

sistent with the number and location of children in the school district of such agency who are enrolled in private elementary and secondary schools, provision is made for the participation of such children in the program assisted under this part;

(6) provide assurances that consideration is given to programs and activities designed to meet the needs of underrepresented and underserved populations;

(7) provide assurances that in the consideration of applications submitted under section 3986(a) of this title that equitable consideration is given to applications submitted by private and public institutions of higher education; and

(8) provide such additional assurances as the Secretary determines essential to ensure compliance with the requirements of this part.

(b) Regional joint application

A regional consortium of applicants in two or more States may file a joint application under the provisions of subsection (a) of this section.

(Pub. L. 98-377, title III, §306, Aug. 11, 1984, 98 Stat. 1285; Pub. L. 99-159, title II, §231, Nov. 22, 1985, 99 Stat. 900; Pub. L. 100-418, title VI, §6031(b)(2), Aug. 23, 1988, 102 Stat. 1483.)

AMENDMENTS

1988—Subsec. (a). Pub. L. 100-418 substituted “part” for “subchapter” wherever appearing.

1985—Subsec. (a). Pub. L. 99-159 substituted “Secretary” for “Foundation” in two places in provisions preceding par. (1) and in par. (8).

§ 3986. Submission of applications

Each applicant within a State which desires to receive a grant under this part shall submit the application prepared in accordance with section 3985 of this title to the State agency on¹ higher education or the State educational agency, as the case may be, for approval and shall submit the approved application to the Secretary under section 3985 of this title. Each such application shall be submitted jointly by the local educational agency in the case of activities described in section 3984(a) of this title, or an institution of higher education in the case of activities described in section 3984(b) of this title, and each business concern or other party that is to participate in the program for which assistance is sought.

(Pub. L. 98-377, title III, §307, Aug. 11, 1984, 98 Stat. 1286; Pub. L. 99-159, title II, §231, Nov. 22, 1985, 99 Stat. 900; Pub. L. 100-418, title VI, §6031(b)(2), Aug. 23, 1988, 102 Stat. 1483.)

AMENDMENTS

1988—Pub. L. 100-418 substituted “part” for “subchapter”.

1985—Pub. L. 99-159 substituted “Secretary” for “Foundation”.

§ 3987. Approval of applications

(a) Criteria; consistency of applications with State plans

(1) The Secretary shall establish criteria for approval of applications under this part.

¹ So in original. Probably should be “for”.

(2) No application may be approved by the Secretary unless the State educational agency or the State agency for higher education, as the case may be, determines that the application is consistent with State plans for elementary and secondary education or State plans for higher education, as the case may be, in the State.

(b) Procedures for equitable distribution of grants among States

The Secretary shall adopt approval procedures designed to assure that there is equitable distribution of grants among the States.

(Pub. L. 98-377, title III, §308, Aug. 11, 1984, 98 Stat. 1286; Pub. L. 99-159, title II, §231, Nov. 22, 1985, 99 Stat. 900; Pub. L. 100-418, title VI, §6031(b)(2), Aug. 23, 1988, 102 Stat. 1483.)

AMENDMENTS

1988—Subsec. (a)(1). Pub. L. 100-418 substituted “part” for “subchapter”.

1985—Pub. L. 99-159 substituted “Secretary” for “Foundation” in pars. (1) and (2) of subsec. (a) and in subsec. (b).

§ 3988. Payments; Federal share; limitation

(a) Federal and non-Federal shares

(1) The Secretary shall pay, to each applicant having an application approved under section 3987 of this title, the Federal share of the cost of the program described in the application.

(2) The Federal share for each fiscal year shall be 50 per centum.

(3) The non-Federal share of payments under this part may be in cash or in kind, fairly evaluated, including plant, equipment, or services.

(b) Fiscal year State limitation

Not more than 15 per centum of the funds appropriated under this part in any fiscal year may be paid to applicants in any single State.

(Pub. L. 98-377, title III, §309, Aug. 11, 1984, 98 Stat. 1286; Pub. L. 99-159, title II, §231, Nov. 22, 1985, 99 Stat. 900; Pub. L. 100-418, title VI, §6031(b)(2), Aug. 23, 1988, 102 Stat. 1483.)

AMENDMENTS

1988—Subsecs. (a)(3), (b). Pub. L. 100-418 substituted “part” for “subchapter”.

1985—Subsec. (a)(1). Pub. L. 99-159 substituted “Secretary” for “Foundation”.

PART B—ELEMENTARY AND SECONDARY EDUCATION PARTNERSHIPS

§ 3991. Purpose

It is the purpose of this part to supplement State and local resources to—

(1) improve the quality of instruction in the fields of mathematics and science in elementary and secondary schools;

(2) furnish additional resources and support for the acquisition of equipment, and instructional and reference materials and improvement of laboratory facilities in elementary and secondary schools; and

(3) encourage partnerships in science and mathematics education between the business community, museums, libraries, professional mathematics and scientific associations, private nonprofit organizations, appropriate