

§ 4072. Definitions

As used in this subchapter—

(1) The term “secondary school” means a public school which provides secondary education as determined by State law.

(2) The term “sponsorship” includes the act of promoting, leading, or participating in a meeting. The assignment of a teacher, administrator, or other school employee to a meeting for custodial purposes does not constitute sponsorship of the meeting.

(3) The term “meeting” includes those activities of student groups which are permitted under a school’s limited open forum and are not directly related to the school curriculum.

(4) The term “noninstructional time” means time set aside by the school before actual classroom instruction begins or after actual classroom instruction ends.

(Pub. L. 98-377, title VIII, §803, Aug. 11, 1984, 98 Stat. 1303.)

§ 4073. Severability

If any provision of this subchapter or the application thereof to any person or circumstances is judicially determined to be invalid, the provisions of the remainder of the subchapter and the application to other persons or circumstances shall not be affected thereby.

(Pub. L. 98-377, title VIII, §804, Aug. 11, 1984, 98 Stat. 1304.)

§ 4074. Construction

The provisions of this subchapter shall supersede all other provisions of Federal law that are inconsistent with the provisions of this subchapter.

(Pub. L. 98-377, title VIII, §805, Aug. 11, 1984, 98 Stat. 1304.)

SUBCHAPTER IX—STAR SCHOOLS
PROGRAM

§§ 4081 to 4086. Repealed. Pub. L. 103-382, title III, § 364, Oct. 20, 1994, 108 Stat. 3975

Section 4081, Pub. L. 98-377, title IX, §902, as added Pub. L. 100-297, title II, §2302, Apr. 28, 1988, 102 Stat. 320; amended Pub. L. 102-103, title III, §301, Aug. 17, 1991, 105 Stat. 499, related to purpose of star schools program.

Section 4082, Pub. L. 98-377, title IX, §903, as added Pub. L. 100-297, title II, §2302, Apr. 28, 1988, 102 Stat. 320; amended Pub. L. 102-103, title III, §302, Aug. 17, 1991, 105 Stat. 499, authorized grants for telecommunications facilities and equipment, instructional programming, and technical assistance.

Section 4083, Pub. L. 98-377, title IX, §904, as added Pub. L. 100-297, title II, §2302, Apr. 28, 1988, 102 Stat. 321; amended Pub. L. 102-103, title III, §303, Aug. 17, 1991, 105 Stat. 500, related to eligibility of telecommunications partnerships for grants.

Section 4084, Pub. L. 98-377, title IX, §905, as added Pub. L. 100-297, title II, §2302, Apr. 28, 1988, 102 Stat. 321; amended Pub. L. 102-103, title III, §304, Aug. 17, 1991, 105 Stat. 501, related to applications for grants.

Section 4085, Pub. L. 98-377, title IX, §906, as added Pub. L. 100-297, title II, §2302, Apr. 28, 1988, 102 Stat. 323, related to dissemination of courses and materials under star schools program.

Section 4085a, Pub. L. 98-377, title IX, §907, as added Pub. L. 102-103, title III, §305(2), Aug. 17, 1991, 105 Stat. 502, related to continuing eligibility for grants.

Section 4085b, Pub. L. 98-377, title IX, §908, as added Pub. L. 102-103, title III, §305(2), Aug. 17, 1991, 105 Stat. 503; amended Pub. L. 103-227, title IX, §961, Mar. 31, 1994, 108 Stat. 263, required independent evaluation of the star schools program.

Section 4085c, Pub. L. 98-377, title IX, §909, as added Pub. L. 102-103, title III, §305(2), Aug. 17, 1991, 105 Stat. 504, authorized assistance for acquiring satellite time.

Section 4085d, Pub. L. 98-377, title IX, §910, as added Pub. L. 102-103, title III, §305(2), Aug. 17, 1991, 105 Stat. 504, authorized grants for dissemination and technical assistance to State and local educational agencies.

Section 4086, Pub. L. 98-377, title IX, §911, formerly §907, as added Pub. L. 100-297, title II, §2302, Apr. 28, 1988, 102 Stat. 324; amended Pub. L. 102-73, title VIII, §802(c), July 25, 1991, 105 Stat. 361; renumbered §911, Pub. L. 102-103, title III, §305(1), Aug. 17, 1991, 105 Stat. 502, defined terms used in this subchapter.

