SUPPORTING STATEMENT

Information Collections under the Proposed Regulations Institutional Eligibility under the Higher Education Act of 1965, as amended – Subpart B – Procedures for Establishing Eligibility

RIN 1840-AD03

A. Justification

1. Necessity of Information Collected

This request is for approval of changes to the policies for notifying the Department of additions to the type and location of clinical training offered by foreign graduate medical schools as well as to provide copies of affiliation agreements with hospitals and clinics that provide the clinical training. These proposed changes to the current regulations are needed to ensure the proper oversight of Title IV, HEA program for the foreign graduate medical institutions that have U.S. students attending eligible programs and who receive federally insured student loans.

The Department of Education (Department) announced in a September 9, 2009 Federal Register notice (74 FR 46399), the Department's intention to establish negotiated rulemaking committees to prepare proposed regulation under Title IV of the HEA. These committees were formed as a result of a Federal Register notice published on May 26, 2009 (74 FR 24728) which announced a series of three regional hearings at which interested parties could comment on topics suggested by the Department and suggest additional topics for consideration.

2. Purpose and Use of Information Collected

Institutional Eligibility - Subpart B – Procedures for Establishing Eligibility

(OMB control number 1845-0012)

Section 600.20 – Application procedures for establishing maintaining, or expanding institutional eligibility and certification.

The proposed regulations in §600.20(a)(3)and §600.20(b)(3) would provide that, for initial certification or for recertification, a foreign graduate medical school (i.e., a freestanding foreign graduate medical school or a foreign institution that includes a foreign graduate medical school) be required to list on the application to participate all educational sites, and where they are located, except for those locations that are not used regularly, identify, for each clinical site reported in the certification or recertification application, the type of clinical training (core, required clinical rotation, not required clinical rotation) offered at that site, indicate whether it offers only post-baccalaureate/equivalent medical programs, other types of programs that lead to employment as a doctor of osteopathic medicine, doctor or medicine, or both and provide copies of the affiliation agreements with hospitals and clinics that it is required to have as a part of any application for initial certification or recertification to participate in the Title IV, HEA programs.

Section 600.21 – Updating application information.

The proposed regulations in §600.21(a)(10) would require, if a foreign graduate medical school adds a location which offers all or a portion of the school's clinical rotations that are not

required, that the school notify the Department no later than 10 days after the location is added, except for those locations that are included in the accreditation of a medical program accredited by the LCME, or those that are not used regularly.

3. Consideration of Improved Information Technology

Institutions may use computer and Internet technology to image, transmit, and receive the supporting documents.

4. Efforts to Identify Duplication

There is no duplication of data as a result of the collection of this information.

5. Burden Minimization as Applied to Small Business

No small businesses are impacted by this collection.

6. Consequences of Less Frequent Data Collection

The requirements to keep the Department informed of changes or additions to locations utilized by the foreign graduate medical school is necessary to ensure that only authorized locations are funded and that institutions and students are not receiving aid for which they are not eligible.

7. Special Circumstances Governing Data Collection

This application is consistent with all of the guidelines in 5 CFR 1302.5(d)(2).

8. Consultation Outside the Agency

The Notice of Proposed Rulemaking (NPRM) will be published in the Federal Register for comment. Prior to the approval of these proposed regulations, the Department negotiated with members of the community during three sessions in early 2010.

9. Payments or Gifts to Respondents

No payments or gifts will be provided to the respondents.

10. Assurance of Confidentiality

These requirements do not cover any confidential information.

11. Questions of a Sensitive Nature

The Department is no requesting any sensitive data.

12. Annual Hour Burden for Respondents/Recordkeepers

Section 600.20 – Application procedures for establishing maintaining, or expanding institutional eligibility and certification.

§600.20(b)(3) – Reapplication.

# of Respondents	# of Responses	Hrs/Response	# of Burden Hours

For-profit institutions

3	3	X .58	2

Private institutions

10	10	X .58	6

Public institutions

58	58	X .58	34

TOTAL

71	71		42

§600.21(a)(10) – Reporting requirements.

# of Respondents	# of Responses	Hrs/Response	# of Burden Hours
For-profit institutions			
1	1	X .17	0.17
Private institutions			
1	1	X .17	0.17
Public institutions			
6	6	X .17	1.0
TOTAL			
8	8		1.34
GRAND TOTAL FOR REGULATORY CHANGES			
79	**79**		**43.34**
CURRENT REGULATORY TOTALS			
3,278	4,485		21,181
GRAND TOTAL FOR CURRENT AND PROPOSED REGULATORY CHANGES			
3,357	4,564		21,224.34

For additional information about burden, please see the supplementary document “OMB 1845-0012 v6 Table.”

Also, please note that annualized respondent costs will be provided when this ICR is resubmitted prior to Final Rule information, as all applicable info is not currently available.

13. Start-Up Cost Burden to the Respondents

There is no new system start-up costs associated with these proposed regulations.

14. Estimated Annual Cost to the Federal Government

It is not possible at this time to estimate any possible additional costs to the Federal government as a result of this proposed regulation, and compile all other applicable Federal costs. All applicable Federal costs pertaining will be provided when this ICR is resubmitted prior to Final Rule publication.

15. Reasons for Changes to Burden Hour Estimated

The additional burden hours calculated below include time for reviewing the change in regulations as well as providing the Department with more information about the location and affiliation of clinical sites that may be available to US students attending a foreign graduate medical school. A summary is provided below.

# of Respondents	**# of Responses**	**# of Burden Hours**
Section 600.20(b)(3) – Reapplication.		
71	71	42
Section 600.21(a)(10) – Reporting requirements.		
8	8	1.34
TOTAL		
79	**79**	**43.34**

For additional information, please see the supplementary document "OMB 1845-0012 v6 Table".

16. Collection of Information with Published Results

The results of the collection of information will not be published.

17. Approval to Not Display Expiration Date

The Department is not seeking this approval.

18. Exception to the Certification Statement

The Department is not requesting any exceptions to the "Certification of Paperwork Reduction Act Submissions".