

awarded under this Part must acknowledge that assistance was received from the Department and the Institute. Three copies of these publications or other materials must be furnished to the Secretary.

(Sec. 202(d); 29 U.S.C. 761a(d))

Subpart F—What are the Administrative Responsibilities of a Fellow?

§ 356.50 What kinds of payments are allowed under this program?

(a) A fellowship award may include the following payments:

(1) A stipend in an amount authorized by the Secretary.

(2) A health insurance allowance.

(3) A travel and transportation allowance.

(i) Round trip travel, for the fellow only, from place of residence to the location of fellowship activity.

(ii) No allowance will be granted for shipping personal effects or household goods.

(iii) No allowance will be granted for transporting dependents, except as authorized by the Secretary for travel undertaken by dependents to join a fellow who is located during the period of fellowship activity in a country other than his or her country of residence. "Dependent" means the spouse or dependent children of a fellow.

(4) Other allowances.

The Secretary may authorize allowances for payment of the following expenses—tuition, fees, equipment, supplies, attendance at meetings required to carry out the purpose of the fellowship, or other related expenses of the fellowship.

(Sec. 202(d); 29 U.S.C. 761a(d))

§ 356.51 What programmatic reports are required?

Fellows are required to submit annual and final reports (along with work plans for the next fellowship period if applicable). Each report must contain as a minimum an analysis of the significance of the project and an assessment of the degree to which the objectives of the project have been achieved.

(Sec. 202(d); 29 U.S.C. 761a(d))

Subpart G—May Fellowships Be Terminated?

§ 356.60 Termination of fellowships.

(a) The Secretary may terminate a fellowship upon receipt from the fellow of a written request for termination. The Secretary shall terminate any fellowship prior to the date it would otherwise expire if it is determined that the

fellow's performance is unsatisfactory or that the fellow is unable to carry out the purpose of the fellowship. The fellow shall be notified in writing of any termination.

(b) When a fellowship is terminated prior to the end of the fellowship period, all remaining unexpended funds must be returned to the Secretary.

(Sec. 202(d); 29 U.S.C. 761a(d))

[FR Doc. 80-40426 Filed 12-29-80; 8:45 am]

BILLING CODE 4000-01-M

34 CFR Part 629

Veterans' Cost-of-Instruction Payments Program

AGENCY: Department of Education.

ACTION: Notice of Proposed Rulemaking.

SUMMARY: The Secretary proposes to amend the regulations for the Veterans' Cost-of-Instruction Payments (VCIP) Program. The regulations are being amended to reflect the statutory changes in the Education Amendments of 1980 and to reflect several administrative policy decisions. The proposed changes affect the eligibility criteria, the requirements of each grantee, and the payment process. The regulations have also been completely reorganized for the purposes of simplification and clarification.

DATES: Comments must be received on or before March 2, 1981.

ADDRESSES: Comments should be addressed to Stanley B. Patterson, Office of Postsecondary Education, Office of Institutional Support, U.S. Department of Education (Room 3514, ROB-3), 400 Maryland Avenue, S.W., Washington, D.C. 20202.

FOR FURTHER INFORMATION CONTACT: Stanley B. Patterson. Telephone: (202) 245-2806.

SUPPLEMENTARY INFORMATION: The Veterans' Cost-of-Instruction Payments Program began in 1973 as a formula grant program which assists institutions of higher education in the provision of educational services to veterans. Grants support full-time offices of veterans' affairs which provide outreach, recruitment, counseling and tutorial services, and special programs for educationally disadvantaged veterans.

The proposed text of the revised regulations governing the VCIP program is printed following this preamble. The proposed changes in the regulations reflect the following administrative policy decisions:

(1) An amendment is proposed in Section 629.31(d) to give institutions their entire grant in one payment at the beginning of the academic year. The

amount of the payment would be based on veteran enrollment on April 16. This single-payment system would replace the three-payment system now in use. This new system would ease the reporting requirements of grantees and enable an institution to plan its program activities more effectively.

