

# Federal Student Aid

An OFFICE of the U.S. DEPARTMENT of EDUCATION

July 13, 2022

Fardad Fateri  
Chief Executive Officer  
Florida Career College  
c/o International Education Corporation  
16485 Laguna Canyon Rd.  
Suite. 300  
Irvine, CA 92618

Sent via e-mail to:  
[FateriF@IECColleges.com](mailto:FateriF@IECColleges.com)

Re: HCM2 Method of Payment  
OPEID: 02305800

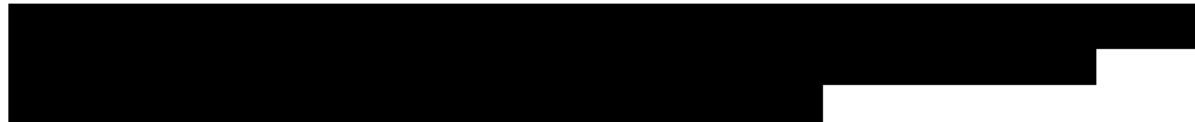
Dear Mr. Fateri:

The Department of Education, Federal Student Aid has transferred Florida Career College (“FCC”) from the Advance method of payment to the Heightened Cash Monitoring 2 (“HCM2”) method of payment effective July 13, 2022.

Under the HCM2 method of payment, FCC may continue to obligate funds under the federal student financial assistance programs authorized by Title IV of the Higher Education Act of 1965, as amended. FCC may disburse institutional funds to eligible students, and if it does so, the Department will review any properly filed applications for reimbursement. The Department reserves the right to offset any federal claims against funds due to FCC.

In addition, 34 C.F.R. § 600.20(c)(1)(ii) requires institutions under the HCM2 method of payment to apply to the Secretary and wait for approval to add an education program or a location at which the institution offers or will offer 50% or more of an education program.

This action is authorized by Section 415 of the General Education Provisions Act, 20 U.S.C. 1226a-1, and by the following program regulations: 34 C.F.R. § 668.162, Student Assistance General Provisions.



Enclosed are the instructions for HCM2 requests. Please address all submitted requests and inquiries to:

Florida Career College

OPE ID: 02305800

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Rene Argueta, Payment Analyst

U.S. Department of Education

Federal Student Aid

Phone: 202-377-3268

E-mail: Rene.Argueta@ed.gov

Please note that the foregoing action does not preclude the Department from taking any other administrative or other action(s) against FCC.

Sincerely,



Michael Frola

Division Chief

Multi-Regional and Foreign Schools Participation Division

Federal Student Aid

Enclosures: Instructions for Obtaining Funds under HCM2 Method of Payment  
Form 270 (Request for Title IV Reimbursement or Heightened  
Cash Monitoring)  
Student Data Spreadsheet (e-mailed)

cc: Byron Scott, Case Manager, Multi-Regional and Foreign Schools Participation Division  
Christopher J. Madaio, Director of Investigations  
Department of Defense  
Department of Veterans Affairs  
Consumer Financial Protection Bureau  
Florida Department of Education, Commission for Independent Education  
Council on Occupational Education

## **INSTRUCTIONS FOR OBTAINING FUNDS UNDER HEIGHTENED CASH MONITORING (HCM2) METHOD OF PAYMENT**

The U.S. Department of Education (the Department) has developed these instructions to minimize the documentation the institution must submit, as well as to facilitate the School Participation Division's review of that documentation. The School Participation Division reviews this documentation to determine the accuracy and reliability of the information submitted. If necessary, the School Participation Division (SPD) may require the institution to submit additional documentation of proper expenditures before the Payment Analyst disburses funds to the institution and/or before approving program authorization requests.

For the Federal Pell (Pell) Grant, Federal Supplemental Educational Opportunity Grant (FSEOG), and Federal William D. Ford Direct Loan (Direct Loan) programs, the institution must demonstrate that it properly determined, awarded, and used its own funds to make disbursements under these programs to eligible students who are enrolled in and are attending eligible programs. When the institution has demonstrated that it has expended these funds in accordance with Title IV requirements, the Department will reimburse the institution (or credit the institution's account from its latest existing cash on hand balance), subject to any right of offset available.

The institution is required under 34 C.F.R. § 668.162(d) to credit students' accounts, or otherwise use its own funds to pay students, for the amount and type of Federal aid they are eligible to receive prior to requesting reimbursement of those funds from the Department. Pell, TEACH, and Direct Loan, disbursement rosters must be in "review status" in the Common Origination and Disbursement (COD) system prior to submission of the request to the Department. All student names, social security numbers and amounts listed in the payment submission must match those in the COD system.

