

amendments made by subsection (a) of this section [amending this section].”

§ 4956. Participation of program beneficiaries

To the maximum extent practicable, the people of the communities to be served by volunteers under this subchapter shall participate in planning, developing, and implementing programs thereunder, and the Director, after consultation with sponsoring agencies (including volunteers assigned to them) and the people served by such agencies, shall establish in regulations, a continuing mechanism for the meaningful participation of such program beneficiaries.

(Pub. L. 93-113, title I, §106, Oct. 1, 1973, 87 Stat. 398; Pub. L. 98-288, §7, May 21, 1984, 98 Stat. 191.)

AMENDMENTS

1984—Pub. L. 98-288 substituted “establish in regulations” for “take all necessary steps to establish, in regulations he shall prescribe”.

§ 4957. Participation of younger and older persons

In carrying out this part and part C of this subchapter, the Director shall take necessary steps, including the development of special projects, where appropriate, to encourage the fullest participation of individuals 18 through 27 years of age, and individuals 55 years of age and older, in the various programs and activities authorized under such parts.

(Pub. L. 93-113, title I, §107, Oct. 1, 1973, 87 Stat. 399; Pub. L. 103-82, title III, §326, Sept. 21, 1993, 107 Stat. 901.)

AMENDMENTS

1993—Pub. L. 103-82 amended section generally. Prior to amendment, section read as follows: “In carrying out this part and part C of this subchapter, the Director shall take necessary steps, including the development of special projects, where appropriate, to encourage the fullest participation of older persons and older persons membership groups as volunteers and participant agencies in the various programs and activities authorized under such parts and, because of the high proportion of older persons within the poverty group, shall encourage the development of a variety of volunteer services to older persons, including special projects, to assure that such persons are served in proportion to their need.”

EFFECTIVE DATE OF 1993 AMENDMENT

Amendment by Pub. L. 103-82 effective Oct. 1, 1993, see section 392 of Pub. L. 103-82, set out as a note under section 4951 of this title.

§ 4958. Limitation on funds appropriated for grants and contracts for direct cost of supporting volunteers in programs or projects

(a) Of funds appropriated for the purpose of this part under section 5081 of this title, not more than 30 percent for the fiscal year ending September 30, 1984, and for each fiscal year thereafter, may be obligated for the direct cost of supporting volunteers in programs or projects carried out pursuant to grants and contracts made under section 5042(12)¹ of this title.

(b) No funds shall be obligated under this part pursuant to grants or contracts made after De-

cember 13, 1979, for new projects for the direct cost of supporting volunteers unless the recipient of each such grant or contract has been selected through a competitive process which includes—

(1) public announcements of the availability of funds for such grants or contracts, general criteria for the selection of new recipients, and a description of the application process and the application review process; and

(2) a requirement that each applicant for any such grant or contract identify, with sufficient particularity to assure that the assignments of volunteers under such grants and contracts will carry out the purpose of this part, the particular poverty or poverty-related problems on which the grant or contract will focus, and any such grant or contract shall specifically so identify such problems.

(Pub. L. 93-113, title I, §108, as added Pub. L. 94-293, §4(a)(1), May 27, 1976, 90 Stat. 525; amended Pub. L. 96-143, §4, Dec. 13, 1979, 93 Stat. 1075; Pub. L. 98-288, §8, May 21, 1984, 98 Stat. 191; Pub. L. 101-204, title VII, §703, Dec. 7, 1989, 103 Stat. 1821.)

REFERENCES IN TEXT

Section 5042 of this title, referred to in subsec. (a), was repealed by Pub. L. 103-82, title II, §203(b), Sept. 21, 1993, 107 Stat. 892.

AMENDMENTS

1989—Subsec. (a). Pub. L. 101-204 substituted “30 percent” for “16 per centum”.

