

Higher Education Opportunity Act	
Effective Date	HEOA Title IV Provision Topic
Schools	
July 1, 2008	Maximum duration of eligibility for students receiving a Pell Grant for the first time on or after July 1, 2008. (DCL page 104)
	Unsubsidized Stafford Loan Limits for loans first disbursed on or after July 1, 2008 (DCL page 123): <ul style="list-style-type: none"> • \$6,000 for independent undergraduate students pursuing coursework necessary for enrollment in undergraduate degree or certificate program • \$7,000 for students pursuing coursework necessary for enrollment in a graduate/professional program or students pursuing a teacher certification
August 14, 2008	90/10 rule calculations: <ul style="list-style-type: none"> • Revenue (DCL page 68) • Non-Title IV revenue (DCL page 69) • Exclusions from revenue (DCL page 69) • Sanctions (DCL page 68)
	School code of conduct: <ul style="list-style-type: none"> • Ban on revenue sharing (DCL page 69) • Gift ban (DCL page 70) • Contracting arrangements prohibited (DCL page 70) • Interaction with borrowers (DCL page 70) • Prohibition on offers of funds for private loans (DCL page 70) • Ban on staffing assistance (DCL pages 70-71) • Advisory Board compensation (DCL page 71)
	Preferred lender list (DCL page 71): <ul style="list-style-type: none"> • Fully disclose reason for including lenders (borrower terms and benefits) • Statement that the student or student's family does not have to choose a lender on the list • Three unaffiliated FFELP lenders • Two unaffiliated private educational loan lenders • Disclose details of any affiliation between lenders on the list • Disclose method and criteria used for selecting lenders with the most beneficial terms to the borrower • Not deny the borrower's right to choose a lender not on the list • Not delay certification because a borrower chose a different lender
	Self-certification Form for private education loans (DCL pages 44 and 71-72)
	Teach-Outs <ul style="list-style-type: none"> • Institutional requirements (DCL page 72) • Eligibility and certification procedures (DCL page 74)
	Entrance counseling requirements (DCL page 102)
	Exit counseling requirements (DCL pages 96-97)

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August 14, 2008	Need Analysis - Discretion of financial aid administrators <ul style="list-style-type: none"> • Special circumstances expanded (DCL page 79) • Offer dependant student an unsubsidized Stafford loan after verification that the parent has ended financial support and refuses to file the FAFSA (DCL pages 80-81)
	Ability to benefit broadened to include satisfactory completion of six credit hours, or the equivalent coursework (DCL page 93)
	Financial assistance for individuals with intellectual disabilities (DCL pages 94-95)
	New audit requirement for school as lenders and eligible lender trustees (ELTs) originating FFEL loans for the first auditable period that begins on or after August 14, 2008 (DCL pages 136-137)
July 1, 2009	In-state tuition rates for armed forces members, spouses, and dependent children for the first period of enrollment beginning after July 1, 2009 (DCL page 36)
	Pell Grant Program: <ul style="list-style-type: none"> • Maximum Pell Grant (DCL page 103) • Minimum Pell Grants (DCL page 103) • Year-Round Pell Grants (DCL page 103) • Sex Offenders and Pell Grants (DCL page 104) • Children of soldiers (DCL page 104)
August 14, 2009	Transparency in college tuition for consumers: <ul style="list-style-type: none"> • Net price calculator (DCL page 33) • Consumer information (DCL page 33) • Multi-year tuition calculator (DCL page 34)
February 14, 2010	Required education loan borrower disclosures by lenders, schools, and institution-affiliated organizations (DCL pages 39-44)
	ED must determine the minimum information that lenders, institutions, and institution-affiliated organizations participating in preferred lender arrangements shall make available regarding FFEL Program loans. After this determination, ED must develop a model disclosure form. (DCL page 39)
July 1, 2010	Definitions of: <ul style="list-style-type: none"> • Institution of Higher Education (DCL page 23) • Proprietary Institution of Higher Education (DCL page 23) • Dual enrollment (DCL page 24)
	Need Analysis: <ul style="list-style-type: none"> • Cost of attendance (DCL page 78) • Total income (DCL page 82) • Untaxed income and benefits (DCL page 82) • Independent student (DCL page 82) • Excludable income (DCL page 82) • Estimated financial assistance (DCL pages 82 and 118)

