

108-81, title III, §§301, 306(1), Sept. 25, 2003, 117 Stat. 1000, 1002; Pub. L. 111-340, title III, §301, Dec. 22, 2010, 124 Stat. 3603.)

PRIOR PROVISIONS

A prior section 272 of Pub. L. 94-462 was renumbered section 273 and is classified to section 9172 of this title.

AMENDMENTS

2010—Par. (3). Pub. L. 111-340, §301(1), inserted “through international, national, regional, State, and local networks and partnerships” after “services”.

Pars. (7) to (9). Pub. L. 111-340, §301(2)–(4), added pars. (7) to (9).

2003—Pub. L. 108-81, §301, amended section catchline and text generally. Prior to amendment, text read as follows: “It is the purpose of this subchapter—

“(1) to encourage and assist museums in their educational role, in conjunction with formal systems of elementary, secondary, and postsecondary education and with programs of nonformal education for all age groups;

“(2) to assist museums in modernizing their methods and facilities so that the museums are better able to conserve the cultural, historic, and scientific heritage of the United States; and

“(3) to ease the financial burden borne by museums as a result of their increasing use by the public.”

§ 9172. Definitions

As used in this subchapter:

(1) Museum

The term “museum” means a public or private nonprofit agency or institution organized on a permanent basis for essentially educational or aesthetic purposes, that utilizes a professional staff, owns or utilizes tangible objects, cares for the tangible objects, and exhibits the tangible objects to the public on a regular basis. Such term includes museums that have tangible and digital collections and includes aquariums, arboretums, botanical gardens, art museums, children’s museums, general museums, historic houses and sites, history museums, nature centers, natural history and anthropology museums, planetariums, science and technology centers, specialized museums, and zoological parks.

(2) State

The term “State” means each of the 50 States of the United States, the District of Columbia, the Commonwealth of Puerto Rico, the United States Virgin Islands, Guam, American Samoa, the Commonwealth of the Northern Mariana Islands, the Republic of the Marshall Islands, the Federated States of Micronesia, and the Republic of Palau.

(Pub. L. 94-462, title II, §273, formerly §272, as added Pub. L. 104-208, div. A, title I, §101(e) [title VII, §702], Sept. 30, 1996, 110 Stat. 3009-233, 3009-303; renumbered §273 and amended Pub. L. 108-81, title III, §§302, 306(1), Sept. 25, 2003, 117 Stat. 1000, 1002; Pub. L. 111-340, title III, §302, Dec. 22, 2010, 124 Stat. 3603.)

PRIOR PROVISIONS

A prior section 273 of Pub. L. 94-462 was renumbered section 274 and is classified to section 9173 of this title.

AMENDMENTS

2010—Par. (1). Pub. L. 111-340 inserted “includes museums that have tangible and digital collections and” after “Such term”.

2003—Par. (1). Pub. L. 108-81, §302, inserted at end: “Such term includes aquariums, arboretums, botanical gardens, art museums, children’s museums, general museums, historic houses and sites, history museums, nature centers, natural history and anthropology museums, planetariums, science and technology centers, specialized museums, and zoological parks.”

§ 9173. Museum services activities

(a) In general

The Director, subject to the policy advice of the Museum and Library Services Board, may enter into arrangements, including grants, contracts, cooperative agreements, and other forms of assistance, with museums, States, local governments, and other entities as the Director considers appropriate, to pay the Federal share of the cost of—

(1) supporting museums in providing learning and access to collections, information, and educational resources in a variety of formats (including exhibitions, programs, publications, and websites) for individuals of all ages;

(2) supporting museums in building learning partnerships with the Nation’s schools and developing museum resources and programs in support of State and local school curricula;

(3) supporting the conservation and preservation of museum collections, including efforts to—

(A) provide optimal conditions for storage, exhibition, and use;

(B) prepare for and respond to disasters and emergency situations;

(C) establish endowments for conservation; and

(D) train museum staff in collections care;

(4) supporting efforts at the State level to leverage museum resources, including statewide assessments of museum services and needs and development of State plans to improve and maximize museum services through the State;

(5) stimulating greater collaboration, in order to share resources and strengthen communities, among museums and—

(A) libraries;

(B) schools;

(C) international, Federal, State, regional, and local agencies or organizations;

(D) nongovernmental organizations; and

(E) other community organizations;

(6) encouraging the use of new technologies and media, including new ways to disseminate information, to enhance access to museum collections, programs, and services;

