



December 3, 2021

Dr. Douglas A. Blanc
President
Davis College
1 Chrisfield Ave
Johnson City, NY 13790

Notification of Non-Compliance Action

Dear Dr. Blanc:

On behalf of the Middle States Commission on Higher Education, I am writing to inform you that on December 2, 2021, the Commission acted as follows:

To acknowledge receipt of the show cause report. To note the visit by the Commission's representatives. To acknowledge receipt of the institution's Intent to Appear before the Commission to present its reasons why its accreditation should not be withdrawn. To note the presentation by the institution's representatives on December 2, 2021. To acknowledge receipt of the institution's request to present the following new information at the presentation, as approved by the Chair of the Commission: (1) Income Statement October 2021 and Income Statement October 2021 Notes, (2) Davis College Audited Financial Statement 2021, and (3) a formal presentation for the appearance as approved by the Chair of the Commission.

To warn the institution that its accreditation may be in jeopardy because of insufficient evidence that the institution is currently in compliance with Standard V (Educational Effectiveness Assessment). To note the institution is now in compliance with Standard VI (Planning, Resources, and Institutional Improvement). To grant an extension for good cause to extend the period to demonstrate compliance by one year because the institution has provided written and compelling evidence that: (1) the quality of the student learning experience has not been compromised at the institution; (2) the institution has complied with all Commission policies and procedures; (3) the institution has submitted a comprehensive, implementable teach-out plan with signed teach-out agreements; (4) the institution has demonstrated improvement and therefore the potential to remedy non-compliance issues identified by the Commission within the period of extension; (5) the institution has developed reasonable plans to meet the Commission's expectations for reaffirmation within the period of the extension and provided evidence of actions taken to implement the changes that are expected to result in compliance; (6) the institution has

made freely available to the Commission accurate, fair, and complete information on all aspects of the institution and its operations and in response to Commission requests for information. To note that the institution remains accredited while on warning. To request a monitoring report due March 1, 2022, demonstrating evidence that the institution has achieved and can sustain ongoing compliance with Standard V, including but not limited to (1) clearly stated educational goals at the institutional and degree/program levels, which are interrelated with one another, with relevant educational experiences, and with the institution's mission (Standard V) and (2) documentation that its student learning programs are characterized by coherence and appropriate assessment of student achievement throughout its educational offerings, at both institutional and program levels, with evidence that faculty and appropriate institutional stakeholders have considered and used assessment results to improve teaching and learning (Standard V). The monitoring report must also include evidence of demonstrated sufficiency of resources to fulfill its mission and goals and to support its educational purposes and programs (Standard VI). To direct a follow-up team visit following submission of the monitoring report. To direct a prompt Commission liaison guidance visit to discuss the Commission's expectations.

To remind the institution of the requirement to provide written evidence of approvals from all necessary licensing, regulatory, or other legal entities as necessary, including the New York State Education Department, related to the relocation of the main campus. To require immediate notification when the change is implemented. The date of the next evaluation will be determined upon reaffirmation of accreditation.

To acknowledge receipt of the teach-out plan. To note the commission liaison guidance visit occurred virtually on July 27, 2021.

This action is a non-compliance action. An explanation of this type of action is provided in the Commission's *Accreditation Actions Policy and Procedures*. If any of the information contained within the action appears to be factually incorrect, please send an email within 60 calendar days of the date of the action to actions@msche.org.

Pursuant to the Commission's *Communication in the Accreditation Process Policy and Procedures*, this letter serves as the Commission's official notification of this action. This accreditation action will be publicly available on the Commission's website within 24 hours of informing the institution. In accordance with policy and federal regulation, the Commission provides notification of non-compliance actions to the United States Secretary of Education, the appropriate state or other licensing or authorizing agency, and the appropriate accrediting agencies at the same time it notifies the institution, but no later than 30 days after it takes the action.

Commission policy and procedures allow for the submission of an optional institutional statement, which will be posted on the Commission's website, in response to the above non-compliance action. Any institutional statement must be on institutional letterhead, signed by an authorized representative of the institution, and submitted as a PDF document. Because the

institutional statement will be posted publicly, it is important that the institutional statement address the accreditation issue and avoid issues that are not relevant to the action. Hyperlinks are not permitted to be used. The submission of an optional institutional statement must be sent to actions@msche.org within 60 calendar days from the date of the action.

Pursuant to the Commission's *Public Disclosures Policy and Procedures* and federal regulation 34 CFR § 602.26(b), the institution is required to publicly disclose an accurate representation of its current accreditation phase and accreditation status with the Commission, which you will find on the institution's Statement of Accreditation Status (SAS) at the Commission's website. The institution is required to publicly disclose non-compliance and adverse actions. The Commission provides procedures and a sample statement for this disclosure in the *Public Disclosures Policy and Procedures* which must be implemented within seven calendar days of this notification where accreditation is referenced on the institution's website and wherever accreditation is referenced in publications.

It is critical for the institution to review and understand the Commission's policies and procedures which will explain the Commission's actions and the institution's accreditation status:

[*Accreditation Actions Policy and Procedures*](#)

[*Accreditation Review Cycle and Monitoring Policy and Procedures*](#)

[*Communication in the Accreditation Process Policy and Procedures*](#)

[*Public Disclosures Policy and Procedures*](#)

[*Standards for Accreditation and Requirements of Affiliation*](#)

For questions about the Commission's actions, please contact the institution's assigned Commission staff liaison. Questions from the public about the institution's accreditation phase or accreditation status can be directed to communications@msche.org. For additional information, visit www.msche.org.

Sincerely,



Heather F. Perfetti, J.D., Ed.D.
President