

Subsec. (b)(2)(C). Pub. L. 114-315, § 409(d)(2), added subpar. (C).

2011—Subsec. (b). Pub. L. 111-377 designated existing provisions as par. (1) and added par. (2).

2004—Subsec. (c). Pub. L. 108-454, §§ 104(a), 110(b)(1), designated existing provisions as par. (1), redesignated former par. (1) as subpar. (A) of par. (1) and inserted “apprenticeship” before “standards”, redesignated former par. (2) as subpar. (B) of par. (1), and added pars. (2) to (4).

Subsec. (d)(1). Pub. L. 108-454, §§ 104(b), 110(b)(2), substituted “of apprenticeship and on the job training programs” for “of programs of training on the job (including programs of apprenticeship)” and inserted at end “The Secretary of Labor shall provide assistance and services to the Secretary, and to State approving agencies, to increase the use of apprenticeships.”

2001—Subsec. (d). Pub. L. 107-103 designated existing provisions as par. (1), inserted “and State approving agencies” before “shall actively promote”, and added par. (2).

1994—Subsec. (e). Pub. L. 103-446 added subsec. (e).

1991—Pub. L. 102-83, § 5(a), renumbered section 1772 of this title as this section.

Subsec. (a). Pub. L. 102-83, § 5(c)(1), substituted “3536” for “1736”.

Subsec. (c). Pub. L. 102-83, § 5(c)(1), substituted “3687(a)(1)” for “1787(a)(1)” in concluding provisions.

Subsec. (d). Pub. L. 102-83, § 5(c)(1), substituted “3677 and 3687” for “1777 and 1787” and “4103A” for “2003A”.

1989—Pub. L. 101-237 substituted “Secretary” for “Administrator” wherever appearing.

1982—Subsecs. (a), (b). Pub. L. 97-295, § 4(50)(A), inserted “of this title” after “34 and 35” wherever appearing.

Subsec. (c)(1). Pub. L. 97-295, § 4(50)(B), substituted “section 2 of the Act of August 16, 1937 (popularly known as the ‘National Apprenticeship Act’) (29 U.S.C. 50a),” for “section 50a of title 29”.

1980—Subsec. (d). Pub. L. 96-466 added subsec. (d).
1972—Subsec. (a). Pub. L. 92-540, § 403(3), (4), inserted “this chapter and” before “chapters 34 and 35” and substituted “1736” for “1737”.

Subsec. (b). Pub. L. 92-540, § 403(3), inserted “this chapter and” before “chapters 34 and 35”.

Subsec. (c). Pub. L. 92-540, § 403(5), substituted “1787(a)(1)” for “1683(a)(1)”.

1970—Subsec. (c). Pub. L. 91-219 added subsec. (c).

1966—Subsec. (a). Pub. L. 89-358, § 3(a)(7), (8), substituted “under subchapter V of chapter 35 of this title” for “under subchapter V of this chapter” in first sentence, and substituted “chapters 34 and 35” for “this chapter” twice in first sentence, and wherever appearing in second, third, and fourth sentences, and inserted “or veteran” after “eligible person”, in first sentence.

Subsec. (b). Pub. L. 89-358, § 3(a)(7), substituted “chapters 34 and 35” for “this chapter”.

EFFECTIVE DATE OF 2011 AMENDMENT

Amendment by Pub. L. 111-377 effective Aug. 1, 2011, see section 203(e) of Pub. L. 111-377, set out as a note under section 3034 of this title.

EFFECTIVE DATE OF 1994 AMENDMENT

Pub. L. 103-446, title VI, § 605(b), Nov. 2, 1994, 108 Stat. 4672, provided that: “The amendments made by subsection (a) [amending this section and sections 3675, 3680, and 3686 of this title] shall apply with respect to programs of education exclusively by correspondence and to correspondence-residence courses commencing more than 90 days after the date of the enactment of this Act [Nov. 2, 1994].”

EFFECTIVE DATE OF 1980 AMENDMENT

Amendment by Pub. L. 96-466 effective Oct. 1, 1980, see section 802(e) of Pub. L. 96-466, set out as a note under section 4101 of this title.

