

**U.S. Department of Education  
Program Integrity and Institutional Quality  
Negotiated Rulemaking**

**Meeting Summary – Session 2  
February 5-8, 2024**

**Welcome**

Federal Mediation and Conciliation Service Facilitator welcomed the Non-federal, Federal, and public to Session 2 of the Department of Education negotiated rulemaking for developing proposed regulations regarding Program Integrity and Institutional Quality.

**Introductions**

Roll Call of Record was conducted.

**Membership**

The following individuals are the Members of the Program Integrity and Institutional Quality Negotiated Rulemaking Committee:

Community of Interest	Primary Negotiator	Alternate Negotiator
<b>Business Officers from Institutions of Higher Education</b>	Joe Weglarz, Marist College	Dom Chase, Ivy Tech Community College of Indiana
<b>Civil Rights Organizations and Consumer Advocates</b>	Carolyn Fast, The Century Foundation	Magin Misael Sanchez, UnidosUS
<b>Financial Aid Administrators</b>	JoEllen Price, San Jacinto College	Zack Goodwin, University of Nevada, Las Vegas
<b>Historically Black Colleges and Universities, Tribal Colleges and Universities and Minority-Serving Institutions (institutions of higher education eligible to receive Federal Assistance under title III, parts A and F, and title V of the HEA)</b>	Dr. Charles B. W. Prince, Dillard University	D’Angelo Sands, Texas A&M Corpus Christi

<b>Institutional Accrediting Agencies Recognized by the Secretary</b>	Jamienne S. Studley, WASC College and University Commission	Michale McComis, Accrediting Commission of Career Schools, and Colleges
<b>Legal Assistance Organization</b>	Robyn Smith, Legal Aid Foundation of Los Angeles, and National Consumer Law Center	Sophie Laing, Pine Tree Legal Assistance
<b>Private Nonprofit Institutions of Higher Education</b>	Erika Linden, Des Moines University	Scott Dolan, Excelsior University
<b>Programmatic accrediting agencies recognized by the Secretary, to include State Agencies recognized for approval of nurse education</b>	Dr. Laura Raser King, Council on Education for Public Health	Amy Ackerson, Missouri State Board of Nursing
<b>Proprietary Institutions of Higher Education</b>	Jillian Klein, Strategic Education, Inc. (SEI)	David Cohen, Five Towns College – APC Board of Directors
<b>Public Four-Year Institutions of Higher Education</b>	Jason Lorgan, University of California, Davis	Alyssa Dobson, Slippery Rock University
<b>Public Two-Year Institutions of Higher Education</b>	Jo Alice Blondin, Clark State College	Michael Cioce, Rowan College at Burlington County
<b>State Attorneys General</b>	Diana Hooley, Massachusetts Attorneys General Office	Vacant
<b>State Officials, including State higher education executive officers, State authorizing agencies, and State regulators of institutions of higher education.</b>	John Ware, Ohio State Board of Career Colleges, and Schools	Robert Anderson, State Higher Education Executive Officers Association
<b>Student or borrowers, including currently enrolled borrowers, or groups representing them</b>	Jessica Morales, American University Washington School of Law	Emmett Blaney, Young Invincibles
<b>U.S Military Service Members, Veterans, or groups representing them</b>	Barmak Nassirian, Veterans Education Success	Ashlynn Haycock-Lohmann, Tragedy Assistance Program for Survivors
<b>Federal Negotiator</b>	Gregory Martin	David Musser Herman Bounds

## **Agenda**

The committee reviewed and discussed the issues one at a time throughout the Session. The non-federal negotiators had submitted their counter proposals and rationales to the Department between Session 1 and Session 2 for consideration. The Department reviewed the proposals and then provided updated proposed regulatory text in advance of Session 2 on the following:

- Cash Management
- State Authorization
- Distance Education
- Withdraws and Return of Title IV Funds (R2T4)
- Accreditation

Temperature checks were conducted on each issue to ascertain the amount of support or dissent on each issue/proposal. Temperature checks are not consensus.

## **Public Comment**

The Committee provided opportunity for public comment at the end of each day. Public comment was received on all four days of the session.

## **Next Meeting**

The next meeting will be held via Zoom Gov March 4-7, 2024.

## **Next Steps**

FMCS will distribute a final summary and final agenda to the negotiators. Any information that members want to share with the Department, or the Committee as a whole, should be sent to the facilitators by COB on February 14, 2024. Additionally, any questions members have may be directed to the facilitators.

Committee members will communicate with others within their communities of interest to inform and get feedback from them.

## **Addendum**

**U.S. Department of Education  
Federal TRIO Program Subcommittee**

**Meeting Summary of Session 2  
February 9, 2024**

## **Welcome**

Federal Mediation and Conciliation Service Facilitators, Krystil Smith and Cynthia Jeffries, welcomed the subcommittee members back for Session 2, the final Session on the Federal Trio Program

subcommittee.

**Roll Call of Record**

FMCS conducted roll call of members.

Community of Interest	Member
<b>Institutions of Higher Education</b>	D'Angelo Sands
<b>Current of former participants in a Federal TRIO Program</b>	Wade Williams
<b>Secondary Schools, including local educational agencies with secondary schools</b>	Geoff Garner
<b>Organizations, including community-based organizations with experience in serving disadvantaged</b>	Emalyn Lopus
<b>State officials, including State Higher Education Executive Officers, State Authorizing Agencies, and State Regulators of Institutions of Higher Education</b>	Michael P. Meotti
<b>Department of Education, Office of Policy, Planning, and Innovation within the Office of Postsecondary Education</b>	Aaron Washington, Subcommittee leader
<b>Department of Education, Higher Education Programs, office within the Office of Postsecondary Education</b>	Gaby Watts

### **Agenda**

- Talent Search program
- Upward Bound program
- Educational Opportunity Centers program

The Department had resubmitted their original regulatory text proposal, after having considered the subcommittee members counter proposal submitted in Session 1, in advance of the sub-committee meeting.

Following discussion, the subcommittee reached agreement for support of the Departments original proposal, which will be presented to the main negotiating committee for discussion and consensus action in the March session.

### **Next Steps**

The subcommittee will provide a version of their recommendation to FMCS for distribution by February 23, 2024.

FMCS will distribute the recommendation to the Department of Education and the main negotiating committee prior to the start of the March Session.

The subcommittee will be scheduled to present their recommendation to the main committee during the March session.

### **Adjournment**

The subcommittee adjourned at 12:00pm ET.