

**§ 5776. Criteria for grants****(a) Establishment of priorities and criteria; publication in Federal Register**

In carrying out the programs authorized by this subchapter, the Administrator shall establish—

- (1) annual research, demonstration, and service program priorities for making grants and contracts pursuant to section 5775 of this title; and
- (2) criteria based on merit for making such grants and contracts.

Not less than 60 days before establishing such priorities and criteria, the Administrator shall publish in the Federal Register for public comment a statement of such proposed priorities and criteria.

**(b) Competitive selection process for grant or contract exceeding \$50,000**

No grant or contract exceeding \$50,000 shall be made under this subchapter unless the grantee or contractor has been selected by a competitive process which includes public announcement of the availability of funds for such grant or contract, general criteria for the selection of recipients or contractors, and a description of the application process and application review process.

**(c) Multiple grants or contracts to same grantee or contractor**

Multiple grants or contracts to the same grantee or contractor within any 1 year to support activities having the same general purpose shall be deemed to be a single grant for the purpose of this subsection, but multiple grants or contracts to the same grantee or contractor to support clearly distinct activities shall be considered separate grants or contractors.<sup>1</sup>

(Pub. L. 93-415, title IV, § 406, formerly § 407, as added Pub. L. 98-473, title II, § 660, Oct. 12, 1984, 98 Stat. 2129; renumbered § 406 and amended Pub. L. 100-690, title VII, §§ 7288, 7290, Nov. 18, 1988, 102 Stat. 4461.)

## PRIOR PROVISIONS

A prior section 406 of Pub. L. 93-415 was renumbered section 405 and is classified to section 5775 of this title.

## AMENDMENTS

1988—Pub. L. 100-690, § 7290(b), which purported to make technical amendment to reference to section 5775 of this title to reflect renumbering of corresponding section of original act, could not be executed to text because of general amendment of section by Pub. L. 100-690, § 7288, see below.

Pub. L. 100-690, § 7288, amended section generally. Prior to amendment, section read as follows: “The Administrator, in consultation with the Advisory Board, shall establish annual research, demonstration, and service program priorities for making grants and contracts pursuant to section 5775 of this title and, not less than 60 days before establishing such priorities, shall publish in the Federal Register for public comment a statement of such proposed priorities.”

## EFFECTIVE DATE OF 1988 AMENDMENT

Amendment by Pub. L. 100-690 effective Oct. 1, 1988, see section 7296(a) of Pub. L. 100-690, set out as a note under section 5601 of this title.

<sup>1</sup> So in original. Probably should be “contracts.”

**§ 5776a. Repealed. Pub. L. 110-240, § 5(1), June 3, 2008, 122 Stat. 1564**

Section, Pub. L. 93-415, title IV, § 407, as added Pub. L. 103-322, title XVII, § 170303(2), Sept. 13, 1994, 108 Stat. 2043, established the Missing and Exploited Children’s Task Force.

**§ 5777. Authorization of appropriations****(a) In general**

To carry out the provisions of this subchapter, there are authorized to be appropriated such sums as may be necessary for fiscal years 2008 through 2013.

**(b) Evaluation**

The Administrator may use not more than 5 percent of the amount appropriated for a fiscal year under subsection (a) of this section to conduct an evaluation of the effectiveness of the programs and activities established and operated under this subchapter.

(Pub. L. 93-415, title IV, § 407, formerly § 408, as added Pub. L. 98-473, title II, § 660, Oct. 12, 1984, 98 Stat. 2129; renumbered § 407 and amended Pub. L. 100-690, title VII, §§ 7289, 7290(a), Nov. 18, 1988, 102 Stat. 4461; Pub. L. 101-204, title X, § 1001(e)(3), Dec. 7, 1989, 103 Stat. 1827; Pub. L. 102-586, § 4, Nov. 4, 1992, 106 Stat. 5027; renumbered § 408, Pub. L. 103-322, title XVII, § 170303(1), Sept. 13, 1994, 108 Stat. 2043; Pub. L. 104-235, title II, § 231(a), Oct. 3, 1996, 110 Stat. 3092; Pub. L. 106-71, § 2(e), Oct. 12, 1999, 113 Stat. 1035; Pub. L. 108-21, title III, § 321(a), Apr. 30, 2003, 117 Stat. 664; Pub. L. 108-96, title II, § 202(b), Oct. 10, 2003, 117 Stat. 1172; renumbered § 407 and amended Pub. L. 110-240, §§ 4, 5(2), June 3, 2008, 122 Stat. 1563, 1564.)

## PRIOR PROVISIONS

A prior section 407 of Pub. L. 93-415 was classified to section 5776a prior to repeal by Pub. L. 110-240, § 5(1), June 3, 2008, 122 Stat. 1564.

## AMENDMENTS

2008—Subsec. (a). Pub. L. 110-240, § 4, which directed substitution of “2008 through 2013” for “2007 through 2008”, was executed by making the substitution for “2004 through 2008”, to reflect the probable intent of Congress.

2003—Subsec. (a). Pub. L. 108-96 substituted “2008” for “2005.”

Pub. L. 108-21 substituted “fiscal years 2004 through 2005.” for “fiscal years 2000 through 2003”.

1999—Subsec. (a). Pub. L. 106-71 substituted “2000 through 2003” for “1997 through 2001”.

1996—Pub. L. 104-235 designated existing provisions as subsec. (a), inserted heading, substituted “1997 through 2001” for “1993, 1994, 1995, and 1996”, and added subsec. (b).

1992—Pub. L. 102-586 substituted “fiscal years 1993, 1994, 1995, and 1996” for “fiscal years 1989, 1990, 1991, and 1992”.

1989—Pub. L. 101-204 amended directory language of Pub. L. 100-690, § 7289(3), see 1988 Amendment note below.

1988—Pub. L. 100-690, § 7289, as amended by Pub. L. 101-204, struck out “\$10,000,000 for fiscal year 1985, and” after “appropriated” and “1986, 1987, and 1988” after “fiscal years” and inserted “1989, 1990, 1991, and 1992”.

## EFFECTIVE DATE OF 1988 AMENDMENT

Amendment by Pub. L. 100-690 effective Oct. 1, 1988, see section 7296(a) of Pub. L. 100-690, set out as a note under section 5601 of this title.