(7) supporting museums in providing services to people of diverse geographic, cultural, and socioeconomic backgrounds and to individuals with disabilities;

(8) supporting museums in developing and carrying out specialized programs for specific segments of the public, such as programs for urban neighborhoods, rural areas, Indian reservations, and State institutions;

(9) supporting professional development and technical assistance programs to enhance museum operations, and the skills of museum staff, at all levels, and to support the development of the next generation of museum leaders and professionals, in order to ensure the

highest standards in all aspects of museum operations;

(10) supporting museums in research, program evaluation, and the collection and dissemination of information to museum professionals and the public; and

(11) encouraging, supporting, and disseminating model programs of museum and library collaboration.

(b) Federal share

(1) 50 percent

Except as provided in paragraph (2), the Federal share described in subsection (a) shall be not more than 50 percent.

(2) Greater than 50 percent

The Director may use not more than 20 percent of the funds made available under this subchapter for a fiscal year to enter into arrangements under subsection (a) for which the Federal share may be greater than 50 percent.

(3) Operational expenses

No funds for operational expenses may be provided under this section to any entity that is not a museum.

(c) Review and evaluation

(1) In general

The Director shall establish procedures for reviewing and evaluating arrangements described in subsection (a) entered into under this subchapter.

(2) Grant distribution

In awarding grants, the Director shall take into consideration the equitable distribution of grants to museums of various types and sizes and to different geographic areas of the United States¹

(3) Applications for technical assistance

(A) In general

The Director may use not more than 10 percent of the funds appropriated to carry out this subchapter for technical assistance.

(B) Individual museums

Individual museums may receive not more than 3 technical assistance awards under subparagraph (A). Subsequent awards for technical assistance shall be subject to review outside the Institute.

(d) Services for Native Americans

From amounts appropriated under section 9176 of this title, the Director shall reserve 1.75 percent to award grants to, or enter into contracts or cooperative agreements with, Indian tribes and organizations that primarily serve and represent Native Hawaiians (as defined in section 7517 of this title), to enable such tribes and organizations to carry out the activities described in subsection (a).

(Pub. L. 94-462, title II, §274, formerly §273, as added Pub. L. 104-208, div. A, title I, §101(e) [title VII, §702], Sept. 30, 1996, 110 Stat. 3009-233, 3009-303; renumbered §274 and amended Pub. L. 108-81, title III, §§303, 306(1), Sept. 25, 2003, 117

Stat. 1000, 1002; Pub. L. 111-340, title III, §303, Dec. 22, 2010, 124 Stat. 3603; Pub. L. 114-95, title IX, §9215(aaa)(4), Dec. 10, 2015, 129 Stat. 2184.)

PRIOR PROVISIONS

A prior section 274 of Pub. L. 94-462 was classified to section 9174 of this title, prior to repeal by Pub. L. 108-81.

AMENDMENTS

2015—Subsec. (d). Pub. L. 114-95 made technical amendment to reference in original act which appears in text as reference to section 7517 of this title.

2010—Subsec. (a). Pub. L. 111-340, §303(1)(A), inserted “, States, local governments,” after “with museums” in introductory provisions.

Subsec. (a)(3) to (5). Pub. L. 111-340, §303(1)(B), (C), added pars. (3) to (5), redesignated former par. (5) as (6), and struck out former pars. (3) and (4) which read as follows:

“(3) supporting museums in assessing, conserving, researching, maintaining, and exhibiting their collections, and in providing educational programs to the public through the use of their collections;

“(4) stimulating greater collaboration among museums, libraries, schools, and other community organizations in order to share resources and strengthen communities;”.

Subsec. (a)(6). Pub. L. 111-340, §303(1)(B), (D), redesignated par. (5) as (6) and substituted “media, including new ways to disseminate information,” for “broadcast media”. Former par. (6) redesignated (7).

Subsec. (a)(7), (8). Pub. L. 111-340, §303(1)(B), redesignated pars. (6) and (7) as (7) and (8), respectively. Former par. (8) redesignated (9).

Subsec. (a)(9). Pub. L. 111-340, §303(1)(B), (E), redesignated par. (8) as (9) and substituted “, and the skills of museum staff, at all levels, and to support the development of the next generation of museum leaders and professionals,” for “at all levels,”. Former par. (9) redesignated (10).

