

eral shall have access to all books, accounts, records, reports, and files and all other papers, things, or property belonging to or in use by the Foundation, pertaining to such activities and necessary to facilitate the audit.

(Pub. L. 102-281, title IV, §427, May 13, 1992, 106 Stat. 144.)

### § 5707. Executive Secretary of Foundation

#### (a) Duties

There shall be an Executive Secretary of the Foundation who shall be appointed by the Board. The Executive Secretary shall be the chief executive officer of the Foundation and shall carry out the functions of the Foundation subject to the supervision and direction of the Board.

#### (b) Compensation

The Executive Secretary of the Foundation shall be compensated at an annual rate of basic pay not in excess of the amount payable for Executive Level V.

(Pub. L. 102-281, title IV, §428, May 13, 1992, 106 Stat. 144.)

#### REFERENCES IN TEXT

Executive Level V, referred to in subsec. (b), probably means level V of the Executive Schedule, which is set out in section 5316 of Title 5, Government Organization and Employees.

### § 5708. Administrative provisions

(a) The Foundation may—

(1) appoint and fix the compensation of such personnel as may be necessary to carry out the provisions of this chapter, except that in no case shall employees (other than the Executive Secretary) be compensated at a rate in excess of the rate of basic pay payable for GS-15 of the General Schedule;

(2) procure temporary and intermittent services of such experts and consultants as are necessary to the extent authorized by section 3109 of title 5, but at rates not in excess of the rate of basic pay payable for Executive Level V;

(3) prescribe such regulations as the Foundation may determine to be necessary governing the manner in which its functions shall be carried out;

(4) receive money and other property donated, bequeathed, or devised, without condition or restriction other than it be used for the purposes of the Foundation; and to use, sell, or otherwise dispose of such property for the purpose of carrying out its functions;

(5) accept and utilize the services of voluntary and uncompensated personnel and reimburse them for travel expenses, including per diem, as authorized by section 5703 of title 5;

(6) enter into contracts, grants, or other arrangements, or modifications thereof, to carry out the provisions of this chapter,<sup>1</sup> and such contracts or modifications thereof may, with the concurrence of two-thirds of the members of the Board, be entered into without perform-

ance or other bonds, and without regard to section 6101 of title 41;

(7) make advances, progress, and other payments which the Board deems necessary under this chapter without regard to the provisions of section 3324(a) and (b) of title 31;

(8) rent office space;

(9) conduct programs in addition to or in conjunction with the Fellowship program which shall further the Foundation's purpose of encouraging new discoveries in all fields of endeavor for the benefit of mankind; and

(10) to make other necessary expenditures.

(b) ANNUAL REPORT.—The Foundation shall submit to the President and to the Congress an annual report of its operations under this chapter.

(Pub. L. 102-281, title IV, §429, May 13, 1992, 106 Stat. 144.)

#### REFERENCES IN TEXT

The General Schedule, referred to in subsec. (a)(1), is set out under section 5332 of Title 5, Government Organization and Employees.

Executive Level V, referred to in subsec. (a)(2), probably means level V of the Executive Schedule, which is set out in section 5316 of Title 5.

This chapter, referred to in subsec. (a)(6), was in the original "this chapter" and was translated as reading "this subtitle" meaning subtitle B (§§421-430) of title IV of Pub. L. 102-281 which enacted this chapter, to reflect the probable intent of Congress.

#### CODIFICATION

In subsec. (a)(6), "section 6101 of title 41" substituted for "section 3709 of the Revised Statutes" on authority of Pub. L. 111-350, §6(c), Jan. 4, 2011, 124 Stat. 3854, which Act enacted Title 41, Public Contracts.

In subsec. (a)(7), "section 3324(a) and (b) of title 31" substituted for reference to section 529 of title 31, United States Code, on authority of Pub. L. 97-258, §4(b), Sept. 13, 1982, 96 Stat. 1067, the first section of which enacted Title 31, Money and Finance.

#### TERMINATION OF REPORTING REQUIREMENTS

For termination, effective May 15, 2000, of provisions in subsec. (b) of this section relating to submitting an annual report to Congress, see section 3003 of Pub. L. 104-66, as amended, set out as a note under section 1113 of Title 31, Money and Finance, and page 156 of House Document No. 103-7.

### § 5709. Authorization of appropriations

There are authorized to be appropriated to the Foundation, such sums as may be necessary to carry out this chapter.

(Pub. L. 102-281, title IV, §430, as added Pub. L. 111-8, div. D, title VI, §623(2), Mar. 11, 2009, 123 Stat. 678.)

## CHAPTER 68—NATIONAL EDUCATION REFORM

Sec.	
5801.	Purpose.
5802.	Definitions.

### SUBCHAPTER I—NATIONAL EDUCATION GOALS

5811.	Purpose.
5812.	National Education Goals.

### SUBCHAPTER II—NATIONAL EDUCATION REFORM LEADERSHIP, STANDARDS, AND ASSESSMENTS

#### PART A—NATIONAL EDUCATION GOALS PANEL

5821 to 5827. Repealed.

<sup>1</sup> See References in Text note below.