

# The Federal Update

*Presented at*  
**CAPPS Legislative Policy Conference**  
April 16-17, 2018  
Sacramento, CA



*Presented by*  
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# Federal Update

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# CONGRESS

# Words of Wisdom on Congress

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- ▶ **Just because you do not take an interest in politics doesn't mean politics won't take an interest in you – *Pericles***
- ▶ **We hang the petty thieves and appoint the great ones to public office - *Aesop***
- ▶ **I love to go to Washington - if only to be near my money - *Bob Hope***
- ▶ **Some men change their party for the sake of their principles; others their principles for the sake of their party - *Winston Churchill***

# Words of Wisdom on Congress

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- ▶ **A zebra does not change its spots - *Al Gore***
- ▶ **Things are more like they are now, than they ever were before - *Dwight D Eisenhower***
- ▶ **After two years in Washington, I often long for the realism and sincerity of Hollywood - *Fred Thompson***
- ▶ **Politics is supposed to be the second oldest profession. I have come to realize that it bears a very close resemblance to the first - *Ronald Reagan***

# Words of Wisdom on Congress

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- ▶ **Suppose you were an idiot and suppose you were a member of Congress .... But I repeat myself - *Mark Twain***
- ▶ **Politics has become so expensive that it takes a lot of money even to be defeated – *Will Rogers***
- ▶ **There are always too many Democratic congressmen, too many Republican congressmen, and never enough U.S. congressmen – *Anonymous***
- ▶ **Source:  
*<https://soapboxie.com/activism/Quotations-Politics>***



