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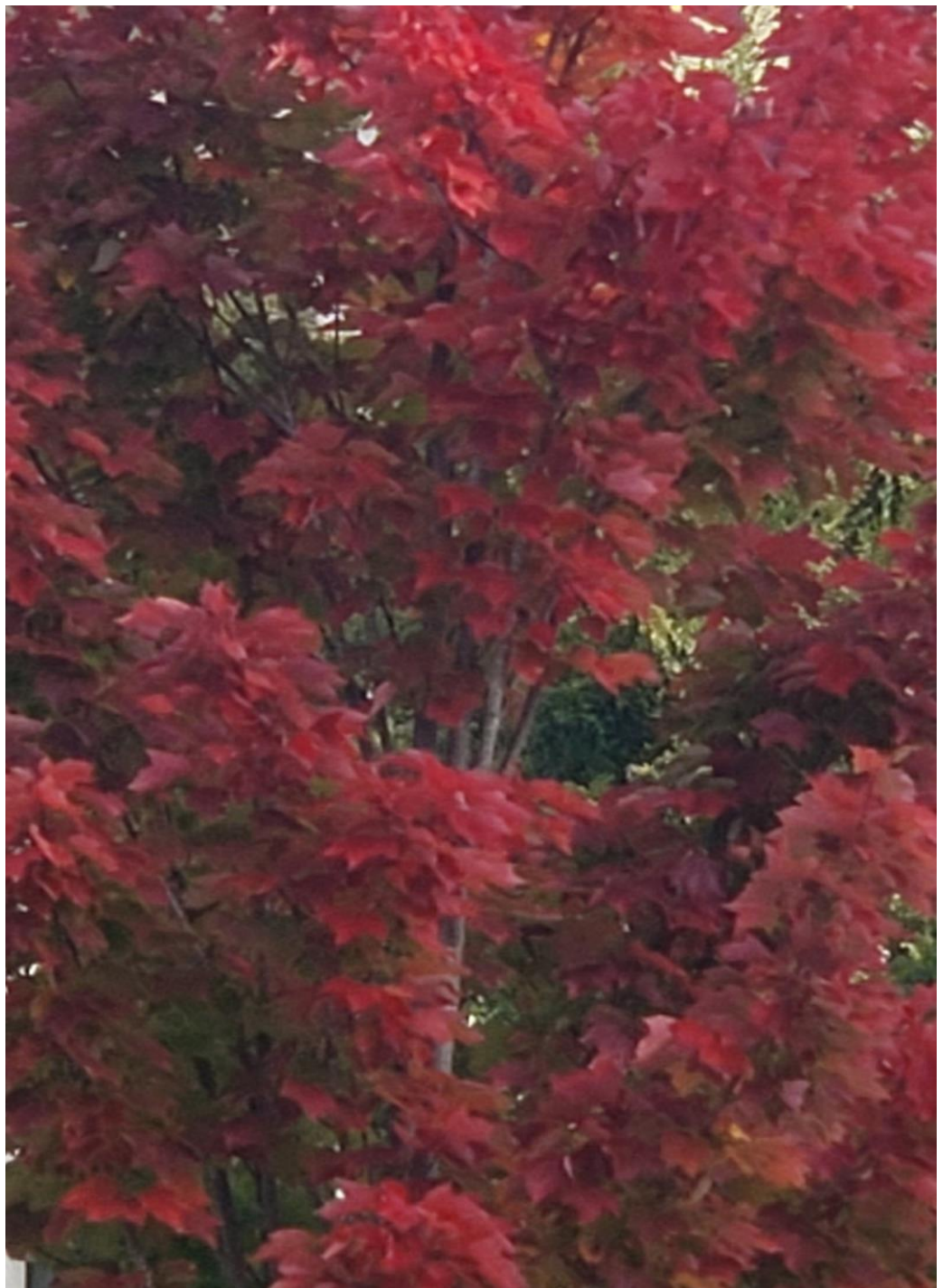
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COMPLIANCE IN BLUE

*The Compliance and Enterprise Risk Management Newsletter
for Middle Tennessee State University*

GOVERNMENT PROPOSES OVERHAUL OF STUDENT VISA RULES

A federal proposed rule would establish time periods and procedures for stay extensions and admissions of nonimmigrant students, exchange visitors, and representatives of the foreign media. The Department of Homeland Security (“DHS”) issued the notice of rulemaking in late September of this year. The proposed rule would also impose time limits for academic program completion by international students. *(cont. on page 2)*

STUDENT VISA RULES CONT.

