WEBVTT

00:00:11.026 --> 00:00:20.186

00:00:22.496 --> 00:00:30.186

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00:03:10.186 --> 00:03:20.186

00:03:20.186 --> 00:03:30.186

00:03:32.016 --> 00:03:35.346

Good morning or good afternoon everyone welcome.

00:03:35.346 --> 00:03:38.766

to the second of three webinars presented by the office.

00:03:38.766 --> 00:03:41.786

of Post Secondary Education these.

00:03:41.786 --> 00:03:44.846

webinars will provide an overview of the changes.

00:03:44.846 --> 00:03:48.416

to the regulatory requirements on the topic of distance.

00:03:48.416 --> 00:03:51.526

education, and innovation which was published.

00:03:51.526 --> 00:03:55.566

on September the 2nd, 2020, and have an effective date of.

00:03:55.566 --> 00:03:59.566

July, the 1st, 2021. Each webinar will address.

00:03:59.566 --> 00:04:02.926

a separate set of topics from these regulations.

00:04:02.926 --> 00:04:02.926

00:04:03.126 --> 00:04:06.236

Today's webinar will address distance education.

00:04:06.236 --> 00:04:09.516

and institutional eligibility this session.

00:04:09.516 --> 00:04:12.876

is being recorded and the recording and the transcript.

00:04:12.876 --> 00:04:16.076

of this session will be announced in a future communication.

00:04:16.076 --> 00:04:19.406

on FSA partners.ed.gov.

00:04:19.406 --> 00:04:22.816

Meanwhile, you can access today's Powerpoint.

00:04:22.816 --> 00:04:25.976

presentation by going to the link provided on your.

00:04:25.976 --> 00:04:28.996

screen. Today's webinar will be in listen.

00:04:28.996 --> 00:04:32.416

only mode. You will be able to ask questions.

00:04:32.416 --> 00:04:33.836

through the Q& A feature.

00:04:33.916 --> 00:04:37.086

By clicking on the Q& A icon at the top right.

00:04:37.086 --> 00:04:40.256

corner of your webinars screen as time.

00:04:40.256 --> 00:04:43.826

permits, we will conclude the webinar with a Q.

00:04:43.826 --> 00:04:46.846

A session. Today's webinar will be presented.

00:04:46.846 --> 00:04:50.266

by David Musser of Federal Student Aid and Greg Martin.

00:04:50.266 --> 00:04:53.586

of the Office of Postsecondary Education I.

00:04:53.586 --> 00:04:55.446

would now turn it over to Dave.

00:04:58.096 --> 00:05:01.196

Thanks Benedict, then, thanks to everyone who's joining us today.

00:05:01.196 --> 00:05:01.196

00:05:02.256 --> 00:05:05.546

This webinar is a continuation from our most recent presentation.

00:05:05.546 --> 00:05:08.766

on satisfactory academic progress and return of Title 4 funds.

00:05:08.766 --> 00:05:11.926

on April 16th. Today will cover the same topics.

00:05:11.926 --> 00:05:15.436

Today will cover topics from the same set of regulations.

00:05:15.436 --> 00:05:18.536

but this time focus on those relating to distance education, and

00:05:18.536 --> 00:05:21.566

institutional eligibility in two weeks will offer.

00:05:21.566 --> 00:05:24.946

a final presentation describing a new type of academic calendar.

00:05:24.946 --> 00:05:28.306

for subscription based programs introduced in these regulations.

00:05:28.306 --> 00:05:31.366

Many of the regulations will discuss today, such as the.

00:05:31.366 --> 00:05:33.986

definitions of Clock hour, an academic year.

00:05:34.036 --> 00:05:37.236

Are what we call foundational to the administration of federal student.

00:05:37.236 --> 00:05:40.866

aid. Some of the other rules that will discuss are no less important.

00:05:40.866 --> 00:05:44.166

but apply primarily to institutional or program eligibility.

00:05:44.166 --> 00:05:47.706

issues that your financial aid office may not have as much interaction with.

00:05:47.706 --> 00:05:47.706

00:05:48.396 --> 00:05:52.166

This means you may need to work with other offices or staff at your institution.

00:05:52.166 --> 00:05:55.266

such as the Business Office Provost Registrar.

00:05:55.266 --> 00:05:58.816

admissions, communications, or your presidents office that's.

00:05:58.816 --> 00:06:02.306

not an exhaustive list, so you might want to think about what other offices.

00:06:02.306 --> 00:06:05.756

some of which may be unique to your institution, that you'll need to work with.

00:06:05.756 --> 00:06:09.286

other groups that you may partner with when considering how to implement these changes.

00:06:09.286 --> 00:06:12.406

may include your accrediting agency, state agencies, or your.

00:06:12.406 --> 00:06:14.586

third party servicers or software vendors.

00:06:17.006 --> 00:06:20.486

So here are two presenters for today. I'll be starting us off.

00:06:20.486 --> 00:06:23.756

My name is David Musser and I'm the director of the policy innovation.

00:06:23.756 --> 00:06:27.046

and Dissemination Group at the Office of Federal Student Aid and.

00:06:27.046 --> 00:06:30.156

I'm joined by Greg Martin, director of the Policy Development Group in.

00:06:30.156 --> 00:06:32.046

the Office of Postsecondary Education.

00:06:34.756 --> 00:06:37.876

We've got a lot to cover in this presentation, but I'd like to take just a moment.

00:06:37.876 --> 00:06:40.286

to walk through the agenda with you before we get started.

00:06:41.066 --> 00:06:44.096

We'll start with an introduction to the regulations and a little bit.

00:06:44.096 --> 00:06:47.346

of background about distance education. Then we'll move into.

00:06:47.346 --> 00:06:50.366

distance education and the new definitions that are associated with.

00:06:50.366 --> 00:06:53.456

it. Then we'll talk about institution and program eligibility.

00:06:53.456 --> 00:06:56.936

changes, limitations on program length written.

00:06:56.936 --> 00:07:00.076

arrangements, and then discuss the updates to.

00:07:00.076 --> 00:07:03.336

e clock to credit conversion calculation, all of which are part of.

00:07:03.336 --> 00:07:06.586

the September 2020 regulations, and then we'll offer you.

00:07:06.586 --> 00:07:09.756

some references that you can use when you're looking at these.

00:07:09.756 --> 00:07:11.016

issues in the future.

00:07:14.376 --> 00:07:17.846

So a bit of introduction before we get started, so.

00:07:17.846 --> 00:07:21.026

these regulations were part of a negotiated rulemaking process.

00:07:21.026 --> 00:07:24.146

that began in 2018 and culminated with the publication.

00:07:24.146 --> 00:07:27.376

of a notice of Proposed Rulemaking on April 2nd, 2020.

00:07:27.376 --> 00:07:30.486

Following a public comment period, the department published.

00:07:30.486 --> 00:07:33.566

final regulations on September 2nd, 2020, which will.

00:07:33.566 --> 00:07:36.646

become effective for all institutions on July 1st, 2021.

00:07:36.646 --> 00:07:39.696

Note the bullet at the bottom of the.

00:07:39.696 --> 00:07:42.786

slide, though the regulations will go into effect for all.

00:07:42.786 --> 00:07:44.936

institutions on July 1st this summer.

00:07:45.066 --> 00:07:48.076

Institutions have the option of early implementing.

00:07:48.076 --> 00:07:51.416

some or all of the regulations at their discretion, so.

00:07:51.416 --> 00:07:54.636

if you decide to early implement any of these provisions, it's a good practice.

00:07:54.636 --> 00:07:57.876

to clearly document your institutions decision and the date you make.

00:07:57.876 --> 00:08:01.056

it, including a statement signed by someone at your institution.

00:08:01.056 --> 00:08:04.176

with the authority to make those kinds of decisions the department.

00:08:04.176 --> 00:08:07.256

does not have specific rules about how to document your decision to.

00:08:07.256 --> 00:08:08.876

implement regulations early.

00:08:11.096 --> 00:08:14.676

Alright, so let's start off with the new definitions.

00:08:14.676 --> 00:08:17.696

and changes to requirements for distance education. I'll walk through.

00:08:17.696 --> 00:08:20.976

that part and after that I'll hand off the presentation to Greg.

00:08:20.976 --> 00:08:24.116

who will take you through the other institutional eligibility requirements in.

00:08:24.116 --> 00:08:25.196

these regulations.

00:08:28.346 --> 00:08:31.456

So let's start off with a bit of background about distance education and why.

00:08:31.456 --> 00:08:34.356

it's an important concept in the department's regulations.

00:08:35.236 --> 00:08:38.436

So when the technology to offer instruction online first

00:08:38.436 --> 00:08:41.506

became available, the only way to offer such coursework for.

00:08:41.506 --> 00:08:45.156

title for purposes was by treating it like correspondence courses.

00:08:45.156 --> 00:08:48.656

But those courses are associated with numerous limitations.

00:08:48.656 --> 00:08:52.326

For example, cost of attendance for students enrolled in correspondence.

00:08:52.326 --> 00:08:55.846

courses is limited, so only tuition and fees, books and supplies.

00:08:55.846 --> 00:08:59.136

travel and room and board students enrolled in correspondence.

00:08:59.136 --> 00:09:02.156

courses can be no more than half time for Pell Grant.

00:09:02.156 --> 00:09:05.176

purposes, and perhaps most importantly, if a.

00:09:05.176 --> 00:09:07.786

school offers more than 50% of its courses.

00:09:07.856 --> 00:09:10.946

Through correspondence, or if it offers more or if more.

00:09:10.946 --> 00:09:14.666

than 50% of its students are enrolled in correspondence courses.

00:09:14.666 --> 00:09:18.416

the institution could lose eligibility for Title IV aid entirely.

00:09:18.416 --> 00:09:21.626

So in 2006, recognizing that.

00:09:21.626 --> 00:09:26.006

online coursework was becoming an increasingly important part of post secondary education.

00:09:26.006 --> 00:09:29.266

Congress decided to distinguish distance education from.

00:09:29.266 --> 00:09:32.366

correspondence courses in order to remove some of those.

00:09:32.366 --> 00:09:35.436

limitations on distance education programs and make them more.

00:09:35.436 --> 00:09:38.786

accessible to students. To do this, Congress created.

00:09:38.786 --> 00:09:41.276

a separate definition of distance education.

00:09:41.326 --> 00:09:44.826

At that time it was called telecommunications that emphasize what.

00:09:44.826 --> 00:09:47.916

we call regular and substantive interaction between students.

00:09:47.916 --> 00:09:51.186

and the instructor. One quick note here, the.

00:09:51.186 --> 00:09:54.636

law refers to offering distance education's synchronously.

00:09:54.636 --> 00:09:57.996

or asynchronously, and you'll hear those terms throughout.

00:09:57.996 --> 00:10:01.326

this presentation in various places, including places.

00:10:01.326 --> 00:10:04.716

in the regulations. So in this context, synchronous.

00:10:04.716 --> 00:10:08.166

essentially means real time instruction, where students and instructors.

00:10:08.166 --> 00:10:11.116

are present in a virtual environment at the same time.

00:10:11.516 --> 00:10:14.546

Asynchronous means instruction that occurs outside of that.

00:10:14.546 --> 00:10:17.966

same time instructional environment that could include, for example.

00:10:17.966 --> 00:10:21.696

email exchanges between students and instructors regarding course content.

00:10:21.696 --> 00:10:21.696

00:10:24.966 --> 00:10:28.106

Since 2006, instructional technology and new.

00:10:28.106 --> 00:10:31.376

approaches to pedagogy having enabled new methods of teaching.

00:10:31.376 --> 00:10:34.466

and learning in an online environment in some programs.

00:10:34.466 --> 00:10:37.566

different faculty now perform specialized roles, for example.

00:10:37.566 --> 00:10:40.746

instruction, responding to questions or assessment, and.

00:10:40.746 --> 00:10:44.056

sometimes they are supported by non faculty academic staff.

00:10:44.056 --> 00:10:47.526

who do other things. Coaching, advising or outreach and.

00:10:47.526 --> 00:10:50.976

in some cases the multiple faculty share instructional roles.

00:10:50.976 --> 00:10:54.326

In addition, we have a lot of new instructional.

00:10:54.326 --> 00:10:57.546

platforms that now allow students to engage with course material.

00:10:57.546 --> 00:10:59.526

at the time and place of their choosing. So as.

00:10:59.576 --> 00:11:03.046

You can see a lot of things have changed since the original.

00:11:03.046 --> 00:11:06.546

statutory changes for distance education and our regulations.

00:11:06.546 --> 00:11:07.546

were first published.

00:11:08.336 --> 00:11:11.366

All of these changes have led to numerous questions about the definition.

00:11:11.366 --> 00:11:14.886

of distance education, especially what constitutes an instructor.

00:11:14.886 --> 00:11:18.346

How often is regular an? What substantive?

00:11:18.346 --> 00:11:21.666

means? In that context, the reason regulations attempted

00:11:21.666 --> 00:11:24.986

to address these questions by amending definitions to specifically.

00:11:24.986 --> 00:11:28.126

address distance education, and some of those definitions.

00:11:28.126 --> 00:11:31.186

are important for a lot of aspects of.

00:11:31.186 --> 00:11:34.626

financial aid, including the clock hour, a week of instructional.

00:11:34.626 --> 00:11:37.786

time, and academic engagement, all of which will talk about.

00:11:37.786 --> 00:11:38.566

in just a moment.

00:11:41.396 --> 00:11:44.726

But before we dive into the specifics of the regulatory changes.

00:11:44.726 --> 00:11:47.926

there's a bit more background to cover on January 9th.

00:11:47.926 --> 00:11:51.286

2021, the department published in electronic announcement explaining.

00:11:51.286 --> 00:11:55.066

that we had rescinded Dear colleague letter Gen 06-17.

00:11:55.066 --> 00:11:58.406

that Dear Colleague letter published not long after the law first.

00:11:58.406 --> 00:12:01.686

change to add a definition of distance education explain.

00:12:01.686 --> 00:12:04.786

ed the an institution was only required to obtain accrediting.

00:12:04.786 --> 00:12:07.906

agency approval of its offering of distance education if it offered.

00:12:07.906 --> 00:12:10.846

more than half of a program through distance education.

00:12:11.396 --> 00:12:14.696

In the Federal Register Notice on August 13th, 2020.

00:12:14.696 --> 00:12:17.766

the department rescinded that guidance. This means that.

00:12:17.766 --> 00:12:20.946

any offering of distance education of whatsoever even a single.

00:12:20.946 --> 00:12:24.386

course, results in the requirement for your institutions accrediting.

00:12:24.386 --> 00:12:28.286

agency to evaluate and approve your institution to offer to distance ed

00:12:28.286 --> 00:12:31.306

Remember, unless you're otherwise specified by.

00:12:31.306 --> 00:12:34.606

the creditor, this is an institution level approval, not a program.

00:12:34.606 --> 00:12:37.946

level approval. Remember also that your accrediting agency.

00:12:37.946 --> 00:12:41.726

needs to be recognized by the department to approve distance education.

00:12:41.726 --> 00:12:42.306

programs.

00:12:42.596 --> 00:12:44.086

For you to meet this requirement.

00:12:45.616 --> 00:12:48.646

So keep that guidance in mind for a moment, because it's going to be.

00:12:48.646 --> 00:12:51.986

important in light of some of the COVID-19 waivers and flexibilities.

00:12:51.986 --> 00:12:54.426

that we've offered related to distance education.

00:12:55.176 --> 00:12:58.426

So for payment periods, including March 13th, 2020.

00:12:58.426 --> 00:13:01.466

through the end of the first payment period beginning after the.

00:13:01.466 --> 00:13:04.726

end of the COVID-19 emergency the department.

00:13:04.726 --> 00:13:07.986

waved a number of requirements related to distance.

00:13:07.986 --> 00:13:11.206

education, including reporting to the department.

00:13:11.206 --> 00:13:14.826

that the school offers distance education requiring.

00:13:14.826 --> 00:13:18.146

state authorization in states where the institution enrolls students.

00:13:18.146 --> 00:13:21.646

through distance education but doesn't have a physical location, and.

00:13:21.646 --> 00:13:24.076

accrediting agency approval of distance education.

00:13:25.136 --> 00:13:28.146

So all of those things are applicable.

00:13:28.146 --> 00:13:31.246

until the first payment period after.

00:13:31.246 --> 00:13:34.746

that begins after the end of the national emergency, and.

00:13:34.746 --> 00:13:38.006

for accreditors, the waivers of their requirements were extended.

00:13:38.006 --> 00:13:41.566

through 180 days following the end of the National emergency.

00:13:41.566 --> 00:13:41.566

00:13:42.296 --> 00:13:45.486

So remember as of the date of this presentation, the covid.

00:13:45.486 --> 00:13:48.766

19 National emergency is not yet over, so all.

00:13:48.766 --> 00:13:51.786

of these flexibilities are still in effect. And we don't know exactly.

00:13:51.786 --> 00:13:54.216

when they will cease, but it will be in the future.

00:13:56.246 --> 00:13:59.646

All of that said, we know that the pandemic has led many institutions.

00:13:59.646 --> 00:14:02.926

to reevaluate their course offerings, and many schools have begun.

00:14:02.926 --> 00:14:06.246

offering distance education for the first time under normal.

00:14:06.246 --> 00:14:09.506

circumstances. That would have meant obtaining accrediting agency approval.

00:14:09.506 --> 00:14:12.566

and then reporting the new offering to the department, but because.

00:14:12.566 --> 00:14:15.916

of those COVID 19 flexibility's, some institutions may not have.

00:14:15.916 --> 00:14:19.606

had obtained those approvals or reported their distance education offerings.

00:14:19.606 --> 00:14:22.676

So remember, if you are offering distance Ed and you have not.