1984—Subsec. (a). Pub. L. 98-288, §8(1), (2), substituted “1984” for “1977”, and struck out “During the fiscal year ending September 30, 1980—(1) in no event may in excess of \$5,800,000 be used pursuant to grants and contracts under this part for the direct cost of supporting such volunteers; and (2) funds obligated pursuant to such grants and contracts for such cost may be used to support no greater number of years of volunteer service than the number of such years supported during the fiscal year ending September 30, 1979, pursuant to grants and contracts for such cost.”

Subsec. (b)(2). Pub. L. 98-288, §8(3), struck out “human, social, or environmental” after “poverty-related”.

1979—Subsec. (a). Pub. L. 96-143, §4, designated existing provisions as subsec. (a) and, in subsec. (a) as so designated, substituted “16” for “20”, inserted “During the fiscal year ending September 30, 1980”, and added pars. (1) and (2).

Subsec. (b). Pub. L. 96-143, §4(b), added subsec. (b).

EFFECTIVE DATE

Section 4(c) of Pub. L. 94-293 provided that: “The amendments made by subsection (a) and subsection (b) of this section [enacting this section and amending section 5042 of this title] shall be effective on October 1, 1976, and shall not apply to any agreement for the assignment of volunteers entered into before such date during the period of any such agreement.”

§ 4959. Repealed. Pub. L. 111-13, title II, §2104, Apr. 21, 2009, 123 Stat. 1583

Section, Pub. L. 93-113, title I, §109, as added Pub. L. 99-551, §4(a), Oct. 27, 1986, 100 Stat. 3072; amended Pub. L. 101-204, title VI, §601, Dec. 7, 1989, 103 Stat. 1819; Pub. L. 103-82, title III, §327, Sept. 21, 1993, 107 Stat. 902; Pub. L. 105-277, div. A, §101(f) [title VIII, §405(d)(36)(B), (f)(28)(B)], Oct. 21, 1998, 112 Stat. 2681-337, 2681-427, 2681-434, related to the VISTA Literacy Corps.

¹ See References in Text note below.

EFFECTIVE DATE OF REPEAL

Repeal effective Oct. 1, 2009, see section 6101(a) of Pub. L. 111-13, set out as an Effective Date of 2009 Amendment note under section 4950 of this title.

§ 4960. Applications for assistance

In reviewing an application for assistance under this part, the Director shall not deny such assistance to any project or program, or any public or private nonprofit organization, solely on the basis of the duration of the assistance such project, program, or organization has received under this part prior to the date of submission of the application. The Director shall grant assistance under this part on the basis of merit and to accomplish the goals of the VISTA program, and shall consider the needs and requirements of projects in existence on such date as well as potential new projects.

(Pub. L. 93-113, title I, §109, formerly §110, as added Pub. L. 101-204, title I, §103, Dec. 7, 1989, 103 Stat. 1812; amended Pub. L. 103-82, title III, §328, Sept. 21, 1993, 107 Stat. 902; renumbered §109, Pub. L. 111-13, title II, §2105, Apr. 21, 2009, 123 Stat. 1583.)

PRIOR PROVISIONS

A prior section 109 of Pub. L. 93-113 was classified to section 4959 of this title, prior to repeal by Pub. L. 111-13, title II, §2104, Apr. 21, 2009, 123 Stat. 1583, effective Oct. 1, 2009.

AMENDMENTS

1993—Pub. L. 103-82 amended section generally, substituting present provisions for provisions which related to: in subsec. (a), duration; in subsec. (b), consideration of application; in subsec. (c), new project or program; in subsec. (d), renewal of assistance; in subsec. (e), eligibility; and in subsec. (f), notice.

EFFECTIVE DATE OF 1993 AMENDMENT

Amendment by Pub. L. 103-82 effective Oct. 1, 1993, see section 392 of Pub. L. 103-82, set out as a note under section 4951 of this title.

