

Pub. L. 101-511, title VIII, §8025, Nov. 5, 1990, 104 Stat. 1880.

Pub. L. 101-165, title IX, §9035, Nov. 21, 1989, 103 Stat. 1136.

Pub. L. 100-463, title VIII, §8059, Oct. 1, 1988, 102 Stat. 2270-27.

Pub. L. 100-202, §101(b) [title VIII, §8072], Dec. 22, 1987, 101 Stat. 1329-43, 1329-74.

Pub. L. 99-500, §101(c) [title IX, §9076], Oct. 18, 1986, 100 Stat. 1783-82, 1783-114, and Pub. L. 99-591, §101(c) [title IX, §9076], Oct. 30, 1986, 100 Stat. 3341-82, 3341-114.

Pub. L. 99-190, §101(b) [title VIII, §8086], Dec. 19, 1985, 99 Stat. 1185, 1216.

### § 2008. Authority to use funds for certain educational purposes

Funds appropriated to the Department of Defense may be used to carry out construction, as defined in section 7013(3) of the Elementary and Secondary Education Act of 1965, or to carry out section 7008 of such Act, relating to the provision of assistance to certain school facilities under the impact aid program.

(Added Pub. L. 98-525, title XIV, §1401(g)(1), Oct. 19, 1984, 98 Stat. 2618; amended Pub. L. 104-106, div. B, title XXVIII, §2891, Feb. 10, 1996, 110 Stat. 590; Pub. L. 114-95, title IX, §9215(uuu)(3), Dec. 10, 2015, 129 Stat. 2190.)

#### REFERENCES IN TEXT

Sections 7008 and 7013(3) of the Elementary and Secondary Education Act of 1965, referred to in text, are classified to sections 7708 and 7713(3), respectively, of Title 20, Education.

#### AMENDMENTS

2015—Pub. L. 114-95 substituted “section 7013(3) of the Elementary and Secondary Education Act of 1965, or to carry out section 7008 of such Act” for “section 8013(3) of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7713(3)), or to carry out section 8008 of such Act (20 U.S.C. 7708)”.

1996—Pub. L. 104-106 substituted “construction, as defined in section 8013(3) of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7713(3)), or to carry out section 8008 of such Act (20 U.S.C. 7708), relating to the provision of assistance to certain school facilities under the impact aid program.” for “section 10 of the Act of September 23, 1950 (20 U.S.C. 640), relating to impact aid authorization.”

#### 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 Title 20, Education.

#### EFFECTIVE DATE

Section effective Oct. 1, 1985, see section 1404 of Pub. L. 98-525, set out as a note under section 520b of this title.

### § 2009. Military colleges: female students

(a) Under regulations prescribed by the Secretary of Defense, any college or university designated by the Secretary of Defense as a military college shall, as a condition of maintaining such designation, provide that qualified female undergraduate students enrolled in such college or university be eligible to participate in military training at such college or university.

(b) Regulations prescribed under subsection (a) may not require a college or university, as a

condition of maintaining its designation as a military college or for any other purpose, to require female undergraduate students enrolled in such college or university to participate in military training.

(Added Pub. L. 98-525, title XIV, §1401(g)(1), Oct. 19, 1984, 98 Stat. 2619.)

#### PRIOR PROVISIONS

Provisions similar to those in this section were contained in Pub. L. 95-485, title VIII, §809, Oct. 20, 1978, 92 Stat. 1623, which was set out as a note under section 2102 of this title, prior to repeal by Pub. L. 98-525, §§1403(b), 1404.

#### EFFECTIVE DATE

Section effective Oct. 1, 1985, see section 1404 of Pub. L. 98-525, set out as a note under section 520b of this title.

#### [§ 2010. Renumbered § 321]

#### [§ 2011. Renumbered § 322]

### § 2012. Support and services for eligible organizations and activities outside Department of Defense

(a) **AUTHORITY TO PROVIDE SERVICES AND SUPPORT.**—Under regulations prescribed by the Secretary of Defense, the Secretary of a military department may in accordance with this section authorize units or individual members of the armed forces under that Secretary’s jurisdiction to provide support and services to non-Department of Defense organizations and activities specified in subsection (e), but only if—

(1) such assistance is authorized by a provision of law (other than this section); or

(2) the provision of such assistance is incidental to military training.

(b) **SCOPE OF COVERED ACTIVITIES SUBJECT TO SECTION.**—This section does not—

(1) apply to the provision by the Secretary concerned, under regulations prescribed by the Secretary of Defense, of customary community relations and public affairs activities conducted in accordance with Department of Defense policy; or

(2) prohibit the Secretary concerned from encouraging members of the armed forces under the Secretary’s jurisdiction to provide volunteer support for community relations activities under regulations prescribed by the Secretary of Defense.

(c) **REQUIREMENT FOR SPECIFIC REQUEST.**—Assistance under subsection (a) may only be provided if—

(1) the assistance is requested by a responsible official of the organization to which the assistance is to be provided; and

(2) the assistance is not reasonably available from a commercial entity or (if so available) the official submitting the request for assistance certifies that the commercial entity that would otherwise provide such services has agreed to the provision of such services by the armed forces.

(d) **RELATIONSHIP TO MILITARY TRAINING.**—(1) Assistance under subsection (a) may only be provided if the following requirements are met: