## LEGISLATIVE HISTORY CHECKLIST

1.1

NJSA: 18A:62-8 to 18A:62-13 ("Fund for Improvement of Collegiate Education") LAWS OF: 1985 CHAPTER: 193 Bill No: 51781 Sponsor(s): Dumont Date Introduced: May 14, 1984 Committee: Assembly: Revenue, Finance and Appropriations Senate: Education Amended during passage: Substituted for A2085 (2nd OCR and Yes committee statements--attached). Amendments during passage denoted by asterisks. . . . Date of Passage: Assembly: May 13, 1985 Senate: December 6, 1984 Date of Approval: June 25, 1985 Following statements are attached if available: Yes Sponsor statement: Committee statement: Assembly Yes Senate Yes **Fiscal Note:** No Veto Message: Yes Message on Signing: No Following were printed: No **Reports:** Hearings: No

Attached: Federal Fund for Improvement of Secondary Education (Federal statute as mentioned in sponsor's statement)



## [THIRD OFFICIAL COPY REPRINT] SENATE, No. 1781

## STATE OF **NEW JERSEY**

INTRODUCED MAY 14, 1984

By Senator DUMONT

Referred to Committee on Education

AN ACT establishing a Fund for the Improvement of Collegiate Education \*[and]\* \*,\* supplementing Title 18A of the New Jersey Statutes \*and making an appropriation therefor\*.

1 BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

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1. As used in this act: 1

a. "Fund" means the Fund for the Improvement of Collegiate  $\mathbf{2}$ Education established pursuant to this act. 3

4 b. "Institution" means an institution of collegiate grade in New Jersey which is approved or licensed by the State Board of Higher 56 Education.

1 2. There is created in the Department of Higher Education a Fund for the Improvement of Collegiate Education. \*\*The fund 2 shall be maintained as a separate accounting entity within the 3 department.\*\* The purpose of the fund is to make grants to institu-4 tions including but not limited to grants for the improvement of 5 teaching and learning processes; the improvement of access to and 6 7 the academic quality of higher education; the enhancement of the 8 quality of student life on campus; and the improvement of collegiate 9 retention of students, in particular students receiving assistance 10 through State financial aid programs.

\*\*Grants made pursuant to this act shall be based upon written 11

grant proposals submitted by institutions. All grant proposals shall 12

be evaluated according to competitive criteria established by the 13

State Board of Higher Education.\*\* \*\*\*No grant shall be awarded 14

EXPLANATION-Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted in the law. Matter printed in italics thus is new matter.

Matter enclosed in asterisks or stars has been adopted as follows:

-Senate committee amendments adopted June 25. 1984.

\*\*-Senate committee amendments adopted November 19, 1984.

\*\*\* -- Assembly committee amendment adopted January 28, 1985.

15 to an institution for the same purpose for more than three con16 secutive years.\*\*\*

1 3. The Chancellor of Higher Education shall appoint an advisory  $\mathbf{2}$ committee to the fund. \*The committee shall consist of no more than 12 members who may be, but shall not be limited to, repre-3 sentatives of the institutional sectors of higher education within 4 New Jersey, representatives from higher educational professional 5groups and organizations and individuals or organizations exhibit-6 7ing expertise in particular academic or administrative areas im-8 pacting on higher education.\* The committee shall advise the 9 chancellor on the priorities, objectives and effectiveness of the fund. 4. The chancellor shall annually review and report to the State ] Board of Higher Education \*\* [and] \*\* \*\*, \*\* the New Jersey Higher  $\mathbf{2}$ Education Assistance Authority\*\*, the Senate Education Committee 3 and the General Assembly Higher Education and Regulated Pro-4 fessions Committee, or their successors,\*\* on the condition and 5 priorities of the fund and the status of grants made by the fund. 6 1

5. The State Board of Higher Education shall adopt pursuant to the "Administrative Procedure Act," P. L. 1968, c. 410 (C. 52:14B-1 et seq.) rules and regulations regarding the fund's priorities and competitive grant procedures and any other regulations

5 necessary to effectuate the purposes of this act.

6. Funds for this program may be appropriated from \*\* the Gen eral Fund, ]\*\* reserve funds designated by the New Jersey Higher
 Boucation Assistance Authority \*\* tor any other sources recom mended by the State Board of Higher Education ]\*\*.

1 \*7. Funds for this program for the 1985 fiscal year shall be re-2 serve funds designated by the New Jersey Higher Education As-

3 sistance Authority in the amount of \$2,000,000.00.\*

1 \*[7.]\* \*8.\* This act shall take effect immediately.

## SENATE, No. 1781

# STATE OF NEW JERSEY

INTRODUCED MAY 14, 1984

### By Senator DUMONT

## Referred to Committee on Education

- AN ACT establishing a Fund for the Improvement of Collegiate Education and supplementing Title 18A of the New Jersey Statutes.
- 1 BE IT ENACTED by the Senate and General Assembly of the State 2 of New Jersey:
- 1 1. As used in this act:

a. "Fund" means the Fund for the Improvement of Collegiate3 Education established pursuant to this act.

b. "Institution" means an institution of collegiate grade in New
Jersey which is approved or licensed by the State Board of Higher
Education.

2. There is created in the Department of Higher Education a 1 Fund for the Improvement of Collegiate Education. The purpose 2of the fund is to make grants to institutions including but not 3 4 limited to grants for the improvement of teaching and learning processes; the improvement of access to and the academic quality 5of higher education; the enhancement of the quality of student life 6 7on campus; and the improvement of collegiate retention of students, in particular students receiving assistance through State financial 8 9 aid programs.

3. The Chancellor of Higher Education shall appoint an advisory
 committee to the fund. The committee shall advise the chancellor
 on the priorities, objectives and effectiveness of the fund.