# Polls

## Current House - 115th Congress

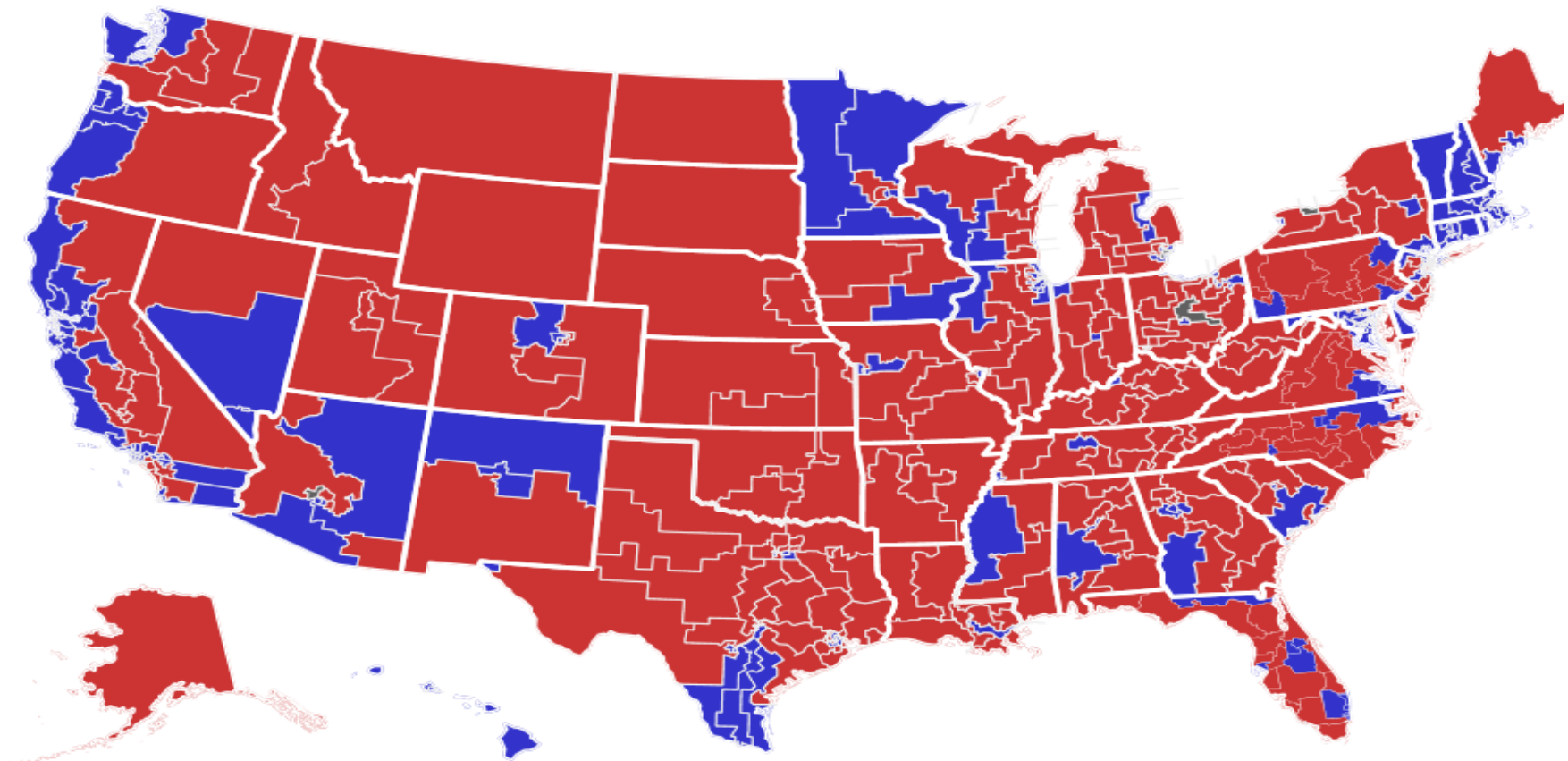


[RCP Senate Map](#) [Current Senate](#) [RCP House Map](#) **[Current House](#)** [RCP Governor Map](#) [Current Governors](#)