SHORT TITLE

Section 901 of title IX of Pub. L. 98-377, as added by Pub. L. 100-297, title II, §2302, Apr. 28, 1988, 102 Stat. 320, provided that title IX of Pub. L. 98-377 [enacting this subchapter] could be cited as the “Star Schools Program Assistance Act”, prior to repeal by Pub. L. 103-382, title III, §364, Oct. 20, 1994, 108 Stat. 3975.

**CHAPTER 53—EMERGENCY IMMIGRANT
EDUCATION ASSISTANCE**

§§ 4101 to 4108. Repealed. Pub. L. 100-297, title I, § 1003(c), Apr. 28, 1988, 102 Stat. 293

Section 4101, Pub. L. 98-511, title VI, §602, Oct. 19, 1984, 98 Stat. 2401; Pub. L. 99-514, §2, Oct. 22, 1986, 100 Stat. 2095, related to definitions for chapter.

Section 4102, Pub. L. 98-511, title VI, §603, Oct. 19, 1984, 98 Stat. 2401, related to authorization and allocation of appropriations.

Section 4103, Pub. L. 98-511, title VI, §604, Oct. 19, 1984, 98 Stat. 2402, related to State administrative costs.

Section 4104, Pub. L. 98-511, title VI, §605, Oct. 19, 1984, 98 Stat. 2402, related to withholding.

Section 4105, Pub. L. 98-511, title VI, §606, Oct. 19, 1984, 98 Stat. 2402, related to State entitlements.

Section 4106, Pub. L. 98-511, title VI, §607, Oct. 19, 1984, 98 Stat. 2403, related to uses of funds.

Section 4107, Pub. L. 98-511, title VI, §608, Oct. 19, 1984, 98 Stat. 2404, related to applications.

Section 4108, Pub. L. 98-511, title VI, §609, Oct. 19, 1984, 98 Stat. 2405, related to payments.

EFFECTIVE DATE OF REPEAL

Repeal effective July 1, 1988, see section 6303 of Pub. L. 100-297, set out as an Effective Date of 1988 Amendment note under section 1071 of this title.

SHORT TITLE

Pub. L. 98-511, title VI, §601, Oct. 19, 1984, 98 Stat. 2401, provided that title VI of Pub. L. 98-511 was to be cited as the “Emergency Immigrant Education Act of 1984”, prior to repeal by Pub. L. 100-297, title I, §1003(c), Apr. 28, 1988, 102 Stat. 293.

**CHAPTER 54—LEADERSHIP IN
EDUCATIONAL ADMINISTRATION**

§§ 4201 to 4206. Repealed. Pub. L. 99-498, title V, § 501(b), Oct. 17, 1986, 100 Stat. 1514

Section 4201, Pub. L. 98-558, title IX, §901, Oct. 30, 1984, 98 Stat. 2902, provided for citation of chapter as “Leadership on Educational Administration Development Act of 1984” and contained statement of purpose and declaration of Congressional intent in enacting chapter.

Section 4202, Pub. L. 98-558, title IX, §902, Oct. 30, 1984, 98 Stat. 2903, authorized appropriations for fiscal years 1985 to 1990 to carry out chapter.

Section 4203, Pub. L. 98-558, title IX, §903, Oct. 30, 1984, 98 Stat. 2903, provided for establishment of technical assistance centers.

Section 4204, Pub. L. 98-558, title IX, §904, Oct. 30, 1984, 98 Stat. 2904, set out general criteria for contracts to establish and operate technical assistance centers.

Section 4205, Pub. L. 98-558, title IX, §905, Oct. 30, 1984, 98 Stat. 2904, authorized Secretary to prescribe regulations to carry out chapter.

Section 4206, Pub. L. 98-558, title IX, §906, Oct. 30, 1984, 98 Stat. 2904; Pub. L. 99-500, §101(d) [title I, §134(a)], Oct. 18, 1986, 100 Stat. 1783-180, 1783-192, and Pub. L. 99-591, §101(d) [title I, §134(a)], Oct. 30, 1986, 100 Stat. 3341-180, 3341-192, defined terms used in chapter.

