

The Department of Education (the Department) amends the Institutional Eligibility Under the Higher Education Act of 1965, as Amended regulations to implement changes to §600.9 – State Authorization. These final regulations are a result of negotiated rulemaking in early 2019 and will add new requirements to the current regulations.

The final regulations in §600.9(c)(2)(i) will require an institution to determine in which State a student is located while enrolled in a distance education or correspondence course when the institution participates in a State authorization reciprocity agreement under which it is covered in accordance with the institution’s policies and procedures. The institution must make such determinations consistently and apply them to all students.

The final regulations in §600.9(c)(2)(ii) will require an institution, upon request from the Secretary, to provide the written documentation of its determination of a student’s location, including the basis for such determination.

For the final regulations in §600.9(c)(2)(i), we estimate that, on average, an institutions will need 30 minutes to update its policies and procedures manual to ensure consistent location determinations for distance education and correspondence course students.

<u>Affected entity</u>	<u># of Respondents</u>	<u># of Responses</u>	<u>Hrs/Response</u>	<u>Total Burden</u>
For-Profit Institutions	1,783	1,783	X .5 hours	892 hours

For the regulations in §600.9(c)(2)(ii), we estimate that, on average, an institutions will need 30 minutes provide the Secretary, upon request, with written documentation from its policies and procedures manual of its method of determination of a student’s location, including the basis for such determination. We estimate that no more than five percent of institutions will be required to provide written documentation to the Secretary regarding the basis for the institutions’ determination of a State location.

<u>Affected entity</u>	<u># of Respondents</u>	<u># of Responses</u>	<u>Hrs/Response</u>	<u>Total Burden</u>
For-Profit Institutions	1,783 x5%	89	X .5 hours	45 hours

TOTALS

Responses	1,872
Respondents	1,783
Burden Hours	937