

# BOARD OF REGENTS BRIEFING PAPER

Deferred Payment Policy

December 4 – 5, 2024

## BACKGROUND & POLICY CONTEXT OF ISSUE:

At its June 6-7, 2024, quarterly meeting, the Board of Regents approved [a revision to Title 4, Chapter 17, Section 2 \(Delinquent Accounts\)](#) to prohibit the withholding of a transcript of academic record, a diploma, a certificate, or report of semester grades based on a student having a delinquent accounts receivable. Further, language was added to prohibit institutions from withholding transcripts or taking any other negative action due to a delinquent accounts receivable, or an overdue loan, that resulted from any institution error or any fraud or misconduct by the institution or its personnel. These revisions were made in response to changes in the Code of Federal Regulations (CFR) § 668.14(b)(33) and (34) for which [final rules](#) went into effect on July 1, 2024.

Separately, Title 4, Chapter 17, Section 20 provides for deferred payment of registration, tuition and other fees under certain conditions. Within that provision, any unpaid balance on a deferred fee payment schedule becomes a student accounts receivable on the due date and is treated as an official fee hold for future registration, transcript privileges and final grade reports. For NSHE and its institutions to comply with federal regulations, it is necessary to revise Section 20 to align with Section 2. It should be noted that this proposed revision does not change existing language in Section 2 and therefore preserves the delinquent account registration hold requirement in that section.

## SPECIFIC ACTIONS BEING RECOMMENDED OR REQUESTED:

Revise Title 4, Chapter 17, Section 20 (Deferred Payment Policy) to replace existing language with a reference to Section 2 (Delinquent Accounts). This would align the two sections in Title 4, Chapter 17 and bring Board policy into compliance with federal regulations as originally intended with the June 2024 *Handbook* revision.

## IMPETUS (WHY NOW?):

Under recent review, it was determined that Title 4, Chapter 17, Section 20 was not in alignment with existing Board policy under Title 4, Chapter 17, Section 2.

## CHECK THE NSHE STRATEGIC PLAN GOAL THAT IS SUPPORTED BY THIS REQUEST:

- Access (Increase access to higher education)
- Success (Improve student success)
- Close Institutional Performance Gaps
- Workforce (Meet workforce needs in Nevada)
- Research (Increase solutions-focused research)
- Coordination, Accountability, and Transparency (Ensure system coordination, accountability, and transparency)
- Not Applicable to NSHE Strategic Plan Goals

## INDICATE HOW THE PROPOSAL SUPPORTS THE SPECIFIC STRATEGIC PLAN GOAL

N/A

**BULLET POINTS TO SUPPORT REQUEST/RECOMMENDATION:**

- The proposed revision brings consistent language to Board policy, aligning two related sections regarding the treatment of delinquent accounts.
- Compliance with federal regulations is a condition for NSHE’s institutions to qualify to provide Title IV Federal Student Aid to students. In particular, institutions must certify compliance with transcript withholding prohibitions when signing their Program Participation Agreement (PPA) for Title IV programs.

**POTENTIAL ARGUMENTS AGAINST THE REQUEST/RECOMMENDATION:**

Due to the need to bring alignment between existing policy, none have been presented.

**ALTERNATIVE(S) TO WHAT IS BEING REQUESTED/RECOMMENDED:**

Due to the need to bring alignment between existing policy, none have been presented.

**RECOMMENDATION FROM THE CHANCELLOR’S OFFICE:**

The Chancellor’s Office supports the proposed policy revision.

**COMPLIANCE WITH BOARD POLICY:**

Consistent With Current Board Policy: Title # \_\_\_\_\_ Chapter # \_\_\_\_\_ Section # \_\_\_\_\_

Amends Current Board Policy: Title #4 Chapter # 17 Section # 20

Amends Current Procedures & Guidelines Manual: Chapter # \_\_\_\_\_ Section # \_\_\_\_\_

Other: \_\_\_\_\_

Fiscal Impact: Yes \_\_\_\_\_ No

Explain: \_\_\_\_\_

**POLICY PROPOSAL**  
**TITLE 4, CHAPTER 17, SECTION 20**  
**Deferred Payment Policy**

Additions appear in *boldface italics*; deletions are [~~stricken~~ and bracketed]

Section 20. Deferred Payment Policy

Contracts for deferred payment of registration, tuition and other fees may be approved as follows:

1. Deferred payment contracts are applicable for registration fees, tuition and discounted fees. Each institution shall determine the student requirements and the minimum balance threshold for deferred payment and whether other fees may be deferred. Institutions may charge fees to students for participation in a payment plan and may set a rate of interest for past due amounts on these plans.
2. Each institution shall determine the payment schedule and number of deferred fee payments allowed but all payments are due no later than the end of the semester or course.
3. Any unpaid balance on a deferred fee payment schedule becomes a *delinquent* student accounts receivable on the due date and is treated as *a delinquent account pursuant to Title 4, Chapter 17, Section 2* [~~an official fee hold for future registration, transcript privileges and final grade reports~~]. Disenrollment/eviction procedures may be instituted, if necessary.
4. A penalty fee of 10 percent with a minimum of \$10 shall be charged on the deferred payment not paid by the due date.
5. Contracts for a veteran's deferment of fees are available for those students receiving educational benefits from the Department of Veterans Affairs. Eligibility is determined by the veteran's coordinator or designee on campus.
6. The Controller or designee may allow a payment plan on an individual basis.
7. Upon the recommendation of the Financial Aid Office, the Controller or designee may allow student fees to be deferred pending the receipt of financial aid. The Controller or designee may waive the imposition of any penalty due to the unavailability of financial aid.