

§331.3 [Reserved]

§331.4 What definitions apply to the Educational Media and Descriptive Videos Loan Service Program?

(a) [Reserved]

(b) The following definitions apply to the terms used in this part:

Act means Individuals with Disabilities Education Act.

Borrower means a user of loan service media.

Educational media means those media used for educational purposes.

Films means motion pictures and other materials similar in display and function, such as video tapes and video discs.

Media means films, filmstrips, photographs and slides, transparencies, television, audio and video tapes, audio and video discs, and similar materials. Printed materials may also be included if in combination with one or more of the preceding.

Nonprofit purposes means that the exhibition of media may not result in monetary gain or other tangible economic benefit to the borrower.

(Authority: 20 U.S.C. 1451, 1452)

[54 FR 52131, Aug. 5, 1980. Redesignated at 45 FR 77368, Nov. 21, 1980, as amended at 53 FR 41085, Oct. 19, 1988; 56 FR 54702, Oct. 22, 1991]

Subparts B—D [Reserved]

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

§331.50 What are the limitations on the use of the loan service?

A borrower shall use the educational media for nonprofit purposes only. Moreover, the sum of any fees collected by the borrower for the use of the educational media may not exceed the reasonable expenses incurred by the borrower in exhibiting the media to eligible parties.

(Authority: 20 U.S.C. 1452(a))

[53 FR 41085, Oct. 19, 1988]

PART 332—EDUCATIONAL MEDIA RESEARCH, PRODUCTION, DISTRIBUTION, AND TRAINING

Subpart A—General

Sec.

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332.40 Final products.

332.41 What other conditions must be met by grantees under this program?

AUTHORITY: 20 U.S.C. 1451-1452, unless otherwise noted.

SOURCE: 45 FR 52132, Aug. 5, 1980, unless otherwise noted. Redesignated at 45 FR 77368, Nov. 21, 1980.

EFFECTIVE DATE NOTE: At 63 FR 23601, Apr. 29, 1998, part 332 was removed, effective Oct. 1, 1998.

Subpart A—General

§332.1 Educational Media Research, Production, Distribution, and Training Program.

The purposes of this program are to promote:

(a) The general welfare of deaf and hard of hearing individuals by—

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(1) Bringing to such individuals understanding and appreciation of those films and television programs that play such an important part in the general and cultural advancement of hearing individuals;

(2) Providing through these films and television programs enriched educational and cultural experiences through which deaf and hard of hearing individuals can be brought into better touch with the realities of their environment;

(3) Providing a wholesome and rewarding experience that deaf and hard of hearing individuals may share together; and

(b) The educational advancement of individuals with disabilities by—

(1) Carrying on research in the use of educational media for individuals with disabilities;

(2) Producing and distributing educational media for the use of individuals with disabilities, their parents, their actual or potential employers, and other individuals directly involved in work for the advancement of individuals with disabilities;

(3) Training individuals in the use of educational media for the instruction of individuals with disabilities; and

(4) Utilizing educational media to help eliminate illiteracy among individuals with disabilities; and

(c) The general welfare of visually impaired individuals by—

(1) Bringing to such individuals an understanding and appreciation of textbooks, films, television programs, video material, and other educational publications and materials that play such an important part in the general and cultural advancement of visually unimpaired individuals; and

(2) Ensuring access to television programming and other video materials.

(Authority: 20 U.S.C. 1451)

[56 FR 54702, Oct. 22, 1991]

§ 332.2 Who is eligible to apply under the educational media research, production, distribution, and training program?

Parties eligible for grants under this subpart are profit and nonprofit public and private agencies, organizations, and institutions except only the National Theatre of the Deaf, Inc. and

other appropriate non-profit organizations are eligible for a grant, contract, or cooperative agreement under § 332.10(f).

(Authority: 20 U.S.C. 1451, 1452)

[45 FR 52132, Aug. 5, 1980. Redesignated at 45 FR 77368, Nov. 21, 1980, as amended at 56 FR 54702, Oct. 22, 1991]

§ 332.3 What regulations apply to this program?

