U.S. DEPARTMENT OF EDUCATION
Washington, DC 20202

Fiscal Year 2010

Application Package to Request
Designation as an Eligible Institution
Under the Following Title III and Title V Programs:

- Strengthening Institutions Program (SIP),
- American Indian Tribally Controlled Colleges and Universities (TCCU) Program,
- Alaska Native and Native Hawaiian-Serving Institutions (ANNH) Program,
- Developing Hispanic-Serving Institutions (HSI) Program,
- Promoting Postbaccalaureate Opportunities for Hispanic Americans (PPOHA),
- Asian American and Native American Pacific Islander-Serving (AANAPISI) Program,
- Native American-Serving Nontribal Institutions (NASNTI) Program,
- Predominantly Black Institutions (PBI) Program, **and**
- Waiver of the Non-Federal Cost-Share Requirement

CLOSING DATES:

January 6, 2010 for Eligibility Designation and
February 22, 2010 for Cost-Share Waiver

CFDA Number: 84.031H
OMB Number: 1840-0103, ED FORM 1049

EXPIRES: 02/28/2011

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Dear Applicant:

We are pleased to provide the application package for fiscal year (FY) 2010 Designation as an Eligible Institution under the following Title III and Title V programs of the Higher Education Act of 1965, as amended.

- STRENGTHENING INSTITUTIONS PROGRAM (SIP);
- AMERICAN INDIAN TRIBALLY CONTROLLED COLLEGES AND UNIVERSITIES (TCCU) PROGRAM;
- ALASKA NATIVE AND NATIVE HAWAIIAN-SERVING INSTITUTIONS (ANNH) PROGRAM;
- DEVELOPING HISPANIC-SERVING INSTITUTIONS (HSI) PROGRAM;
- PROMOTING POSTBACCALAUREATE OPPORTUNITIES FOR HISPANIC AMERICANS (PPOHA);
- ASIAN AMERICAN AND NATIVE AMERICAN PACIFIC ISLANDER-SERVING INSTITUTIONS (AANAPISI) PROGRAM;
- NATIVE AMERICAN-SERVING NONTRIBAL INSTITUTIONS (NASNTI) PROGRAM; and
- PREDOMINANTLY BLACK INSTITUTIONS (PBI) PROGRAM.

This application package includes the information and instructions that you need to apply for eligibility designation. Eligibility designation qualifies an institution of higher education (IHE) to apply for grants under the above Title III and Title V programs, provided the institution meets certain additional program specific eligibility requirements.

The purpose of these programs is to provide funds to eligible institutions of higher education to increase their self-sufficiency by improving their academic programs, institutional management, and fiscal stability.

In addition, this application package may be used by IHEs to apply for a waiver of certain non-Federal cost-share requirements under the following programs:

- FEDERAL WORK-STUDY (FWS) PROGRAM;
- FEDERAL SUPPLEMENTAL EDUCATIONAL OPPORTUNITY GRANTS (FSEOG) PROGRAM;
- TRIO STUDENT SUPPORT SERVICES (SSS) PROGRAM and;
- UNDERGRADUATE INTERNATIONAL STUDIES AND FOREIGN LANGUAGE (UISFL) PROGRAM.

IMPORTANT INFORMATION: You must read this package in its entirety before you begin to complete the application. Please make sure that you provide sufficient responses to ALL applicable questions and that you enter the correct data throughout the application. Providing accurate information is essential in expediting the eligibility process.

- All institutions interested in applying for a new FY 2010 Title III or Title V grant **MUST** apply for eligibility designation by the established closing date. You must reapply for eligibility **EACH** year that you wish to apply for a new grant award.
- IHEs currently receiving Title III or Title V funds do not need to apply for eligibility designation unless they intend to apply for a new grant. ***IHEs designated as historically Black colleges and universities are statutorily exempt from the non-Federal cost-share match requirement and do not need to apply for eligibility designation.***
- FY 2010 applicants will report their required student head count figures based solely on their **2007 fall semester** enrollment.
- To further assist you in determining the low-income levels of your students, we have included (in the Federal Register notice) the **2007** low-income figures, as determined by the Bureau of the Census. **The term "low income individual" means an individual from a family whose taxable income for the preceding year did not exceed 150 percent of an amount equal to the poverty level established by the Bureau of the Census.**
- To assist you with calculating your institution's **average educational and general (E&G) expenditures** per Full Time Equivalent (FTE) student, the ED Form 1049 has been improved to calculate your institution's E&G expenditures for you. See pages 12 and 13 for specific instructions.
- If you are interested only in obtaining a waiver of certain non-Federal cost-share requirements, you must apply for a waiver by the **February 22, 2010** closing date.

- If you are designated as an eligible institution, your waiver of the non-Federal cost-share requirement is effective for five consecutive years. You will need to request another waiver in **2015**.

- If you are a current Title III or Title V grant recipient, you are already entitled to the cost-share waiver.

For FY 2010, all applications must be submitted electronically as described in this application package. If you wish to apply for a new grant, please make sure you submit the application by the established closing date.

ONCE YOU HAVE SUBMITTED YOUR ELIGIBILITY APPLICATION USING THE CONTRACTOR'S WEB SITE, PLEASE PRINT A COPY OF YOUR SUBMISSION FOR YOUR RECORDS. THE DEPARTMENT WILL NOT BE ABLE TO PROVIDE COPIES.

If you need further assistance, please contact us at the telephone numbers or e-mail addresses cited in this application package.

Sincerely,

James E. Laws, Jr., Ed.D.
Director
Institutional Development and Undergraduate
Education Service

ELIGIBILITY HIGHLIGHTS

- Please notify the eligibility staff if your institution's legal name has changed. This **MUST** be done in writing to the eligibility staff prior to applying for eligibility designation.

- You must apply for eligibility in your institution's legal name. Also, if you are planning to submit an application for new funds, both applications (i.e., the eligibility application and the application for funding) **MUST** be in the same name or your application for funding will be rejected.

- To apply for a waiver of the non-federal cost share requirement, you **MUST** apply for eligibility. After you submit your eligibility application, the system will deem your status. If deemed ineligible, the system will then provide you with the following prompt: "Do you want to apply for a waiver?" Click "YES" and then upload your waiver narrative.

- The term "low income individual" means an individual from a family whose taxable income for the preceding year did not exceed 150 percent of an amount equal to the poverty level established by the Bureau of the Census.

- You will not be notified to submit your waiver narrative if you have forgotten to upload it at the time of submission.

- After completing the form electronically, double check for accuracy and print a copy for yourself before submitting your application. When you hit the submit button, the system will display a message confirming that you have successfully submitted your application. Save and print this confirmation as proof that you have submitted your application electronically. If you do not receive this confirmation, you should assume that we did not receive your application. Please contact Kelley Harris at 202-219-7083 or Carnisia Proctor at 202-502-7606 or via email (firstname.lastname@ed.gov) **immediately**. Please do not wait until the last day to submit your application.

- You are responsible for verifying and certifying the accuracy and completeness of the data you submit. We are unable to notify institutions of errors or omissions in their data.

- For your convenience, a SAVE button has been added to the submission page.

