

undergraduates that attended the institution for the immediately preceding academic year. (Proposed § 668.48(b)(1))

The terms "academic year" and "full-time student" are defined in the Student Assistance General Provisions (34 CFR 668.2(b)). For the definition of "full-time student," see 59 FR 22419, published on April 29, 1994. For the definition of "academic year," see 59 FR 61178, published on November 29, 1994. The Secretary could apply these definitions to the EADA regulations and requests comments on whether to use (1) these definitions, (2) other definitions, or (3) no definitions. In particular, should the definition of "academic year," which does not refer to a 12-month period, apply? The Secretary believes that the categories of information required to be reported by the EADA should be with respect to a 12-month period, but requests comments on this issue.

The Secretary also requests comments on whether the term "undergraduate" should be defined, and, if so, how.

4. *Participants on varsity teams.*

The report must include—for the immediately preceding academic year—a listing of the varsity teams that competed in intercollegiate athletic competition and—for each team—the total number of participants, by team, as of the day of the first scheduled contest for the team. (Proposed § 668.48(b)(2)(i))

The Secretary requests comments on who should be included and who should be excluded as team "participants" under the EADA. For example, since "red-shirted" players typically practice with a team and receive athletically-related financial aid, should they be included as "participants?"

5. *Operating expenses.*

The report must include—for the immediately preceding academic year—the total operating expenses attributable to each varsity team. The EADA defines "operating expenses" to mean expenditures on lodging and meals, transportation, officials, uniforms, and equipment. In addition to reporting total operating expenses for each team, an institution may also report those expenses on a per capita basis for each team. An institution may report combined expenditures attributable to closely related teams—such as track and field or swimming and diving. Any such combinations must be reported separately for men's and women's teams. (Proposed § 668.48(b)(2)(ii))

The Secretary interprets the EADA to include expenses for both home and away games and training sessions, including lodging and meals. The

Secretary also believes that "total operating expenses" should include the expenses incurred by a team during an entire year, not just those incurred during the sports season of a team. The Secretary interprets the statute to exclude any categories of expenses that are not specifically listed in the law. The Secretary is interested in comments on which expenses should or should not be included under each of the statutory categories (lodging and meals, transportation, officials, uniforms, and equipment).

6. *Head coaches and assistant coaches.*

The institution must indicate in its report—for the immediately preceding academic year—whether the head coach for each varsity team was male or female and whether the head coach was assigned to that team on a full-time or part-time basis. The EADA requires that the institution consider graduate assistants and volunteers who served as head coaches to be head coaches for the purposes of this requirement. The institution must also indicate, for each team, the number of assistant coaches who were male and the number of assistant coaches who were female and whether a particular coach was assigned to that team on a full-time or part-time basis. As with head coaches, the EADA requires the institution to consider graduate assistants and volunteers who served as assistant coaches to be assistant coaches for the purposes of this requirement. (Proposed § 668.48(b)(2)(iii) and (iv))

7. *Total amount of athletically related student aid.*

The report must include—for the immediately preceding academic year—the total amount of money spent on athletically related student aid, including the value of waivers of educational expenses, separately for men's and women's teams overall. (Proposed § 668.48(b)(3))

The Secretary interprets this provision of the statute to require that the IHE report two totals—one total for men's teams and one total for women's teams.

The term "athletically related student aid" is defined in section 485(e)(8) of the HEA to mean any scholarship, grant, or other form of financial assistance, the terms of which require the recipient to participate in a program of intercollegiate athletics at an IHE in order to receive that assistance. This definition does not apply automatically to the EADA, which is in subsection (g) of section 485. However, the Secretary believes that the definition in subsection (e)(8) would provide useful guidance for the purposes of the EADA

and that having a single definition would promote clarity and consistency in the administration of these statutes. Thus, the Secretary proposes that the definition in subsection (e)(8) be made applicable to the EADA. The Secretary requests comments on whether "athletically related student aid" should also include scholarships to students who are on medical waivers (who therefore are not currently participating on the team) or who continue to receive athletically related aid after they cease to participate on a team for which they had been awarded that aid.

8. *Ratio of aid to male and female athletes.*

The report must give—for the immediately preceding academic year—the ratio of athletically related student aid awarded male athletes to athletically related student aid awarded female athletes. (Proposed § 668.48(b)(4))

The Secretary interprets this provision to require an IHE to calculate a ratio of the total of athletically related student aid awarded male athletes to the total of athletically related student aid awarded female athletes.

9. *Expenditures on recruiting.*

The report must include—for the immediately preceding academic year—the total amount of expenditures on recruiting, separately for men's and women's teams overall. (Proposed § 668.48(b)(5))

The Secretary interprets this provision of the statute to require that the IHE report two totals—one total for men's teams and one total for women's teams.

The Secretary requests comments on whether a definition of "expenditures on recruiting" is necessary, and, if so, which expenditures should or should not be included in the report as "expenditures on recruiting."

10. *Total annual revenues.*

The report must include—for the immediately preceding academic year—the total annual revenues generated across all men's teams and across all women's teams. In addition, an institution may report those revenues by individual team. (Proposed § 668.48(b)(6))

The Secretary interprets this provision of the statute to require that the IHE report two totals—one total for men's teams and one total for women's teams. The Secretary interprets the term "total annual revenues" to mean gross income, since there is no indication in the EADA that Congress intended anything less than that amount.

Under section 487(a)(18) of the HEA, IHEs are currently required to make an annual compilation of revenues and expenses attributable to "football, men's