

named on the grant award document and complete at least one full academic term;

(b) Submit to the Secretary two copies of his or her official grade report at the close of each academic term, and upon completion of the training program, at that institution;

(c) Submit an annual continuation application, in the form and timeframes specified by the Secretary, to request funding for each remaining academic year approved under the initial application;

(d) Request a written leave of absence at least 30 days prior to withdrawal, unless in an emergency situation, from the Secretary for any interruption in his or her program of academic studies; and

(e) Sign an agreement, at the time of the award, with the Department to meet the provisions of the payback requirement.

(Approved by the Office of Management and Budget under control number 1810-0020)
(Authority: 20 U.S.C. 7833)

§ 263.31 What information must be submitted after a fellowship is awarded?

To verify further the accuracy of the information provided in the application, the applicant shall provide all information and documents as requested by the Secretary, including information on other financial aid sources for educational purposes. The applicant's failure to provide the requested information and documents invalidates the application and the Secretary will not consider it for funding.

(Approved by the Office of Management and Budget under control number 1810-0020)
(Authority: 20 U.S.C. 7833)

§ 263.32 What are the requirements for a leave of absence?

(a) The Secretary may approve a leave of absence, for a period not longer than one academic year, provided a Fellow has successfully completed at least one academic year.

(b) A written request for a leave of absence shall be submitted to the Secretary not less than 30 days prior to withdrawal or completion of a grading period, unless an emergency situation has occurred and the Secretary waives the prior notification requirement.

(c) The Secretary permits a leave of absence only if the institution certifies that the Fellow is eligible to resume his or her course of study at the end of the leave absence.

(d) The Secretary shall withdraw any remaining funds of the Fellow's award when a leave of absence has occurred prior to the end of an academic term.

(Approved by the Office of Management and Budget under control number 1810-0020)
(Authority: 20 U.S.C. 7833)

§ 263.33 What is required for continued funding under a fellowship?

(a) The Secretary reviews the status of each Fellow at the end of each year and continues support only if the Fellow—

(1) Has complied with requirements under this part;

(2) Has remained a full-time student in good standing in the field in which the fellowship was awarded; and

(3) Has submitted a noncompeting continuation application requesting additional support.

(b) A fellowship terminates when the Fellow receives the degree being sought or after the Fellow has received the fellowship for the maximum number of years allowed as defined in § 263.6 of this part, whichever comes first.

(Authority: 20 U.S.C. 7833)

§ 263.34 When is a fellowship discontinued?

(a) The Secretary may discontinue the fellowship, if the Fellow—

(1) Fails to comply with the provisions under this part, including failure to obtain an approved leave of absence under § 263.32, or with the terms and conditions of the fellowship award; or

(2) Fails to report any change in his or her academic status.

(b) The Secretary will discontinue a fellowship only after providing reasonable notice and an opportunity for the Fellow to rebut, in writing or in an informal meeting with the responsible official in the Department of Education, the basis for the decision.

(Authority: 20 U.S.C. 7833)

§ 263.35 What are the payback requirements?

(a) Individuals receiving assistance under the Indian Fellowship Program or the Professional Development Program are required to—

(1) Perform work related to the training received and that benefits Indian people; or

(2) Repay all or a prorated part of the assistance received.

(b) The period of time required for a work-related payback is equivalent to the total period of time for which training was actually received under the Indian Fellowship Program or Professional Development Program.

(c) The cash payback required shall be equivalent to the total amount of funds received and expended for training received under either of these programs and may be prorated based on any approved work-related service the participant performs.

(Approved by the Office of Management and Budget under control number 1810-0020)
(Authority: 20 U.S.C. 7832 and 7833)

§ 263.36 When does payback begin?

(a) For all fellows who complete their training under the Indian Fellowship Program or Professional Development Program, except for medical degree and doctoral degree candidates, payback shall begin within six months from the date of completion of the training.

(1) For fellows in a doctoral degree program requiring a dissertation, payback shall begin not later than two years after the program's academic course work has been completed or the institution determines the student is no longer eligible to participate in the training program, whichever occurs first.

(i) After academic course work has been completed, fellows in doctoral degree programs shall submit an annual written report to the Secretary on the status of the dissertation.

(ii) Fellows will provide written notification to the Secretary, within 30 days, of completion of the dissertation and the participant's plans for completing a work-related or cash payback.

(2) For fellows in a doctoral degree program with clinical or internship requirements, payback shall begin within 6 months after the clinical or internship requirements have been met or the institution determines the student is no longer eligible to participate in the training program, whichever occurs first.

(i) After academic course work has been completed, fellows in a doctoral degree program with clinical or internship requirements shall submit an annual written report to the Secretary on the status of completion of the clinical or internship requirements.

(ii) Fellows will provide written notification to the Secretary, within 30 days, of completion of the clinical or internship requirements and the participant's plans for completing a work-related or cash payback.

(3) For fellows in a medical degree program, payback shall begin six months from the date that all residency requirements of the program have been met or the institution determines the student is no longer eligible to participate in the training program, whichever occurs first.

(i) After academic course work has been completed, fellows in a medical degree program shall submit an annual written report to the Secretary on the status of completion of the residency requirements of the program.