**191** Democrats

Vacancies  
**5**

Republicans **239**



**201** Democrats

Toss Ups  
**30**

Republicans **204**

174

13

14

30

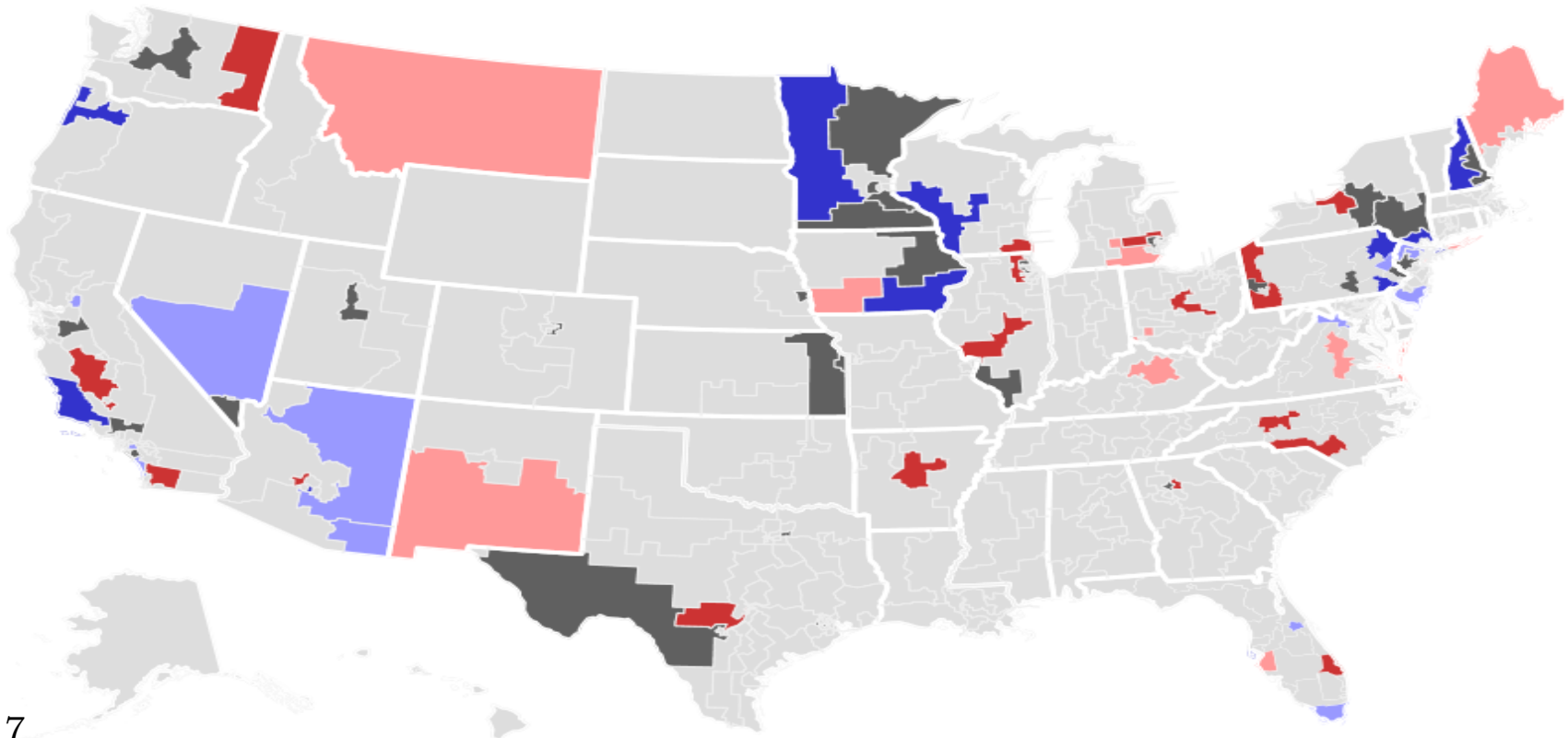
12

18

174

218 Seats Needed For Majority

Likely Dem (3R)			Leans Dem (9R)			Toss Up (4D, 24R)			Leans GOP (0D)			Likely GOP (1D)		
AZ9	CA24	FL13	AZ1	AZ2	CA7	CA10	CA25	CA45	FL16	IA3	KY6	AR2	AZ8	CA21
IA2	MN7	NH2	CA39	CA49	FL7	CA48	CO6	GA6	ME2	MI7	MTAL	CA50	FL18	GA7
NY3	NY18	OR5	FL26	FL27	NJ2	IA1	IL6	IL12	NM2	NY1	NY11	IL13	IL14	MI8
PA5	PA6	PA8	NJ5	NJ11	NV4	KS2	KS3	MI11	OH1	VA2	VA7	NC9	NC13	NY24
WI3			PA7	VA10		MN1	MN2	MN3				OH12	PA14	PA16
						MN8	NE2	NH1				TX21	WA5	WI1
						NJ7	NV3	NY19						
						NY22	PA1	PA10						
						PA17	TX7	TX23						
						TX32	UT4	WA8						



## Current Senate - 115th Congress



[RCP Senate Map](#) [Current Senate](#) [RCP House Map](#) [Current House](#) [RCP Governor Map](#) [Current Governors](#)

