

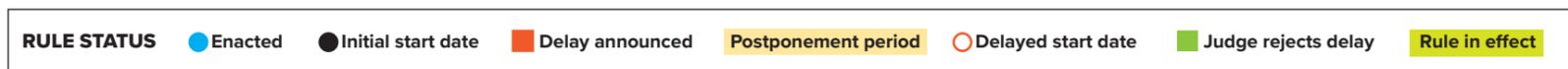
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Tracking Obama-era regulations delayed by DeVos

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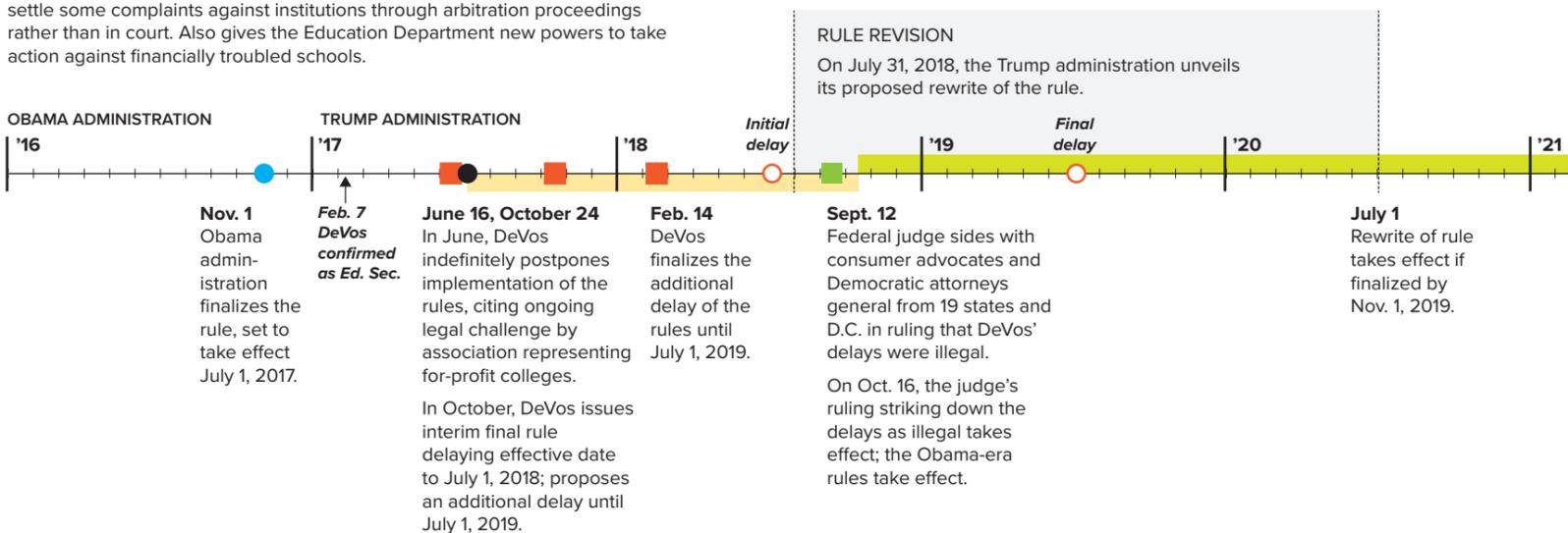
Several education regulations enacted by the Obama administration have had their start dates postponed by the Trump administration's Education Secretary Betsy DeVos. Federal judges have struck down the delay attempts, ruling that the Education Department violated the Administrative Procedure Act — federal law that governs the regulatory actions of federal agencies — by not conducting required negotiations in the rulemaking process. As a result, the rules may be revised while they are being implemented.

The rollbacks sparked lawsuits from consumer and education advocacy groups. The nation's largest teachers union, the National Education Association, challenged the Trump administration's delay of "state authorization" rules for online college programs. The Council of Parent Attorneys and Advocates, an advocacy group for students with disabilities, was behind a lawsuit contesting the delay of an Obama-era rule designed to tackle racial disparities in special education. Attorneys general from 19 states and the District of Columbia as well as consumer groups Public Citizen and Harvard Law School's Project on Predatory Student Lending filed lawsuits against DeVos for delaying "borrower defense to repayment" rules meant to protect student loan borrowers from being defrauded by colleges.