4. The chancellor shall annually review and report to the State Board of Higher Education and the New Jersey Higher Education Assistance Authority on the condition and priorities of the fund

 $\ \ \, and \ the \ status \ of \ grants \ made \ by \ the \ fund.$ 

1 5. The State Board of Higher Education shall adopt pursuant to the "Administrative Procedure Act," P. L. 1968, c. 410 (C.  $\mathbf{2}$ 3 52:14B-1 et seq.) rules and regulations regarding the fund's priori-4 ties and competitive grant procedures and any other regulations  $\mathbf{5}$ necessary to effectuate the purposes of this act.

1 6. Funds for this program may be appropriated from the Gen- $\mathbf{2}$ eral Fund, reserve funds designated by the New Jersey Higher  $\mathbf{3}$ Education Assistance Authority or any other sources recommended 4 by the State Board of Higher Education.

1 7. This act shall take effect immediately.

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## STATEMENT

This bill establishes a Fund for the Improvement of Collegiate Education modeled after the federal Fund for the Improvement of Postsecondary Education. The fund will provide a Statewide annual competitive grant process to encourage innovative practices at New Jersey colleges and universities in targeted areas related to improving the education of college students.

## 51781 (1985)

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## ASSEMBLY REVENUE, FINANCE AND APPROPRIATIONS COMMITTEE

STATEMENT TO

## **SENATE**, No. 1781

[Second Official Copy Reprint]

[Assembly Reprint]

## STATE OF NEW JERSEY

### DATED: APRIL 15, 1985

Provisions:

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Senate Bill No. 1781 (2nd OCR) AR establishes a "Fund for the Improvement of Collegiate Education" in the Department of Higher Education. The fund will make grants to institutions of higher education for:

- a. The improvement of teaching and learning;
- b. The improvement of access to higher education;
- c. The improvement of academic quality;
- d. The enhancement of the quality of student life on campus;
- e. The improvement of the retention of students, especially those receiving State Financial Aid.

There will be an advisory committee, appointed by the chancellor. The committee shall consist of 12 members representing higher education institutional sectors and professional groups and organizations as well as individuals with particular expertise in higher education.

The chancellor will make an annual report on the condition and priorities of the fund and the status of grants and be submitted to the Board of Higher Education, the Student Assistance Board and the standing reference committees of the Legislature which deal with higher education.

### FISCAL IMPACT:

The bill restricts funds for this program to the reserve funds of the New Jersey Higher Education Authority. For fiscal year 1985, the bill appropriates \$2,000,000.00.

The committee favorably reports this bill.

## SENATE EDUCATION COMMITTEE

STATEMENT TO

## **SENATE**, No. 1781

with Senate committee amendments

## STATE OF NEW JERSEY

### DATED: JUNE 25, 1984

## PROVISIONS:

J L

This bill establishes a "Fund for the Improvement of Collegiate Education" in the Department of Higher Education. The fund will make grants to institutions of higher education for:

1. The improvement of teaching and learning;

2. The improvement of access to higher education;

3. The improvement of academic quality;

4. The enhancement of the quality of student life on campus;

5. The improvement of the retention of students, especially those receiving State Financial Aid.

There will be an advisory committee, appointed by the chancellor, to advise him on the priorities, objectives and effectiveness of the fund.

The State Board of Higher Education will establish, by regulations, the competitive grant procedures and the fund's priorities.

The chancellor is to report annually to the Board of Higher Education and the New Jersey Higher Education Assistance Authority on the conditions and priorities of the fund and the status of grants made by the fund.

Amendments:

The amendments provide that \$2,000.00, shall be designated for this program from the reserve funds of the Higher Education Assistance Authority.

They also specify that the advisory committee shall consist of 12 members representing higher education institutional sectors and professional groups and organizations as well as individuals with particular expertise in higher education.

## [SECOND OFFICIAL COPY REPRINT] ÀSSEMBLY, No. 2085

## STATE OF NEW JERSEY

### INTRODUCED MAY 14, 1984

By Assemblymen MUZIANI, LOVEYS, GALLO, HENDRICKSON, SHUSTED, ROCCO, DORIA, PALAIA, Assemblywoman COOPER, Assemblyman MEYER, Assemblywoman GARVIN, Assemblymen NAPLES, THOMPSON, DEVERIN, BOCCHINI, RILEY, GIRGENTI and KLINE

AN ACT establishing a Fund for the Improvement of Collegiate Education \*\* [and] \*\* \*\*, \*\* supplementing Title 18A of the New Jersey Statutes \*\* and making an appropriation therefor \*\*.

1 BE IT ENACTED by the Senate and General Assembly of the State 2 of New Jersey:

1 1. As used in this act:

↓.

a. "Fund" means the Fund for the Improvement of Collegiate3 Education established pursuant to this act.

b. "Institution" means an institution of collegiate grade in New
Jersey which is approved or licensed by the State Board of Higher
Education.

1 2. There is created in the Department of Higher Education a  $\mathbf{2}$ Fund for the Improvement of Collegiate Education. \*\* The fund shall be maintained as a separate accounting entity within the de-3 4 partment.\*\* The purpose of the fund is to make grants to institutions including but not limited to grants for the improvement of  $\mathbf{5}$ teaching and learning processes; the improvement of access to and 6 7 the academic quality of higher education; the enhancement of the quality of student life on campus; and the improvement of col-8 legiate retention of students, in particular students receiving as-9 sistance through State financial aid programs. 10

EXPLANATION—Matter enclosed in bold-faced brackets [thus] in is not enacted and is intended to be omitted in the lay	the	above	bill
Matter printed in italics thus is new matter.			
Matter enclosed in asterisks or stars has been adopted as follows:			-
*-Assembly committee amendments adopted June 25, 1984.			÷.
**-Assembly committee amendments adopted April 15, 1985.			

