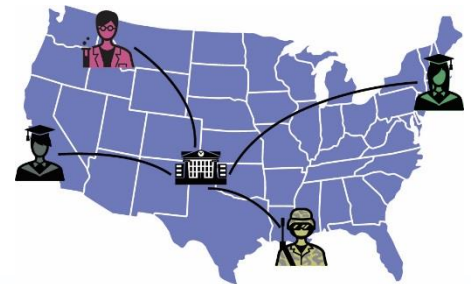




WICHE Cooperative for
Educational Technologies

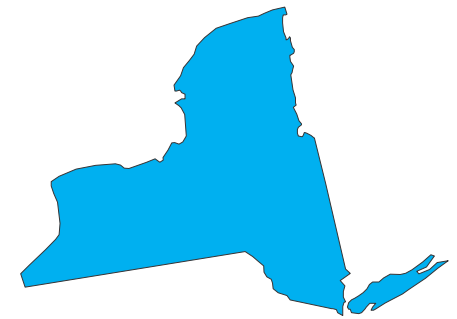
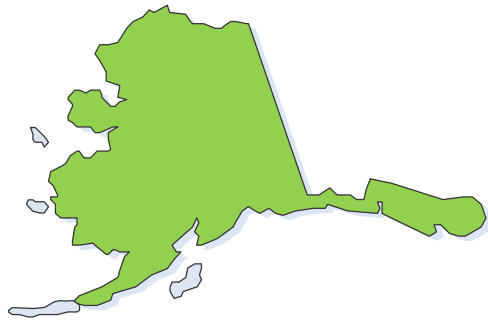
WCET 29th Annual Meeting State Authorization Preconference Workshop

*Denver, Colorado
October 25, 2017*



Preconference Agenda

- State Authorization Basics (9:00 AM – 9:45 AM)
- SARA - Reciprocity Basics, Nuances, Updates (9:45 AM – 11:00 AM)
- Break (11:00 AM – 11:15 AM)
- Professional Licensure Programs - State Licensure Board and Federal Regulation requirements (11:15 AM – 12:00 PM)



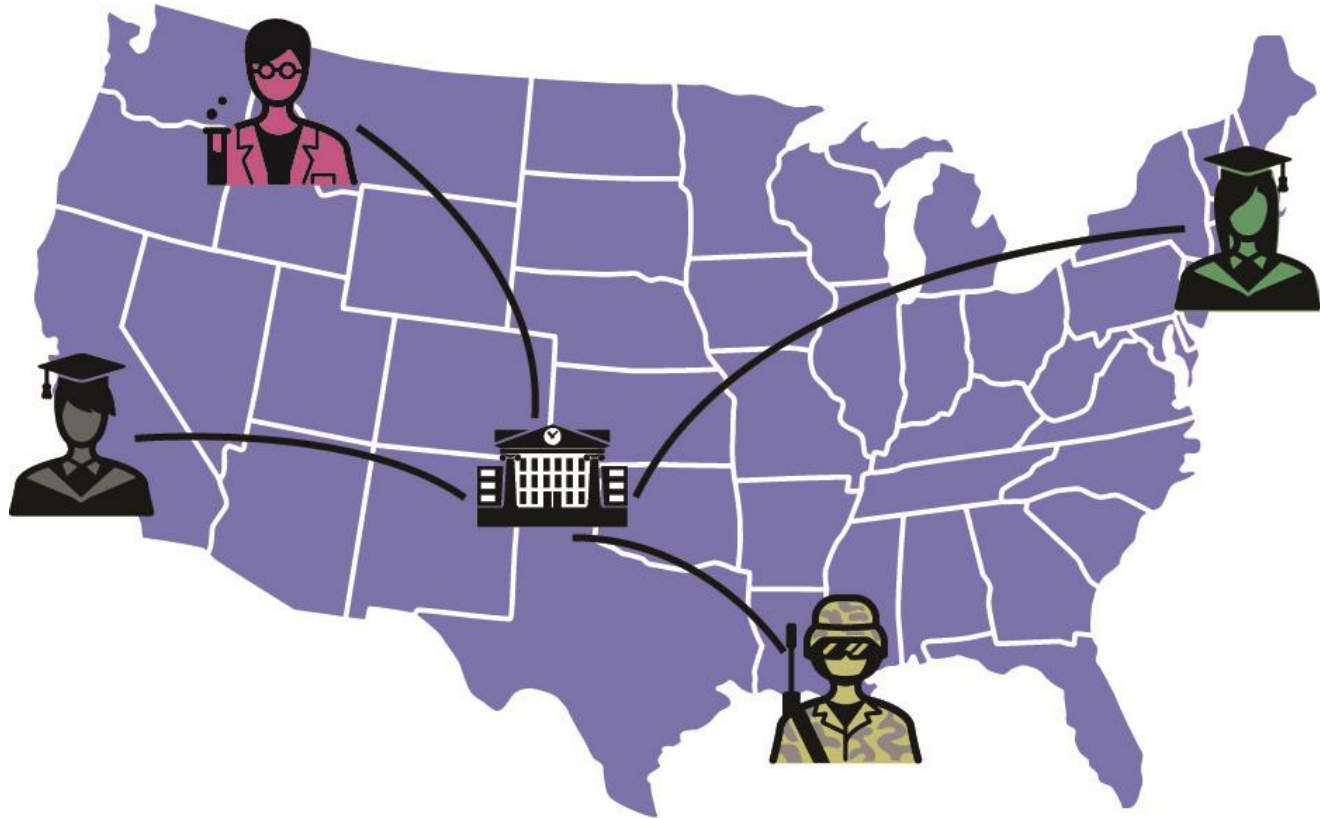
The Basics of State Authorization in 5 Probing Questions