(2) An amendment is proposed to delete as unnecessary the section entitled, Criteria for assessing the adequacy of veterans' programs, presently found in 34 CFR Section 629.16. Many of these criteria are already covered in Section 629.11 of the proposed regulations.

(3) An amendment is proposed to modify the definitions of "institution of higher education", "student", and "undergraduate" to bring the VCIP regulations into conformity with standard Education Department definitions.

The current regulations are also being amended to reflect the statutory changes in the Education Amendments of 1980. These revisions include:

(1) The eligibility criteria are amended so that a renewal applicant will no longer be eligible if it merely maintains its undergraduate veteran enrollment. It will be eligible, however, if its veteran enrollment increases by 10 percent, or if it meets the requirements of one of the other methods by which a renewal applicant can establish eligibility.

(2) An institution accepting a grant must now make an adequate effort to carry out outreach activities with a special emphasis on service-connected disabled veterans, other disabled or handicapped veterans, and incarcerated veterans in addition to educationally disadvantaged veterans.

(3) Institutions are required to make an adequate effort to coordinate their activities with the readjustment counseling program authorized under section 620 of title 38, and with the veterans employment and training initiatives authorized under the Comprehensive Employment and Training Act and under chapters 41 and 42 of title 38, in order to assist in serving the readjustment, rehabilitation, personal counseling and employment needs of veterans.

(4) The enrollment ceiling of 2500 undergraduate students below which an institution can enter a consortium arrangement is deleted. This deletion does not pertain to the ceiling of 2500 undergraduate students below which an institution need only maintain a full-time office of veterans's affairs and provide recruitment and counseling services.

(5) The second category of veterans for which an institution will receive a

payment is broadened to cover veterans who have a service-connected disability or who are disabled.

(6) The maximum grant to any institution is lowered from \$135,000 to \$75,000.

(7) The percentage of funds which an institution must use to carry out the required services of the program is increased from 75 percent to 90 percent.

Invitation To Comment:

Interested persons are invited to submit comments and recommendations regarding these proposed regulations. Written comments and recommendations may be sent to the address given at the beginning of this preamble. All comments received on or before March 2, 1981, will be considered in the development of the final regulations.

All comments submitted in response to these proposed regulations will be available for public inspection, during and after the comment period, in Room 3514, ROB-3, 7th and D Streets, S.W., Washington, D.C. between the hours of 8:30 a.m. and 4:00 p.m., Monday through Friday of each week except Federal holidays.

Assessment of Educational Impact

The Department particularly requests comments on whether the proposed regulations in this document would require transmission of information that is already being gathered by or is available from any other agency or authority of the United States.

Citation of Legal Authority

A citation of statutory or other legal authority is placed in parentheses on the line following each substantive provision of these proposed regulations.

(Catalog of Federal Domestic Assistance No. 84.540, Higher Education Veterans' Cost-of-Instruction Program (VCIP))

Dated: December 22, 1980.

Shirley M. Hufstetler,
Secretary of Education.

The Secretary amends Title 34 Part 629 of the Code of Federal Regulations to read as follows:

PART 629—VETERANS' COST-OF-INSTRUCTION PAYMENTS TO INSTITUTIONS OF HIGHER EDUCATION

Sec.

Subpart A—General

629.1 Veterans' Cost-of-Instruction Payment program.

629.2 Eligible parties.

629.3 Ineligible parties.

Sec.

629.4 Regulations that apply to the Veterans' Cost-of-Instruction Payments program.

629.5 Definitions that apply to the Veterans' Cost-of-Instruction Payments program.

Subpart B—What Kinds of Activities Does the Department Assist under This Program?

629.11 Required activities.

Subpart C—How Does One Apply for a Grant?

629.21 Application requirements.

Subpart D—How Does the Secretary Make a Grant?

629.31 Calculation of cost-of-instruction payments.

Subpart E—What Conditions Must Be Kept by a Grantee?

629.41 Expenditure requirements.

Authority: Section 420, Higher Education Act of 1965, as amended (20 U.S.C. 1070e-1), unless otherwise noted.

Subpart A—General

§ 629.1 Veterans' Cost-of-Instruction Payment program.