**49** Democrats \*

Republicans **51**





# Polls

## Battle for the Senate 2018

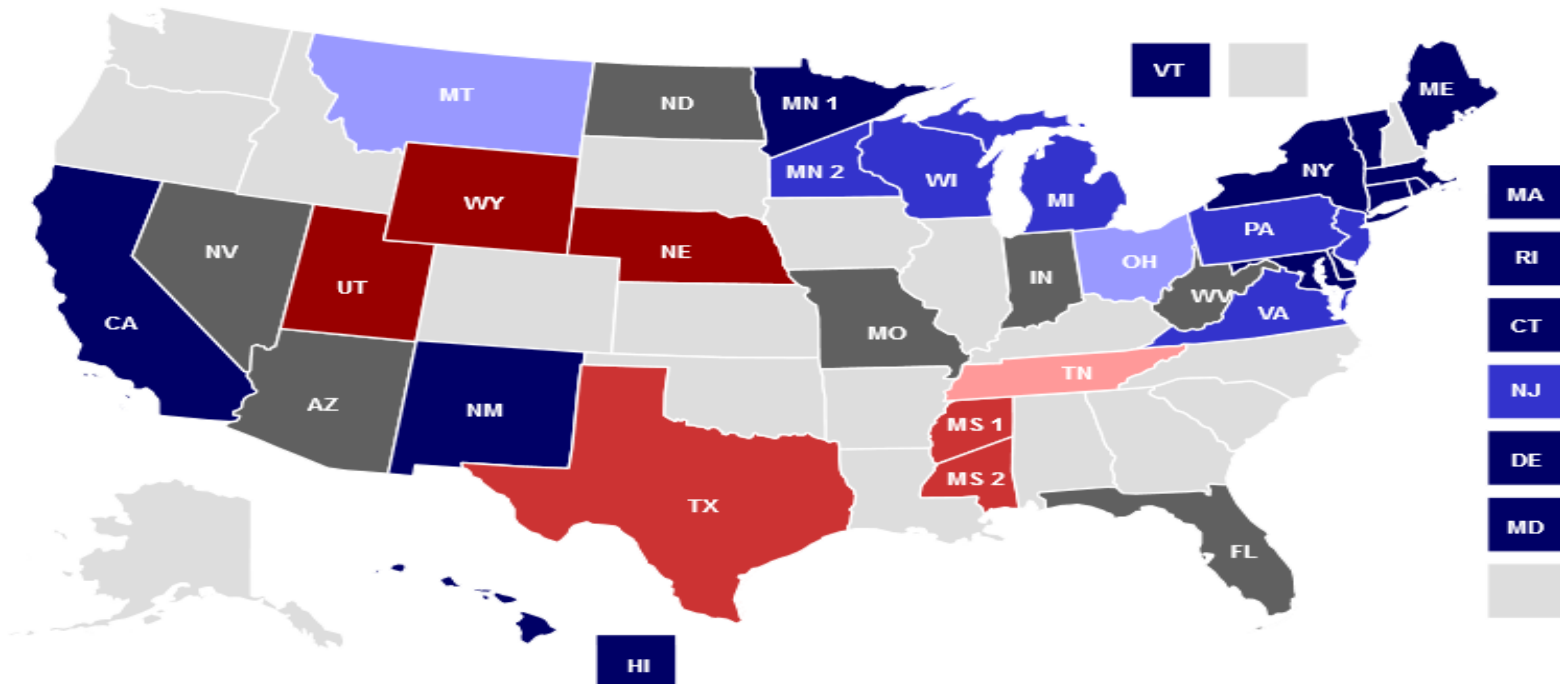


[RCP Senate Map](#)
[Current Senate](#)
[RCP House Map](#)
[Current House](#)
[RCP Governor Map](#)
[Current Governors](#)



51 Seats Needed For Majority

Likely Dem	Leans Dem	Toss Up	Leans GOP	Likely GOP
PA: Casey (D) WI: Baldwin (D) MI: Stabenow (D) MN2: Smith (D) VA: Kaine (D) NJ: Menendez (D) Safe Dem Seats	OH: Brown (D) MT: Tester (D)	IN: Open (D) NV: Heller (R) MO: McCaskill (D) FL: Open (D) AZ: Open (R) ND: Heitkamp (D) WV: Open (D)	TN: Open (R)	MS1: Wicker (R) MS2: Hyde-Smith (R) TX: Cruz (R) Safe GOP Seats



# **HEA Reauthorization – PROSPER Act**

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## **PROSPER Act Regulatory Reform Would:**

- ▶ **Repeal State Authorization Regulations**
- ▶ **Create Single Definition - Level Playing Field**
- ▶ **Sharply Limit Borrower Defenses to Repayment**
- ▶ **Eliminate 90/10 Rule**
- ▶ **Rewrite Federal Direct Loan Program**
- ▶ **Repeal Credit Hour Definition**
- ▶ **Repeal Gainful Employment Rule**
- ▶ **Eliminate FSEOG**
- ▶ **Restructure Work Study**
- ▶ **Create New Apprenticeship Program**

# HEA Reauthorization – PROSPER Act

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## **House:** PROSPER Act Status:

- ▶ House E&W Committee Vote, December 12, 2017:
  - ▶ 23-17 (Straight Party Line)
- ▶ Report Issued 2/8/18-Scathing Democratic Dissent
- ▶ Bill Awaits House Floor Action

## **California Committee Members:**

- ▶ Duncan Hunter (R-50<sup>th</sup>-El Cajon)
- ▶ Susan Davis (D-53<sup>rd</sup>-San Diego)
- ▶ Mark Takano (D-41<sup>st</sup>-Riverside)
- ▶ Mark DeSaulnier (D-11<sup>th</sup>-Walnut Creek)

## **Senate: Still Awaiting Bill Language**

# HEA Reauthorization – PROSPER Act

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House Report: Democrats' Sharp Dissent to PROSPER Act Claims That For-Profits:

- ▶ Are “a bad bet for students...”
- ▶ Had “the worst student outcomes.”
- ▶ Showed a “sector-specific failure to educate and prepare students.”
- ▶ Engaged in “abusive practices ... not solely ... the work of singular bad actors.”
- ▶ Have a “foundational problem” that “education offered at these institutions is in too many cases not worth the high cost to student borrowers.”