5 Probing Questions

1. Does your institution carry out **activities** in another state?
2. Are the activities **regulated** by the state(s)?
3. Is your institution in **compliance** in the state(s)?
4. Does your institution provide **notification** of authorization status and complaint information?
5. Does your institution offer programs leading to **professional licensure** out of state?

1. Does your institution carry out activities in another state?



1. Does your institution carry out activities in another state?

WHAT Activities?



Online Student



Faculty teaching online



Advertising

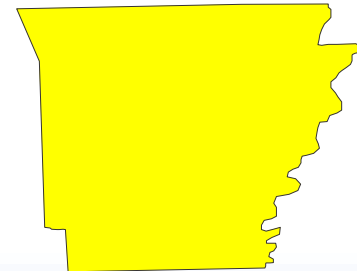
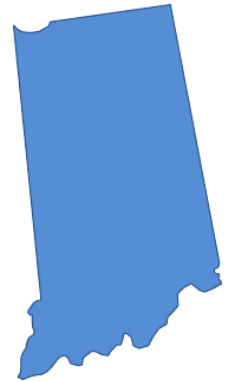
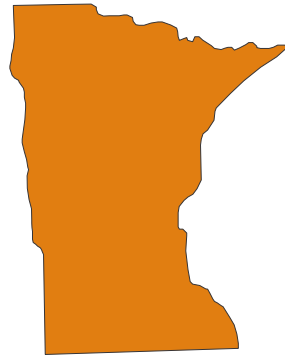


Clinicals and internships

+ More

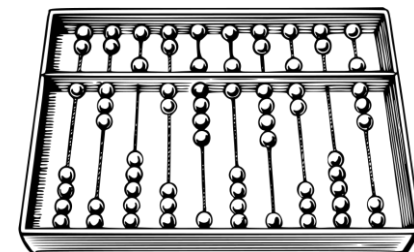
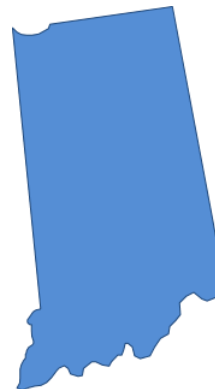
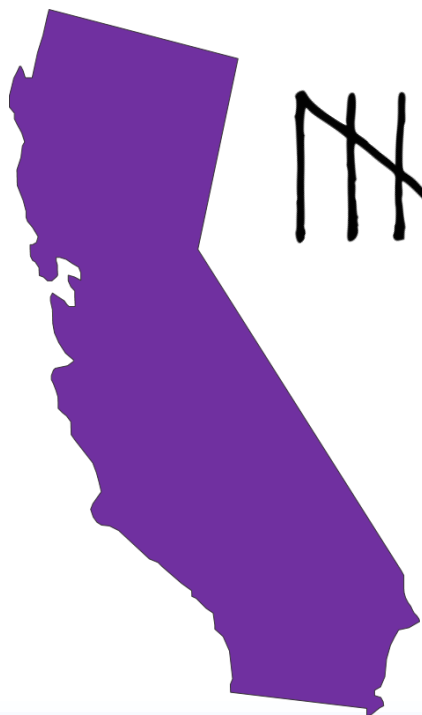
1. Does your institution carry out **activities**
in another state?