00:14:22.676 --> 00:14:25.866

obtained accrediting agency approval, your programs offered.

00:14:25.866 --> 00:14:27.096

using distance education.

00:14:27.146 --> 00:14:30.376

Again, one offering even one course could.

00:14:30.376 --> 00:14:33.816

lose eligibility for title for aid. If the waivers end.

00:14:33.816 --> 00:14:37.236

and knowing that accrediting agency approval can take some time.

00:14:37.236 --> 00:14:40.256

we encourage all schools to start seeking those approvals as soon.

00:14:40.256 --> 00:14:43.316

as possible to ensure that you don't experience any interruption.

00:14:43.316 --> 00:14:46.556

in your in your aid eligibility. And remember.

00:14:46.556 --> 00:14:49.706

that when you're ready to report, you will do so using the department E APP.

00:14:49.706 --> 00:14:52.146

System Section G, question 31.

00:14:54.526 --> 00:14:58.386

OK, so let's jump into the actual changes in the regulations.

00:14:58.386 --> 00:14:58.386

00:14:59.026 --> 00:15:02.696

The first major change was the addition of the term academic engagement.

00:15:02.696 --> 00:15:05.916

in 34 CFR 600.2 so.

00:15:05.916 --> 00:15:09.076

for those of you who are familiar with the return of title for requirements, this.

00:15:09.076 --> 00:15:12.236

definition probably looks familiar, and we talked about it in our last.

00:15:12.236 --> 00:15:15.586

presentation two weeks ago. It's generally based on the department.

00:15:15.586 --> 00:15:19.096

s definition of academic attendance and academically related activity.

00:15:19.096 --> 00:15:22.336

in the activity in the R2T4 regulations previously so.

00:15:22.336 --> 00:15:25.476

on the slide you can see all the new language in blue text, I won't.

00:15:25.476 --> 00:15:28.816

go through all of that, but I'd like to call your attention to a few important.

00:15:28.816 --> 00:15:30.856

changes to this definition.

00:15:31.306 --> 00:15:34.676

Note that the definition specifically indicates that academic engagement.

00:15:34.676 --> 00:15:37.736

is defined by the institution in accordance with any.

00:15:37.736 --> 00:15:39.866

of the requirements of its accreditor or state.

00:15:40.786 --> 00:15:44.066

The definition now refers to attending a synchronous course.

00:15:44.066 --> 00:15:47.916

either in person or online, where there's an opportunity for interaction.

00:15:47.916 --> 00:15:51.056

It adds assessment to the types of learning activities.

00:15:51.056 --> 00:15:54.096

that qualify, and it refers to.

00:15:54.096 --> 00:15:57.236

specific to a specific interaction, for example.

00:15:57.236 --> 00:16:00.736

through email or by phone with an instructor about academic.

00:16:00.736 --> 00:16:01.416

matters.

00:16:04.306 --> 00:16:07.646

So there's a number of places in the regulations where this term.

00:16:07.646 --> 00:16:10.686

now appears when these regulations.

00:16:10.686 --> 00:16:13.906

are fully implemented, if you remember.

00:16:13.906 --> 00:16:17.226

the return of Title 4 funds regulations previously had.

00:16:17.226 --> 00:16:20.626

definitions for academic attendance that look very similar.

00:16:20.626 --> 00:16:23.766

but those definitions now refer directly.

00:16:23.766 --> 00:16:27.206

to the academic engagement definition that I just described.

00:16:27.206 --> 00:16:30.506

Additionally, the updated definition of o'clock hour refers.

00:16:30.506 --> 00:16:34.026

to academic engagement and the updated definition of an academic.

00:16:34.026 --> 00:16:35.506

year in 34 CFR.

00:16:35.556 --> 00:16:38.746

668.3 also refers to this term and.

00:16:38.746 --> 00:16:41.926

I'll explain a little bit more about how this term is applied in those.

00:16:41.926 --> 00:16:42.996

regulations.

00:16:45.896 --> 00:16:48.986

So the department also updated the definition of f aclock hour.

00:16:48.986 --> 00:16:52.026

to specifically refer to their requirements for clock hours in.

00:16:52.026 --> 00:16:55.286

a distance education environment. Now the original definition.

00:16:55.286 --> 00:16:58.366

of aclock hour was many years old and had not even contemplated.

00:16:58.366 --> 00:17:01.386

distance education when it was first promulgated. So the.

00:17:01.386 --> 00:17:04.446

regulations as specific definition for distance ed. without.

00:17:04.446 --> 00:17:07.746

again the original on campus requirements again.

00:17:07.746 --> 00:17:11.256

you can see the new language here on the right, in blue on the slide.

00:17:11.256 --> 00:17:14.496

the definition refers to 50 to 60 minutes in a 60.

00:17:14.496 --> 00:17:15.956

minute period of attendance in.

00:17:16.006 --> 00:17:19.066

Either a synchronous or asynchronous class and.

00:17:19.066 --> 00:17:21.656

there are different requirements for each type of coursework.

00:17:22.626 --> 00:17:25.716

So aclock hour can be earned through attendance in a synchronous class.

00:17:25.716 --> 00:17:28.916

or lecture, where there's an opportunity for direct interaction.

00:17:28.916 --> 00:17:32.116

between the student or the instructor, or it can be earned through.

00:17:32.116 --> 00:17:35.356

academic engagement in an asynchronous learning activity where.

00:17:35.356 --> 00:17:38.576

the student interacts with technology that can monitor and document.

00:17:38.576 --> 00:17:41.616

the amount of time the student participates in.

00:17:41.616 --> 00:17:42.476

the activity.

00:17:43.106 --> 00:17:46.516

Note that here is one place where it's important. Understand that definition.

00:17:46.516 --> 00:17:50.156

of academic engagement that we just discussed because your asynchronous.

00:17:50.156 --> 00:17:53.186

learning activities need to include academic engagement in.

00:17:53.186 --> 00:17:57.096

order for you to document completed clock hours on the basis of those activities.

00:17:57.096 --> 00:17:57.096

00:17:57.806 --> 00:18:01.356

And note the second part of this definition, which is also important aclock.

00:18:01.356 --> 00:18:04.396

hour and a distance education environment does not count.

00:18:04.396 --> 00:18:07.486

if it doesn't meet all of your accreditor and state requirements.

00:18:07.486 --> 00:18:10.496

or exceeds any of their limitations, including on.

00:18:10.496 --> 00:18:14.036

the number of clock hours that can be offered in a program.

00:18:14.036 --> 00:18:17.286

through distance education. So it's just been really important for you to keep.

00:18:17.286 --> 00:18:20.026

those requirements and limitations in mind.

00:18:22.526 --> 00:18:26.206

So some important concepts for clock hours offered through distance education.

00:18:26.206 --> 00:18:29.636

logging in alone never constitutes attending.

00:18:29.636 --> 00:18:33.066

all or part of aclock hour. So if a student logs in, that's.

00:18:33.066 --> 00:18:36.316

fine, and that's always going to be part of their attendance.

00:18:36.316 --> 00:18:39.416

in an online clock hour. But you can't use that.

00:18:39.416 --> 00:18:42.636

alone as a justification to record attendance.

00:18:42.636 --> 00:18:46.276

in aclock hour. Clock hours can be earned synchronously.

00:18:46.276 --> 00:18:49.816

with both instructor and student present or asynchronously.

00:18:49.816 --> 00:18:52.856

where only the student is online and academically engaged.

00:18:52.856 --> 00:18:52.856

00:18:53.396 --> 00:18:56.706

And finally, the school is responsible for demonstrating that students.

00:18:56.706 --> 00:18:59.926

are either present at a virtual class lecture or recitation.

00:18:59.926 --> 00:19:03.626

for an opportunity with interaction, or that they are academically.

00:19:03.626 --> 00:19:06.846

engaged in an asynchronous activity throughout the period.

00:19:06.846 --> 00:19:10.136

that you count as attended and completed as part of the students.

00:19:10.136 --> 00:19:11.006

Clock hours.

00:19:14.066 --> 00:19:17.216

Because this is generally a new concept, we wanted to offer a.

00:19:17.216 --> 00:19:20.316

few examples for what is and isn't acceptable to document.

00:19:20.316 --> 00:19:23.676

that o'clock hour has been successfully completed, so first.

00:19:23.676 --> 00:19:27.146

let's talk about some things that the department does consider to be acceptable.

00:19:27.146 --> 00:19:27.146

00:19:27.786 --> 00:19:30.796

So in a synchronous setting, the instructor and the.

00:19:30.796 --> 00:19:33.816

students use a webcam process where the instructor monitors.

00:19:33.816 --> 00:19:37.256

and interacts with students during scheduled class time and takes attendance.

00:19:37.256 --> 00:19:40.336

and engages with all students during that session. That's a.

00:19:40.336 --> 00:19:43.536

sort of very traditional form of a class, just.

00:19:43.536 --> 00:19:47.316

in an online environment. Similarly, in an asynchronous.

00:19:47.316 --> 00:19:50.356

environment, the school uses technology that monitors.

00:19:50.356 --> 00:19:53.876

not only when the student locks it logs in, but it captures.

00:19:53.876 --> 00:19:56.936

all activity within an academic portal, demonstrating everything.

00:19:56.936 --> 00:19:59.596

the student is doing within a specific time frame.

00:19:59.646 --> 00:20:00.046

So.

00:20:00.736 --> 00:20:04.506

For example, maybe the student is scrolling through reading material.

00:20:04.506 --> 00:20:07.986

working on assignments, completing a quiz.

00:20:07.986 --> 00:20:11.266

All of those sorts of things. The recurring theme here.

00:20:11.266 --> 00:20:14.586

is that the institution has to have a clear method of monitoring.

00:20:14.586 --> 00:20:17.596

what a student is doing for the period that it records the completion of.

00:20:17.596 --> 00:20:20.966

the clock hour, and that documentation needs to demonstrate.

00:20:20.966 --> 00:20:24.346

that what the student is doing is a form of academic engagement.

00:20:24.346 --> 00:20:25.566

as we just discussed.

00:20:27.536 --> 00:20:30.686

But here are some examples of things that the department would not consider.

00:20:30.686 --> 00:20:33.706

acceptable. Let's say a school.

00:20:33.706 --> 00:20:37.066

awards clock hours based on how long it thinks students.

00:20:37.066 --> 00:20:40.126

will take to complete work. So let's say that it's looked.

00:20:40.126 --> 00:20:43.266

at how long students have typically taken to complete an assignment, or.

00:20:43.266 --> 00:20:46.536

quiz, and then assigns a certain number of clock hours based.

00:20:46.536 --> 00:20:49.606

on that average time. Once it sees the student has completed.

00:20:49.606 --> 00:20:52.646

the assignment. That's not acceptable because it's not.

00:20:52.646 --> 00:20:56.066

an indication of what the student was actually doing for that period.

00:20:56.066 --> 00:20:56.066

00:20:57.036 --> 00:21:00.766

Another example of something that's not acceptable whether synchronous.

00:21:00.766 --> 00:21:03.866

or asynchronous, and instructor just checks in with the student at the.

00:21:03.866 --> 00:21:06.986

beginning of the period and checks back in with them at the end of that.

00:21:06.986 --> 00:21:10.266

period to see what the student has accomplished without actually monitoring.

00:21:10.266 --> 00:21:11.406

what they've been doing.

00:21:12.076 --> 00:21:15.496

So in both of these cases, the institution can't demonstrate.

00:21:15.496 --> 00:21:18.506

that the student actually performed the activity in question for.

00:21:18.506 --> 00:21:21.626

the specified period of time. In the first case.

00:21:21.626 --> 00:21:25.346

an estimate is never an acceptable way to record completion of o'clock hour.

00:21:25.346 --> 00:21:28.886

and in the second case just checking in with the student without identifying.

00:21:28.886 --> 00:21:32.086

the activity that they're performing is not sufficient to demonstrate.

00:21:32.086 --> 00:21:35.566

that this student was academically engaged throughout the period recorded.

00:21:35.566 --> 00:21:35.566

00:21:36.356 --> 00:21:39.396

Remember that it stands to institutions responsibility to document that.

00:21:39.396 --> 00:21:42.726

it's complying with this definition and this definition.

00:21:42.726 --> 00:21:45.886

is specially regarding asynchronous clock hours.

00:21:45.886 --> 00:21:48.926

sets a very high bar for what an institution is expected to.

00:21:48.926 --> 00:21:52.246

be able to record about a student's activities online.

00:21:52.246 --> 00:21:55.386

So if you have questions about whether your software platform or your.

00:21:55.386 --> 00:21:58.396

technology is sufficient to do this, we encourage you.

00:21:58.396 --> 00:22:01.506

to reach out to your school participation division for advice.

00:22:01.506 --> 00:22:04.276

about whether it would be compliant with the new requirements.

00:22:07.526 --> 00:22:10.576

So moving on now to a few narrow changes to a definition.

00:22:10.576 --> 00:22:11.996

of correspondence courses.

00:22:12.656 --> 00:22:15.666

As you can see, the only significant changes here are a reference.

00:22:15.666 --> 00:22:18.786

to multiple instructors rather than a single instructor, I'll.

00:22:18.786 --> 00:22:22.016

explain a little bit more about that when we talk about distance education in a moment.

00:22:22.016 --> 00:22:25.506

but the other big change here is that we've removed this sentence indicating.

00:22:25.506 --> 00:22:28.846

the correspondence courses are typically self paced those.

00:22:28.846 --> 00:22:31.906

self pacing is common in correspondence. Programs, of course, is.

00:22:31.906 --> 00:22:35.206

not automatically treated as correspondence if it's self paced.

00:22:35.206 --> 00:22:38.466

A course can be self paced and offered through distance education.

00:22:38.466 --> 00:22:41.526

as long as the institution ensures that the course supports regular and.

00:22:41.526 --> 00:22:44.106

substantive interaction between students and instructors.

00:22:46.576 --> 00:22:49.586

Alright, so here we are. We're going to. We're going to discuss.

00:22:49.586 --> 00:22:52.616

the definition of distance education, which was where the department.

00:22:52.616 --> 00:22:56.076

made some of the biggest changes in the September 2020 regulations.

00:22:56.076 --> 00:22:56.076

00:22:56.636 --> 00:22:59.926

Before we get into that, let's talk about what has not changed.

00:22:59.926 --> 00:22:59.926

00:23:00.586 --> 00:23:03.596

So distance education always involves regular and.

00:23:03.596 --> 00:23:06.766

substantive interaction between students and instructors that.

00:23:06.766 --> 00:23:09.776

applied before that applied now, and it also applies.

00:23:09.776 --> 00:23:11.686

during the COVID-19 pandemic.

00:23:12.456 --> 00:23:15.586

Second, distance education is defined at the course level.

00:23:15.586 --> 00:23:19.216

If the school offers a course where students are separated from the instructor.

00:23:19.216 --> 00:23:22.246

and the school can't demonstrate that it ensures regular and substantive.

00:23:22.246 --> 00:23:25.696

interaction in a course that is a correspondence course.

00:23:25.696 --> 00:23:25.696

00:23:26.606 --> 00:23:29.816

And finally, the statute is what defines the type of media.

00:23:29.816 --> 00:23:32.876

that distance education may use. So it has a specific.

00:23:32.876 --> 00:23:36.156

set of different kinds of media, and those are all things.

00:23:36.156 --> 00:23:37.956

that are established clearly in the statute.

00:23:41.356 --> 00:23:44.566

So as in the other definitions, we've discussed the changes to the previous.

00:23:44.566 --> 00:23:47.626

regulation will appear in blue on the right hand side.

00:23:47.626 --> 00:23:48.456

of each slide.

00:23:49.216 --> 00:23:52.226

So this first change is fairly straightforward, and it's related to.

00:23:52.226 --> 00:23:55.446

the one that one of the changes that I mentioned in the definition of correspondence.

00:23:55.446 --> 00:23:58.826

course a few moments ago, whereas the previous definition.

00:23:58.826 --> 00:24:01.896

of distance ed referred to the instructor this.

00:24:01.896 --> 00:24:05.476

definition refers to instructors and contemplates more one.

00:24:05.476 --> 00:24:08.616

or more than one instructor teaching a single course.

00:24:08.616 --> 00:24:11.676

The definition of correspondence course made the same change.

00:24:11.676 --> 00:24:11.676

00:24:13.786 --> 00:24:16.986

Now there's another relatively small change here, whereas.

00:24:16.986 --> 00:24:20.456

the original definition referred to a number of technologies.

00:24:20.456 --> 00:24:23.516

many of which are now a little bit outdated, the department.

00:24:23.516 --> 00:24:26.716

updated that part of the definition to refer instead to other.

00:24:26.716 --> 00:24:29.996

media, but nothing is actually changed about the types of media.

00:24:29.996 --> 00:24:31.706

that are permitted under the statute.

00:24:34.706 --> 00:24:38.596

OK, so now we're going into some of the bigger changes to the definition.

00:24:38.596 --> 00:24:38.596

00:24:39.266 --> 00:24:42.316

The original definition did not include any explanation.

00:24:42.316 --> 00:24:46.196

for what an instructor was for the purposes of the definition.

00:24:46.196 --> 00:24:49.716

but under the new definition, an instructor is an individual.

00:24:49.716 --> 00:24:52.956

responsible for delivering course content and who meets the.

00:24:52.956 --> 00:24:56.596

qualifications for instruction established by the institution's accrediting.

00:24:56.596 --> 00:24:59.606

agency. This definition clearly puts the power.

00:24:59.606 --> 00:25:02.656

to define the requirements for an instructor in the hands of an.

00:25:02.656 --> 00:25:06.136

institutions accrediting agency. Remember this definition

00:25:06.136 --> 00:25:09.416

is about who is considered an instructor, which may or may not.

