

Welcome to our WCET|SAN Webcast in collaboration with UPCEA

September 29, 2021

The webcast will begin shortly.

There is no audio being broadcast at this time.

An archive of this webcast will be available on the SAN website next week.

Video Link: <https://youtu.be/9TcBLI0b5N8>





The Federal Rulemaking Process: How to Follow and Inform Colleagues about the Upcoming Negotiated Rulemaking Meetings and Outcomes

SEPTEMBER 29, 2021



Welcome!

Use the Chat box for questions.

Recording, Slide Deck, and Resources will be available next week on the WCET/SAN website.



Cheryl Dowd
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Overview

01

Steps in the USED
Rulemaking
Process.

02

Moderated panel
discussion about
the process.

03

Questions



Questions from the Audience

If you have a question during the presentation, please add your questions to the Chat box.

We will take your questions from the chat box beginning with the moderated portion of the webinar.



Moderator

Ricky LaFosse

Compliance and Policy Lead

University of Michigan

Chair of the UPCEA Policy Committee

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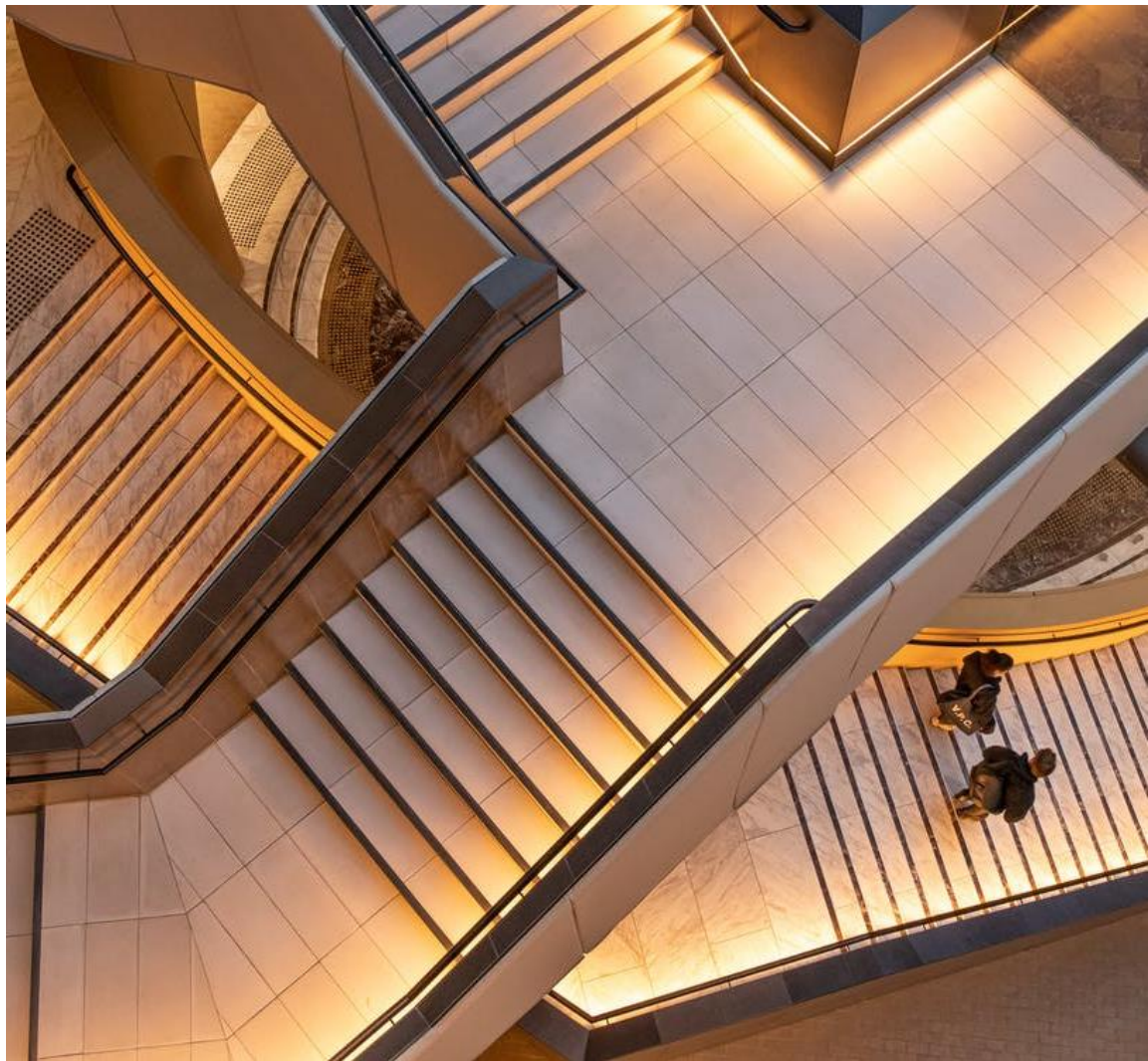


