

TITLE III: Strengthening Historically Black Colleges and Universities Part F (FUTURE ACT)

General Authorization

On December 20, 2019 President Trump signed into law the *Further Consolidated Appropriations Act, 2020*, providing funding for the Department of Education for the remainder of Fiscal Year 2020. The bill increases the agency's discretionary funding to \$72.8 billion, up \$1.3 billion from FY 2019.

Separately, the President signed into law two other education bills. The Fostering Undergraduate Talent by Resources for Education (FUTURE) Act makes permanent \$255 million in annual funding for Historically Black Colleges and Universities (HBCUs) and other Minority Serving Institutions (MSI), enables disclosure of tax return information for the administration of federal student aid programs, and increases Pell Grant funding. In this allotment, Title III Part F replaced the prior SAFRA funding allotment. The new legislative allowable activities under this part is as follows:

Title III, Part F, Strengthening Historically Black Colleges and Universities Section 371 of the Higher Education Act, as amended (**20 U.S.C. 1067q**), FUTURE Act (formerly SAFRA). Investment in historically Black colleges and universities and other minority-serving institutions

Duration

Grants shall be made for a period not to exceed 5 years.

Use of Funds

1. Purchase, rental, or lease of scientific or laboratory equipment for educational purposes, including instructional and research purposes.
2. Construction, maintenance, renovation, and improvement in classrooms, libraries, laboratories, and other instructional facilities, including purchase or rental of telecommunications and technology equipment or services.
3. Academic instruction in disciplines in which Black Americans are underrepresented.
4. Purchase of library books, periodicals, microfilm, and other educational materials, including telecommunications program materials.
5. Establishing or enhancing a program of teacher education designed to qualify students to teach in a public elementary or secondary school in the State that shall include, as part of such program, preparation for teacher certification.
6. Other activities, consistent with the institution's comprehensive plan and designed to increase the institutions capacity to prepare students for careers in the physical or natural sciences, mathematics, computer science or information technology or sciences, engineering, language instruction in the less-commonly taught languages or international affairs, or nursing or allied health professions.

Title III: Historically Black Colleges and Universities (HBCU), Part B

General Authorization

From amounts available under section 1068h(a)(2) of this title for any fiscal year, the Secretary shall make grants (under section 1063 of this title) to institutions which have applications approved by the Secretary (under section 1063a of this title) for any of the following uses:

Duration

Grants shall be made for a period not to exceed 5 years. Any funds awarded for such five-year grant period that are obligated during such five-year period may be expended during the 10-year period beginning on the first day of such five-year period.

Use of Funds

1. Purchase, rental, or lease of scientific or laboratory equipment for educational purposes, including instructional and research purposes.
2. Construction, maintenance, renovation, and improvement in classroom, library, laboratory, and other instructional facilities, including purchase or rental of telecommunications technology equipment or services.
3. Support of faculty exchanges, and faculty development and faculty fellowships to assist in attaining advanced degrees in their field of instruction.
4. Academic instruction in disciplines in which Black Americans are underrepresented.
5. Purchase of library books, periodicals, microfilm, and other educational materials, including telecommunications program materials.
6. Tutoring, counseling, and student service programs designed to improve academic success.
7. Funds and administrative management, and acquisition of equipment for use in strengthening funds management.
8. Joint use of facilities, such as laboratories and libraries.
9. Establishing or improving a development office to strengthen or improve contributions from alumni and the private sector.
10. Establishing or enhancing a program of teacher education designed to qualify students to teach in a public elementary or secondary school in the State that shall include, as part of such program, preparation for teacher certification.
11. Establishing community outreach programs which will encourage elementary and secondary students to develop the academic skills and the interest to pursue postsecondary education.
12. Acquisition of real property in connection with the construction, renovation, or addition to or improvement of campus facilities.
13. Education or financial information designed to improve the financial literacy and economic literacy of students or the students' families, especially with regard to student indebtedness and student assistance programs under subchapter IV of this chapter and part C of subchapter I of chapter 34 of title 42.

14. Services necessary for the implementation of projects or activities that are described in the grant application and that are approved, in advance, by the Secretary, except that not more than two percent of the grant amount may be used for this purpose.
15. Other activities proposed in the application submitted pursuant to section 1063a of this title that
 - contribute to carrying out the purposes of this part; and
 - are approved by the Secretary as part of the review and acceptance of such application.

