

section if the proposal, at a minimum, does each of the following:

- (1) Contains innovative approaches for improving engineering education in manufacturing technology.
- (2) Demonstrates a strong commitment by the proponents to apply the resources necessary to achieve the objectives for which the award is to be made.
- (3) Provides for effective engagement with industry or government organizations that supports the instruction to be provided in the proposed program and is likely to improve manufacturing engineering and technology.
- (4) Demonstrates a significant level of involvement of United States industry in the proposed instructional and research activities.
- (5) Is likely to attract superior students and promote careers in manufacturing engineering.
- (6) Proposes to involve fully qualified personnel who are experienced in manufacturing engineering education and technology.
- (7) Proposes a program that, within three years after the award is made, is likely to attract from sources other than the Federal Government the financial and other support necessary to sustain such program.
- (8) Proposes to achieve a significant level of participation by women, members of minority groups, and individuals with disabilities through active recruitment of students from among such persons.
- (9) Trains students in advanced manufacturing and in relevant emerging technologies and production processes.

(h) INSTITUTION OF HIGHER EDUCATION DEFINED.—In this section, the term “institution of higher education” has the meaning given such term in section 101(a) of the Higher Education Act of 1965 (20 U.S.C. 1001(a)).

(Added Pub. L. 102–190, div. A, title VIII, §825(a)(1), Dec. 5, 1991, 105 Stat. 1438; amended Pub. L. 114–328, div. A, title II, §215, Dec. 23, 2016, 130 Stat. 2048.)

#### PRIOR PROVISIONS

A prior section 2196, added Pub. L. 101–510, div. A, title II, §247(a)(1), Nov. 5, 1990, 104 Stat. 1523; amended Pub. L. 102–25, title VII, §701(i)(2), Apr. 6, 1991, 105 Stat. 116, defined “defense laboratory”, prior to repeal by Pub. L. 102–190, §825(a)(1). See section 2199 of this title.

#### AMENDMENTS

2016—Pub. L. 114–328 amended section generally. Prior to amendment, section related to grants for manufacturing engineering education.

#### IMPLEMENTATION OF GRANT PROGRAM; PRIORITY IN FUNDING

Pub. L. 102–190, div. A, title VIII, §825(b), Dec. 5, 1991, 105 Stat. 1442, provided that: “Within one year after the date of the enactment of this Act [Dec. 5, 1991], the Secretary of Defense, in consultation with the Director of the National Science Foundation, shall award grants under section 2196 of title 10, United States Code (as added by subsection (a)), to institutions of higher education throughout the United States.”

### § 2197. Manufacturing experts in the classroom

(a) ESTABLISHMENT OF PROGRAM.—The Secretary of Defense, in consultation with the Sec-

retary of Education and the Secretary of Commerce, shall conduct a program to support the following activities of one or more manufacturing experts at institutions of higher education:

- (1) Identifying the education and training requirements of United States manufacturing firms located in the same geographic region as an institution participating in the program.
- (2) Assisting in the development of teaching curricula for classroom and in-factory education and training classes at such an institution.
- (3) Teaching such classes and overseeing the teaching of such classes by others.
- (4) Improving the knowledge and expertise of permanent faculty and staff of such an institution.
- (5) Marketing the programs and facilities of such an institution to firms referred to in paragraph (1).
- (6) Coordinating the activities described in the other provisions of this subsection with other programs conducted by the Federal Government, any State, any local government, or any private, nonprofit organization to modernize United States manufacturing firms, especially the regional centers for the transfer of manufacturing technology and programs receiving financial assistance under section 2196 of this title.

(b) MERIT COMPETITION.—Applications for assistance under this section shall be evaluated on the basis of merit pursuant to competitive procedures prescribed by the Secretary.

(c) SELECTION CRITERIA.—The Secretary shall select institutions for the award of financial assistance under this section from among institutions submitting applications for such assistance that—

- (1) demonstrate that the proposed activities are of an appropriate scale and a sufficient quality to ensure long term improvement in the applicant’s capability to serve the education and training needs of United States manufacturing firms in the same region as the applicant;
- (2) demonstrate a significant level of industry involvement and support;
- (3) demonstrate attention to the needs of any United States industries that supply manufactured products to the Department of Defense or to a contractor of the Department of Defense; and
- (4) meet such other criteria as the Secretary may prescribe.

(d) FEDERAL SUPPORT.—The amount of financial assistance furnished to an institution under this section may not exceed 50 percent of the estimated cost of carrying out the activities proposed to be supported in part with such financial assistance for the period for which the assistance is to be provided. In no event may the amount of the financial assistance provided to an institution exceed \$250,000 per year. The period for which financial assistance is provided an institution under this section shall be at least two years unless such assistance is earlier terminated for cause determined by the Secretary.

(e) MANUFACTURING EXPERT DEFINED.—In this section, the term “manufacturing expert”

means manufacturing managers and workers having experience in the organization of production and education and training needs and other experts in manufacturing.

(Added Pub. L. 102-190, div. A, title VIII, § 825(a)(1), Dec. 5, 1991, 105 Stat. 1440; amended Pub. L. 102-484, div. D, title XLII, § 4238(a), (b)(1), Oct. 23, 1992, 106 Stat. 2694.)