PART B—UNIVERSITY YEAR FOR VISTA

§ 4971 to 4973. Repealed. Pub. L. 111-13, title II, § 2121, Apr. 21, 2009, 123 Stat. 1584

Section 4971, Pub. L. 93-113, title I, §111, Oct. 1, 1973, 87 Stat. 399; Pub. L. 98-288, §9, May 21, 1984, 98 Stat. 191; Pub. L. 99-551, §5, Oct. 27, 1986, 100 Stat. 3073; Pub. L. 101-204, title II, §201(2), Dec. 7, 1989, 103 Stat. 1813; Pub. L. 103-82, title III, §330(a)(2), (3), Sept. 21, 1993, 107 Stat. 902, set forth the congressional statement of purpose for the University Year for VISTA program of full-time volunteer service by students enrolled in institutions of higher education.

Section 4972, Pub. L. 93-113, title I, §112, Oct. 1, 1973, 87 Stat. 399; Pub. L. 98-288, §30(b)(1), May 21, 1984, 98 Stat. 197; Pub. L. 99-551, §10(i)(2), Oct. 27, 1986, 100 Stat. 3078; Pub. L. 103-82, title III, §330(a)(4), Sept. 21, 1993, 107 Stat. 902, provided the Director with authority to operate University Year for VISTA program.

Section 4973, Pub. L. 93-113, title I, §113, Oct. 1, 1973, 87 Stat. 399; Pub. L. 96-143, §5, Dec. 13, 1979, 93 Stat. 1075; Pub. L. 97-35, title VI, §608(f)(1), Aug. 13, 1981, 95 Stat. 488; Pub. L. 103-82, title III, §330(a)(2), (3), (b), Sept. 21, 1993, 107 Stat. 902, set out special conditions related to the University Year for VISTA program.

EFFECTIVE DATE OF REPEAL

Repeal effective Oct. 1, 2009, see section 6101(a) of Pub. L. 111-13, set out as an Effective Date of 2009 Amendment note under section 4950 of this title.

PART C—SPECIAL VOLUNTEER PROGRAMS

§ 4991. Congressional statement of purpose

This part provides for special emphasis and demonstration volunteer programs, together with appropriate powers and responsibilities designed to assist in the development and coordination of such programs. The purpose of this part is to strengthen and supplement efforts to meet a broad range of needs, particularly those related to poverty, by encouraging and enabling persons from all walks of life and from all age groups to perform meaningful and constructive volunteer service in agencies, institutions, and organizations where the application of human talent and dedication may help to meet such needs. It is the further purpose of this part to provide technical and financial assistance to encourage voluntary organizations and volunteer efforts at the national, State, and local level.

(Pub. L. 93-113, title I, §121, Oct. 1, 1973, 87 Stat. 400; Pub. L. 98-288, §11, May 21, 1984, 98 Stat. 191; Pub. L. 111-13, title II, §2131, Apr. 21, 2009, 123 Stat. 1584.)

AMENDMENTS

2009—Pub. L. 111-13 substituted “organizations” for “situations” in second sentence.

1984—Pub. L. 98-288 struck out “human, social, and environmental” after “broad range of”, and inserted at end “It is the further purpose of this part to provide technical and financial assistance to encourage voluntary organizations and volunteer efforts at the national, State, and local level.”

EFFECTIVE DATE OF 2009 AMENDMENT

Amendment by Pub. L. 111-13 effective Oct. 1, 2009, see section 6101(a) of Pub. L. 111-13, set out as a note under section 4950 of this title.

§ 4992. Authority to establish and operate special volunteer and demonstration programs**(a) In general**

The Director is authorized to conduct special volunteer programs for demonstration programs, or award grants to or enter into contracts with public or nonprofit organizations to carry out such programs. Such programs shall encourage wider volunteer participation on a full-time, part-time, or short-term basis to further the purpose of this part, and identify particular segments of the poverty community that could benefit from volunteer and other anti-poverty efforts.

(b) Assignment and support of volunteers

The assignment of volunteers under this section, and the provision of support for such volunteers, including any subsistence allowances and stipends, shall be on such terms and conditions as the Director shall determine to be appropriate, but shall not exceed the level of support provided under section 4955 of this title. Projects using volunteers who do not receive stipends may also be supported under this section.

(c) Criteria and priorities

In carrying out this section and section 4993 of this title, the Director shall establish criteria and priorities for awarding grants and entering into contracts under this part in each fiscal