Nonimmigrant students unable to complete their academic programs within the fixed timeframe would be required to apply for an extension of stay were the proposed rule to take effect.

The proposed rule from DHS additionally seeks to give the U.S. Citizenship and Immigration Services and the U.S. Customs and Border Protection immigration officers the ability to more “effectively monitor and oversee” nonimmigrants holding F, J, and I visas (8 CFR 214, 248, 274a.12; 85 FR 60526 - 60598 (Sept. 25, 2020)).

Some of the additional major changes of the proposed student visa rules include:

1. Describing the requirements for F and J nonimmigrants seeking admission;
2. Amending the special requirements for admission, extension, maintenance, and change of status under 8 CFR 214.2;
3. Factors related to national security and program integrity concerns when the period of admission for F and J nonimmigrants may be limited to a maximum of two (2) years;
4. Providing limits on the number of times F-1 nonimmigrants can change educational levels while in F-1 status; and
5. Amendments to the regulations regarding the classes of nonimmigrants authorized to accept employment.

For additional information on the full-text of the proposed rule, please refer to the Federal Register, which is available [here](#).

Leadership Quotes of the Day

“Real change, enduring change, happens one step at a time.”

“Fight for the things that you care about, but do it in a way that will lead others to join you.”

--The Honorable Supreme Court Justice Ruth Bader Ginsburg

ANNUAL RECORDS DESTRUCTION DAYS

The annual records destructions days for this year will be held on the following dates and times:

1. October 26, 2020: 9:00am to 1:00pm
2. October 27, 2020: 9:00am to 1:00pm

Please contact your department's or division's designated Records Coordinator to arrange for pick-up and destruction of records. Please also ensure that your Records Coordinator has submitted any records scheduled for destruction through the MTSU Records Management Database for review and approval.

Please note that any records scheduled for destruction **must be picked up prior to the annual destruction days.** **Designated Records Coordinators are not to come to the destruction site for any reason.** Additionally, **records not previously approved for destruction and/or submissions of old certificates of records destruction will not be accepted during the annual destruction days.**

For additional information, on the University's annual records destruction days and/or this year's procedures, please contact RDRetention@mtsu.edu.



Reminder: Auto Accident Reporting

As a reminder, and as we approach the colder winter months, please remember the State's accident reporting procedures if you are:

1. Driving a State car for State/University business.
2. Driving your own personal car on State/University business.
3. Utilizing a State/University owned golf cart on University business.

In addition, all State vehicles must be equipped with the State's Damage Notification Card, which is available [here](#).

If you are involved in an accident while driving a State/University vehicle or while driving your own vehicle on University business, you must follow the State's reporting instructions, which are available [here](#).

Government Issues Executive Order Prohibiting “Divisive Concepts” in Federal Programs

On September 22, 2020, the White House released an Executive Order prohibiting the use of federal grant funds for the promotion of race or sex stereotyping and scapegoating. Specifically, the Executive Order prohibits “divisive concepts” in federally funded programs, including federally funded national laboratories and museums. The Executive Order additionally prohibits federal contractors from inculcating such concepts and views among their employees.

The Executive Order defines “divisive concepts” as falling within nine (9) main areas and additionally applies to federal grant recipients when allowable by law.

The full text of the Executive Order can be found [here](#).

ETHICS HIPAA FERPA
Risk Management COMPLIANCE
Conflicts of Interest

Auto Accident Reporting cont.

Please also remember to contact the State of Tennessee’s Accident Call Center at (855) 253-0629 within **24 hours** of the accident, as well as report the accident to the Office of University Counsel. As a further reminder, an employee’s department will be required to pay financial penalties assessed to MTSU by the State Department of Treasury in the amount of \$1000 per accident for any calls made outside of the required 24 hour notification period.

If you have additional questions on the State’s Auto Accident Reporting requirements, please contact cares@mtsu.edu.



