

June 1, 2011

OSFA/FFELP #10-11:07

Dear Student Loan Participant:

On April 21, 2011, the *Common Manual* Governing Board approved four proposals from Batch 176 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:

- **School Misrepresentation**
- **Foreign School Audited Financial Statements**
- **Definition of “Module”**
- **Certifying Loans in Both the FFELP and the FDLP**

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

School Misrepresentation

The *Common Manual* has been updated to include the Department's definition of misrepresentation and substantial misrepresentation and the actions the Department may take if it determines a school or one of its representatives has engaged in such activities.

Affected Sections: 4.1.E School Code of Conduct

Effective Date: Information provided by a school on or after July 1, 2011.

Basis: §668.71; *Federal Register* dated October 29, 2010, pp. 66958-66959.

Policy Information: 1236/Batch 176

Guarantor Comments: None.

COMMON MANUAL UPDATES

Foreign School Audited Financial Statements

The *Common Manual* has been updated to align the Manual's text with final rules published in the *Federal Register* on November 1, 2010, regarding a foreign school's submission of audited financial statements.

Affected Sections: 4.3.A General School Financial Responsibility Requirements
 4.8 Independent Audits

Effective Date: Foreign school audited financial statement submissions on or after July 1, 2011.

Basis: §668.23(h).

Policy Information: 1237/Batch 176

Guarantor Comments: None.

COMMON MANUAL UPDATES

Definition of “Module”

The *Common Manual* has been revised to provide an updated glossary definition of “module”, based on final rule changes published in the *Federal Register* dated October 29, 2010. A “module” is a course or group of courses that do not span the entire length of the payment period or period of enrollment in a program including, for example, an intersession that the school combines with a standard term, or mini-sessions that the school combines to form a summer term.

Affected Sections: 6.1.B Academic Year Categories
 Appendix G

Effective Date: Enrollment periods that begin on or after July 1, 2011.

Basis: §668.22(1)(6); *Federal Register* dated October 29, 2010, pp. 66897, 66935, and 66951.

Policy Information: 1238/Batch 176

Guarantor Comments: None.

COMMON MANUAL UPDATES

Certifying Loans in Both the FFELP and the FDLP

The Manual has been corrected to include statutory changes that, for a specified time period, permitted a school to certify loans of the same type – either Stafford or PLUS – under both the FFELP and the FDLP for the same borrower even if the certifications applied to the same loan period.

Affected Sections:	4.1.A	Establishing Eligibility
Effective Date:	None. These provisions were implemented and enforced by the Department.	
Basis:	Section 2210 of the Health Care and Education Reconciliation Act of 2010 (HCERA), P.L. 111-152.	
Policy Information:	1239/Batch 176	
Guarantor Comments:	None.	