

80 Stat. 1610, and functions thereof transferred to Secretary of Health, Education, and Welfare by section 1 of Reorg. Plan No. 3 of 1966, set out as a note under section 202 of this title. Secretary of Health, Education, and Welfare redesignated Secretary of Health and Human Services by section 509(b) of Pub. L. 96-88, which is classified to section 3508(b) of Title 20, Education. Office of Surgeon General reestablished within the Office of the Assistant Secretary for Health, see Notice of Department of Health and Human Services, Office of the Assistant Secretary for Health, Mar. 30, 1987, 52 F.R. 11754.

§ 2005a. Amount of assistance; determination of costs

The amount of such financial assistance shall not exceed that portion of the reasonable cost of the construction project which is attributable to the Indian health needs, as determined by the Surgeon General: *Provided*, That in determining, for the purposes of this subchapter, the portion of the cost of the construction project attributable to Indian health needs, the Surgeon General shall take into account only those categories of Indians for which hospital and medical care, including outpatient care and field health services, is being provided by or at the expense of the Public Health Service on August 16, 1957.

(Pub. L. 85-151, § 2, Aug. 16, 1957, 71 Stat. 371.)

TRANSFER OF FUNCTIONS

Office of Surgeon General abolished by section 3 of Reorg. Plan No. 3 of 1966, eff. June 25, 1966, 31 F.R. 8855, 80 Stat. 1610, and functions thereof transferred to Secretary of Health, Education, and Welfare by section 1 of Reorg. Plan No. 3 of 1966, set out as a note under section 202 of this title. Secretary of Health, Education, and Welfare redesignated Secretary of Health and Human Services by section 509(b) of Pub. L. 96-88, which is classified to section 3508(b) of Title 20, Education. Office of Surgeon General reestablished within the Office of the Assistant Secretary for Health, see Notice of Department of Health and Human Services, Office of the Assistant Secretary for Health, Mar. 30, 1987, 52 F.R. 11754.

§ 2005b. Conditions of assistance

As a condition to providing assistance under section 2005 of this title, the Surgeon General shall—

(a) require plans and specifications meeting such standards of construction and equipment as he may prescribe, and

(b) obtain such assurances and agreements as in his judgment are equitable in the light of the financial assistance provided under this subchapter and are necessary to assure the availability of the facility for the provision of hospital and medical care to Indians and to assure that the hospital is operated in compliance with State standards for operation and maintenance of hospitals which receive Federal aid under title VI of the Public Health Service Act [42 U.S.C. 291 et seq.].

(Pub. L. 85-151, § 3, Aug. 16, 1957, 71 Stat. 371.)

REFERENCES IN TEXT

The Public Health Service Act, referred to in par. (b), is act July 1, 1944, ch. 373, 58 Stat. 682, as amended. Title VI of the Act is classified generally to subchapter IV (§ 291 et seq.) of chapter 6A of this title. For complete classification of this Act to the Code, see Short

Title note set out under section 201 of this title and Tables.

TRANSFER OF FUNCTIONS

Office of Surgeon General abolished by section 3 of Reorg. Plan No. 3 of 1966, eff. June 25, 1966, 31 F.R. 8855, 80 Stat. 1610, and functions thereof transferred to Secretary of Health, Education, and Welfare by section 1 of Reorg. Plan No. 3 of 1966, set out as a note under section 202 of this title. Secretary of Health, Education, and Welfare redesignated Secretary of Health and Human Services by section 509(b) of Pub. L. 96-88, which is classified to section 3508(b) of Title 20, Education. Office of Surgeon General reestablished within the Office of the Assistant Secretary for Health, see Notice of Department of Health and Human Services, Office of the Assistant Secretary for Health, Mar. 30, 1987, 52 F.R. 11754.

§ 2005c. Payments

The Surgeon General shall make payments under section 2005 of this title in advance or by way of reimbursement and in such installments consistent with construction progress, as he may determine.

(Pub. L. 85-151, § 4, Aug. 16, 1957, 71 Stat. 371.)

TRANSFER OF FUNCTIONS

Office of Surgeon General abolished by section 3 of Reorg. Plan No. 3 of 1966, eff. June 25, 1966, 31 F.R. 8855, 80 Stat. 1610, and functions thereof transferred to Secretary of Health, Education, and Welfare by section 1 of Reorg. Plan No. 3 of 1966, set out as a note under section 202 of this title. Secretary of Health, Education, and Welfare redesignated Secretary of Health and Human Services by section 509(b) of Pub. L. 96-88, which is classified to section 3508(b) of Title 20, Education. Office of Surgeon General reestablished within the Office of the Assistant Secretary for Health, see Notice of Department of Health and Human Services, Office of the Assistant Secretary for Health, Mar. 30, 1987, 52 F.R. 11754.

§ 2005d. Eligibility of assisted project for aid under other acts; excluded costs

Neither assistance provided under this subchapter for meeting part of the cost of construction of a hospital project, nor the giving of any assurance required as a condition of such assistance, shall be construed as affecting in any way the eligibility of such project for aid under title VI of the Public Health Service Act [42 U.S.C. 291 et seq.] or any other Federal Act authorizing financial aid in the construction of such project, but construction costs met with Federal funds made available under this subchapter shall not be included in the cost of construction in which the Federal Government shares under such title VI or other Federal Act.

(Pub. L. 85-151, § 5, Aug. 16, 1957, 71 Stat. 371.)