\*\*Grants made pursuant to this act shall be based upon written 11 grant proposals submitted by institutions. All grant proposals shall 12 be evaluated according to competitive criteria established by the 13 State Board of Higher Education. No grant shall be awarded to an 14 institution for the same purpose for more than three consecutive 15 16 years.\*\* 3. The Chancellor of Higher Education shall appoint an advisory 1 committee to the fund. \*\* The committee shall advise the chancellor  $\mathbf{2}$ on the priorities, objectives and effectiveness of the fund.]\*\* \*The 3 4 committee shall consist of no more than 12 members **\*\***[including but not limited to, one member of the Senate to be appointed by the 5 6 President; one member of the General Assembly to be appointed by the Speaker; **]**\*\* \*\*who may be, but shall not be limited to,\*\* 7 representatives of the institutional sectors of higher education 8 \*\*[in]\*\* \*\*within\*\* New Jersey \*\*[;]\*\* \*\*,\*\* representatives 9 10 from higher educational professional groups and organiza-11 tions\*\*[;]\*\* and individuals \*\* [and]\*\* \*\* or \*\* or ganizations exhi-12 biting expertise in particular academic or administrative areas impacting on higher education. \*\*The committee shall advise the 13 14 chancellor on the priorities, objectives and effectiveness of the 15 fund.\*\*

16 \*\* [Appointments to the committee shall follow the principles of
 17 affirmative action.\*]\*\*

2 Board of Higher Education \*\* [and] \*\* \*\*, \*\* the New Jersey 3 Higher Education Assistance Authority\*\*, the Senate Education 4 Committee and the General Assembly Higher Education and Regu-5 lated Professions Committee, or their successors,\*\* on the condi-6 tion and priorities of the fund and the status of grants made by the fund. :7 1 5. The State Board of Higher Education shall adopt pursuant 2 to the "Administrative Procedure Act," P. L. 1968, c. 410 (C. 3 52:14B-1 et seq.) rules and regulations regarding the fund's pri-4 orities and competitive grant procedures and any other regulations necessary to effectuate the purposes of this act. 5 6. Funds for this program may be appropriated from **\*\***[the 1.

2 General Fund,]\*\* reserve funds designated by the New Jersey
3 Higher Education Assistance Authority \*\*[or any other sources
4 recommended by the State Board of Higher Education]\*\*.

5 **\*\*[**\*There is designated \$2,000,000.00 in reserve funds from the

6 New Jersey Higher Education Assistance Authority to finance this

7 program in Fiscal Year 1985.\*]\*\*

\*\*7. Funds for this program for the 1985 fiscal year shall be
 reserve funds designated by the New Jersey Higher Education
 Assistance Authority in the amount of \$2,000,000.00.\*\*
 \*\*[7.]\*\* \*\*8.\*\* This act shall take effect immediately.

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## ASSEMBLY HIGHER EDUCATION AND REGULATED PROFESSIONS COMMITTEE

STATEMENT TO

## ASSEMBLY, No. 2085

with Assembly committee amendments

## STATE OF NEW JERSEY

#### DATED: JUNE 25, 1984

SUMMARY OF THE BILL:

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This bill establishes the Fund for the Improvement of Collegiate Education in the Department of Higher Education. The purpose of the fund is to make grants to institutions of collegiate grade in New Jersey in such areas as the improvement of teaching and learning processes; the improvement of access to and the academic quality of higher education; the enhancement of the quality of student life on campus; and the improvement of collegiate retention of students, particularly those students who are receiving assistance through State financial aid programs.

Under the bill's provisions, the Chancellor of Higher Education is to appoint an advisory committee to the fund to advise him on its priorities, objectives and effectiveness. Also, the chancellor is to report annually to the State Board of Higher Education and the New Jersey Higher Education Assistance Authority on the status of grants made by the fund.

Finally, the fund is to be financed from either reserve funds designated by the New Jersey Higher Education Assistance Authority, General Fund appropriations or other sources recommended by the State Board of Higher Education.

The committee amended the bill to designate which representatives of the higher education community may sit on the advisory committee and to stipulate that appointments to the committee shall follow the principles of affirmative action. Also, the committee designated \$2,000,000.00 in Higher Education Assistance Authority reserve funds to finance the program in FY-1985.

## ASSEMBLY REVENUE, FINANCE AND APPROPRIATIONS COMMITTEE

#### STATEMENT TO

## ASSEMBLY, No. 2085

[OFFICIAL COPY REPRINT] with Assembly committee amendments

## STATE OF NEW JERSEY

### DATED: APRIL 15, 1985

**Provisions:** 

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Assembly Bill No. 2085 (OCR), as amended, establishes a "Fund for the Improvement of Collegiate Education" in the Department of Higher Education.

The fund will make grants to institutions of higher education for :

- a. The improvement of teaching and learning;
- b. The improvement of access to higher education;
- c. The improvement of academic quality;
- d. The enhancement of the quality of student life on campus;
- e. The improvement of the retention of students, especially those receiving State Financial Aid.

There will be an advisory committee, appointed by the chancellor. The committee shall consist of 12 members representing higher education institutional sectors and professional groups and organizations as well as individuals with particular expertise in higher education.

The chancellor will make an annual report on the condition and priorities of the fund and the status of grants and be submitted to the Board of Higher Education, the Student Assistance Board and the standing reference committees of the Legislature which deal with higher education.

### Committee Amendments:

The committee amended the bill to make it identical to Senate Bill No. 1781 (2nd OCR) AR.

### FISCAL IMPACT:

The bill restricts funds for this program to the reserve funds of the New Jersey Higher Education Authority. For fiscal year 1985, the bill appropriates \$2,000,000.00.

The committee favorably reports this bill as amended.

EDUCATION

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Date. Section effective Oct. 1, 19 393 of Pub.L. 36-374, set out a ction 1001 of this title.

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tte. Section effective Oct. 1, 1980 3 of Pub.L. 96-374, set out as tion 1001 of this title. History. For legislative history at b.L. 96-374, see 1980 U.S. Com. News, p. 3141. Code . .