This program provides funds to institutions of higher education for the educational needs of veterans. Funds are used to establish and maintain a full-time Office of Veterans' Affairs which provides outreach and recruitment activities, counseling and tutorial services, and special programs for educationally disadvantaged veterans.

(20 U.S.C. 1070e-1)

§ 629.2 Eligible parties.

(a) *Criteria for initial eligibility.* An institution of higher education is eligible to receive payments under this part if the number of qualified undergraduate veteran students who are receiving benefits under chapter 31 or chapter 34 of title 38, United States Code (or who have received benefits under subchapter V or subchapter VI of chapter 34 while attending the institution during the academic year) equals at least 25 in number and at least one of the following:

(1) 110 percent of the number of such qualified undergraduate veteran students in attendance on April 16 of the preceding academic year.

(2) 10 percent of the total number of undergraduate students in attendance at the institution during the current academic year, if this number does not constitute a percentage of its undergraduate students which is less than the percentage for the preceding academic year.

(b) *Criteria for continuing eligibility.* An institution of higher education which is applying for assistance during an

academic year following one during which it has received assistance under this part will be eligible to receive payments under this part if—

(1) The applicant meets the criteria for initial eligibility as defined in paragraph (a) of this section;

(2) The applicant has a percentage decline in the number of undergraduate veteran students receiving benefits under chapter 31 or chapter 34 of title 38, United States Code, no greater than the national percentage decline in the number of undergraduate veteran students enrolled in all institutions of higher education since the applicant's initial year of eligibility;

(3) The Secretary determines that the applicant is making a reasonable effort to recruit, enroll, and provide necessary services to veterans, taking into consideration the extent to which the number of persons referred to in paragraph (a) of this section falls short of meeting the ratio criteria set forth in that paragraph.

(c) *Criteria for renewed eligibility.* An applicant which has qualified for payment during any preceding fiscal year, but subsequently became ineligible, is eligible to receive payments under this part if—

(1) The applicant would have been eligible had paragraph (b) of this section been in effect when the applicant became ineligible;

(2) The applicant has had a full-time office of veterans' affairs since its last year of participation in the program; and

(3) The appropriations made available during the fiscal year in which the award would be made are in excess of—
(i) \$14,380,000, or (ii) the amount requested in the President's budget, whichever is greater, by an amount sufficient to make payments to all institutions meeting the requirements of paragraphs (c)(1) and (c)(2) of this section.

(20 U.S.C. 1070e-1)

§ 629.3 Ineligible parties.

School or departments of divinity and proprietary institutions are not eligible to receive assistance under this part.

(20 U.S.C. 1070e-1)

§ 629.4 Regulations that apply to the Veterans' Cost-of-Instruction Payments program.

The Education Department General Administrative Regulations (EDGAR) in 34 CFR Part 75 (Direct Grant Programs) and 34 CFR Part 77 (Definitions), and the regulations in this part 629 apply to the Veterans' Cost-of-Instruction Payments program.

(20 U.S.C. 1070e-1, 1088, 1141)

§ 629.5 Definitions that apply to the Veterans' Cost-of-Instruction Payments program.

(a) *Definitions in EDGAR.* The following terms used in this part are defined in 34 CFR Part 77:

Applicant
Application
Award
Department
Fiscal Year
Grant
Grant Period
Secretary
State

(b) *Definitions that apply to this part.* The following definitions apply to this part:

"Academic year" means a period beginning on July 1 and ending the following June 30.

"Cost-of-Instruction payment," or "payment," means an amount calculated with respect to an institution of higher education for an academic year on the basis of eligible undergraduate veteran student enrollment.

"Counseling" means professional assistance available to veterans for consultation on personal, family, educational, and career problems.

"Full-time" with respect to an Office of Veterans' Affairs, means that the Office of Veterans' Affairs: (1) is staffed by at least one person who is employed by an institution on a full-time basis and whose sole institutional responsibility is that of coordinating the activities of the office and (2) provides services at times and places convenient to the veterans being served. An institution described in § 629.11(c) may employ part-time employees for this purpose who together assume the responsibility of at least one full-time employee.

