

SHORT TITLE

Section 615 of Pub. L. 89-10, as added by Pub. L. 90-247, title I, §154, Jan. 2, 1968, 81 Stat. 804, which provided that title VI of Pub. L. 89-10 [enacting this subchapter] was to be cited as the "Education of the Handicapped Act", was repealed by Pub. L. 91-230, title VI, §662(3), Apr. 13, 1970, 84 Stat. 188.

SUBCHAPTER IV—A—BILINGUAL
EDUCATION**§ 880b. Omitted**

CODIFICATION

Section 880b, Pub. L. 89-10, title VII, §702, as added Pub. L. 93-380, title I, §105(a)(1), Aug. 21, 1974, 88 Stat. 503, which set out the Congressional declaration of policy with regard to bilingual education and authorized appropriations for fiscal years through the 1978 fiscal year, was omitted in the general revision of title VII of the Elementary and Secondary Education Act of 1965, Pub. L. 89-10, title VII, as added Pub. L. 93-380, title I, §105(a)(1), Aug. 21, 1974, 88 Stat. 511, by Pub. L. 95-561, title VII, §701, Nov. 1, 1978, 92 Stat. 2268.

A prior section 880b, Pub. L. 89-10, title VII, §702, as added Pub. L. 90-247, title VII, §702, Jan. 2, 1968, 81 Stat. 816, provided for Congressional declaration of policy and defined "children of limited English-speaking ability". Such provision remaining in effect through June 30, 1975, to the extent not inconsistent with the amendment made by section 105 of Pub. L. 93-380, see section 105(a)(2)(A) of Pub. L. 93-380, title I, Aug. 21, 1974, 88 Stat. 503.

SHORT TITLE

Pub. L. 89-10, title VII, §701, as added by Pub. L. 90-247, title VII, §702, Jan. 2, 1968, 81 Stat. 816, and reenacted by Pub. L. 93-380, title I, §105(a)(1), Aug. 21, 1974, 88 Stat. 503, which provided that this subchapter be cited as the "Bilingual Education Act", was omitted in the general revision of this subchapter, title VII of the Elementary and Secondary Education Act of 1965, as added by Pub. L. 93-380, title I, §105(a)(1), Aug. 21, 1974, 88 Stat. 511, by Pub. L. 95-561, title VII, §701, Nov. 1, 1978, 92 Stat. 2268. See Codification note above.

§ 880b-1. Omitted

CODIFICATION

Section 880b-1, Pub. L. 89-10, title VII, §703, as added and amended Pub. L. 93-380, title I, §105(a)(1), (b), Aug. 21, 1974, 88 Stat. 504, 512, which made general provisions for the bilingual education program, was omitted in the general revision of title VII of the Elementary and Secondary Education Act of 1965, Pub. L. 89-10, title VII, as added Pub. L. 93-380, title I, §105(a)(1), Aug. 21, 1974, 88 Stat. 511, by Pub. L. 95-561, title VII, §701, Nov. 1, 1978, 92 Stat. 2268.

A prior section 880b-1, Pub. L. 89-10, title VII, §703, as added Pub. L. 90-247, title VII, §702, Jan. 2, 1968, 81 Stat. 816; amended Pub. L. 91-230, title I, §151, Apr. 13, 1970, 84 Stat. 151, authorized appropriation of 15, 30, 40, 80, 100, and 135 million dollars for fiscal years ending June 30, 1968 through 1973, respectively, and for distribution of funds.

§§ 880b-2 to 880b-5. Omitted

CODIFICATION

Sections 880b-2 to 880b-5, were to remain in effect through June 30, 1975. See section 105(a)(2)(A) of Pub. L. 93-380, Aug. 21, 1974, 88 Stat. 512.

Section 880b-2, Pub. L. 89-10, title VII, §704, as added Pub. L. 90-247, title VII, §702, Jan. 2, 1968, 81 Stat. 817, related to uses for Federal funds.

Section 880b-3, Pub. L. 89-10, title VII, §705, as added Pub. L. 90-247, title VII, §702, Jan. 2, 1968, 81 Stat. 817 related to applications for grants, providing in subsec.:

(a) for time of and contents of applications; (b) conditions for approval; and (c) amendments.

Section 880b-3a, Pub. L. 89-10, title VII, §706, as added Pub. L. 91-230, title I, §152(a), Apr. 13, 1970, 84 Stat. 151; amended Pub. L. 92-318, title IV, §452, June 23, 1972, 86 Stat. 345, provided for children in schools on or near reservations, subsec. (a) relating to local educational agency status of Indian institution or organization and subsec. (b) to payments to Secretary of Interior and criteria for such payments.

