

§ 1087ii. Definitions**(a) Low-income communities**

For the purpose of this part, the term “low-income communities” means communities in which there is a high concentration of children eligible to be counted under section 6333(c) of this title.

(b) High-risk children

For the purposes of this part, the term “high-risk children” means individuals under the age of 21 who are low-income or at risk of abuse or neglect, have been abused or neglected, have serious emotional, mental, or behavioral disturbances, reside in placements outside their homes, or are involved in the juvenile justice system.

(c) Infants, toddlers, children, and youth with disabilities

For purposes of this part, the term “infants, toddlers, children, and youth with disabilities” means children with disabilities and infants and toddlers with disabilities as defined in sections 1401 and 1432 of this title, respectively, and the term “early intervention services” has the meaning given the term in section 1432 of this title.

(Pub. L. 89-329, title IV, § 469, as added Pub. L. 102-325, title IV, § 465(d), July 23, 1992, 106 Stat. 583; amended Pub. L. 103-382, title III, § 391(e)(4), Oct. 20, 1994, 108 Stat. 4022; Pub. L. 108-446, title III, § 305(c)(2), Dec. 3, 2004, 118 Stat. 2805; Pub. L. 111-39, title IV, § 405(7), July 1, 2009, 123 Stat. 1947; Pub. L. 114-95, title IX, § 9215(o)(9), Dec. 10, 2015, 129 Stat. 2180.)

AMENDMENTS

2015—Subsec. (a). Pub. L. 114-95 substituted “eligible to be counted under section 6333(c) of this title” for “eligible to be counted under title I of the Elementary and Secondary Education Act of 1965”.

2009—Subsec. (c). Pub. L. 111-39 substituted “and the term ‘early intervention services’ has the meaning given the term in section 1432 of this title.” for “and the term ‘qualified professional provider of early intervention services’ has the meaning specified in section 1472(2) of this title.”

2004—Subsec. (c). Pub. L. 108-446 substituted “sections 1401 and 1432” for “sections 1401(a)(1) and 1472(1)”.

1994—Subsec. (a). Pub. L. 103-382 substituted “title I” for “chapter 1 of title I”.

EFFECTIVE DATE OF 2015 AMENDMENT

Amendment by Pub. L. 114-95 effective Dec. 10, 2015, except with respect to certain noncompetitive programs and competitive programs, see section 5 of Pub. L. 114-95, set out as a note under section 6301 of this title.

EFFECTIVE DATE OF 2009 AMENDMENT

Amendment by Pub. L. 111-39 effective as if enacted on the date of enactment of Pub. L. 110-315 (Aug. 14, 2008), see section 3 of Pub. L. 111-39, set out as a note under section 1001 of this title.

PART F—NEED ANALYSIS

CODIFICATION

Part F of title IV of the Higher Education Act of 1965, Pub. L. 89-329, which comprises this part, was formerly classified to part E of this subchapter. See Codification note preceding section 1087a of this title.

PRIOR PROVISIONS

A prior part F, consisting of part G of title IV of Pub. L. 89-329, was redesignated part G of this subchapter.

§ 1087kk. Amount of need

Except as otherwise provided therein, the amount of need of any student for financial assistance under this subchapter (except subparts¹ 1 or 2 of part A of this subchapter) is equal to—

- (1) the cost of attendance of such student, minus
- (2) the expected family contribution for such student, minus
- (3) estimated financial assistance not received under this subchapter (as defined in section 1087vv(j) of this title).

(Pub. L. 89-329, title IV, § 471, as added Pub. L. 99-498, title IV, § 406(a), Oct. 17, 1986, 100 Stat. 1454; amended Pub. L. 102-325, title IV, § 471(a), July 23, 1992, 106 Stat. 585; Pub. L. 105-244, title IV, § 480(a), Oct. 7, 1998, 112 Stat. 1732.)

AMENDMENTS

1998—Pub. L. 105-244 substituted “or 2” for “or 4” in introductory provisions.

1992—Pub. L. 102-325 amended section generally. Prior to amendment, section read as follows: “Except as otherwise provided therein, the amount of need of any student for financial assistance under this subchapter (except subparts 1 and 3 of part A of this subchapter) is equal to the cost of attendance of such student minus the expected family contribution for such student.”

EFFECTIVE DATE OF 1998 AMENDMENT

Pub. L. 105-244, title IV, § 480A, Oct. 7, 1998, 112 Stat. 1732, provided that:

“(a) IN GENERAL.—Except as provided in subsection (b), the amendments made by this part [part F (§§ 471-480A) of title IV of Pub. L. 105-244, amending this section and sections 1087ll to 1087tt and 1087vv of this title] are effective on the date of enactment of this Act [Oct. 7, 1998].

“(b) PROVISIONS EFFECTIVE FOR ACADEMIC YEAR 2000-2001, AND THEREAFTER.—The amendments made by sections 472, 473, 474, and 475 [amending sections 1087nn to 1087qq of this title] shall apply with respect to determinations of need under part F of title IV of the Higher Education Act of 1965 [this part] for academic years beginning on or after July 1, 2000.”

EFFECTIVE DATE OF 1992 AMENDMENT

Pub. L. 102-325, title IV, § 471(b), July 23, 1992, 106 Stat. 609, provided that: “The changes made in part F of title IV of the Act [this part] by the amendment made by this section [amending sections 1087kk to 1087vv of this title] shall apply with respect to determinations of need under such part F for award years beginning on or after July 1, 1993.”

EFFECTIVE DATE

Pub. L. 99-498, title IV, § 406(b)(1)-(3), Oct. 17, 1986, 100 Stat. 1475, as amended by Pub. L. 100-50, § 22(e)(1), (3), June 3, 1987, 101 Stat. 361, provided that:

“(1) Except as provided in paragraphs (2) through (4)—

“(A) part F of title IV of the Act [this part] shall apply with respect to determinations of need under such title for academic years beginning with academic year 1988-1989 and succeeding academic years; and

“(B) for any preceding academic year, determinations of need shall be made in accordance with regulations prescribed by the Secretary of Education in accordance with the Student Financial Assistance Technical Amendments Act of 1982 [Pub. L. 97-301, see Short Title of 1982 Amendment note set out under section 1001 of this title].

¹ So in original. Probably should be “subpart”.