

**Proposed Regulatory Language
Committee IV -- Accreditation**

Issue #14: Agency materials—record keeping and confidentiality

Tentative agreement reached on 4-26-07

Tracked changes are suggestions made by the non-federal negotiators

§602.15 Administrative and fiscal responsibilities.

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(b) The agency maintains complete and accurate records of—

(1) Its last full accreditation or preaccreditation reviews of each institution or program, including on-site evaluation team reports, the institution's or program's responses to on-site reports, periodic review reports, any reports of special reviews conducted by the agency between regular reviews, substantive change reviews, and a copy of the institution's or program's most recent self-study; and

(2) All decisions made throughout an institution's or program's affiliation with the agency regarding the accreditation and preaccreditation of the institution or program and substantive changes, including all correspondence that is significantly related to those decisions.

§602.30 How does an agency apply for recognition?

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(b) * * *

(c) The Secretary's ability to release agency materials reviewed under this Part from public disclosure is subject to an analysis of the relevant provisions and exceptions of the Freedom of Information Act, 5 U.S.C. §552; the Trade Secrets Act, 18 U.S.C. §1905; the Privacy Act, 5 U.S.C. §552a, and other applicable law.

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§602.27 Other information an agency must provide the Department

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(f) If the Secretary requests, information that may bear upon an accredited or preaccredited institution's compliance with its Title IV, HEA program responsibilities, including the eligibility of the institution or program to participate in Title IV