APPLICABILITY

Pub. L. 114-315, title IV, § 409(f), Dec. 16, 2016, 130 Stat. 1560, provided that: “If after enrollment in a course of

education that is subject to disapproval by reason of an amendment made by this section [amending this section and sections 3675, 3676, and 3679 of this title], an individual pursues one or more courses of education at the same educational institution while remaining continuously enrolled (other than during regularly scheduled breaks between courses, semesters, or terms) at that institution, any course so pursued by the individual at that institution while so continuously enrolled shall not be subject to disapproval by reason of such amendment.”

§ 3673. Approval activities: cooperation and coordination of activities

(a) COOPERATION IN ACTIVITIES.—The Secretary and each State approving agency shall take cognizance of the fact that definite duties, functions, and responsibilities are conferred upon the Secretary and each State approving agency under the educational programs established under this chapter and chapters 34 and 35 of this title. To assure that such programs are effectively and efficiently administered, the cooperation of the Secretary and the State approving agencies is essential. It is necessary to establish an exchange of information pertaining to activities of educational institutions, and particular attention should be given to the enforcement of approval standards, enforcement of enrollment restrictions, and fraudulent and other criminal activities on the part of persons connected with educational institutions in which eligible persons or veterans are enrolled under this chapter and chapters 34 and 35 of this title.

(b) COORDINATION OF ACTIVITIES.—The Secretary shall take appropriate actions to ensure the coordination of approval activities performed by State approving agencies under this chapter and chapters 34 and 35 of this title and approval activities performed by the Department of Labor, the Department of Education, and other entities in order to reduce overlap and improve efficiency in the performance of such activities.

(c) AVAILABILITY OF INFORMATION MATERIAL.—The Secretary will furnish the State approving agencies with copies of such Department of Veterans Affairs informational material as may aid them in carrying out chapters 34 and 35 of this title.

(d) USE OF STATE APPROVING AGENCIES FOR OVERSIGHT ACTIVITIES.—The Secretary may utilize the services of a State approving agency for conducting compliance and risk-based surveys and other such oversight purposes as the Secretary, in consultation with the State approving agencies, considers appropriate without regard to whether the Secretary or the agency approved the courses offered in the State concerned.

(Added Pub. L. 88-126, § 1, Sept. 23, 1963, 77 Stat. 158, § 1773; amended Pub. L. 89-358, § 3(a)(7), (11), Mar. 3, 1966, 80 Stat. 20, 21; Pub. L. 92-540, title IV, § 403(6), Oct. 24, 1972, 86 Stat. 1090; Pub. L. 97-295, § 4(51), Oct. 12, 1982, 96 Stat. 1308; Pub. L. 101-237, title IV, § 423(b)(1), Dec. 18, 1989, 103 Stat. 2092; renumbered § 3673, Pub. L. 102-83, § 5(a), Aug. 6, 1991, 105 Stat. 406; Pub. L. 110-389, title III, § 326(a)(1), (2)(A), (3), Oct. 10, 2008, 122 Stat. 4169; Pub. L. 111-377, title II, § 203(b), Jan. 4, 2011, 124 Stat. 4125; Pub. L. 115-48, title III, § 310, Aug.

16, 2017, 131 Stat. 994; Pub. L. 115–62, title V, § 501(a), Sept. 29, 2017, 131 Stat. 1165.)

AMENDMENTS

2017—Subsec. (d). Pub. L. 115–62 inserted “compliance and” before “risk-based surveys”.

Pub. L. 115–48, in heading, struck out “Compliance and” before “Oversight” and, in text, substituted “conducting risk-based surveys and other such oversight” for “such compliance and oversight”, and inserted “, in consultation with the State approving agencies,” after “as the Secretary”.

2011—Subsec. (d). Pub. L. 111–377 added subsec. (d).

2008—Pub. L. 110–389, § 326(a)(2)(A), amended section catchline generally. Prior to amendment, catchline read as follows: “Cooperation”.

Subsec. (a). Pub. L. 110–389, § 326(a)(3)(A), inserted heading.

Subsecs. (b), (c). Pub. L. 110–389, § 326(a)(1), (3)(B), added subsec. (b), redesignated former subsec. (b) as (c), and inserted heading in subsec. (c).

1991—Pub. L. 102–83 renumbered section 1773 of this title as this section.

1989—Pub. L. 101–237 substituted “Secretary” for “Administrator” wherever appearing in subsecs. (a) and (b) and “Department of Veterans Affairs” for “Veterans Administration” in subsec. (b).