DOE ANNOUNCES NEW CHANGES TO THE 2016 HANDBOOK FOR CAMPUS SAFETY AND SECURITY REPORTING

The Department of Education (“DOE”) recently issued rescission of, and replacement for, the 2016 Handbook (“2016 Handbook”) for Campus Safety and Security Reporting. The DOE determined the prior 2016 Handbook provided guidance beyond the statutory and regulatory requirements and failed to adequately provide the public with information to improve campus safety. While all Clery-Act related guidance will not be rescinded, the DOE provided guidance in the Federal Student Aid (“FSA”) Handbook and in the FSA Appendix. Language in the FSA Appendix will replace some of the older language contained in the 2016 Handbook. *(cont. on page 5)*

Quote of the Day

“When you are deciding on next steps, next jobs, next careers, further education – you should rather find purpose than a job or a career. Purpose crosses disciplines. Purpose is an essential element of you. It is the reason you are on the planet at this particular time in history.”

--Actor, Chadwick Boseman

New Changes to the 2016 Handbook for Campus Safety and Security Reporting cont.

The following provides a brief overview and summary of the changes to the 2016 Handbook. Full text of the FSA Appendix changes is available [here](#), and the FSA Department announcement can be found [here](#).

1. Clarity regarding a university's Clery Act Geography as defined under 34 CFR 668.46(a).
2. Emphasis on the regulatory definition of "public property" and "non-campus building or property."
3. Removal of the definition of property "owned or controlled by" a university.
4. Updates to Chapter 3 of the 2016 Handbook concerning Clery crimes.
5. Strictly defining campus security authorities under the regulations.

Risk Management Quote of the Day

"Risk management should be an enterprise wide exercise and engrained in the business culture of the organization."

--Julie Dickson, LLB, Dip. L.P. Glasgow; MA, DPhil. Oxf.

Regulatory Minute: What's Going On?

1. Higher Education Associations Respond to White House Executive Order on Combating Race and Sex Stereotyping

The Association of American Colleges and Universities ("AACU") joined other higher education associations, such as the American Council on Education ("ACE"), expressing concern over the tone and content of the Executive Order. In a letter to the government, the higher education associations stated that the Executive Order would create "concern, confusion, and uncertainty for federal contractors and grant recipients across the country." The full text of the letter by ACE and other higher education associations is available [here](#).

2. Early Voting – October 14, 2020 to October 29, 2020

Early voting has begun for the 2020 election. Registered voters can take advantage of early voting between October 14 – 29, 2020; however, polling place hours may vary based on your county and place of residence.

To exercise your voting rights, remember to bring the following pursuant to the State of Tennessee's requirements:

- A photo ID. Acceptable forms include (can be expired):
 - Tennessee driver's license
 - US passport
 - Photo ID issued by the Tennessee Department of Safety and Homeland Security
 - Photo ID issued by the federal or Tennessee state government
 - US military photo ID
 - Tennessee handgun carry permit with your photo
- College student IDs are not acceptable as proof of a photo ID.

REGULATORY MINUTE: WHAT'S GOING ON? CONT.

- Voters without an ID may be able to vote a provisional ballot; however, the voter will have two business days after the Election Day to return to the election commission office to show proof of a valid photo ID. The voter will then sign an affidavit at the election commission office.

COMPLIANCE AND ERM HOTLINE VOICEMAIL

As a reminder, the Compliance and Enterprise Risk Management (“ERM”) hotline voicemail is monitored daily. When leaving a message on the Hotline number, please speak slowly and clearly and provide any pertinent information that may be necessary for resource referral and/or investigatory purposes. The Compliance and ERM hotline voicemail number is: **(615) 898 – 5772**.

For imminent threats, or if you believe you are in immediate danger, please contact University Police at (615) 898-2424.

Life Quote of the Day

“Things happen to you. You have to make sure that you happen to things.”

--Ursula Burns, CEO and Chairman - Xerox

COMPLIANCE TRIVIA

When do you need to report an auto accident to the State Claims and Risk Management Division if you are driving on State/University business?

- Within 24 hours
- Within 48 hours
- Within one hour

When did the new Title IX regulations take effect?

- August 14, 2020
- August 13, 2020
- September 1, 2020

When is Election Day this year?

- November 2, 2020
- November 3, 2020

ANSWERS: 1. A; 2. A; 3. B.



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