# U.S. Department of Education Regulatory Outlook

## **Regulatory Reform Agenda Items:**

### Negotiated Rulemaking Sessions Completed:

- ▶ Gainful Employment – NPRM Pending
- ▶ Borrower Defense to Repayment – NPRM Pending

### Request For Comments Published:

- ▶ Discharge of Student Loans in Bankruptcy – ED Weighs Action to Relax Barriers to Discharge

### Rumored Pending Regulatory Relief Topics:

- ▶ State Authorization
- ▶ Distance Education – “Regular and Substantive”
- ▶ Accreditation



# THE NEW EDUCATION DEPARTMENT: LEANER IN THE UPPER RANKS



U.S. Department of Education



Student Loans

Grants

Laws

Data

PRESS ROOM / SENIOR STAFF

## Biographies of Senior Officials—U.S. Department of Education

<b>Betsy DeVos</b>	Secretary of Education	
<b>Vacant</b>	Assistant Secretary, Office of Communications and Outreach	<a href="#">Home page</a>
<b>Vacant</b>	Assistant Secretary, Office for Civil Rights	<a href="#">Home page</a>
<b>Peter Oppenheim</b>	Assistant Secretary, Office of Legislation and Congressional Affairs	<a href="#">Home page</a>
<b>Vacant</b>	Assistant Secretary, Office of Planning, Evaluation and Policy Development	<a href="#">Home page</a>
<b>Vacant</b>	Assistant Secretary, Office of Elementary and Secondary Education	<a href="#">Home page</a>
<b>Vacant</b>	Assistant Deputy Secretary, Office of Innovation and Improvement	<a href="#">Home page</a>
<b>Johnny W. Collett</b>	Assistant Secretary, Office of Special Education and Rehabilitative Services	<a href="#">Home page</a>
<b>José A. Viana</b>	Assistant Deputy Secretary and Director, Office of English Language Acquisition	<a href="#">Home page</a>
<b>Maureen A. McLaughlin</b>	Senior Advisor and Director of International Affairs	<a href="#">Home page</a>
<b>Vacant</b>	Director, Institute of Education Sciences	<a href="#">Home page</a>
<b>Kathleen S. Tighe</b>	Inspector General, Office of Inspector General	<a href="#">Home page</a>
<b>Vacant</b>	Deputy Secretary	<a href="#">Home page</a>
<b>Jason K. Gray</b>	Chief Information Officer, Office of the Chief Information Officer	<a href="#">Home page</a>
<b>Vacant</b>	General Counsel, Office of the General Counsel	<a href="#">Home page</a>
<b>Douglas Webster</b>	Chief Financial Officer	<a href="#">Home page</a>
<b>Vacant</b>	Director, Educational Technology	<a href="#">Home page</a>
<b>Denise L. Carter</b>	Acting Assistant Secretary, Office of Management	<a href="#">Home page</a>
<b>Vacant</b>	Performance Improvement Officer	

### How Do I Find...

- Student loans, forgiveness
- College accreditation
- Every Student Succeeds Act (ESSA)
- FERPA
- FAFSA
- 1098-E Tax Form

[More >](#)

### Information About...

- Transforming Teaching
- Family and Community Engagement
- Early Learning

### Related Topics

[• Organization Chart](#)