1982—Pub. L. 97–295 inserted “of this title” after “34 and 35” wherever appearing.

1972—Subsec. (a). Pub. L. 92–540 inserted “this chapter and” before “chapters 34 and 35” wherever appearing.

1966—Subsec. (a). Pub. L. 89–358, § 3(a)(7), (11), substituted “chapters 34 and 35” for “this chapter” twice and inserted “or veterans” after “eligible persons”.

Subsec. (b). Pub. L. 89–358, § 3(a)(7), substituted “chapters 34 and 35” for “this chapter”.

EFFECTIVE DATE OF 2011 AMENDMENT

Amendment by Pub. L. 111–377 effective Aug. 1, 2011, see section 203(e) of Pub. L. 111–377, set out as a note under section 3034 of this title.

§ 3674. Reimbursement of expenses

(a)(1) Subject to paragraphs (2) through (4) of this subsection, the Secretary is authorized to enter into contracts or agreements with State and local agencies to pay such State and local agencies for reasonable and necessary expenses of salary and travel incurred by employees of such agencies and an allowance for administrative expenses in accordance with the formula contained in subsection (b) of this section in (A) rendering necessary services in ascertaining the qualifications of educational institutions for furnishing courses of education to eligible persons or veterans under this chapter and chapters 30 through 35 of this title and chapter 106 of title 10, and in the supervision of such educational institutions, and (B) furnishing, at the request of the Secretary, any other services in connection with such chapters. Each such contract or agreement shall be conditioned upon compliance with the standards and provisions of such chapters. The Secretary may also reimburse such agencies for work performed by their subcontractors where such work has a direct relationship to the requirements of such chapters, and has had the prior approval of the Secretary.

(2)(A) The Secretary shall make payments to State and local agencies, out of amounts in the Department of Veterans Affairs readjustment benefits account and amounts appropriated to the Secretary, for the reasonable and necessary expenses of salary and travel incurred by employees of such agencies in carrying out con-

tracts or agreements entered into under this section, for expenses approved by the Secretary that are incurred in carrying out activities described in section 3674A(a)(3) of this title (except for administrative overhead expenses allocated to such activities), and for the allowance for administrative expenses described in subsection (b).

(B) The Secretary shall make such a payment to an agency within a reasonable time after the agency has submitted a report pursuant to paragraph (3) of this subsection.

(C) Subject to paragraph (4) of this subsection, the amount of any such payment made to an agency for any period shall be equal to the amount of the reasonable and necessary expenses of salary and travel certified by such agency for such period in accordance with paragraph (3) of this subsection plus the allowance for administrative expenses described in subsection (b) and the amount of expenses approved by the Secretary that are incurred in carrying out activities described in section 3674A(a)(3) of this title for such period (except for administrative overhead expenses allocated to such activities).

(3) Each State and local agency with which a contract or agreement is entered into under this section shall submit to the Secretary on a monthly or quarterly basis, as determined by the agency, a report containing a certification of the reasonable and necessary expenses incurred for salary and travel by such agency under such contract or agreement for the period covered by the report. The report shall be submitted in the form and manner required by the Secretary.

(4) In addition to amounts made available under paragraph (5), there is authorized to be appropriated to carry out this section \$3,000,000 for fiscal year 2019 and each subsequent fiscal year.

(5)(A) The total amount made available under this section for fiscal year 2018 shall be \$21,000,000 and for fiscal year 2019 and thereafter shall be \$23,000,000.

(B) Beginning in fiscal year 2019, whenever there is an increase in benefit amounts payable under title II of the Social Security Act (42 U.S.C. 401 et seq.) as a result of a determination made under section 215(i) of such Act (42 U.S.C. 415(i)), the Secretary shall, effective on the date of such increase in benefit amounts, increase the amount in effect under subparagraph (A), as in effect immediately prior to the date of such increase in benefit amounts payable under title II of the Social Security Act, by the same percentage as the percentage by which such benefit amounts are increased.

(b) The allowance for administrative expenses incurred pursuant to subsection (a) of this section shall be paid in accordance with the following formula:

Total salary cost reimbursable under this section	Allowable for administrative expense
\$5,000 or less	\$693.
Over \$5,000 but not exceeding \$10,000.	\$1,247.
Over \$10,000 but not exceeding \$35,000.	\$1,247 for the first \$10,000, plus \$1,155 for each additional \$5,000 or fraction thereof.