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July 1, 2010	<p>Student eligibility:</p> <ul style="list-style-type: none"> • Social Security Number (DCL page 93) • Distance Education/Correspondence Courses (DCL page 94) • Obtaining Financial Data from the Internal Revenue Service (DCL page 94) • Regaining Eligibility after a Drug Conviction (DCL page 94) <p>TEACH Grant Program agreement to serve (DCL pages 105-106)</p>
July 1, 2011	Transparency in college tuition for consumers regarding college affordability lists (DCL page 31)
October 1, 2011	<p>Cohort default rate:</p> <ul style="list-style-type: none"> • School cohort default rate loan disbursement waivers and exceptions for loans first disbursed on or after October 1, 2011 (DCL page 122) • Threshold for institutional participation rate index increases from 0.0375 to 0.0625 (DCL page 131)
September 1, 2012	<p>Cohort default rate:</p> <ul style="list-style-type: none"> • The default cohort rate that triggers ineligibility increases from 25 percent to 30 percent (DCL page 131) • Adds new appeal for regulatory relief (DCL page 131) • Adds new default prevention and assessment of eligibility for default rates that are equal or greater than the threshold of 30 percent (DCL page 132) • Increase to the period for calculation for cohort default rates (but will continue to be calculated and penalties assessed, using the two-year period until three consecutive years are calculated using the three-year default period) (DCL pages 131-132)

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July 1, 2008	<p>PLUS Loans:</p> <ul style="list-style-type: none"> • Repayment begins for all PLUS loans within 60 of the final disbursement date (DCL pages 120-121) • Half-time and Post-Enrollment deferments for PLUS and Grad PLUS loans (DCL page 121) <ul style="list-style-type: none"> ○ Based on half-time enrollment of borrower ○ Upon PLUS parent borrower request for student’s half-time enrollment ○ Upon borrower request, for the six-month period following the date the borrower ceases half-time enrollment ○ Upon PLUS loan parent borrower request, for the six-month period following the date the student ceases half-time enrollment • Interest capitalization for all PLUS loans for which the first disbursement is made on or after July 1, 2008, upon agreement by the lender and borrower , be paid monthly or quarterly, or capitalized by the lender no more frequently than quarterly (DCL page 121) • Special Extenuating Circumstances for PLUS loans first disbursed on or after July 1, 2008 for special extenuating circumstances (mortgage loans and medical bills) existing between January 1, 2007 and December 31, 2009. (DCL page 121) <p>Service members Civil Relief Act (SCRA) lender special allowance payment (SAP) calculations on affected FFELP loans first disbursed on or after July 1, 2008. The 6 percent reduced interest rate for eligible service members shall be used as the applicable interest rate in calculating SAP. (DCL page 120)</p>
August 14, 2008	<p>Service members Civil Relief Act (SCRA) application of 6 percent interest rate cap for eligible service members upon request (DCL page 120)</p> <p>Total and Permanent Disability discharges based on VA determinations for borrowers who have been determined to be unemployable due to a service-connected condition for applications received on or after August 14, 2008 (DCL page 133)</p> <p>Loan rehabilitation eligibility, a borrower can only rehabilitate each loan once (DCL page 122)</p> <p>In-school deferment confirmation through NSLDS if requested by the school for deferments granted on or after August 14, 2008 (DCL page 133)</p>

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August 14, 2008	<p>Required lender disclosures to borrowers:</p> <ul style="list-style-type: none"> • Disclosures before loan disbursement of a Stafford and PLUS loan (DCL page 128) • Borrower disclosures before loan repayment of Stafford and PLUS loan (DCL pages 128-129) • Special disclosure rules on PLUS and unsubsidized Stafford loans include samples of the cost associated with capitalizing interest and paying interest as it accrues (DCL page 129) • Deferment disclosure on capitalization for unsubsidized Stafford loans (DCL page 133) • Notification to borrower when the transfer, sale, or assignment of a loan results in a change in the party to whom the borrower must send payments for notifications to a borrower on or after August 14, 2008. (DCL pages 133-134) • Lender forbearance notification requirements for information and contact requirements for forbearances granted on or after August 14, 2008. (DCL page 119) • Consolidation loan application disclosures to potential borrowers for applications provided to potential borrowers on or after August 14, 2008 (DCL pages 135-136)
	<p>Reports on student loans to consumer reporting agencies (DCL page 127):</p> <ul style="list-style-type: none"> • Replaces term “credit bureau” with “consumer reporting agencies” • Lenders, guarantors, and subsequent holders must report the FFEL loan as an educational loan and the repayment status of a loan
	<p>Loan Forgiveness:</p> <ul style="list-style-type: none"> • Teacher Loan Forgiveness for applications received on or after August 14, 2008 (DCL page 123) <ul style="list-style-type: none"> ○ Teachers employed in a qualifying location ○ Special education teachers employed by an educational service agency • Service in Areas of National Need (DCL page 124) • Loan Repayment for Civil Legal Assistance Attorneys (DCL page 116)
	<p>Duties of lenders participating in preferred lender arrangements in regards to the Truth in Lending Act (DCL page 174)</p>
	<p>Applicability of the Truth in Lending Act (TLA) to all private education loans (DCL page 174)</p>