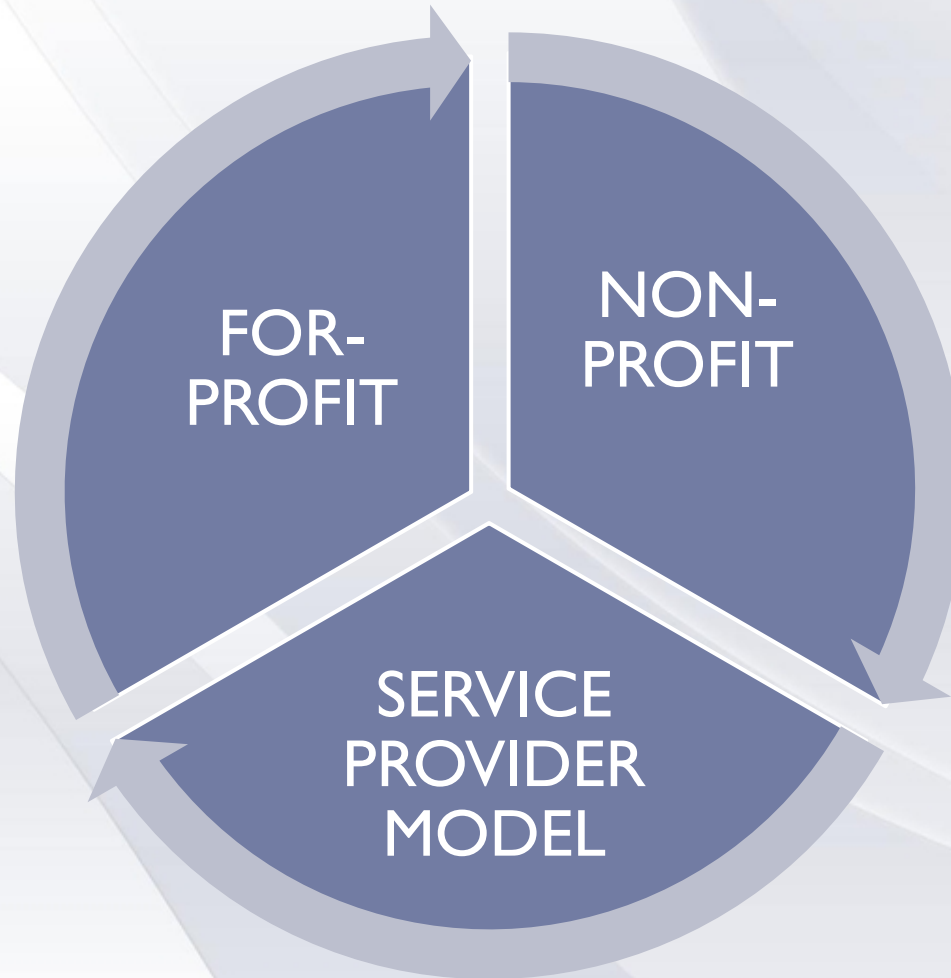
[• Employee Locator](#)

# THE NEW DEPARTMENT OF EDUCATION: LEANER IN THE UPPER RANKS

<b>Phil Maestri</b>	Director, Risk Management Service	<a href="#">Home page</a>
<b>Janet Scott</b>	Director, Office for Small and Disadvantaged Business Utilization	
<b>Vacant</b>	Under Secretary	<a href="#">Home page</a>
<b>A. Wayne Johnson</b>	Chief Operating Officer, Federal Student Aid	<a href="#">Home page</a>
<b>Vacant</b>	Assistant Secretary, Office of Career, Technical and Adult Education	<a href="#">Home page</a>
<b>Vacant</b>	Assistant Secretary, Office of Postsecondary Education	<a href="#">Home page</a>
<b>Vacant</b>	Executive Director of the White House Initiative on Educational Excellence for African Americans	<a href="#">Home page</a>
<b>Holly Ham</b>	Executive Director of the White House Initiative on Asian Americans and Pacific Islanders	<a href="#">Home page</a>
<b>Vacant</b>	Executive Director of the White House Initiative on Educational Excellence for Hispanic Americans	<a href="#">Home page</a>
<b>Vacant</b>	Executive Director of the White House Initiative on Historically Black Colleges and Universities	<a href="#">Home page</a>
<b>Vacant</b>	Executive Director of the White House Initiative on American Indian and Alaska Native Education	<a href="#">Home page</a>
<b>Andrea Ramirez</b>	Acting Executive Director, Center for Faith-Based and Neighborhood Partnerships	<a href="#">Home page</a>

