

#### § 535.4

#### 34 CFR Ch. V (7-1-02 Edition)

(i) A full-time student in a program of study that was in the approved application; and

(ii) Gainfully employed no more than 20 hours a week or the annual equivalent of 1040 hours.

(b) The Secretary may authorize the following financial assistance on an annual basis to post-doctoral fellowship recipients:

(1) A stipend of up to \$40,000.

(2) Publications, research and scholarly materials, research-related travel, and fees—up to \$5,000.

(c) In authorizing assistance to fellowship recipients under paragraphs (a) and (b) of this section, the Secretary considers the amount of other financial compensation that the fellowship recipients receive during the training period.

(Authority: 20 U.S.C. 7478)

#### § 535.4 What regulations apply?

The following regulations apply to this program:

- (a) 34 CFR 75.51 and 75.60 through 62.
- (b) 34 CFR part 77.
- (c) 34 CFR part 79.
- (d) 34 CFR part 85.
- (e) The regulations in this part 535.

(Authority: 20 U.S.C. 7475)

#### § 535.5 What definitions apply?

(a) *Definitions in the Act.* (1) The following terms used in this part are defined in section 7501 of the Act:

Bilingual education program  
Children and youth  
Limited English proficiency  
Native Hawaiian or Native American Pacific Islander Native language educational organization  
Office  
Other programs for persons of limited-English proficiency

(2) The following terms used in this part are defined in section 7104 of the Act:

Indian tribe  
Tribally sanctioned educational authority

(3) The following terms used in this part are defined in section 14101 of the Act:

Institution of higher education  
Local educational agency (LEA)

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

Applicant	Project
Application	Recipient
Award	Secretary
Department	State
EDGAR	State educational
Fiscal year	agency (SEA)

(c) Other definition. The following definition also applies to this part:

*Act* means the Elementary and Secondary Education Act of 1965, as amended.

(Authority: 20 U.S.C. 7475-7480)

### Subpart B—How Does an IHE Apply To Participate in the Program?

#### § 535.10 How does an IHE apply to participate in the program?

To apply for participation under this part, an IHE shall submit an application to the Secretary that—

- (a) Responds to the appropriate selection criteria in §§ 535.21 and 535.23; and
- (b) Requests a specific number of fellowships to be awarded in each proposed language or other curriculum group for the fellowship period specified in § 535.42.

(Authority: 20 U.S.C. 7475)

#### § 535.11 What assurance must an application contain?

An application that proposes to train master's or doctoral level students with funds received under this part must provide an assurance that the program will include a training practicum in a local school program serving LEP students.

(Authority: 20 U.S.C. 7476(a)(3)(A))

#### § 535.12 In what circumstances may an IHE waive the training practicum requirement?

An IHE participating under this program may waive the requirement in § 535.11 for a training practicum for a master's or doctoral degree candidate who has had at least one academic year of experience in a local school program serving LEP students.

(Authority: 20 U.S.C. 7476(a)(3)(B))