CHAPTER 55—EDUCATION OF THE DEAF

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SUBCHAPTER I—GALLAUDET UNIVERSITY; NATIONAL TECHNICAL INSTITUTE FOR THE DEAF; OTHER PROGRAMS

PART A—GALLAUDET UNIVERSITY

§ 4301. Continuation of Gallaudet College as Gallaudet University

(a) Gallaudet University

The Gallaudet College created by an Act entitled “An Act to amend the charter of the Columbia Institution for the Deaf, change its name, define its corporate powers, and provide for its organization and administration, and for

other purposes”, approved June 18, 1954, is continued as a body corporate under the name of Gallaudet University. On and after August 4, 1986, Gallaudet College shall be known as Gallaudet University and have perpetual succession and shall have the powers and be subject to the limitations contained in this chapter.

(b) Purpose

The purpose of Gallaudet University shall be to provide education and training to individuals who are deaf and otherwise to further the education of individuals who are deaf.

(Pub. L. 99-371, title I, §101, Aug. 4, 1986, 100 Stat. 781; Pub. L. 102-421, title I, §151(a)(1), (4), Oct. 16, 1992, 106 Stat. 2163, 2164; Pub. L. 103-73, title II, §203(a), Aug. 11, 1993, 107 Stat. 732.)

REFERENCES IN TEXT

An Act to amend the charter of the Columbia Institution for the Deaf, change its name, define its corporate powers, and provide for its organization and administration, and for other purposes, referred to in subsec. (a), is act June 18, 1954, ch. 324, 68 Stat. 265, as amended, which was classified generally to subchapter I (§691 et seq.) of chapter 20B of this title, and was repealed by Pub. L. 99-371, title IV, §410(a), Aug. 4, 1986, 100 Stat. 794.

This chapter, referred to in subsec. (a), was in the original “this Act”, meaning Pub. L. 99-371, Aug. 4, 1986, 100 Stat. 781, known as the Education of the Deaf Act of 1986, which is classified generally to this chapter. For complete classification of this Act to the Code, see Short Title note below and Tables.

PRIOR PROVISIONS

Provisions similar to this section were contained in sections 691 and 691a of this title prior to repeal by Pub. L. 99-371.

AMENDMENTS

1993—Subsec. (a). Pub. L. 103-73 inserted comma after “Hereafter” in original, which for purposes of codification had been translated as “On or after August 4, 1986.”, requiring no change in text.

1992—Subsec. (b). Pub. L. 102-421 substituted “individuals who are deaf” for “deaf individuals” after “training to” and for “the deaf” after “education of”.

EFFECTIVE DATE OF 1992 AMENDMENT

Section 161 of title I of Pub. L. 102-421 provided that: “The amendments described in this title [enacting sections 4304, 4305, 4357, 4358, and 4359a of this title, amending this section and sections 4303, 4331, 4332, 4351 to 4356, and 4360 of this title, and repealing sections 4311, 4321, 4322, 4341 to 4344, 4357, and 4358 of this title] are made upon October 1, 1992, and take effect upon such date.”

SHORT TITLE OF 1998 AMENDMENT

Pub. L. 105-244, title IX, §911, Oct. 7, 1998, 112 Stat. 1829, provided that: “This part [part B (§§911-925) of title IX of Pub. L. 105-244, enacting sections 4359b, 4360, and 4360a of this title, amending sections 4304, 4305, 4332, 4351, 4353 to 4355, 4357, 4359, and 4359a of this title, and repealing sections 4358 and 4360 of this title] may be cited as the ‘Education of the Deaf Amendments of 1998’.”

SHORT TITLE OF 1993 AMENDMENT

Pub. L. 103-73, title II, §201(a), Aug. 11, 1993, 107 Stat. 732, provided that: “This title [amending this section and sections 4302 to 4305, 4331, 4332, 4351, 4353 to 4357, 4359, 4359a, and 4360 of this title] may be cited as the ‘Education of the Deaf Act Amendments of 1993’.”

SHORT TITLE OF 1992 AMENDMENT

Pub. L. 102-421, §1, Oct. 16, 1992, 106 Stat. 2151, provided that: “This Act [enacting sections 4304, 4305, 4357,