Section 880b-4, Pub. L. 89-10, title VII, §707, formerly §706, as added Pub. L. 90-247, title VII, §702, Jan. 2, 1968, 81 Stat. 819; renumbered §707 and amended Pub. L. 91-230, title I, §152(a), (b), Apr. 13, 1970, 84 Stat. 151, 152, related to payments to applicants.

Section 880b-5, Pub. L. 89-10, title VII, §708, formerly §707, as added Pub. L. 90-247, title VII, §702, Jan. 2, 1968, 81 Stat. 819; renumbered §708 and amended Pub. L. 91-230, title I, §§152(a), 153, title IV, §401(h)(3), Apr. 13, 1970, 84 Stat. 151, 152, 174; Pub. L. 93-380, title VIII, §845(c), Aug. 21, 1974, 88 Stat. 612; Pub. L. 94-482, title V, §501(a)(21), Oct. 12, 1976, 90 Stat. 2236, related to establishment of an Advisory Committee on Education of Bilingual Children.

§ 880b-6. Repealed. Pub. L. 91-230, title IV, § 401(g)(5), Apr. 13, 1970, 84 Stat. 174

Section, Pub. L. 89-10, title VII, §709, formerly §708, as added Pub. L. 90-247, title VII, §702, Jan. 2, 1968, 81 Stat. 819; renumbered §709 Pub. L. 91-230, title I, §152(a), Apr. 13, 1970, 84 Stat. 151, related to labor standards requirement (prevailing wage rates).

PART A—FINANCIAL ASSISTANCE FOR BILINGUAL
EDUCATION PROGRAMS**§§ 880b-7 to 880b-9. Omitted**

CODIFICATION

Sections were omitted in the general revision of title VII of the Elementary and Secondary Education Act of 1965, Pub. L. 89-10, title VII, as added Pub. L. 93-380, title I, §105(a)(1), Aug. 21, 1974, 88 Stat. 511, by Pub. L. 95-561, title VII, §701, Nov. 1, 1978, 92 Stat. 2268.

Section 880b-7, Pub. L. 89-10, title VII, §721, as added Pub. L. 93-380, title I, §105(a)(1), Aug. 21, 1974, 88 Stat. 506, provided for bilingual education programs.

Section 880b-8, Pub. L. 89-10, title VII, §722, as added Pub. L. 93-380, Title I, §105(a)(1), Aug. 21, 1974, 88 Stat. 507, related to Indian children in schools.

Section 880b-9, Pub. L. 89-10, title VII, §723, as added Pub. L. 93-380, title I, §105(a)(1), Aug. 21, 1974, 88 Stat. 508; amended Pub. L. 94-273, §3(7), Apr. 21, 1976, 90 Stat. 376; S. Res. 4, Feb. 4, 1977, related to grants and contract for training.

PART B—ADMINISTRATION

§§ 880b-10, 880b-11. Omitted

CODIFICATION

Sections were omitted in the general revision of title VII of the Elementary and Secondary Education Act of 1965, Pub. L. 89-10, title VII, as added Pub. L. 93-380, title I, §105(a)(1), Aug. 21, 1974, 88 Stat. 511, by Pub. L. 95-561, title VII, §701, Nov. 1, 1978, 92 Stat. 2268.

Section 880b-10, Pub. L. 89-10, title VII, §731, as added Pub. L. 93-380, title I, §105(a)(1), Aug. 21, 1974, 88 Stat. 509; amended Pub. L. 94-273, §3(7), Apr. 21, 1976, 90 Stat. 376; Pub. L. 94-482, title V, §501(d)(1), Oct. 12, 1976, 90 Stat. 2237, established the Office of Bilingual Education.

Section 880b-11, Pub. L. 89-10, title VII, §732, as added Pub. L. 93-380, title I, §105(a)(1), Aug. 21, 1974, 88 Stat. 510; amended Pub. L. 94-482, title V, §501(a)(21), (d)(2), Oct. 12, 1976, 90 Stat. 2236, 2237, provided for the establishment of the National Advisory Council on Bilingual Education.

APPOINTMENT OF NATIONAL ADVISORY COUNCIL ON
BILINGUAL EDUCATION

Pub. L. 93-380, title I, §105(a)(2)(B), Aug. 21, 1974, 88 Stat. 512, provided for the appointment of the National Advisory Council on Bilingual Education, which Council was provided for by section 880b-11, within 90 days after Aug. 21, 1974. See Codification note above.