00:25:09.416 --> 00:25:10.896

based on synonymous with.

00:25:10.946 --> 00:25:14.056

Who wouldn't accrediting agency considers to be faculty those

00:25:14.056 --> 00:25:17.116

are two different terms, but it's the accreditor, ultimately.

00:25:17.116 --> 00:25:18.936

that needs to make that determination.

00:25:21.546 --> 00:25:24.686

The second major clarification in the new definition is about.

00:25:24.686 --> 00:25:28.066

what constitutes substantive interaction.

00:25:28.066 --> 00:25:31.266

The definition explains that substantive interaction is.

00:25:31.266 --> 00:25:34.466

engaging students in teaching, learning, and assessment.

00:25:34.466 --> 00:25:37.626

consistent with the content under discussion and includes.

00:25:37.626 --> 00:25:40.926

two of the following providing direct instruction.

00:25:40.926 --> 00:25:44.036

assessing or providing feedback on the students coursework.

00:25:44.036 --> 00:25:47.466

providing information, or responding to questions about the content.

00:25:47.466 --> 00:25:50.866

of a course or competency, facilitating a group discussion.

00:25:50.866 --> 00:25:52.846

about the content of a course or competency.

00:25:52.896 --> 00:25:56.506

Or other instructional activities approved by the institution, or.

00:25:56.506 --> 00:25:59.626

programs accrediting agency. Because there are some cases where.

00:25:59.626 --> 00:26:03.046

a program is programmatically accredited as well as institutionally.

00:26:03.046 --> 00:26:06.546

accredited now that last item would include.

00:26:06.546 --> 00:26:09.786

items that are specifically approved or defined by the accrediting.

00:26:09.786 --> 00:26:13.106

agency and the department. Does not set any specific limits.

00:26:13.106 --> 00:26:14.616

on what those things might be.

00:26:18.066 --> 00:26:21.616

So now that we've defined what an instructor is and what substantive means.

00:26:21.616 --> 00:26:24.696

what does the definition mean by regular? The new

00:26:24.696 --> 00:26:27.116

definition clarifies what this means to.

00:26:27.766 --> 00:26:30.816

And institution ensures regular interaction between the student.

00:26:30.816 --> 00:26:34.136

and instructor or instructors by prior to a student.

00:26:34.136 --> 00:26:37.576

to the students. Completion of a course or competency providing.

00:26:37.576 --> 00:26:41.096

the opportunity for substantive interactions with the student on a predictable.

00:26:41.096 --> 00:26:44.156

and scheduled basis commensurate with the length of time and the.

00:26:44.156 --> 00:26:47.446

amount of content in the course or and.

00:26:47.446 --> 00:26:50.906

monitoring these students. Academic engagement and success.

00:26:50.906 --> 00:26:53.916

and ensuring that an instructor is responsible for promptly.

00:26:53.916 --> 00:26:57.016

and proactively engaging in substantive interaction with.

00:26:57.016 --> 00:26:57.696

that student.

00:26:57.776 --> 00:27:01.016

When needed, on the basis of such monitoring, or upon.

00:27:01.016 --> 00:27:02.176

request by the student.

00:27:03.096 --> 00:27:06.466

As you can see, the definition requires both the opportunity for substantive.

00:27:06.466 --> 00:27:10.296

interaction and monitoring a students engagement and success.

00:27:10.296 --> 00:27:10.296

00:27:12.936 --> 00:27:16.156

So some important concepts to remember about this updated definition.

00:27:16.156 --> 00:27:19.306

of distance Ed. First, the department received.

00:27:19.306 --> 00:27:22.446

quite a few questions about how institutions were.

00:27:22.446 --> 00:27:25.786

expected to ensure that at least two types of substantive interaction.

00:27:25.786 --> 00:27:29.606

between students and instructors under this definition were ensured.

00:27:29.606 --> 00:27:32.926

And recall what I said earlier that we apply the definition.

00:27:32.926 --> 00:27:36.046

of distant said at the course level so.

00:27:36.046 --> 00:27:39.196

institutions must engage in at least two forms of some.

00:27:39.196 --> 00:27:42.306

interaction, meeting those regulatory requirements during each.

00:27:42.306 --> 00:27:43.996

course or competency.

00:27:44.126 --> 00:27:47.666

The regulations don't prescribe a specific frequency or combination.

00:27:47.666 --> 00:27:51.296

of each type of interaction, except that they have to be predictable.

00:27:51.296 --> 00:27:52.346

and scheduled.

00:27:54.736 --> 00:27:55.346

So.

00:27:56.466 --> 00:27:59.736

During the comment period for these regulations, we also received a number.

00:27:59.736 --> 00:28:03.276

of comments, questions and concerns about the level of technological.

00:28:03.276 --> 00:28:06.796

sophistication that was that was needed for this type of monitoring.

00:28:06.796 --> 00:28:09.956

and in the preamble to the final rule. We explained that this monitoring.

00:28:09.956 --> 00:28:12.966

could be done by a system with monitoring of or.

00:28:12.966 --> 00:28:16.356

with monitoring or analytic capabilities. So, for example, you're learning.

00:28:16.356 --> 00:28:19.376

platform or simply.

00:28:19.376 --> 00:28:22.616

through the instructors and instructors monitoring of his.

00:28:22.616 --> 00:28:25.936

or her own students, engagement and success, and.

00:28:25.936 --> 00:28:29.876

just as an example, evaluating participation in a asynchronous class environment.

00:28:29.876 --> 00:28:29.876

00:28:29.996 --> 00:28:33.546

Carefully examining student activity in the learning platform.

00:28:33.546 --> 00:28:36.746

or just looking at the quality of the students. Course assignments.

00:28:36.746 --> 00:28:40.366

and instructor can use any of that information in order to evaluate.

00:28:40.366 --> 00:28:43.706

the students performance and decide whether they need to reach out to the student.

00:28:43.706 --> 00:28:46.756

and help them out with substantive interaction.

00:28:46.756 --> 00:28:46.756

00:28:50.106 --> 00:28:53.166

So in the preamble to the final rule, the department also laid.

00:28:53.166 --> 00:28:56.226

out some general rules for how it would evaluate institutions.

00:28:56.226 --> 00:28:58.836

use of distance education under the new definition.

00:28:59.696 --> 00:29:02.786

And you see all of these on the screen first.

00:29:02.786 --> 00:29:05.906

look at whether the institutions online.

00:29:05.906 --> 00:29:09.106

instruction is delivered through an appropriate form of media.

00:29:09.106 --> 00:29:09.106

00:29:09.716 --> 00:29:12.846

wewill look at whether the instructions the instructors.

00:29:12.846 --> 00:29:16.336

with whom students regularly and substantively interact meet the requirements.

00:29:16.336 --> 00:29:19.886

of the accreditor and for instruction in the subject matter.

00:29:19.886 --> 00:29:19.886

00:29:20.356 --> 00:29:23.416

Will look at whether instructors engage in at least 2.

00:29:23.416 --> 00:29:26.436

forms of substantive interaction, meeting the regulatory requirements.

00:29:26.436 --> 00:29:29.466

for the course or competency will evaluate whether the.

00:29:29.466 --> 00:29:32.676

institution has established, scheduled, and predictable opportunities.

00:29:32.676 --> 00:29:35.996

for substantive interaction and that whether it creates.

00:29:35.996 --> 00:29:39.636

expectations for instructors to monitor each students engagement.

00:29:39.636 --> 00:29:42.726

an substantively engage with them on the basis.

00:29:42.726 --> 00:29:46.106

of that monitoring. And finally, we'll look at whether instructors.

00:29:46.106 --> 00:29:49.276

are responsive to students. Request for instructional support.

00:29:49.276 --> 00:29:49.276

00:29:50.146 --> 00:29:53.456

But remember, the requirement is that the institution creates.

00:29:53.456 --> 00:29:56.516

expectations for monitoring student success so.

00:29:56.516 --> 00:29:59.696

part of that has to be that you ensure that instructors actually follow.

00:29:59.696 --> 00:30:02.816

through with the monitoring itself. We wouldn't consider that.

00:30:02.816 --> 00:30:06.036

institution is actually created. A real expectation for careful.

00:30:06.036 --> 00:30:09.476

monitoring. If most or all of its instructors are disregarding.

00:30:09.476 --> 00:30:12.536

that requirement. So it's important to keep a system in.

00:30:12.536 --> 00:30:16.076

place for making sure that instructors really are doing this interaction.

00:30:16.076 --> 00:30:17.916

and monitoring with their students.

00:30:20.946 --> 00:30:23.956

Alright, now there were a few more definitions that were updated in the recent.

00:30:23.956 --> 00:30:27.126

regulations and the next few were unrelated to distance Ed.

00:30:27.126 --> 00:30:27.126

00:30:28.026 --> 00:30:31.236

In the September 2020 regulations, the department modified.

00:30:31.236 --> 00:30:34.596

the definition of incarcerated student to specifically address students.

00:30:34.596 --> 00:30:37.836

who are incarcerated in juvenile justice facilities. These.

00:30:37.836 --> 00:30:41.066

students are not considered to be incarcerated in a federal or state penal.

00:30:41.066 --> 00:30:44.136

institution, which means that statutory prohibition on.

00:30:44.136 --> 00:30:47.256

receiving Pell Grants does not apply to them, however.

00:30:47.256 --> 00:30:50.376

it's important to note that these students are treated as incarcerated in.

00:30:50.376 --> 00:30:53.556

general, which means, for example, that they're not eligible for direct.

00:30:53.556 --> 00:30:56.616

loan funds. This change incorporated a policy.

00:30:56.616 --> 00:30:59.796

that the department established way back in 2014.

00:30:59.796 --> 00:30:59.796

00:30:59.846 --> 00:31:02.976

In Dear colleague letter gen. 1421 so this.

00:31:02.976 --> 00:31:06.986

regulatory update just codify's that policy into this definition.

00:31:06.986 --> 00:31:06.986

00:31:09.086 --> 00:31:12.666

and a part of codifying that policy, we also created a specific.

00:31:12.666 --> 00:31:15.856

definition of juvenile justice facility that you see on this slide.

00:31:15.856 --> 00:31:19.046

Again, the department's policy has not changed, but it's more.

00:31:19.046 --> 00:31:22.106

clearly stated in the regulations now and you.

00:31:22.106 --> 00:31:25.136

might be wondering how these changes will be affected by the change in.

00:31:25.136 --> 00:31:28.246

the law in the FAFSA simplification Act which.

00:31:28.246 --> 00:31:31.266

will ultimately remove this statutory prohibition on students.

00:31:31.266 --> 00:31:34.326

receiving Pell grants while they're incarcerated in federal or state.

00:31:34.326 --> 00:31:37.546

penal institutions. Unfortunately, we don't have an answer.

00:31:37.546 --> 00:31:40.566

to that question yet, but the department is currently evaluating.

00:31:40.566 --> 00:31:42.806

how will treat these students under the new law.

00:31:43.006 --> 00:31:46.216

And we will publish guides to the community explaining our approach.

00:31:46.216 --> 00:31:48.806

Once we've made once, we've made a final determination.

00:31:51.946 --> 00:31:55.096

So now let's turn back to one more definition that's related to.

00:31:55.096 --> 00:31:58.156

distance education. In this case, the department.

00:31:58.156 --> 00:32:01.336

updated the definition of an academic here to explain how.

00:32:01.336 --> 00:32:04.476

weeks of instructional time recalculated in certain types of distance.

00:32:04.476 --> 00:32:07.496

education programs. Now it's important to note.

00:32:07.496 --> 00:32:10.516

nothing is changed about the requirements for a week of instruction with.

00:32:10.516 --> 00:32:13.886

reference to a traditional in person class or a synchronous.

00:32:13.886 --> 00:32:16.976

class offered online for those types of courses.

00:32:16.976 --> 00:32:20.136

is an institution can consider a week to be a week of instruction.

00:32:20.136 --> 00:32:23.856

if it includes at least one day of regularly scheduled instruction.

00:32:23.856 --> 00:32:23.856

00:32:24.476 --> 00:32:27.626

But what wasn't previously clear in the definition was how to count.

00:32:27.626 --> 00:32:30.706

weeks of instruction when the program is offered primarily using.

00:32:30.706 --> 00:32:33.716

asynchronous coursework. And there aren't that many scheduled.

00:32:33.716 --> 00:32:36.856

class sessions, so you can see the added blue text.

00:32:36.856 --> 00:32:38.426

for Romanette ii here.

00:32:39.586 --> 00:32:42.766

A program offered using asynchronous coursework through distance.

00:32:42.766 --> 00:32:45.816

education or correspondence courses the institution has.

00:32:45.816 --> 00:32:49.086

to make available the instructional materials other resources.

00:32:49.086 --> 00:32:52.236

and instructor support necessary for academic engagement, and.

00:32:52.236 --> 00:32:54.246

completion of course objectives.

00:32:55.256 --> 00:32:58.646

So it's important to note that this part of the definition.

00:32:58.646 --> 00:33:01.706

applies to all types of programs included offered.

00:33:01.706 --> 00:33:04.806

asynchronously, including both correspondence and distance.

00:33:04.806 --> 00:33:08.406

education programs. However, if you look at B, you'll.

00:33:08.406 --> 00:33:11.446

note that it applies only to distance education, so it's an.

00:33:11.446 --> 00:33:14.816

additional requirement for those programs, and you can see B.

00:33:14.816 --> 00:33:18.206

here says in a program using asynchronous coursework through.

00:33:18.206 --> 00:33:21.526

distance Ed the distant the institution must expect.

00:33:21.526 --> 00:33:25.166

enrolled students to perform educational activities demonstrating.

00:33:25.166 --> 00:33:26.366

academic engagement.

00:33:26.416 --> 00:33:29.646

During the week and you can see again.

00:33:29.646 --> 00:33:32.846

the definition of academic engagement is important here.

00:33:32.846 --> 00:33:36.386

because the school has to ensure that students are actually expected.

00:33:36.386 --> 00:33:39.486

to perform those kinds of activities during each week that.

00:33:39.486 --> 00:33:42.746

you count as a week of instructional time and.

00:33:42.746 --> 00:33:46.026

finally you can see under #3 here at the bottom.

00:33:46.026 --> 00:33:49.386

But the department has specified that instructional time does not include.

00:33:49.386 --> 00:33:52.466

scheduled breaks and activities that are not included in the.

00:33:52.466 --> 00:33:55.626

definition of academic engagement, which I just discussed a.

00:33:55.626 --> 00:33:56.586

few minutes ago.

00:33:56.786 --> 00:34:00.216

So this is yet another example of how that academic engagement.

00:34:00.216 --> 00:34:04.106

definition has been incorporated in numerous different parts of the regulations.

00:34:04.106 --> 00:34:04.106

00:34:06.356 --> 00:34:09.436

So there were a few other new definitions that I won't spend a whole.

00:34:09.436 --> 00:34:12.546

lot of time on. Today we updated the definition.

00:34:12.546 --> 00:34:15.846

of a nonprofit institution and just remove some redundant language.

00:34:15.846 --> 00:34:19.186

We updated the definitions of full time student and subscription.

00:34:19.186 --> 00:34:22.306

based program, and those are substantive changes, but.

00:34:22.306 --> 00:34:25.366

we'll talk about those in the session on subscription.

00:34:25.366 --> 00:34:28.766

based programs. In two weeks. We won't talk about them here and.

00:34:28.766 --> 00:34:32.226

finally we updated the definition of a third party service are just to refer.

00:34:32.226 --> 00:34:35.586

to originating loans rather than something certifying loans.

00:34:35.586 --> 00:34:36.456

which was the.

00:34:36.506 --> 00:34:39.926

Terminology that we used back in the old FFEL days.

00:34:39.926 --> 00:34:39.926

00:34:43.176 --> 00:34:46.786

And the last thing that I'd like to discuss today are some changes to the regulations.

00:34:46.786 --> 00:34:50.386

that were made to 34 CFR 668.111.

00:34:50.386 --> 00:34:53.506

and those described the requirements for appeals of audit.

00:34:53.506 --> 00:34:55.626

and program review. Final determinations.

00:34:56.276 --> 00:34:59.586

Now it's a little bit complicated, but these changes.

00:34:59.586 --> 00:35:02.976

essentially expressed that the department will defer to the accrediting.

00:35:02.976 --> 00:35:06.016

agencies judgment with respect to. As you can see on the.

00:35:06.016 --> 00:35:09.196

slide qualifications for an instructor

00:35:09.196 --> 00:35:12.206

or instruction, and whether the amount of work.

00:35:12.206 --> 00:35:15.566

associated with the credit hour is consistent with commonly accepted.

00:35:15.566 --> 00:35:18.676

practice in post secondary education. This will be.

00:35:18.676 --> 00:35:22.236

important when the department is resolving findings related to these concepts.

00:35:22.236 --> 00:35:25.686

in audit or program reviewdeterminations and.

00:35:25.686 --> 00:35:29.186

essentially says that we will defer to the accrediting agencies judgment.

00:35:29.186 --> 00:35:30.476

about these two items.

00:35:32.236 --> 00:35:35.766

And with that I will turn it over to Greg to walk us through some of the other concepts.

00:35:35.766 --> 00:35:39.936

in within the regulations related to institution and program eligibility, Greg.

00:35:39.936 --> 00:35:39.956

00:35:40.536 --> 00:35:41.316

Thanks Dave.

00:35:44.726 --> 00:35:47.856

OK again I wanna add my welcome to that David to this.

00:35:47.856 --> 00:35:51.906

presentation today. It's a pleasure to be with you. We're going to.

00:35:51.906 --> 00:35:55.006

start with the definition of correspondence students.

00:35:55.006 --> 00:35:58.166

and here we see that under 600.

00:35:58.166 --> 00:36:01.456

.7 an institution is not eligible if more than 50%.

