Advocating through Negotiated Rulemaking

Negotiated Rulemaking (or "Neg Reg") is a process used by the U.S. Department of Education and other federal agencies, in which representatives from a government agency and affected interest groups negotiate the terms of a proposed administrative rule. The agency publishes the proposed rule in the Federal Register and then follows the usual rulemaking procedure of soliciting public comments, which are evaluated for inclusion in the final rule.

FEDERAL REGISTER NOTICES

- Intent to establish committee and announce public hearings
- Negotiator nominations and schedule for committee meetings

NEGOTIATIONS AND DEPARTMENT ACTIONS

- Committee meetings (negotiations) take place
- Publish NPRM in the *Federal Register*
- Comment period of 30-60-days

PUBLICATION OF FINAL RULE

- Statutory master calendar requirement to publish before November 1st
- New regulations effective the following July 1st if we meet our target goal of publishing by November 1st
- Possible early implementation if authorized by the Secretary

Participating as a Primary or Alternate Negotiator

- Nominations for negotiators and contact information must be emailed to negregnominations@ed.gov
- Individuals selected must have demonstrated expertise or experience in the relevant topics proposed for negotiations
- The Department strongly encourages nominees to list all constituencies under which they would like to be considered.
- A primary and alternate negotiator represents each constituency: The primary negotiator participates for the purpose of determining consensus and the alternate participates for the purpose of determining consensus in the absence of the primary negotiator.
- Dates and times of the committee meetings are set out in the *Schedule for Negotiations*
- All meetings are virtual

Participating in Public Comment

- 30–60-day comment period
- Submit online at regulations.gov
- Please do not submit the same comment online and by mail
- Consider reviewing others' submitted comments
- Tip: Co-sign a comment instead of sending the same comment separately