

rying out the provisions of this section, \$25,000,000 for each of fiscal years 2002 through 2018, and such sums shall remain available until expended.

(c) Use of grant funds

Four percent of the sums appropriated pursuant to this section shall be available to the Secretary for administration of this grants program. The remaining funds shall be available for grants to eligible institutions for the purpose of assisting them in the purchase of equipment and land, the planning, construction, alteration, or renovation of buildings to strengthen their capacity in the production of human capital in the food and agricultural sciences and can be used at the discretion of the eligible institutions in the areas of research, extension, and resident instruction or any combination thereof.

(d) Method of awarding grants

Grants awarded pursuant to this section shall be made in such amounts and under such terms and conditions as the Secretary shall determine necessary for carrying out the purposes of this section.

(e) Prohibition of certain uses

Federal funds provided under this section may not be utilized for the payment of any overhead costs of the eligible institutions.

(f) Regulations

The Secretary may promulgate such rules and regulations as the Secretary may consider necessary to carry out the provisions of this section.

(Pub. L. 95-113, title XIV, § 1447, as added Pub. L. 101-624, title XVI, § 1612(b), Nov. 28, 1990, 104 Stat. 3722; amended Pub. L. 104-127, title VIII, § 813, Apr. 4, 1996, 110 Stat. 1166; Pub. L. 105-185, title III, § 301(a)(9), June 23, 1998, 112 Stat. 562; Pub. L. 107-171, title VII, § 7109, May 13, 2002, 116 Stat. 432; Pub. L. 110-234, title VII, § 7123, May 22, 2008, 122 Stat. 1222; Pub. L. 110-246, § 4(a), title VII, § 7123, June 18, 2008, 122 Stat. 1664, 1983; Pub. L. 113-79, title VII, § 7112, Feb. 7, 2014, 128 Stat. 874.)

REFERENCES IN TEXT

Act of August 30, 1890, referred to in subsec. (a), is act Aug. 30, 1890, ch. 841, 26 Stat. 417, as amended, popularly known as the “Agricultural College Act of 1890” and also as the “Second Morrill Act”, which is classified generally to subchapter II (§ 321 et seq.) of chapter 13 of this title. For complete classification of this Act to the Code, see Short Title note set out under section 321 of this title and Tables.

CODIFICATION

Pub. L. 110-234 and Pub. L. 110-246 made identical amendments to this section. The amendments by Pub. L. 110-234 were repealed by section 4(a) of Pub. L. 110-246.

PRIOR PROVISIONS

A prior section 1447 of Pub. L. 95-113, title XIV, Sept. 29, 1977, 91 Stat. 1011, amended sections 341 and 342 of this title, prior to repeal by Pub. L. 101-624, title XVI, § 1601(f)(1)(D), Nov. 28, 1990, 104 Stat. 3704.

AMENDMENTS

2014—Subsec. (b). Pub. L. 113-79 substituted “2018” for “2012”.

2008—Subsec. (b). Pub. L. 110-246, § 7123, substituted “2012” for “2007”.

2002—Subsec. (b). Pub. L. 107-171 substituted “\$25,000,000 for each of fiscal years 2002 through 2007” for “\$15,000,000 for each of fiscal years 1996 through 2002”.

1998—Subsec. (b). Pub. L. 105-185 substituted “through 2002” for “and 1997”.

1996—Subsec. (b). Pub. L. 104-127 substituted “\$15,000,000 for each of fiscal years 1996 and 1997” for “\$8,000,000 for each of the fiscal years 1991 through 1995”.

EFFECTIVE DATE OF 2008 AMENDMENT

Amendment of this section and repeal of Pub. L. 110-234 by Pub. L. 110-246 effective May 22, 2008, the date of enactment of Pub. L. 110-234, see section 4 of Pub. L. 110-246, set out as an Effective Date note under section 8701 of this title.

§ 3222b-1. Grants to upgrade agriculture and food sciences facilities at the District of Columbia land-grant university

(a) Purpose

It is the intent of Congress to assist the land-grant university in the District of Columbia established under section 208 of the District of Columbia Public Postsecondary Education Reorganization Act (Public Law 93-471; 88 Stat. 1428) in efforts to acquire, alter, or repair facilities or relevant equipment necessary for conducting agricultural research.

(b) Authorization of appropriations

There are authorized to be appropriated to carry out this section \$750,000 for each of fiscal years 2008 through 2012.

(Pub. L. 95-113, title XIV, § 1447A, as added Pub. L. 110-234, title VII, § 7124, May 22, 2008, 122 Stat. 1222, and Pub. L. 110-246, § 4(a), title VII, § 7124, June 18, 2008, 122 Stat. 1664, 1983.)

REFERENCES IN TEXT

Section 208 of the District of Columbia Public Postsecondary Education Reorganization Act (Public Law 93-471; 88 Stat. 1428), referred to in subsec. (a), is not classified to the Code.

CODIFICATION

Pub. L. 110-234 and Pub. L. 110-246 enacted identical sections. Pub. L. 110-234 was repealed by section 4(a) of Pub. L. 110-246.

EFFECTIVE DATE

Enactment of this section and repeal of Pub. L. 110-234 by Pub. L. 110-246 effective May 22, 2008, the date of enactment of Pub. L. 110-234, see section 4 of Pub. L. 110-246, set out as a note under section 8701 of this title.

§ 3222b-2. Grants to upgrade agriculture and food sciences facilities and equipment and support tropical and subtropical agricultural research at insular area land-grant colleges and universities

(a) Purpose

It is the intent of Congress to assist the land-grant colleges and universities in the insular areas in efforts to—

(1) acquire, alter, or repair facilities or relevant equipment necessary for conducting agricultural research; and

(2) support tropical and subtropical agricultural research, including pest and disease research.

