



**NORTH CAROLINA COMMUNITY COLLEGE SYSTEM**

*Peter Hans, President*

20 April 2020

**MEMORANDUM**

- TO:** Members of the State Board of Community Colleges  
Community College Presidents  
Chairs of the Boards of Trustees  
Chief Academic Officers, Chief Admissions Officers, Basic Skills Directors,  
Business Officers, Continuing Education Officers, Chief Financial Officers,  
Financial Aid Officers, Public Information Officers, Registrars, Student  
Development Administrators, & Other Interested Parties
- FROM:** Jonathan R. Harris, *NCCCS General Counsel*
- RE:** **Repeal of the March 2020 Temporary Amendment to  
1E SBCCC 200.2 – Time Due, Deferred Payment, Failure to Pay**

On 17 April 2020, the State Board of Community Colleges (SBCC) repealed the 19 March 2020 temporary amendment to **1E SBCCC 200.2 - Time Due, Deferred Payment, Failure to Pay.**

The March 2020 temporary amendment gave colleges the flexibility to apply tuition, registration fees, and other fees paid for Spring 2020 courses to future courses if a student was unable to complete a Spring 2020 course due to circumstances associated with COVID-19. This amendment was passed prior to the federal CARES act, which contains funding for direct emergency aid grants to students and other funds for institutional use that can be used to give tuition grants to students who were unable to complete a Spring 2020 course due to circumstances associated with COVID-19.

For your convenience, a copy of the repealed amendment is attached to this memorandum.

**CC20-031  
E-mail Copy**

Attachments

1E SBCCC 200.2(a)(5) is repealed as follows:



1                   **State Board of Community Colleges Code**  
2                   **TITLE 1. COMMUNITY COLLEGES**

3  
4                   **CHAPTER E. STUDENT TUITION AND FEES**

5  
6                   **SUBCHAPTER 200. GENERAL PROVISIONS**

7  
8   **1E SBCCC 200.2 Time Due, Deferred Payment, Failure to Pay**

9 (a) Time Due. If a student registers on or before the first date of a course section, tuition,  
10 registration fees, and other fees required for enrollment are due on a specific date  
11 prescribed by the college that is on or before the first date of the course section. If a  
12 student registers after the first date of the course section, tuition, registration fees, and  
13 other fees required for enrollment are due at the time of the student's registration. A  
14 student may satisfy the requirement for payment due through one or more of the  
15 following methods:

16 (1) Directly paying the college.

17 (2) Demonstrating to the college's satisfaction that the student is eligible for financial  
18 aid or other third-party payment.

19 (3) Entering into a deferred payment plan authorized by 1E SBCCC 200.2(b).

20 (4) Providing evidence of eligibility for a tuition or registration fee waiver consistent  
21 with 1E SBCCC 800.

22 ~~(5) For students unable to complete one or more Spring 2020 course sections due to~~  
23 ~~circumstances arising from the COVID-19 outbreak, a college may apply the~~  
24 ~~tuition, registration fees, and other fees paid by the student for those course~~  
25 ~~sections to offset the tuition, registration fees, and other fees for course sections~~  
26 ~~the student enrolls in during the Summer 2020, Fall 2020, or Spring 2021 terms.~~

27 To ensure tuition receipts are deposited to the credit of the fiscal year in which the Fall  
28 academic term occurs, colleges shall begin collecting curriculum tuition payments for  
29 the Fall academic term on or after July 1 of that year.

30 (b) Deferred Payment. The college may, with approval of the board of trustees, prescribe  
31 written procedures to permit short-term deferred payment or payment in installments;

1 provided, however, that payment in full is due by the end of the academic term. For  
2 the purposes of this section, "short term" is defined as a period that does not extend  
3 beyond the last day of the academic term.

4 (c) Failure to Pay. Unless otherwise prohibited by law, colleges may not enroll or  
5 distribute an academic credential to a student with an outstanding balance for tuition  
6 or registration fees except under the following circumstances:

7 (1) The college anticipates that the outstanding balance will be paid using pending  
8 financial aid;

9 (2) A person or organization demonstrates to the satisfaction of the college the ability  
10 to pay the outstanding obligation and guarantees in writing to pay the balance if  
11 the student fails to do so;

12 (3) A student is registered in a course section offered for the benefit of a company or  
13 agency. For the purpose of this rule, company or agency specific course sections  
14 are courses where the company pays the tuition or registration, and courses where  
15 attendance in the course section is limited to employees of the company or agency;

16 (4) A student is classified as a captive or co-opted student pursuant to 1D SBCCC  
17 700.98(a); or

18 (5) A student is registered in a course that is on a specialized course list approved by  
19 the State Board of Community Colleges and supports the organizational training  
20 needs for entities specified in G.S. 115D-5(b)(2).

21 (6) The college, in its discretion, determines that the outstanding balance is due to a  
22 COVID-19 related reason.

23 Unless otherwise prohibited by law, colleges may withhold transcripts of grades and  
24 any other service pending resolution of outstanding monetary obligations. This  
25 statement shall not be construed to prohibit a college's board of trustees from adding  
26 more stringent provisions that are allowable under law regarding outstanding  
27 monetary balances.

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29 *History Note:* Authority G.S. 115D-5; G.S. 115D-39;

30 Eff. [May 16, 2014](#);

31 Amended Eff. [February 1, 2015](#).

- 1 *Temporary Amendment Eff.* [March 19, 2020.](#)
- 2 *Temporary Amendment Repealed Eff.* April 17, 2020.