Presenters

Steps in the USED Federal Rulemaking Process



Russ Poulin
Executive Director
WCET



*Department of
Education*

Negotiated Rulemaking
in 10 ~~Easy~~ Steps

1. Publish Notice



FEDERAL REGISTER

The Daily Journal of the United States Government



 Proposed Rule

Negotiated Rulemaking Committee; Negotiator Nominations and Schedule of Committee Meetings

A Proposed Rule by the [Education Department](#) on [08/10/2021](#)



2. Select Negotiators

We intend to select negotiators for the Affordability and Student Loans Committee who represent the interests of those significantly affected by the topics proposed for negotiation. In so doing, we will comply with the requirement in section 492(b)(1) of the HEA that the individuals selected must have demonstrated expertise or experience in the relevant topics proposed for negotiations. We will also select individual negotiators who reflect the diversity among program participants, in accordance with section 492(b)(1) of the HEA. Our goal is to establish a committee and subcommittee that will allow significantly affected parties to be represented while keeping the committee size manageable.

3. Prepare!



Department prepares background materials.

Negotiators consult constituencies.

4. Conduct First Main Committee Meeting



5. Aim for Consensus (what's that?)



INSIDE
HIGHER ED

April 4, 2019

To reach “consensus” -

ALL negotiators must...

Affirm ALL the language...

On EVERY issue.

WASHINGTON -- Trump administration officials opened champagne and shook hands with negotiators Wednesday after a lengthy rule-making process led to consensus on a broad array of changes to federal standards governing college accreditors and online education.

Those changes will allow colleges to get faster approval for changes to their programs, facilitate quicker federal recognition of new accreditors and allow for more targeted, less comprehensive federal reviews of accreditors. And they would give accreditors discretion over when to take action against a college that is out of compliance with standards.

6. Negotiate (Between and At Meetings)



7. Vote at the last meeting



Finalize language...

Vote

8. Publish the Proposed Rules

Not Fooling – A Third Package of Proposed Regs Has Arrived

If no consensus, Dept of Ed
proposes the language

If consensus, check for
legality of language

Publish

Collect comments

9. Publish the Final Rules

DEPARTMENT OF EDUCATION

34 CFR Parts 600, 602, and 668

[Docket ID ED-2018-OPE-0076]

RIN 1840-AD38

Distance Education and Innovation

AGENCY: Office of Postsecondary Education, Department of Education.

ACTION: Final regulations.

SUMMARY: The Secretary amends the general, establishing eligibility, maintaining eligibility, and losing eligibility

10. Observe Calendar for Title IV Rules

JULY 2021						
SUN	MON	TUE	WED	THU	FRI	SAT
				1	2	3
4 Independence Day	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	31

Download & Print Free Calendars From Wiki-Calendar.Com

Rules published by **November 1** go into effect on **July 1** of the following year.

Presenters

Panel Discussion



Russ Poulin
Executive Director
WCET



David Schejbal
President
Excelsior College



Questions from the Audience

Contact Information

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Visit the UPCEA website to learn more about our topic areas and resources!

<https://upcea.edu/>

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State Authorization 101

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Membership

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Resources

Learn More and Stay Connected

**SANsational Award
Asynchronous Seminar**

December 2021

Virtual

More coming soon!

**International Compliance
Best Practices Webinar**

February 16, 2022

Virtual

Registration coming soon!

SAN Basics Workshop

March 2022

Virtual

More coming soon!



ADDITIONAL INFORMATION AND RESOURCES

Access to the resources discussed during this webcast, including the archive, will be available next week on the SAN Website.

[Past Webinars, Events, Podcasts](#)