WHAT States?

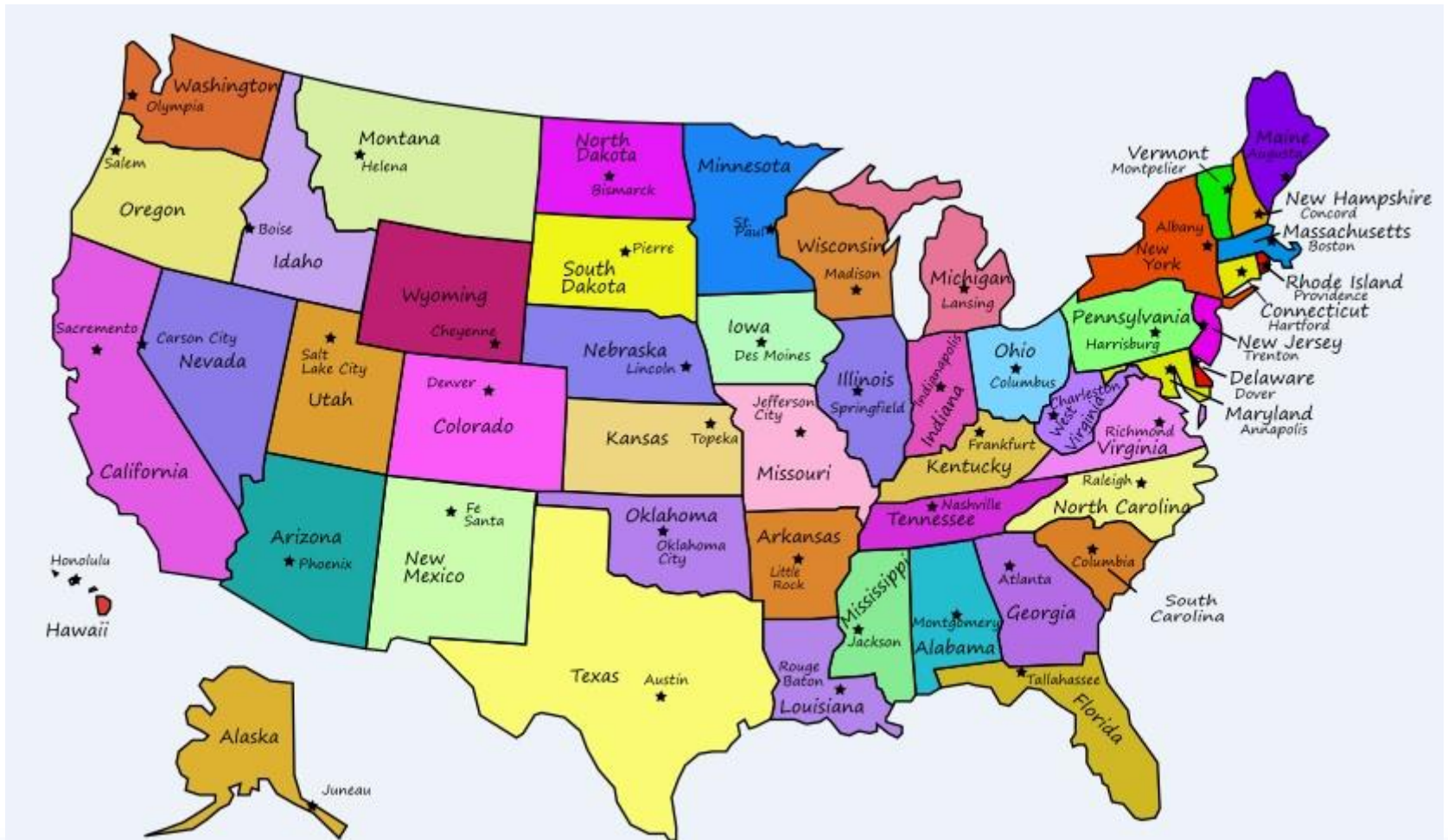


1. Does your institution carry out **activities** in another state?

How are you tracking?



