

## Environmental Protection Agency

## § 46.110

project period. The recipient shall prepare the final projects report in accordance with the project officer's instructions, and submit the final project report within 30 days after the end of the project period.

### § 45.155 Continuation assistance.

To be eligible for continuation assistance, the recipient must:

(a) Demonstrate satisfactory performance during all previous budget periods;

(b) Include in the application a detailed progress report showing the progress achieved and explain special problems or delays, a budget for the new budget period, and a detailed work plan for the new budget period; and

(c) Submit a preliminary financial statement for the current budget period that includes estimates of the amount the recipient expects to spend by the end of the current budget period and the amount of any uncommitted funds which the recipient proposes to carry over beyond the term of the current budget period.

### APPENDIX A TO PART 45—ENVIRONMENTAL PROTECTION AGENCY TRAINING PROGRAMS

	Administering office	
	Headquarters	Regional
Office of Air, Noise, and Radiation:		
Air Pollution Control Manpower Training Grants.	X	
Air Pollution Control—Technical Training.	X	
Office of Water:		
Water Pollution Control—Professional Training Grants.	X	X
Safe Drinking Water Professional Training Grants.	X	
Safe Drinking Water—Occupational Training.	X	
Office of Solid Waste and Emergency Response:	X	
Hazardous Waste Training.		

## PART 46—FELLOWSHIPS

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### APPENDIX A TO PART 46—ENVIRONMENTAL PROTECTION AGENCY FELLOWSHIP PROGRAMS

AUTHORITY: Sec. 103(b)(5) of the Clean Air Act as amended, (42 U.S.C. 7403(b)(5)); secs. 104(b)(5) and (g)(3)(B) of the Clean Water Act, as amended (33 U.S.C. 1254(b)(5) and (g)(3)(B)); sec. 1442(d)(2) of the Safe Drinking Water Act, as amended, (42 U.S.C. 300j-1(d)(2)); and sec. 8001 of the Solid Waste Disposal Act, as amended (42 U.S.C. 6981).

SOURCE: 49 FR 41006, Oct. 18, 1984, unless otherwise noted.

### § 46.100 Purpose.

This part establishes the policies and procedures for all Environmental Protection Agency (EPA) fellowships and supplements the requirements in 40 CFR part 30, "General Regulation for Assistance Programs."

### § 46.105 Authority.

The EPA is authorized to award fellowships under the following statutes:

(a) Section 103(b)(5) of the Clean Air Act as amended (42 U.S.C. 7403(b)(5));

(b) Section 104(b)(5) and (g)(3)(B) of the Clean Air Act, as amended (33 U.S.C. 1254(b)(5) and (g)(3)(B));

(c) Section 1442(d)(2) of the Safe Drinking Water Act, as amended (42 U.S.C. 300j-1(d)(2)); and

(d) Section 8001 of the Solid Waste Disposal Act as amended (42 U.S.C. 6981).

### § 46.110 Objectives.

Fellowships awarded under this part are intended to enhance the capability of State or local agencies responsible for environmental pollution control or other agencies with similar pollution control responsibilities; provide educational renewal opportunities for their career oriented personnel to achieve additional knowledge through academic professional training; and to bring new people into the environmental control field.

**§ 46.115 Types of fellowships.**

(a) *Local agency fellowships* are awarded to current or prospective employees of a local environmental pollution control or regulatory agency for academic professional training in pollution control science, engineering, and technology and in specialty areas supportive of pollution abatement and control efforts.

(b) *State agency fellowships* are awarded to current or prospective employees of a State environmental pollution control or regulatory agency to provide academic professional training in the areas of pollution abatement and control.

(c) *Special fellowships* are awarded to individuals for education and training in pollution control science, engineering, and technology and in specialty areas supportive of pollution abatement and control efforts.

**§ 46.120 Definitions.**

The following definitions supplement the definitions in 40 CFR 30.200.

*Full-time fellow.* An individual enrolled in an academic educational program directly related to pollution abatement and control, and taking a minimum of 30 credit hours or an academic workload otherwise defined by the institution as a full-time curriculum for a school year. The fellow need not be pursuing a degree.

*Part-time fellow.* An individual enrolled in an academic educational program directly related to pollution abatement and control and taking at least 6 credit hours but less than 30 credit hours per school year, or an academic workload otherwise defined by the institution as less than a full-time curriculum. The fellow need not be pursuing a degree.

*Special fellow.* An individual enrolled in an educational program relating to environmental sciences, engineering, professional schools, and allied sciences.

*Stipend.* Supplemental financial assistance other than tuition, fees, and book allowance, paid directly to the fellow.

**§ 46.125 Benefits.**

(a) Recipients of assistance under this part shall be entitled to tuition

and fees. Recipients may receive an allowance for books and supplies up to a maximum of \$750 for the school year for a full-time fellow, and are entitled to the normal student holidays observed by the academic institution.

(b) Recipients of a fellowship may receive a stipend at a level determined by the EPA program office based on EPA's needs and resources, and on the student's course load.

(c) Part-time fellows will not be paid more than the maximum amount paid to an equivalent full-time fellow under the same fellowships program.

**§ 46.130 Eligibility.**

(a) All applicants for fellowships under this part must be:

(1) Citizens of the United States, its territories, or possessions, or lawfully admitted to the United States for permanent residence; and

(2) Accepted by an accredited educational institution for full-time or part-time enrollment for academic credit in an educational program directly related to pollution abatement and control.

(b) Applicants for State or local agency fellowships must be current or prospective employees of a State or local agency with responsibilities for environmental pollution control, and must be recommended by the administrator, or designee, of the State or local agency. The administrator, or designee, will recommend applicants based on the State or local need for academic professional training which will enhance the capability of the State or local agency.

**§ 46.135 Submission of applications.**

(a) Applicants must submit their requests for assistance on EPA Form 5770-2, "Fellowship Application." Applicants must submit the original and two copies of the application and undergraduate or graduate transcripts, as appropriate, to the Grants Administration Division, Grants Operation Branch (PM-216), Environmental Protection Agency, 401 M Street SW., Washington, DC, 20460.

(b) The applicant must submit documentation to show compliance with the eligibility requirements in § 46.130,

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and any additional information required by the award official. Instructions for filing are contained in the application kit.

(Information collection requirements in paragraph (a) were approved by the Office of Management and Budget under control number 2010-0004)

### § 46.140 Evaluation of applications.

(a) EPA will evaluate fellowship applications based upon:

- (1) Their relevance to EPA's program needs;
- (2) The availability of funds;
- (3) EPA's priorities;
- (4) Appropriateness of the fellow's proposed course of study; and
- (5) Evaluation of the applicant in terms of potential for study, as evidenced by academic record, letters of reference, training plans; and any other available information.

(b) [Reserved]

### § 46.145 Fellowship agreement.

(a) The fellowship agreement is the written agreement, including amendments, between EPA and a fellow. The agreement, EPA Form 5770-8, "Fellowship Agreement," will state the terms and conditions governing the fellowship.

(b) EPA will not participate in costs incurred by the fellow before both the award official and the fellow sign the agreement.

(c) The fellow must use the funds for the purposes stated in the fellowship agreement. If the fellow fails to comply with the terms and conditions of the award, the award official may apply the sanctions in 40 CFR part 30, subpart I.

(Information collection requirements in paragraph (a) were approved by the Office of Management and Budget under control number 2010-0004)

### § 46.150 Fellowship agreement amendment.

(a) The fellow must receive a formal amendment before implementing:

- (1) Changes in the objective of the agreement;
- (2) Changes in the assistance amount;
- (3) Substantial changes within the scope of the agreement; or
- (4) Changes in the project period.

(b) Fellows must submit a completed EPA Form 5770-6, "Fellowship Amendment" when requesting an amendment to the fellowship agreement.

(c) Minor changes in the agreement that are consistent with the objective of the agreement and within the scope of the agreement do not require a formal amendment before the fellow implements the change. However, such changes do not obligate EPA to provide Federal funds for any costs incurred by the fellow in excess of the assistance amount unless the award official approves the change in advance under § 46.150(a). The fellow must inform the EPA project officer in writing before implementing minor changes.

(Information collection requirements in paragraph (b) were approved by the Office of Management and Budget under control number 2010-0004)

### § 46.155 Supplemental conditions.

Recipients of a State or local fellowship receiving financial assistance under section 1442(d)(2) of the Safe Drinking Water Act, as amended; sections 104 (b)(5) and (g)(3)(B) of the Clean Water Act as amended; and section 8001 of the Solid Waste Disposal Act must agree to remain in the employment of the State or local agency that recommended the recipient for an EPA fellowship for twice the period of the fellowship. If the recipient fails to perform this obligation the recipient may be required to repay the amount of the EPA fellowship.

### § 46.160 Acceptance of fellowship award.

The applicant accepts the fellowship by signing and returning the fellowship agreement to the EPA award official within three weeks after receipt, or within any extension of such time that may be permitted by the EPA award official. If the applicant does not sign and return the agreement to the award official or request an extension of the acceptance time within three calendar weeks after receiving the agreement, the offer is null and void.

### § 46.165 Duration of fellowship.

(a) Full-time fellowships will not exceed one year.

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(b) Part-time fellowships will not exceed three years.

### § 46.170 Initiation of studies.

(a) The fellow must submit EPA 5770-7 "Fellowship Activation Notice" when they start their course of studies.

(b) If the EPA Grants Administration Division has not received the signed Fellowship Activation Notice within six months following the date of the award, EPA may terminate the fellowship.

(Information collection requirements in paragraph (a) were approved by the Office of Management and Budget under control number 2010-0004)

### § 46.175 Completion of studies.

Fellows must submit EPA Form 5770-9 "EPA Fellowship Termination Notice," when the fellow completes the course of study.

(Approved by the Office of Management and Budget under control number 2010-0004)

### § 46.180 Payment.

(a) EPA will pay stipends directly to the fellow on a monthly basis or any other basis approved by the Project Officer, only after EPA has received the signed EPA Form 5770-7, "Fellowship Activation Notice."

(b) EPA will pay the book allowance directly to the fellow only after EPA receives the signed EPA Form 5770-7.

(c) EPA will pay tuition and fees in a lump payment directly to the sponsoring institution only after EPA has received the signed EPA Form 5770-7.

(Information collection requirements in paragraph (a) were approved by the Office of Management and Budget under control number 2010-0004)

## APPENDIX A TO PART 46—ENVIRONMENTAL PROTECTION AGENCY FELLOWSHIP PROGRAMS

	Administering office	
	Headquarters	Regional
Office of Air, Noise, and Radiation: Air Pollution Control Fellowships.	X	
Office of Water: Water Pollution Control Fellowships.	X	
Safe Drinking Water Fellowships.	X	

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	Administering office	
	Headquarters	Regional
Office of Research and Development: Interdisciplinary Fellowships.	X	
Office of Solid Waste and Emergency Response: Hazardous Waste Fellowships.	X	

## PART 47—NATIONAL ENVIRONMENTAL EDUCATION ACT GRANTS

Sec.

47.100 Purpose and scope.

47.105 Definitions.

47.110 Eligible applicants.

47.115 Award amount and matching requirements.

47.120 Solicitation notice and proposal procedures.

47.125 Eligible and priority projects and activities.

47.130 Performance of grant.

47.135 Disputes.

AUTHORITY: 20 U.S.C. 5505.

SOURCE: 57 FR 8390, Mar. 9, 1992, unless otherwise noted.

### § 47.100 Purpose and scope.

This regulation codifies policy and procedures for the award of grants or cooperative agreements under section 6 of the NEEA. Specifically, this regulation defines eligible applicants, eligible activities, EPA priorities for selecting recipients, funding limits, and matching requirements. Projects funded under this regulation are also subject to the Code of Federal Regulations (40 CFR) part 31 for State and local recipients, and part 30 for other than State and local recipients. Those regulations contain Federal audit and other general administrative requirements. This regulation does not apply to the programs implemented under sections 5 and 7 of the NEEA.

### § 47.105 Definitions.

(a) *Environmental education and environmental education and training* mean educational activities and training activities involving elementary, secondary, and postsecondary students, as such terms are defined in the State in which they reside, and environmental