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August 14, 2008	<p>Changes to prohibited inducement provisions for lender activities undertaken on or after August 14, 2008:</p> <ul style="list-style-type: none"> • Payments include payments for referrals, and processing and finders fees. Also lists specific new inducements (DCL page 134) • Unsolicited mailings as postal and electronic means (DCL page 134) • May not enter into a consulting agreement or contract (DCL page 134) • May not compensate an employee who works in the financial aid office or has responsibilities with respect to student loans (DCL pages 134-135) • Perform or pay someone to perform a function a school is required to perform under any Title IV program (DCL page 135) • Pay a student at school to act as the lender’s representative to secure applications unless the student is employed for other purposes and appropriate disclosure is made (DCL page 135) • Offer, directly or indirectly, loans as an inducement for a borrower to purchase a policy of insurance or other product, or any other fraudulent or misleading information (DCL page 135) • Engage in fraudulent advertising (DCL page 135) • Revises permitted activities, a lender may provide “technical” assistance to school comparable to “technical” assistance provided by ED (DCL page 135)
October 1, 2008	FFEL Consolidation Loan, borrower eligibility for Direct Loan “no interest accrual” for Direct Consolidation loan, or portion of a Direct Consolidation loan, first disbursed on or after October 1, 2008 (DCL page 135)
July 1, 2009	
July 1, 2009	<p>Competitive Loan Auction Pilot Program:</p> <ul style="list-style-type: none"> • Terms of agreement for winning bids and sanctions (DCL page 75) • Requires initial evaluation of the pilot program (DCL page 75)
	<p>Income-Based Repayment (IBR) Plan (plan is effective July 1, 2009):</p> <ul style="list-style-type: none"> • IBR is added to list of repayment plans that a lender must offer FFELP borrowers (DCL page 119) • Exception to \$600 annual payment requirements for IBR (DCL page 119) • Loans in default are not eligible (DCL page 119)

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July 1, 2009	<p>Required new borrower lender disclosures during repayment:</p> <ul style="list-style-type: none"> • Bill or statement during repayment for Stafford, PLUS and Consolidation loans for which the first payment is due on or after July 1, 2009 (DCL page 129) • Disclosures to borrowers having difficulty making payments to a borrower who notifies the lender for Stafford, PLUS and Consolidation loans for which the first payment is due on or after July 1, 2009 (DCL page 130) • Disclosures during delinquency for any Stafford, PLUS, or Consolidation loan that becomes delinquent on or after July 1, 2009 (DCL pages 130-131)
February 14, 2010	Required education loan borrower disclosures by lenders, schools, and institution-affiliated organizations (DCL pages 39-44)
	Lender and institution requirements relating to education loans, lenders in preferred lender arrangements must annually certify compliance (DCL page 43)
	Truth in Lending Act (TLA) are effective on the earlier of February 14, 2010, or the date on which regulations are issued by the Federal Reserve: <ul style="list-style-type: none"> • Effective Dates for those subject to rulemaking (DCL page 173) • Preventing unfair and deceptive private educational lending practices and eliminating conflicts of interest (DCL page 173) • Prohibition on co-branding (DCL page 173)
	ED must determine the minimum information that lenders, schools, and institution-affiliated organizations participating in preferred lender arrangements shall make available regarding FFEL program loans. ED must develop a model disclosure form. (DCL page 39)
July 1, 2010	Permanent and total disability discharge for borrowers who are unable to engage in any substantial gainful activity by reason of any medically determinable physical or mental impairment that can be expected to result in death, has lasted for a continuous 60-month period or can be expected to last for a continuous 60-month period. (DCL page 132)

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