

DEPARTMENT OF EDUCATION**[CFDA No. 84.033]****Student Financial Assistance; Federal Work-Study Programs****AGENCY:** Department of Education.**ACTION:** Notice of the closing date for institutions to submit a request for a waiver of the seven percent community service expenditure requirements in the Federal Work-Study (FWS) Program.

SUMMARY: June 29, 2001 is the closing date for institutions to request a waiver of the community service expenditure requirements for the 2001–2002 award year (July 1, 2001 through June 30, 2002). An institution is required to expend at least seven percent of its total Federal allocation under the FWS program to compensate students in community service employment. Also, in meeting the seven percent community service expenditure requirement, one or more of the institution's FWS students must be employed as a reading tutor for children in a reading tutoring project or performing family literacy activities in a family literacy project. The FWS program is authorized by part C of title IV of the Higher Education Act of 1965, as amended (HEA).

DATES: *Closing Date for Submitting a Waiver Request and any Supporting Information or Documents.* To request a waiver, an institution must mail its waiver request to the Department by June 29, 2001 or hand deliver its waiver request to the Department by 5:00 p.m. eastern time on June 29, 2001. If you choose you may fax or e-mail your waiver request and any supporting information or documents by 5:00 p.m. eastern time on June 29, 2001. You must fax the waiver request to Sandra Donelson at (202) 205–1919 or (202) 260–0522 or e-mail to the following address: Sandra.Donelson@ed.gov.

ADDRESSES:**Waiver Requests Delivered by Mail**

An institution must address a waiver request delivered by mail to Ms. Sandra Donelson, Student Financial Assistance, U.S. Department of Education, 400 Maryland Avenue, SW., Suite 600D, Portals Building, Washington, DC 20202–5453. An institution must show proof of mailing consisting of one of the following: (1) A legibly dated U.S. Postal Service postmark; (2) a legible mail receipt with the date of mailing stamped by the U.S. Postal Service; (3) a dated shipping label, invoice, or receipt from a commercial carrier; or (4) any other proof of mailing acceptable to the Secretary of Education.

If a waiver request is sent through the U.S. Postal Service, the Secretary does not accept either as proof of mailing: (1) A private metered postmark or (2) a mail receipt that is not dated by the U.S. Postal Service.

An institution should note that the U.S. Postal Service does not uniformly provide a dated postmark. Before relying on this method, an institution should check with its local post office.

The Secretary encourages an institution to use certified or at least first-class mail. Institutions that submit waiver requests after the closing date of June 29, 2001 will not be considered.

Waiver Request Delivered by Hand

If an institution delivers its waiver request by hand, it must deliver the waiver request to Ms. Sandra Donelson, Student Financial Assistance, U.S. Department of Education, Suite 600D, Portals Building, 1250 Maryland Avenue, SW., Washington, DC. The Secretary accepts hand-delivered waiver requests between 8:00 a.m. and 5:00 p.m. (Eastern time) daily, except Saturdays, Sundays, and Federal holidays. The Secretary will not accept waiver requests that are delivered by hand after 5:00 p.m. on June 29, 2001.

SUPPLEMENTARY INFORMATION: Under section 443(b)(2)(A) of the HEA, an institution must use at least seven percent of the total amount of its FWS Federal allocation granted for an award year to compensate students employed in community service. However, we may waive this requirement if it is determined that enforcing it would cause hardship for students at the institution.

An appropriate institutional official must sign the waiver request and include, above the signature, the following statement: "I certify that the information I provided in this waiver request is true and accurate to the best of my knowledge. I understand that the information is subject to audit and program review by the Department of Education."

To receive a waiver, you must demonstrate that complying with the seven percent requirements would cause hardship for students at your institution. To allow flexibility to consider factors that may be valid reasons for a waiver, we do not specify the particular circumstances that would support granting a waiver. However, we do not foresee many instances in which a waiver will be granted. The fact that it may be difficult for you to comply with this provision of the HEA is not a basis for granting a waiver.

Applicable Regulations

The following regulations apply to the FWS program:

- (1) Student Assistance General Provisions, 34 CFR part 668.
- (2) General Provisions for the Federal Perkins Loan Program, Federal Work-Study Program, and Federal Supplemental Educational Opportunity Grant Program, 34 CFR part 673.
- (3) Federal Work-Study Programs, 34 CFR part 675.
- (4) Institutional Eligibility Under the Higher Education Act of 1965, as amended, 34 CFR part 600.
- (5) New Restrictions on Lobbying, 34 CFR part 82.
- (6) Government Debarment and Suspension (Nonprocurement) and Government Requirements for Drug-Free Workplace (Grants), 34 CFR part 85.
- (7) Drug and Alcohol Abuse Prevention, 34 CFR part 86.

FOR FURTHER INFORMATION CONTACT: Ms. Sandra Donelson, Student Financial Assistance, U.S. Department of Education, 400 Maryland Avenue, SW., Suite 600D, Portals Building, Washington, DC. Telephone (202) 708–9751. Individuals who use a telecommunications device for the deaf (TDD) may call the Federal Information Relay Service (FIRS) at 1–800–877–8339.

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Program Authority: 42 U.S.C. 2753.

Dated: May 31, 2001.

Greg Woods,

Chief Operating Officer, Student Financial Assistance.

[FR Doc. 01-14383 Filed 6-6-01; 8:45 am]

BILLING CODE 4000-01-U

DEPARTMENT OF EDUCATION

[CFDA NO.: 84.033]

Student Financial Assistance; Federal Work-Study Programs

AGENCY: Department of Education.