Endowment Fund

1. In general An institution may use not more than 20 percent of the grant funds provided under this part to establish or increase an endowment fund at the institution.
2. Matching requirement In order to be eligible to use grant funds in accordance with paragraph (1), the eligible institution shall provide matching funds from non-Federal sources, in an amount equal to or greater than the Federal funds used in accordance with paragraph (1), for the establishment or increase of the endowment fund.
3. Comparability The provisions of part C of this subchapter regarding the establishment or increase of an endowment fund, that the Secretary determines are not inconsistent with this subsection, shall apply to funds used under paragraph (1).

Limitations

1. No grant may be made under this chapter and part C of subchapter I of chapter 34 of title 42 for any educational program, activity, or service related to sectarian instruction or religious worship, or provided by a school or department of divinity. For the purpose of this subsection, the term “school or department of divinity” means an institution whose program is specifically for the education of students to prepare them to become ministers of religion or to enter upon some other religious vocation, or to prepare them to teach theological subjects.
2. Not more than 50 percent of the allotment of any institution may be available for the purpose of constructing or maintaining a classroom, library, laboratory, or other instructional facility.

TITLE III: Strengthening Historically Black Graduate Institutions (HBGI), Part B

General Authorization

1. Subject to the availability of funds appropriated to carry out this section, the Secretary shall award program grants to each of the postgraduate institutions listed in subsection (e) of this section that is determined by the Secretary to be making a substantial contribution to the legal, medical, dental, veterinary, or other graduate education opportunities in mathematics, engineering, or the physical or natural sciences for Black Americans.
2. No grant in excess of \$1,000,000 may be made under this section unless the postgraduate institution provides assurances that 50 percent of the cost of the purposes for which the grant is made will be paid from non-Federal sources, except that no institution shall be

required to match any portion of the first \$1,000,000 of the institution's award from the Secretary. After funds are made available to each eligible institution under the funding rules described in subsection (f) of this section, the Secretary shall distribute, on a pro rata basis, any amounts which were not so made available (by reason of the failure of an institution to comply with the matching requirements of this paragraph) among the institutions that have complied with such matching requirement.

Duration

Grants shall be made for a period not to exceed 5 years. Any funds awarded for such five-year grant period that are obligated during such five-year period may be expended during the 10-year period beginning on the first day of such five-year period.

Uses of Funds

A grant under this section may be used for:

1. Purchase, rental or lease of scientific or laboratory equipment for educational purposes, including instructional and research purposes;
2. Construction, maintenance, renovation, and improvement in classroom, library, laboratory, and other instructional facilities, including purchase or rental of telecommunications technology equipment or services;
3. Purchase of library books, periodicals, technical and other scientific journals, microfilm, microfiche, and other educational materials, including telecommunications program materials;
4. Scholarships, fellowships, and other financial assistance for needy graduate and professional students to permit the enrollment of the students in and completion of the doctoral degree in medicine, dentistry, pharmacy, veterinary medicine, law, and the doctorate degree in the physical or natural sciences, engineering, mathematics, or other scientific disciplines in which African Americans are underrepresented;
5. Establishing or improving a development office to strengthen and increase contributions from alumni and the private sector;
6. Assisting in the establishment or maintenance of an institutional endowment to facilitate financial independence pursuant to section 1065 of this title;
7. Funds and administrative management, and the acquisition of equipment, including software, for use in strengthening funds management and management information systems;
8. Acquisition of real property that is adjacent to the campus in connection with the construction, renovation, or addition to or improvement of campus facilities;
9. Education or financial information designed to improve the financial literacy and economic literacy of students or the students' families, especially with regard to student indebtedness and student assistance programs under subchapter IV of this chapter and part C of subchapter I of chapter 34 of title 42;
10. Services necessary for the implementation of projects or activities that are described in the grant application and that are approved, in advance, by the Secretary, except that not more than two percent of the grant amount may be used for this purpose;

11. Tutoring, counseling, and student service programs designed to improve academic success; and
12. Other activities proposed in the application submitted under subsection (d) that:
 - contribute to carrying out the purposes of this part; and
 - are approved by the Secretary as part of the review and acceptance of such application.