00:36:01.456 --> 00:36:05.136

of the institutions were correspondence courses.

00:36:05.136 --> 00:36:08.506

or 50% or more of the institutions regularly enrolled.

00:36:08.506 --> 00:36:10.366

students were enrolled in correspondence.

00:36:11.086 --> 00:36:14.126

And the regulations clarify what a correspondence student is.

00:36:14.126 --> 00:36:17.336

is, and that is a student whose enrollment for an award year is.

00:36:17.336 --> 00:36:20.616

comprised of at least 50% correspondence courses.

00:36:20.616 --> 00:36:20.616

00:36:25.546 --> 00:36:28.836

You can see here that the regulations going into effect.

00:36:28.836 --> 00:36:32.366

July 1st require the Secretary to make a determination to.

00:36:32.366 --> 00:36:33.486

grant or deny.

00:36:34.216 --> 00:36:37.306

Certification within 12 months of the expiration of a current.

00:36:37.306 --> 00:36:40.356

period of participation. This is this is new.

00:36:40.356 --> 00:36:43.626

when it's sort of an obligates the secretary to take action with.

00:36:43.626 --> 00:36:47.466

a with a with a RE certification.

00:36:47.466 --> 00:36:47.466

00:36:49.516 --> 00:36:52.976

In a way that hasn't been done before so you can see here that automatic.

00:36:52.976 --> 00:36:56.526

renewal will result if the secretary.

00:36:56.526 --> 00:36:59.616

does not take action within that 12 month period.

00:36:59.616 --> 00:37:03.256

However, that automatic renewal may result in a provisional.

00:37:03.256 --> 00:37:06.466

certification depending upon the circumstance.

00:37:06.466 --> 00:37:09.906

So yes, the secretary is obligated to automatically.

00:37:09.906 --> 00:37:13.026

certify, but we could do.

00:37:13.026 --> 00:37:16.346

it provisionally for and not do it for the full.

00:37:16.346 --> 00:37:19.446

four to six year period. Also updated.

00:37:19.446 --> 00:37:23.316

the procedures for accepting documentation, and those can now be done electronically.

00:37:23.316 --> 00:37:23.316

00:37:23.646 --> 00:37:26.146

Which sort of brings us into the 21st century there.

00:37:32.766 --> 00:37:35.906

Continuing the certification, the department is the.

00:37:35.906 --> 00:37:39.046

entity that is regulated for the new certification requirements so.

00:37:39.046 --> 00:37:42.356

we don't often do this. But in this case, the department has an in a sense.

00:37:42.356 --> 00:37:45.856

regulated itself, so being the regulated entity.

00:37:45.856 --> 00:37:48.906

we have chosen not to early implement those provisions as.

00:37:48.906 --> 00:37:52.466

you're aware of, these provisions could all be implemented early.

00:37:52.466 --> 00:37:55.846

at the discretion of the regulated entity. In most cases, in every other.

00:37:55.846 --> 00:37:59.616

case here, that would be you, the institution, but here it is the Department.

00:37:59.736 --> 00:38:02.846

So changes to 666.13 that.

00:38:02.846 --> 00:38:06.076

are related to the 12 month timeframe for certification.

00:38:06.076 --> 00:38:07.626

or recertification applicants.

00:38:08.196 --> 00:38:11.396

Applications rather will be effective for materially.

00:38:11.396 --> 00:38:14.446

complete applications received on or after.

00:38:14.446 --> 00:38:16.576

July 1, 2021.

00:38:23.736 --> 00:38:25.686

Next, we'll discuss direct assessment.

00:38:26.626 --> 00:38:30.126

There are changes to direct assessment, program approval and eligibility.

00:38:30.126 --> 00:38:33.226

that I required that are contained in this September 2nd 20.

00:38:33.226 --> 00:38:34.346

20 regulations.

00:38:35.196 --> 00:38:38.406

And these, I think, streamline the process for.

00:38:38.406 --> 00:38:41.656

approval of a direct assessment program and.

00:38:41.656 --> 00:38:44.776

sort of recognize some of what we learned at the beginning.

00:38:44.776 --> 00:38:46.196

stages of that process.

00:38:47.926 --> 00:38:51.536

Approval is required for the institutions first direct assessment program.

00:38:53.626 --> 00:38:56.926

But full application is not required for a second or subsequent.

00:38:56.926 --> 00:38:59.966

direct assessment program at the same credential level, so we're.

00:38:59.966 --> 00:39:02.986

still going to require the full approval for your first one. However, there are.

00:39:02.986 --> 00:39:06.186

different rules now for the 2nd and subsequent direct assessment program.

00:39:06.186 --> 00:39:09.266

and additional direct assessment program at the same.

00:39:09.266 --> 00:39:12.566

credential level and support to keep that in mind that we're talking about a program.

00:39:12.566 --> 00:39:16.246

here that is at the same credential level. So, for example, a baccalaureate.

00:39:16.246 --> 00:39:19.506

degree would not require the department of approve.

00:39:19.506 --> 00:39:22.996

it, but it would have to be reported within 10 days of that change.

00:39:22.996 --> 00:39:22.996

00:39:24.296 --> 00:39:26.196

We will still require approval.

00:39:28.406 --> 00:39:31.646

When the institution offers a direct assessment program at a different.

00:39:31.646 --> 00:39:34.786

level of offering, for example, we talk here about the first direct.

00:39:34.786 --> 00:39:38.226

Assessment Masters degree program followed by

00:39:38.226 --> 00:39:41.786

one offering baccalaureate level level degree.

00:39:41.786 --> 00:39:44.936

and that would be different than what was originally approved for the direct.

00:39:44.936 --> 00:39:47.986

assess before the initial direct assessment program, and therefore that.

00:39:47.986 --> 00:39:51.166

would require department approval during the application.

00:39:51.166 --> 00:39:54.526

the institution will be required to explain how it excludes.

00:39:54.526 --> 00:39:57.786

credit earned through prior learning experiences.

00:39:57.786 --> 00:39:57.786

00:40:05.396 --> 00:40:08.546

Some other flexibilities that the September 2nd

00:40:08.546 --> 00:40:11.646

2020 regulations introduce here it.

00:40:11.646 --> 00:40:15.166

permits preparatory coursework and coursework required.

00:40:15.166 --> 00:40:18.306

by a state for teacher certification to be offered under.

00:40:18.306 --> 00:40:21.346

direct assessment, so it's an additional flexibility.

00:40:21.346 --> 00:40:24.446

that we're allowing here. It also permits programs offered in.

00:40:24.446 --> 00:40:27.566

part through credit or clock hours, and in part through.

00:40:27.566 --> 00:40:30.876

credit hour, equivalencies, or clock hour equivalencies.

00:40:30.876 --> 00:40:30.876

00:40:31.566 --> 00:40:34.566

And it requires an institution to establish a methodology.

00:40:38.076 --> 00:40:41.486

To reasonably equate each module in the direct assessment.

00:40:41.486 --> 00:40:44.876

program to either credit hours or clock hours.

00:40:44.876 --> 00:40:44.876

00:40:50.356 --> 00:40:52.796

Moving on to discussion of past performance.

00:40:53.606 --> 00:40:56.876

This would be in the financial responsibility rules it updated.

00:40:56.876 --> 00:40:59.936

the regulations and 668.174.

00:40:59.936 --> 00:41:03.456

and applies the term entity or entities to various provisions.

00:41:03.456 --> 00:41:06.796

And this is in recognition of the fact that ownership can be vested.

00:41:06.796 --> 00:41:09.876

either in an entity or individual. So what this does

00:41:09.876 --> 00:41:13.016

is allow the department to more broadly consider.

00:41:13.016 --> 00:41:16.166

ownership structures, one evaluating past performance gives.

00:41:16.166 --> 00:41:19.876

us a little more latitude and recognizes changes that have occurred.

00:41:19.876 --> 00:41:23.376

since the last time those regulations were updated.

00:41:23.376 --> 00:41:23.376

00:41:29.646 --> 00:41:32.716

Some changes to the requirements for job placement rates and you.

00:41:32.716 --> 00:41:36.316

can see here we're referencing the program participation agreement.

00:41:36.316 --> 00:41:39.506

and you have the current regulations on the left.

00:41:39.506 --> 00:41:42.536

side and on the right side of the graphic, you see.

00:41:42.536 --> 00:41:45.816

the new regulations and we will just go there to see.

00:41:45.816 --> 00:41:45.816

00:41:47.206 --> 00:41:50.286

But those changes have.

00:41:50.286 --> 00:41:53.406

been in the case of an institution that advertises job placement.

00:41:53.406 --> 00:41:56.726

rates as a means of attracting students to enroll in the program.

00:41:56.726 --> 00:41:59.536

The institution will make available to perspective students.

00:42:00.456 --> 00:42:04.086

At or before the time of those students application.

00:42:04.086 --> 00:42:05.586

and most recently available.

00:42:06.326 --> 00:42:09.356

Data concerning employment statistics etc.

00:42:09.356 --> 00:42:12.776

We have removed as you can see there that the.

00:42:12.776 --> 00:42:16.176

necessities to include the source of those statistics and any.

00:42:16.176 --> 00:42:18.576

associated timeframes and methodology.

00:42:20.006 --> 00:42:23.296

And you can see there in romanette ii relevant state licensing.

00:42:23.296 --> 00:42:26.616

requirements of the state in which the institution is located.

00:42:26.616 --> 00:42:29.716

for any job for which the course of instruction.

00:42:29.716 --> 00:42:30.376

is designed.

00:42:31.576 --> 00:42:34.486

To prepare such perspective students so we made the change there.

00:42:35.796 --> 00:42:38.886

What does this mean? Institutions are no longer required.

00:42:38.886 --> 00:42:42.216

to specifically disclose the source of statistics time frames.

00:42:42.216 --> 00:42:45.486

or the methodology is related to the development of the advertised.

00:42:45.486 --> 00:42:48.506

job placement rates. So you do need the rates. However, you don't need to have.

00:42:48.506 --> 00:42:51.536

those those methodology statistics or time frames.

00:42:51.536 --> 00:42:54.596

There is no change to the requirement that the.

00:42:54.596 --> 00:42:57.666

for the institution to make available to perspective students that would.

00:42:57.666 --> 00:43:00.716

be at or before the time those students apply.

00:43:00.716 --> 00:43:00.716

00:43:01.806 --> 00:43:04.916

Any information needed to substantiate the truthfulness of

00:43:04.916 --> 00:43:07.586

those rates that you're advertising?

00:43:09.066 --> 00:43:10.906

About jobs or graduation I should add.

00:43:15.066 --> 00:43:18.116

Next, I want to move on to a discussion of program length and.

00:43:18.116 --> 00:43:21.176

some changes that the regulations have made that these are new regulations.

00:43:21.176 --> 00:43:21.916

will make their.

00:43:26.516 --> 00:43:28.316

We do limit the number of hours

00:43:29.366 --> 00:43:32.436

that a gainful employment program can offer in relation.

00:43:32.436 --> 00:43:35.526

to the number of the hours that are required by the state for that.

00:43:35.526 --> 00:43:38.666

student to be employed in the profession that the program is.

00:43:38.666 --> 00:43:42.206

preparing the student to enter. So the current regulations.

00:43:42.206 --> 00:43:45.286

would limit the number of hours in a GE program to 150%

00:43:45.286 --> 00:43:48.296

of the minimum training hours required.

00:43:48.296 --> 00:43:51.706

by the state and that's the state where the where the school is located.

00:43:51.706 --> 00:43:55.016

so most states not all do have a minimum.

00:43:55.016 --> 00:43:58.476

number of training hours to be in a specific.

00:43:58.476 --> 00:44:00.006

profession. Maybe lists.

00:44:00.606 --> 00:44:03.856

For example, so that's cosmetology. So you would be limited, or maybe.

00:44:03.856 --> 00:44:06.996

massage therapy. You would be limited in program.

00:44:06.996 --> 00:44:10.026

length to 150% of those of whatever.

00:44:10.026 --> 00:44:13.496

that established minimum is now looking at what our new regulations.

00:44:13.496 --> 00:44:16.616

so, they're going to maintain that threshold with one.

00:44:16.616 --> 00:44:19.996

exception, and is when an adjacent state has.

00:44:19.996 --> 00:44:23.156

the minimum requirement for training hours that would exceed.

00:44:23.156 --> 00:44:26.306

150% of the requirement in the state.

00:44:26.306 --> 00:44:27.656

where the school is located.

00:44:30.596 --> 00:44:33.996

Before moving to this, I do want to say adjacent we mean directly adjacent.

00:44:33.996 --> 00:44:37.156

so we have had some. We have had some inquiries about.

00:44:37.156 --> 00:44:39.206

Well, what about if there's?

00:44:40.266 --> 00:44:43.476

The state is reasonable is close, but not adjacent.

00:44:43.476 --> 00:44:47.766

so a small part of another state might might might intervene.

00:44:47.766 --> 00:44:51.266

there. So we do. We do mean we do mean directly adjacent so.

00:44:51.266 --> 00:44:53.076

let's take a look at these limitations.

00:44:53.796 --> 00:44:57.246

And you can see the current regulations there described on the left.

00:44:57.246 --> 00:44:57.246

00:44:58.006 --> 00:45:01.366

And then I'm not going to read those, but what we will look at.

00:45:01.366 --> 00:45:04.626

what changes have been made to 668.14 B 26?

00:45:04.626 --> 00:45:07.706

and you'll see there that the.

00:45:07.706 --> 00:45:10.836

institution must demonstrate a reasonable relationship between the length.

00:45:10.836 --> 00:45:13.986

of the program and entry level requirements for the recognized.

00:45:13.986 --> 00:45:17.216

occupation for which the program is preparing the student.

00:45:17.216 --> 00:45:17.216

00:45:18.196 --> 00:45:21.226

We consider the relationship to be reasonable if the number of.

00:45:21.226 --> 00:45:24.446

clock hours provided in the program again, going back to pretty.

00:45:24.446 --> 00:45:27.546

much what we said in the previous slide, does not exceed the greater of 150%.

00:45:27.546 --> 00:45:30.676

of the minimum number of clock hours.

00:45:30.676 --> 00:45:33.556

that are required for training that recognized occupation.

00:45:34.336 --> 00:45:37.476

Which the institution is located, and that is, if the state has established.

00:45:37.476 --> 00:45:40.526

such a requirement or is established by any federal.

00:45:40.526 --> 00:45:43.786

federal agency or. And now the.

00:45:43.786 --> 00:45:47.006

flexibility that we've offered in these new regulations, the.

00:45:47.006 --> 00:45:50.136

minimum number of clock hours required for training in the.

00:45:50.136 --> 00:45:53.146

recognized occupation for which the program prepares.

00:45:53.146 --> 00:45:53.796

the student.

00:45:54.516 --> 00:45:57.666

Established in a state adjacent to the state in which the institution.

00:45:57.666 --> 00:46:00.706

is located, we're going to move on to some examples before we do.

00:46:00.706 --> 00:46:03.846

that, I just want to clarify here that we do mean a.

00:46:03.846 --> 00:46:07.266

150% of the established minimum. In the. I mean, I'm sorry.

00:46:07.266 --> 00:46:10.426

the maximum being established minimum in the adjacent.

00:46:10.426 --> 00:46:13.526

state, not 150 of that. So you can have up to.

00:46:13.526 --> 00:46:16.696

150% of the state you're in. Or if the adjacent.

00:46:16.696 --> 00:46:20.646

state exceeds that, you can have up to that number and this sum this graphic.

00:46:20.646 --> 00:46:24.006

here, I think, will demonstrate that for you. So here we have a school located.

00:46:24.006 --> 00:46:25.176

in the state of New Jersey.

00:46:25.426 --> 00:46:28.556

Offering a massage therapy program and.

00:46:28.556 --> 00:46:31.696

a New Jersey Massage therapy program has a minimum.

00:46:31.696 --> 00:46:34.796

of 500 hours for an individual to receive that.

00:46:34.796 --> 00:46:36.076

massage therapy license.

00:46:36.676 --> 00:46:40.546

New York State, which is an adjacent state, requires.

00:46:40.546 --> 00:46:43.606

1000 hours for massage therapy. So let's.

00:46:43.606 --> 00:46:45.406

take a look at the current regulations.

00:46:45.996 --> 00:46:48.316

And again, you could early implement these.

00:46:49.526 --> 00:46:52.546

The maximum hours for massage therapy program in New Jersey is.

00:46:52.546 --> 00:46:55.846

shown there and that is 500. So they meant the maximum.

00:46:55.846 --> 00:46:59.216

you would be able, or rather the minimum number of hours New Jersey requires for the program is.

00:46:59.216 --> 00:47:02.436

500. The maximum would be 150% of.

00:47:02.436 --> 00:47:05.756

that number, so that would be the longest program you could offer.

00:47:05.756 --> 00:47:08.836

and that would be 750 hours. And we show that.

00:47:08.836 --> 00:47:12.226

the maximum program length would be 750 hours.

00:47:12.226 --> 00:47:12.226

00:47:13.026 --> 00:47:14.536

According to the new regulations.

00:47:15.546 --> 00:47:18.596

Their effective July 1, but again could be.

00:47:18.596 --> 00:47:21.956

early implemented. The maximum hours for massage therapy.

00:47:21.956 --> 00:47:25.316

program at a school located in New Jersey now becomes.

00:47:25.316 --> 00:47:28.726

the greater of the minimum number of clock hours, which is 500.

00:47:28.726 --> 00:47:31.936

150%, which would be 750.

00:47:31.936 --> 00:47:35.006

hours or the minimum number of hours in the state of.

00:47:35.006 --> 00:47:38.266

New York, which is the $1000 so you can see here that the maximum.