REFERENCES IN TEXT

The Public Health Service Act, referred to in text, is act July 1, 1944, ch. 373, 58 Stat. 682, as amended. Title VI of the Act is classified generally to subchapter IV (§ 291 et seq.) of chapter 6A of this title. For complete classification of this Act to the Code, see Short Title note set out under section 201 of this title and Tables.

§ 2005e. Definitions

As used in this subchapter:

(a) "Hospital" includes diagnostic or treatment centers and general hospitals, and related

facilities, such as laboratories, outpatient departments, nurses' home and training facilities, and central service facilities operated in connection with hospitals, but does not include any hospital furnishing primarily domiciliary care;

(b) "Diagnostic or treatment center" means a facility for the diagnosis or diagnosis and treatment of ambulatory patients—

(1) which is operated in connection with a hospital, or

(2) in which patient care is under the professional supervision of persons licensed to practice medicine or surgery in the State, or, in the case of dental diagnosis or treatment, under the professional supervision of persons licensed to practice dentistry in the State.

(c) "Nonprofit" means owned or operated by one or more corporations or associations no part of the net earnings of which inures, or may lawfully inure, to the benefit of any private shareholder or individual.

(d) "Construction" means construction of new buildings, expansion, remodeling, and alteration of existing buildings, and initial equipment of any such buildings (including medical transportation facilities), including architects and engineering fees, but excluding legal fees, the cost of off-site improvements and the cost of the acquisition of land.

(Pub. L. 85-151, § 6, Aug. 16, 1957, 71 Stat. 371.)

§ 2005f. Supervision or control of assisted hospitals

Except as otherwise specifically provided, nothing in this subchapter shall be construed as conferring on any Federal officer or employee the right to exercise any supervision or control over the administration, personnel, maintenance, or operation of any hospital, with respect to which any funds have been or may be expended under this subchapter.

(Pub. L. 85-151, § 7, Aug. 16, 1957, 71 Stat. 372.)

CHAPTER 23—DEVELOPMENT AND CONTROL OF ATOMIC ENERGY

Division A—Atomic Energy

SUBCHAPTER I—GENERAL PROVISIONS

Sec.	
2011.	Congressional declaration of policy.
2012.	Congressional findings.
2013.	Purpose of chapter.
2014.	Definitions.
2015.	Transfer of property.
2015a.	Cold standby.
2015b.	Scholarship and fellowship program.
2015c.	Partnership program with institutions of higher education.
2016.	Repealed.
2017.	Authorization of appropriations.
2017a to 2017b.	Omitted.
2018.	Agency jurisdiction.
2019.	Applicability of Federal Power Act.
2020.	Licensing of Government agencies.
2021.	Cooperation with States.
2021a.	Storage or disposal facility planning.
2021b.	Definitions.
2021c.	Responsibilities for disposal of low-level radioactive waste.
2021d.	Regional compacts for disposal of low-level radioactive waste.
2021e.	Limited availability of certain regional disposal facilities during transition and licensing periods.

Sec.	
2021f.	Emergency access.
2021g.	Responsibilities of Department of Energy.
2021h.	Alternative disposal methods.
2021i.	Licensing review and approval.
2021j.	Radioactive waste below regulatory concern.
2022.	Health and environmental standards for uranium mill tailings.
2023.	State authority to regulate radiation below level of regulatory concern of Nuclear Regulatory Commission.

SUBCHAPTER II—ORGANIZATION

2031, 2032.	Repealed.
2033.	Principal office.
2034.	General Manager, Deputy and Assistant General Managers.
2035.	Divisions, offices, and positions.
2036, 2037.	Repealed.
2038.	Appointment of Army, Navy, or Air Force officer as Assistant General Manager for Military Application; Chairman of Military Liaison Committee; compensation.
2039.	Advisory Committee on Reactor Safeguards; composition; tenure; duties; compensation.
2040.	Fellowship program of Advisory Committee on Reactor Safeguards; selection of fellowships.

SUBCHAPTER III—RESEARCH

2051.	Research and development assistance.
2052.	Research by Commission.
2053.	Research for others; charges.

SUBCHAPTER IV—PRODUCTION OF SPECIAL NUCLEAR MATERIAL

2061.	Production facilities.
2062.	Irradiation of materials.
2063.	Acquisition of production facilities.
2064.	Disposition of energy; regulation on sale.
2065.	Improving the reliability of domestic medical isotope supply.

SUBCHAPTER V—SPECIAL NUCLEAR MATERIAL

2071.	Determination of other material as special nuclear material; Presidential assent; effective date.
2072.	Repealed.
2073.	Domestic distribution of special nuclear material.
2074.	Foreign distribution of special nuclear material.
2075.	Acquisition of special nuclear material; payments; just compensation.
2076.	Guaranteed purchase prices.
2077.	Unauthorized dealings in special nuclear material.
2077a.	Interagency review of applications for the transfer of United States civil nuclear technology.
2078.	Congressional review of guaranteed purchase price, guaranteed purchase price period, and criteria for waiver of charges.

SUBCHAPTER VI—SOURCE MATERIAL

2091.	Determination of source material.
2092.	License requirements for transfers.
2093.	Domestic distribution of source material.
2094.	Foreign distribution of source material.
2095.	Reports.
2096.	Acquisition of source material; payments.
2097.	Operations on lands belonging to United States.