Please note: Complying with HCM2 requirements does not relieve an institution of its obligation to continue reporting payment data to the Department.

### **I. TECHNICAL ASSISTANCE**

Please read these instructions carefully. These instructions have been written in a general manner in order to be used by all the various types of institutions that participate in the Title IV HEA student financial assistance programs. Since different institutions use different methods for recording, processing, or storing information, or use different terminology for certain items, it is important to understand that it may be necessary to contact your Payment Analyst for clarification. If there are any doubts about the requested information, please clarify these issues with your Payment Analyst before submitting a request in order to avoid discrepancies and delays.

## II. HCM2 CLAIM

Our office will accept and process only one new HCM2 request during any 30-day time period. The institution may submit funding requests for multiple award years together – this will be considered one claim. A separate Student Data Spreadsheet must be included for each award year

After a minimum of six (6) consecutive accurate and complete claim requests and demonstration that the institution's overall administrative/financial controls are in place, the Payment Analyst may allow the institution to submit its HCM2 requests without all of the student documentation identified in Section D. However, the institution must include, at a minimum, the Form 270 with original signatures (see Section B), and the Student Data Spreadsheet for each award year. (see Section C).

Documentation in the claim will not be returned. Therefore, the Department strongly recommends that the institution maintain a copy of the HCM2 claim.

### A. PROTECTION OF PERSONALLY IDENTIFIABLE INFORMATION

Personally Identifiable Information (PII) being submitted to the Department must be protected. PII is any information about an individual which can be used to distinguish or trace an individual's identity (some examples are name, social security number, date, and place of birth). If submitting a payment request claim via COD Claims Processing module, PII will be protected and encrypted.

### B. REQUIRED FORM/CERTIFICATIONS (blank forms enclosed)

The institution is required to submit a completed Form 270, Request for Title IV Reimbursement or Heightened Cash Monitoring 2 (HCM2) with each HCM2 claim. This form is used to request Title IV funds under HCM2.

The President, Owner or CEO and the comptroller and/or third-party servicer is required to certify that the information submitted to receive funds while under the HCM2 payment method is accurate. **A false certification may result in civil or criminal action by the Department against the institution.**

**With each HCM2 request submitted, the institution must include one Form 270 per award year for which funds are requested. All Title IV program funds requested must be indicated on the Form 270 and it must be completed according to the instructions provided with the form.**

If the claim is processed through the COD Claims Processing Module, the system will pre-populate the Form 270 with data from the Action Queue.

### **Cash On Hand (Downward Adjustments)**

When completing the Form 270, if Title IV adjustments are due when a student ceases attending and your institution has previously claimed more than the "earned" amount, the institution must include the downward adjustments for the student for all programs-- Pell Grant, FSEOG, and Direct Loan Funds -- in the claim. This will be considered "Cash On Hand" on the 270 Form.

### **Campus-Based Requests**

When submitting a claim via the COD Claims Processing module, at least 1 Pell or Direct Loan disbursement record must be included in order to request payment of Campus-based funds.

## **C. REQUIRED STUDENT INFORMATION**

FCC must report the information shown on the attached Excel spreadsheet for each student included in each claim. The COD system will create a separate student data spreadsheet for each award year for which funds are requested. A sample spreadsheet is enclosed to see the fields that will be requested.

If FCC has not released outstanding disbursements from G5 into the institution's federal bank account for students prior to its transfer to HCM2, FCC must submit an HCM2 claim via the COD Claims Processing module and providing the required documentation identified in Section D. If these students are combined with other students in the claim, then the institution will need to provide the analyst a list of the students that are affected by this.

To reiterate, the institution must submit the information listed in the spreadsheet in the format specified. If not submitted in this format, the Department reserves the right to reject the submission request for funds/authorization by the institution.

## **D. REQUIRED STUDENT DOCUMENTATION**

To support the request for funds, the institution must provide within 48 hours student records that demonstrate:

- The institution's students were eligible to receive their awards;
- The institution calculated student awards properly; and
- The institution has disbursed the award amounts to those students

Initial submission of student documentation will be capped at 15 or 30 students for each award year included in the claim. Institutions with 300 or fewer students in the claim must submit documentation for 15 students. Institutions with more than 300 students in the claim must submit documentation for 30 students. The COD Claims Processing module will provide a list of randomly flagged students for which to submit documentation. The Department reserves the right to collect documentation for any and all students included on an institution's payment claim at its discretion. If documentation is not provided within the required timeframe, the institution will be required to submit documentation for another group of either 15 or 30 students (for each

award year included in the claim) within a 48-hour timeframe. If there are no other students to flag for review, the claim will be rejected.

For each student for whom the institution is required to submit a student file for the institution will need to submit the most recent copies of the requested documentation, in the order listed below.

- **All ISIR transactions** (not just paid-on ISIR). The ISIR must have all pages, an EFC, and all comment codes with related text.
- **Proof of academic qualifications: verification of high school diploma/high school diploma equivalent. The following are acceptable forms of proof:**
  - High school diploma
    - Copy of high school diploma
    - Copy of high school transcript showing graduation date
    - Home schooling certification
  - Equivalent of high school diploma
    - GED
    - State Certificate if applicable
    - Academic transcript from completed two-year program that is acceptable for full credit towards a bachelor's degree
    - Documentation that student excelled academically in high school, in an associate's degree program, etc. See regulation 600.2 (The institution must have a policy for admitting such persons.)
  - Documentation of a passing score consistent with test publisher requirements (e.g., complete examination, score sheet and independent tester certification)
- **Copies of official institutional student tuition account records**, documenting each completed transaction (including transaction date, description and debit or credit), by cash payment or credit, from the student's initial enrollment through the present. Records must be in chronological historical sequence. The records should demonstrate that the institution has properly credited the student's tuition account records with Title IV disbursements, return of Title IV funds, and paid credit balances.
- **Credit balance documentation**, demonstrating all student credit balances were liquidated. One of the options below must be provided:
  - Documentation of electronic transfer to the student's bank account
  - Documentation of release to a debit card provided to the student
  - Front and back copies of cancelled check paid to student and/or parent
  - Receipt for cash disbursed, and
  - Return of credit balance to Title IV program

Any credit balances must be paid to students within 14 days of balance creation according to 668.164(h). The institution shall not obtain student or parent authorization to hold credit

balances. Students are not to be included in the HCM2/Reimbursement claim until the institution can provide credit balance documentation showing credit balance paid to the student.

All credit balances must be paid prior to draw down of funds, even if the student/parent signed a credit balance authorization in the past. According to 668.165(b)(1)(ii), authorization forms used prior to July 1, 2016 are no longer valid. The use of credit balance authorization forms is prohibited.

- **Enrollment Agreement/Contract:** For institutions that execute, include the fully completed enrollment agreement or contract, including program name, cost, start date, student signature and date.
- **Documentation of Admissions Status:** The school must provide documentation which determines whether the student was fully admitted, or provisionally admitted.
- **Institutional pre-enrollment documents if any,** including Application for Enrollment, Application for Financial Aid, Pre-enrollment Student Questionnaire, etc.
- **Complete verification documentation** (please see the Federal Student Aid Handbook Application and Verification Guide) for the applicable award years and the appropriate verification group.
- **Documentation of Return to Title IV funds** for withdrawn students for whom the institution is requesting HCM2/adjustment, including:
  - R2T4 calculation worksheet
  - Student withdrawal form for official withdrawals
  - Documentation of return of funds to the Department (e.g., front and back copies of check to the Department, copies of electronic transaction confirmations, Form 270 form showing downward adjustment
  - Documentation of Post Withdrawal Disbursement made to student
  - Screen print showing withdrawal information was reported to NSLDS
- **Attendance Documentation:** Source documents used to support a student's reported last date of attendance for withdrawn students, including any electronic attendance records and copies of instructor's daily attendance rosters. Attendance documentation for online courses must document active engagement (e.g., class discussions, exams, etc.).

- **Proof of Satisfactory Academic Progress**, including:
  - Academic Transcript for entire academic history with the institution, including:
    - Grade Point Average (GPA)
    - Cumulative GPA
    - Hours/Credits attempted
    - Hours/Credits completed
    - Payment period
    - Transfer hours/credits accepted
  - Documentation of any student appeal of failure to make SAP
  - SAP measurement documentation in the student file, if any
- **Award calculation**, by specific payment period and disbursement
- **Documentation to support any institutional intervention** in determining a student's eligibility, e.g., professional judgment, SAP appeals, dependency overrides, etc.
- **Documentation resolving conflicting and discrepant information**, (e.g., C- codes on the ISIR, name changes, gender ambiguity)
- **Additional relevant student file documents**: the Institution must submit any additional information relevant to determining the eligibility of students submitted for review. This must include documentation such as leave of absence documentation, an eligibility checklist, Financial Aid Director notations of changes to eligibility, counseling records pertinent to satisfactory academic and attendance progress, etc.
- **For Direct Loan recipients**, entrance counseling documentation
- For all courses in which a failing or withdrawn grade was awarded for any term, full class schedule and all attendance records
- Class schedule and attendance records demonstrating academic engagement for any and all courses offered via distance education – pursuant to the criteria explained in 34 C.F.R. § 668.22(1)(7) – for courses currently enrolled
- Welcome letter, with admission status (full or provisional) and full admission application
- Direct Loan disbursement notifications.

