually appropriated by the state legislature, earned \$491,270.40 on an average daily balance of \$21,606,960.63. The State Treasurer has notified the Authority by letter dated February 21, 2019, that the approved, calculated interest rate for deposits was 2.19% and for Earnings Enhancements was 2.27%.

LOSFA Advisory Board Recommendation:

LOSFA Advisory Board recommends approval of the rulemaking as presented.



JOHN M. SCHRODER

LOUISIANA STATE TREASURER

(225) 342-0010
www.latreasury.com

P.O. Box 44154
Baton Rouge, LA 70804

February 3, 2020

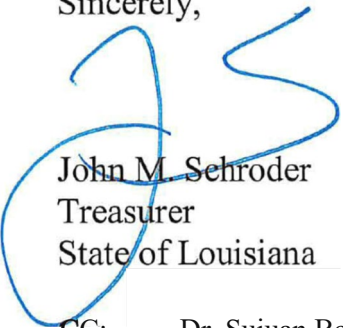
Dr. Kim Hunter Reed
Chairman
Louisiana Tuition Trust Authority
PO Box 3677
Baton Rouge, LA 70821

Dear Dr. Hunter Reed:

As LA R.S. 17:3091 et seq., requires the State Treasurer to report to the Louisiana Tuition Trust Authority the Annual Earnings of the Louisiana Education and Tuition Savings Fund (the "Fund") and to approve the rate of interest to be allocated to accounts of the START Education Savings Program, it is my pleasure to report that the rate of interest on the START Savings Fund, also known as the START Investors Fund, for the calendar year ending December 31, 2019 is 2.19% and the rate of interest on the START Tuition Assistance Fund, also known as the START Grants Fund, for that same period is 2.27%.

As required by statute, I hereby approve an action by the Authority to fix the interest rates to be allocated to the benefit of the accounts of the START Education Savings Program at no more than 2.19% for the START Savings Fund and no more than 2.27% for the START Tuition Assistance Fund for the calendar year ending December 31, 2019.

Sincerely,



John M. Schroder
Treasurer
State of Louisiana

CC: Dr. Sujuan Boutte
Executive Director LOSFA
PO Box 91202
Baton Rouge, LA 70821-9202

LOUISIANA TUITION TRUST AUTHORITY

April 22, 2020

Agenda VII

Adjournment