"Institution of higher education" is defined in the Higher Education Act of 1965, as amended, Pub. L. 89-329, Section 1201(a).

"Instructional expenses in academically related programs" means the expenditures of instructional departments of an institution of higher education for salaries, office expenses, equipment and research.

"Outreach" means an extensive coordinated, community-wide program of reaching veterans, with special emphasis on educationally disadvantaged veterans, service-connected disabled veterans, other disabled or handicapped veterans, and incarcerated veterans within the institution's service area to determine their needs and to make appropriate referral and follow-up arrangements with relevant service agencies.

"Qualified undergraduate veteran student" means an undergraduate

veteran student who is in attendance at the institution on April 16 of the academic year in which the institution is applying, or when this date falls between academic terms of the institution, the end of the previous academic term.

"Recruitment" means a concerted effort to interest veterans in taking advantage of opportunities for a wide variety of post-secondary training experiences at the institution or other agencies providing educational programs.

"School or department of divinity" is defined in the Higher Education Act of 1965, as amended, Pub. L. 89-329, Section 1201(l).

"Special education programs" means specially designed remedial, tutorial, and motivational programs designed to promote success in the postsecondary experience.

"Student" means a person in attendance as at least a half-time student at an institution of higher education. The term is further defined as follows:

(1) "Full-time student" means a student who is enrolled for the equivalent of not less than 12 semester hours and is being charged on the basis of the institution's full-time fee schedule.

(2) "Three-quarter-time student" means an enrolled student who is carrying a three-quarter-time academic work load as determined by the institution and which amounts to at least three-quarters of the course-load of a full-time student.

(3) "Half-time student" means an enrolled student who is carrying a half-time academic work load as determined by the institution and which amounts to at least one-half the course-load of a full-time student.

"Undergraduate student" means a student enrolled in an undergraduate course of study at an institution of higher education who (1) has not been awarded a baccalaureate or first professional degree, (2) is pursuing a program of studies at a two-year institution leading to a certificate, degree, or diploma, or (3) is receiving or has received educational assistance under subchapter V or subchapter VI of chapter 34 of title 38, United States Code.

"Veteran" means a person receiving benefits under chapter 31 or chapter 34 of title 38, United States Code, or who, if enrolled in an institution of higher education, would be eligible for such benefits.

(20 U.S.C. 1070e-1, 1088, 1141)

Subpart B—What Kinds of Activities Does the Department Assist Under This Program?

§ 629.11 Required activities.

(a) A grantee must maintain a full-time office of veterans' affairs which has responsibility for veterans' outreach, recruitment, and special education programs, and which provides educational, vocational, and personal counseling for veterans.

(b) A grantee must also make an adequate effort to—

(1) Provide programs designed to prepare educationally disadvantaged veterans for study at an institution of higher education (i) under subchapter V of chapter 34 of title 38, United States Code; and (ii) in the case of any institution located near a military installation, under subchapter VI of chapter 34 of title 38;

(2) Provide active outreach services with special emphasis on service-connected disabled veterans, handicapped veterans, incarcerated veterans, and educationally disadvantaged veterans, recruiting, and counseling activities through the use of funds available under federally assisted work/study programs (with special emphasis on the veterans-student services program under section 1685 of title 38, United States Code);

(3) Provide an active tutorial assistance program, including dissemination of information regarding such programs, in order to make maximum use of the benefits available under section 1692 of title 38, United States Code; and

(4) Coordinate activities provided under this part with the readjustment counseling program authorized under section 620 of title 38, United States Code, and with the veterans' employment and training initiatives authorized under the Comprehensive Employment and Training Act, and under chapters 41 and 42 of title 38, United States Code, in order to assist in serving the readjustment, rehabilitation, personal counseling and employment needs of veterans.

(c) A grantee with less than 2500 undergraduate students in attendance on April 16 of the academic year in which the institution applies (or, when this date falls between academic terms of the institution, the end of the previous academic term) need only maintain a full-time office of veterans' affairs which provides recruitment and counseling services.