- On the homepage, you have the option to select which program(s) you are applying to for Designation As An Eligible Institution.

- Applicants have the option to print their Designation As An Eligible Institution letter after submission.

- Only cost-share waiver letters and ineligible letters will be mailed to the contact person who submitted the eligibility application.

BEFORE YOU GET STARTED

You must read this entire application package, study the eligibility application face sheet (ED Form 1049) and collect the required data before you attempt to complete the application on-line. This application package may be obtained using the "eligibility 2010" link, at either of the following Web sites:

http://www.ed.gov/programs/iduestitle3a/index.html
http://www.ed.gov/hsi
https://opeweb.ed.gov/title3and5/

You will need your institution's unique 8-digit identifier, referred to as the Office of Postsecondary Education Identification (OPE ID) number, in order to electronically retrieve and complete a valid eligibility application form. If your institution's OPE ID number is not readily available, your business office or student financial aid office should have your OPE ID number**.** If not, contact our program office by calling our main number at 202-502-7777 or any one of the individuals listed below:

Kelley.Harris@ed.gov	or	202-219-7083
Carnisia.Proctor@ed.gov	or	202-502-7606

Periodically, throughout this application package, we refer to certain sections of program regulations. We anticipate that you will not need to read the program regulations because we have attempted to make these eligibility instructions all-inclusive. However, in the event you wish to check a regulation governing the Title III, Part A, Title V-HSI, HSI Graduate Program, AANAPISI, PBI and the NASNTI you may do so at the following Web sites:

http://www.ed.gov/legislation/FedRegister/finrule/2001-4/121599a.html

http://www.ed.gov/about/offices/list/ope/idues/index.html

Only **individual** accredited institutions, including eligible branch campuses, may apply for designation as an eligible institution. The regulations at 34 CFR Part 606.2(a)(6) and 607.2(a)(4) outline the accrediting requirements. A higher education system, foundation or district may not apply on behalf of individual institutions. Submit data pertinent solely to your institution, no matter whether your institution normally maintains and submits

data to the U. S. Department of Education as part of a single filing by a higher education system for all institutions within that system or by a district for all institutions within that district.

Designation As An Eligible Branch Campus

To be designated as an eligible branch campus, the branch campus must meet the needy student enrollment requirement, the educational and general (E&G) expenditures requirement, and the definition of a branch campus. The regulations at 34 CFR Part 606.7(b) and 34 CFR Part 607.7(e) define "branch campus" to mean a unit of a college or university that is geographically apart from the main campus and independent of that main campus. We consider a unit of a college or university to be independent of the main campus if the unit is permanent in nature, offers courses for credit and programs leading to an associate or bachelor's degree, and is autonomous to the extent that it has its own faculty and administrative or supervisory organization and its own budgetary and hiring authority. If your institution is applying for eligibility as a branch campus, provide the eligibility data pertinent only to that particular campus.

The Government Paperwork Elimination Act (GPEA) of 1998 (P. L. 105-277) and the Federal Financial Assistance Management Improvement Act of 1999 (P. L. 106-107) encourage us to undertake initiatives to improve our grant processes. Enhancing the ability of individuals and entities to conduct business with us electronically is a major part of our response to these Acts. Therefore, we are taking steps to adopt the Internet as our chief means of conducting transactions in order to improve services to our customers and to simplify and expedite our business processes.

Note: Some of the procedures in these instructions for transmitting applications differ from those in the Education Department General Administrative Regulations (EDGAR) (34 CFR 75.102). Under the Administrative Procedure Act (5 U.S.C. 553), the Department generally offers interested parties the opportunity to comment on proposed regulations. However, these amendments make procedural changes only and do not establish new substantive policy. Therefore, under 5 U.S.C. 553(b)(A), the Secretary has determined that proposed rulemaking is not required.

If your institution does **not** meet the needy student enrollment requirement and/or the educational and general expenditures requirement(s), and you wish to request a waiver of one or both of these requirements, you must complete your designation application form and your waiver request narrative electronically by the **January 6, 2010** deadline if you are applying for a grant, or by the **February 22, 2010** deadline if you are only applying for a cost-share waiver.

We are requiring that all applications for institutional eligibility designation for FY 2010 be submitted electronically by going online to:

https://opeweb.ed.gov/title3and5/

You qualify for an exception to the electronic submission requirement, and may submit your application in paper format, if you are unable to submit an application electronically because –

- You do not have access to the internet; or
- You do not have the capacity to upload the data on-line; and
- No later than two weeks before the application deadline date (14 calendar days or, if the fourteenth calendar day before the application deadline date falls on a Federal holiday, the next business day following the Federal holiday), you mail or fax a written statement to the Department, explaining which of the two grounds for an exception prevent you from using the Internet to submit your application. If you mail your written statement to the Department, it must be postmarked no later than two weeks before the application deadline date. If you fax your written statement to the Department, we must receive the faxed statement no later than two weeks before the application deadline date.

Address and mail or fax your statement to: Darlene Collins, U.S. Department of Education, 1990 K Street, N.W., Room 6020, Washington, DC 20202-8513. FAX: (202) 502-7861. Your paper application must be submitted in accordance with the mail or hand delivery instructions provided in the official notice published in the Federal Register.

IMPORTANT NOTE: After completing the form electronically, double check for accuracy and print a copy for yourself before submitting your application. When you press the submit button, the system will display a message confirming that you have successfully submitted your application. Save and print this confirmation as proof that you have submitted your application electronically. If you do not receive this confirmation, you should assume that we did not receive your application. Please contact Kelley Harris or Carnisia Proctor at 202-502-7777 or via email (firstname.lastname@ed.gov) immediately. Please do not wait until the last day to submit your application.

You are responsible for verifying and certifying the accuracy and completeness of the data you submit. We are unable to notify institutions of errors or omissions in their data.

INSTRUCTIONS FOR COMPLETING THE APPLICATION (ED Form 1049)

(ELECTRONIC SUBMISSION REQUIRED)

PART I – IDENTITY OF APPLICANT INSTITUTION

ITEM 1. INSTITUTION/CAMPUS OPE ID NUMBER

You will need your institution's unique 8-digit identifier, referred to as the Office of Postsecondary Education Identification (OPE ID) number, in order to electronically retrieve and complete a valid eligibility application form.

ITEM 2. NAME OF INSTITUTION/CAMPUS

Use your institution's complete name. If your institution is a branch campus, use the parent institution's name but follow it with the name of the branch campus (see definition of branch campus on page 5 of the application package). For example, you would cite the State University of New York, Brockport Campus.

Enter the name of the institution in the spaces provided.

If your institution's name has changed within the last two years, include the former name on the appropriate line provided in Part V of the eligibility application form.

ITEMS 3 THROUGH 6.

Self-explanatory.

ITEM 7. DATA UNIVERSAL NUMBERING SYSTEM (DUNS) NUMBER

Enter your institution's DUNS number in the spaces provided.

