

SUBCHAPTER 06H - FEDERAL PROGRAMS

SECTION .0100 – OPERATION OF FEDERAL PROGRAMS

16 NCAC 06H .0101 DEFINITIONS

(a) As used in this Subchapter, the following definitions apply:

- (1) "Federal agency" is defined in 2 C.F.R. 200.1.
- (2) "Federal award" is defined in 2 C.F.R. 200.1.
- (3) "Federal financial assistance" is defined in 2 C.F.R. 200.1.
- (4) "Federal program" is defined in 2 C.F.R. 200.1.
- (5) "Free appropriate public education" or "FAPE" is defined in 34 C.F.R. 300.101.
- (6) "Individualized education program" or "IEP" is defined in 34 C.F.R. 300.320.
- (7) "Least restrictive environment" or "LRE" is defined in 34 C.F.R. 300.114.
- (8) "Local education agency" or "LEA" is defined in 34 C.F.R. 303.28(a). For the purpose of federal programs administered by the State Board of Education, the term "LEA" includes any public school unit, as defined in G.S. 115C-5(7a), that is a subrecipient of a federal award.
- (9) "Parent" is defined in 34 C.F.R. 300.30.
- (10) "Recipient" is defined in 2 C.F.R. 200.1. For the purpose of federal programs administered by the State Board of Education, "recipient" includes a "grantee" as defined in 34 C.F.R. 77.1(c).
- (11) "State education agency" or "SEA" is defined in 34 C.F.R. 300.41. The State Board of Education is the SEA for the State of North Carolina.
- (12) "Subaward" is defined in 2 C.F.R. 200.1.
- (13) "Subrecipient" is defined in 2 C.F.R. 200.1. For the purpose of federal programs administered by the State Board of Education, "subrecipient" includes a "subgrantee" as defined in 34 C.F.R. 77.1(c).

(b) The provisions of 2 C.F.R. 200.1 and Subpart A of Part 300 of Title 34 of the Code of Federal Regulations are incorporated by reference throughout this Subchapter, including subsequent amendments and editions thereof. A copy of these regulations is available at no cost from <https://www.ecfr.gov/current/title-2/section-200.1> and <https://www.ecfr.gov/current/title-34/part-300/subpart-A>.

History Note: Authority G.S. 115C-106.3; 115C-107.2; 2 C.F.R. 200.1; 34 C.F.R. 300.28; 34 C.F.R. 300.30; 34 C.F.R. 300.41; 34 C.F.R. 300.101; 34 C.F.R. 300.114; 34 C.F.R. 320; Eff. July 1, 1986; Amended Eff. December 1, 1999; June 1, 1996; Readopted Eff. February 1, 2026.