

**8 CRR-NY 152-1.1 NY-CRR**

OFFICIAL COMPILATION OF CODES, RULES AND REGULATIONS OF THE STATE OF NEW YORK

TITLE 8. EDUCATION DEPARTMENT

CHAPTER II. REGULATIONS OF THE COMMISSIONER

SUBCHAPTER I. SCHOLARSHIPS AND GRANTS

PART 152. HIGHER EDUCATIONAL OPPORTUNITY PROGRAMS

SUBPART 152-1. NONPUBLIC INSTITUTIONS

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152-1.1 Applications.

(a) Applications for aid under the provisions of section 6451 of the Education Law shall be submitted for each funding cycle in a format and timeframe prescribed by the commissioner.

(b) Each application should include a summer program that occurs on or after July 1st to prepare the student for the academic year.

(c) For the purposes of this section a summer session shall be deemed to occur on or after July 1st to prepare the student for the academic year.

152-1.2 Institutional plan and proposal.

An institution applying for funds shall include in such application information required by section 6451 as well as such information as the Commissioner1.3 (i)10.9 ( )TJ-0.001 Tc 0.003 a ( )TJ-0.0Eyat

(e) the criteria for student eligibility for recruitment and admission in the institution's educational opportunity program must be clearly outlined. The criteria established by each institution shall limit access to the program only to students:

(1) whose prior academic achievement indicates a need for counseling and educational support to complete their degree programs; and

(2) who are educationally disadvantaged as defined in section 27-1.1 of this Title and would otherwise not be eligible for admission under the college's admission standards, except the institution has made a determination that the student has demonstrated the potential for successful completion of a college-level program.

#### 152-1.3 Date of submission.

(a) The institutional plan and proposal for funds under the provisions of section 6451 shall be transmitted to the Commissioner of Education or his/her designee, by the date specified in the announcement of funding.

(b) The date of submission may be modified by the Commissioner of Education or his/her designee.

#### 152-1.4 Reporting.

Each institution which has entered into a contract pursuant to section 6451 shall submit to the Commissioner of Education, or his/her designee, reports in a form and manner prescribed by the Commissioner of Education or his/her designee, including but not limited to:

(a) An analysis of program operation in terms of the stated objectives and the extent to which the objectives were achieved.

(b) An analysis of the progress of students served by the program with a comparison to other students enrolled by the institution.

(c) An itemization of the institution's support of such program during the contract period including the use of outside (Federal, State and local) funds.

(d) Plans for program change, expansion and development.

(e) The extent and nature of faculty, staff, student and community involvement and participation in program development and implementation to improve retention and graduation rates.

#### 152-1.5 Financial assistance.

(e) partial reimbursement for tuition for regular academic courses pursuant to criteria promulgated by the commissioner;

(f) student travel for academic activities and conferences related to the student's course of study;

(g) expenses related to helping students apply for and prepare for graduate or professional school; including preparation materials, guides, classes, fees for exams for graduate and professional schools and for professional licensure, and travel to and from test centers;

(h) the hiring of enrolled students participating in an Arthur O. Eve opportunity for higher education work-study program for HEOP students comprised of peer tutoring, peer counseling, peer mentoring and activities related to HEOP and/or the administration of HEOP at the institution.

#### 152-1.6 Supplemental financial assistance.

An institution may apply for and award supplemental financial assistance to students enrolled in higher education opportunity programs under the provisions of section 6451 of the Education Law. Such funds shall be limited to:

(a) room and board or a portion thereof for on-campus resident students and off-campus resident students. For purposes of this section:

(1) *resident student* shall mean a student who does not live at home (with parents or guardians) during the academic year;

(2) *on-campus resident student* shall mean a student who lives in housing facilities owned and/or maintained by the institution; and

(3) *off-campus resident student* shall mean a student who does not live in institutionally-provided housing;

(b) travel to and from the student's home, for both residential and commuter students including study abroad as deemed necessary by the academic course of study. For purposes of this subdivision, a *commuter student* shall mean a student who is not a resident student (*e.g.*, a student living at home with his or her parents or guardians while attending college);

(c) textbooks and instructional materials as deemed necessary by the program of study;

(b) the student has received an approved high school diploma, or has obtained a New York State high school equivalency diploma (general equivalency diploma) or its equivalent;

(1) an *approved high school diploma* means:

(i) a New York State high school diploma received pursuant to section 100.5 of this Title; or

(ii) a recognized high school diploma issued by another state in the United States;

(2) an *approved State high school equivalency diploma* is a diploma received pursuant to section 100.7

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