00:47:38.266 --> 00:47:41.376

program link becomes 1000 hours. You don't want to make the mistake.

00:47:41.376 --> 00:47:44.676

of thinking that the maximum number of hours.

00:47:44.676 --> 00:47:48.416

would be the minimum hours in New York multiplied by 150%.

00:47:48.416 --> 00:47:48.416

00:47:48.676 --> 00:47:51.866

That would not be the case when applying the rule for the adjacent.

00:47:51.866 --> 00:47:55.046

state. So for the New Jersey school, the maximum number of hours.

00:47:55.046 --> 00:47:58.416

becomes 1000, because that is indeed the.

00:47:58.416 --> 00:48:01.766

minimum for the state of New York. So the whole idea.

00:48:01.766 --> 00:48:05.096

here would be to allow students or maybe training in New Jersey.

00:48:05.096 --> 00:48:05.096

00:48:05.746 --> 00:48:08.796

To be in a program that would allow them to be employed in.

00:48:08.796 --> 00:48:12.066

New York, and those are reasonably contiguous area, certainly it's.

00:48:12.066 --> 00:48:15.156

understandable that some students might be moving back and forth so.

00:48:15.156 --> 00:48:18.456

that allows for that for that circumstance so.

00:48:18.456 --> 00:48:20.886

little more flexibility than we've had in the past.

00:48:24.606 --> 00:48:27.116

Next, I want to move on to a discussion of written arrangements.

00:48:31.836 --> 00:48:37.386

And written arrangements you may. I mean, you might refer to those as consortium.

00:48:37.386 --> 00:48:37.386

00:48:37.436 --> 00:48:40.546

Or contractual agreements. Together they are referred to in the regulations as.

00:48:40.546 --> 00:48:43.666

written arrangements, but I know that in the Handbook treatment.

00:48:43.666 --> 00:48:48.186

in the way they are referred to generally a consortium.

00:48:48.186 --> 00:48:51.436

agreements generally one between two eligible entities, And a00:48:51.436 --> 00:48:54.826

contractual agreement between an eligible and ineligible entity.

00:48:54.826 --> 00:48:57.926

Collectively they form the they fall under the.

00:48:57.926 --> 00:49:01.066

aegis of written arrangements. So let's first.

00:49:01.066 --> 00:49:04.626

look at what is not changed with respect to written arrangements.

00:49:04.626 --> 00:49:07.146

And here you see their regulatory citation.

00:49:07.626 --> 00:49:10.636

668.5 institutions are permitted to enter.

00:49:10.636 --> 00:49:13.916

into written arrangements to allow other institutions or entities to offer portion.

00:49:13.916 --> 00:49:17.126

of that program. There are no limitations on the amount.

00:49:17.126 --> 00:49:20.156

of a program that can be offered under.

00:49:20.156 --> 00:49:23.296

a written arrangement between two unaffiliated eligible institutions.

00:49:23.296 --> 00:49:26.536

so no percentage cap there with.

00:49:26.536 --> 00:49:29.786

respect to what we would call a consortium agreement between two eligible.

00:49:29.786 --> 00:49:32.966

institutions written arrangements with.

00:49:32.966 --> 00:49:36.336

ineligible entities cannot permit the ineligible entity to offer.

00:49:36.336 --> 00:49:37.836

more than 25%.

00:49:37.876 --> 00:49:41.146

Or 50% with explicit accreditor approval.

00:49:41.146 --> 00:49:44.446

of these eligible programs and an institution.

00:49:44.446 --> 00:49:48.026

may enter into a written arrangement with institutions in another country.

00:49:48.026 --> 00:49:51.386

that would be a study abroad subject to the same limitations.

00:49:51.386 --> 00:49:54.726

as arrangements with ineligible entities. So when you enter into an agreement.

00:49:54.726 --> 00:49:57.796

with a with an entity in a foreign country, even.

00:49:57.796 --> 00:50:01.256

if that school does participate, that's considered.

00:50:01.256 --> 00:50:04.526

an ineligible entity for the purposes of this regulation.

00:50:04.526 --> 00:50:04.526

00:50:08.606 --> 00:50:11.836

Let's talk about what has changed. The new regulations have removed limitations.

00:50:11.836 --> 00:50:14.956

on the amount of a program that may be offered under a written.

00:50:14.956 --> 00:50:18.066

arrangement between two affiliated eligible institutions.

00:50:18.066 --> 00:50:21.196

that would be 2 eligible institutions owned or controlled by the.

00:50:21.196 --> 00:50:24.276

same individual partnership or corporation previously.

00:50:24.276 --> 00:50:27.286

we had a limitation on that as of July 1.

00:50:27.286 --> 00:50:31.056

or actually underlying implementation. If you choose there would.

00:50:31.056 --> 00:50:34.436

be no limitation on that percentage we've.

00:50:34.436 --> 00:50:37.656

also added a provision that specifies nothing prohibits.

00:50:37.656 --> 00:50:38.706

an institution.

00:50:39.486 --> 00:50:42.696

Who is using written arrangements from aligning or modifying?

00:50:42.696 --> 00:50:46.026

its curriculum in order to meet the recommendations and requirements?

00:50:46.026 --> 00:50:49.246

of industry advisory boards widely recognized

00:50:49.246 --> 00:50:53.146

industry standards, organizations, or other industry recognized

00:50:53.146 --> 00:50:57.806

bodies for making changes to the program's this.

00:50:57.806 --> 00:50:58.886

basically just.

00:51:00.526 --> 00:51:03.986

Provides flexibility so that a school may.

00:51:03.986 --> 00:51:07.536

use the standards that, especially if it's a program.

00:51:07.536 --> 00:51:10.616

for which are preparing people to go into a specific field that.

00:51:10.616 --> 00:51:13.896

you can recognize the standards of those that.

00:51:13.896 --> 00:51:16.936

are applicable to those employers or those organizations.

00:51:16.936 --> 00:51:19.826

when determining what the curriculum will be.

00:51:24.406 --> 00:51:27.756

We've also added a provision here that explains the process.

00:51:27.756 --> 00:51:31.896

for calculating the amount of a program offered by an ineligible entity, and.

00:51:31.896 --> 00:51:35.136

we consider that a course is provided by an ineligible entity IF.

00:51:35.136 --> 00:51:38.316

entity with which the institution has the written arrangement has authority.

00:51:38.316 --> 00:51:40.846

over the design, administration, or instruction.

00:51:41.876 --> 00:51:45.106

And that includes, but is not limited to, establishing requirements.

00:51:45.106 --> 00:51:48.306

for successful completion, delivering instruction and.

00:51:48.306 --> 00:51:50.136

assessing student learning.

00:51:56.346 --> 00:51:59.636

Something which which may affect you, your.

00:51:59.636 --> 00:52:02.756

institution. If you have internships or externships, we've added.

00:52:02.756 --> 00:52:06.276

this provision under 668.5 H and.

00:52:06.276 --> 00:52:09.416

excludes some types of the following types.

00:52:09.416 --> 00:52:12.606

of arrangements from the regulatory limitations in this section.

00:52:12.606 --> 00:52:16.016

I want to be careful to understand and be sure to.

00:52:16.016 --> 00:52:19.056

understand rather that we're not saying that you can't have.

00:52:19.056 --> 00:52:22.646

these types of arrangements, you certainly can. It's just that they will not be subject.

00:52:22.646 --> 00:52:23.816

to the limitations.

00:52:24.246 --> 00:52:27.696

Under 668.5, so that would be acceptance.

00:52:27.696 --> 00:52:30.816

of an institution by institution rather of transfer.

00:52:30.816 --> 00:52:33.946

credits where prior learning assessment from another.

00:52:33.946 --> 00:52:36.196

from another institution.

00:52:37.866 --> 00:52:41.026

The internship or externship portion of the program.

00:52:41.026 --> 00:52:44.386

if that portion is governed by accreditation agencies.

00:52:44.386 --> 00:52:47.596

standards, or, in the case of an eligible foreign institution, the standards of.

00:52:47.596 --> 00:52:50.626

an outside oversight agency, such as an accrediting agency, or.

00:52:50.626 --> 00:52:53.666

government entity that require the oversight and supervision of.

00:52:53.666 --> 00:52:57.046

the institution where the institution is responsible for the internship.

00:52:57.046 --> 00:53:00.076

or externship, and students are monitored by qualified.

00:53:00.076 --> 00:53:03.636

institutional personnel. So if what you're offering in that internship.

00:53:03.636 --> 00:53:06.776

or externship meets all of these stipulations, then.

00:53:06.776 --> 00:53:07.946

it would not be.

00:53:09.106 --> 00:53:12.246

Not be subject to the restrictions that are in 6.

00:53:12.246 --> 00:53:13.256

68.5.

00:53:20.766 --> 00:53:24.116

Next, we're going to move on to clock to credit our conversion, 'cause we have made some.

00:53:24.116 --> 00:53:27.186

fairly significant changes to that with these new regulations.

00:53:27.186 --> 00:53:27.186

00:53:30.526 --> 00:53:34.126

So first we're going to start with the requirements for clock to credit our conversions.

00:53:34.126 --> 00:53:34.126

00:53:34.916 --> 00:53:38.086

And for some, for some programs and we'll look at what those are.

00:53:38.086 --> 00:53:41.146

The institution is required to ensure that each.

00:53:41.146 --> 00:53:44.466

credit hour is associated with the minimum number of clock hours.

00:53:44.466 --> 00:53:44.466

00:53:45.106 --> 00:53:47.386

And this conversion serves two purposes.

00:53:48.076 --> 00:53:51.566

1st is to determine that the program meets the minimum length requirements.

00:53:51.566 --> 00:53:54.666

for eligibility and to determine the award amount within.

00:53:54.666 --> 00:53:58.666

each payment period. That's important that you recognize.

00:53:58.666 --> 00:54:00.726

both of those like the first one is probably.

00:54:01.986 --> 00:54:05.146

More apparent, because obviously you.

00:54:05.146 --> 00:54:08.346

need to determine if that program is eligible overall.

00:54:08.346 --> 00:54:11.486

given that having the minimum length per the.

00:54:11.486 --> 00:54:14.816

minimum length requirement and you will be required to do that when.

00:54:14.816 --> 00:54:18.036

undergoing re certification, but.

00:54:18.036 --> 00:54:21.146

the second there is as important as well and that's to determine the award amount.

00:54:21.146 --> 00:54:24.296

within each payment period. So you have to look at those payment periods and.

00:54:24.296 --> 00:54:27.756

make certain that the that the number of hours.

00:54:27.756 --> 00:54:30.966

that you're determining that student is taking.

00:54:30.966 --> 00:54:32.156

and they put that's doing that.

00:54:32.506 --> 00:54:35.876

Specific enrollment status do equate to the minimum number of clock.

00:54:35.876 --> 00:54:39.336

hours the conversion applies on a course by course basis.

00:54:39.336 --> 00:54:42.556

and the conversion requirements cannot.

00:54:42.556 --> 00:54:45.016

be applied at the program level.

00:54:50.236 --> 00:54:53.736

So let's take a look here what the exemptions are, an educational.

00:54:53.736 --> 00:54:56.926

program is not subject to the clock to credit hour conversion.

00:54:56.926 --> 00:55:00.276

from. It's the following stipulations. First, the program is.

00:55:00.276 --> 00:55:03.746

at least 2 academic years in length and provides an associate degree.

00:55:03.746 --> 00:55:07.356

or higher level degrees so that right there excludes.

00:55:07.356 --> 00:55:10.686

many degree granting program, so 2.

00:55:10.686 --> 00:55:13.976

academic years in length and provides an associate degree or higher level degree.

00:55:13.976 --> 00:55:17.036

Certainly baccalaureate masters agreement fall in there as well.

00:55:17.036 --> 00:55:20.366

Each course within the program is acceptable.

00:55:20.366 --> 00:55:20.366

00:55:20.746 --> 00:55:23.976

Let's just say, or rather each course within the program is acceptable.

00:55:23.976 --> 00:55:24.996

for full credit.

00:55:26.066 --> 00:55:29.096

Toward aspecific. That's important stipulation as well.

00:55:29.096 --> 00:55:32.366

as specific degree program at that institution.

00:55:32.366 --> 00:55:35.376

provided that the program requires at least 2.

00:55:35.376 --> 00:55:38.476

years of study, and the institution can demonstrate at least.

00:55:38.476 --> 00:55:41.836

one student graduated from the program during the current year.

00:55:41.836 --> 00:55:45.116

or the two years two preceding award year, so.

00:55:45.116 --> 00:55:48.226

you could have just as an example, a community college.

00:55:48.226 --> 00:55:51.616

might offer a program like this where the program is.

00:55:51.616 --> 00:55:55.506

doing is in does not lead to an associate degree, but.

00:55:55.506 --> 00:55:55.506

00:55:56.736 --> 00:55:59.766

The program, all the credits in their program.

00:55:59.766 --> 00:56:03.006

are acceptable for full credit toward a specific associate degree.

00:56:03.006 --> 00:56:06.026

that Community college offers and that would be at.

00:56:06.026 --> 00:56:09.186

least two years which an associate degree would be, and.

00:56:09.186 --> 00:56:12.226

lastly, that you can demonstrate that at least.

00:56:12.226 --> 00:56:15.386

one student graduated from that program during the current award year, or.

00:56:15.386 --> 00:56:18.706

wo preceding years, and this is to sort of ensure that.

00:56:18.706 --> 00:56:22.026

there is a certain reality associated with this with this.

00:56:22.026 --> 00:56:25.036

exception, that students who are who are who.

00:56:25.036 --> 00:56:26.726

are enrolled in this program.

00:56:26.776 --> 00:56:29.886

Actually are going on to this to this associate.

00:56:29.886 --> 00:56:33.206

degree program so that there's some reality.

00:56:33.206 --> 00:56:34.146

to that relationship.

00:56:39.756 --> 00:56:42.786

In performing clock to credit hour conversions.

00:56:42.786 --> 00:56:46.436

we have to look at the want to look here at the effect of rounding.

00:56:46.436 --> 00:56:50.106

And the first thing we see here is the results of a conversion.

00:56:50.106 --> 00:56:53.296

calculation can never be rounded up because we're we're looking at a minimum.

00:56:53.296 --> 00:56:56.326

number of clock of hours they have to.

00:56:56.326 --> 00:56:59.766

be offered. So when you're converting the clock errors to credit hours.

00:56:59.766 --> 00:57:02.946

if it comes out to just say 22 point.

00:57:02.946 --> 00:57:06.036

0 point, let's say 22.7, you would not.

00:57:06.036 --> 00:57:08.316

round up a 23 because you do have to have.

00:57:09.066 --> 00:57:12.116

There's a minimum number of clock errors have credit.

00:57:12.116 --> 00:57:15.036

hours rather has to be established, so no rounding up.

00:57:15.936 --> 00:57:18.976

Under the previous requirements we did require.

00:57:18.976 --> 00:57:22.586

institutions to round the results of conversion calculations down.

00:57:22.586 --> 00:57:24.276

to the nearest whole number.

00:57:25.566 --> 00:57:29.236

If that is the institution using decimals or the number of decimals?

00:57:29.236 --> 00:57:32.266

the school awarded used to award credit.

00:57:32.266 --> 00:57:35.406

so we did have this requirement to round down to the whole number.

00:57:35.406 --> 00:57:38.846

or to the number of decimals, the institutions the institution used.

00:57:38.846 --> 00:57:41.416

We have changed that, so one of these new regulations.

00:57:42.866 --> 00:57:45.986

We're going to permit institutions to use the decimal results.

00:57:45.986 --> 00:57:49.426

of the conversion, regardless of how they award credits, and we'll see how that.

00:57:49.426 --> 00:57:50.306

functions in a moment.

00:57:54.706 --> 00:57:58.186

So let's take a look at the credit hour conversion and look.

00:57:58.186 --> 00:58:01.576

at the current regulations. And then we're going to look at how the new regulations.

00:58:01.576 --> 00:58:04.696

would change that. So in the course if.

00:58:04.696 --> 00:58:08.136

a course in the program did not require out of out.

00:58:08.136 --> 00:58:11.196

of class work, the conversion formula required.

00:58:11.196 --> 00:58:14.356

a ratio of 37.5 in class hours.

00:58:14.356 --> 00:58:17.546

to each semester hours. So we're talking about the basic requirement.

00:58:17.546 --> 00:58:20.606

here, not the application of out of out of class.

00:58:20.606 --> 00:58:23.816

out of class work, just the basic the basic formula.

00:58:23.816 --> 00:58:27.026

which was 37 point, which rather is 37.5.

00:58:27.026 --> 00:58:27.026

00:58:27.076 --> 00:58:30.606

In class hours to each semester, hour or 25.

00:58:30.606 --> 00:58:30.606

00:58:32.086 --> 00:58:34.466

In class Clock hours to each quarter hour.

00:58:35.086 --> 00:58:38.256

Now you'll note here that schools were permitted to use lower.

00:58:38.256 --> 00:58:41.326

thresholds. They could go back and use the 30 to one or 20.

00:58:41.326 --> 00:58:44.436

to one ratio if they could demonstrate that each.

00:58:44.436 --> 00:58:47.536

semester or quarter hour was associated with.

00:58:47.536 --> 00:58:49.536

the least 7.5.

00:58:50.266 --> 00:58:51.116

or 5.

00:58:51.706 --> 00:58:53.406

Out of class hours respectively.

00:58:54.046 --> 00:58:57.136

That would be, if 7.5 If it's semester trimester 5.

00:58:57.136 --> 00:59:00.636

 hours if it's quarter and that the institutions.

00:59:00.636 --> 00:59:03.886

accreditor had not identified any problems with the institutions.

00:59:03.886 --> 00:59:05.296

Establishment of credit hours.

