



Gainful Employment

- Notices of Proposed Rulemaking published 6/18/10 & 7/26/10
- Two sets of Final Rules published on 10/29/10 with effective date of 7/01/11
 - Program Integrity; Gainful Employment Reporting and Disclosures
 - Gainful Employment – New Programs
- More final rules yet to be published
 - Performance Metrics

Gainful Employment

- In the law, the gainful employment provisions apply to certain programs of study that are Title IV eligible because they lead to *gainful employment in a recognized occupation*
- Clarified Dear Colleague Letter GEN-11-10, posted to ifap.ed.gov on April 20, 2011
 - See next slides

Domestic Proprietary Institutions and Postsecondary Vocational Institutions

- Gainful Employment Programs include:
 - Undergraduate and graduate degree programs
 - Certificate Programs
 - Undergraduate
 - Post-Baccalaureate
 - Graduate
 - Postgraduate
 - Teacher Certification Programs including:
 - Programs that result in institution awarding certificate
 - Programs which consist of a collection of course work necessary for the student to receive a State teaching credential or certification
 - Approved “Comprehensive Transition Programs for students with intellectual disabilities”

Domestic Proprietary Institutions and Postsecondary Vocational Institutions

- Not Gainful Employment Programs
 - Programs that lead to a baccalaureate degree in liberal arts if the institution has been accredited by a regional accrediting agency since 10/2007 and the institution has offered the program since 1/2009
 - Preparatory course of study that provide course work necessary for enrollment in an eligible program


Domestic Public and Nonprofit Institutions

- Gainful Employment Programs include
 - Non-degree programs, including all certificate programs. (See GEN-11-10 for detailed list)
 - Teacher Certification Programs including:
 - Programs that result in institution awarding certificate
 - Programs which consist of a collection of course work necessary for the student to receive a State teaching credential or certification
 - Approved “Comprehensive Transition Programs for students with intellectual disabilities”

Domestic Public and Nonprofit Institutions

- **Not** Gainful Employment Programs
 - Programs that lead to a degree
 - Associates, Bachelors, Graduate and Professional Degrees
 - Programs that are at least two years in length that are fully transferable to a bachelor's degree program
 - (and do not confer a degree)
 - Preparatory courses of study that provide course work necessary for enrollment in an eligible program


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Recognized Occupation

- Recognized occupation is redefined as:
 - One identified by a Standard Occupational Classification (SOC) code established by OMB, or
 - One identified by an Occupational Network O*NET-SOC code established by Department of Labor


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Gainful Employment Annual Submission

- Institution must annually submit information on students enrolled in programs leading to gainful employment in a recognized occupation
 - Information on reporting will be provided by Department

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Gainful Employment Annual Submission

- Reporting deadlines:
 - By October 1, 2011
 - 2006-2007 award year information if available
 - 2007-2008, 2008-2009, 2009-2010 award year information
 - 2010-2011 and beyond
 - No earlier than September 30 but no later than the date established by the Secretary in a Federal Register

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Students to Include

- Institutions Must Report Information about all students who enrolled in an Gainful Employment (GE) program, regardless of whether a student received Title IV aid
- Institutions should not report students if the student doesn't have a Social Security Number


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Process & Technology used to Report

- Data will be reported as part of Enrollment Reporting Process to NSLDS
- Enrollment reporting data format will be modified to include the additional data items needed for Gainful Employment reporting
- More information will be provided by ED as the reporting process is finalized


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Report elements **may** include:

- Identifying information about student & school
- Name & CIP code of program if the student began the program in the award year
- Name, CIP *and* date student completed the program (if completed during the award year)
- Amount student received from private education loans and the amount from institutional financing plans that the student owes the institution upon the completing the program
- Whether the student matriculated to a higher credentialed program at your institution or, if available, evidence transferred to a higher credentialed program at another institution; AND
- For each program (name/CIP) – total number of students enrolled in the program at the end of the award year and identifying information for those students


* As indicated in the preamble of 10/29/10 Federal Register



Gainful Employment Disclosures

- Disclosures must be in promotional materials made available to prospective students AND on its website
- Program home page website
 - Information simple and meaningful
 - Contain direct link to any other webpage with general, academic or admission information about the program
 - Information in an open format that can be retrieved, downloaded, indexed, and searched


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Gainful Employment Disclosures (1 of 3)

- Institution is required to disclose:
 - 1.) Occupations (by name and SOC codes) its programs prepare students to enter
 - Links to occupational profiles on O*NET
 - 2.) Costs – tuition/fees, room/board and books and supplies
 - May include additional costs


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Gainful Employment Disclosures (2 of 3)

- Institution is required to disclose:
 - 3.) On-time graduation rate for students completing each program
 - 4.) Placement rate for students completing each program


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Gainful Employment Disclosures (3 of 3)

- Institution is required to disclose:
 - 5.) Median loan debt incurred by students as provided by ED
 - Identified separately as Title IV loan debt, private educational loan debt and debt from institutional finance plans
 - Institutional finance plan - amount student obligated to pay at completion of program


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Disclosure Form

- Institutions must use form issued by the Secretary of Education
 - Will be provided through an online web application that institutions will be required to use
 - One form per GE program offered
 - Institutions will also be able to input additional information
 - Forms will be uploaded and processed and the output will be provided in an “output disclosure” web page
 - More information coming soon

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Gainful Employment New Programs


- Institutions must *notify ED at least 90 days before the first day of class* when it intends to offer a new educational program that leads to gainful employment in a recognized occupation
- Institutions must notify ED by July 1, 2011 where the 1st day of class will be on or after July 1 and before October 1, 2011

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Gainful Employment New Programs

- Approval process
 - Unless ED requires school to obtain approval for additional programs (usually through PPA and school status), once notification is submitted, a school is not required to obtain ED approval
 - If notification is not timely, school must get ED approval
 - If ED determines program approval is necessary, an alert notice will be sent to the school at least 30 days before the first day of class (effective 7/1/11)



Gainful Employment New Programs

- ED's review will evaluate:
 1. Financial and administrative capability
 2. Whether program replaces or expands existing programs
 3. How program fits in historic offerings, growth and operations
 4. If process and determination to offer program is sufficient



QUESTIONS???



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