DUNS Number: Dun and Bradstreet assigns your institution's 9-digit DUNS number. Your business office will likely know your institution's DUNS number. If not, you can obtain it at no charge by calling 1-800-333-0505 or by completing a DUNS Number Request Form. You may obtain the form using the following Web site:

http://www.dnb.com

ITEM 8. TYPE OF INSTITUTION

Enter your institution's type: **Identify the institution as either a 2-year or 4-year institution of higher education.**

If your institution recently changed its status from 2-year to 4-year, identify the institution as 4-year.

If the institution offers both undergraduate and graduate education, identify it as a 4-year institution.

ITEM 9. CONTROL OF INSTITUTION

Identify the institution as either a private nonprofit institution or a public institution.

PART II - INSTITUTIONAL ENROLLMENT

ITEM 1. TOTAL INSTITUTIONAL ENROLLMENT (Fall 2007 Head Count)

Determine the institution's **2007 fall semester** head count of enrolled undergraduate and graduate students.

Do not include foreign students who are not eligible to participate in Title IV need-based financial assistance programs.

Enter this number in the space provided.

ITEM 2. TOTAL MINORITY ENROLLMENT (Fall 2007 Head Count)

Determine the institution's **2007 fall semester** head count of enrolled minority undergraduate and graduate students.

Do not include foreign students who are not eligible to participate in Title IV need-based financial assistance programs.

The regulations at 34 CFR Part 606.7(b) and Part 607.7(e) define minority student to mean a student who is Alaska Native, American Indian, Asian-American, Black (African-American), Hispanic American, Native Hawaiian, or Pacific Islander.

Enter this number in the space provided.

PART III - INSTITUTIONAL STATISTICS

ITEM 1. NEEDY STUDENT REQUIREMENT

Fill out Part III, Items 1A through 1D, using the following instructions.

ITEM 1.A. FALL 2007 HEAD COUNT ENROLLMENT OF UNDERGRADUATE AND GRADUATE DEGREE STUDENTS

Determine the institution's total **2007 fall semester** head count of undergraduate and graduate students who were enrolled in a **degree** program. The regulations at 34 CFR Part 606.7(b) and at 34 CFR Part 607.7(e) define ”degree student” to mean a student who enrolls at an institution for the purpose of obtaining the degree, certificate or other recognized educational credential offered by that institution. We consider the transcript that a student receives for the successful completion of a two-year transfer program to be an “other recognized educational credential.”

Do not include foreign students who are not eligible to participate in Title IV need-based assistance programs.

In determining the undergraduate student head count, include all undergraduate students who were enrolled in a program that result in the award of a bachelor’s degree. Include those enrolled in a two-year transfer program, and those enrolled in a two-year educational program that results in the award of an associate degree. Include those enrolled in a vocational or technical program of at least two years in length that result in the award of a certificate that testifies that the student qualifies to work as a technician or at the semiprofessional level in technological fields.

Enter the total in the space provided under Part III, Item 1.A.

ITEM 1.B. FALL 2007 RECIPIENTS OF TITLE IV NEED-BASED FINANCIAL ASSISTANCE

Determine the institution's total **2007 fall semester unduplicated** student head count of degree students who received any of the following Title IV need-based assistance: **Federal Pell Grant, Federal College Work Study, Federal Perkins Loan or Federal Supplemental Educational Opportunity Grant.** To compute the unduplicated student head count, count each student who received Title IV need-based assistance, regardless of the number of need-based programs in which the student participated**. If a student participates in multiple need-based programs, that student is to be counted <u>only once</u>.**

Enter the total in the space provided under item Part III, Item 1.B.

ITEM 1.C. FALL 2007 ENROLLMENT OF HALF TIME, UP TO AND INCLUDING FULL-TIME, UNDERGRADUATE STUDENTS

Determine the institution's total **2007 fall semester** undergraduate head count of students who were enrolled at least **half time** in degree programs at your institution.

Do not include foreign students who are not eligible for Title IV need-based financial assistance.

Enter the total in the space provided under Part III, Item 1.C.

ITEM 1.D. FALL 2007 PELL GRANT RECIPIENTS ONLY

Determine your institution's total **2007 fall semester** undergraduate head count of students who received **Pell Grants** for the 2007-2008 academic term. Include Pell Grant recipients who were enrolled in a program on at least a half-time basis.

Enter the total undergraduate head count of Pell Grant recipients in the space provided under Part III, Item 1.D.

ITEM 2. EDUCATIONAL AND GENERAL (E&G) EXPENDITURES REQUIREMENT

Use the following instructions to complete items 2.A through 2.D.

ITEM 2.A. UNDERGRADUATE FULL-TIME EQUIVALENT, FALL 2007 ENROLLMENT

Determine your institution's full-time equivalent (FTE) **2007 fall semester** enrollment of undergraduate students. The regulations at 34 CFR Part 606.7(b) and 34 CFR Part 607.7(e) describe how you are to calculate your full-time equivalent enrollment and the instructions below paraphrase those regulations.

Whatever the full-time load is at your institution, count a full-time undergraduate student as one FTE.

To determine the FTE for part-time undergraduate students, enter the total number of credit hours of all part-time undergraduate students. That number will automatically be divided by 12. The result is the FTE for part-time undergraduate students.

The system will then add the total (full-time plus part-time) undergraduate students. The result is the total number of undergraduate FTE equivalent FY 2007 enrollment.
NOTE: This number should not exceed the total institutional enrollment entered under Part II, Item 1.

ITEM 2.B. GRADUATE FULL-TIME EQUIVALENT 2007 FALL ENROLLMENT

Determine the institution's full-time equivalent **2007 fall semester** enrollment of graduate students, if any, including both full-time and part-time students, as explained here.

Whatever the full-time load is at your institution, count a full-time graduate student as one FTE.

To determine the FTE for part-time graduate students, enter the total number of credit hours of all part-time graduate students. That number will automatically be divided by 12. The result is the FTE for part-time graduate students.

To calculate the total graduate FTE, add the FTE of full-time graduate students and the FTE of part-time graduate students, and then **divide** this total by a factor of 2.5. This final figure is the graduate FTE. The use of the 2.5 factor is required by the Department's regulations at 34 CFR 606.4(a)(2) and 607.4(a)(2) to account for higher educational and general expenditures for graduate versus undergraduate students.

The system will then add the total (full-time plus part-time) graduate students. The result is the total number of graduate FTE equivalent FY 2007 enrollment.

ITEM 2.C. TOTAL EDUCATIONAL AND GENERAL EXPENDITURES

Determine the institution's E&G expenditures for **2007-2008**. The regulations at 34 CFR Part 606.7(b) and 34 CFR Part 607.7(e) define E&G expenditures as the **total amount** expended by an institution of higher education for: instruction, research, public service, academic support (including library expenditures), student services, institutional support, scholarships and fellowships, operation and maintenance expenditures for physical plant, and any mandatory transfers which the institution is required to pay by law. In determining the institution's E&G expenditures, total these costs. **Do not include Federal student financial aid.**

Enter the total **2007-2008** E&G expenditures in the space provided under Part III, Item 2.C.

ITEM 2.D. AVERAGE EDUCATIONAL AND GENERAL EXPENDITURES PER FTE STUDENT

The system will calculate for you the institution's average E&G expenditures per FTE for **2007-2008**.

