

§ 58.207

withholding the excess. A budget period is an interval of time (usually 12 months) into which the project period is divided for funding and reporting purposes.

§ 58.207 For what purposes may grant funds be spent?

(a) A grantee shall only spend funds it receives under this subpart according to the approved application and budget, the authorizing legislation, terms and conditions of the grant award, applicable cost principles specified in subpart Q of 45 CFR part 74, and these regulations. Use of grant funds to meet the direct or indirect administrative costs of the training institution is not authorized.

(b) Grantees may not spend grant funds for sectarian instruction or for any religious purpose.

§ 58.208 What are the requirements for appointment of trainees?

(a) The grantee must require each trainee to complete a statement of appointment by the beginning of the training period, or as soon as possible if the trainee receives notice of his or her traineeship appointment after the training period has begun. The program director must sign the statement on behalf of the grantee and the original copy of the statement must be retained by the grantee to be available for program review and financial audit. The grantee must also send a copy of the statement to the Secretary upon request.

(b) The grantee must require full-time trainees to sign a statement that they will not undertake employment during their traineeships which would interfere with their ability to satisfactorily complete the training program in a timely fashion.

(c) The grantee may not require trainees to perform any work which is not an integral part of their training program and required of all students in the program, or to perform services which detract from or prolong their training.

(d) The grantee must advise each trainee who is enrolled in a course of study which requires more than twelve months that continued support under

42 CFR Ch. I (10-1-00 Edition)

this program is contingent upon the continued availability of grant funds.

(Approved by the Office of Management and Budget under control number 0915-0060)

[45 FR 73661, Nov. 6, 1980, as amended at 47 FR 54440, Dec. 3, 1982; 61 FR 6130, Feb. 16, 1996]

§ 58.209 Who is eligible for financial assistance as a trainee?

(a) To be eligible for a traineeship, an individual must meet the following conditions:

(1) Trainees must be United States citizens, non-citizen nationals, or foreign nationals having in their possession a visa permitting permanent residence in the United States.

(2) New trainees must be pursuing a graduate degree in a health professions field in which there is a severe shortage of health professionals (including the fields of epidemiology, environmental health, biostatistics, toxicology, public health nutrition, and maternal and child health). Ongoing traineeship commitment will be continued.

(3) All trainees must meet the school's admission requirements specified in the approved grant application.

(b) Traineeship support may not be provided to:

(1) Individuals who do not meet the qualifications for admission as specified in the approved application;

(2) Full-time Federal employees unless they are on Leave Without Pay status;

(3) Students pursuing training at the undergraduate level;

(4) Students in programs designed to prepare them for careers in research;

(5) Preventive medicine and dental public health residents (section 763 of the Act may be used for these students); or

(6) Individuals on temporary or student visas.

[61 FR 6130, Feb. 16, 1996]

§ 58.210 What financial support is available to trainees?

(a) Expenditures are limited to:

(1) Tuition and fees, in accordance with the established rates of the institution except as limited by the Secretary.

(2) Stipends, for full time students, in whatever amount the grantee determines that each trainee needs to pursue the training program, as long as that amount does not exceed the limits established by the Secretary.

(3) Transportation allowances on an individual basis when prior approval has been obtained from the Secretary in the following circumstances:

(i) In cases of extreme need, the grantee may pay a trainee an allowance from grant funds for travel from his or her residence to the training site.

(ii) The grantee may pay a trainee an allowance from grant funds for travel to field training if the site is beyond a reasonable commuting distance and requires the trainee to establish a temporary new residence. However, the grantee may not pay an allowance for daily commuting from the new place of residence to the field training headquarters.

(iii) The grantee may pay a trainee an allowance from grant funds for domestic travel to conduct research to meet dissertation requirements.

(b) The grantee may not give a stipend or allowance to a part-time trainee, but may give a traineeship award to pay a part-time trainee's tuition and fees.

§ 58.211 Duration of traineeships.

Traineeships must be for a full academic year, except an appointment for less than a full academic year may be made when the student will complete the program of study at the termination of the appointment, or when joint-degree programs require enrollment at another unit of the grantee institution for part of the academic year. A traineeship may not exceed 12 months in duration. However, consecutive or subsequent traineeship appointments may be made if a student's required program of study exceeds 12 months. Training for which the student receives a traineeship must begin during the period for which funds are made available, but may extend beyond the end of this period.

§ 58.212 Termination of traineeship.

The grantee must terminate a traineeship:

(a) Upon request of the trainee;
 (b) If the trainee withdraws from the grantee institution; or

(c) If the grantee determines that

(1) The trainee is no longer an enrolled student; or

(2) The trainee is not eligible or able to continue in attendance in accordance with its standards and practices.

§ 58.213 What additional Department regulations apply to grantees?

Several other regulations apply to grantees. They include, but are not limited to:

42 CFR part 50—subpart D—Public Health Service grant appeals procedure

45 CFR part 16—Procedures of the Departmental Grant Appeals Board

45 CFR part 46—Protection of human subjects

45 CFR part 74—Administration of grants

45 CFR part 80—Nondiscrimination under programs receiving Federal financial assistance through the Department of Health and Human Services effectuation of title VI of the Civil Rights Act of 1964

45 CFR part 81—Practice and procedure for hearings under part 80 of this title

45 CFR part 83—Regulation for the administration and enforcement of sections 794 and 855 of the Public Health Service Act

45 CFR part 84—Nondiscrimination on the basis of handicap in programs and activities receiving or benefiting from Federal financial assistance

45 CFR part 86—Nondiscrimination on the basis of sex in education programs and activities receiving or benefiting from Federal financial assistance

45 CFR part 91—Nondiscrimination on the basis of age in HHS programs or activities receiving Federal financial assistance

45 CFR part 93—New restrictions on lobbying

[49 FR 38116, Sept. 27, 1984, as amended at 61 FR 6130, Feb. 16, 1996]

§ 58.214 What other audit and inspection requirements apply to grantees?

Each entity which receives a grant under this subpart must meet the requirements of 45 CFR part 74 concerning audit and inspection.

[61 FR 6130, Feb. 16, 1996; 61 FR 51020, Sept. 30, 1996]

§ 58.215 Additional conditions.

The Secretary may impose additional conditions in the grant award before or