



**DONNELLY
COLLEGE**
EST. 1949

Force Majeure

Reviewed/Revised Date: July 2020

Approved by: **Admin. Council August 6, 2020**

Responsible Official:

Policy Statement

FORCE MAJEURE

If the College must suspend, close, or adjust operations in response to force majeure, the College is under no obligation to adjust or refund tuition, fees, or other auxiliary costs. Force Majeure is defined as any act of God (i.e. fire, tornado, explosion, earthquake, flooding, etc.); war, hostilities, (declared or undeclared), invasion, act of foreign adversaries, mobilization, requisition, or embargo; rebellion, revolution, insurrection, or military or usurped power or civil war; contamination by hazardous material; riot, commotion, strikes, disorder; acts or threats of terrorism; plague, epidemic, pandemic, infectious outbreaks, or other public health crises – including quarantine or other public health restrictions; and any act(s) of state or governmental that may prohibit or impede the ability of the College to fulfill these obligations. If such impediments occur, the College will provide a good faith estimate of the expected duration and effects caused by the force majeure event, with a primary focus on minimizing disruptions in academic services.

All refund policies pertaining to force majeure, remain at the discretion of the College.

Per federal regulations, in the event the College must suspend or close due to force majeure, the following two scenarios may apply in determining a students' Enrollment Status, Withdrawal Date, and potential Return of Title IV funds:

- If the College ceases operation during a payment period and fails to reopen by the end of the period, the student is considered no longer in attendance and must be considered withdrawn for that period of enrollment.
- If the College closes and subsequently reopens during the payment period, any student who began attendance but failed to return are considered withdrawn effective the midpoint of the semester or the date the institution ceased operation.