PART IV. SPECIFIC INSTITUTIONAL ELIGIBILITY REQUIREMENTS

ITEM 1. NEEDY STUDENT REQUIREMENTS

Use the following calculations to determine whether your institution meets the needy student requirement in at least one of two possible ways.

YOUR INSTITUTION MEETS THE NEEDY STUDENT REQUIREMENT IF:

A. At least 50% of its 2007 fall semester, unduplicated student head count of undergraduate degree students received financial assistance under one or more of the following programs: Federal Pell Grant, Federal College Work-Study, Federal Perkins Loan or Federal Supplemental Educational Opportunity Grant Programs (Part III, 1B).

Or

B. The percentage of its 2007 fall semester, undergraduate degree students who were enrolled on at least a half-time basis and received Federal Pell Grants exceeded the median percentage of undergraduate degree students who were enrolled on at least a half-time basis and received Federal Pell Grants at comparable institutions that offered similar instruction (Part III, 1D).

ITEM 1. A. AT LEAST 50% OR MORE OF FALL 2007 DEGREE STUDENTS WERE RECIPIENTS OF NEED-BASED FINANCIAL SUPPORT

If your institution **meets** the needy student requirement because **50 percent or more** of its **2007** fall semester, enrolled degree students received the above-mentioned Title IV need-based financial assistance, fill in the bubble next to Part IV, Item 1.A. **If the percentage turns out to be less than 50%, leave the bubble blank next to Part IV, Item 1.A.**

EXAMPLE: Needy Student Calculation (Bubble A)

To determine whether your institution meets the statutory needy student requirement for 2007-2008, divide the number of 2007 fall semester, Title IV recipients (Part III, Item 1.B) by the 2007 fall semester enrollment of degree students (Part III, Item 1.A). The result (Part III, 1.B., divided by Part III, 1.A) is the percentage of needy students enrolled in the institution for the base year. If the result is 50 percent or more, your institution meets the statutory needy student requirement threshold. The regulations at 34 CFR Part 606.3(a)(1) and at 34 CFR Part 607.3(a)(1) describe the needy student requirement.

Example

2007 fall semester enrollment (Part III, 1.A) = 800 degree students
2007 fall semester Title IV recipients (Part III, 1.B) = 600 students
Percentage of recipients of need-based financial support
= 75% (600 divided by 800)

The example institution meets the needy student requirement because 50 percent or more of its 2007 fall semester degree students received need-based financial support.

ITEM 1.B. THE PERCENTAGE OF FEDERAL PELL GRANT RECIPIENTS AT THE APPLICANT INSTITUTION EXCEEDED THE MEDIAN PERCENTAGE AT SIMILAR INSTITUTIONS.

If your institution **meets** the statutory needy student requirement because the percentage of its 2007 fall semester enrolled students that received Pell Grants exceeded the median Federal Pell Grant percentage for its category of institutions (see below), **fill in the bubble next to Part IV, Item 1.B.** If your percentage **does not exceed** the median Federal Pell Grant percentage for your category of institutions, **leave the bubble blank next to Part IV, Item 1.B.**

If the institution meets both Part IV, Items 1.A and 1.B, fill in the bubble next to Part IV, Item 1.A only.

EXAMPLE: Needy Student Calculation
(Bubble B)

To determine if your institution meets the statutory needy student requirement for 2007, divide the number of 2007 fall semester Pell Grant recipients (Part III Item 1.D) by the 2006 fall semester enrollment of half-time up to and including full-time degree seeking students (Part III Item 1.C). The result (Part III, 1.D, divided by Part III, 1.C) is the percentage of Pell Grant recipients enrolled in the institution for the base year. If this result **exceeds** the "Median Federal Pell Grant Percentage" for your category of institutions, your institution meets the statutory needy student requirement threshold.

Example

2007 fall semester enrollment of half-time to full-time degree students
(Part III, 1.C) = 600
2007 fall semester Pell Grant recipients (Part III, 1.D) = 250)
2007 Pell Grant percentage = 41.6% (250 divided by 600)

Here are the median Federal Pell Grant percentages or thresholds for base year 2007-2008:

For 2-year public institutions, the median = **24.4%**

For 2-year non-profit private institutions, the median =**35.7%**

For 4-year public institutions, the median = **24.7%**

For 4-year non-profit private institutions, the median = **25.4%**

Since in our example, the institution's Pell Grant percentage is greater than the median Pell Grant percentage for any category of institution, the example institution meets the needy student requirement.

ITEM 1.C. REQUESTING A WAIVER OF THE NEEDY STUDENT REQUIREMENT

If the institution **does not meet** the statutory needy student requirement, **under either** the Title IV need-based financial assistance 50% threshold **or** the appropriate Pell Grant threshold, you may request a waiver of this requirement. **Before doing so, study below the seven possible options under which you may attempt to make your case that we grant you a waiver**. These options correspond to the seven options listed in the regulations at 34 CFR Part 606.3(b) and 34 CFR Part 607.3(b).

Fill in the bubble corresponding to Part IV, Item 1.C, denoting that you are requesting a waiver.

After you review the seven possible options for requesting a waiver of the needy student requirement, select the option(s) that applies to your institution's particular case. You may apply under more than one option if you wish.

Prepare a separate narrative, providing the required evidence that shows the chosen waiver option(s) does, indeed, apply to your particular institution. Following the instructions detailed below, the narrative must contain persuasive and compelling evidence. Mere statements of fact may not be enough to support your request. Provide supporting documentation (relevant studies, recent reports and/or data, etc.) to justify your request for a waiver. It is acceptable to upload photocopies of supporting documentation when addressing the waivers.

Needy Student Waiver Option #1, 34 CFR 606.3(b)(1) and 607.3(b)(1)

Provide evidence that the **state provided more than 30 percent of your institution's budget** for the 2007-2008 base year,

AND

Provide evidence that your institution charged **not more than $99.00 per student for tuition and fees for the 2007-2008 base year.**

To the extent possible, identify the resources provided by the state, citing specific dollar amounts. Also, show actual tuition and fees charged per student, and provide supporting documentation such as posted tuition and fees.

Needy Student Waiver Option #2, 34 CFR 606.3(b)(2) and 607.3(b)(2)

Provide evidence that **at least 30 percent** of the students served by your institution in the **2007-2008** base year **were students from low-income families.**

The regulations at 34 CFR Part 606.7(c) and 34 CFR 607.7(e) define a low income individual to be one from a family whose taxable income for the base year did not exceed 150% of an amount equal to the poverty level as determined by the Bureau of the Census. In the Federal Register Closing Date Notice, we stated the low-income figures for 2007.

Support your request by providing documentation (statistical and whole numbers baseline data) that verifies your claim that at least 30 percent of your enrolled students were from low-income families.

Needy Student Waiver Option #3, 34 CFR 606.3(b)(3) and 607.3(b)(3)

Provide evidence that your institution, in the base year, **substantially increased the higher education opportunities for low-income students who were also educationally disadvantaged, or from groups underrepresented in postsecondary education, or**

were minority students. The program regulations at 34 CFR 606.7(b) and 607.7(e) define "*educationally disadvantaged* ", "*minority student*" and "*underrepresented* ".