Subsec. (a)(10), (11). Pub. L. 111-340, §303(1)(B), redesignated pars. (9) and (10) as (10) and (11), respectively.

Subsec. (c)(2), (3). Pub. L. 111-340, §303(2)(A), (B), added par. (2) and redesignated former par. (2) as (3).

Subsec. (c)(3)(A). Pub. L. 111-340, §303(2)(C)(i), which directed that “awards” be struck out after “assistance” in subpar. (A) of par. (2), was executed by making the amendment in subpar. (A) of par. (3) to reflect the probable intent of Congress and the intervening redesignation of par. (2) as (3). See above.

Subsec. (c)(3)(B). Pub. L. 111-340, §303(2)(C)(ii), which directed the substitution of “, Subsequent” for “, but subsequent” in subpar. (B) of par. (2), was executed by making the amendment in subpar. (B) of par. (3) to reflect the probable intent of Congress and the intervening redesignation of par. (2) as (3). See above.

2003—Pub. L. 108-81, §303, amended section catchline and text generally. Prior to amendment, section contained provisions which in subsec. (a) authorized the Director to make grants to museums to pay for the Federal share of the cost of increasing and improving museum services, in subsec. (b) authorized the Director to enter into contracts and cooperative agreements with appropriate entities to pay for the Federal share of enabling the entities to undertake projects designed to strengthen museum services, in subsec. (c) established the Federal share, and in subsec. (d) required the Director to establish procedures for reviewing and evaluating grants, contracts, and cooperative agreements entered into under this subchapter.

EFFECTIVE DATE OF 2015 AMENDMENT

Amendment by Pub. L. 114-95 effective Dec. 10, 2015, except with respect to certain noncompetitive programs and competitive programs, see section 5 of Pub. L. 114-95, set out as a note under section 6301 of this title.

¹ So in original. Probably should be followed by a period.

§§ 9174, 9175. Repealed. Pub. L. 108–81, title III, § 304, Sept. 25, 2003, 117 Stat. 1002

Section 9174, Pub. L. 94–462, title II, § 274, as added Pub. L. 104–208, div. A, title I, § 101(e) [title VII, § 702], Sept. 30, 1996, 110 Stat. 3009–233, 3009–304, related to National Award for Museum Service.

Section 9175, Pub. L. 94–462, title II, § 275, as added Pub. L. 104–208, div. A, title I, § 101(e) [title VII, § 702], Sept. 30, 1996, 110 Stat. 3009–233, 3009–304, related to National Museum Services Board.

§ 9176. Authorization of appropriations

(a) Grants

For the purpose of carrying out this subchapter, there are authorized to be appropriated to the Director \$38,600,000 for fiscal year 2011 and such sums as may be necessary for each of the fiscal years 2012 through 2016.

(b) Sums remaining available

Sums appropriated pursuant to subsection (a) for any fiscal year shall remain available for obligation until expended.

(c) Funding rules

Notwithstanding any other provision of this subchapter, if the amount appropriated under subsection (a) for a fiscal year is greater than the amount appropriated under such subsection for fiscal year 2011 by more than \$10,000,000, then an amount of not less than 30 percent but not more than 50 percent of the increase in appropriated funds shall be available, from the funds appropriated under such subsection for the fiscal year, to enter into arrangements under section 9173 of this title to carry out the State assessments described in section 9173(a)(4) of this title and to assist States in the implementation of such plans.

(Pub. L. 94–462, title II, § 275, formerly § 276, as added Pub. L. 104–208, div. A, title I, § 101(e) [title VII, § 702], Sept. 30, 1996, 110 Stat. 3009–233, 3009–306; renumbered § 275 and amended Pub. L. 108–81, title III, § 305, Sept. 25, 2003, 117 Stat. 1002; Pub. L. 111–340, title III, § 304, Dec. 22, 2010, 124 Stat. 3604.)

PRIOR PROVISIONS

A prior section 275 of Pub. L. 94–462 was classified to section 9175 of this title, prior to repeal by Pub. L. 108–81.

AMENDMENTS

2010—Subsec. (a). Pub. L. 111–340, § 304(1), added subsec. (a) and struck out heading and text of former subsec. (a). Prior to amendment, text read as follows: “For the purpose of carrying out this subchapter, there are authorized to be appropriated to the Director \$38,600,000 for fiscal year 2004 and such sums as may be necessary for fiscal years 2005 through 2009.”