00:59:06.156 --> 00:59:09.616

Now let's move to the new regulations, effective July 1, 20.

00:59:09.616 --> 00:59:11.726

21, or as indicated there.

00:59:13.146 --> 00:59:16.326

Implemented early at your discretion if you choose to do.

00:59:16.326 --> 00:59:19.426

that, there's no consideration of outside hours or out.

00:59:19.426 --> 00:59:22.786

of class hours in this new conversion formula and the conversion formula is.

00:59:22.786 --> 00:59:25.926

just a straightforward 30 in class clock hours.

00:59:25.926 --> 00:59:29.246

to each semester hours each semester, hour rather or 20.

00:59:29.246 --> 00:59:32.286

in class clock hours to each quarter hour and some of.

00:59:32.286 --> 00:59:35.526

that may go back a little way. Unfortunately, I have to number myself.

00:59:35.526 --> 00:59:38.686

among. You might remember the.

00:59:38.686 --> 00:59:42.006

rules prior to 2010, which is.

00:59:42.006 --> 00:59:43.366

what we've essentially gone back to.

00:59:48.626 --> 00:59:49.976

Here is a conversion example.

00:59:51.036 --> 00:59:54.426

You have a career training program offered in semester hours.

00:59:54.426 --> 00:59:57.796

It does not lead to any great degree. The credits in the program.

00:59:57.796 --> 01:00:01.076

are not all acceptable to a single degree program.

01:00:01.076 --> 01:00:04.786

at the institution, so because none of these requirements.

01:00:04.786 --> 01:00:08.116

are met, this is going to be a program where clock to credit our conversion.

01:00:08.116 --> 01:00:11.156

is necessary. The program is comprised of five.

01:00:11.156 --> 01:00:14.456

classes and also includes an externship and.

01:00:14.456 --> 01:00:17.166

as noted, there are no out of class hours required.

01:00:18.436 --> 01:00:21.506

The institution awards credits in whole credit.

01:00:21.506 --> 01:00:23.216

hours and there are no decimals.

01:00:23.846 --> 01:00:27.126

So you can see here that we have a number of courses and the 1st.

01:00:27.126 --> 01:00:30.446

course is 105 hours and there.

01:00:30.446 --> 01:00:32.936

are 30 out of class hours.

01:00:33.766 --> 01:00:36.956

And we have 4 credits assigned. You can see that we have a second class.

01:00:36.956 --> 01:00:40.446

there 83 in class hours, 18 out 4 credits assigned.

01:00:40.446 --> 01:00:43.496

for credits for the third Class, 2 for the 4th, 6 for.

01:00:43.496 --> 01:00:46.606

the 5th. Finally we note that there is an internship.

01:00:46.606 --> 01:00:49.946

of 375 in class hours.

01:00:49.946 --> 01:00:53.276

with seven hours assigned, so our totals then our 947

01:00:53.276 --> 01:00:56.396

in class hours 153.

01:00:56.396 --> 01:00:59.876

out of class hours and the credits assigned are 27.

01:00:59.876 --> 01:01:00.376

01:01:05.026 --> 01:01:08.176

Now I'm going to move into the conversion under the current regulation.

01:01:08.176 --> 01:01:11.576

and take a look at the conversion under the new regulations.

01:01:11.576 --> 01:01:11.576

01:01:13.046 --> 01:01:16.646

So here we noted before that out of out of.

01:01:16.646 --> 01:01:19.686

class hours were not going to be a function.

01:01:19.686 --> 01:01:22.766

here, so or consideration. So the.

01:01:22.766 --> 01:01:25.166

first course we have 105.

01:01:27.096 --> 01:01:30.196

Hours divided by what is the required 37.5 ratio

01:01:30.196 --> 01:01:33.326

So we have that.

01:01:33.326 --> 01:01:36.516

would be 2.8. So in this case we're.

01:01:36.516 --> 01:01:39.616

rounding down to two. You can see the calculation done for.

01:01:39.616 --> 01:01:42.676

each of the each of the courses you.

01:01:42.676 --> 01:01:45.846

see there, all of them, I think make are pretty self.

01:01:45.846 --> 01:01:48.896

explanatory. We're rounding down, you can see.

01:01:48.896 --> 01:01:51.976

2.21 to 2, 2.08 to 2, 2.96 to 2

01:01:51.976 --> 01:01:55.126

5.2 to five. There is a little bit of.

01:01:55.126 --> 01:01:58.816

a glitch here or difference. Rather with the ex tern ship.

01:01:58.816 --> 01:01:58.816

01:01:58.976 --> 01:02:02.126

So we have 375 hours divided by 37.

01:02:02.126 --> 01:02:05.366

5 and that would yield 10, but will note.

01:02:05.366 --> 01:02:08.466

that it is reduced to 7 and this is because.

01:02:08.466 --> 01:02:10.956

school cannot award more title four.

01:02:12.546 --> 01:02:16.126

More and more credit rather for title IV purposes then the academic.

01:02:16.126 --> 01:02:19.256

credit assigned by the institution for that internship, for.

01:02:19.256 --> 01:02:22.376

externship in this case, and as you recall, that was seven hours.

01:02:22.376 --> 01:02:25.496

assigned by the institution, so it cannot use 10.

01:02:25.496 --> 01:02:28.896

hours per the conversion where his only assigned 7.

01:02:28.896 --> 01:02:31.856

So let's look then at this conversion.

01:02:33.246 --> 01:02:36.336

Calculation under the new regulations that you'll see the seven.

01:02:36.336 --> 01:02:39.796

that I'm sorry, the five courses plus the internship.

01:02:39.796 --> 01:02:43.136

the ex tern ship. And now we've divided.

01:02:43.136 --> 01:02:46.736

by the by the new revised numbers so.

01:02:46.736 --> 01:02:49.816

instead of dividing by 37.5, we're dividing by 30.

01:02:49.816 --> 01:02:52.916

for this semester hours and each case we're dividing by.

01:02:52.916 --> 01:02:57.976

30 and you can see that in this case we're also. We're also.

01:02:57.976 --> 01:02:57.976

01:02:58.906 --> 01:03:01.976

We also not rounding required around down, so we're going to.

01:03:01.976 --> 01:03:05.026

use the actual decimal decimal calculation so.

01:03:05.026 --> 01:03:08.506

we're dividing by 30 in each case, and you can see the results there.

01:03:08.506 --> 01:03:11.716

The ex tern ship is now divided by 30, but again.

01:03:11.716 --> 01:03:14.906

that's reduced to 7. Why going back to what we said?

01:03:14.906 --> 01:03:18.116

before? That's the maximum. That's the number of credits the institution.

01:03:18.116 --> 01:03:21.696

assigns that internship. You cannot use this calculation.

01:03:21.696 --> 01:03:24.806

to increase that number of hours, so let's take a look.

01:03:24.806 --> 01:03:28.016

at the totals here. Previously, you had a total credit hour value.

01:03:28.946 --> 01:03:32.096

And in this case you have a total credit. Our value of 26.

01:03:32.096 --> 01:03:35.176

6 and the schools chosen just to go with and.

01:03:35.176 --> 01:03:36.656

there's not required to round down.

01:03:41.496 --> 01:03:44.776

I want to add before we get to implementation that this.

01:03:44.776 --> 01:03:48.066

change that is that is come is.

01:03:48.066 --> 01:03:51.456

will show you that there's only two possible outcomes here.

01:03:51.456 --> 01:03:54.486

Either you're going to remain the same if you.

01:03:54.486 --> 01:03:57.616

had at least 7.5 hours of outside work for.

01:03:57.616 --> 01:04:00.636

each class, and many of you did. I think that was the majority.

01:04:00.636 --> 01:04:04.396

of institutions you already able to use the 30 to one calculation.

01:04:04.396 --> 01:04:07.456

So for semester hours, so this won't change.

01:04:07.456 --> 01:04:10.556

anything you don't want include the outside hours anymore, but just to be.

01:04:10.556 --> 01:04:12.926

dividing by 30 to one, so it will.

01:04:12.976 --> 01:04:16.306

Basically nothing will change, so the only the only the.

01:04:16.306 --> 01:04:19.526

only possible outcomes here are that nothing changes.

01:04:19.526 --> 01:04:23.276

or as in the case of this example, where outside courses were not included.

01:04:23.276 --> 01:04:26.566

outside hours were not included. Rather the number of hours actually.

01:04:26.566 --> 01:04:30.096

increased, so it will stay the same or increase. Those are only possible.

01:04:30.096 --> 01:04:30.756

outcomes.

01:04:31.316 --> 01:04:34.486

Now let's take a look at some of the of the.

01:04:34.486 --> 01:04:34.486

01:04:35.246 --> 01:04:37.136

Rules for how you can do this.

01:04:37.876 --> 01:04:41.126

So the implementation of these conversion of these conversion change we.

01:04:41.126 --> 01:04:44.336

wanted to give you as much flexibility as possible here, I think.

01:04:44.336 --> 01:04:47.466

we've done that. So when the new regulatory provisions.

01:04:47.466 --> 01:04:51.006

for clock to credit hour conversions are fully implemented.

01:04:51.006 --> 01:04:54.166

and that would be either at your discretion or on July.

01:04:54.166 --> 01:04:57.446

1, 2021 and the program has a greater.

01:04:57.446 --> 01:05:00.486

number of Title four credit hours. That is, if you as a.

01:05:00.486 --> 01:05:03.886

result of this, the number of hours increase, what are your options for transition?

01:05:03.886 --> 01:05:03.886

01:05:04.656 --> 01:05:07.786

You can teach that remainder. The remainder of the current.

01:05:07.786 --> 01:05:11.786

program to currently enrolled students in accordance with the existing conversion.

01:05:11.786 --> 01:05:11.786

01:05:13.496 --> 01:05:16.576

The second option is for new students enrolled after the implementation.

01:05:16.576 --> 01:05:19.596

date. They can be enrolled in the program under the new conversion.

01:05:19.596 --> 01:05:22.686

regulations or lastly, you may choose to switch from the.

01:05:22.686 --> 01:05:25.776

old conversion calculation to the new calculation at the.

01:05:25.776 --> 01:05:28.966

end of a payment period, as long as that payment period ends.

01:05:28.966 --> 01:05:32.356

after the implementation date, and that would be either your implementation date.

01:05:32.356 --> 01:05:34.316

if you're doing it early or July 1.

01:05:37.966 --> 01:05:41.366

What about reporting these changes for this? If the new calculations?

01:05:41.366 --> 01:05:44.766

result in an increase to the number of total four credit hours in the program?

01:05:44.766 --> 01:05:48.296

you must submit an E app immediately and the.

01:05:48.296 --> 01:05:51.446

eligcert site is there for you to do that. To update the number.

01:05:51.446 --> 01:05:54.606

of clock hours and Title four credit hours in the program if.

01:05:54.606 --> 01:05:57.946

it doesn't change the number of title four credit hours in a program, which is probably.

01:05:57.946 --> 01:06:01.416

the likely outcome for most of you should simply update the E app

01:06:01.416 --> 01:06:04.596

to change the number of clock hours reported when the next update.

01:06:04.596 --> 01:06:07.756

or RE certification application is submitted. So I would imagine.

01:06:07.756 --> 01:06:08.666

for most of you.

01:06:08.716 --> 01:06:10.056

It'll be the second bullet there.

01:06:12.666 --> 01:06:14.376

I want to look at A couple of references.

01:06:15.046 --> 01:06:18.176

As we close out, I'm not going to go.

01:06:18.176 --> 01:06:21.286

through all these, but just make you aware that there we have some distance.

01:06:21.286 --> 01:06:24.316

education COVID-19 flexibility's you want to take a.

01:06:24.316 --> 01:06:27.656

look at those if you're not already familiar with them. I imagine we've.

01:06:27.656 --> 01:06:31.376

been in this situation for quite some time, so I'm going to make.

01:06:31.376 --> 01:06:34.476

the presumption that most of you have been doing distance education.

01:06:34.476 --> 01:06:37.576

are aware of that guidance, but there it is, we have.

01:06:37.576 --> 01:06:40.876

the rescission of Dear Colleague Gen 611.

01:06:40.876 --> 01:06:44.016

which David referred to earlier, and we also have a link.

01:06:44.016 --> 01:06:45.566

there to the distance education.

01:06:45.616 --> 01:06:48.686

Innovation, final rule and also.

01:06:48.686 --> 01:06:51.776

the 2020 FSA conference regulatory.

01:06:51.776 --> 01:06:54.876

update on distance Education and innovation, which you might.

01:06:54.876 --> 01:06:55.816

also find useful.

01:07:00.436 --> 01:07:03.436

And before we move into our question and answer.

01:07:05.476 --> 01:07:09.176

Segment here. It's like to say you can send any outstanding questions.

01:07:09.176 --> 01:07:12.486

that you have for a new customer support process, and we've.

01:07:12.486 --> 01:07:15.626

and this is their our help center. Given you the address for.

01:07:15.626 --> 01:07:18.646

that and to submit a question to that website, please enter your.

01:07:18.646 --> 01:07:22.166

name, email address, topic in question and when submitting.

01:07:22.166 --> 01:07:25.916

questions related to today's webinar, please select the topic.

01:07:25.916 --> 01:07:29.066

FSA Ask a Fed slash policy.

01:07:29.066 --> 01:07:29.066

01:07:34.186 --> 01:07:37.236

OK, at this point we're going to move into our question and.

01:07:37.236 --> 01:07:40.256

answer segments of this presentation and.

01:07:40.256 --> 01:07:43.536

I'm going to turn it over to Benedict. Who will?

01:07:43.536 --> 01:07:45.596

read some of the questions we've received today.

01:07:46.756 --> 01:07:49.926

OK Dave, it looks like I have a few questions.

01:07:49.926 --> 01:07:53.046

for you so we'll get started. How does.

01:07:53.046 --> 01:07:56.446

a fully iflex course where all class sessions?

01:07:56.446 --> 01:07:59.886

are offered in both face to face and at a distance?

01:07:59.886 --> 01:08:03.546

fit into the distance? Add definition some.

01:08:03.546 --> 01:08:07.066

students will attend some sessions face to face, but.

01:08:07.066 --> 01:08:10.156

it is possible for a student to attend fully at.

01:08:10.156 --> 01:08:13.136

a distance if that students so chooses.

01:08:15.986 --> 01:08:18.996

I think that's a good question in those.

01:08:18.996 --> 01:08:22.256

circumstances that the.

01:08:22.256 --> 01:08:25.576

course essentially is.

01:08:25.576 --> 01:08:28.596

treated as a distance education course with respect.

01:08:28.596 --> 01:08:32.056

to the students who are who are engaged in.

01:08:32.056 --> 01:08:35.216

the course through distance education. So the school.

01:08:35.216 --> 01:08:38.376

would need to make sure that it meets all.

01:08:38.376 --> 01:08:41.856

of the requirements of the definition for.

01:08:41.856 --> 01:08:44.976

any of any of its students who are actually taking.

01:08:44.976 --> 01:08:46.596

the course through distance education.

01:08:46.646 --> 01:08:49.736

But for practical purposes, what that will mean is the school.

01:08:49.736 --> 01:08:52.796

would just need to be sure that it ensured regular and substantive .

01:08:52.796 --> 01:08:55.836

interaction for students. For all of the students in that.

01:08:55.836 --> 01:08:58.896

course there's at least off the top of my.

01:08:58.896 --> 01:09:02.286

head, I can't think of a better way for the school to demonstrate.

01:09:02.286 --> 01:09:05.386

that the course really is offered through distance education for.

01:09:05.386 --> 01:09:07.616

those students who choose to use that modality.

01:09:09.486 --> 01:09:12.916

OK, second question for the new definition.

01:09:12.916 --> 01:09:16.016

of academic year under CFR 6.

01:09:16.016 --> 01:09:19.246

68.3 B2B.

01:09:19.246 --> 01:09:22.276

A colleges required to have documentation.

01:09:22.276 --> 01:09:25.676

of the student in an asynchronous program or.

01:09:25.676 --> 01:09:28.916

an asynchronous coursework that the student.

01:09:28.916 --> 01:09:32.356

did perform educational activities demonstrating.

01:09:32.356 --> 01:09:35.716

academic engagement during the week in order.

01:09:35.716 --> 01:09:39.486

for the week to be counted as a week of instruction.

01:09:39.486 --> 01:09:39.486

01:09:40.976 --> 01:09:44.226

That's a great question, and it actually points to.

01:09:44.226 --> 01:09:47.326

an important aspect of how we define and a.

01:09:47.326 --> 01:09:50.666

week of instructional time. A week of instructional time.

01:09:50.666 --> 01:09:53.966

is a program level definition. It's not.

01:09:53.966 --> 01:09:57.166

a student level definition, so we never require.

01:09:57.166 --> 01:10:00.346

a school to go in and ensure that any.

01:10:00.346 --> 01:10:03.606

individual student is actually engaging in.

01:10:03.606 --> 01:10:06.666

coursework or some sort of academic activity.

01:10:06.666 --> 01:10:09.746

every single week. The school has to.

01:10:09.746 --> 01:10:12.826

ensure an that's part of why we updated the definition.

01:10:12.826 --> 01:10:12.826

01:10:13.196 --> 01:10:16.346

That the there's an expectation for the student.

01:10:16.346 --> 01:10:19.526

to do that for all students to do that.

01:10:19.526 --> 01:10:23.266

in the program in order to count that week as.

01:10:23.266 --> 01:10:26.606

a week of instruction. If there's not a regularly scheduled class.

01:10:26.606 --> 01:10:29.866

during that week, but you don't have to go in and.

01:10:29.866 --> 01:10:33.066

evaluate every single student to make sure every single student.

01:10:33.066 --> 01:10:36.136

attends every week, because that would be far beyond.

01:10:36.136 --> 01:10:38.986

what we would require in on campus environment.