Include ***ALL*** the following information:

l. A description of the student body characteristics, including the racial/ethnic composition and the number of low-income students, for the **2007-2008** base year.

2. The number of low-income students for the **2007-2008** base year that were also educationally disadvantaged, from groups underrepresented in postsecondary education, or minority students.

3. A description of the programs and services in place during the **2007-2008** base year that were specifically designed to increase the educational opportunities for the low income students who were also educationally disadvantaged, from groups underrepresented in higher education, or minority students.

4. A longitudinal progression detailing the number of these students served by the institution's programs and services during the past five academic periods: **2003-2004, 2004-2005, 2005-2006, 2006-2007 and 2007-2008**.

<u>Needy Student Waiver Option #4,</u> 34 CFR 606.3(b)(4) and 607.3(b)(4)

Provide evidence that your institution substantially increased the higher education opportunities in the **2007-2008** base year **for individuals who resided in an area that is not included in a "metropolitan statistical area**" (MSA) as defined by the Office of Management and Budget and who were unserved by other postsecondary institutions.

Include ***ALL*** of the following information:

1. The geographical areas of residence for enrolled students in the **2007-2008** base year including:

-- The percentage of enrolled students from MSAs; and
-- The percentage of enrolled students from locations <u>outside</u> an MSA.

2. A map or scale drawing showing the geographically isolated or rural nature of your institution's location. Include its geographic relationship to the nearest other institution(s) of higher education and nearest MSA; and the mileage between the institution and other institutions and the nearest MSA.

3. A description of the geographic barriers and climatic and other conditions that limit the options of individuals to attend other institutions.

4. A brief longitudinal progression detailing the number of enrolled students served by the applicant institution during the past five academic periods: **2003-2004,**

2004-2005, 2005-2006, 2006-2007 and 2007-2008 who resided in areas outside the boundaries of an MSA.

Needy Student Waiver Option #5, 34 CFR 607.3(b)(5)

Provide evidence that your institution is located **on or within 50 miles of an American Indian reservation or of a substantial population of American Indians**, and that the institution will substantially increase higher education opportunities for American Indians. In addressing "higher education opportunities for American Indians;" include both student enrollment and retention.

Include ***ALL*** the following information:

1. A map or scale drawing showing your institution's location in relation to the American Indian reservation or population center. Include the mileage between the institution and the reservation or population center.

2. A description of the student body characteristics for the **2007-2008** base year and the two academic years following the base year **(2008-2009** and **2009-2010)**. Include the racial/ethnic composition and specifically identify the number and percentage of American Indian students by full-time and part-time status.

3. Describe the programs and services in place during the **2007-2008** base year and the two academic years following the base year **(2008-2009** and **2009-2010)** that were specifically designed to increase the higher educational opportunities for American Indians.

4. Describe your institution's plans to develop and implement programs and services specifically designed to increase the higher educational opportunities for American Indians.

5. Describe the institution's enrollment goals for American Indian students for the next three academic years **(2008-2009, 2009-2010** and **2010-2011)**. Detail the institution's plans to meet these goals.

Needy Student Waiver Option #6, 34 CFR 607.3(b)(6):

Your institution meets the definition of a **tribally controlled college or university** as defined in section 2 of the Tribally Controlled College or University Assistance Act of 1978.

Needy Student Waiver Option #7, 34 CFR 607.3(b)(7):

Provide evidence that your institution **will substantially increase higher education opportunities for American Indians, Alaska Natives, Black Americans, Hispanic**

Americans, Asian Americans, Pacific Islanders or Native Hawaiians. In addressing "higher education opportunities" include both student enrollment and retention.

Include ***ALL*** of the following information:

1. A description of the student body characteristics for the **2007-2008** base year and the two academic years following the base year **(2008-2009** and **2009-2010)**. Include the racial/ethnic composition and specifically identify the number and the percentage for each racial/ethnic group listed above by full-time and part-time status.

2. Describe the programs and services in place during the **2007-2008** base year and the two academic years following the base year **(2008-2009** and **2009-2010)** that were specifically designed to increase the higher educational opportunities for one or more of the racial/ethnic groups listed above.

3. Describe the programs and services your institution is currently developing that are specifically designed to increase the higher educational opportunities for one or more of the racial/ethnic groups listed above. Include the projected date(s) for the implementation of these programs and services.

4. Describe your institution's enrollment goals for one or more of the racial/ethnic groups listed above for the next three academic years **(2008-2009, 2009-2010** and **2010-2011)**. Explain in detail the institution's plans to meet these goals.

PART IV, ITEM 2. EDUCATIONAL & GENERAL EXPENDITURES REQUIREMENT

Your institution meets the E&G expenditures requirement if its average E&G expenditures per FTE student cited in Part III, Item 2.D, is less than the average E&G per FTE for the same category of institution. **The average 2007-2008 E&G expenditures per FTE student for each category of institution is the following:**

2- year public institution	**=**	**$11,023**	**per FTE student**
2- year non-profit private	**=**	**$23,870**	**per FTE student**
4- year public institution	**=**	**$26,849**	**per FTE student**
4- year non-profit private	**=**	**$43,037**	**per FTE student**

PART IV, ITEM 2.A

Darken bubble 2.A only if your institution's **2007-2008** average E&G expenditures per FTE is less than the average E&G expenditures per FTE student for its category of institution.

PART IV, ITEM 2.B

Darken bubble 2.B if your institution exceeded the E&G expenditures threshold and you are requesting a waiver.

Write a justification for each waiver option you are requesting.

Instructions for Selecting Waiver Option(s) for the E&G Expenditures Requirement

Review all five waiver options provided below, and select the option(s) that applies to your institution's particular case. You may request multiple options. You must submit a written justification with the eligibility application form for each option requested. The waiver option justification narrative must contain persuasive and compelling evidence that the specific waiver condition exists. **Mere statements of fact may not be enough to support your request. Provide supporting documentation (relevant studies, recent reports and/or data, etc.) to justify your request for a waiver. It is acceptable to upload photocopies of supporting documentation when addressing the waivers.**

E&G Waiver Option #1, 34 CFR 606.4(d)(1) and 607.4(d)(1)

Low student enrollment in the Fall **2007** distorted your institution's E&G expenditures per FTE undergraduate student and the institution's eligible designation is otherwise consistent with the purposes of the Title III or Title V program. The institution may show that its enrollment was low relative to the enrollment before the base year, and/or low relative to the enrollment after the base year.

Provide detailed evidence that supports your claim that low student enrollment in 2007 distorts your E&G expenditures. Show that enrollments in the years prior to and after 2007 were greater, citing specific numbers. Comparisons with similar IHEs could be helpful.

E&G Waiver Option #2, 34 CFR 606.4(d)(2) and 607.4(d)(2)

Location of the institution in **an unusually high cost-of-living area** distorted your institution's E&G expenditures per FTE undergraduate student and the institution's eligible designation is otherwise consistent with the purposes of the Title III or Title V program. Provide documentation from a governmental source to substantiate the high cost of living in the area.

