

supplementary services and community-wide drug and violence prevention planning and organizing activities for the prevention of drug use and violence among students and youth.

(Pub. L. 89-10, title IV, §4002, as added Pub. L. 107-110, title IV, §401, Jan. 8, 2002, 115 Stat. 1734.)

#### PRIOR PROVISIONS

A prior section 7102, Pub. L. 89-10, title IV, §4002, as added Pub. L. 103-382, title I, §101, Oct. 20, 1994, 108 Stat. 3672, set forth findings, prior to the general amendment of this subchapter by Pub. L. 107-110.

A prior section 4002 of Pub. L. 89-10 was classified to section 3042 of this title, prior to the general amendment of Pub. L. 89-10 by Pub. L. 103-382.

### § 7103. Authorization of appropriations

There are authorized to be appropriated—

(1) \$650,000,000 for fiscal year 2002, and such sums as may be necessary for each of the 5 succeeding fiscal years, for State grants under subpart 1 of this part; and

(2) such sums for fiscal year 2002, and for each of the 5 succeeding fiscal years, for national programs under subpart 2 of this part.

(Pub. L. 89-10, title IV, §4003, as added Pub. L. 107-110, title IV, §401, Jan. 8, 2002, 115 Stat. 1734.)

#### PRIOR PROVISIONS

A prior section 7103, Pub. L. 89-10, title IV, §4003, as added Pub. L. 103-382, title I, §101, Oct. 20, 1994, 108 Stat. 3673, set forth purpose of former provisions, prior to the general amendment of this subchapter by Pub. L. 107-110. See section 7102 of this title.

A prior section 4003 of Pub. L. 89-10 was classified to section 3043 of this title, prior to the general amendment of Pub. L. 89-10 by Pub. L. 103-382.

A prior section 7104, Pub. L. 89-10, title IV, §4004, as added Pub. L. 103-382, title I, §101, Oct. 20, 1994, 108 Stat. 3674, related to funding, prior to the general amendment of this subchapter by Pub. L. 107-110. See section 7103 of this title.

A prior section 4004 of Pub. L. 89-10 was classified to section 3044 of this title, prior to the general amendment of Pub. L. 89-10 by Pub. L. 103-382.

A prior section 7105, Pub. L. 99-570, title IV, §4302, Oct. 27, 1986, 100 Stat. 3207-153, which established National Trust for Drug-Free Youth to encourage private gifts of property to assist the Secretary of Education in carrying out the national programs of drug abuse research, education, and prevention under subtitle B of title IV of Pub. L. 99-570, Oct. 27, 1986, 100 Stat. 3207-125 (former 20 U.S.C. 4601 et seq.), was omitted from the Code because of the repeal of subtitle B. Section was formerly classified to section 4665, and subsequently section 3225, of this title.

#### SUBPART 1—STATE GRANTS

### § 7111. Reservations and allotments

#### (a) Reservations

##### (1) In general

From the amount made available under section 7103(1) of this title to carry out this subpart for each fiscal year, the Secretary—

(A) shall reserve 1 percent or \$4,750,000 (whichever is greater) of such amount for grants to Guam, American Samoa, the United States Virgin Islands, and the Commonwealth of the Northern Mariana Islands, to be allotted in accordance with the Secretary's determination of their respective needs and to carry out programs described in this subpart;

(B) shall reserve 1 percent or \$4,750,000 (whichever is greater) of such amount for the Secretary of the Interior to carry out programs described in this subpart for Indian youth; and

(C) shall reserve 0.2 percent of such amount for Native Hawaiians to be used under section 7117 of this title to carry out programs described in this subpart.

#### (2) Other reservations

From the amount made available under section 7103(2) of this title to carry out subpart 2 of this part for each fiscal year, the Secretary—

(A) may reserve not more than \$2,000,000 for the national impact evaluation required by section 7132(a) of this title;

(B) notwithstanding section 3 of the No Child Left Behind Act of 2001,<sup>1</sup> shall reserve an amount necessary to make continuation grants to grantees under the Safe Schools/Healthy Students initiative (under the same terms and conditions as provided for in the grants involved).

#### (b) State allotments

##### (1) In general

Except as provided in paragraph (2), the Secretary shall, for each fiscal year, allot among the States—

(A) one-half of the remainder not reserved under subsection (a) of this section according to the ratio between the school-aged population of each State and the school-aged population of all the States; and

(B) one-half of such remainder according to the ratio between the amount each State received under section 6334 of this title for the preceding year and the sum of such amounts received by all the States.

##### (2) Minimum

For any fiscal year, no State shall be allotted under this subsection an amount that is less than the greater of—

(A) one-half of 1 percent of the total amount allotted to all the States under this subsection; or

(B) the amount such State received for fiscal year 2001 under section 4111 as such section was in effect the day preceding January 8, 2002.<sup>1</sup>

##### (3) Reallotment

###### (A) Reallotment for failure to apply

If any State does not apply for an allotment under this subpart for a fiscal year, the Secretary shall reallot the amount of the State's allotment to the remaining States in accordance with this section.

###### (B) Reallotment of unused funds

The Secretary may reallot any amount of any allotment to a State if the Secretary determines that the State will be unable to use such amount within 2 years of such allotment. Such reallotments shall be made on the same basis as allotments are made under paragraph (1).

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