#### AMENDMENTS

1992—Pub. L. 102-484, § 4238(b)(1), substituted “experts” for “managers” in section catchline.

Subsec. (a). Pub. L. 102-484, § 4238(a)(1), struck out “managers and” after “manufacturing” in introductory provisions.

Subsec. (e). Pub. L. 102-484, § 4238(a)(2), added subsec. (e).

#### § 2198. Management training program in Japanese language and culture

(a) The Secretary of Defense, in coordination with the National Science Foundation, shall establish a program for the making of grants on a competitive basis to United States institutions of higher education and other United States not-for-profit organizations for the conduct of programs for scientists, engineers, and managers to learn Japanese language and culture.

(b) The Secretary of Defense shall prescribe in regulations the criteria for awarding a grant under the program for activities of an institution or organization referred to in subsection (a), including the following:

(1) Whether scientists, engineers, and managers of defense laboratories and Department of Energy laboratories are permitted a level of participation in such activities that is beneficial to the development and application of defense critical technologies by such laboratories.

(2) Whether such activities include the placement of United States scientists, engineers, and managers in Japanese government and industry laboratories—

(A) to improve the knowledge of such scientists, engineers, and managers in (i) Japanese language and culture, and (ii) the research and development and management practices of such laboratories; and

(B) to provide opportunities for the encouragement of technology transfer from Japan to the United States.

(3) Whether an appropriate share of the costs of such activities will be paid out of funds derived from non-Federal Government sources.

(c) In this section, the term “defense critical technology” means a technology that is identified under section 2505 of this title as critical for attaining the national security objectives set forth in section 2501(a) of this title.

(Added Pub. L. 102-190, div. A, title VIII, § 828(a), Dec. 5, 1991, 105 Stat. 1444; amended Pub. L. 103-35, title II, § 201(c)(3), May 31, 1993, 107 Stat. 98; Pub. L. 105-85, div. A, title X, § 1073(a)(39), Nov. 18, 1997, 111 Stat. 1902.)

#### AMENDMENTS

1997—Subsec. (c). Pub. L. 105-85 substituted “that is identified under section 2505 of this title as critical for attaining the national security objectives set forth in

section 2501(a) of this title.” for “identified in a defense critical technologies plan submitted to the Congress under section 2506 of this title.”

1993—Subsec. (c). Pub. L. 103-35 substituted “a defense” for “an annual defense” and “section 2506” for “section 2522”.

#### § 2199. Definitions

In this chapter:

(1) The term “defense laboratory” means a laboratory operated by the Department of Defense or owned by the Department of Defense and operated by a contractor or a facility of a Defense Agency at which research and development activities are conducted.

(2) The term “institution of higher education” has the meaning given such term in section 101 of the Higher Education Act of 1965.

(3) The term “regional center for the transfer of manufacturing technology” means a manufacturing extension center for the transfer of manufacturing technology and best business practices referred to in section 25(b) of the National Institute of Standards and Technology Act (15 U.S.C. 278k).

(Added Pub. L. 102-190, div. A, title VIII, § 825(a)(1), Dec. 5, 1991, 105 Stat. 1441; amended Pub. L. 105-244, title I, § 102(a)(2)(B), Oct. 7, 1998, 112 Stat. 1617; Pub. L. 114-329, title V, § 501(e)(1), Jan. 6, 2017, 130 Stat. 3032.)

#### REFERENCES IN TEXT

Section 101 of the Higher Education Act of 1965, referred to in par. (2), is classified to section 1001 of Title 20, Education.

#### AMENDMENTS

2017—Par. (3). Pub. L. 114-329, § 501(e)(1)(B), (C), inserted “and best business practices” before “referred” and substituted “section 25(b)” for “section 25(a)”.

Pub. L. 114-329, § 501(e)(1)(A), which directed substitution of “manufacturing extension center” for “regional center”, was executed by making the substitution after “means a” outside of the defined term, to reflect the probable intent of Congress.

1998—Par. (2). Pub. L. 105-244 substituted “section 101 of the Higher Education Act of 1965” for “section 1201(a) of the Higher Education Act of 1965 (20 U.S.C. 1141(a))”.

#### EFFECTIVE DATE OF 1998 AMENDMENT

Amendment by Pub. L. 105-244 effective Oct. 1, 1998, except as otherwise provided in Pub. L. 105-244, see section 3 of Pub. L. 105-244, set out as a note under section 1001 of Title 20, Education.

#### CHAPTER 112—CYBER SCHOLARSHIP PROGRAM

Sec.	
2200.	Programs; purpose.
2200a.	Scholarship program.
2200b.	Grant program.
2200c.	Centers of Academic Excellence in Cyber Education.
2200d.	Regulations.
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#### AMENDMENTS

2017—Pub. L. 115-91, div. A, title XVI, § 1649(d)(1)(A), (2), Dec. 12, 2017, 131 Stat. 1752, 1753, substituted “CYBER” for “INFORMATION SECURITY” in chapter heading and “Centers of Academic Excellence in Cyber