

April 15, 2011

OSFA/FFELP #10-11:04

Dear Student Loan Participant:

On January 20, 2011, the *Common Manual* Governing Board approved four proposals from Batch 173 to modify the *Common Manual*. The changes will be incorporated into the *Common Manual* with the publication of the next annual update. Enclosed are the following updates:

- **Teacher Loan Forgiveness Eligibility**
- **Eligibility for Total and Permanent Disability Discharge When a Loan is Paid in Full by Involuntary Payment**
- **Refund of Payments When Borrower Approved for Total and Permanent Disability Discharge**
- **Exceeding Loan Limits and Prior Overpayments Data Match, Prior Default Data Matches and Reinstatement of Title IV Eligibility**

For further information you may contact me at (850) 410-6846 or e-mail at reitha.scott@fldoe.org.

Sincerely,

Reitha Scott, Policy Manager
Office of Student Financial Assistance

COMMON MANUAL UPDATES

Teacher Loan Forgiveness Eligibility

The *Common Manual* has been updated to clarify that, in the case of a borrower with an outstanding balance on a FFELP or FDLP loan on October 1, 1998, the borrower must pay the loan in full or obtain a full discharge in order to qualify for teacher loan forgiveness on a subsequent loan (s) that the borrower obtains while an outstanding balance remains on a loan the borrower obtained on or after October 1, 1998, the borrower must pay in full or obtain a full loan discharge on all of the borrower's outstanding loans in order to qualify for teacher loan forgiveness on any subsequent loan(s). For this purpose, paid in full does not include paid in full through consolidation. To illustrate the concept, an example has been added to the Manual.

Affected Sections:	13.9.A	Teacher Loan Forgiveness Program
Effective Date:	Teacher loan forgiveness applications or teacher loan Forgiveness forbearance requests received by a lender on or after May 14, 2010, for new borrowers after October 1, 1998, unless implemented earlier by the guarantor or lender.	
Basis:	§682.216(a); private guidance from Jon Utz of the Department Dated May 14, 2010; private guidance from Jon Utz dated February 6, 2008.	
Policy Information:	1216/Batch 173	
Guarantor Comments:	None.	

COMMON MANUAL UPDATES

Eligibility for Total and Permanent Disability Discharge When a Loan is Paid in Full by Involuntary Payment

The *Common Manual* has been updated to clarify a borrower's eligibility for discharge if a loan was paid in full by involuntary payment within 30 days of the guarantor's receipt of the discharge application.

Affected Sections:	13.8.G	Total and Permanent Disability
Effective Date:	Total and Permanent Disability Loan Discharge applications Received on or after October 1, 2010.	
Basis:	Department of Education Electronic Announcement dated September 10, 2010.	
Policy Information:	1226/Batch 173	
Guarantor Comments:	None.	

COMMON MANUAL UPDATES

Refund of Payments When Borrower Approved for Total and Permanent Disability Discharge

The *Common Manual* has been revised to clarify when payments received after the date that the physician completed and certified the borrower's total and permanent disability loan discharge application will be refunded. For loans on which the loan discharge application is received prior to July 1, 2010, if the payments are received when the loan is in a conditional discharge period, those payments are refunded at the end of that period. However, if the loan discharge application is received on or after July 1, 2010, payment received after the date that the physician completed and certified the borrower's loan discharge application and during the post-discharge monitoring period will be refunded when the Department determines that the borrower satisfies the criteria for total and permanent disability loan discharge.

Affected Sections: 13.8.G Total and Permanent Disability

Effective Date: Discharge Application: Total and Permanent Disability
received by the loan holder on or after July 1, 2010.

Basis: §682.402(c)(3)(ii).

Policy Information: 1227/Batch 173

Guarantor Comments: None.

COMMON MANUAL UPDATES

Exceeding Loan Limits and Prior Overpayments Data Match, Prior Default Data Matches and Reinstatement of Title IV Eligibility

The *Common Manual* has been revised by reorganizing Subsection 5.2.D, NSLDS Data Match, by creating separate subsections for prior overpayment and prior default information and creating a new section for reinstatement of Title IV eligibility. This change allows these topics to appear in the table of contents making it easier for the reader to find. As currently constructed, the title for Subsection 5.2.D, NSLDS Data Match, doesn't tell the reader what information the NSLDS data match performs. These changes also separate the topics into more logical groupings.

Affected Sections:	5.2.D	NSLDS Data Match
	5.2.F	Department of Justice Data Match
	5.2.F	Department of Veterans Affairs Data Match

Effective Date: None.

Basis: None.

Policy Information: 1228/Batch 173

Guarantor Comments: None.