2. Are the activities regulated by the state(s)?



2. Are the activities regulated by the state(s)?

Secondary Sources

SHEEO State Authorization Surveys

- Surveys of information for each state



State Agency Websites

- Most links found in the SHEEO Surveys

WCET - State Authorization Network

- Support Organization – research, experts, networking



Paid Services

- Consultants and Legal Services

2. Are the activities regulated by the state(s)?

Primary Sources

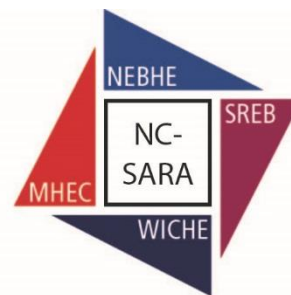
State Statutes

State administrative code/regulations

State agency rules

*how the agency implements statutes and regulations - quasi primary authority

3. Is your institution in compliance in the state(s)?



National Council for
State Authorization
Reciprocity Agreements

*A voluntary, regional approach
to state oversight of distance education*

3. Is your institution in compliance in the state(s)?

WHAT about the Federal Regulations we have been hearing about?





Federal Regulations Update

The New Federal Regulations for State Authorization(2016)

For Title IV programs...for each State in which the institution enrolls students:

- Authorization by each State.
- A reciprocity agreement.

<http://wcet.wiche.edu/sites/default/files/Ted-Mitchell-Reciprocity-Response.pdf>

Effective date: July 1, 2018



Federal Regulations Update

The New Federal Regulations for State Authorization(2016)

Public Notifications and Disclosures

- **Authorizations** in each state with students.
- **Adverse actions** by a State or accrediting agency.
- **Refund policies** in a state.
- **Licensure and certification requirements** are met for each student's State? (location/residence) dual track?
- **Student complaint processes** in each state.



Federal Regulations Update

The New Federal Regulations for State Authorization(2016)

Direct Notifications and Disclosures

- Program licensure or certification requirements.
- New adverse actions.
- Program ceases to meet licensure or certification requirements.

Additional information on WCET *Frontiers*:

<https://wcetfrontiers.org/2016/07/22/department-of-education-state-authorization-for-distance-ed-regulations-a-first-look/>

<https://wcetfrontiers.org/2016/12/16/a-lump-of-coal-for-sara-and-other-goodies-in-the-state-authorization-regulations/>



Federal Regulations Update

The New Federal Regulations for State Authorization(2016)

Possible futures for this regulation:

- Regulatory freeze pending review.
- Congress forbids spending on compliance.
- Higher Education Act Reauthorization
- Regulation stands and goes into effect on July 1, 2018.



Federal Regulations Update

The New Federal Regulations for State Authorization(2016)

Possible futures for this regulation:

- Regulatory framework
 - Congressional action
 - Higher Education Act
 - Regulatory process
- July 1, 2016
- compliance.
on.
ect on

Regardless...
State regulations &
SARA requirements
...are still in effect.

4. Does your institution provide notification of authorization status and complaint information?

Current Federal Regulations

Affecting eligibility to participate in Title IV, HEA programs

Misrepresentation - 34 CFR 668.71

- Misleading statements or omissions.
- To enrolled or prospective student.
- On which they could reasonably be expected to rely.