01:10:42.006 --> 01:10:45.956

Follow up questions so you saying you can have asynchronous learning.

01:10:45.956 --> 01:10:49.036

and clock our schools. In what ways?

01:10:49.036 --> 01:10:52.116

were the school monitor this and I think they're responding to.

01:10:52.116 --> 01:10:54.296

something that was said in the presentation.

01:10:55.786 --> 01:10:59.626

Sure, so we gave a few examples of how that would work earlier in.

01:10:59.626 --> 01:11:03.876

the presentation, but as I mentioned o'clock hour.

01:11:03.876 --> 01:11:07.166

program can measure clock hours in a synchronous.

01:11:07.166 --> 01:11:10.956

environment, and that's the sort of more traditional version.

01:11:10.956 --> 01:11:14.426

of instruction where the instructor is present.

01:11:14.426 --> 01:11:17.576

and I'll give an example. In a zoom meeting with.

01:11:17.576 --> 01:11:20.846

all of all of their students and they're watching.

01:11:20.846 --> 01:11:24.236

in. The students also have their cameras on this. The instructor is.

01:11:26.156 --> 01:11:29.246

That's a supervised clock hour that could, as long as.

01:11:29.246 --> 01:11:32.306

the students are sort of present and listening or engaging.

01:11:32.306 --> 01:11:35.766

throughout the throughout the hour, and the other way that.

01:11:35.766 --> 01:11:39.406

the school can demonstrate that a student is in attendance in an asynchronous.

01:11:39.406 --> 01:11:42.526

activity. So let's give an example maybe.

01:11:42.526 --> 01:11:45.536

a student is engaged in an interactive program.

01:11:45.536 --> 01:11:49.066

that the school has provided where there answering.

01:11:49.066 --> 01:11:52.326

questions there, watching some.

01:11:52.326 --> 01:11:55.886

portion of the hour there, watching videos, and responding.

01:11:55.886 --> 01:11:55.886

01:11:56.106 --> 01:11:57.236

So what they're watching?

01:11:58.606 --> 01:12:01.996

In that case, the technology needs to be sophisticated enough to.

01:12:01.996 --> 01:12:05.046

actually monitor what the student is doing is.

01:12:05.046 --> 01:12:08.316

the student entering responses? Is the student clicking?

01:12:08.316 --> 01:12:11.556

around in the online activity you?

01:12:11.556 --> 01:12:15.136

have to ensure that technology for an asynchronous clock hour is.

01:12:15.136 --> 01:12:18.356

really monitoring exactly what the student is doing and.

01:12:18.356 --> 01:12:21.696

that what the student was doing was actually part of the definition.

01:12:21.696 --> 01:12:25.026

of academic engagement. So both factors have to be present.

01:12:25.026 --> 01:12:28.236

So as I mentioned before, that's a pretty high bar, but.

01:12:28.236 --> 01:12:30.156

it schools should do their best to.

01:12:30.376 --> 01:12:33.416

Make sure that they have clear documentation of that. If they want to.

01:12:33.416 --> 01:12:34.996

record Clock hours that way.

01:12:35.686 --> 01:12:39.376

OK, thank you. I have another question, so just emailing a.

01:12:39.376 --> 01:12:43.086

professor is not academic activity, correct?

01:12:43.086 --> 01:12:43.086

01:12:49.106 --> 01:12:49.986

So.

01:12:50.696 --> 01:12:54.076

Emailing an instructor about.

01:12:54.076 --> 01:12:57.096

course content could.

01:12:57.096 --> 01:13:00.236

be considered academic academic activity as part.

01:13:00.236 --> 01:13:03.846

of the definition of academic engagement, so.

01:13:03.846 --> 01:13:07.236

if you can record that the student is asking a specific.

01:13:07.236 --> 01:13:10.276

course related question, they're not asking about the weather there.

01:13:10.276 --> 01:13:13.356

Not asking about something else that is.

01:13:13.356 --> 01:13:16.896

an academic activity that could be used to substantiate.

01:13:16.896 --> 01:13:20.176

attendance for return. A title for purposes, for example.

01:13:20.176 --> 01:13:22.216

but it's important that.

01:13:22.336 --> 01:13:25.366

Understood that you, the school ensure that that's an.

01:13:25.366 --> 01:13:28.586

actual that's a substantive course. Related email.

01:13:28.586 --> 01:13:31.766

but as long as we have that in place, the department has.

01:13:31.766 --> 01:13:34.826

assurance that the student is there. The student is still.

01:13:34.826 --> 01:13:38.566

engaged and the student is actually sort of participating.

01:13:38.566 --> 01:13:41.586

in the coursework, and that's really what we're talking about when we're talking about an.

01:13:41.586 --> 01:13:44.636

academic activity for returning title for purposes.

01:13:44.636 --> 01:13:44.636

01:13:46.496 --> 01:13:49.706

On clock hour students were very in how much?

01:13:49.706 --> 01:13:53.526

time they will take to be academically engaged does.

01:13:53.526 --> 01:13:56.666

the institution use the minimum hours or?

01:13:56.666 --> 01:14:00.416

an average? How is the clock hour effort calculated?

01:14:00.416 --> 01:14:00.416

01:14:01.846 --> 01:14:05.096

And another good question. You can't you cannot.

01:14:05.096 --> 01:14:08.416

use estimates, there's.

01:14:08.416 --> 01:14:11.956

never. There's never a case where you can estimate the amount of time that.

01:14:11.956 --> 01:14:14.976

a student is performing an activity you.

01:14:14.976 --> 01:14:18.076

have to be able to monitor what they're doing and like.

01:14:18.076 --> 01:14:21.336

I said before, the easiest way to do that in the most straightforward.

01:14:21.336 --> 01:14:24.656

is just like an on an on campus class where you.

01:14:24.656 --> 01:14:27.926

are actually watching all of the students as you're doing the instruction.

01:14:27.926 --> 01:14:31.226

But if you have asynchronous coursework where there's a learning.

01:14:31.226 --> 01:14:33.176

platform in the students logged in.

01:14:33.276 --> 01:14:36.626

You really need to be able to show that the student is actually.

01:14:36.626 --> 01:14:39.926

doing that work, while while.

01:14:39.926 --> 01:14:42.986

they are earning their clock hour, there's we don't have.

01:14:42.986 --> 01:14:46.436

any minimum threshold for how often this system.

01:14:46.436 --> 01:14:50.046

has to check what student is doing.

01:14:50.046 --> 01:14:53.346

But as we mentioned earlier, it cannot.

01:14:53.346 --> 01:14:56.446

be student checks in at the beginning of the hour and then.

01:14:56.446 --> 01:14:59.786

checks out at the end of the hour. It really has to demonstrate.

01:14:59.786 --> 01:15:02.866

that throughout the hour the student is actually doing.

01:15:02.866 --> 01:15:03.786

activities that.

01:15:03.836 --> 01:15:05.416

Reflect academic engagement.

01:15:08.746 --> 01:15:12.216

With these new definitions are distance education.

01:15:12.216 --> 01:15:15.556

and academic engagement. Will this have an impact?

01:15:15.556 --> 01:15:18.826

on institutions who are not required to take attendance?

01:15:18.826 --> 01:15:22.586

Meaning if often distance education programs?

01:15:22.586 --> 01:15:25.946

will all online courses or programs offered?

01:15:25.946 --> 01:15:29.596

as distance education be subject to the 14?

01:15:29.596 --> 01:15:33.056

day rule when it comes to determining if a student?

01:15:33.056 --> 01:15:34.186

is withdrawn?

01:15:36.146 --> 01:15:39.196

That's a great question, so this.

01:15:39.196 --> 01:15:42.236

I think this question is pointing back to.

01:15:42.236 --> 01:15:45.436

some of the guidance that the department offered way back in.

01:15:45.436 --> 01:15:48.816

2011 when we did the program integrity.

01:15:48.816 --> 01:15:52.016

Regulations and at that time we.

01:15:52.016 --> 01:15:55.186

had some questions about whether it logging.

01:15:55.186 --> 01:15:58.396

into classes constituted attendance taking.

01:15:58.396 --> 01:16:01.416

If a school was monitoring those logins and what?

01:16:01.416 --> 01:16:04.496

we said at the time was that monitoring logins?

01:16:04.496 --> 01:16:05.896

does not by itself.

01:16:06.156 --> 01:16:09.376

cause an institution to be treated as an institution that's required.

01:16:09.376 --> 01:16:12.436

to take attendance and the important factor here is that if.

01:16:12.436 --> 01:16:15.506

an institution is required to take attendance, I think.

01:16:15.506 --> 01:16:18.946

the question are actually pointed this out. That means that they actually they must.

01:16:18.946 --> 01:16:22.186

use attendance records to establish the students last date of.

01:16:22.186 --> 01:16:26.046

attendance for withdrawal purposes in the R2T4 calculation.

01:16:26.046 --> 01:16:29.106

and they would have to ensure that they determined that the.

01:16:29.106 --> 01:16:32.286

student was drew no later than 14 days after.

01:16:32.286 --> 01:16:33.606

the last date of attendance.

01:16:34.166 --> 01:16:37.256

However, we want to be clear that nothing about.

01:16:37.256 --> 01:16:40.296

that guidance has changed with these regulations.

01:16:40.296 --> 01:16:43.556

and just because you have a distance education program.

01:16:43.556 --> 01:16:46.626

does not mean that you're necessarily monitoring all of your.

01:16:46.626 --> 01:16:49.876

students online activities for the purposes of ensuring.

01:16:49.876 --> 01:16:52.936

academic engagement. Now, you might be now if a.

01:16:52.936 --> 01:16:56.246

school is using its its online platform.

01:16:56.246 --> 01:17:00.916

identifying academic engagement for

01:17:00.916 --> 01:17:04.696

for its own purposes, that could be enough to.

01:17:04.696 --> 01:17:04.696

01:17:04.746 --> 01:17:07.816

To treat for the school to be treated as an attendance.

01:17:07.816 --> 01:17:11.046

taking institution. But many institutions aren't necessarily.

01:17:11.046 --> 01:17:14.596

doing that. They might be collecting login information.

01:17:14.596 --> 01:17:18.416

they might be collecting assignments through.

01:17:18.416 --> 01:17:21.556

through, it's through their system, but if they're not doing.

01:17:21.556 --> 01:17:25.336

it in a consistent way throughout the payment.

01:17:25.336 --> 01:17:28.426

period or period of enrollment, it's not necessarily going.

01:17:28.426 --> 01:17:31.636

to rise to the level of having the school treated in attendance.

01:17:31.636 --> 01:17:34.676

ce taking institution. So just offering distance education.

01:17:34.676 --> 01:17:35.456

course does not.

01:17:35.516 --> 01:17:38.526

Alone result in being treated as an as.

01:17:38.526 --> 01:17:41.886

an attendance taking as an attendance taking school.

01:17:41.886 --> 01:17:45.336

and these are things that have to be determined on a case by case basis.

01:17:45.336 --> 01:17:49.316

So a school really needs to evaluate what data it's collecting.

01:17:49.316 --> 01:17:52.326

how often it's evaluate, its evaluating, whether.

01:17:52.326 --> 01:17:55.386

students are academically engaged, and if it's really doing.

01:17:55.386 --> 01:17:58.756

that every day or every week.

01:17:58.756 --> 01:18:01.926

then I think that guidance would point to the.

01:18:01.926 --> 01:18:05.516

fact that the school would be treated as an attendance taking school, but.

01:18:05.516 --> 01:18:05.516

01:18:05.656 --> 01:18:08.846

It that's not necessarily going to be the case for all institutions.

01:18:08.846 --> 01:18:12.906

and we would encourage institutions to make a careful judgement about.

01:18:12.906 --> 01:18:15.476

how they're using that distance education data.

01:18:16.356 --> 01:18:19.726

OK, and then I have two more questions. One is on substantive.

01:18:19.726 --> 01:18:23.146

definition and the other regular the regular definition.

01:18:23.146 --> 01:18:26.646

First oneis this substantive definition.

01:18:26.646 --> 01:18:30.976

Could you give examples of what is or is not direct instruction?

01:18:30.976 --> 01:18:30.976

01:18:33.646 --> 01:18:37.686

Sure, so yeah, that makes sense I.

01:18:37.686 --> 01:18:37.686

01:18:38.836 --> 01:18:41.916

An example of direct instruction would be what?

01:18:41.916 --> 01:18:45.486

I mentioned before, where there is a zoom.

01:18:45.486 --> 01:18:48.896

meeting or a Microsoft Live meeting where the instructor.

01:18:48.896 --> 01:18:52.376

is on video or non video providing.

01:18:52.376 --> 01:18:55.396

instruction directly to the students who are in attendance.

01:18:55.396 --> 01:18:58.486

They have an opportunity to provide feedback, the.

01:18:58.486 --> 01:19:01.916

students can ask questions or this instructor can ccall on

01:19:01.916 --> 01:19:05.156

them etc. That's that would definitely be a.

01:19:08.716 --> 01:19:12.136

A version of instruction that's not direct might be.

01:19:12.136 --> 01:19:15.706

the instructor who asks.

01:19:15.706 --> 01:19:19.136

students to complete an assignment on the learning platform.

01:19:19.136 --> 01:19:22.486

and submit an answer and the.

01:19:22.486 --> 01:19:25.766

instructor, then later, asynchronously provides.

01:19:25.766 --> 01:19:29.266

feedback on that students response.

01:19:29.266 --> 01:19:32.406

in the learning environment. That's not.

01:19:32.406 --> 01:19:35.466

direct instruction as contemplated in.

01:19:35.466 --> 01:19:38.806

the definition of substantive in that definition.

01:19:38.806 --> 01:19:40.806

direct instruction is really intended.

01:19:40.886 --> 01:19:44.276

To be a situation where both synchronous environment.

01:19:44.276 --> 01:19:47.296

where both the instructor and the student are present at the same.

01:19:47.296 --> 01:19:50.506

time and are actually engaged.

01:19:50.506 --> 01:19:54.376

at the same time for the regular definition.

01:19:54.376 --> 01:19:57.426

how can competency based programs?

01:19:57.426 --> 01:20:00.516

which are not usually regular, demonstrate to?

01:20:00.516 --> 01:20:03.776

predictable and scheduled part? How could office?

01:20:03.776 --> 01:20:05.006

hours fit in?

01:20:06.996 --> 01:20:10.206

So it sounds like this questioner is familiar.

01:20:10.206 --> 01:20:13.106

with how some competency based programs are structured.

01:20:13.436 --> 01:20:16.546

But I think office hours are.

01:20:16.546 --> 01:20:19.946

A way that we've heard some competency based programs.

01:20:19.946 --> 01:20:23.086

fulfill this requirement under the under the.

01:20:23.086 --> 01:20:26.966

prior definition of distance Ed essentially.

01:20:26.966 --> 01:20:30.166

if the school offers regular and predictable.

01:20:30.166 --> 01:20:33.446

sorry, scheduled, unpredictable opportunities.

01:20:33.446 --> 01:20:36.486

for students to interact with instructors.

01:20:36.486 --> 01:20:39.556

who meet accrediting agency requirements.

01:20:39.556 --> 01:20:42.786

for instruction, even if those aren't.

01:20:42.786 --> 01:20:43.766

mandated.

01:20:43.906 --> 01:20:47.036

As long as the opportunities are available and that students are.

01:20:47.036 --> 01:20:50.196

able to check in with their instructors and ask question and.

01:20:50.196 --> 01:20:53.606

then the instructor responds to questions when asked.

01:20:53.606 --> 01:20:56.736

the school can meet the requirement that way office.

01:20:56.736 --> 01:20:59.936

hours are a great way of ensuring that students have that resource.

01:20:59.936 --> 01:21:03.096

available to them and that there's clear.

01:21:03.096 --> 01:21:06.116

opportunities for when they can interact with their instructor.

01:21:06.116 --> 01:21:07.316

and get some help.

01:21:08.826 --> 01:21:12.196

Dave, I'm gonna turn it over to Natasha at this time.

01:21:12.196 --> 01:21:15.026

and she will ask the last few questions. Thank you.

01:21:15.726 --> 01:21:18.756

Thank you, Benedict an. What I'm going to do is.

01:21:18.756 --> 01:21:22.136

move down to the second portion of the presentation.

01:21:22.136 --> 01:21:25.286

and I'm going to begin with this question which says I have a question.

01:21:25.286 --> 01:21:28.696

about the early implementation. Discuss early.

01:21:28.696 --> 01:21:30.106

in the presentation.

01:21:30.706 --> 01:21:34.416

What exactly are we documenting early implementation?

01:21:34.416 --> 01:21:37.956

of our institution already has a yes.

01:21:37.956 --> 01:21:42.576

for distance Ed on our PPA E car an hour.

01:21:42.576 --> 01:21:45.636

Online classes meet the requirements of the.

01:21:45.636 --> 01:21:48.716

distance education requirement is there.

01:21:48.716 --> 01:21:51.896

something else we are supposed to be implementing?

01:21:51.896 --> 01:21:51.896

01:21:55.326 --> 01:21:56.016

Thanks, Tasha.

01:21:58.106 --> 01:22:01.306

I mean, we have to draw a distinction here that was.

01:22:01.306 --> 01:22:04.546

I don't want to be clear that these regulations these.

01:22:04.546 --> 01:22:08.096

new regulations that we have, do address areas of.

01:22:08.096 --> 01:22:11.266

distance education they did not establish that schools may use distance.

01:22:11.266 --> 01:22:14.586

education that's been in effect for a very long time, so.

01:22:14.586 --> 01:22:17.626

no, if you have an existing distance education program.

01:22:17.626 --> 01:22:21.956

and that's met all the requirements that you all those.

01:22:21.956 --> 01:22:24.966

requirements, then no, this is not. We're not saying that you.

