

**Student Financial Assistance
U.S. Department of Education**

**TEACH Grant Program Negotiated Rulemaking Team
January 22-24, 2008**

DRAFT Meeting Summary

Review, Revise, Approve Summary of Meeting One

The Team approved the meeting summary with one correction.

Review and Revise Draft Regulatory Text

The Team reviewed the draft regulatory text provided by the Department, which was based on the workshop review of issues of the previous meeting. The Team discussed and reached tentative agreements on most sections of the draft regulation and a few outstanding issues remain. Both are identified below.

TENATATIVE AGREEMENTS REACHED ON THESE SECTIONS:

Eligibility: Institutional, Program, Student

686.2 Definitions --

Post-baccalaureate program

Retiree

TEACH-grant eligible institution

TEACH-grant eligible program

Teacher preparation program

686.3 Duration of student eligibility

686.11 Eligibility to receive a grant

686.31 Determination of eligibility for payment

Include Preamble language regarding 686.31(c): In the case of institutional error concerning student eligibility for a payment period, after correcting its error, an institution may make a payment to the student.

Application/Disclosure/Counseling

686.10 Application

686.32 Counseling Requirements

Draft regulatory sections 686.32 Initial counseling requirements and 686.38 Exit counseling were combined into this one renamed section.

Include Preamble language recommending that an individual who has knowledge of teacher preparation and certification requirements be present for counseling sessions.

Service Agreement/Obligation

- 686.2 Definitions --
 - Elementary school
 - Full-time teacher
 - High-need field (changed from high-need subject area)
 - Highly-qualified
 - School serving low-income students
 - Secondary school
 - Service agreement
 - Include in the Preamble**, examples of overlapping service obligations.
 - Teacher
- 686.12 Service agreement
- 686.40 Documenting the service obligation

Determination of Awards

- 686.2 Definitions --
 - Annual award
 - ISIR
 - Payment data
 - Scheduled award
 - SAR
- 686.4 Institutional participation
- 686.5 Enrollment status for regular and correspondence courses
- 686.6 Payment from more than one institution

Subpart C--Determination of Awards

- 686.20 Submission process and deadline for a SAR or ISIR
- 686.21 Calculation of a grant
- 686.22 Calculation of a grant for a payment period
- 686.23 Calculation of a grant for a payment period that occurs in two award years.
- 686.24 Transfer student: attendance at more than one institution during an award year
- 686.25 Correspondence study

Administration of Grant Payments

- 686.30 Scope
- 686.33 Frequency of payment
- 686.34 Liability for and recovery of TEACH Grant overpayments
- 686.35 Re-determination of eligibility for TEACH Grant award
- 686.36 Fiscal control and accounting procedures
- 686.37 Institutional reporting requirements

686.38 Maintenance and retention of records (renumbered after consolidation of counseling requirements into 686.32)

Other

686.2 Definitions at (a), (b), and (c)

Conforming Changes

668.1 Scope

668.2 General definitions

668.8 Eligible programs

668.19 Financial aid history

668.21 Treatment of Federal Perkins Loan, FSEOG, Federal Pell Grant, ACG, TEACH Grant, and National SMART Grant program funds if the recipient withdraws, drops out, or is expelled before his or her first day of class

668.22 Treatment of title IV funds when a student withdraws

668.24 Record retention and examinations

668.26 End of an institution's participation in the Title IV, HEA programs

668.32 Student eligibility – general

668.35 Student debts under the HEA and to the U.S.

668.138 Liability

668.139 Recovery of payments and loan disbursements to ineligible students

668.161 Scope and purpose

668.162 Requesting funds

668.163 Maintaining and accounting for funds

668.164 Disbursing funds

668.183 Calculating and applying cohort default rates

673.5 Overaward

674.2, 675.2, 676.2, 682.200, 685.102, and 690.2

Definitions --

Teacher Education Assistance for College and Higher Education (TEACH) Grant Program

TEACH Grant

682.200 and 685.102

Definitions --

Estimated financial assistance

682.204 Maximum loan amounts

685.203 Loan limits

OUTSTANDING ISSUES:

686.1 Scope

686.2 Definitions --

Academic year for elementary and secondary schools

- 686.41 Periods of suspension
- 686.42 Discharge of service agreement
- 686.43 Obligation to repay the grant

Petition for Membership

The Team approved the nomination of one additional member, an alternate, in accordance with its organizational protocols.

Public Comment

There were no public comments.

Logistics

The third and final meeting of the TEACH Grant Team is scheduled for February 6-8, from 1:00- 5:00 pm on the first day, 9:00 am - 5:00 pm on the second day, and 8:00 am - 4:00 pm on the third day. The meeting will be held at the 8th Floor Conference Center, 1990 K St. NW, Washington, D.C.

Next Steps

Prior to the next meeting, the Department will provide the Team with revised draft regulatory text reflecting the tentative agreements reached at this meeting. The facilitators will distribute the final Jan. 8-10 Meeting Summary, revised Team contact list, Agenda for the February 6-8 Meeting, and draft Meeting Summary of the Jan. 22-24 meeting.

Attendance

Present:

Julia Brown
Herbert Brunkhorst
Maureen Budetti
Judy Corcillo
Janet Dodson
Mary Dorrell
Scott Fleming
William Graves III
Donna Harris-Aikens
Tammy Halligan
Terry Hartle
J. Robert Hendricks

Jim Hermes
Janis Lariviere
Cedric Lawson
Cyndy Littlefield
Gail McLarnon
Patrick Moore
Thomas O'Neill
Bernard Pekala, Jr.
Joseph Pettibon
Sandra Robinson
Ellis Salim
Beth Stack
Jane West
Howard Bellman, Facilitator
Susan Podziba, Facilitator

Not Present:

Carmen Berkley
Nell Ingram
James Rice