Cite recent statistics from local, state and/or national levels. Please include comparisons.

E&G Waiver Option #3, 34 CFR 606.4(d)(3) and 607.4(d)(3)

High-energy costs distorted your institution's E&G expenditures per FTE undergraduate student and the institution's eligible designation is otherwise consistent with the purposes of the Title III or Title V program. Provide documentation to substantiate the high costs.

Please show comparisons and include supporting documentation.

E&G Waiver Option #4, 34 CFR 606.4(d)(4) and 607.4(d)(4)

An increase in State funding that was part of a desegregation plan for higher education distorted your institution's E&G expenditures per FTE undergraduate student and the institution's eligible designation is otherwise consistent with the purposes of the Title III or Title V program.

Provide documentation to substantiate your request.

E&G Waiver Option #5, 34 CFR 606.4(d)(5) and 607.4(d)(5)

Operation of high cost professional schools; such as medical or dental schools, or high cost programs, such as technology or health science programs, distorted your institution's E&G expenditures per FTE undergraduate student, and the institution's eligible designation is otherwise consistent with the purposes of the Title III or Title V program.

Provide documentation to substantiate your request. Please include enrollment and cost comparisons.

E&G Waiver Option #6, 34 CFR 607.3(b)(6):

Your institution meets the definition of a **tribally controlled college or university** as defined in section 2 of the Tribally Controlled College or University Assistance Act of 1978.

PART V. CERTIFICATION

A duly authorized representative of the institution must check the box in Part V to certify that to the best of his or her knowledge and belief, all data in the application are true and correct and the applicant institution will comply with the required assurances. By checking this box and submitting this application, the applicant institution further certifies that they meet the accrediting requirements and, if applicable, meet the definition of a branch campus

APPENDICES

Application For Designation As An Eligible Institution
(ED Form 1049)

Federal Register Closing Date Notice Inviting Applications

UNITED STATES DEPARTMENT OF EDUCATION
WASHINGTON, D.C. 20202
APPLICATION FOR DESIGNATION AS AN ELIGIBLE INSTITUTION
FISCAL YEAR 2010

CFDA Number: **031H**

To apply for grants under
Title III Programs (SIP), (TCCU), (ANNH), (AANAPISI), (NASNTI)
Title V Programs (HSI), (PPOHA)
and the (PBI) Programs
Authority: 34 CFR Part 606 and 607 Programs
Important: You are required to provide the information requested in order to obtain or retain a benefit.

According to the Paperwork reduction Act of 1995, no persons are required to respond to a collection of information unless such collection displays a valid OMB control number. The valid OMB control number for this information collection is 1840-0103. The time required to complete this information collection is estimated to average 7.00 hours (or minutes) per response, including the time to review instructions, search existing data resources, gather the data needed, and complete and review the information collection. If you have any comments concerning the accuracy of the time estimate(s) or suggestions for improving this form, please write to: U.S. Department of Education, Washington, D.C. 20202-4561. If you have comments or concerns regarding the status of your individual submission for this form, write directly to: Institutional Development and Undergraduate Education Service, U.S. Department of Education, 600 Independence Avenue, S.W., (1990 K Street, N.W., 6th Floor), Washington, DC 20202-8513.

*** This form must be completed electronically.**

Part I. Identity of Applicant Institution

1. Institution/Campus OPE ID Number:
2. Name of Institution/Campus Requesting:
3. Address (Street # or P.O. Box and Street Name, City, State, Zip):
4. Contact Person's Name: (Last Name, First Name, Middle Initial):
5. Contact Person's Title, Phone Number, Extension:
6. E-mail Address:
7. Data Universal Numbering System (DUNS Number):
8. Type (mark one): ( ) 2-Year Institution ( ) 4-Year Institution
9. Control (mark one): ( ) Private Non-Profit Institution ( ) Public Institution

Part II. Institutional Enrollment

1. Total Institutional Enrollment (Fall 2007 Head Count):
2. Total Minority Enrollment (Fall 2007 Head Count):

Part III. Institutional Statistics

1. Needy Student Requirement

A. Fall 2007 Head Count Enrollment of Undergraduate and Graduate Degree Students:

B. Fall 2007 Recipients of Title IV Need-Based Financial Assistance:
(Include Only Pell Grant, Supplemental Educational Opportunity Grant, College Work Study, and Perkins Loan)

C. Fall 2007 Enrollment of Half-Time up to and including Full-Time Undergraduate Students:

D. Fall 2007 Pell Grant Recipients:

2. Educational & General Expenditures Requirement (E&G)

A. Undergraduate Full-Time Equivalent Fall 2007 Enrollment
a. Total Full-Time Undergraduate Students:
b. Total Number of Credit Hours for all Part-Time Undergraduate Students:

B. Graduate Full-Time Equivalent Fall 2007 Enrollment:
a. Total Full-Time Graduate Students:
b. Total Number of Credit Hours for all Part-Time Graduate Students:

C. Total 2007-2008 Educational & General Expenditures (E&G):

D. Average 2007-2008 E&G per FTE = C/(A+B):

Part IV. Specific Institutional Eligibility Requirements

1. Needy Student Requirement (mark A, B. or C)

( ) A. According to the result, after dividing item 1B by item 1A in Part III of this form, at least 50% of Degree Students are recipients of Need-Based Financial Support; or

( ) B. According to the result, after dividing item 1D by item 1C in Part III of this form, our enrollment exceeds the pertinent threshold for Substantial Percentage of Students Receiving Pell Grants for the 2007-2008 year.

( ) C. Requesting Waiver (Section 607.3(b) and Section 606.3(b) option(s):
Fill in the bubble(s) needed and attach the narrative justification to this form.

AND

2. Educational & General Expenditures Requirement (mark A or B)

( ) A. The E&G expenditures per FTE Student are less than the pertinent threshold for base year 2007-2008.

( ) B. Requesting Waiver (Section 607.4(c) and (d) and Section 606.4(c) and (d) option(s):
Fill in the bubble(s) needed and attach the narrative justification to this form.

Part V. Certification

(Although this Certification requirement is waived for applicants submitting through the Internet, the Department reserves the right to require a signed form on request.)

To the best of my knowledge and belief, all data in this application are true and correct. The governing body of the applicant has duly authorized this document and the applicant will comply

with the required assurances. We meet the accrediting requirements and, if applicable, we meet the definition of a branch campus as defined in 34 CFR Part 606.7(b) and 34 CFR 607.7(e).

Authorized Representative's Typed Name and Title Date Authorized Representative's Signature

Phone Number Fax Number Former Name of Applicant Institution/Campus (if applicable)

Form Approved - OMB No. 1340-0103 Expiration Date: 02/28/2011
ED Form 1049 (Revised 11/99), Replaces ED Form 1049, Revised 8/95 which is obsolete.
Page 2 of 2

4000-01-U

DEPARTMENT OF EDUCATION

(CFDA NO. 84.031H)

Office of Postsecondary Education.