<https://openclipart.org/detail/7869/us-capitol-building>



4. Does your institution provide **notification** of authorization status and complaint information?

Current Federal Regulations

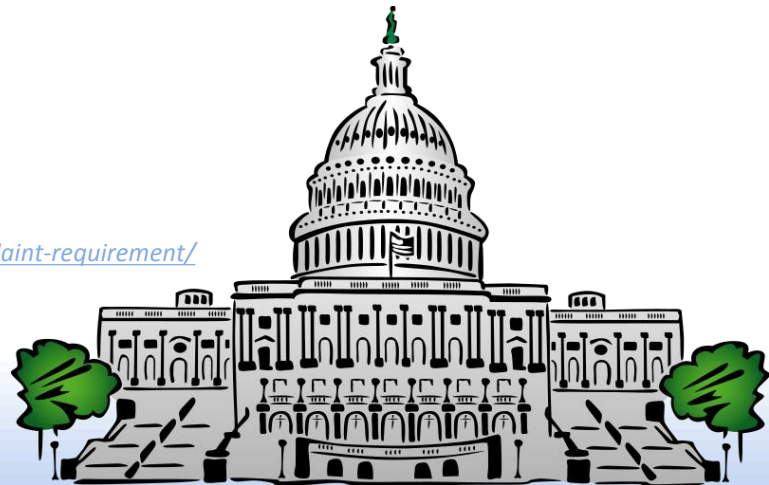
Affecting eligibility to participate in Title IV, HEA programs

Institutional Information – 34 CFR 668.43

- Contact information for filing complaints.
- Provided to students:
 - prospective and enrolled.
 - distance and face-to-face.

See information on WCET *Frontiers*: <https://wctfrontiers.org/2017/08/15/federal-student-complaint-requirement/>

<https://openclipart.org/detail/7869/us-capitol-building>



5. Does your institution offer programs leading to professional licensure out of state?

Details will be provided in the next two presentations:

- **NOW** - SARA requires notification: whether the program meets the requirements of the state licensure board to sit for a license or certification in that state.
- **July 1, 2018** – Federal regulations will require notification: whether the program meets the requirements of the state licensure board to sit for a license or certification in that state.
(residence/location)

5 Summary Points

1. ACTIVITIES

2. REGULATED

3. COMPLIANCE

4. NOTIFICATION

5. PROFESSIONAL LICENSURE



<http://wcet.wiche.edu/initiatives/state-authorization-network>

WCET State Authorization Webpage

<http://wcet.wiche.edu/focus-areas/policy-and-regulation/state-authorization>

WCET *Frontiers* Blog

<https://wcetfrontiers.org/>

Questions



WCET STATE AUTHORIZATION ISSUE PRECONFERENCE WORKSHOP

*Walking You Through The Process
October 25, 2017*

- State Authorization Basics (9:00 AM)
- ***SARA - Reciprocity Basics, Nuances, Updates (9:45 AM)***
- Professional Licensure Programs - State Licensure Board and Federal Regulation requirements (11:15 AM)





Be Friendly

Welcome To NC-SARA

*State Authorization
SARA &
Professional
Licensure*

Pumpkin Pie?





*Ignoring State
Authorization
Is NOT An Option*



*State Authorization
Is Not
A Spectator Sport*

*I'm Not Sure
I Understand
SARA*



And then there were two....

Puerto Rico will apply to SREB within the next few months.

CALIFORNIA

Growing interest
and momentum



MASSACHUSETTS

Process set in
motion for state to
apply to NEBHE



*Do You Know
Where Your
Students Are?*





*Reading The
Manual Is
Important*

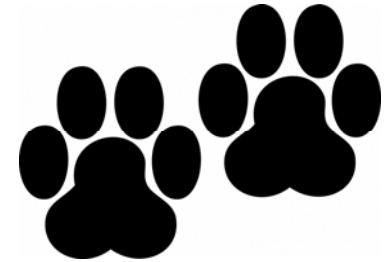
WHICH ACTIVITIES DOES SARA COVER?

- Online courses and programs
- Supervised field experiences
- Adjunct faculty in other states
- Recruiting (some limitations)
- Advertising
- IT servers in other states
- Field trips (not field studies)
- Offerings on military bases (some limitations)
- Short courses/Seminars (20 hrs. per 6 mos.)
- Tutoring (one-on-one)
- Proctored exams
- Contractual agreements in other states
- Minimal on-the-ground contact between faculty and students (not more than 6 hours over two class periods per academic term)

WHICH ACTIVITIES DOES SARA NOT COVER?