# ) for the fiscal year 1981 ealyear 1983, \$9,000,000 for ear 1985, to carry out the

IX, § 905, Oct. 3, 1980, 94 Stat

## **EDUCATION**

Prior, Provisions, A prior section (134p. 3) out part E of title IX of the Higher Education Act Pub.L. 89-329, Title IX, § 963, as added Pub.L. of 1965 [this part], relating to law school clinical 92-318, Title I, § 181(a), June 23, 1972, 86 Stat. experience programs, shall not exceed \$1,500,000 310 amended Pub I 94 482 Title I § 171(d) (4), Oct. 12, 1976, 90 Stat. 2163, relati ng (ellowships for other purposes, was repealed by Pub.L. 96-374, Title IX, § 902(b), Oct. 3, 1980, 717 94 Stat. 1484. o the amount of payments to persons awarded

Effective Date. Section effective Oct. I. 1980. e section 1393 of Pub.L. 96-374, set out as a one under section 1001 of this title.

Limitation on Anthorization of Appropr o Carry: Out: This: Part: for Fiscal Years 1985,? 986, 1987, 1988, and 1989. Pub.L. 98-312, 4(a), June 12, 1984, 98 Stat: 233, provided that: Notwithstanding any other provision of law, the otal amount which may be appropriated to carry

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\$8 1134q to 1134s. Repealed. Pub.L. Stat. 1484 Section 1134q, Pub.L 89-329, Title IX, § 964, as added Pub.L 92-318, Title I, § 181(a), June 23, 1972, 86 Stat. 311; related to fellowship conditions in the program of, fellowships other than public service fellowships or fellowships for graduer. than ate and professional study: Free what Estin (

Section 1134r. Pub La 89-329. Title TX. 5 965. added Pub. . 92-318; Title I, § 181(a), June 23, 1972, 86 Stat. 311, authorized appropriations for the program of fellowships other than public service fellowships or fellowships for graduate and ofessional study. 7:23

23, Section 1134r-I. Pu5.L. 89-329, Title DK, gene 966, as added Pu5.L. 93-380, Title VIII, guen 836(a), Aug. 21, 1974, 88 Stat. 605, and amend scti xt Pub.L. 94-482, Title I, § 171(d) (5), Oct. 12, 5 51 3.5 (1014) 03, VISIES 0309 DEDUTIES 3090 801.

23, 1972, 86 Stal. 380, related to a program of general assistance to graduate schools. Subsequent to repeal of this section, subsec. (f) of this section was repealed by Pub.L. 96-470, Title I,  $\S$  5106(c), Oct. 19, 1980, 94 State 2238.<sup>112</sup>

is sineather SUBCHAPTER X-FUND FOR THE IMPROVEMENT OF POSTSECONDARY EDUCATION

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Approximation OF PART A. -ESTABLISHMENT AND OPERATION OF FUND 321 effective Cor.

Codification. This part; consisting of part A of title X. of the Higher Education Act of 1965. Pub.L. 89-329, was originally added to the Act in cause of the extensive reorganization, expansion, and general amendment of this part's provisions atments over the succeeding 12 years. It is shown herein as having been added by Pub.L. いから、おおおりままままでも、 つまつととかっひますの

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8 1135. Authorization of program ry Bolinani Lester A Stat Subject to the provisions of section 1135a of this title, the Secretary is authorized to make grants to and contracts with, institutions of postsecondary education (including combinations of such institutions) and other public and private educational institutions and agencies (except that no grant shall be made to an educational institution or agency other than a nonprofit institution or agency) to improve postsecondary educational opportunities by providing assistance to such educational institutions of contracts for the subinstitutions and agencies for

(1) encouraging the reform, innovation, and improvement of postsecondary education, and providing equal educational opportunity for all;

(2) the creation of institutions and programs involving new paths to career and professional training, and new combinations of academic and experiential

: learning; \_\_\_\_ dramen ! (3) the establishment of institutions and programs based on the technology of communications; 276 43 A. 1.4 . 1.9 . 45

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experience programs, shall not exceed \$1,500,000 in fiscal year 1985, \$2,000,000 in fiscal year 1986, \$2,000,000 in fiscal year 1987, \$2,500,000 in fiscal year 1988, and \$3,000,000 in fiscal year 1989."

Limitation on Authorization of Appropriations to Carry Out This Part for Fiscal Years 1982, 1983, and 1984. Pub.L. 97-35, Title V. § 516(1) (5), Aug. 13, 1981; 95 Stat/ 448, provided that: "The total amount of appropriations to carry out part E of title IX of such Act [this part] shall not exceed \$1,000,000 for each of the fiscal year 1982,

1983, and 1984. States and the install year, 1982. Legislative History. For legislative history and Legislative History. For legislative history and purpose of Pub.L. 96-374, see 1980 U.S. Code Cong. and Adm. News, p. 3141.

-374, Title IX, \$ 902(b), Oct. 3, 1980, 94

13. 1979, 93 Stat. 353, related to a program of assistance for training in the legal professiona The Section -- F134r-2; Pub.L.1 89-329; Title LX § 971, as added Pub.L. 94-482, Title I, § 171(e), Oct. 12, 1976, 90 Stat. 2164, related to an annual report on the graduate and assistance program n was al so repealed by Pub.L. 96

I. § 106(b). Oct. 19, 1980, 94 State 2238. Unit Libra

Section 1134s, Pub.L. 89-329, Title IX, § 981, s added Pub.L. 92-318, Title X, § 1001(b), June

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## **EDUCATION**

12A no (4) the carrying out in postsecondary educational institutions of change lasis internal structure and operations designed to clarify institutional priorities 000, purposes;

(5) the design and introduction of cost-effective methods of instruction agoperation; in the interior of 180 axer. Sections multiple Millings Granden (6) the introduction of institutional reforms designed to expand individu 20.000 opportunities for entering and reentering institutions and pursuing programs of study tailored to individual needs;

used to (7) the introduction of reforms in graduate education, in the structu academic professions, and in the recruitment and retention of faculties, and 1992 191 (8) the creation of new institutions and programs for examining and awarding credentials to individuals, and the introduction of reforms in current institution Publ. 89-329; Title X, § 1001, as added Publ. 96-374, Title X, § 1001(a), Oct. 3, 1980, 94 1489.) Legislative History. For legislative history a purpose of Pub.L. 96-374, see 1980 U.S. Co Cong. and Adm. News, p. 3141.

