



# New Regulations Roadmap: Program Integrity Issues

Created December 2010.

New regulations effective July 1, 2011, unless otherwise noted.

**Purpose**

This Roadmap provides financial aid professionals with a planning tool to identify the requirements of the Program Integrity final rules and to organize preparations to implement those requirements in collaboration with other colleagues on campus. Many of the Program Integrity final rule provisions apply to a school at the institutional level, so effective campus collaborations will be vital to successful implementation of the regulatory requirements. Nearly all of the requirements are effective July 1, 2011.

**Background**

On June 18, 2010, the Department of Education (ED) issued proposed regulations on a group of topics known as "Program Integrity Issues." Proposed rules on one of those issues, gainful employment in a recognized occupation, were included in the June 18, 2010 *Federal Register* Notice of Proposed Rulemaking (NPRM) as well as in a separate NPRM issued on July 26, 2010 (addressing different aspects of the gainful employment issue).

After the conclusion of a public comment period on the proposed rules, final rules were published in the *Federal Register* on October 29, 2010. The final rules address all of the Program Integrity Issues except for a portion of the gainful employment rules, which are expected to be finalized and published in early 2011.

The Program Integrity final rules impact public, nonprofit, and for-profit schools in a number of significant ways. There are 14 separate topics addressed in the rules, some of which are specific to administering the federal student aid programs authorized under Title IV of the Higher Education Act. However, a number of the topics apply to campus policies and operations beyond Title IV program administration and require the involvement of a school's administration and other professionals to implement.

It is very important for all schools to carefully review the new requirements to determine what changes need to be made to institutional policies, procedures, and systems. Since the new requirements are substantial, schools are advised to study the rules immediately to identify and assess necessary changes, and begin working to implement those changes as soon as possible.

## Roadmap Features

The Roadmap includes a number of time-saving features designed to assist financial aid professionals in learning about the new rules and formulating a plan of action to alert campus colleagues about applicable requirements. These are summarized below:

1. *Summary of regulatory changes:* Each Program Integrity topic is identified in the first column of the Roadmap. Regulatory citations and a hyperlink to TG's *Shoptalk* article summarizing the new rules for each topic are included. The *Shoptalk* article provides a starting point for understanding the impact of the new rules and identifying campus collaborations that will be needed to implement the new requirements. The summary article prepares readers for a closer review of the rules.
2. *Page references and hyperlinks to review the Federal Register proposed and final rules publications:* These will assist readers in locating ED's summary of the new requirements and associated rationale in the preamble to the proposed rules, as well as a summary of the public comments on the proposed rules and ED's responses to those comments in the preamble to the final rules. The pages in the final rules publication where the actual regulatory language may be found are also noted. For more information on the best approach to use in reviewing the new rules, please refer to TG's November 4, 2010, *Shoptalk* special edition article entitled "[Tackling a review of the new regulations – tips and tools.](#)"
3. *Potential campus collaborations:* The final section of the Roadmap is designed for financial aid professionals to use in identifying collaborations with campus colleagues that may be necessary to implement the new rules. In many cases, coordination with multiple offices may be required. This tool will help users to develop plans for initiating the collaborations.

This tool can be reproduced by financial aid professionals in their preferred tracking or project management software, or customized as appropriate to facilitate planning.

Note: This document includes embedded links (🔗) to reference documents. For ease-of-use to click-through to references, visit <http://www.tgslc.org/policy/integrity-rules.cfm>.