ACTION: Notice of the closing date for filing the "Institutional Application and Agreement for Participation in the Work-Colleges Program."

SUMMARY: The Secretary gives notice to institutions of higher education of the deadline for an eligible institution to apply for participation in the Work-Colleges Program and to apply for funding under that program for the 2001-2002 award year (July 1, 2001 through June 30, 2002) by submitting to the Secretary an "Institutional Application and Agreement for Participation in the Work-Colleges Program."

The Work-Colleges Program along with the Federal Work-Study Program and the Job Location and Development Program are known collectively as the Federal Work-Study programs. The Work-Colleges Program is authorized by part C of title IV of the Higher Education Act of 1965, as amended (HEA).

DATES: To participate in the Work-Colleges Program and to apply for funds for that program for the 2001-2002 award year, an eligible institution must mail or hand-deliver its "Institutional Application and Agreement for Participation in the Work-Colleges Program" to the Department on or before June 18, 2001.

Note: The Department will not accept the form by facsimile transmission. The form must be submitted to the Division of Campus-Based Operations in the Schools Channel at one of the addresses indicated in this notice.

ADDRESSES:

Applications and Agreements Delivered by Mail

An "Institutional Application and Agreement for Participation in the Work-Colleges Program" delivered by mail must be addressed to Mr. Richard Coppage, Division of Campus-Based Operations, Schools Channel, Work-Colleges Program, U.S. Department of Education, Portals Building, Suite 600D, 400 Maryland Ave, SW., Washington,

DC 20202-4331. An applicant must show proof of mailing consisting of one of the following: (1) A legibly dated U.S. Postal Service postmark; (2) a legible mail receipt with the date of mailing stamped by the U.S. Postal Service; (3) a dated shipping label, invoice, or receipt from a commercial carrier; or (4) any other proof of mailing acceptable to the Secretary of Education. An institution is encouraged to use certified or at least first class mail.

An institution should note that the U.S. Postal Service does not uniformly provide a dated postmark. Before relying on this method, an institution should check with its local post office.

If an "Institutional Application and Agreement for Participation in the Work-Colleges Program" is sent through the U.S. Postal Service, the Secretary does not accept either of the following as proof of mailing: (1) a private metered postmark, or (2) a mail receipt that is not dated by the U.S. Postal Service.

Institutions that submit an "Institutional Application and Agreement for Participation in the Work-Colleges Program" after the closing date of June 18, 2001, will not be considered for participation or funding under the Work-Colleges Program for award year 2001-2002.

Applications and Agreements Delivered by Hand

If an institution delivers its "Institutional Application and Agreement for Participation in the Work-Colleges Program" by hand, it must deliver the institutional application and agreement to Mr. Richard Coppage, Division of Campus-Based Operations, Schools Channel, Work-Colleges Program, U.S. Department of Education, Portals Building, Suite 600D, 400 Maryland Ave, SW., Washington DC 20202-4331.

Hand-delivered institutional applications and agreements will be accepted between 8 a.m. and 4:30 p.m. (Eastern time) daily, except Saturdays, Sundays, and Federal holidays. An "Institutional Application and Agreement for Participation in the Work-Colleges Program" for the 2001-2002 award year that is delivered by hand will not be accepted after 4:30 p.m. on June 18, 2001.

SUPPLEMENTARY INFORMATION: Under the Work-Colleges Program, the Secretary allocates funds when available for that program to eligible institutions. The Secretary will not allocate funds under the Work-Colleges Program for award year 2001-2002 to any eligible institution unless the institution files its "Institutional Application and Agreement for Participation in the

Work-Colleges Program" by the closing date.

To apply for participation and funding under the Work-Colleges Program, an institution must satisfy the definition of "work-college" in section 448(e) of the HEA. The term "work-college" under the HEA means an eligible institution that (1) is a public or private nonprofit institution with a commitment to community service; (2) has operated a comprehensive work-learning program for at least two years; (3) requires all resident students to participate in a comprehensive work-learning program and the provision of services as an integral part of the institution's educational program and as part of the institution's educational philosophy; and (4) provides students participating in the comprehensive work-learning program with the opportunity to contribute to their education and to the welfare of the community as a whole.

Applicable Regulations

The following regulations apply to the Work-Colleges Program:

- (1) Student Assistance General Provisions, 34 CFR part 668.
- (2) General Provisions for the Federal Perkins Loan Program, Federal Work-Study Program, and Federal Supplemental Educational Opportunity Grant Program, 34 CFR part 673.
- (3) Federal Work-Study Programs, 34 CFR part 675.
- (4) Institutional Eligibility Under the Higher Education Act of 1965, as amended, 34 CFR part 600.
- (5) New Restrictions on Lobbying, 34 CFR part 82.
- (6) Governmentwide Debarment and Suspension (Nonprocurement) and Governmentwide Requirements for Drug-Free Workplace (Grants), 34 CFR part 85.
- (7) Drug and Alcohol Abuse Prevention, 34 CFR part 86.

FOR FURTHER INFORMATION CONTACT: Mr. Richard Coppage, Division of Campus-Based Operations, Schools Channel, Work-Colleges Program, U.S. Department of Education, Portals Building, Suite 600D, 400 Maryland Ave, SW., Washington DC Telephone (202) 708-4694. Individuals who use a telecommunications device for the deaf (TDD) may call the Federal Information Relay Service (FIRS) at 1-800-877-8339.

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