Prior Provisions. A prior section 1135, Pub.L 89-329, Title X, § 1001, as added Pub.L 92-318, Title I, § 186(a) (1), June 23, 1972; 86 Stat. 312, and amended Pub.L 93-380, Title VIII, § 837, Aug. 21, 1974, 88 Stat. 606; Pub.L 94-482, Title I, § 176(a) (3)-(5), Oct. 12, 1976; 90 Stat. 2165; Pub.L 95-180, § 1(c), Nov. 15, 1977, 91 Stat. 1372; Pub.L 96-49, § 10(a); Aug. 13, 1979, 93 Stat. 354; related to the development plans for the expansion or improvement of postsecondary edu-cation programs, in community colleges 1, 1975, 91 tion programs in community colleges 1. 21 Effective Date Section effective Oct. 1, 1980; ee section 1393 of Pub Li 96-374, set, out as a

see section 1395 or run is stiller (1907) a note under section 1001 of this titler (1907) a still stiller (1907) and stiller still stiller (1907) and stiller (1907) and the stiller still stiller (1907) and the stiller (1907) and the stiller stiller (1907) and the stiller (19 8, 1135a. Consultation States as 12782.

No grant shall be made or contract entered into under section 1135 of this title for a project or program with any institution of postsecondary education unless it has been submitted to the appropriate State entity having an agreement under section 1143 of this title, and an opportunity has been afforded such entity to submit its comments and recommendations to the Secretary.

(Pub.L. 89-329, Title X, § 1002, as added Pub.L. 96-374, Title X, § 1001(a), Oct. 3, 1980, 94 Sta Ale grow although the service

1489.) Prior Provisions. A prior section 1135a, Pub.L. 89–329, Title X, § 1011, as added Pub.L. 92–318; Title I; § 1866a) (1); June 23, 1972, 86 113 and amended 'Pub.L.' 94-482; Title I, 1144-2010 (1); June 23, 1972, 86 113 and amended 'Pub.L.' 94-482; Title I, 92-518; 11tle 1; § 186(a) (1); June 23; 1972, 86 Stat. 313, and amended 'Pub.E: 94-482; Title 1; § 176(b) (2), Oct: 12; 1976, 90 Stat. 2165; Pub.E. 96-49, § 10(b), Aug. 13, 1979, 93 Stat. 354, au-thorized appropriations for a program of establishment and expansion of community colleges.

Effective Date. Section effective Oct. 1, 1980 see section 1393 of Pub.L., 96-374, set out as note under section 1001 of this title. 17 77 Legislative History. For legislative history a

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Fund for improvement of postsecondary, e tion, see 34 CFR 630.1 et seq.

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urpose of Pub.L. 96-374, see 1980 U.S. Cod Cong. and Adm. News, p. 3141.

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§ 1135a-1. National Board of the Fund for the Improvement of Postsecondary board a Education doubt story and  $\mathcal{A}(i)$ لىلى ۋىكى مىلىدە. يېچى ئىلىم مىلىر t stat 282 - March Start 2.57 20 (a) Establishment 1 inter ส่งสายเ

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There is established a National Board of the Fund for the Improvement of Postsecondary Education. The Board shall consist of fifteen members appointed by the Secretary for overlapping three-year terms. A majority of the Board shall constitute a quorum. Any member of the Board who has served for six consecutive years shall thereafter be ineligible for appointment to the Board during a two-year period following the expiration of such sixth year. 31 - 19 16 YR (\*\*

(b)-Chairman; membership and and The Secretary shall designate one of the members as Chairman. A majority of the members of the Board shall be public interest representatives, including students, and a minority shall be educational representatives. All members selected shall be

adividuals able to contribute an important pers n postsecondary education and strategies of SHORE CHE

(c) Functions ... mater Butsi - rant Pat 1

EDUCATION

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The Board shall-(1) advise the Secretary and the Director Postsecondary Education on priorities for education and make such recommendation improvement of postsecondary education a and adaptation of demonstrated improve practice: in T See.

(2) advise the Secretary and the Directo programs to be carried out by the Fund a consideration for support by the Fund in i (3) advise the Secretary and the Directo

Fund, including advice on planning docum grant competitions prepared by the Fund;

(4) meet at the call of the Chairman, exc times during each fiscal year, or (B) whene in writing that a meeting be beld.

bude at Philan Stractering d) Information and assistance mit is Savi

The Director shall make available to the Boan nay be necessary to enable the Board to carry

Pub.L. 89-329, Title X 5 1003, as added Pub.L. 96-3 1490.)

Prior Provisions. A prior section 1135a Pub.L. 89-329, Title X, § 1012, as added Pub.L. 92-318, Title I, § 186(a) (1), June 23, 1972, 86 Stat. 313, and amended Pub.L. 94-482, Title I, 176(b) (3), Oct. 12, 1976, 90 Stat. 2165; Pub.L. 95-180, § 1(c), Nov: 15, 1977, 91 Stat. 1372. related to the apportionment of funds in the program of establishing and expanding con

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§ 1135a-2." Administrative provisions

(a) Appointment of technical employed

The Secretary may appoint, for terms not to the provisions of Title 5 governing appointment than five technical employees to administer thi regard to the provisions of chapter 51 and sub 5 relating to classification and General Sched

(b) Review and evaluation procedures

The Director shall establish procedures for contracts made or entered into under this s grant applications or contracts for financial as subject to any review outside of officials res Fund for the Improvement of Postsecondary (Pub.L. 89-329, Title X, 3 1004, as added Pub.L. 96-1490.)