Issue	Page number(s) for <b>Proposed Rule</b> published on June 18, 2010	Page number(s) for <b>Final Rule</b> published on October 29, 2010	Academic advisors	Admissions	Assessment center (Testing)	Bookstore	Business office	Coaches and athletic staff	Default management	Enrollment management	Faculty and deans	IT system and web support	Marketing	Placement center	President and administration	Recruiters	Registrar	Student support services	Third-party servicers	Other:	
	In the <a href="#">Federal Register</a> 🔗	In the <a href="#">Federal Register</a> 🔗	Potential campus office to collaborate with																		
<b>Gainful employment – reporting and disclosure requirements</b> [§§600.2, 600.4, 600.5, 600.6, 668.6, and 668.8]  Reference <i>Shoptalk</i> <a href="#">Edition 583</a> 🔗	34808 - 34809, 34872 - 34874	66835 - 66844, 66946, 66948 - 66950																			
<b>Gainful employment – new programs</b> [§§600.10 and 600.20]  Reference <i>Shoptalk</i> <a href="#">Edition 583</a> 🔗	Proposed Rule: July 26, 2010 <a href="#">Federal Register</a> 🔗 43624, 43639 - 43640	<a href="#">Separate section</a> 🔗 66665 - 66672, 66676 - 66677																			
<b>Definition of a "credit hour"</b> [§§600.2, 602.24, 603.24, and 668.8]  Reference <i>Shoptalk</i> <a href="#">Edition 583</a> 🔗	34809 - 34812, 34871 - 34874, 34890	66844-66857, 66946 – 66950																			

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<b>State authorization</b> [§§600.4(a)(3), 600.5(a)(4), 600.6(a)(3), 600.9, and 668.43(b)]  Reference <i>Shoptalk</i> <a href="#">Edition 581</a> 🔗	34812 - 34813, 34872	66858 - 66868, 66946 - 66947, 66954																			
<b>Retaking coursework</b> [§668.2]  Reference <i>Shoptalk</i> <a href="#">Edition 580</a> 🔗	34814, 34873	66868 - 66869, 66948																			
<b>Written arrangements between schools</b> [§§668.5 and 668.43]  Reference <i>Shoptalk</i> <a href="#">Edition 580</a> 🔗	34814 - 34816, 34873, 34877	66869 - 66872, 66948, 66954																			

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<b>Incentive compensation</b> [§668.14(b)]  Reference <i>Shoptalk</i> <a href="#">Edition 582</a> 🔗	34816 - 34820, 34874	66872 - 66879, 66950 - 66951																			
<b>Satisfactory academic progress (SAP)</b> [§§668.16(e), 668.32(f), and 668.34]  Reference <i>Shoptalk</i> <a href="#">Edition 580</a> 🔗	34820 - 34823, 34875 - 34877	66879 - 66887, 66951 - 66954																			
<b>Evaluating the validity of high school diplomas</b> [§668.16(p)]  Reference <i>Shoptalk</i> <a href="#">Edition 582</a> 🔗	34823, 34875	66887 - 66892, 66951																			

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Return of Title IV funds – programs with modules or compressed courses [§§668.22(a), 668.22(b), 668.22(f), and 668.22(l)] Reference <i>Shoptalk</i> <a href="#">Edition 581</a> 🔗	34824, 34875	66892 - 66897, 66951 - 66952																			
Return of Title IV funds – taking attendance [§§668.22(b) and 668.22(l)] Reference <i>Shoptalk</i> <a href="#">Edition 581</a> 🔗	34824 - 34825, 34875	66897 - 66902, 66952																			
Verification * [§§668.51 - 668.61] Reference <i>Shoptalk</i> <a href="#">Edition 583</a> 🔗	34825 - 34834, 34877 - 34881	66902 - 66913, 66954 - 66958																			

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<b>Misrepresentation</b> [§§668.71 - 668.75]  Reference <i>Shoptalk</i> <a href="#">Edition 582</a> 🔗	34834 - 34837, 34881 - 34882	66913 - 66919, 66958 - 66960																		
<b>Ability to benefit (ATB)</b> [§§668.32(e) and 668.141 - 668.156]  Reference <i>Shoptalk</i> <a href="#">Edition 581</a> 🔗	34837 - 34847, 34875, 34883 - 34889	66919 - 66929, 66952 - 66953, 66960 - 66967																		
<b>Disbursement of Title IV funds – books and supplies</b> [§§668.164(i), 685.102(b), 685.301(e), 686.2(b), and 686.37(b)]  Reference <i>Shoptalk</i> <a href="#">Edition 581</a> 🔗	34847-34848, 34889-34890	66929-66932, 66967-66968																		

\* July 1, 2012 is the effective date for the new verification requirements.