Subsec. (b). Pub. L. 111–340, § 304(2), (3), redesignated subsec. (c) as (b) and struck out heading and text of former subsec. (b). Prior to amendment, text of former subsec. (b) read as follows: “Not more than 10 percent of the funds appropriated under this section for a fiscal year may be used to pay for the administrative costs of carrying out this subchapter.”

Subsec. (c). Pub. L. 111–340, § 304(4), added subsec. (c). Former subsec. (c) redesignated (b).

2003—Subsec. (a). Pub. L. 108–81, § 305(1), substituted “\$38,600,000 for fiscal year 2004 and such sums as may be necessary for fiscal years 2005 through 2009.” for “\$28,700,000 for the fiscal year 1997, and such sums as

may be necessary for each of the fiscal years 1998 through 2002.”

EFFECTIVE DATE OF 2003 AMENDMENT

Amendment by Pub. L. 108–81 effective Oct. 1, 2003, see section 506 of Pub. L. 108–81, set out as a note under section 9101 of this title.

CHAPTER 73—ADULT EDUCATION AND LITERACY

SUBCHAPTER I—ADULT EDUCATION AND FAMILY LITERACY

§§ 9201 to 9204. Repealed. Pub. L. 113–128, title V, § 511(a), July 22, 2014, 128 Stat. 1705

Section 9201, Pub. L. 105–220, title II, § 202, Aug. 7, 1998, 112 Stat. 1059, related to the purpose of this subchapter.

Section 9202, Pub. L. 105–220, title II, § 203, Aug. 7, 1998, 112 Stat. 1060; Pub. L. 105–244, title I, § 102(d)(2), Oct. 7, 1998, 112 Stat. 1622; Pub. L. 105–277, div. A, § 101(f) [title VIII, § 404(a)], Oct. 21, 1998, 112 Stat. 2681–337, 2681–416; Pub. L. 107–110, title X, § 1076(s), Jan. 8, 2002, 115 Stat. 2092, provided the definitions of this subchapter.

Section 9203, Pub. L. 105–220, title II, § 204, Aug. 7, 1998, 112 Stat. 1062; Pub. L. 105–277, div. A, § 101(f) [title VIII, § 404(a)], Oct. 21, 1998, 112 Stat. 2681–337, 2681–416, related to the effect of this subchapter on home schools.

Section 9204, Pub. L. 105–220, title II, § 205, Aug. 7, 1998, 112 Stat. 1062; Pub. L. 105–277, div. A, § 101(f) [title VIII, § 404(a)], Oct. 21, 1998, 112 Stat. 2681–337, 2681–416, authorized appropriations.

EFFECTIVE DATE OF REPEAL

Repeal effective on the first day of the first full program year after July 22, 2014 (July 1, 2015), see section 506 of Pub. L. 113–128, set out as an Effective Date note under section 3101 of Title 29, Labor.

EFFECTIVE DATE

Pub. L. 105–220, title V, § 507, Aug. 7, 1998, 112 Stat. 1247, which provided that Pub. L. 105–220, and the amendments made by Pub. L. 105–220, would take effect on Aug. 7, 1998, except as otherwise provided, was repealed by Pub. L. 113–128, title V, § 511(a), July 22, 2014, 128 Stat. 1705.

SHORT TITLE

Pub. L. 105–220, § 1(a), Aug. 7, 1998, 112 Stat. 936, which provided that Pub. L. 105–220 could be cited as the “Workforce Investment Act of 1998”, was repealed by Pub. L. 113–128, title V, § 511(a), July 22, 2014, 128 Stat. 1705.

Pub. L. 105–220, title II, § 201, Aug. 7, 1998, 112 Stat. 1059, which provided that title II of Pub. L. 105–220 could be cited as the “Adult Education and Family Literacy Act”, was repealed by Pub. L. 113–128, title V, § 511(a), July 22, 2014, 128 Stat. 1705.

PART A—ADULT EDUCATION AND LITERACY PROGRAMS

CODIFICATION

This part was, in the original, designated subtitle A of title II of Pub. L. 105–220 and was redesignated part A of this subchapter for purposes of codification, prior to repeal of Pub. L. 105–220 by Pub. L. 113–128, title V, § 511(a), July 22, 2014, 128 Stat. 1705. This subchapter did not contain a part B, because subtitle B (§ 251) of title II of Pub. L. 105–220 repealed numerous sections of the Code and was executed to those sections, see Tables.