References in Text. The provisions of Title 5 overning appointments in the competitive service, de referred to in subsec. (a), are classified to section 3301 et seq. of Title 5, Government Organization

and Employees. Garage of a state device point Prior Provisions. A prior section 1135a-2 Pub.L. 89-329, Title X, § 1013, as added Pub.L P 92-318, Title I, § 186(a) (1); June 23, 1972, 86

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a Regulations ai:H provement of postsecondary, R 630.1 et seq. and Universities § 9.1 2014 States §§ 17, 35, 36, 37; 4154 s an angite a

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Section effective Oct. 1, 198 Pub.L. 96-374, set out a 1001 of this title. ory. For legislative history

96-374, see 1980 U.S. Co Sews, p. 3141.

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r the Improvement of members appointed B uty of the Board shall wed for six consecutive ard during a two-year

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#### 217 EDUCATION

individuals able to contribute an important perspective on priorities for improvement in postsecondary education and strategies of educational and institutional change.

(c) Functions The Board shall----

Postsecondary Education on priorities for the improvement of postsecondary education and make such recommendations as it may deem appropriate for the improvement of postsecondary education and for the evaluation, dissemination; and adaptation of demonstrated improvements in postsecondary educational practice; historia. a).

(2) advise the Secretary and the Director of the Fund on the development of programs to be carried out by the Fund and on the selection of projects under consideration for support by the Fund in its competitions;

(3) advise the Secretary and the Director of the Fund on the operation of the Fund, including advice on planning documents, guidelines, and procedures for grant competitions prepared by the Fund; and (4) meet at the call of the Chairman, except that it shall meet (A) at least four

times during each fiscal year, or (B) whenever one-third of the members, request in writing that a meeting be held. para and a second respectively and a second s പ

(d) Information and assistance mi to for

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The Director shall make available to the Board such information and assistance as may be necessary to enable the Board to carry out its functions. (Pub.L. 89-329, Title X, § 1003, as added Pub.L. 96-374, Title X, § 1001(a), Oct. 3, 1980, 94 State

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Prior Provisions. A prior section. 1135a-1, Pub.L. 89-329, Title X. 5 1012, as added Pub.L. 92-318, Title I, § 186(a) (1), June 23, 1972, 86 Stat. 313, and amended Pub.L. 94-482, Title I, § 176(b) (3), Oct. 12, 1976, 90 Stat. 2165; Pub.L. 95-180; § 1(c), Nov: 15, 977; 91 Stat. 1372, related to the apportionment of funds in the pro gram of establishing and expanding community 

see section 1393 of Pub.L. 96-374, set out as a note under section 1001 of this title. Legislative History. For legislative history and purpose of Pub.L. 96-374, see 1980 U.S. Code Cong. and Adm. News, pr 3141.

Code of Federal Regulations Fund for improvement of postsecondary education, see 34 CFR 630.1 et seq. (1993)

Effective Date. Section effective Oct. 1, 1980,

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(a) Appointment of technical employees

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§ 1135a-2." Administrative provisions

1. 1. . Share S The Secretary may appoint, for terms not to exceed three years, without regard to the provisions of Title 5 governing appointments in the competitive service, not more than five technical employees to administer this subchapter who may be paid without regard to the provisions of chapter 51 and subchapter III of chapter 53 of such Title" relating to classification and General Schedule pay rates.

(b) Review and evaluation procedures 1

The Director shall establish procedures for reviewing and evaluating grants and contracts made or entered into under this subchapter. Procedures for reviewing grant applications or contracts for financial assistance under this section may not be subject to any review outside of officials responsible for the administration of the Fund for the Improvement of Postsecondary Education.

(Pub.L. 89-329, Title X, § 1004, as added Pub.L. 96-374, Title X, § 1001(a), Oct. 8, 1980, 94 Stat. 1490.)

References in Text. The provisions of Title 5 overning appointments in the competitive service, eferred to in subsec. (a), are classified to section 3301 et seq. of Title 5, Government Organization

Prior Provisions, A prior section 1135a-2, Pub.L. 89-329, Title X, § 1013, as added Pub.L 92-318, Title I, § 186(a) (1), June 23, 1972, 86

Stat. 314, provided for establishment grants and defined the term "new community college" ... Effective Date. Section effective Oct. 1, 1980, see section 1393 of Pub.L. 96-374, set out as a note under section 1001 of this title.

Legislative History. For legislative history and purpose of Pub.L. 96-374, see 1980 U.S. Code Cong. and Adm. News, p. 3141-1-

### **EDUCATION**

Code of Federal Regulations. white the contribution of an analytic test bestive on the 110 Fund for improvement of postsecondary educa- comparison of a solution of the second and the seco tion, see 34 CFR 630.1 et seq.

and the start of the start 8 1135a-3. Authorization of appropriations

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1.229 There are authorized to be appropriated to carry out this subchapter \$20,000,000 for fiscal year 1981, \$30,000,000 for fiscal year 1982, \$40,000,000 for fiscal year 1983 \$45,000,000 for fiscal year 1984, and \$50,000,000 for fiscal year 1985.

(Pub.L. 89-329; Title X, § 1005, as added Pub.L. 96-374; Title X, § 1001(a), Oct. 3, 1980, 94 Sta 1491.) (<del>1</del>95°52 s creation

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expansion grants. Effective Date., Section effective Oct. 1, 1980. Section 1393 of Pub.L. 96-374, set, out as a note under section 1001 of this title.

XL itation on Auto rization of Appropriations Vers 1982, 1983, and 1984. Pub.L. 97-35, Title Vers 1982, 1983, and 1984. Pub.L. 97-35, Title Vers 1982, 1983, and 1984. Pub.L. 97-35, Title Vers 1982, 1983, and 1984. Pub.L. 97-35, Title

85-1135a-4 to 1135a-7. Repealed. Pub.L. 96-374, Title X, § 1001(a), Oct. 3, 1980 Millerstore : 94 Stat. 1489.