Strengthening Institutions Program (SIP), American Indian Tribally Controlled Colleges and Universities (TCCU), Alaska Native and Native Hawaiian-Serving Institutions (ANNH), Asian American and Native American Pacific Islander-Serving Institutions (AANAPISI), Native American Serving Nontribal Institutions (NASNTI), Developing Hispanic-Serving Institutions (HSI), Promoting Postbaccalaureate Opportunities for Hispanic Americans (PPOHA), and Predominantly Black Institutions (PBI) Programs for Fiscal Year (FY) 2010.

PURPOSE OF PROGRAMS: The SIP, TCCU, ANNH, AANAPISI, NASNTI and PBI Programs are authorized under Title III, Part A, of the Higher Education Act of 1965, as amended (HEA). Under these programs, institutions of higher education (IHEs or institutions) are eligible to apply for grants if they meet specific statutory and regulatory eligibility requirements. Similarly, IHEs are eligible to apply for grants under Title V of the HEA if they meet specific statutory and regulatory requirements. The HSI and PPOHA Programs are

authorized under Title V, Parts A and B of the HEA. In addition, under Title III of the HEA, institutions applying for grants under the AANAPISI and NASNTI Programs must be eligible institutions as defined in section 312(b) of the HEA. Institutions applying for grants under the PBI Program must be eligible institutions as defined in section 318(b)(1).

An IHE that is designated as an eligible institution may also receive a waiver of certain non-Federal cost-share requirements under the Federal Supplemental Educational Opportunity Grant (FSEOG), the Federal Work Study (FWS), the Student Support Services (SSS), and the Undergraduate International Studies and Foreign Language (UISFL) Programs. The FSEOG, FWS, and SSS Programs are authorized under Title IV of the HEA. The UISFL Program is authorized under Title VI of the HEA. Qualified institutions may receive these waivers even if they are not recipients of grant funds under the Title III or Title V Programs.

SPECIAL NOTE: To qualify as an eligible institution under the Title III or Title V Programs, your institution must satisfy several criteria, including one related to needy student enrollment and one related to average educational and general (E&G) expenditures for a specified base year. The most recent data available for E&G expenditures are for

base year 2007-2008. In order to award FY 2010 grants in a timely manner, we will use the most recent data available. Therefore, we use E&G expenditure threshold data from the base year 2007-2008. In completing your eligibility application, please use E&G expenditure data from the base year 2007-2008.

If you are designated as an eligible institution and you do not receive a new award under the Title III or Title V Programs in FY 2010, your eligibility for the non-Federal cost-share waiver under the FSEOG, the FWS, the SSS, and the UISFL Programs is valid for five consecutive years. You will not need to reapply for eligibility until 2015, unless you wish to apply for a new Title III or Title V grant. All institutions interested in applying for a new FY 2010 Title III or Title V grant or requesting a waiver of the non-Federal cost share, must apply for eligibility designation in FY 2010. Under the HEA, any institution interested in applying for a grant under any of these programs must first be designated as an eligible institution.

ELIGIBLE APPLICANTS: To qualify as an eligible institution under the Title III or Title V Programs, an accredited institution must, among other requirements, have an enrollment of needy students, and its average E&G

expenditures per full-time equivalent (FTE) undergraduate student must be low in comparison with the average E&G expenditures per FTE undergraduate student of institutions that offer similar instruction.

The eligibility requirements for the Title III Programs are found in 34 CFR 607.2 through 607.5. The regulations may be accessed at the following Web site: http://www.access.gpo.gov/nara/cfr/waisidx_02/34cfr607_02.html.

The eligibility requirements for the Title V, HSI Program are found in 34 CFR 606.2 through 34 CFR 606.5. The regulations may be accessed at the following Web site: http://www.access.gpo.gov/nara/cfr/waisidx_01/34cfr606_01.html.

ENROLLMENT OF NEEDY STUDENTS: Under 34 CFR 606.3(a) and 607.3(a), an institution is considered to have an enrollment of needy students if: (1) at least 50 percent of its degree students received financial assistance under one or more of the following programs: Federal Pell Grant, FSEOG, FWS, or the Federal Perkins Loan Programs; or (2) the percentage of its undergraduate degree students who were enrolled on at least a half-time basis and received Federal Pell Grants exceeded the median percentage of undergraduate degree students who were enrolled on at least

a half-time basis and received Federal Pell Grants at comparable institutions that offer similar instruction.

To qualify under this latter criterion, an institution's Federal Pell Grant percentage for base year 2007-2008 must be more than the median for its category of comparable institutions provided in the 2007-2008 Median Pell Grant and Average E&G Expenditures per FTE Student Table in this notice.

For the PBI Program, see section 318(b)(2) of the HEA for the definition of "Enrollment of Needy Students."

EDUCATIONAL AND GENERAL EXPENDITURES PER FTE STUDENT: An institution should compare its 2007-2008 average E&G expenditures per FTE student to the average E&G expenditure per FTE student for its category of comparable institutions contained in the 2007-2008 Median Pell Grant and Average E&G Expenditures per FTE Student Table in this notice. The institution meets this eligibility requirement if its average E&G expenditures for the 2007-2008 base year are less than the average for its category of comparable institutions.

An institution's average E&G expenditures are the total amount it expended during the base year for instruction, research, public service, academic support, student services, institutional support including library

expenditures, operation and maintenance, scholarships and fellowships, and mandatory transfers.

The following table identifies the relevant median Federal Pell Grant percentages for the base year 2007-2008 and the relevant average E&G expenditures per FTE student for the base year 2007-2008 for the four categories of comparable institutions:

Type of Institution	2007-2008 Median Pell Grant Percentage	2007-2008 Average E&G Expenditures per FTE Student
2-year Public Institutions	24.4	$11,023
2-year Non-profit Private Institutions	35.7	$23,870
4-year Public Institutions	24.7	$26,849
4-year Non-profit Private Institutions	25.4	$43,037

Waiver Information: IHEs that are unable to meet the needy student enrollment requirement or the average E&G expenditures requirement may apply to the Secretary for waivers of these requirements, as described in 34 CFR 606.3(b), 606.4(c) and (d), 607.3(b), and 607.4(c) and (d). Institutions requesting a waiver of the needy student enrollment requirement or the average E&G expenditures requirement must include in their application detailed

information supporting the waiver request, as described in the instructions for completing the application.

The regulations governing the Secretary's authority to waive the needy student requirement, 34 CFR 606.3(b)(2) and (3) and 607.3(b)(2) and (3), refer to "low-income" students or families. The regulations at 34 CFR 606.3(c) and 607.3(c) define "low-income" as an amount that does not exceed 150 percent of the amount equal to the poverty level, as established by the U.S. Bureau of the Census.

For the purposes of this waiver provision, the following table sets forth the low-income levels for the various sizes of families:

2007 ANNUAL LOW-INCOME LEVELS

Size of Family Unit	Family Income for the 48 Contiguous States, D.C., and Outlying Jurisdictions	Family Income for Alaska	Family Income for Hawaii
1	$15,315	$19,155	$17,625
2	$20,535	$25,680	$23,625
3	$25,755	$32,205	$29,625
4	$30,975	$38,730	$35,625
5	$36,195	$45,255	$41,625
6	$41,415	$51,780	$47,625
7	$46,635	$58,305	$53,625

8	$51,855	$64,830	$59,625

Note: The 2007 annual low-income levels are being used because those are the amounts that apply to the family income reported by students enrolled for the fall 2007 semester. For family units with more than eight members, add the following amount for each additional family member: $5,220 for the contiguous 48 States, the District of Columbia and outlying jurisdictions; $6,525 for Alaska; and $6,000 for Hawaii.

