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PART 649—PATRICIA ROBERTS HARRIS FELLOWSHIP PROGRAM

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AUTHORITY: 20 U.S.C. 1134, 1134d-1134g, unless otherwise noted.

SOURCE: 58 FR 42860, Aug. 12, 1993, unless otherwise noted.

Subpart A—General

§ 649.1 What is the Patricia Roberts Harris Fellowship Program?

(a) The Patricia Roberts Harris Fellowship Program provides, through institutions of higher education, grants to assist in making available the benefits of master's level, professional, and doctoral education programs to women and individuals from minority groups who are underrepresented.

(b) Each individual recipient of a fellowship under this program is to be known as a Patricia Roberts Harris Graduate Fellow.

(Authority: 20 U.S.C. 1134d)

§ 649.2 Who is eligible for a grant?

Institutions of higher education, offering a program of post-baccalaureate study leading to a master's level, professional, or doctoral degree, other than schools or departments of divinity, are eligible to receive grants under this program.

(Authority: 20 U.S.C. 1134, 1134e)

§ 649.3 What activities may the Secretary fund?

(a) The Secretary makes grants to institutions of higher education to enable the institutions to provide fellowships in master's level, professional, and doctoral education programs.

(b)(1) In awarding fellowships for master's level and professional study, the institution must give priority to one or more of the following groups—

(i) Women who are pursuing master's level or professional study in academic fields in which they are underrepresented;

(ii) Individuals from minority groups who are pursuing master's level or professional study in academic fields in which they are underrepresented;

(iii) Women who are pursuing master's level study leading to careers that serve the public interest; or

(iv) Individuals from minority groups who are pursuing master's level study leading to careers that serve the public interest.

(2) In awarding fellowships for doctoral study, the institution must give priority to one or more of the following groups—

(i) Women undertaking doctoral study; or

(ii) Individuals from traditionally underrepresented groups undertaking doctoral study.

(Authority: 20 U.S.C. 1134e)

§ 649.4 What funding reservations does the Secretary make for grants?

The Secretary reserves—

(a) Fifty percent of the funds appropriated for this program to make grants for projects that provide fellowships for master's level or professional study; and

(b) Fifty percent of the funds appropriated for this program to make grants for projects that provide fellowships for doctoral study.

(Authority: 20 U.S.C. 1134e)

§ 649.5 What regulations apply?

The following regulations apply to the Patricia Roberts Harris Fellowship Program:

(a) The Education Department General Administrative Regulations (EDGAR) as follows:

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(1) 34 CFR part 74 (Administration of Grants to Institutions of Higher Education, Hospitals, and Nonprofit Organizations).

(2) 34 CFR part 75 (Direct Grant Programs).

(3) 34 CFR part 77 (Definitions that Apply to Department Regulations).

(4) 34 CFR part 79 (Intergovernmental Review of Department of Education Programs and Activities).

(5) 34 CFR part 82 (New Restrictions on Lobbying).

(6) 34 CFR part 85 (Governmentwide Debarment and Suspension (Nonprocurement) and Governmentwide Requirements for Drug-Free Workplace (Grants)).

(7) 34 CFR part 86 (Drug-Free Schools and Campuses).

(b) The regulations in this part 649.

(Authority 20 U.S.C. 1134, 1134d-g)

§ 649.6 What definitions apply?

(a) *Definitions in EDGAR.* The following terms used in this part are defined in 34 CFR 77.1:

Applicant	Grant
Application	Nonprofit
Award	Secretary
EDGAR	

(b) *Other definitions.* The following definitions also apply to this part:

Academic field means an area of study in a professional school, academic department, or similar organizational unit within an institution of higher education.

Academic year means the 12-month period beginning with the fall instructional term of the institution.

Careers that serve the public interest means careers in government or in nonprofit community service organizations at the local, State, national, or international level.

Department means any department, program, unit or any other administrative subdivision of an institution of higher education that—

(i) Directly administers or supervises postbaccalaureate instruction in a specific discipline; and

(ii) Has the authority to award academic course credit acceptable to meet degree requirements at an institution of higher education.

Doctoral study means a postbaccalaureate program of study leading to a degree in any academic field of graduate study that requires a dissertation.

Fellow means a recipient of a fellowship under this part.

Fellowship means an award made by an institution of higher education to an individual for master's level, professional, or doctoral study under this part.

Financial need means the fellow's financial need, as determined under part F of title IV of the HEA, for the period of the fellow's enrollment.

HEA means the Higher Education Act of 1965, as amended.

Institution means an institution of higher education.

Institution of higher education means an institution of higher education, other than a school or department of divinity, as defined in section 1201(a) of the HEA.

Institutional payment means the amount paid by the Secretary to the institution of higher education in which the fellow is enrolled to be applied against the tuition and fees required of the fellow by the institution in support of the fellow's instructional program.

Inter-discipline means a course of study that involves academic fields in two or more disciplines.

Master's level study means a postbaccalaureate program of study leading to a master's degree in any academic field of graduate study.

Minority means Alaskan Native, American Indian, Asian-American, Black (African-American), Hispanic American, Native Hawaiian, Pacific Islander, or other ethnic group underrepresented in master's level, professional, or doctoral study as indicated in standard statistical references, or as documented on a case-by-case basis by national survey data submitted to and accepted by the Secretary.

Professional study means—

(i) A postbaccalaureate program of study leading to a degree required for admission to practice a profession; or

(ii) Any post-master's or doctoral degree that does not require a dissertation.

Project means the activities necessary to assist, whether from grant funds or institutional resources, the fellows in the successful completion of their designated educational programs.

Satisfactory progress means that the fellow meets or exceeds the institution's criteria and standards established for all graduate students' continued status as applicants for the graduate degree and in the academic field for which the fellowship was awarded.

School or department of divinity means an institution, or a department of an institution, whose program is specifically for the education of students to prepare them to become ministers of religion or to enter into some other religious vocation, or to prepare them to teach theological subjects.

Stipend means the amount paid by the institution to an individual awarded a fellowship, including an allowance for subsistence and other expenses for the individual and his or her dependents.

Traditionally underrepresented groups means minorities and other groups that historically have been underrepresented in doctoral study.

Underrepresented means proportionate representation as measured by degree recipients, that is less than the proportionate representation in the general population—

(i) As indicated by—

(A) The most current edition of the Department's *Digest of Educational Statistics*;

(B) The National Research Council's *Doctorate Recipients from United States Universities*; or

(C) Other standard statistical references, as announced annually in the FEDERAL REGISTER notice inviting applications for new awards under this program; or

(ii) As documented by national survey data submitted to and accepted by the Secretary on a case-by-case basis.

U.S. National means—

(i) A citizen of the United States; or

(ii) A person defined in the Immigration and Nationality Act, 8 U.S.C. 1101(a)(22), who, though not a citizen of the United States, owes permanent allegiance to the United States.

(Authority: 20 U.S.C. 1134, 1134d-g)

Subpart B—How Does an Institution of Higher Education Apply for a Grant?

§ 649.10 How does an institution of higher education apply for a grant?

(a) To apply for a grant under this part, an institution of higher education must submit an application that responds to the appropriate selection criteria in §§ 649.21 and 649.31.

(b) An institution of higher education's application must describe how the institution will select eligible individuals to receive fellowships. This description must include procedures that ensure that—

(1) The selected individuals will have the capability to achieve the academic goals of the fellowship; and

(2) The institution will give priority to members of one or more of the groups to which priority must be given under § 649.3(b)(1).

(c) An institution of higher education may apply for a grant under this part for the following types of fellowships:

(1) Master's Level and Professional Study Fellowships.

(2) Doctoral Study Fellowships.

(d) An institution of higher education may submit no more than one application for new awards for Master's Level and Professional Study Fellowships and no more than one application for new awards for Doctoral Study Fellowships in a given application period.

(Approved by the Office of Management and Budget under control number 1840-0509)

(Authority: 20 U.S.C. 1134e)

Subpart C—How Does the Secretary Make a Grant for Master's Level and Professional Study Fellowships?

§ 649.20 How does the Secretary evaluate an application?

(a) The Secretary evaluates an application for master's level and professional study fellowships on the basis of the criteria in § 649.21.

(b) The Secretary awards up to 100 points for these criteria.

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(c) The maximum possible score for each criterion is indicated in parentheses.

(Authority: 20 U.S.C. 1134e)

§ 649.21 What selection criteria does the Secretary use?

The Secretary uses the following criteria to evaluate an application:

(a) *Institution-wide criteria*—(1) *Institutional commitment*. (15 points) The Secretary reviews each application to determine the overall strength of the applicant's commitment to meet the needs of the students who are members of the group or groups to which the institution proposes to give priority in accordance with § 649.3(b)(1), including consideration of—

(i) Evidence that the institution's social and academic environment is supportive of the academic success of students who are members of the priority group or groups;

(ii) The availability of other sources of financial aid and support for students who are members of the priority group or groups; and

(iii) The employment of women or individuals from minority groups or both, depending on the group or groups to which the institution proposes to give priority, among the administrators and faculty in the institution.

(2) *Recruitment plan*. (10 points)

(i) The Secretary reviews each application for information that describes the applicant's recruitment plan.

(ii) The Secretary looks for information that shows—

(A) The applicant's active and aggressive efforts, previous and current, to identify and attract students who are members of the group or groups to which the applicant proposes to give priority.

(B) The applicant's previous and current efforts in successfully preparing students from the group or groups to which the applicant proposes to give priority for careers in which members of those groups are underrepresented; and

(C) The applicant's success in providing students with access to careers in which women and minority groups are underrepresented.

(3) *Adequacy of resources*. (5 points) The Secretary reviews each application

to determine the adequacy of the general institutional resources that the applicant plans to devote to the project, including facilities, equipment, and supplies.

(4) *Grant management*. (5 points) The Secretary reviews each application to determine the applicant's ability to provide overall administration of the grant award, including providing assistance to and oversight of the project director.

(5) *Evaluation plan*. (5 points) The Secretary reviews each application to determine the quality of the evaluation plan for the project, including the extent to which the applicant's evaluation methods—

(i) Relate to the specific goals and measurable objectives of the project;

(ii) Include both process and product evaluation measures that are objective and designed to produce data that are quantifiable; and

(iii) Describe how the applicant will analyze and report the data so that it can make adjustments and improvements on a regular basis.

(b) *Academic field criteria*—(1) *Meeting the purpose of the authorizing statute*. (8 points) The Secretary reviews each application to determine how well each academic field within the project will meet the purpose of the authorizing statute, including the extent to which—

(i) The applicant describes the general and specific objectives of the project with respect to each academic field that are realistic and measurable; and

(ii) The objectives of the project with respect to each academic field further the purposes of the authorizing statute by assisting in making available the benefits of master's level and professional education programs to one or more of the groups listed in § 649.3(b)(1) of this part.

(2) *Extent of need for the project within each academic field*. (10 points) The Secretary reviews each application to determine the extent to which the project, within each academic field, will meet the specific graduate preparation and career-access needs of the group or groups to which the applicant proposes to give priority, including consideration of—

(i) The needs of the applicant within each academic field that are addressed by the project;

(ii) How the applicant identified those needs;

(iii) How those needs will be met by the project within each academic field; and

(iv) The benefits to be gained by meeting those needs.

(3) *Plan of operation.* (10 points) The Secretary reviews each application to determine the quality of the plan of operation for the project, with respect to each academic field, including—

(i) The quality of the design of the project with respect to each academic field;

(ii) The extent to which the plan of management is effective and ensures proper and efficient administration of the project within each academic field;

(iii) How well the objectives of the project within each academic field relate to the purpose of the program;

(iv) How well the project activities of each academic field within the project are described and the potential of those activities to achieve project objectives in a cost-effective manner;

(v) The quality of the applicant's plan to use its resources and personnel to achieve each objective; and

(vi) How the applicant will ensure that project participants who are otherwise eligible to participate are selected without regard to race, color, national origin, religion, gender, age, or disabling condition, except as necessary to implement the priority or priorities established in accordance with the requirements of §649.3(b)(1).

(4) *Quality of the academic program.* (15 points) The Secretary reviews each application to determine the quality of the current academic program for each academic field within the project, including—

(i) The course offerings and academic requirements for the academic program; and

(ii) The focus on, and capability for, research or teaching.

(5) *Quality of key personnel.* (12 points)

(i) The Secretary reviews each application to determine the quality of key personnel the applicant plans to use on the project, including—

(A) The qualifications of the project director (2 points);

(B) The qualifications of the key faculty to be used for the project in each academic field (6 points);

(C) The time that each person referred to in paragraphs (b)(5)(i) (A) and (B) of this section will commit to the project (2 points); and

(D) How the applicant, as part of its nondiscriminatory employment practices, will ensure that its personnel are selected without regard to race, color, national origin, religion, gender, age, or disabling condition, except pursuant to a lawful affirmative action plan (2 points).

(ii) To determine personnel qualifications under paragraphs (b)(5)(i) (A) and (B) of this section, the Secretary considers—

(A) Experience and training in areas related to the objectives of the project or the relevant academic field within the project; and

(B) Any other qualifications that pertain to the quality of the project.

(6) *Adequacy of resources.* (5 points) The Secretary reviews each application to determine the adequacy of the resources the applicant plans to devote to the project, with respect to each academic field, including facilities, equipment, and supplies.

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(Authority: 20 U.S.C. 1134e)

§ 649.22 How does the Secretary establish priorities?

(a)(1) The Secretary gives an absolute preference to applicants proposing to provide fellowships in the award of which priority is given to women or individuals from minority groups, or both, who are pursuing master's level or professional study and are underrepresented in the academic field for which the grant award is made.

(2) The Secretary announces the absolute preference annually in the FEDERAL REGISTER notice inviting applications for new awards under this program.

(b)(1) The Secretary gives a competitive preference of one point to applicants proposing to provide fellowships in the award of which priority is given to women or individuals from minority

groups, or both, who are pursuing master's level study leading to careers that serve the public interest.

(2) This point is in addition to any points the applicant earns under the selection criteria for the program.

(c)(1) The Secretary gives an absolute preference to applicants proposing to provide fellowships in academic career fields of high national priority as established by the Secretary from among one or more of the academic areas listed in the appendix to this part or the resulting subdisciplinary or interdisciplinary academic areas.

(2) The Secretary announces the absolute preference annually in the FEDERAL REGISTER notice inviting applications for new awards under this program.

(Authority: 20 U.S.C. 1134d, 1134e)

Subpart D—How Does the Secretary Make a Grant for Doctoral Study Fellowships?

§ 649.30 How does the Secretary evaluate an application?

(a) The Secretary evaluates an application for doctoral study fellowships on the basis of the criteria in § 649.31.

(b) The Secretary awards up to 100 points for these criteria.

(c) The maximum possible score for each criterion is indicated in parentheses.

(Authority: 20 U.S.C. 1134e)

§ 649.31 What selection criteria does the Secretary use?

The Secretary uses the following criteria to evaluate an application:

(a) *Institution-wide criteria*—(1) *Institutional commitment*. (15 points) The Secretary reviews each application to determine the overall strength of the applicant's commitment to meet the needs of the students who are members of the group or groups to which the institution proposes to give priority in accordance with the requirements of § 649.3(b)(2), including consideration of—

(i) Evidence that the institution's social and academic environment is supportive of the academic success of students who are members of the priority group or groups;

(ii) The availability of other sources of financial aid and support for students who are members of the priority group or groups; and

(iii) The employment of women or individuals who are from minority groups or both, depending on the group or groups to which the institution proposes to give priority, among the administrators and faculty in the institution.

(2) *Recruitment plan*. (10 points)

(i) The Secretary reviews each application for information that describes the applicant's recruitment plan.

(ii) The Secretary looks for information that shows—

(A) The applicant's active and aggressive efforts, previous and current, to identify and attract qualified students who are members of the group or groups to which the applicant proposes to give priority;

(B) The applicant's previous and current efforts in successfully preparing students who are members of the group or groups to which the applicant proposes to give priority for careers in which members of the group or groups are underrepresented; and

(C) The applicant's success in providing students with access to careers in which women and minority groups are underrepresented.

(3) *Adequacy of resources*. (5 points) The Secretary reviews each application to determine the adequacy of the general institutional resources that the applicant plans to devote to the project, including facilities, equipment, and supplies.

(4) *Grant management*. (5 points) The Secretary reviews each application to determine the applicant's ability to provide overall administration of the grant, including providing assistance to and oversight of the project director.

(5) *Evaluation plan*. (5 points) The Secretary reviews each application to determine the quality of the project's evaluation plan, including the extent to which the applicant's evaluation methods—

(i) Relate to the specific goals and measurable objectives of the project;

(ii) Include both process and product evaluation measures that are objective

and designed to produce data that are quantifiable; and

(iii) Describe how the applicant will analyze and report the data so that it can make adjustments and improvements on a regular basis.

(b) *Academic field criteria*—(1) *Meeting the purpose of the authorizing statute.* (8 points) The Secretary reviews each application to determine how well the project will meet the purpose of the authorizing statute, with respect to each academic field, including the extent to which—

(i) The applicant describes the general and specific objectives of the project with respect to each academic field that are realistic and measurable; and

(ii) The objectives of the project, with respect to each academic field, further the purposes of the authorizing statute by assisting in making available the benefits of doctoral education programs to member of the group or groups to which the applicant proposes to give priority.

(2) *Extent of need for the project within each academic field.* (5 points) The Secretary reviews each application to determine the extent to which the project, within each academic field, will meet the specific graduate preparation and career-access needs of the group or groups to which the applicant proposes to give priority, including consideration of—

(i) The needs of the applicant addressed by the project within each academic field;

(ii) How the applicant identified those needs;

(iii) How those needs will be met by the project within each academic field; and

(iv) The benefits to be gained by meeting those needs.

(3) *Plan of operation.* (5 points) The Secretary reviews each application to determine the quality of the plan of operation for the project, with respect to each academic field, including—

(i) The quality of the design of the project, with respect to each academic field;

(ii) The extent to which the plan of management is effective and ensures proper and efficient administration of the project within each academic field;

(iii) How well the objectives of the project within each academic field relate to the purpose of the program;

(iv) How well the project activities within each academic field are described and the potential of those activities to achieve project objectives in a cost-effective manner;

(v) The quality of the applicant's plan to use its resources and personnel to achieve each objective; and

(vi) How the applicant will ensure that project participants who are otherwise eligible to participate are selected without regard to race, color, national origin, religion, gender, age, or disabling condition, except as necessary to implement the priority or priorities established in accordance with the requirements of § 649.3(b)(2).

(4) *Quality of the academic program.* (15 points) The Secretary reviews each application to determine the quality of the current academic program for each academic field within the project, including—

(i) The course offerings and academic requirements for the academic program; and

(ii) The focus on, and capacity for, research or teaching.

(5) *Quality of key personnel.* (12 points)

(i) The Secretary reviews each application to determine the quality of key personnel the applicant plans to use on the project, including—

(A) The qualifications of the project director (2 points);

(B) The qualifications of each of the key faculty to be used on the project in each academic field (6 points);

(C) The time that each person referred to in paragraphs (b)(5)(i) (A) and (B) of this section will commit to the project (2 points); and

(D) How the applicant, as part of its nondiscriminatory employment practices, will ensure that its personnel are selected without regard to race, color, national origin, religion, gender, age, or disabling condition, except pursuant to a lawful affirmative action plan (2 points).

(ii) To determine personnel qualifications under paragraphs (b)(5)(i) (A) and (B) of this section, the Secretary considers—

(A) Experience and training in areas related to the objectives of the project

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or the relevant academic field within the project; and

(B) Any other qualifications that pertain to the quality of the project.

(6) *Institutional support.* (10 points)

(i) The Secretary reviews each application to determine the adequacy of the applicant's plans to provide two years of support for each fellow, immediately following the second year of fellowship support, including at least one year of supervised teaching.

(ii) In reviewing the applicant's plan of support for the fellows, the Secretary considers—

(A) The applicant's financial support for each fellow; and

(B) The applicant's plan for the supervision of each fellow's teaching assignment.

(7) *Adequacy of resources.* (5 points)
The Secretary reviews each application to determine the adequacy of the resources that the applicant plans to devote to the project, with respect to each academic field, including facilities, equipment, and supplies.

(Approved by Office of Management and Budget under control number 1840-0509)

(Authority: 20 U.S.C. 1134e, 1134f)

§ 649.32 How does the Secretary establish priorities?

(a) The Secretary gives an absolute preference to applicants proposing to provide fellowships in the award of which priority is given to members of one or more of the groups identified in § 649.3(b)(2).

(b) The Secretary gives an absolute preference to applicants proposing to provide fellowships in academic career fields of high national priority as established by the Secretary from among one or more of the academic areas listed in the appendix to this part or the resulting subdisciplinary or inter-disciplinary academic areas.

(c) The Secretary announces the absolute preferences annually in the FEDERAL REGISTER notice inviting applications for new awards under this program.

(Authority: 20 U.S.C. 1134d, 1134e)

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Subpart E—How Are Fellows Selected?

§ 649.40 How does an institution of higher education select fellows?

(a) In selecting individuals to receive master's level and professional study fellowships, the institution of higher education shall—

(1) Give priority to members of one or more of the groups identified for priority in § 649.3(b)(1); and

(2) Select only individuals who—

(i) Have been accepted for or are enrolled in a program of study leading to a master's level or professional degree in the academic field for which the institution received a grant;

(ii) Plan to pursue an academic or professional career in the academic field of study for which the institution received the grant;

(iii)(A) Are nationals of the United States;

(B) Are in the United States for other than a temporary purpose and intend to become permanent residents; or

(C) Are permanent residents of the Trust Territory of the Pacific Islands; and

(iv) Are not ineligible to receive assistance under 34 CFR 75.60, as added on July 8, 1992 (57 FR 30328, 30337).

(b) In selecting individuals to receive doctoral study fellowships, the institution of higher education shall—

(1) Give priority to members of one or more of the groups identified for priority in § 649.3(b)(2); and

(2) For doctoral study fellowships other than doctoral study leading to an academic career, select only individuals who—

(i) Have been accepted for or are enrolled in a program of study leading to a doctoral degree in the academic field for which the institution received a grant;

(ii) Plan to pursue a professional career in the academic field of study for which the institution received the grant;

(iii)(A) Are nationals of the United States;

(B) Are in the United States for other than a temporary purpose and intend to become permanent residents; or

(C) Are permanent residents of the Trust Territory of the Pacific Islands; and

(iv) Are not ineligible to receive assistance under 34 CFR 75.60, as added on July 8, 1992 (57 FR 30328, 30337); and

(3) For fellowships for doctoral study leading to an academic career, select only individuals who—

(i) Have been accepted for or are enrolled in a program of study leading to a doctoral degree in the academic field for which the institution received a grant;

(ii) Plan to pursue an academic career in the academic field of study for which the institution received the grant;

(iii) Are citizens of the United States; and

(iv) Are not ineligible to receive assistance under 34 CFR 75.60, as added on July 8, 1992 (57 FR 30328, 30337).

(Authority: 20 U.S.C. 1134, 1134e, 1134f)

§ 649.41 How does an individual apply for a fellowship?

An individual must apply directly to an institution of higher education that has received a grant.

(Authority: 20 U.S.C. 1134e)

Subpart F—What Are the Conditions and Components of a Fellowship?

§ 649.50 What are the conditions and components of a fellowship for master's level or professional degree study?

(a) An award for a fellowship for a master's level or professional degree program of study is for the normal period of time for completing the program or a total of three years, whichever is less.

(b) A fellow may apply to the Secretary for an additional period of fellowship support of up to 12 months. The fellow's application must include—

(1) The specific facts detailing the reasons why the additional period of support is necessary;

(2) A certification by the institution that it is aware of the fellow's application and that the fellow has attained satisfactory progress in the fellow's academic studies; and

(3) A recommendation from the institution that the additional period of fellowship support of up to 12 months is necessary.

(c) The institution shall request approval for the additional support in its third-year noncompeting continuation application, as required under 34 CFR 75.253 for multiyear project periods.

(Approved by the Office of Management and Budget under control number 1840-0509)

(Authority: 20 U.S.C. 1134f)

§ 649.51 What are the conditions and components of a fellowship for doctoral study?

(a) An award for a fellowship for doctoral study is for a total of three years, consisting of not more than two years of fellowship support for study or research, and not more than one year of support for dissertation work, provided that the fellow has attained satisfactory progress prior to the dissertation stage.

(b) Following the two years of fellowship support for study or research, the institution of higher education shall provide—

(1) Financial support in the amount of the fellow's financial need, as defined in § 649.6(b), or in an amount equal to the stipend awarded in the last year of fellowship support, whichever is less, for two years;

(2) A waiver of tuition and fees or an allowance on behalf of the fellow as full payment of tuition and fees required of the fellow by the institution as part of the fellow's instructional program for two years; and

(3)(i) Teaching requirements for the fellow that equal those required of other graduate teaching assistants at that institution; and

(ii) Supervision of the fellow's teaching for one year.

(c) Following two years of institutional support, the institution must include in its application for the third year of fellowship support for the fellow's dissertation work a certification that—

(1) The institution has provided two years of institutional support;

(2) The fellow satisfactorily completed one year of supervised teaching; and

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(3) The fellow satisfactorily completed all pre-dissertation requirements.

(Approved by the Office of Management and Budget under control number 1840-0509)

(Authority: 20 U.S.C. 1134f)

§ 649.52 What fellowship conditions apply?

To continue to receive payments under a fellowship, a fellow must—

- (a) Maintain satisfactory progress;
- (b) Devote essentially full time to study or research (including acting as a teaching or research assistant, as required as a condition for award of the degree) in the academic field for which the fellowship was awarded; and
- (c) Not engage in gainful employment during the period of the fellowship, except on a part-time basis in teaching, research, or similar types of activities approved by the Secretary.

(Authority: 20 U.S.C. 1134f)

Subpart G—What Are the Administrative Responsibilities of the Institution?

§ 649.60 What is the amount of a stipend?

(a) The institution shall calculate the amount of a fellow's financial need annually, in accordance with Part F of Title IV of the HEA.

(b) For a fellowship initially awarded for an academic year prior to the academic year 1993-1994, the institution shall pay the fellow a stipend in the amount of the fellow's financial need or \$10,000, whichever is less.

(c) For a fellowship initially awarded for the academic year 1993-1994 or any succeeding academic year, the institution shall pay the fellow a stipend at a level of support equal to that provided by the National Science Foundation graduate fellowships, except that this amount must be adjusted as necessary so as not to exceed the fellow's demonstrated level of financial need.

(Authority: 20 U.S.C. 1134f)

§ 649.61 How does the Secretary make an institutional payment?

(a) With respect to awards made for the academic year 1993-1994, the Sec-

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retary makes a payment of \$9,000 to the institution of higher education for each individual awarded a fellowship at the institution. The Secretary adjusts the institutional payment annually thereafter in accordance with inflation as determined by the U.S. Department of Labor's Consumer Price Index for the previous calendar year.

(b) An institution shall treat the institutional payment made by the Secretary on behalf of a fellow as full payment of tuition and fees required of the fellow by the institution as part of the fellow's instructional program.

(Authority: 20 U.S.C. 1134e)

§ 649.62 What are the Secretary's payment procedures?

(a) The Secretary pays to the institution of higher education the fellowship stipend and institutional payment for each individual enrolled in that institution that is awarded a fellowship under this program.

(b) If an institution of higher education is unable to use all of the amounts available under this program, the Secretary—on such dates each fiscal year as the Secretary determines—reallots the amounts not used to other institutions of higher education that can use the grants authorized under this program in the academic year following the reallocation.

(c) The Secretary does not award a fellowship under this part for study at a school or department of divinity.

(Authority: 20 U.S.C. 1134, 1134e)

§ 649.63 How does the institution disburse and return funds?

(a) If a fellow withdraws from an institution before completion of an academic term, the institution shall refund to the Secretary a pro-rated portion of the institutional payment that it received for that fellow. The institution shall return the funds to the Secretary at a time and in a manner as the Secretary requires.

(b) An institution shall disburse a stipend to a fellow in accordance with its regular payment schedule for graduate assistants, but shall not make less than one payment per academic term.

If the fellowship is vacated or discontinued, the institution shall return unexpended funds to the Secretary at a time and in a manner as the Secretary requires.

(c) A fellow who withdraws from an institution before completion of an academic term for which he or she received a stipend installment shall return a pro-rated portion of the stipend installment to the institution at a time and in a manner as the Secretary requires.

(d) If a fellow first enrolls at an institution in the spring term, the institution shall disburse a pro-rated stipend to the fellow and use a pro-rated portion of the institutional payment for that fellow and shall carry over for disbursement the following academic year the remaining portion of the stipend and the institutional payment for that fellow.

(Authority: 20 U.S.C. 1134e, 1134f)

§ 649.64 What records and reports are required from the institution?

(a) An institution of higher education that receives a grant shall provide to the Secretary, prior to receipt of funds for disbursement to a fellow after the fellow's first academic term, a certification that the fellow is enrolled in, is making satisfactory progress in, and is devoting essentially full time to study in the academic field for which the grant was made.

(b) An institution of higher education that receives a grant shall keep records as are necessary to establish the time and amount of all stipend disbursements.

(Approved by Office of Management and Budget under control number 1840-0509)

(Authority: 20 U.S.C. 1134e, 1134f)

APPENDIX TO PART 649—ACADEMIC AREAS

The Secretary may give an absolute preference to applicants proposing to provide fellowships in academic areas listed below, or the resulting interdisciplinary or interdisciplinary academic areas.

The list was derived from the *Classification of Instructional Programs* (CIP) developed by the Office of Educational Research and Improvement of the U.S. Department of Education. The code number to the left of each discipline and subdiscipline is the Department's

identification code for that particular type of instructional program.

- 01. Agricultural Business and Production
 - 01.01 Agricultural Business and Management
 - 01.02 Agricultural Mechanization
 - 01.03 Agricultural Production Workers and Managers
 - 01.04 Agricultural and Food Products Processing
 - 01.05 Agricultural Supplies and Related Services
 - 01.06 Horticultural Services Operations and Management
 - 01.07 International Agriculture
- 02. Agricultural Sciences
 - 02.01 Agriculture/Agricultural Sciences
 - 02.02 Animal Sciences
 - 02.03 Food Sciences and Technology
 - 02.04 Plant Sciences
 - 02.05 Soil Sciences
- 03. Conservation and Renewable Natural Resources
 - 03.01 Natural Resources Conservation
 - 03.02 Natural Resources Management and Protective Services
 - 03.03 Fishing and Fisheries Sciences and Management
 - 03.04 Forest Production and Processing
 - 03.05 Forestry and Related Sciences
 - 03.06 Wildlife and Wildlands Management
- 04. Architecture and Related Programs
 - 04.02 Architecture
 - 04.03 City/Urban, Community, and Regional Planning
 - 04.04 Architectural Environmental Design
 - 04.05 Interior Architecture
 - 04.06 Landscape Architecture
 - 04.07 Architectural Urban Design and Planning
- 05. Area, Ethnic, and Cultural Studies
 - 05.01 Area Studies
 - 05.02 Ethnic and Cultural Studies
- 08. Marketing Operations/Marketing and Distribution
 - 08.01 Apparel and Accessories Marketing Operations
 - 08.02 Business and Personal Services Marketing Operations
 - 08.03 Entrepreneurship
 - 08.04 Financial Services Marketing Operation
 - 08.05 Floristry Marketing Operations
 - 08.06 Food Products Retailing and Wholesaling Operations
 - 08.07 General Retailing and Wholesaling Operations and Skills
 - 08.08 Home and Office Products Marketing Operations
 - 08.09 Hospitality and Recreation Marketing Operations
 - 08.10 Insurance Marketing Operations
 - 08.11 Tourism and Travel Services Marketing Operations
 - 08.12 Vehicle and Petroleum Products Marketing Operations

- 08.13 Health Products and Services Marketing Operations
- 09. Communications
 - 09.01 Communications, General
 - 09.04 Journalism and Mass Communications
 - 09.05 Public Relations and Organizational Communications
 - 09.07 Radio and Television Broadcasting
- 11. Computer and Information Sciences
 - 11.01 Computer and Information Sciences, General
 - 11.02 Computer Programming
 - 11.04 Information Sciences and Systems
 - 11.05 Computer Systems Analysis
 - 11.07 Computer Science
- 13. Education
 - 13.01 Education, General
 - 13.02 Bilingual/Bicultural Education
 - 13.03 Curriculum and Instruction
 - 13.04 Education Administration and Supervision
 - 13.05 Educational/Instructional Media Design
 - 13.06 Educational Evaluation, Research, and Statistics
 - 13.07 International and Comparative Education
 - 13.08 Educational Psychology
 - 13.09 Social and Philosophical Foundations of Education
 - 13.10 Special Education
 - 13.11 Student Counseling and Personnel Services
 - 13.12 General Teacher Education
 - 13.13 Teacher Education, Specific Academic, and Vocational Programs
 - 13.14 Teaching English as a Second Language/Foreign Language
 - 13.15 Teacher Assistant/Aide
- 14. Engineering
 - 14.01 Engineering, General
 - 14.02 Aerospace, Aeronautical, and Astronautical Engineering
 - 14.03 Agricultural Engineering
 - 14.04 Architectural Engineering
 - 14.05 Bioengineering and Biomedical Engineering
 - 14.06 Ceramic Sciences and Engineering
 - 14.07 Chemical Engineering
 - 14.08 Civil Engineering
 - 14.09 Computer Engineering
 - 14.10 Electrical, Electronic, and Communications Engineering
 - 14.11 Engineering Mechanics
 - 14.12 Engineering Physics
 - 14.13 Engineering Science
 - 14.14 Environmental/Environmental Health Engineering
 - 14.15 Geological Engineering
 - 14.16 Geophysical Engineering
 - 14.17 Industrial/Manufacturing Engineering
 - 14.18 Materials Engineering
 - 14.19 Mechanical Engineering
 - 14.20 Metallurgical Engineering
 - 14.21 Mining and Mineral Engineering
 - 14.22 Naval Architecture and Marine Engineering
 - 14.23 Nuclear Engineering
 - 14.24 Ocean Engineering
 - 14.25 Petroleum Engineering
 - 14.27 Systems Engineering
 - 14.28 Textile Sciences and Engineering
 - 14.29 Engineering Design
 - 14.30 Engineering/Industrial Management
 - 14.31 Materials Science
 - 14.32 Polymer/Plastics Engineering
- 16. Foreign Languages
 - 16.01 Foreign Languages and Literatures
 - 16.03 East and Southeast Asian Languages and Literatures
 - 16.04 East European Languages and Literatures
 - 16.05 Germanic Languages and Literatures
 - 16.06 Greek Languages and Literatures
 - 16.07 South Asian Languages and Literatures
 - 16.09 Romance Languages and Literatures
 - 16.11 Middle Eastern Languages and Literatures
 - 16.12 Classical and Ancient Near Eastern Languages and Literatures
- 19. Home Economics
 - 19.01 Home Economics, General
 - 19.02 Home Economics Business Services
 - 19.03 Family and Community Studies
 - 19.04 Family/Consumer Resource Management
 - 19.05 Foods and Nutrition Studies
 - 19.06 Housing Studies
 - 19.07 Individual and Family Development Studies
 - 19.09 Clothing/Apparel and Textile Studies
- 20. Vocational Home Economics
 - 20.02 Child Care and Guidance Workers and Managers
 - 20.03 Clothing, Apparel, and Textile Workers and Managers
 - 20.04 Institutional Food Workers and Administrators
 - 20.05 Home Furnishings and Equipment Installers and Consultants
 - 20.06 Custodial, Housekeeping, and Home Services Workers and Managers
- 22. Law and Legal Studies
 - 22.01 Law and Legal Studies
- 23. English Language and Literature/Letters
 - 23.01 English Language and Literature, General
 - 23.03 Comparative Literature
 - 23.04 English Composition
 - 23.05 English Creative Writing
 - 23.07 American Literature (United States)
 - 23.08 English Literature (British and Commonwealth)
 - 23.10 Speech and Rhetorical Studies
 - 23.11 English Technical and Business Writing
- 24. Liberal Arts and Sciences, General Studies and Humanities
 - 24.01 Liberal Arts and Sciences, General Studies and Humanities

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- 25. Library Science
 - 25.01 Library Science/Librarianship
 - 25.03 Library Assistant
- 26. Biological Sciences/Life Sciences
 - 26.01 Biology, General
 - 26.02 Biochemistry and Biophysics
 - 26.03 Botany
 - 26.04 Cell and Molecular Biology
 - 26.05 Microbiology/Bacteriology
 - 26.06 Miscellaneous Biological Specializations
 - 26.07 Zoology
- 27. Mathematics
 - 27.01 Mathematics
 - 27.03 Applied Mathematics
 - 27.05 Mathemantic Statistics
- 31. Parks, Recreation, Leisure and Fitness Studies
 - 31.01 Parks, Recreation, and Leisure Studies
 - 31.03 Parks, Recreation, and Leisure Facilities Management
 - 31.05 Health and Physical Education/Fitness
- 38. Philosophy and Religion
 - 38.01 Philosophy
 - 38.02 Religion/Religious Studies
- 39. Theological Studies
 - 39.01 Biblical and Other Theological Languages and Literatures
 - 39.02 Bible/Biblical Studies
 - 39.03 Missions/Missionary Studies and Misology
 - 39.04 Religious Education
 - 39.05 Religious/Sacred Music
- 40. Physical Sciences
 - 40.01 Physical Sciences, General
 - 40.02 Astronomy
 - 40.03 Astrophysics
 - 40.04 Atmospheric Sciences and Meteorology
 - 40.05 Chemistry
 - 40.06 Geological and Related Sciences
 - 40.07 Miscellaneous Physical Sciences
 - 40.08 Physics
- 42. Psychology
 - 42.01 Psychology
 - 42.02 Clinical Psychology
 - 42.03 Cognitive Psychology and Psycholinguistics
 - 42.04 Community Psychology
 - 42.06 Counseling Psychology
 - 42.07 Developmental and Child Psychology
 - 42.08 Experimental Psychology
 - 42.09 Industrial and Organizational Psychology
 - 42.11 Physiological Psychology/Psychobiology
 - 42.16 Social Psychology
 - 42.17 School Psychology
- 43. Protective Services
 - 43.01 Criminal Justice and Corrections
 - 43.02 Fire Protection
- 44. Public Administration and Services
 - 44.02 Community Organizations, Resources, and Services
- 44.04 Public Administration
 - 44.05 Public Policy Analysis
 - 44.07 Social Work
- 45. Social Sciences and History
 - 45.01 Social Sciences, General
 - 45.02 Anthropology
 - 45.03 Archeology
 - 45.04 Criminology
 - 45.05 Demography/Population Studies
 - 45.06 Economics
 - 45.07 Geography
 - 45.08 History
 - 45.09 International Relations and Affairs
 - 45.10 Political Science and Government
 - 45.11 Sociology
 - 45.12 Urban Affairs/Studies
- 50. Visual and Performing Arts
 - 50.01 Visual and Performing Arts
 - 50.02 Crafts, Folk Art, and Artisanry
 - 50.03 Dance
 - 50.04 Design and Applied Arts
 - 50.05 Dramatic/Theater Arts and Stagecraft
 - 50.06 Film/Video and Photographic Arts
 - 50.07 Fine Arts and Art Studies
 - 50.09 Music
- 51. Health Professions and Related Sciences
 - 51.01 Chiropractic (D.C., D.C.M.)
 - 51.02 Communication Disorders Sciences and Services
 - 51.03 Community Health Services
 - 51.04 Dentistry (D.D.S., D.M.D.)
 - 51.05 Dental Clinical Sciences/Graduate Dentistry (M.S., Ph.D.)
 - 51.06 Dental Services
 - 51.07 Health and Medical Administrative Services
 - 51.08 Health and Medical Assistants
 - 51.09 Health and Medical Diagnostic and Treatment Services
 - 51.10 Health and Medical Laboratory Technologies/Technicians
 - 51.11 Health and Medical Preparatory Programs
 - 51.12 Medicine (M.D.)
 - 51.13 Medical Basic Science
 - 51.14 Medical Clinical Services (M.S., Ph.D.)
 - 51.15 Mental Health Services
 - 51.16 Nursing
 - 51.17 Optometry (O.D.)
 - 51.18 Ophthalmic/Optometric Services
 - 51.19 Osteopathic Medicine (D.O.)
 - 51.20 Pharmacy
 - 51.21 Podiatry (D.P.M., D.P., Pod.D.)
 - 51.22 Public Health
 - 51.23 Rehabilitation/Therapeutic Services
 - 51.24 Veterinary Medicine (D.V.M.)
 - 51.25 Veterinary Clinical Services
 - 51.26 Miscellaneous Health Aides
 - 51.27 Miscellaneous Health Professions
- 52. Business Management and Administrative Services
 - 52.01 Business
 - 52.02 Business Administration and Management
 - 52.03 Accounting

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- 52.04 Administrative and Secretarial Services
- 52.05 Business Communications
- 52.06 Business/Managerial Economics
- 52.07 Enterprise Management and Operations
- 52.08 Financial Management and Services
- 52.09 Hospitality Services Management
- 52.10 Human Resources Management
- 52.11 International Business
- 52.12 Business Information and Data Processing Services
- 52.13 Business Quantitative Methods and Management Science
- 52.14 Marketing Management and Research
- 52.15 Real Estate
- 52.16 Taxation

PART 650—JACOB K. JAVITS FELLOWSHIP PROGRAM

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AUTHORITY: 20 U.S.C. 1134-1134d, unless otherwise noted.

SOURCE: 58 FR 58084, Oct. 28, 1993, unless otherwise noted.

Subpart A—General

§ 650.1 What is the Jacob K. Javits Fellowship Program?

(a) Under the Jacob K. Javits Fellowship Program the Secretary awards fellowships to students of superior ability selected on the basis of demonstrated achievement, financial need, and exceptional promise, for study at the doctoral level in selected fields of the arts, humanities, and social sciences.

(b) Students awarded fellowships under this program are called Jacob K. Javits Fellows.

(Authority: 20 U.S.C. 1134)

[58 FR 58084, Oct. 28, 1993, as amended at 64 FR 3199, Jan. 20, 1999]

§ 650.2 Who is eligible to receive a fellowship?

An individual is eligible to receive a fellowship if the individual—

(a) Is enrolled at an institution of higher education in the program of study leading to a doctoral degree, and is not studying for a religious vocation, in the academic field for which the fellowship is awarded;

(b) Meets the eligibility requirements established by the Fellowship Board;

(c) Is not ineligible to receive assistance under 34 CFR 75.60, as added on July 8, 1992 (57 FR 30328, 30337); and

(d)(1) Is pursuing a doctoral degree that will not lead to an academic career and is—

(i) A citizen or national of the United States;

(ii) A permanent resident of the United States;

(iii) In the United States for other than a temporary purpose and intends to become a permanent resident; or

(iv) A citizen of any one of the Freely Associated States; or