300.000 Section 1135a-4, Pub.L. 89-329, 'Title \$ 1015, as added Pub.L. 92-318, Title I, § 186(a) (1), June 23, 1972, 86 Stat. 314, related to the leasing of facilities. rogrose of Public.

Section = 1135a-5; Pub.L.= 89-329; Title X, § 1016, as added Pub.L. 92-318; Title L & 186(a). (1), June 23, 1972, 86 Stat. 315, related to establishment and expansion grants of the and and

Section 1135a-6, Pub.L. 89-329, Title X, § 1017, as added Pub.L. 92-318, Title I, § 186(a) ા છેલ્લા

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Legislative History. For legislative his 60, purpose of Pub.L. 96-374, see 1980 U e 1980 U.S. Cod a di tang

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(1), June 23, 1972, 86 Stat. 315, authorized pay

(1), June 23, 1972, 00 Stat. 219 ment to approved applicants. Section 1135a-7, Pub.L. 89-329, Title X § 1018, as added Pub.L. 92-318, Title I, § 186(a) 1019 96 State 315 and amended § 1018, as added ruo. 2. 72-310, Anne 1, y 1004, (1), June 23, 1972, 86 Stat. 315, and amended Pub.L. 94-482, Title I, § 178, Oct. 12, 1976, 90 Stat. 2166, defined the term "community college"

Effective Date of Repeal. Sections repealed e Oct. 1; 1980, see section 1393(a) of 96-374, set out as an Effective Date of effective Oct. Pub.L. 96-374, set out as an Effective Date of 1980 Amendment note under section 1001 of this title one word streets at the Court of

PART B-ESTABLISHMENT OF AGENCIES in 191 to a sound or in 191 to a sound or in 191 to a sound or in 199 to a sound

#### § 1135c. Repealed. Pub.L. 94-482, Title II, § 204(c) (3), Oct. 12, 1976, 90 Stati tan einer: 2215 steve ous patient of the bottom at the office general

Section, Pub.L. 89-329, Title X, § 1021; for-merly § 1071; as added Pub.L. 92-318, Title I, § 186(a) (1), June 23, 1972, 86 Stato 322, and firected that "this title," be stricken out from this enumbered Pub.L. 96-374, Title X, § 1001(b) (1), Oct. 3, 1980, 94 Stat. 1491, established the Bureau of Occupational and Adult Education and section had been repealed in 1976 by Pub.L. 94-482 set forth the functions, personnel, etc., of the Bureau. See section 2390 of this title.

94-482.

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#### § 1135c-1. Community College Unit; establishment

(a) There is established, in the Department of Education, a Community College Unit (in this section referred to as the "Unit") which shall have the responsibility for coordinating all programs administered by the Secretary which affect, or can benefit; community colleges, including such programs assisted under this chapter, and the Carl D. Perkins Vocational Education Act [20 U.S.C.A. § 2301 et seq.]. 渡

(b) The Unit shall be headed by a Director

EDUCATION

General Schedule under section 5332 of Title (Pub.L. 89-329, Title X, § 1022, formerly § 1072, a June 23, 1972, 86 Stat. 323, amended Pub.L. 96-88, 678, and renumbered and amended Pub.L. 96-374, T Oct. 3, 1980, 94 Stat., 1491, 1503; Pub.L. 98-524

References in Text. The Carl D. Perkins Votional Education Act, referred to in subsec. (a) the Pub.L. 98-524 which is classified to section 325. the 2301 et seq. of this title.

2301 et seq. of this title. 1984 Amendment. Subsec. (a). Pub.L. 98-524, substituted "the Carl D. Perkins Voca-tional Education Act" for "the Vocational Educa-tion Act of 1963". 1980 Amendment: Subsec. (a). Pub.L. ÷. ileg stal 24 96tith

<u>-</u>1 96-374, § 1391(a) (1), substituted "Se cretary" for Commi

<u>lait</u> Effective Date of 1964 Amendment, Amend-ment by Pub.L. 98-524 effective for fiscal years Umi Pub by : inning on or after Oct. 1, 1984, exce erwise provided, see section 2 of P herinni be i the 98-524, set out as a note under section 2301 of 5, this title

te of 1980 Amendment. Amen Effective De ment by Pub.L. 96-374 effective Oct. 1, 1980, see section 1393(a) of Pub.L. 96-374, set out as a note pur; Con 98-1 under section 1001 of this title with a maining a p.:44

Transfer of Panctions." "Department of Education" was substituted for "Office of Education and subsec. (a) pursuant to section 301(b)(2) of Pub.L. 96-88, which is classified to section 3441(h)(2) of this title and which transferred the Office of Edu-

#### SUBCHAPTER XI-URBAN GRANT

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(a) The Congress finds and declares (1 10

(1) that there exists within the Nation's c > bservoir of skills, talents, and knowledge

the multitude of problems that face the N (2) that the skills, talents, and knowle

applied in a systematic and sustained man toward the solution of these problems; ---

(3) that the application of the skills, tale

ties is hindered by the limited funds availa (4) that it is the policy of the United S application of the skills, talents, and knows serving the needs of urban centers of the

(b) The Secretary shall carry out programs this subchapter, for the purpose of aiding urba urban problems, and aiding such universities t and effectively available to the urban comm (Pub.L. 89-329, Title XI, § 1101, as added Pub.L. 96-

1491.)

