

- (i) that is generally directed toward minors or secondary school students;
- (ii) for which a tuition or enrollment fee is charged;
- (iii) that is offered away from a student's regular place of school attendance;
- (iv) that includes not less than one supervised night away from home; and
- (v) that is intended to enhance a student's regular course of study.

(B) Such term does not include a recreational program,<sup>1</sup> or a social or religious activity.

**(4) Local school official**

The term "local school official" means the highest administrative official serving a school district, or such individual's designee.

**(5) Minor**

The term "minor" means an individual who has not attained the age of 18 years.

**(6) Membership organization**

The term "membership organization" includes any organization that maintains a membership list or collects dues or membership fees from its members.

**(7) Recreational organization**

The term "recreational organization" includes any organization or entity that has as its primary function pleasure, amusement, or sports activities.

**(8) Recreational program**

The term "recreational program" includes any activity or service that is intended as an entertainment pastime.

(Pub. L. 90-247, title IV, § 429, as added Pub. L. 103-382, title II, § 238, Oct. 20, 1994, 108 Stat. 3918; amended Pub. L. 105-244, title I, § 102(a)(6)(C), Oct. 7, 1998, 112 Stat. 1618; Pub. L. 114-95, title IX, § 9215(mm)(3), Dec. 10, 2015, 129 Stat. 2176.)

PRIOR PROVISIONS

A prior section 429 of Pub. L. 90-247 was classified to section 1231f of this title prior to repeal by Pub. L. 103-382.

AMENDMENTS

2015—Subsec. (d)(2)(B)(i). Pub. L. 114-95 substituted "an elementary or secondary school (as defined by the terms 'elementary school' and 'secondary school' in section 7801 of this title)" for "an elementary or secondary school as defined by the Elementary and Secondary Education Act of 1965".

1998—Subsec. (d)(2)(B)(ii). Pub. L. 105-244 substituted "section 1001" for "section 1141(a)".

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 this title.

EFFECTIVE DATE OF 1998 AMENDMENT

Amendment by Pub. L. 105-244 effective Oct. 1, 1998, except as otherwise provided in Pub. L. 105-244, see section 3 of Pub. L. 105-244, set out as a note under section 1001 of this title.

<sup>1</sup> So in original. The comma probably should not appear.

SUBCHAPTER III—GENERAL REQUIREMENTS AND CONDITIONS CONCERNING OPERATION AND ADMINISTRATION OF EDUCATION PROGRAMS: GENERAL AUTHORITY OF SECRETARY

CODIFICATION

Pub. L. 103-382, title II, § 261(c), Oct. 20, 1994, 108 Stat. 3927, substituted "SECRETARY" for "COMMISSIONER OF EDUCATION".

Pub. L. 92-318, title III, § 301(a)(1), June 23, 1972, 86 Stat. 326, redesignated former subchapter II as III. Former subchapter III redesignated IV.

**§ 1230. Repealed. Pub. L. 103-382, title II, § 212(a)(1), Oct. 20, 1994, 108 Stat. 3913**

Section, Pub. L. 90-247, title IV, § 421, as added Pub. L. 93-380, title V, § 507(a), Aug. 21, 1974, 88 Stat. 565; amended Pub. L. 94-482, title IV, § 404(a), Oct. 12, 1976, 90 Stat. 2230; Pub. L. 96-88, title III, § 301(a)(1), title V, § 507, Oct. 17, 1979, 93 Stat. 677, 692, specified programs subject to provisions of this subchapter.

PART 1—GENERAL AUTHORITY

**§ 1231. Joint funding of programs**

**(a) Joint projects; transfers of appropriations; contracts or grants; criteria**

(1) The Secretary is authorized to enter into arrangements with other Federal agencies to jointly carry out projects of common interest, to transfer to such agencies funds appropriated under any applicable program, and to receive and use funds from such agencies, for projects of common interest.

(2) Funds transferred or received pursuant to paragraph (1) shall be used only in accordance with the statutes authorizing the appropriation of such funds, and shall be made available by contract or grant only to recipients eligible to receive such funds under such statutes.

(3) If the Secretary enters into an agreement under this subsection for the administration of a project, the agency administering the project shall use such agency's procedures to award contracts or grants and to administer such awards, unless the parties to the agreement specify the use of procedures of another agency that is a party to the agreement.

(4) If the Secretary has entered into an agreement authorized under this subsection and the Secretary and the heads of the other agencies participating in the agreement determine that joint funding is necessary to address a special need consistent with the purposes and authorized activities of each program that provides funding under the joint project, the Secretary and the heads of the other participating agencies may develop a single set of criteria for the jointly funded project and require each applicant for such project to submit a single application for review by the participating agencies.

**(b) Joint applications**

The Secretary may develop the criteria for, and require the submission of, joint applications under two or more applicable programs under which funds are awarded on a competitive basis, and may jointly review and approve such applications separately from other applications under such programs, when the Secretary determines that such joint awards are necessary to