PART C—SUPPORTIVE SERVICES AND ACTIVITIES

§§ 880b-12, 880b-13. Omitted

CODIFICATION

Sections were omitted in the general revision of title VII of the Elementary and Secondary Education Act of 1965, Pub. L. 89-10, title VII, as added Pub. L. 93-380, title I, §105(a)(1), Aug. 21, 1974, 88 Stat. 511, by Pub. L. 95-561, title VII, §701, Nov. 1, 1978, 92 Stat. 2268.

Section 880b-12, Pub. L. 89-10, title VII, §741, as added Pub. L. 93-380, title I, §105(a)(1), Aug. 21, 1974, 88 Stat. 511, provided for the administration of the research and demonstration projects program.

Section 880b-13, Pub. L. 89-10, title VII, §742, as added Pub. L. 93-380, title I, §105(a)(1), Aug. 21, 1974, 88 Stat. 511; amended Pub. L. 94-482, title V, §501(d)(3), Oct. 12, 1976, 90 Stat. 2237, related to research and demonstration projects.

SUBCHAPTER V—GENERAL PROVISIONS

§ 881. Transferred

CODIFICATION

Section, Pub. L. 89-10, title VIII, §801, formerly title VI, §601, Apr. 11, 1965, 79 Stat. 55, renumbered title VII, §701, Pub. L. 89-750, title I, §161, Nov. 3, 1966, 80 Stat. 1204, renumbered title VIII, §801, and amended Pub. L. 90-247, title I, §§142(b), 152(c), title VII, §§702, 703, Jan. 2, 1968, 81 Stat. 799, 803, 816, 819; Pub. L. 91-230, title I, §162, Apr. 13, 1970, 84 Stat. 152; Pub. L. 94-193, §1(c), Dec. 31, 1975, 89 Stat. 1102; Pub. L. 94-482, title V, §501(l), Oct. 12, 1976, 90 Stat. 2237, which related to definitions, was renumbered Pub. L. 89-10, title X, §1001 by Pub. L. 95-561, title VIII, §801(1), (2), Nov. 1, 1978, 92 Stat. 2284, and transferred to section 3381 of this title, and was subsequently omitted in the general amendment of Pub. L. 89-10 by Pub. L. 103-382, title I, §101, Oct. 20, 1994, 108 Stat. 3519.

§ 882. Repealed. Pub. L. 91-230, title IV,
§ 401(h)(3), Apr. 13, 1970, 84 Stat. 174

Section, Pub. L. 89-10, title VIII, §802, formerly title VI, §602, Apr. 11, 1965, 79 Stat. 57, renumbered title VII, §702, Pub. L. 89-750, title I, §161, Nov. 3, 1966, 80 Stat. 1204, renumbered title VIII, §802, Pub. L. 90-247, title VII, §702, Jan. 2, 1968, 81 Stat. 816, provided for appointment of advisory council and for compensation (\$100 per day limitation, including travel time) and travel expenses of the members.

§§ 883 to 885. Transferred

CODIFICATION

Section 883, Pub. L. 89-10, title VIII, §803, formerly title VI, §603, Apr. 11, 1965, 79 Stat. 57; renumbered title VII, §703, and amended Pub. L. 89-750, title I, §111(f), 161, Nov. 3, 1966, 80 Stat. 1196, 1204; renumbered title VIII, §803, Pub. L. 90-247, title VII, §702, Jan. 2, 1968, 81 Stat. 816; amended Pub. L. 91-230, title I, §163, title IV, §401(c)(2), Apr. 13, 1970, 84 Stat. 152, 173, was comprised of subsecs. (a) to (c). Subsecs. (a) and (b) were repealed by Pub. L. 91-230, title IV, §401(c)(2), Apr. 13, 1970, 84 Stat. 173. Subsec. (c), which related to federal administration, was renumbered Pub. L. 89-10, title X, §1002 by Pub. L. 95-561, title VIII, §801(1), (2), Nov. 1, 1978, 92 Stat. 2284, and transferred to section 3382 of this title, and was subsequently omitted in the general amendment of Pub. L. 89-10 by Pub. L. 103-382, title I, §101, Oct. 20, 1994, 108 Stat. 3519.