Prior Provisions. A prior section 1136, Pub.L. 89-329, Title XI, § 1101, as added Pub.L. 104

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total amount of appropriatio title X of the Higher Education Act his subchapter] shall, not, exception (00) for each of the fiscal years 198 (1984." his tive History. For legislative history a on Pub.L. 96-374, see 1980 U.S. ( d. Adm. News, p. 3141. 200 531111 Cod al mailing ai

#### Federal Regulation

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, Title X, § 1001(a), Oct. 3, 1980

23, 1972, 86 Stat. 315, authorized pay approved applicants. approved applicants. 1135a-7, Pub.L. 89-329, Title X is added Pub.L. 92-318, Title I, § 1866 23, 1972, 86 Stat. 315, and amended 482, Title I, § 178, Oct. 12, 1976; 90 b, defined the term "community colleged we Date of Repeal. Sections repealed Opt. 1, 1980, see section 1393(a) and -374, set out as an Effective Date of Hment note under section 1001 of this TITLE AND A STATE

VIENCIES. ិភ័ព ពិទទួល សារប្រទេស សារ សាម សេខានេះ សារប្រទេស សារប្រទេស សារប្រទេស សារប្រទេស សារប្រទេស

. Kc) (3), Oct. 12, 1976, 90 Stat . 1

ent After Repeal. Pub.L. 96-374. Til 10(b) (2), Oct. 3, 1980, 94 Stat. 1491 1 "this title," be stricken out from this tout reference to the fact that this been repealed in 1976 by Pub.L

٦t tication, a Community College hall have the responsibility for y which affect, or can benefit, u under this chapter, and the § 2301 et seq.].

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### EDUCATION

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(b) The Unit shall be headed by a Director who shall be placed in grade 17 of the General Schedule under section 5332 of Title 5.

(Pub.L. 89-329; Title X, § 1022; formerly § 1072; as added Pub.L. 92-318, Title I, § 186(a) (1), June 23; 1972, 86 Stat. 323, amended Pub.L. 96-88, Title III, § 301(b)(2), Oct. 17, 1979, 93 Stat. 678, and renumbered and amended Pub.L. 96-374, Title X, § 1001(b) (1), Title XIII, § 1391(a) (1), Oct. 3, 1980, 94 Stat. 1491, 1503; Pub.L. 98-524, § 4(c)(3), Oct. 19, 1984, 98 Stat. 2488.)

References in Text, The Carl D. Perkins Vo-cational Education Act, referred to in subsec. (a) is PubLL 98-524 which is classified to section 744

1980 Amendment: 410 Subsec. (a). Pub.L. 96-374, § 1391(a) (1), substituted "Secretary" for Com

Commissioner" Via Effective Date of 1984 Amendment. Amend-ment by Pub.L. 98-524 effective for fiscal years beginning on or after Oct. 1, 1984, except as otherwise provided, see section 2 of Pub.L. 98-524, set out as a note under section 2301 of this title. this title.

Effective Date of 1980 Amendment. Amendment by Pub.L. 96-374 effective Oct. 1, 1980, see ection 1393(a) of Pub.L. 96-374, set out as a note ander section: 1001 of this title: 9.55 section: 1001

Transfer of Functions. "Department of Educa-tion" was substituted for "Office of Education" in subsec.. (a) pursuant to section 301(b)(2) of Pub.L. 96-88, which is classified to section 3441(b)(2) of this title and which fransferred the Office of Education including the Community College Unit to

the Department of Education. For authority of Secretary of Education to conis Pub.L. 98-524 which is classified to section 413 of 1984 Amendment, Subsec. (a). Pub.L. lege Unit, or to reallocate any functions ver 98-524, substituted "the Carl D. Perkins Voca-tional Education Act" for "the Vocational Educa-tional Education Act" for "the Vocational Educasolidate, alter, or discontinue the Community Colted by statute in the Unit, see section 413 of Pub.L. 96-88, which is classified to section 3473 of this title.

Office of Education, Bureau of Occupational and Adult Education and Community College Unit: Additional Positions. Section 186(a)(2) of Pub.L. 92-318 provided that the positions created by sections 1135c and 1135c-1 of this title would be in addition to the number of positions pla the appropriate grades under section 5108 of Title

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#### Code of Federal Regulations

Fund for improvement of postsecondary education, see 34 CFR 630.1 et seq.

## ath SUBCHAPTER XI-URBAN GRANT UNIVERSITY PROGRAM

Codification. A This subchapter; consisting of the 1980; however, without reference to any of the title XI of the Higher Education Act of 1965, intervening amendments because of the extensive Pub.L: 89-329. was added to the Act in 1968 and C subsequently amended by numerous enactments over the succeeding 12 years. It is shown herein as having been added by Pub.L. 96-374 on Oct. 3,

reorganization, expansion, and general amendment of this subchapter's provisions by Pub.L. 96-374. (c) Souliceston for grant means which the

a. dir -- dirtaining a satisfic -- aita And containing a set of the line of the set दिन भ्योऽ स्टब्स् स्टॉर्ग्स् 8 1136. Congressional findings and declaration of purpose
 (a) The Congress finds and declares—

(a) The Congress finds and declares-(1) that there exists within the Nation's urban universities an underutilized reservoir of skills, talents, and knowledge applicable toward the amelioration of the multitude of problems that face the Nation's urban centers;

(2) that the skills, talents, and knowledge of urban universities must be applied in a systematic and sustained manner to make a significant contribution toward the solution of these problems; · m·

(3) that the application of the skills, talents, and knowledge of urban universities is hindered by the limited funds available to sustain their commitment; and (4) that it is the policy of the United States to encourage and facilitate the application of the skills, talents, and knowledge of urban universities toward serving the needs of urban centers of the Nation.

(b) The Secretary shall carry out programs in accordance with the provisions of this subchapter, for the purpose of aiding urban universities to help find answers to urban problems, and aiding such universities to make their resources more readily and effectively available to the urban communities in which they are located. (Pub.L. 89-329, Title XI, § 1101, as added Pub.L. 96-374, Title XI, § 1101, Oct. 3, 1980, 94 Stat.

Prior Provisions. A prior section 1136, Pub.L. 89-329, Title XI, § 1101, as added Pub.L. 90-575, Title II, § 281, Oct. 16, 1968; 82 Stat. 1048, and amended Pub.L. 92-318, Title I, \_..... | • 1