(d) If a grantee cannot reasonably be expected to carry out all of the required functions by itself, the Secretary may permit one or more of the required

functions to be carried out under a consortium agreement between the institution and one or more such institutions located within a reasonable commuting distance.

(e) All services must be readily accessible to all veterans served by the project.

(20 U.S.C. 1070e-1)

Subpart C—How Does One Apply for a Grant?

§ 629.21 Application requirements.

(a) Each application must contain the following information:

(a) Data showing that the institution is eligible for assistance.

(b) Information that shows the amount of the payment to the applicant would be entitled.

(c) An assurance that the institution will expend during the award period for all academically-related programs of the institution, in terms of either total or per student expenditure, at least the average amount expended during the preceding three academic years.

(20 U.S.C. 1070e-1)

Subpart D—How Does the Secretary Make A Grant?

§ 629.31 Calculation of cost-of-instruction payments.

(a) The Secretary determines a grantee's cost-of-instruction payment based on the following institutional data:

(1) the number of qualified undergraduate veteran students who are receiving vocational rehabilitation subsistence under chapter 31 of title 38, United States Code, or educational assistance under chapter 34 of title 38, United States Code, and to whom services required under the terms of a grant will be reasonably accessible.

For students meeting this requirement, a grantee will receive the following payments:

(i) \$300 per full-time student.

(ii) \$225 per three-quarter-time student.

(iii) \$150 per half-time student.

(2) The number of qualified undergraduate veteran students who have ever received educational assistance under subchapter V or subchapter VI of chapter 34 of title 38 or who have a service-connected disability as defined in Section 101(16) of title 38, United States Code, and to whom the services required under the terms of a grant will be reasonably accessible. For students meeting this requirement, a grantee will receive the following payments:

(i) \$150 per full-time student.

(ii) \$112.50 per three-quarter-time student.

(iii) \$75 per half-time student.

(b) No payments will be made to grantees for students who are not full-time, three-quarter-time, or half-time students.

(c) The maximum payment in any fiscal year to any institution of higher education, or any branch thereof located in a different community is \$75,000.

(d) Funds which become available as a result of the limitation on payments described in paragraph (b) of this section shall be apportioned so that all institutions to which VCIP payments are to be made will receive a minimum of \$9,000, and then in excess of \$9,000, to the extent that funds remain available. No grantee shall receive funds in excess of the amounts calculated according to paragraph (a) of this section.

(e) Funds appropriated will be apportioned so that each grantee will receive one payment based on the grantee's enrollment data.

(f) Funds obligated to an individual institution which are later deobligated shall be reallocated proportionately to grantee institutions at a later date.

(20 U.S.C. 1070e-1)

Subpart E—What Conditions Must Be Met by a Grantee?

§ 629.41 Expenditure requirements.

(a) At least (1) 90 percent of the funds awarded to an institution or (2) the amount of funds needed to implement the required services, whichever is greater, shall be used by the institution to implement these services. Any remaining awarded funds must be used solely to defray instructional expenses in academically related programs.

(b) The grantee must engage in all activities listed in § 629.11, except as provided in § 629.11(c) and (d).

(c) VCIP funds may be used to pay for travel expenditures only if such expenditures are incurred by the grantee in connection with recruitment and outreach activities, attendance at Department-sponsored meetings providing technical assistance, and attendance at Department approved professional meetings.

(d) A proposed budget for the operation of the Office of Veterans' Affairs must be submitted to the Department within 90 days of receipt of the Notice of Award specifying the institution's share of funds in any fiscal year.

(20 U.S.C. 1070e-1)

[FR Doc. 80-40427 Filed 12-29-80; 8:45 am]

BILLING CODE 4000-01-M

34 CFR Part 651

Training in the Legal Profession

AGENCY: Department of Education.

ACTION: Notice of Proposed Rulemaking.

SUMMARY: The Secretary of Education issues proposed regulations for the Legal Profession Training Program. The proposed regulations authorize awards to assist individuals from disadvantaged backgrounds to undertake training for the legal profession. The proposed regulations cover eligible activities and costs under the program.

