

Nov. 9, 1978, 92 Stat. 3166, 3167; Pub. L. 102-285, § 10(b), May 18, 1992, 106 Stat. 172.)

#### AMENDMENTS

1978—Subsec. (a). Pub. L. 95-617, § 604(a), substituted “The Secretary of Energy” for “The Administrator, Energy Research and Development Administration (hereafter referred to as ‘Administrator’ in this subchapter)” and “shall designate thirteen institutions” for “is authorized and directed to designate ten institutions” and inserted provision that ten such designations be made as provided in subsection (e) of this section and the remaining three be made in fiscal year 1980.

Subsec. (b). Pub. L. 95-617, § 604(a), (c), substituted in provisions preceding par. (1) “Secretary of Energy” for “Administrator” and in par. (1) “Those ten institutions of higher education designated as provided in subsection (e)” for “The institution of higher education”.

Subsecs. (d), (e). Pub. L. 95-617, § 604(c), substituted “Secretary of Energy” for “Administrator” wherever appearing.

#### CHANGE OF NAME

“United States Bureau of Mines” substituted for “Bureau of Mines” in subsec. (c) pursuant to section 10(b) of Pub. L. 102-285, set out as a note under section 1 of this title. For provisions relating to closure and transfer of functions of the United States Bureau of Mines, see Transfer of Functions note set out under section 1 of this title.

### § 1312. Financial assistance

(a) The Secretary of Energy is authorized to make grants to any institution of higher education designated under section 1311 of this title to pay the Federal share of the cost of establishing (including the construction of such facilities as may be necessary) and maintaining a coal laboratory.

(b) Each institution of higher education designated pursuant to section 1311 of this title shall submit an application to the Secretary of Energy. Each such application shall—

(1) set forth the program to be conducted at the coal laboratory which includes the purposes set forth in section 1311(d) of this title;

(2) provide assurances that the university will pay from non-Federal sources the remaining costs of carrying out the program set forth;

(3) provide such fiscal control and fund accounting procedures as may be necessary to assure the proper disbursement of and accounting for Federal funds received under this subchapter;

(4) provide for making an annual report which shall include a description of the activities conducted at the coal laboratory and an evaluation of the success of such activities, and such other necessary reports in such form and containing such information as the Secretary of Energy may require, and for keeping such records and affording such access thereto as may be necessary to assure the correctness and verification of such reports; and

(5) set forth such policies and procedures as will insure that Federal funds made available under this section for any fiscal year will be so used as to supplement and, to the extent practical, increase the level of funds that would, in the absence of such Federal funds, be made available for the purposes of the activities de-

scribed in subsections (d)(1), (2), and (3) of section 1311 of this title, and in no case supplant such funds.

(Pub. L. 95-87, title VIII, § 802, Aug. 3, 1977, 91 Stat. 527; Pub. L. 95-617, title VI, § 604(c), Nov. 9, 1978, 92 Stat. 3167.)

#### AMENDMENTS

1978—Pub. L. 95-617 substituted “Secretary of Energy” for “Administrator” wherever appearing.

### § 1313. Limitation on payments

(a) No institutions of higher education may receive more than \$4,000,000 for the construction of its coal research laboratory, including initially installed fixed equipment, nor may it receive more than \$1,500,000 for initially installed movable equipment, nor may it receive more than \$500,000 for new program startup expenses.

(b) No institution of higher education may receive more than \$1,500,000 per year from the Federal Government for operating expenses.

(Pub. L. 95-87, title VIII, § 803, Aug. 3, 1977, 91 Stat. 528.)

### § 1314. Payments; Federal share of operating expenses

(a) From the amounts appropriated pursuant to section 1316 of this title, the Secretary of Energy shall pay to each institution of higher education having an application approved under this subchapter an amount equal to the Federal share of the cost of carrying out that application. Such payments may be in installments, by way of reimbursement, or by way of advance with necessary adjustments on account of underpayments or overpayments.

(b) The Federal share of operating expenses for any fiscal year shall not exceed 50 per centum of the cost of the operation of a coal research laboratory.

(Pub. L. 95-87, title VIII, § 804, Aug. 3, 1977, 91 Stat. 528; Pub. L. 95-617, title VI, § 604(c), Nov. 9, 1978, 92 Stat. 3167.)

#### AMENDMENTS

1978—Subsec. (a). Pub. L. 95-617 substituted “Secretary of Energy” for “Administrator” wherever appearing.

### § 1315. Advisory Council on Coal Research

#### (a) Establishment; members

There is established an Advisory Council on Coal Research which shall be composed of—

(1) the Secretary of Energy, who shall be Chairman;

(2) the Director of the United States Bureau of Mines of the Department of the Interior;

(3) the President of the National Academy of Sciences;

(4) the President of the National Academy of Engineering;

(5) the Director of the United States Geological Survey; and

(6) six members appointed by the Secretary of Energy from among individuals who, by virtue of experience or training, are knowledgeable in the field of coal research and mining, and who are representatives of institutions of