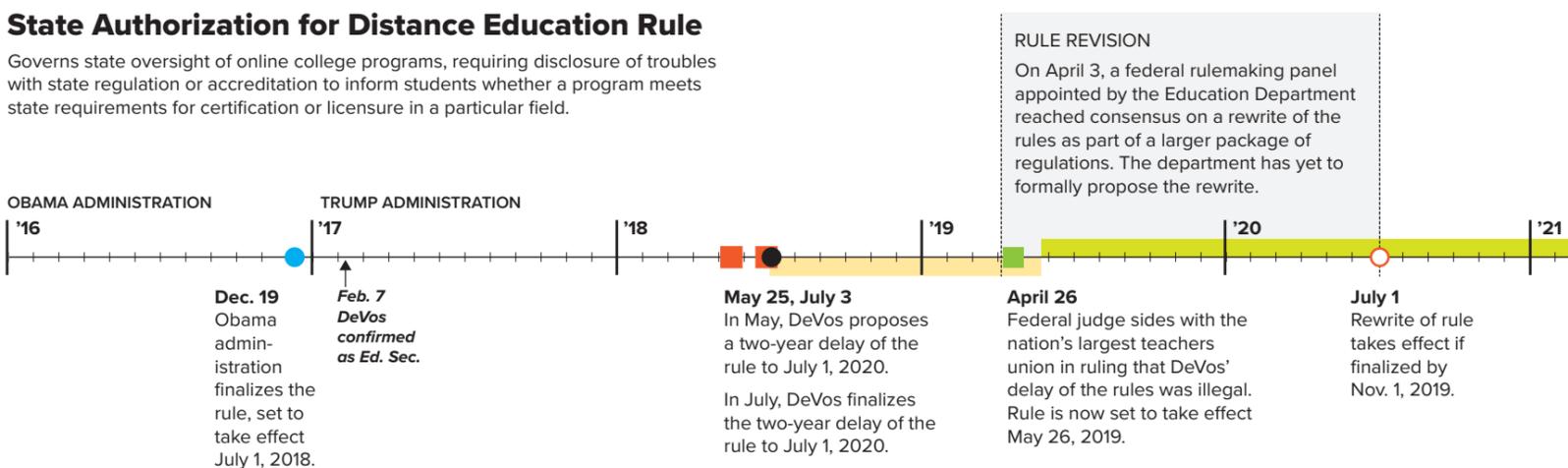
Borrower Defense to Repayment Rule

Sets the standards for when defrauded student loan borrowers can obtain debt cancellation. Prohibits colleges receiving federal aid from requiring students to settle some complaints against institutions through arbitration proceedings rather than in court. Also gives the Education Department new powers to take action against financially troubled schools.



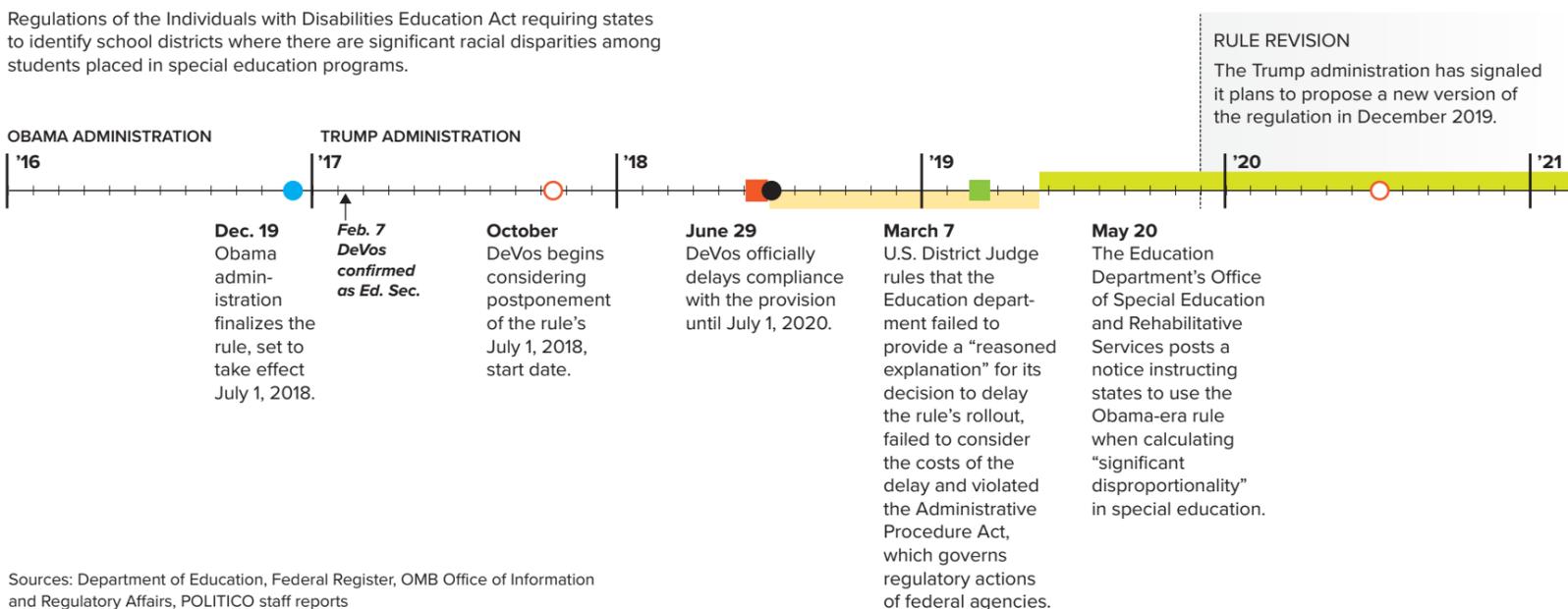
State Authorization for Distance Education Rule

Governs state oversight of online college programs, requiring disclosure of troubles with state regulation or accreditation to inform students whether a program meets state requirements for certification or licensure in a particular field.



'Significant Disproportionality' Rule

Regulations of the Individuals with Disabilities Education Act requiring states to identify school districts where there are significant racial disparities among students placed in special education programs.



Sources: Department of Education, Federal Register, OMB Office of Information and Regulatory Affairs, POLITICO staff reports

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