DATES: Interested persons are invited to submit comments, suggestions, or objections regarding the proposed regulations on or before March 2, 1981.

ADDRESSES: Written comments should be addressed to Donald Bigelow, Chief, Graduate Training Branch, U.S. Department of Education, 400 Maryland Avenue, S.W., (Room 3060, ROB-3), Washington, D.C. 20202.

FOR FURTHER INFORMATION CONTACT: Donald M. Bigelow, Telephone: (202) 245-2347.

SUPPLEMENTARY INFORMATION: The Legal Profession Training Program is designed to help admit to accredited law schools disadvantaged students who, but for the program, would not have been admitted and to assist these students in obtaining a legal education and law degree. The program funds preliminary training to prepare students for law school, counseling and related services, and stipends to help support the students during both their preliminary and law school training.

Since its inception, the program has been carried out through a non-competitive award to the Council on Legal Educational Opportunity (CLEO), a non-profit private agency. With substantial funding from other sources, CLEO started the program before it was authorized in the Higher Education Act. The program has been popularly known as the "CLEO Program."

The proposed regulations authorize the Secretary to continue to carry out the program through an award to CLEO, consistent with the legislative history of the statute. [H.R. Rep. No. 96-520, 96th Cong. 1st Sess. 55 (1979); S. Rep. No. 96-733, 96th Cong. 2d Sess. 72 (1980)]. As called for by the statute, the proposed regulations also supply criteria for identifying eligible individuals from disadvantaged backgrounds and provisions on eligible activities.

Invitation to Comment:

Interested persons are invited to submit comments and recommendations regarding the proposed regulations. Written comments and recommendations may be sent to the address given at the beginning of this preamble. All comments received on or before (the 60th day after publication of this document) will be considered in the development of the final regulations.

All comments submitted in response to these proposed regulations will be available for public inspection, during and after the comment period, in Room 3060 ROB-3, 7th Street, S.W., Washington, D.C. between the hours of 8:30 a.m. and 4:00 p.m., Monday through Friday of each week except Federal holidays.

Assessment of Educational Impact:

The Department particularly requests comments on whether the proposed regulations in this document would require transmission of information that is already being gathered by or is available from any other agency or authority of the United States.

Citation of Legal Authority:

A citation of statutory or other legal authority is placed in parentheses on the line following each substantive provision of these regulations.

Dated: December 22, 1980.

Shirley M. Hufstetler,
Secretary of Education.

The Secretary of Education proposes to amend Title 34 by adding a new Part 651 to read as follows:

PART 651—TRAINING IN THE LEGAL PROFESSION**Subpart A—General**

Sec.

651.1 Training in the Legal Profession.

651.2 Eligible parties.

651.3 Regulations that apply to this program.

651.4 Definitions.

Subpart B—What Kinds of Activities Does the Secretary Support Under This Program?

651.10 What kinds of support does the program provide?

651.11 What activities are eligible for support?

Subpart C—[Reserved]**Subpart D—How Is an Award Made?**

651.20 How does the Secretary select an award recipient?

Subpart E—What Conditions Must Be Met by an Award Recipient?

651.30 What are the limitations on allowable costs?

Authority: Part D of Title IX of the Higher Education Act of 1965, as amended by Sec. 904 of Pub. L. 96-374, 94 Stat. 1486-87 (20 U.S.C. 1134l).

Subpart A—General**§ 651.1 Training in the Legal Profession.**

(a) The Legal Profession Training Program assists individuals from disadvantaged backgrounds to undertake training for the legal profession.

(b) The program is designed to help admit to accredited law schools disadvantaged students who, but for the program, would not have been admitted, and to assist these students in obtaining a legal education and law degree.

(20 U.S.C. 1134l)

§ 651.2 Eligible parties.

(a) Public and private agencies and organizations other than institutions of higher education may receive grants or contracts under these regulations.

(b) The Secretary may implement this program through the award of a single grant or contract.

(c) Unless the Secretary implements the program through one or more procurement contracts or through a single noncompetitive grant, applications will be invited annually through an application notice published in the Federal Register.

(20 U.S.C. 1134l(a))

§ 651.3 Regulations that apply to this program.

