



David Myton &lt;dmyton@lssu.edu&gt;

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**RE: State Authorization Request - NM**

1 message

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**Vigil, Diane, NMHED** <Diane.Vigil@state.nm.us>  
To: Provost Email <provost@lssu.edu>

Tue, Feb 18, 2014 at 5:17 PM

Hi Morrie:

Thank you for your inquiry into distance education compliance and what Lake Superior State University (LSSU) needs to do in order to offer programs to New Mexicans.

New Mexico (NM) has just amended its statutes to comply with the federal "Program Integrity Rules". Currently distance education is not being regulated for educational institutions. At this time, LSSU needs not do anything unless it has a physical presence which includes internships/externships or clinical/practicum components to your programs (apply for licensure), or if it is recruiting NM students by way of sending authorized agents or recruiters to NM (apply for registration and for agent authorizations). Please visit [www.hed.state.nm.us/institutions/applications.aspx](http://www.hed.state.nm.us/institutions/applications.aspx) to locate the applications for licensure, or registration of the out-of-state school and its agents.

Based on your message it would appear that the possibility exists for LSSU to apply for licensure especially with your internship components. Please let me know you have any other questions. Thank you, Diane

*Diane Vigil-Hayes**School Administrator and Compliance Officer*

New Mexico Higher Education Dept.

Private &amp; Postsecondary Schools Division

2048 Galisteo Street

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[www.hed.state.nm.us](http://www.hed.state.nm.us)

**From:** Provost Email [mailto:[provost@lssu.edu](mailto:provost@lssu.edu)]  
**Sent:** Tuesday, February 18, 2014 1:55 PM  
**To:** Vigil, Diane, NMHED  
**Subject:** State Authorization Request - NM

Diane Vigil-Hayes

Private & Proprietary Schools Administrator and Compliance Officer

New Mexico Higher Education Department

Diane,

Lake Superior State University (LSSU) located in Sault Sainte Marie, Michigan, is seeking to be in compliance with the U.S. Department of Education regulations (34 CFR Parts 600, 602, 603 et. al.) pertaining to Program Integrity issues in October, 2010. These regulations are associated with the Higher Education Opportunity Act of 2008. As part of these regulations, it is required that institutions offering online programs to students who reside in other states seek approval from the state where the student resides if required by that particular state.

Lake Superior State University is a public university accredited by the Higher Learning Commission of the North Central Association of Colleges and Schools. Our accreditation status is published by the HLC on their website: [http://ncahlc.org/component/com\\_directory/Action,ShowBasic/Itemid,/instid,1337/](http://ncahlc.org/component/com_directory/Action,ShowBasic/Itemid,/instid,1337/) LSSU offers a limited number of online programs. When present, internship experiences are optional, not required in these programs. There exists the possibility that residents from your state could enroll in one of these online programs. Given the above-referenced regulations concerning postsecondary institutions that participate in federal financial student aid, LSSU is concerned with compliance in all 50 states.

Should a resident of your state enroll in one of our online courses and/or programs, we seek your direction on what LSSU must do to be in compliance with the regulations specific to your state. LSSU has no physical presence in your state (employees, agents, electronic equipment, real property), and it is an accredited, public institution. Is there a specific approval and/or notification process for institutions in our similar situation? If there is no approval or notification requirement, will you indicate such by reply so that we will have the appropriate documentation in place?

Thank you very much for your guidance on this matter. If you have any questions or need additional information, please feel free to contact me at [906-635-2211](tel:906-635-2211) or via email to [provost@lssu.edu](mailto:provost@lssu.edu).

Thank you.

Morrie Walworth

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