The figures shown under family income represent amounts equal to 150 percent of the family income levels established by the U.S. Bureau of the Census for determining poverty status. The poverty guidelines were published by the U.S. Department of Health and Human Services in the Federal Register on January 24, 2007 (72 FR 3147-3148).

The information about “metropolitan statistical areas” referenced in 34 CFR 606.3(b)(4) and 607.3(b)(4) may be obtained by requesting the Metropolitan Statistical Areas, 1999 Publication, Order Number PB99–501538, from the National Technical Information Service, Document Sales, 5301 Shawnee Road, Alexandria, VA 22312, telephone number: 1–800–553–6847. There is a charge for this publication.

APPLICATIONS AVAILABLE: December 7, 2009.

DEADLINE FOR TRANSMITTAL OF APPLICATIONS: January 6, 2010 for an applicant institution that wishes to be designated as eligible to apply for a FY 2010 new grant under the Title III or Title V Programs and February 22, 2010 for an applicant institution that wishes to apply only for cost-sharing waivers under the FSEOG, FWS, SSS, or UISFL Programs.

ELECTRONIC SUBMISSION OF APPLICATIONS:

Applications for designation of eligibility must be submitted electronically using the following Web site: https://opeweb.ed.gov/title3and5.

To enter the Web site, you must use your institution’s unique 8-digit identifier, i.e., your Office of Postsecondary Education Identification Number (OPE ID Number). Your business office or student financial aid office should have the OPE ID Number. If not, contact the

Department using the e-mail addresses of the contact persons listed in this notice under FOR APPLICATIONS AND FURTHER INFORMATION CONTACT.

You will find detailed instructions for completing the application form electronically under the "eligibility 2010" link at either of the following Web sites: http://www.ed.gov/programs/iduestitle3a/index.html or http://www.ed.gov/hsi.

If your institution is unable to meet the needy student enrollment requirement or the average E&G expenditure requirement and wishes to request a waiver of one or both of these requirements, you must complete your designation application form electronically and transmit your waiver request narrative document from the following Web site: https://opeweb.ed.gov/title3and5.

EXCEPTION TO ELECTRONIC SUBMISSION REQUIREMENT: You may qualify for an exception to the electronic submission requirement and may submit your application in paper format if you are unable to submit an application electronically because--

- You do not have access to the Internet; or
- You do not have the capacity to upload documents to the Web site; and

- No later than two weeks before the application deadline date (14 calendar days; or, if the fourteenth calendar day before the application deadline date falls on a Federal holiday, the next business day following the Federal holiday), you mail or fax a written statement to the Department, explaining which of the two grounds for an exception prevent you from using the Internet to submit your application. If you mail your written statement to the Department, it must be postmarked no later than two weeks before the application deadline date. If you fax your written statement to the Department, we must receive the faxed statement no later than two weeks before the application deadline date.

Address and mail or fax your statement to: Darlene B. Collins, U.S. Department of Education, 1990 K Street, NW., room 6020, Washington, DC 20006-8513. Fax: (202) 502-7861.

Your paper application must be submitted in accordance with the mail or hand delivery instructions described in this notice.

SUBMISSION OF PAPER APPLICATIONS BY MAIL.

If you qualify for an exception to the electronic submission requirement, you may mail (through the U.S. Postal Service or a commercial carrier), your application

to the Department. You must mail the application, on or before the application deadline date, to the Department at the following address:

By mail through the U.S. Postal Service or commercial carrier:

Darlene B. Collins
U.S. Department of Education
1990 K Street, NW., Room 6020
Washington, DC 20006-8513

You 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 the U.S. Department of Education.

If you mail your application through the U.S. Postal Service, we do 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.

If your application is postmarked after the application deadline date, we will not consider your application.

Note: The U.S. Postal Service does not uniformly provide a dated postmark. Before relying on this method, you should check with your local post office.

SUBMISSION OF PAPER APPLICATIONS BY HAND DELIVERY.

If you qualify for an exception to the electronic submission requirement, you (or a courier service) may deliver your paper application to the Department by hand. You must deliver the application, on or before the application deadline date, to the Department at the following address:

Darlene B. Collins
U.S. Department of Education
1990 K Street, NW., Room 6020
Washington, DC 20006-8513

Hand delivered applications will be accepted daily between 8:00 a.m. and 4:30:00 p.m., Washington, DC time, except Saturdays, Sundays, and Federal holidays.

APPLICABLE REGULATIONS: (a) The Education Department General Administrative Regulations in 34 CFR parts 74, 75, 77, 79, 82, 84, 85, 86, 97, 98, and 99. (b) The regulations for the Title III Programs in 34 CFR part 607, and for the HSI Program in 34 CFR part 606.

Note: There are no program-specific regulations for the AANAPISI, NASNTI, PBI, and the PPHOA Programs. Accordingly, we encourage each potential applicant to read the HEA, the authorizing statute for these programs.

FOR APPLICATIONS AND FURTHER INFORMATION CONTACT: Kelley Harris or Carnisia Proctor, Institutional Development and Undergraduate Education Service, U.S. Department of Education, 1990 K Street, NW., room 6033, Request for Eligibility Designation, Washington, DC 20006–8513.

You may contact these individuals at the following e-mail addresses or phone numbers:

Kelley.Harris@ed.gov, 202-219-7083
Carnisia.Proctor@ed.gov, 202-502-7606

If you use a telecommunications device for the deaf (TDD), you may call the Federal Relay Service (FRS) at 1–800–877–8339.

Individuals with disabilities may obtain this document in an accessible format (e.g., braille, large print, audio tape, or computer diskette) on request to the contact persons listed in this section.

Electronic Access to This Document: You can view this document, as well as all other documents of this Department published in the Federal Register, in text or Adobe Portable Document Format (PDF) on the Internet at the

following site: www.ed.gov/news/fedregister. To use PDF you must have Adobe Acrobat Reader, which is available free at this site.

Note: The official version of this document is the document published in the Federal Register. Free Internet access to the official edition of the Federal Register and the Code of Federal Regulations is available on GPO Access at: http://www.gpoaccess.gov/nara/index.html.

Program Authority: 20 U.S.C. 1057–1059d, 1101–1103g, and amendments to Titles III and V of the HEA by Pub. L. No. 110-315, (20 U.S.C. 1059e (PBI), 20 U.S.C. 1069f (NASNTI), and 20 U.S.C. 1059g (AANAPISI).

Delegation of Authority: The Secretary of Education has delegated authority to Daniel T. Madzelan, Director, Forecasting and Policy Analysis for the Office of Postsecondary Education, to perform the functions and duties of the Assistant Secretary for Postsecondary Education.

Dated:

_____

Daniel T. Madzelan,
Director,
Forecasting and Policy Analysis.