- Establishing a physical location where students gather for instruction
- Requiring students to meet physically for instruction (two exceptions)
- Establishing an administrative office
- Provide office space to faculty or staff
- Phone number with an exchange in another state
- Mailing address for a physical address in another state
- Field studies/activities that exceed the rules pertaining to short courses

Rule of 10!



- **READ** Manual, Section 5.13 d 1 which covers contracts for supervised field experiences (affiliation agreements, placement agreements, etc.)
- Placement of **no more than 10 students** from:
 - One academic program
 - Placed simultaneously at
 - One site
- **UNLESS** approval is provided by that state's SARA portal entity
 - SPE may object on two grounds relating to academic quality of the program
 - Regional compact will then determine if the placement is allowable
- N/A: Grandfathered placements, institution's own facilities
- Fed Law supersedes SARA policies (on same topic)



*State
Regulators
are Helpful
and Deserve
Treats*

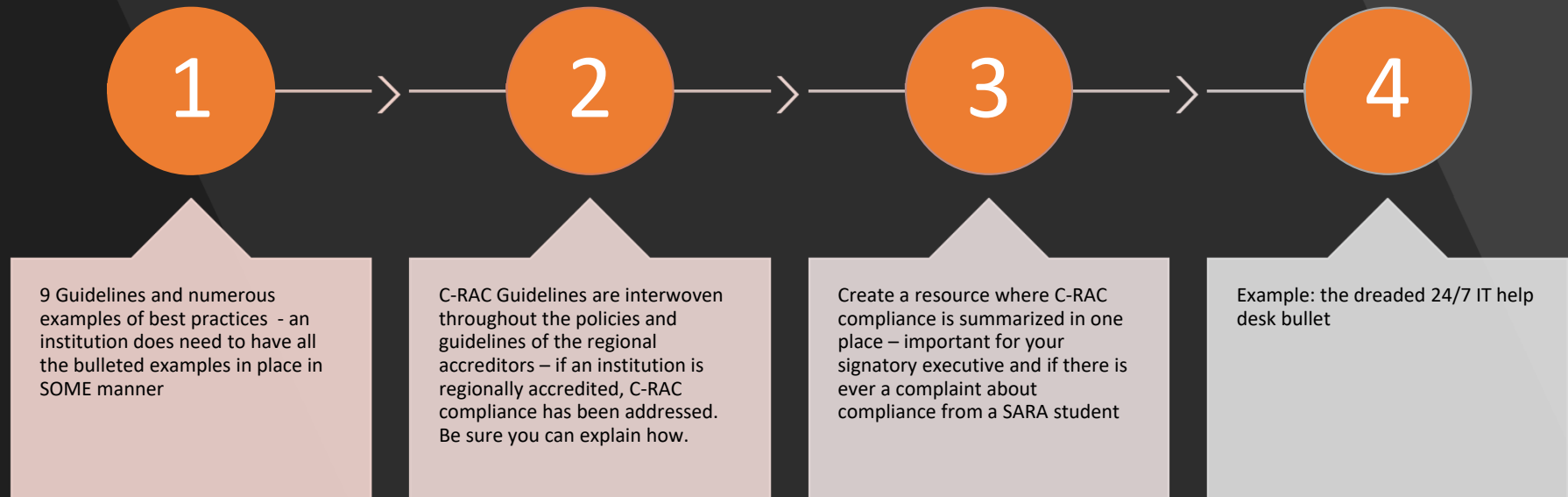


COMPLAINT PROCESS

- READ Section 4.5 in the Manual (Under Consumer Protection)
- From students' perspective
 - Exhaust institutional process before going to SPE
 - W/I 2 years
 - No grade, conduct issues
 - Appeal to the SPE in the institution's home state
- From SPE's perspective
 - Investigation
 - Report to SPE in state where student is located, may assist
 - Decision final, unless a violation of law
 - How information is used by SPE



The C-RAC Guidelines and SARA



Create

Create a close relationship with your Institutional Research Office – they are usually the folks who submit data to IPEDS

