



Federal Financial Aid
Penalties for Drug Law
Violations Disclosure

Reference: HEA 484 (r) and HEA 485(k)

A conviction for any offense under any federal or state law involving the possession or sale of illegal drugs, during a period of enrollment when receiving federal aid, will result in the loss of eligibility for any Title IV grant, loan, or work study assistance. A conviction that was reversed, set aside, or removed does not count, nor does one received as a juvenile, unless tried as an adult.

The chart below illustrates the period of ineligibility for federal financial aid, depending on whether the conviction was for sale or possession and whether the student had previous offenses. (A conviction for sale of drugs includes convictions for conspiring to sell drugs.)

	Possession of Illegal Drugs	Sale of Illegal Drugs
1st Offense	1 year from date of conviction.	2 years from date conviction.
2nd Offense	2 years from date of conviction.	Indefinite period.
3rd + Offense	Indefinite period.	Indefinite period.

To regain eligibility, a person must successfully complete a drug rehabilitation program recognized by a federal, state or local government agency and the program must include at least two unannounced drug tests or if the conviction was reversed, set aside or removed from the student’s record. If a student is denied eligibility for an indefinite period, the student can regain eligibility after completing a drug rehabilitation program as described previously or if the conviction is reversed, set aside, or removed from the student’s record so that fewer than two convictions for sale or three convictions for possession remain on the record. In such cases, the nature and dates of the remaining convictions will determine when the student regains eligibility

Student Responsibilities if Convicted During a Period of Enrollment

According to the US Department of Education, if a student is convicted of a drug offense after receiving Federal Financial Aid, they must notify the UMary Office of Financial Aid immediately.

That student will

- Be immediately ineligible for further aid and will be required to pay back all aid received after the loss of eligibility.
- Be required to self-certify their eligibility for Federal Financial Aid regarding drug convictions on the FAFSA.

If a student has been convicted of a drug offense while applying to receive Title IV Federal Financial Aid, they are required to report the conviction on item number 23 of the FAFSA. For

more information regarding illegal drug convictions and financial aid eligibility, please visit the [Financial Aid Eligibility section](#) of [studentaid.gov](#).

If you have questions regarding this information, please contact the University of Mary Office of Financial Aid at finaid@umary.edu or (701) 355-8226.