(a) *Regulations for procurement contracts.* The following regulations apply to any procurement contract under the Legal Profession Training Program:

(1) Federal and U.S. Department of Education procurement regulations in 41 CFR Chapters 1 and 34; and

(2) The regulations in this Part 651.

(b) *Regulations for grants.* The following regulations apply to any grants under the Legal Profession Training Program:

(1) The Education Division General Administrative Regulations (EDGAR) in Part 75 (Direct Grant Program) and Part 77 (General).

(2) The regulations in this Part 651.

(20 U.S.C. 1221e-3)

§ 651.4 Definitions.

As used in these regulations—

(a) "Act" means the Higher Education Act of 1965, as amended.

(20 U.S.C. 1221e-3)

(b) "Disadvantaged Backgrounds" are backgrounds that hinder individuals from gaining admission to law school

and completing a course of legal study, including:

(1) Family income dependent in whole or in part on public assistance or inadequate to provide for needs beyond basic necessities such as food, housing and clothing;

(2) Rural isolation;

(3) Limited English proficiency as defined in section 703(a)(1) of the Bilingual Education Act (20 U.S.C. 880b-1(a)(1)); or

(4) Attendance at a minority group isolated school, as defined for purposes of the Emergency School Aid Act in § 185.02(g) of this chapter; or

(5) Other cultural or educational deprivations resulting from an environment that failed to develop skills and understandings that would enable an individual to gain admission to law school and complete a legal course of study.

(20 U.S.C. 1221e-3)

Subpart B—What Kinds of Activities Does the Secretary Support Under this Program?**§ 651.10 What kinds of support does the program provide?**

The program provides financial support for activities that assist individuals from disadvantaged backgrounds in obtaining a legal education.

(20 U.S.C. 1134l(a))

§ 651.11 What activities are eligible for support?

The following activities are eligible for support under a grant or contract awarded under these regulations:

(a) Selecting individuals from disadvantaged backgrounds for training for the legal profession, including disseminating information about the program to eligible students;

(b) Making arrangements with accredited law schools to arrange entry of participating students into these schools;

(c) Providing counseling and related services—both prior to and during law school training—designed to assist participating students in preparing for and completing law school training;

(d) Providing preliminary legal education training for participating students to prepare them for law school.

(1) Preliminary training may include, but need not be limited to, orientation of students to the legal process, the epistemology of law, and law school learning methods; evaluation of the law school potential of students; and development of students' legal reading, research, and writing skills.

(2) Preliminary training may be provided for participating students not more than six months prior to their commencement of law school courses; and

(e) Stipends to participating students for any period of preliminary training and for the period of law school training, as provided in § 651.30.

(20 U.S.C. 1134l(b))

Subpart C—[Reserved]

Subpart D—How is an Award Made?

§ 651.20 How does the Secretary select an award recipient?

(a) The Secretary decides to make one or more awards and selects the award recipient(s) based on a judgment of what arrangements most effectively contribute to the purposes of Title IX-D of the Act.

(b) The Secretary may decide to make a non-competitive award to implement the program if—in the Secretary's judgment—there is one eligible organization that is exclusively or predominantly qualified to carry out effectively the purposes of Title IX-D of the Act in the light of its legislative history. If a noncompetitive contract award is made, the decision will be made in accordance with 41 CFR Chapter 34.

(20 U.S.C. 1221e-3; 1134l)

Subpart E—What Conditions Must Be Met By an Award Recipient?

§ 651.30 What are the limitations on allowable costs?

(a) Allowable costs under an award are direct and indirect costs incurred by the award recipient in carrying out the approved project.

(b) Allowable costs include, but are not limited to:

(1) Administrative costs of the award recipient in carrying out the eligible activities described in § 651.11.

(2)(i) Stipends for participating students, including allowances for travel and for dependents of participating students—during any period of preliminary training—or for the period of law school training during which the student maintains satisfactory academic progress, as determined by the Secretary.

(ii) The Secretary annually may set limits on the amount of stipends.

