

(v) a representative of a regional or national accreditation agency or association.

**(6) Report**

Not later than five years after the date of the establishment of the coordinating center under this subsection, the coordinating center shall report to the Secretary, the authorizing committees, and the National Advisory Committee on Institutional Quality and Integrity on the recommendations of the workgroup described in paragraph (5)(J).

(Pub. L. 89-329, title VII, §777, as added Pub. L. 110-315, title VII, §709(2), Aug. 14, 2008, 122 Stat. 3373.)

**Editorial Notes**

**PRIOR PROVISIONS**

A prior section 777 of Pub. L. 89-329 was classified to section 1132h-6 of this title, prior to repeal by Pub. L. 102-325.

**§ 1140r. Authorization of appropriations**

There are authorized to be appropriated to carry out this subpart such sums as may be necessary for fiscal year 2009 and each of the five succeeding fiscal years.

(Pub. L. 89-329, title VII, §778, as added Pub. L. 110-315, title VII, §709(2), Aug. 14, 2008, 122 Stat. 3377.)

**PART E—COLLEGE ACCESS CHALLENGE GRANT PROGRAM**

**§ 1141. College access challenge grant program**

**(a) Authorization and appropriation**

There are authorized to be appropriated, and there are appropriated, to carry out this section \$150,000,000 for each of the fiscal years 2010 through 2014. The authority to award grants under this section shall expire at the end of fiscal year 2014. In addition to the amount authorized and appropriated under the preceding sentence, there are authorized to be appropriated to carry out this section such sums as may be necessary for fiscal year 2009 and each of the five succeeding fiscal years.

**(b) Program authorized**

**(1) Grants authorized**

From amounts appropriated under subsection (a), the Secretary shall, subject to the availability of appropriations, award grants, from allotments under subsection (c), to States (and to philanthropic organization,<sup>1</sup> as appropriate under paragraph (3)) having applications approved under subsection (d), to enable the State (or philanthropic organization) to pay the Federal share of the costs of carrying out the activities and services described in subsection (f).

**(2) Federal share; non-Federal share**

**(A) Federal share**

The amount of the Federal share under this section for a fiscal year shall be equal to  $\frac{2}{3}$  of the costs of the activities and serv-

ices described in subsection (f) that are carried out under the grant.

**(B) Non-Federal share**

The amount of the non-Federal share under this section shall be equal to  $\frac{1}{3}$  of the costs of the activities and services described in subsection (f). The non-Federal share may be in cash or in-kind, and may be provided from State resources, contributions from private organizations, or both.

**(3) Reduction for failure to pay non-Federal share**

If a State fails to provide the full non-Federal share required under this subsection, the Secretary shall reduce the amount of the grant payment under this section proportionately, and may award the proportionate reduction amount of the grant directly to a philanthropic organization, as defined in subsection (i), to carry out this section.

**(4) Temporary ineligibility for subsequent payments**

**(A) In general**

The Secretary shall determine a grantee to be temporarily ineligible to receive a grant payment under this section for a fiscal year if—

(i) the grantee fails to submit an annual report pursuant to subsection (h) for the preceding fiscal year; or

(ii) the Secretary determines, based on information in such annual report, that the grantee is not effectively meeting the conditions described under subsection (g) and the goals of the application under subsection (d).

**(B) Reinstatement**

If the Secretary determines that a grantee is ineligible under subparagraph (A), the Secretary may enter into an agreement with the grantee setting forth the terms and conditions under which the grantee may regain eligibility to receive payments under this section.

**(c) Determination of allotment**

**(1) Amount of allotment**

Subject to paragraph (2), in making grant payments to grantees under this section, the allotment to each grantee for a fiscal year shall be equal to the sum of—

(A) the amount that bears the same relation to 50 percent of the amount appropriated under subsection (a) for such fiscal year as the number of residents in the State aged 5 through 17 who are living below the poverty line applicable to the resident's family size (as determined under section 9902(2) of title 42) bears to the total number of such residents in all States; and

(B) the amount that bears the same relation to 50 percent of the amount appropriated under subsection (a) for such fiscal year as the number of residents in the State aged 15 through 44 who are living below the poverty line applicable to the individual's family size (as determined under section 9902(2) of title 42) bears to the total number of such residents in all States.

<sup>1</sup> So in original. Probably should be "organizations,".