#### **E. REQUIRED INSTITUTION INFORMATION**

The institution must email the Payment Analyst a copy of its most current:

- School Catalog
- Student Handbook
- Consumer Information handouts/addendums



- Satisfactory Academic Progress policy
- Attendance policy and description of method/system of documenting attendance, including how you determine whether the student withdraws, drops out or is expelled before his or her first day of class
- Return to Title IV policy
- Procedures for determining a withdrawn student's last day of attendance (official and unofficial)
- Selection procedures for FSEOG and FWS recipients
- Pell and Campus-Based/Direct Loan cost of attendance/budgets for each academic program and each award year that will be included in HCM2 claims
- Key/legend for any submitted documentation, e.g., account ledger, academic transcript
- Independent test administrator's ATB certification
- Formula for calculating students' Grade Point Average (GPA) if not included in Student Handbook or catalog
- Method of disbursement of FWS wages (by check, EFT, credit to student account, or cash with signed receipt)
- For Campus-Based programs, method of matching federal share
- Information describing characteristics for each and every academic program to determine program type (term, non-term and non-standard term) and method of delivery (in-person, distance education, correspondence, or combination), Pell grant formula, disbursement schedule, academic year definition, minimum full time and borrower based vs. scheduled academic year

Subsequent claims do not require submission of these documents unless these documents are revised.

## **F. REQUEST FOR ADMINISTRATIVE COST ALLOWANCE**

The institution will request Pell Administrative Cost Allowance (ACA) funds through the G5 system. If the institution is unable to receive ACA funds from G5, a letter on official letterhead with the amount/request must be emailed to the Payment Analyst. The Claim ID must be included on the letter. Do not indicate the ACA amount on the Form 270.

## **III. SUBMISSION PROCESSING**

Normal processing time is thirty (30) days from the date the claim is received. However, the School Participation Division reserves the right to take the necessary time to review the request for reimbursement and to request and review additional documents before providing funds to the institution. If the Payment Analyst anticipates a delay in processing a request, our office will notify the institution and indicate the expected completion date.

After reviewing a claim, the Payment Analyst will initiate the release of the appropriate amount of funds to the institution. If the review results in only a partial approval, the request will be amended, and the reduced amount will be provided. The Payment Analyst will inform the

institution by letter of the program funds and reasons for any rejected amounts. The institution may correct the errors and resubmit the rejected records as part of its next claim, which is the recommended approach. If the institution chooses to resubmit the rejected records as a separate claim, the institution must correct the errors and resubmit the records as a complete claim, including Form 270, Student Data Spreadsheet, etc. The institution may submit the claim without waiting for the original 30-day submission period to pass. The Claim ID and associated letter listing the rejected records must be emailed to the Payment Analyst. The resubmitted records must reflect the same information as the disbursement records that were rejected. It must have the same student names, amounts, award years, and programs per the letter received. Upon receipt of the resubmitted claim request, a new 30-day period will begin.

If an entire claim is rejected, the institution will receive a letter with specific information about the errors found. The institution may correct these errors and resubmit the complete package, including the corrected documentation. If a claim is rejected, the institution may resubmit that request without waiting for the original 30-day submission period to pass. Upon receipt of the resubmitted claim request, a new 30-day period will begin.

Depending upon findings resulting from processing of the institution's initial claims, the Department may require additional student data and/or documentation in subsequent claims. The Department will notify the institution in writing of any additional claim requirements.

The approval of a claim in no way limits the Department's right to later determine that these funds were improperly expended, and to recover these funds from the institution as the result of an audit or program review or in any other manner.

In order to verify the accuracy and completeness of any data submitted, all institutions on the HCM2 method of payment are subject to random unannounced documentation reviews.

If you have any questions regarding these procedures, please contact Rene Argueta at 202-377-3268 or [Rene.Argueta@ed.gov](mailto:Rene.Argueta@ed.gov).