(20 U.S.C. 1134l(b))

[FR Doc. 80-40428 Filed 12-29-80; 8:45 am]

BILLING CODE 4000-01-M

34 CFR Part 690

Pell Grant Program

AGENCY: Department of Education.

ACTION: Notice of Proposed Rulemaking: Cross-reference.

SUMMARY: The Secretary proposes regulations for the Pell Grant Program in Title 34 of the Code of Federal Regulations.

The text of the regulations on which the Secretary invites comments are published in the Rules and Regulations section of this issue of the Federal Register. They have been adopted as final regulations and will govern this program until the Secretary issues new regulations based on public comment.

DATES: All comments, suggestions, or objections must be received on or before March 2, 1981.

ADDRESSES: Comments should be addressed to: William L. Moran, Chief of the Policy Section, Basic Grant Branch, and Division of Policy and Program Development, U.S. Department of Education, 400 Maryland Avenue SW. (Room 4318, ROB-3), Washington, D.C. 20202.

FOR FURTHER INFORMATION CONTACT: Mr. William L. Moran, Telephone: (202) 472-4300.

INVITATION TO COMMENT: For additional details on how to comment, see the Preamble of the final regulations for these programs published in this issue of the Federal Register.

(Catalog of Federal Domestic Assistance Numbers 84.063, Pell Grant Program)

Dated: December 22, 1980.

Shirley M. Hufstetler,
Secretary of Education.

[FR Doc. 80-40429 Filed 12-29-80; 8:45 am]

BILLING CODE 4000-01-M

34 CFR Part 206

Special Educational Programs for Students Whose Families Are Engaged in Migrant and Other Seasonal Farmwork—High School Equivalency Program and College Assistance Migrant Program

AGENCY: Department of Education.

ACTION: Proposed regulations.

SUMMARY: The Secretary proposes regulations to govern grants under the High School Equivalency Program (HEP) and the College Assistance Migrant Program (CAMP). These programs provide grants to institutions of higher education for projects of educational and supporting services designed to assist students—whose families are

engaged in migrant and other seasonal farmwork—in obtaining the equivalent of a secondary school diploma and in successfully adjusting to postsecondary school. These programs implement Title IV, Section 418A, of the Higher Education Act (HEA), as amended by the Education Amendments of 1980.

DATES: Comments must be received on or before March 2, 1981.

ADDRESSES: Comments should be addressed to Mr. Vidal A. Rivera, Jr., Deputy Assistant Secretary for Migrant Education, Office of Migrant Education, Office of Elementary and Secondary Education, U.S. Department of Education, 400 Maryland Avenue SW. (ROB-3, Room 3608), Washington, D.C. 20202.

FOR FURTHER INFORMATION CONTACT: Mr. Vidal A. Rivera, Jr. Telephone No. (202) 245-2222.

SUPPLEMENTARY INFORMATION:

Background

The High School Equivalency Program (HEP) and the College Assistance Migrant Program (CAMP) were previously authorized under Title III, section 303(c)(2), of the Comprehensive Employment and Training Act (CETA) (Pub. L. 93-203), and were administered by the Department of Labor. However, the Department of Education Reorganization Act (Pub. L. 96-88) transferred the authority for the administration of HEP and CAMP to the Department of Education (ED).

On October 3, 1980, the Education Amendments of 1980 (Pub. L. 96-374) became law. These amendments provide a new Title IV of the Higher Education Act (Pub. L. 89-329), entitled "Student Assistance." Title IV, HEA, now includes a new Part A, Subpart 5, entitled "Student Assistance." Title IV, HEA, now includes a new Part A, Subpart 5, entitled "Special Programs For Students Whose Families Are Engaged In Migrant and Seasonal Farmwork," which authorizes the HEP and CAMP programs.

In summary, these proposed regulations—

(a) Describe the types of projects that may be funded under HEP and CAMP;

(b) Describe the types of services that may be provided by a project;

(c) Describe the evaluation process for grant proposals and the selection criteria that the Secretary uses in that evaluation process;

(d) Describe conditions and requirements that must be met by a grantee; and

(e) Define the eligibility requirements for students to participate in a project.