

- (A) any person—
  - (i) has—
    - (I) made, or has caused to be made by another, a false statement or representation of a material fact knowing it to be false, or
    - (II) knowingly failed, or caused another to fail, to disclose a material fact; and
  - (ii) as a result of such action, has received any funds under this subchapter which such person would not have otherwise received, or
- (B) any person misappropriates any funds paid by the Secretary under this subchapter,

such person shall be liable to repay the amount of such funds to the United States. Any such finding by the Secretary may be made only after an opportunity for a fair hearing.

(2) Any amount repaid under this subsection shall be returned to the general fund of the Treasury of the United States.

**(c) Penalties**

Whoever—

(1) makes a false statement of a material fact knowing it to be false, or knowingly fails to disclose a material fact, for the purpose of obtaining or increasing for such person or for any other person any payment of funds provided under this subchapter, or

(2) misappropriates any funds provided under this subchapter,

shall be fined not more than \$1,000 or imprisoned for not more than one year, or both.

(Pub. L. 99-498, title XV, §1522, Oct. 17, 1986, 100 Stat. 1611.)

SUBCHAPTER III—AUTHORIZATION OF APPROPRIATIONS

**§ 4451. Authorization of appropriations**

**(a) Subchapter I**

(1) There are authorized to be appropriated for each fiscal year such sums as may be necessary to carry out the provisions of subchapter I of this chapter.

(2) Funds appropriated under the authority of paragraph (1) shall remain available without fiscal year limitation.

(3) Except as provided for amounts subject to section 4425(d)<sup>1</sup> of this title, amounts appropriated under the authority of this subsection for fiscal year 1989, and for each succeeding fiscal year, shall be paid to the Institute at the later of—

- (A) the beginning of the fiscal year, or
- (B) upon enactment of such appropriation.

(4) Funds appropriated under this subsection for the fiscal year 1992 and for each succeeding fiscal year shall be transferred by the Secretary of the Treasury through the most expeditious method available with the Institute being designated as its own certifying agency.

(5) Funds are authorized to be appropriated for programs for more than one fiscal year. For the purpose of affording adequate notice of funding available under this chapter,<sup>1</sup> amounts appropriated in an appropriations Act for any fiscal

year to carry out this chapter<sup>1</sup> may, subject to the appropriation, become available for obligations on July 1 of that fiscal year.

**(b) Subchapter II**

There are authorized to be appropriated for the purpose of carrying out the provisions of subchapter II of this chapter—

- (1) for fiscal year 1987, \$1,000,000, and
- (2) for each succeeding fiscal year, such sums as may be necessary to carry out such provisions.

(Pub. L. 99-498, title XV, §1531, Oct. 17, 1986, 100 Stat. 1612; Pub. L. 100-297, title V, §5406(c), Apr. 28, 1988, 102 Stat. 418; Pub. L. 101-644, title V, §506, Nov. 29, 1990, 104 Stat. 4672.)

REFERENCES IN TEXT

Section 4425 of this title, referred to in subsec. (a)(3), was amended generally by Pub. L. 101-644, title V, §505, Nov. 29, 1990, 104 Stat. 4669, and, as so amended, provisions similar to subsec. (d) are contained in subsec. (a)(4).

This chapter, referred to in subsec. (a)(5), was in the original “this Act” and was translated as reading “this title”, meaning title XV of Pub. L. 99-498 to reflect the probable intent of Congress.

AMENDMENTS

1990—Subsec. (a)(4), (5). Pub. L. 101-644 added pars. (4) and (5).

1988—Subsec. (a). Pub. L. 100-297 amended subsec. (a) generally. Prior to amendment, subsec. (a) read as follows: “There are authorized to be appropriated for the purpose of carrying out the provisions of subchapter I of this chapter—

- “(1) for fiscal year 1987, \$4,000,000, and
- “(2) for each succeeding fiscal year, such sums as may be necessary to carry out such provisions.”

EFFECTIVE DATE OF 1988 AMENDMENT

For effective date and applicability of amendment by Pub. L. 100-297, see section 6303 of Pub. L. 100-297, set out as a note under section 1071 of this title.

**CHAPTER 57—JAMES MADISON MEMORIAL FELLOWSHIP PROGRAM**

Sec.	
4501.	Purpose.
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4503.	Fellowship recipients.
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**§ 4501. Purpose**

It is the purpose of this chapter to establish the James Madison Fellowship Program which is designed to encourage graduate study of the American Constitution, its roots, its formation, its principles, and its development.

(Pub. L. 99-500, §101(b) [title VIII, §802], Oct. 18, 1986, 100 Stat. 1783-39, 1783-76, and Pub. L. 99-591,

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