Overview

- Areas of consensus
- Areas with no consensus (as at 11/10/2021)
- Updated amendatory language
- Recommendations from the subcommittee
- Questions
Summary: Areas of Consensus*
- 13 sections

• 34 CFR § 600.2 Definitions
• 34 CFR § 600.7 Conditions of institutional ineligibility
• 34 CFR § 600.10 Date, extent, duration, and consequence of eligibility
• 34 CFR § 600.21 Updating application information
• 34 CFR § 668.8 Eligible Program
• 34 CFR § 668.32 Student Eligibility – general
• 34 CFR § 668.43 Institutional Information
  (668 Subpart P – Prison Education Programs)
• 34 CFR § 668.234 Scope and Purpose
• 34 CFR § 668.237 Accreditation Requirements
• 34 CFR § 668.239 Reporting Requirements
• 34 CFR § 668.240 Limit or Termination of Approval
• 34 CFR § 668.242 Transition to Prison Education Program
• 34 CFR § 690.62 Calculation of a Federal Pell Grant

*(as noted by temperature checks on the final day of the subcommittee [11/10/2021])
Summary: Areas with No Consensus* - 4 sections

(668 Subpart P – Prison Education Programs)

• 34 CFR § 668.235 Definitions
• 34 CFR § 668.236 Eligible Prison Education Programs
• 34 CFR § 668.238 Application Requirements
• 34 CFR § 668.241 Best Interest Determination

*(as noted by temperature checks on the final day of the subcommittee [11/10/2021])
ED provided new language for the subcommittee on 11/30/2021. (See v. 5 of the document on ED’s web page.)

Most of the new language offered by ED addressed many of the subcommittee’s language concerns in these areas:

(668 Subpart P – Prison Education Programs)

• 34 CFR § 668.235 Definitions
• 34 CFR § 668.236 Eligible Prison Education Programs
• 34 CFR § 668.241 Best Interest Determination

Also, while ED did not provide any new language for section

• 34 CFR § 668.238 Application Requirements

the feedback and/or re-application process listed in 34 CFR § 668.235 and 34 CFR § 668.241 addresses the subcommittee’s previous concern.
Recommendations by the Subcommittee to the Main Committee

1. Areas of consensus:
   The subcommittee strongly encourages the main committee follow our lead and vote in favor of the proposed amendatory language.

2. Areas of no consensus (11/10/2021) and ED’s new 11/30/2021 language:
   Had the subcommittee had the chance to complete another temperature check prior to this meeting, we feel confident that the subcommittee likely would have reached consensus on ED’s 11/30/2021 amendatory language document. We, therefore, strongly encourage the committee to vote in favor of the proposed amendatory language.
Questions?