Section 884, Pub. L. 89-10, title VIII, §804, as added Pub. L. 93-380, title I, §106, Aug. 21, 1974, 88 Stat. 512, which related to limitations on refund of payments, was renumbered Pub. L. 89-10, title X, §1003 by Pub. L. 95-561, title VIII, §801(1), (2), Nov. 1, 1978, 92 Stat. 2284, and transferred to section 3383 of this title, and was subsequently omitted in the general amendment of Pub. L. 89-10 by Pub. L. 103-382, title I, §101, Oct. 20, 1994, 108 Stat. 3519.

A prior section 884, Pub. L. 89-10, title VIII, §804, formerly title VI, §604, Apr. 11, 1965, 79 Stat. 57; renumbered title VII, §704, and amended Pub. L. 89-750, title I, §§161, 181, Nov. 3, 1966, 80 Stat. 1204, 1209; renumbered title VIII, §804, Pub. L. 90-247, title VII, §702, Jan. 2, 1968, 81 Stat. 816, prohibited Federal control of education (curriculum, program of instruction, administration, personnel of any educational institution or system, selection of library resources, textbooks, or other printed or published instructional material, and assignment or transportation of students or teachers in order to overcome racial imbalance), was repealed by Pub. L. 91-230, title IV, §401(f)(5), Apr. 13, 1970, 84 Stat. 173.

Section 885, Pub. L. 89-10, title VIII, §805, formerly title VI, §605, Apr. 11, 1965, 79 Stat. 58; renumbered title VII, §705, Pub. L. 89-750, title I, §161, Nov. 3, 1966, 80 Stat. 1204; renumbered title VIII, §805, Pub. L. 90-247, title VII, §702, Jan. 2, 1968, 81 Stat. 816, which prohibited the use of funds for religious worship or instruction, was renumbered Pub. L. 89-10, title X, §1004 by Pub. L. 95-561, title VIII, §801(1), (2), Nov. 1, 1978, 92 Stat. 2284 and transferred to section 3384 of this title. Section 1004 of Pub. L. 89-10, as so renumbered, was amended by Pub. L. 95-561, title IX, §901(b), Nov. 1, 1978, 92 Stat. 2305, by substituting provisions waiving requirements for certain jurisdictions for those prohibiting use of funds for religious worship or instruction.

§ 886. Repealed. Pub. L. 91-230, title IV,
§ 401(d)(4), Apr. 13, 1970, 84 Stat. 173

Section, Pub. L. 89-10, title VIII, §806, formerly title VII, §706, as added Pub. L. 89-750, title I, §171, Nov. 3, 1966, 80 Stat. 1209; renumbered §806 and amended Pub. L. 90-247, title I, §171, title VII, §702, Jan. 2, 1968, 81 Stat. 805, 816, provided for dissemination of information and authorization of appropriations of \$1,500,000; \$3,500,000; \$3,700,000; and \$4,000,000 for fiscal years ending June 30, 1967, 1968, 1969, and 1970.

TERMINATION OF SECTION

Pub. L. 90-576, title III, §303(e), Oct. 16, 1968, 82 Stat. 1096, which provided that this section shall become ineffective the first fiscal year for which funds are appropriated to carry out the provisions of section 6 of this title, was repealed by section 401(d)(3) of Pub. L. 91-230.

§§ 887, 887a. Omitted

CODIFICATION

Section 887, Pub. L. 89-10, title VIII, §807, formerly title VII, §707, as added and renumbered Pub. L. 90-247, title I, §172, title VII, §702, Jan. 2, 1968, 81 Stat. 806, 816; amended Pub. L. 91-230, title I, §161, Apr. 13, 1970, 84 Stat. 152; Pub. L. 93-380, title I, §107(a), Aug. 21, 1974, 88 Stat. 512; Pub. L. 95-112, §2(f)(1), Sept. 24, 1977, 91 Stat. 912, which related to dropout prevention projects, was omitted in the general revision of title VII of the Elementary and Secondary Education Act of 1965, Pub. L. 89-10, title VII, as added Pub. L. 93-380, title I, §105(a)(1), Aug. 21, 1974, 88 Stat. 511, by Pub. L. 95-561, title VII, §701, Nov. 1, 1978, 92 Stat. 2268.

Section 887a, Pub. L. 89-10, title VIII, §808, as added Pub. L. 91-230, title I, §164, Apr. 13, 1970, 84 Stat. 153; amended Pub. L. 93-380, title I, §108(a), Aug. 21, 1974, 88 Stat. 513; Pub. L. 95-112, §2(f)(2), Sept. 24, 1977, 91 Stat. 912, which related to school nutrition and health services for children from low-income families, was omitted in the general revision of title VII of the Elementary