

## Policy Changes Approved September 15, 2011

Unified Student Loan Policy

Batch 179: Proposals 1249 - 1251

The nation's guarantors provide the following summaries to inform schools, lenders, and servicers of the latest *Common Manual* policy changes. These changes will appear in the manual's next annual update. These changes will also be incorporated into the *Integrated Common Manual* released in September 2011. The *Integrated Common Manual* is available on several guarantor websites, and it is also available on the *Common Manual's* website at <a href="https://www.commonmanual.org">www.commonmanual.org</a>. Please carefully note the effective date of each policy change.

## Low Cohort Default Rate Exemptions from Multiple Disbursement and Delayed Delivery Requirements

The July 2011 *Common Manual* has been revised to state that a school is exempt from delayed delivery for Stafford loans and, under certain conditions, multiple disbursement for Stafford and PLUS loans if the school's official cohort default rate is less than 15% for each of the three most recent fiscal years for which data are available. See Appendix H for information about low cohort default rate exemptions from delayed delivery and multiple disbursement requirements that applied to loans disbursed before October 1, 2011.

Affected Sections: 6.4.A Multiple Disbursements and Low Cohort Default Rate Exemptions

7.7.B Multiple Disbursement

8.7.D Delayed Delivery

Effective Date: For the multiple disbursement exemption, loan disbursements made on or after

October 1, 2011.

For the delayed delivery exemption, Stafford loans first disbursed on or after

October 1, 2011.

**Basis:** HEA §428G(a)(4) and (b)(3); §685.301(b)(6)(i)(A)(2)(ii); §685.303(b)(4)(i)(A)(2).

**Policy Information:** 1249/Batch 179

**Guarantor Comments:** None.

## Academic Competitiveness, National SMART, and TEACH Grant Programs

The July 2011 *Common Manual* has been revised to delete references to ACG and National SMART grants in Manual text that discusses a school's responsibilities for determining a student's eligibility for federal student aid, including a transfer student.

Revised policy also aligns the Manual with existing regulations, which state that a school must determine the amount of a student's scheduled TEACH grant award for the award year for which a TEACH grant is requested and the amount of any TEACH grant funds already delivered to the student for the award year.

Affected Sections: 6.7 Determining the Amount of Estimated Financial Assistance (EFA)

8.7.H Delivery to Transfer Students

**Effective Date:** For deletion of the reference to the Academic Competitiveness Grant Program

and the National SMART Grant Program, the 2011-2012 award year. For insertion of a reference to the TEACH Grant Program, July 1, 2008.

**Basis:** HEA §401A(e); §668.19(a)(3); Federal Register dated June 23, 2008; DCL P-11-

02.

Policy Information: 1250/Batch 179

**Guarantor Comments:** None.

## **Additional Documentation Requested by the Guarantor**

The July 2011 *Common Manual* has been revised to include the long-standing requirement that a lender must provide a guarantor or the Department access to the lender's records in a timely fashion for inspection and copying to verify the accuracy of the information provided by the lender in the claim request, to verify the right of the lender to receive or retain claim payments, to investigate a borrower's dispute, or to enforce any right acquired by the guarantor or the Department.

Affected Sections: 13.1.G Additional Documentation Requested by the Guarantor

**Effective Date:** Retroactive to the implementation of the *Common Manual*.

**Basis:** §682.414(c)(2). **Policy Information:** 1251/Batch 179

**Guarantor Comments:** None.