



NATIONAL DEFENSE COMMITTEE

NDC to AHEAD Negotiated Rulemaking Committee: Repeal Discriminatory Regulations and Establish Uniform Rules for All Schools

- The Biden Administration's Department of Education weaponized regulations to prop up conventional public and private universities and marginalize career colleges.
- The Trump Administration and Congressional Republicans are interested in levelling the playing field and restoring fairness.
- The Gainful Employment and 90/10 rules are examples of the LAST Administration limiting student choice.
 - They don't apply to all schools – only career colleges.
 - [One study](#) found that about 40% of programs at private non-profit institutions and 70% at public colleges and universities would fail the Gainful Employment standard, if the rule were applied uniformly.
 - The [Wall Street Journal](#) editorial board noted that if the Department's "debt-to-earnings metric were applied equitably... public and not-for-profit colleges would account for nearly 80 % of failing undergraduate degree programs."
 - [Another study](#) that found 80% of public two-year colleges and 40% of public four-year colleges would be found out of compliance with the 90/10 Rule, if it were applied across the board.
- The same rules should apply to all schools. We should repeal and replace these rules with new metrics.
 - The [House's version](#) of the *Big Beautiful Bill* proposed a new framework to better measure student outcomes and take corrective action against poor performing schools on a case-by-case basis as needed.
- Confidence in traditional U.S. higher education is at [historic lows](#).
 - Between 2019 – 2024, undergraduate enrollment at career colleges increased over [21 percent](#), the strongest rate of growth relative to all other sectors.

- President Trump and Education Secretary Linda McMahon promised to return control to students and their families.
 - Cleaning house and getting rid of the last administration's discriminatory regulatory framework once and for all is the first step.