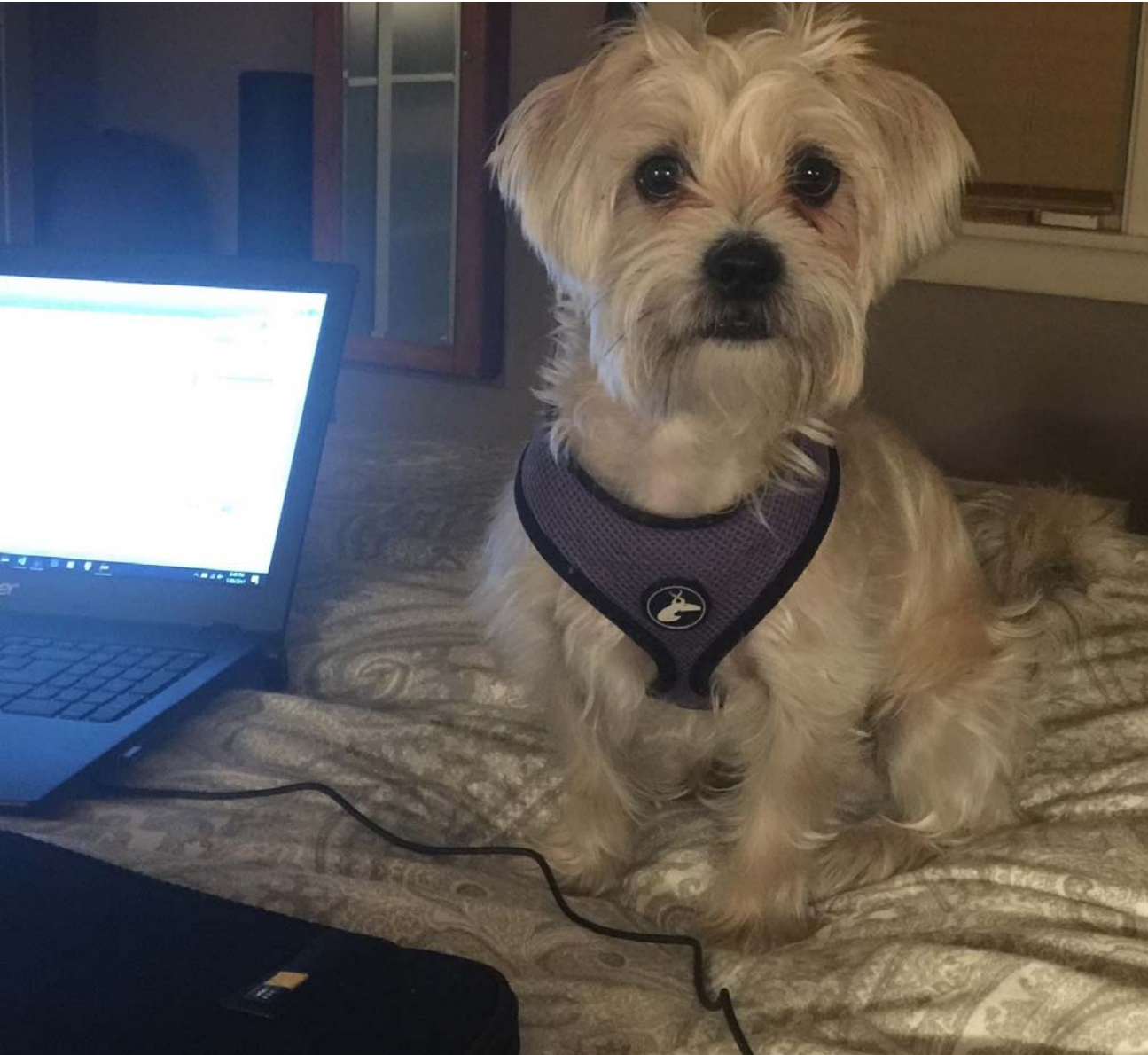
Fall

Fall full time FTE used to determine national SARA fees (and some state fees)

Report

Currently: Fall 100% online enrollments reported to NC-SARA each spring

IPEDS AND SARA



*Check NC-
SARA Website
For Updates –*

*Applications
Manuals
Data Reporting
and More*



Ask Questions

Next Up.....