01:22:24.966 --> 01:22:28.066

have to reimplement that, we're talking about. Here is our.

01:22:28.066 --> 01:22:30.616

provision specific to these regulations.

01:22:30.666 --> 01:22:35.066

So for instance, if a school wanted to.

01:22:35.066 --> 01:22:35.066

01:22:36.646 --> 01:22:39.676

Changes clock to credit. Our conversion 37.5 to.

01:22:39.676 --> 01:22:43.366

30 to one that would be that would be an earlier implementation.

01:22:43.366 --> 01:22:44.896

and it would.

01:22:45.906 --> 01:22:49.196

And to end to do that, it would it.

01:22:49.196 --> 01:22:52.606

would need to establish that it is early, and that's early implementing.

01:22:52.606 --> 01:22:55.686

a specific provision, but generally with early implementation we.

01:22:55.686 --> 01:22:59.316

do it. We do it by section. So if you had.

01:22:59.316 --> 01:22:59.316

01:23:01.056 --> 01:23:04.266

Something is 668.5. You would be in early.

01:23:04.266 --> 01:23:08.216

implementing everything in 668.5, right so?

01:23:08.216 --> 01:23:08.216

01:23:08.846 --> 01:23:11.956

We for example, one of the things I had.

01:23:11.956 --> 01:23:15.456

was takes 668.5 the.

01:23:15.456 --> 01:23:18.606

where we said that if you have an internship.

01:23:18.606 --> 01:23:21.876

or externship that is under.

01:23:21.876 --> 01:23:24.936

the auspices of the school itself and.

01:23:24.936 --> 01:23:28.016

where the school overseas the activity that's going.

01:23:28.016 --> 01:23:31.396

on there. A couple of other stipulations there that would not be subject.

01:23:31.396 --> 01:23:34.576

to the restrictions and 668.5.

01:23:34.576 --> 01:23:37.856

if you had such an internship and that would generally.

01:23:37.856 --> 01:23:39.276

be with an ineligible entity the.

01:23:39.716 --> 01:23:42.866

And you wanted to implement that early you would.

01:23:42.866 --> 01:23:46.316

just indicate that that's what you're doing, so will be for that specific.

01:23:46.316 --> 01:23:49.606

section, so you'll be implementing everything. I'm just 668.5.

01:23:49.606 --> 01:23:52.846

early, as David pointed out, it's beginning of the presentation.

01:23:52.846 --> 01:23:56.276

We don't have a specific protocol for early implementation.

01:23:56.276 --> 01:24:00.016

A best best practice.

01:24:00.016 --> 01:24:03.636

might be to have a documented somewhere that.

01:24:03.636 --> 01:24:07.186

you are early implementing a specific section of the regulations.

01:24:07.186 --> 01:24:10.116

or all of them. So you say we're early implementing.

01:24:10.166 --> 01:24:13.356

668.5 and you might want to have that in writing somewhere.

01:24:13.356 --> 01:24:16.466

and maybe have an institutional official who was designated.

01:24:16.466 --> 01:24:19.506

to be able to make those kinds of decisions just signed to that effect.

01:24:19.506 --> 01:24:22.516

And again, I don't. Please don't think that's a hard and fast requirement.

01:24:22.516 --> 01:24:25.986

You have to rush out there and do that. I think it's a good idea to be able to document.

01:24:25.986 --> 01:24:29.036

to vreiewers and auditors what?

01:24:29.036 --> 01:24:32.096

you have really implemented, but again, it would be changes specific.

01:24:32.096 --> 01:24:35.466

to these regulations that you're implementing and by section.

01:24:35.466 --> 01:24:35.466

01:24:36.836 --> 01:24:40.686

Thank you greg. I have a question of clarification.

01:24:40.686 --> 01:24:43.966

When is it mandatory for an institution?

01:24:43.966 --> 01:24:47.006

to disclose job placement rates? Is it?

01:24:47.006 --> 01:24:50.406

based upon institutional type or program?

01:24:50.406 --> 01:24:51.036

types?

01:24:52.466 --> 01:24:53.366

We are.

01:24:54.846 --> 01:24:58.016

Dave you want to bail me out. I’m drawing a blank on the

01:24:58.016 --> 01:24:59.196

job placement rates.

01:25:01.236 --> 01:25:05.266

I think those regulations are really refer to.

01:25:05.266 --> 01:25:05.266

01:25:06.466 --> 01:25:10.026

Making that making the placement is available when.

01:25:10.026 --> 01:25:13.036

asked. Essentially the school.

01:25:13.036 --> 01:25:16.246

has to ensure that if they are.

01:25:16.246 --> 01:25:19.306

advertising the rates that if someone comes to.

01:25:19.306 --> 01:25:22.356

them and says, how did you calculate that rate?

01:25:22.356 --> 01:25:25.646

What exactly did you do to figure out how what?

01:25:25.646 --> 01:25:28.736

the placement rate for the program was? The school is going to have.

01:25:28.736 --> 01:25:31.856

to come to demonstrate the accuracy.

01:25:31.856 --> 01:25:34.876

and truthfulness of its placement rate 2 to the end.

01:25:34.876 --> 01:25:36.416

individual that's asking.

01:25:36.576 --> 01:25:39.906

But the key factor is that it's when you advertise.

01:25:39.906 --> 01:25:43.276

the rage that you need to be able to do that.

01:25:43.276 --> 01:25:46.326

and those are applicable. I think that's under 668.14

01:25:46.326 --> 01:25:49.576

? That's programmed dissipation.

01:25:49.576 --> 01:25:52.726

agreement. So that's your program dissipation agreement. So when you sign that.

01:25:52.726 --> 01:25:56.026

essentially all those rules are included from that. So if you're again.

01:25:56.026 --> 01:25:59.076

if your are advertising those rates and there would be any.

01:25:59.076 --> 01:26:02.286

institution that advertises those rates would be required to back.

01:26:02.286 --> 01:26:05.976

that up. And what we took out was the requirement that you.

01:26:05.976 --> 01:26:05.976

01:26:06.806 --> 01:26:09.846

Have to show the methodology involved.

01:26:09.846 --> 01:26:12.906

in, but you would still have to disclose those rates

01:26:12.906 --> 01:26:12.906

01:26:14.176 --> 01:26:18.126

Thank you we have another question which asks.

01:26:18.126 --> 01:26:18.126

01:26:20.876 --> 01:26:22.556

On program length.

01:26:23.376 --> 01:26:26.926

To Alaska, Hawaii and Puerto Rico or.

01:26:26.926 --> 01:26:29.056

the Pacific Islands have.

01:26:30.006 --> 01:26:33.676

Quote Unquote adjacent states it's an.

01:26:33.676 --> 01:26:36.176

excellent. That's an excellent question, and generally.

01:26:37.486 --> 01:26:40.526

Generally we have viewed this.

01:26:40.526 --> 01:26:41.286

as a.

01:26:42.406 --> 01:26:45.666

As a geographical as a geographical.

01:26:45.666 --> 01:26:48.766

function. So in those terms, no they.

01:26:48.766 --> 01:26:51.926

don't and we didn't. We didn't say anything about.

01:26:51.926 --> 01:26:55.026

Canadian provinces, so I'm not sure that.

01:26:55.026 --> 01:26:58.126

how much a British Columbia would not would not come into play.

01:26:58.126 --> 01:27:01.206

there. No, I would say we could take it back and think about.

01:27:01.206 --> 01:27:04.546

it, but I think at this point they don't and you.

01:27:04.546 --> 01:27:07.606

rule when you think about the reason for the rule, it was so.

01:27:07.606 --> 01:27:10.666

that we use the New York New Jersey.

01:27:10.666 --> 01:27:13.756

example that it would be fairly common for people to.

01:27:13.756 --> 01:27:13.756

01:27:14.626 --> 01:27:17.736

Be training in New Jersey and because that metro.

01:27:17.736 --> 01:27:21.236

area certainly New York, new or all, that is very expensive.

01:27:21.236 --> 01:27:24.686

and very covers those states that be very common for those students to go.

01:27:24.686 --> 01:27:27.946

across to that state. Now you have the state. Now we understand.

01:27:27.946 --> 01:27:31.446

that it's possible for a student in any state to go.

01:27:31.446 --> 01:27:35.376

very far field. They might go to across.

01:27:35.376 --> 01:27:38.536

the country or something like that. So that is possible an.

01:27:38.536 --> 01:27:41.776

in this state, like Alaska or Hawaii certainly is nothing.

01:27:41.776 --> 01:27:43.056

contiguous to it.

01:27:45.016 --> 01:27:48.386

I would, I would argue if they left if they left Alaska or left Hawaii.

01:27:48.386 --> 01:27:48.386

01:27:49.996 --> 01:27:50.556

01:27:51.506 --> 01:27:54.596

To go elsewhere, there's nothing contiguous when they.

01:27:54.596 --> 01:27:58.596

really would really be to go anywhere. I mean, I don't think you could argue I'm New York and New Jersey.

01:27:58.596 --> 01:28:01.976

That would be a cross that line. It would be to go.

01:28:01.976 --> 01:28:04.436

probably to any of the 50 states so.

01:28:05.076 --> 01:28:08.766

It really wouldn't be applicable, so I'm going to go and say geographic and.

01:28:08.766 --> 01:28:10.656

Dave. Do you have anything you wanna say about that?

01:28:13.066 --> 01:28:16.876

I think you pretty much summed it up Greg. Yeah we.

01:28:16.876 --> 01:28:20.196

currently would not. I think treat those states.

01:28:20.196 --> 01:28:23.256

as having adjacent states for that purpose, but we can certainly.

01:28:23.256 --> 01:28:26.406

think about it. I don't think I don't think that's what was contemplated.

01:28:28.206 --> 01:28:31.806

It was very good question and yes, something to think about.

01:28:31.806 --> 01:28:31.806

01:28:33.416 --> 01:28:37.836

OK, let's try one more here on.

01:28:37.836 --> 01:28:37.836

01:28:42.576 --> 01:28:45.616

If asemester base credit hour.

01:28:45.616 --> 01:28:49.026

4 year public institution has.

01:28:49.026 --> 01:28:52.316

a masters degree program that is 1 1/2 years.

01:28:52.316 --> 01:28:55.596

in length, is that program subject?

01:28:55.596 --> 01:28:58.716

subject to the clock to credit conversion rules.

01:28:58.716 --> 01:28:58.716

01:29:00.816 --> 01:29:03.866

The Masters degree program masters.

01:29:03.866 --> 01:29:06.936

degree program which leads it. It's an actual masters.

01:29:06.936 --> 01:29:10.066

degree program that leads to a leads to a masters o a.

01:29:10.066 --> 01:29:11.896

Masters degree, right?

01:29:13.256 --> 01:29:16.346

That's why I gather if it leads to a masters degree, it wouldn't be subjected clock to credit conversion to

01:29:18.396 --> 01:29:20.096

If it actually leads to a Masters degree.

01:29:21.506 --> 01:29:22.236

OK.

01:29:23.776 --> 01:29:27.156

I have another question coming in. It seems like more clarification.

01:29:27.156 --> 01:29:30.616

is needed on the levels.

01:29:30.616 --> 01:29:34.046

you refer to the institutional level accreditation.

01:29:34.046 --> 01:29:37.066

of distance education, while the FSA.

01:29:37.066 --> 01:29:40.706

Handbook refers to the program level accreditation.

01:29:40.706 --> 01:29:44.116

for distance ED programs. Can you clarify?

01:29:44.116 --> 01:29:47.866

And that seems to be a recurring question about the difference.

01:29:47.866 --> 01:29:47.866

01:29:49.696 --> 01:29:53.086

Sure, so it this one is this one is a bit confusing.

01:29:53.086 --> 01:29:56.546

and I can understand why so.

01:29:56.546 --> 01:29:59.726

there's a regulatory requirement in I believe it's 34.

01:29:59.726 --> 01:30:03.026

CFR 668.8 M and.

01:30:03.026 --> 01:30:06.746

it is a program level. It says program eligibility.

01:30:06.746 --> 01:30:09.976

requirement and it says that in order for your program.

01:30:09.976 --> 01:30:13.036

offered through distance education to be title 4 eligible.

01:30:13.036 --> 01:30:16.296

your institution has to be approved.

01:30:16.296 --> 01:30:19.556

by an accrediting agency to offer distance education and.

01:30:19.556 --> 01:30:22.466

the accrediting agency has to be recognized by the Department.

01:30:22.656 --> 01:30:25.686

To accredit distance education programs so.

01:30:25.686 --> 01:30:29.026

that's what it's really saying is you're a creditor has.

01:30:29.026 --> 01:30:32.146

to approve you as an institution to do distance.

01:30:32.146 --> 01:30:35.306

education in general. And if you don't have.

01:30:35.306 --> 01:30:39.126

that approval, then programs that use distance education.

01:30:39.126 --> 01:30:42.216

are ineligible, but programs that are on.

01:30:42.216 --> 01:30:45.266

campus are eligible. So whereas.

01:30:45.266 --> 01:30:48.686

it's an, it's an institutional accreditation it the.

01:30:48.686 --> 01:30:50.966

impacts are felt at the program level.

01:30:53.986 --> 01:30:57.256

OK, thank you Dave. Thank you Greg at.

01:30:57.256 --> 01:31:00.776

this time we are close to 330 hour is.

01:31:00.776 --> 01:31:04.336

there anything else that you would like to share that was a question?

01:31:04.336 --> 01:31:07.156

that stood out before we close out today?

01:31:10.906 --> 01:31:13.926

Yeah, Natasha, this is David. I wanted to bring up one question.

01:31:13.926 --> 01:31:17.376

to Dave and Greg. Is they closed out today we.

01:31:17.376 --> 01:31:20.466

had a couple of questions around schools thinking that.

01:31:20.466 --> 01:31:23.626

the waivers for the distance education due to.

01:31:23.626 --> 01:31:26.956

COVID. It ended December 31st, 2020 so.

01:31:26.956 --> 01:31:30.586

if you could just speak one more time about the covid flexibility.

01:31:30.586 --> 01:31:32.346

s that you addressed earlier.

01:31:33.566 --> 01:31:37.566

Sure, and I'm glad you brought that day. Thanks so.

01:31:37.566 --> 01:31:37.566

01:31:39.426 --> 01:31:42.986

I understand I definitely understand the confusion there because.

01:31:42.986 --> 01:31:46.046

the department has had to update the time frames for.

01:31:46.046 --> 01:31:49.196

its guidance numerous times, but.

01:31:49.196 --> 01:31:52.406

the last time that we updated the time frame for.

01:31:52.406 --> 01:31:55.626

many of our waivers and flexibilities.

01:31:55.626 --> 01:31:59.176

for COVID-19, including the distance education waivers.

01:31:59.176 --> 01:32:02.266

we extended that those waivers. All the.

01:32:02.266 --> 01:32:05.386

ay out until the end of the payment period that.

01:32:05.386 --> 01:32:08.626

begins after the end of the national emergency.

01:32:08.626 --> 01:32:08.626

01:32:09.286 --> 01:32:12.436

So December 31st is no longer the date and.

01:32:12.436 --> 01:32:15.656

as I mentioned earlier in the presentation, we don't know.

01:32:15.656 --> 01:32:18.816

what the last date will be, and in fact the last date of the waivers.

01:32:18.816 --> 01:32:21.916

will differ depending on the institution and when it's payment.

01:32:21.916 --> 01:32:25.356

periods begin. But it is going to be some time.

01:32:25.356 --> 01:32:28.696

out in the future because the national emergency is still in effect.

01:32:28.696 --> 01:32:31.866

So December 31st for this for.

01:32:31.866 --> 01:32:35.236

these purposes is not the consideration.

01:32:35.236 --> 01:32:38.276

It's really you're looking to watch carefully for.

01:32:38.276 --> 01:32:41.186

when the COVID 19 national emergency ends.

01:32:41.456 --> 01:32:44.936

And then look to your next payment period.

01:32:44.936 --> 01:32:47.946

and its end date to determine when the.

01:32:47.946 --> 01:32:49.196

waivers will cease.

01:32:52.636 --> 01:32:56.256

Thank you david. Are there any other questions?

01:32:56.256 --> 01:32:59.846

that need to be addressed before we closeout or any?

01:32:59.846 --> 01:33:00.726

other comments?

01:33:04.186 --> 01:33:07.256

OK, with that being said, we like to thank everyone.

01:33:07.256 --> 01:33:10.356

for joining us on today's webinarany.

01:33:10.356 --> 01:33:13.736

further questions can be submitted through our customer.

01:33:13.736 --> 01:33:17.156

support help Center which was mentioned earlier.

01:33:17.156 --> 01:33:20.586

at FSA partners.ed.gov.

01:33:20.586 --> 01:33:24.156

backslash help center OK.

01:33:24.156 --> 01:33:27.456

we also want to encourage you to participate in.

01:33:27.456 --> 01:33:30.916

our last session that is coming up on subscription.

01:33:30.916 --> 01:33:34.026

based programs. It will also be presented.

01:33:34.026 --> 01:33:35.166

by Greg Martin.

01:33:35.236 --> 01:33:38.346

As well as David Musser on Monday May.

01:33:38.346 --> 01:33:41.406

10th, 2021 at the same.

01:33:41.406 --> 01:33:44.846

time as this one. 2:00 PM to 3:30 PM.

01:33:44.846 --> 01:33:48.246

Eastern standard time. We hope you enjoyed.

01:33:48.246 --> 01:33:51.286

this presentation is Web and R and we just hope that everyone.

01:33:51.286 --> 01:33:53.616

has a great day. Thank you.

01:33:53.646 --> 01:34:03.646

01:34:03.646 --> 01:34:13.646

01:34:13.646 --> 01:34:23.646