(b) Method of awarding grants

Grants awarded pursuant to this section shall be made in such amounts and under such terms and conditions as the Secretary determines necessary to carry out the purposes of this section.

(c) Regulations

The Secretary may promulgate such rules and regulations as the Secretary considers to be necessary to carry out this section.

(d) Authorization of appropriations

There is authorized to be appropriated to carry out this section \$8,000,000 for each of fiscal years 2008 through 2018.

(Pub. L. 95-113, title XIV, §1447B, as added Pub. L. 110-234, title VII, §7125, May 22, 2008, 122 Stat. 1223, and Pub. L. 110-246, §4(a), title VII, §7125, June 18, 2008, 122 Stat. 1664, 1984; amended Pub. L. 113-79, title VII, §7113, Feb. 7, 2014, 128 Stat. 874.)

CODIFICATION

Pub. L. 110-234 and Pub. L. 110-246 enacted identical sections. Pub. L. 110-234 was repealed by section 4(a) of Pub. L. 110-246.

EFFECTIVE DATE

Enactment of this section and repeal of Pub. L. 110-234 by Pub. L. 110-246 effective May 22, 2008, the date of enactment of Pub. L. 110-234, see section 4 of Pub. L. 110-246, set out as a note under section 8701 of this title.

AMENDMENTS

2014—Pub. L. 113-79, §7113(a)(2), inserted “and support tropical and subtropical agricultural research” after “equipment” and substituted “colleges and universities” for “institutions” in section catchline.

Subsec. (a). Pub. L. 113-79, §7113(a)(1), amended subsec. (a) generally. Prior to amendment, text read as follows: “It is the intent of Congress to assist the land-grant institutions in the insular areas in efforts to acquire, alter, or repair facilities or relevant equipment necessary for conducting agricultural research.”

Subsec. (d). Pub. L. 113-79, §7113(b), substituted “2018” for “2012”.

§ 3222c. Repealed. Pub. L. 113-79, title VII, § 7114, Feb. 7, 2014, 128 Stat. 875

Section, Pub. L. 95-113, title XIV, §1448, as added Pub. L. 101-624, title XVI, §1612(c), Nov. 28, 1990, 104 Stat. 3723; amended Pub. L. 104-127, title VIII, §814, Apr. 4, 1996, 110 Stat. 1166; Pub. L. 105-185, title III, §301(a)(10), June 23, 1998, 112 Stat. 562; Pub. L. 107-171, title VII, §7110, May 13, 2002, 116 Stat. 433; Pub. L. 110-234, title VII, §7126, May 22, 2008, 122 Stat. 1223; Pub. L. 110-246, §4(a), title VII, §7126, June 18, 2008, 122 Stat. 1664, 1984, related to national research and training virtual centers.

PRIOR PROVISIONS

A prior section 1448 of Pub. L. 95-113, title XIV, Sept. 29, 1977, 91 Stat. 1011, amended sections 1923 and 1942 of this title, prior to repeal by Pub. L. 101-624, title XVI, §1601(f)(1)(D), Nov. 28, 1990, 104 Stat. 3704.

§ 3222d. Matching funds requirement for research and extension activities at eligible institutions**(a) Definitions**

In this section:

(1) Eligible institution

The term “eligible institution” means a college eligible to receive funds under the Act of

August 30, 1890 (7 U.S.C. 321 et seq.) (commonly known as the “Second Morrill Act”), including Tuskegee University.

(2) Formula funds

The term “formula funds” means the formula allocation funds distributed to eligible institutions under sections 3221 and 3222 of this title.

(b) Determination of non-Federal sources of funds

Not later than September 30, 1999, each eligible institution shall submit to the Secretary a report describing for fiscal year 1999—

(1) the sources of non-Federal funds made available by the State to the eligible institution for agricultural research, extension, and education to meet the requirements of this section; and

(2) the amount of such funds generally available from each source.

(c) Matching formula

Notwithstanding any other provision of this subchapter, the State shall provide equal matching funds from non-Federal sources.

(d) Waiver authority

Notwithstanding subsection (f), the Secretary may waive the matching funds requirement under subsection (c) above the 50 percent level for any fiscal year for an eligible institution of a State if the Secretary determines that the State will be unlikely to satisfy the matching requirement.

(e) Use of matching funds

Under terms and conditions established by the Secretary, matching funds provided as required by subsection (c) may be used by an eligible institution for agricultural research, extension, and education activities.

(f) Redistribution of funds**(1) Redistribution required**

Federal funds that are not matched by a State in accordance with subsection (c) for a fiscal year shall be redistributed by the Secretary to eligible institutions whose States have satisfied the matching funds requirement for that fiscal year.

(2) Administration

Any redistribution of funds under this subsection shall be subject to the applicable matching requirement specified in subsection (c) and shall be made in a manner consistent with sections 3221 and 3222 of this title, as determined by the Secretary.

(Pub. L. 95-113, title XIV, §1449, as added Pub. L. 105-185, title II, §226(a), June 23, 1998, 112 Stat. 542; amended Pub. L. 107-171, title VII, §7212, May 13, 2002, 116 Stat. 447; Pub. L. 110-234, title VII, §7127, May 22, 2008, 122 Stat. 1223; Pub. L. 110-246, §4(a), title VII, §7127, June 18, 2008, 122 Stat. 1664, 1984.)

REFERENCES IN TEXT

Act of August 30, 1890, referred to in subsec. (a)(1), is act Aug. 30, 1890, ch. 841, 26 Stat. 417, as amended, popularly known as the Agricultural College Act of 1890 and also as the Second Morrill Act, which is classified gen-