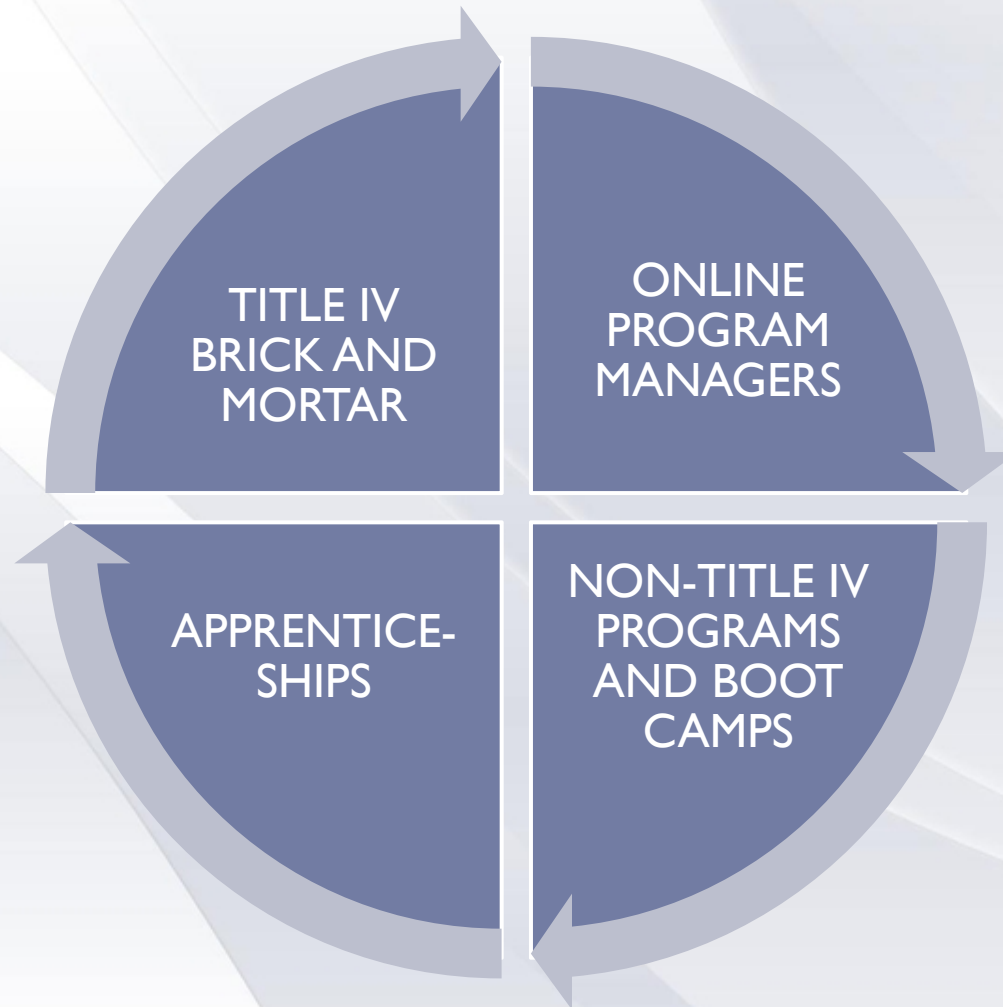
# CAREER COLLEGE SECTOR DISRUPTION AND REALIGNMENT

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# DISRUPTION AND REALIGNMENT- COMPETING TRAINING MODELS

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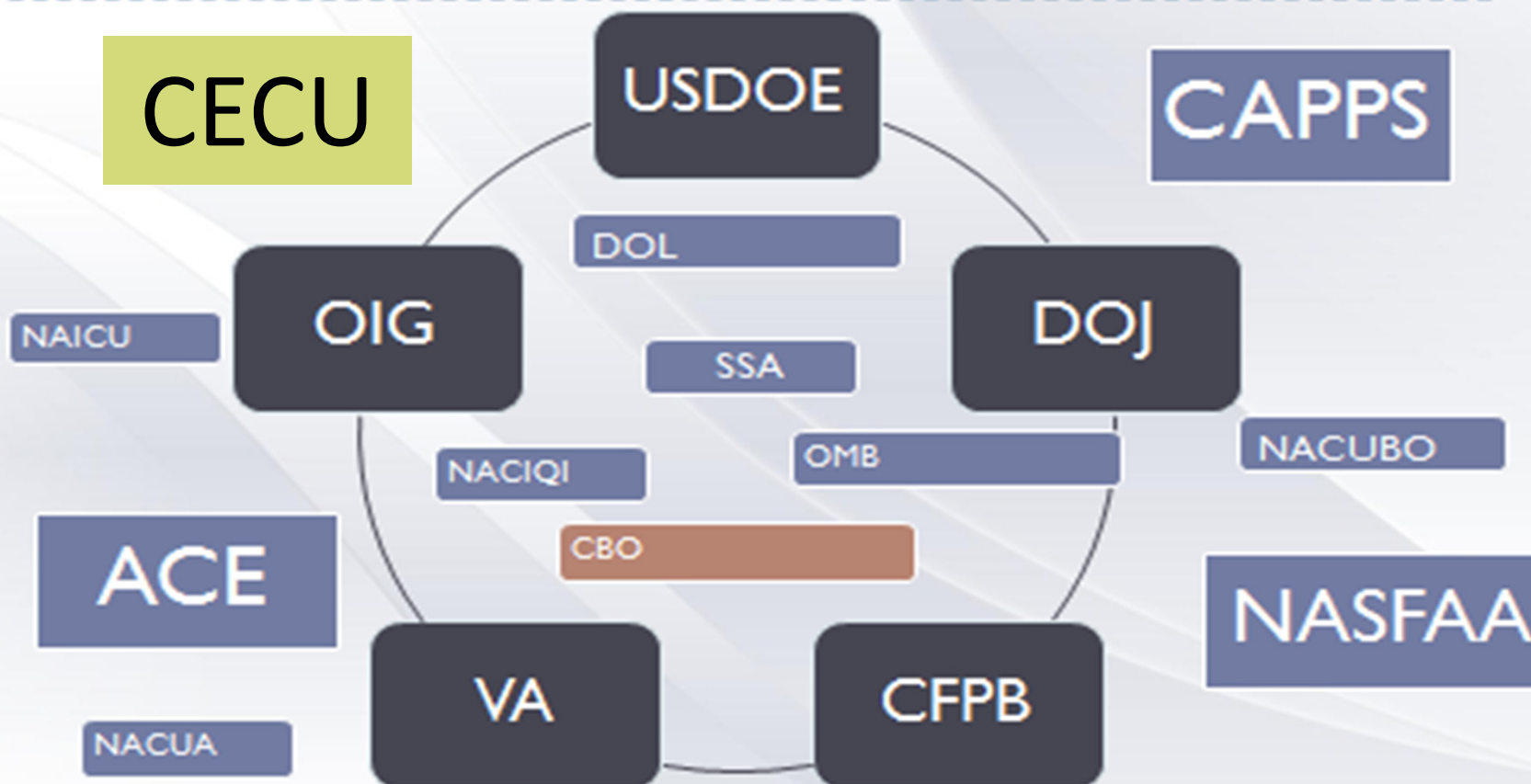
# DISRUPTION AND REALIGNMENT – WHERE DO YOU LIVE?

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## Washington Merry-Go-Round – Alphabet Soup



## ***Stanley A. Freeman***



**Stanley A. Freeman joined Powers Pyles Sutter & Verville in 1994. He is the former president of the firm and founder of the firm's education practice.**

**Stanley counsels postsecondary educational institutions from all sectors of higher education regarding strategic issues pertaining to participation in the federal student financial assistance programs, accreditation, licensure, and related regulatory concerns. He was selected by his peers for inclusion in the 2009 - 2016 editions of The Best Lawyers in America in the specialty of Education Law.**

**Stanley has been actively involved in representing educational institutions for more than 20 years. In his practice, he counsels individual educational institutions, corporate investors in higher education, associations of schools and colleges, and allied educational companies on administrative, transactional, regulatory and litigation matters. He has represented numerous schools before the U.S. Department of Education and before other federal agencies, state educational oversight agencies, and accreditors on compliance matters, financial responsibility concerns, legislative issues, and investigative matters. He has also litigated cases in the state and federal courts. He spends much of his time advising clients concerning regulatory and compliance matters arising under the Higher Education Act of 1965, including program reviews, audits, substantive changes, changes in ownership and control, and other oversight matters.**

**Stanley has authored numerous articles on federal student financial aid issues for higher education publications and frequently speaks to gatherings of college officials and student aid administrators.**

**Stanley graduated with distinction from the Honors College of the University of Michigan in 1978 and earned his law degree from the Georgetown University Law Center in 1982. He is admitted to practice law in the District of Columbia, Maryland and Virginia. Stanley is a lifelong resident of the Washington area, and he and his wife Cecilia have five children.**

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