(a) The Education Department General Administrative Regulations (EDGAR) in the following parts of title 34 of the Code of Federal Regulations—

(1) Part 74 (Administration of Grants to Institutions of Higher Education, Hospitals, and Nonprofit Organizations);

(2) Part 75 (Direct Grant Programs);

(3) Part 77 (Definitions That Apply to Department Regulations);

(4) Part 79 (Intergovernmental Review of Department of Education Programs and Activities);

(5) Part 80 (Uniform Administrative Requirements for Grants and Cooperative Agreements to State and Local Governments);

(6) Part 81 (General Education Provisions Act—Enforcement);

(7) Part 82 (New Restrictions on Lobbying);

(8) Part 85 (Governmentwide Debarment and Suspension (Nonprocurement) and Governmentwide Requirements for a Drug-Free Workplace (Grants)); and

(9) Part 86 (Drug-Free Schools and Campuses).

(b) The regulations in this part 332.

(Authority: 20 U.S.C. 1221e-3(a)(1))

[56 FR 54702, Oct. 22, 1991]

§ 332.4 What definitions apply to the educational media research, production, distribution, and training program?

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

- Applicant
- Application
- Award
- Secretary
- Nonprofit
- Public

(b) *Specific program definitions:*

Act means the Individuals with Disabilities Education Act (title VI of Pub. L. 91-230 as amended).

Distribution means giving physical access to media and related materials and attendant equipment.

Educational media means those media used for educational purposes.

Films means motion pictures and other materials similar in display and function, such as video tapes and video discs.

Media means films, filmstrips, photographs and slides, transparencies, television, audio and video tapes, audio and video discs, and similar materials. Printed materials may also be included if in combination with one or more of the preceding.

Media technology means the methods and processes through which media are provided and encompasses demonstration of the use of modern communication technology in improving the general welfare of handicapped persons.

Nonprofit purposes means that the exhibition of media may not result in monetary gain or other tangible economic benefit to the borrower.

Production means creating or changing media materials.

Training means activities designed to develop facility in the use of media materials and technology and in dissemination and marketing practices.

(Authority: 20 U.S.C. 1451, 1452)

[45 FR 52132, Aug. 5, 1980. Redesignated at 45 FR 77368, Nov. 21, 1980, as amended at 56 FR 54702, Oct. 22, 1991]

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

§ 332.10 Projects funded under the educational media research, production, distribution, and training program.

Projects that may be supported include, but are not limited to the following:

(a) Research in the use of educational and training films and other educational media for individuals with disabilities. This may include research to—

(1) Identify the full range of special needs of individuals with disabilities related to educational media and media technology;

(2) Determine the need for—

(i) Educational media training;

(ii) Media information systems; and

(iii) Media delivery systems;

(3) Determine the extent to which the needs listed in paragraph (a)(2) of this section are being met; and

(4) Develop or demonstrate new or improved techniques that would contribute to the advancement and education of individuals with disabilities through the use of educational media or technology or both.

(b) Creation or adaptation of educational media for use by individuals with disabilities, their parents, their actual or potential employers, and other persons directly involved in activities for the advancement of individuals with disabilities.

(c) Distribution of educational media. This may include the development of delivery systems.

(d) Dissemination of information about practices found effective in regard to the effective use of educational media and technology.

(e) Training of persons in the use and dissemination of educational media for the advancement of individuals with disabilities.

(f) Provision of cultural experiences to enrich the lives of deaf and hard of hearing children and adults, increase public awareness and understanding of deafness and of the artistic and intellectual achievements of deaf and hard of hearing individuals, and promote the integration of hearing and deaf and hard of hearing individuals through shared cultural, educational, and social experiences.

(g) Captioning for deaf and hard of hearing individuals and video describing for the visually impaired of films, television programs, and video materials.

(h) Provision of current, free textbooks and other educational publications and materials to blind and other print-handicapped students in elementary, secondary, postsecondary, and graduate schools and other institutions