

eral funds provided under the initial grant award so that the total of all indirect costs charged against the total of the Federal funds provided under the initial grant award does not exceed such limitation.

(Pub. L. 95–113, title XIV, § 1462, as added Pub. L. 105–185, title II, § 230(a), June 23, 1998, 112 Stat. 546; amended Pub. L. 107–171, title VII, § 7222, May 13, 2002, 116 Stat. 454; Pub. L. 110–234, title VII, § 7132(a), May 22, 2008, 122 Stat. 1228; Pub. L. 110–246, § 4(a), title VII, § 7132(a), June 18, 2008, 122 Stat. 1664, 1989; Pub. L. 115–334, title VII, § 7125, Dec. 20, 2018, 132 Stat. 4794.)

#### 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 L. 110–234 were repealed by section 4(a) of Pub.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 1462 of Pub. L. 95–113 was classified to section 3304 of this title, prior to repeal by Pub. L. 99–198.

#### AMENDMENTS

2018—Subsec. (a). Pub. L. 115–334, § 7125(1), substituted “30 percent” for “22 percent”.

Subsec. (b). Pub. L. 115–334, § 7125(2), substituted “Subsections (a) and (c)” for “Subsection (a)”.

Subsec. (c). Pub. L. 115–334, § 7125(3), added subsec. (c).

2008—Subsec. (a). Pub. L. 110–246, § 7132(a), substituted “any agricultural” for “a competitive agricultural” and “22 percent” for “19 percent”.

2002—Pub. L. 107–171 designated existing provisions as subsec. (a), inserted heading, and added subsec. (b).

#### 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.

### § 3310a. Research equipment grants

#### (a) In general

The Secretary may make competitive grants for the acquisition of special purpose scientific research equipment for use in the food and agricultural sciences programs of eligible institutions.

#### (b) Maximum amount

The amount of a grant made to an eligible institution under this section may not exceed \$500,000.

#### (c) Prohibition on charge or equipment as indirect costs

The cost of acquisition or depreciation of equipment purchased with a grant under this section shall not be—

- (1) charged as an indirect cost against another Federal grant; or
- (2) included as part of the indirect cost pool for purposes of calculating the indirect cost rate of an eligible institution.

#### (d) Eligible institutions defined

In this section, the term “eligible institution” means—

- (1) a college or university; or
- (2) a State cooperative institution.

#### (e) Authorization of appropriations

There is authorized to be appropriated to carry out this section \$5,000,000 for each of fiscal years 2019 through 2023.

(Pub. L. 95–113, title XIV, § 1462A, as added Pub. L. 115–334, title VII, § 7126, Dec. 20, 2018, 132 Stat. 4794.)

#### PRIOR PROVISIONS

A prior section 3310a, Pub. L. 95–113, title XIV, § 1462A, as added Pub. L. 107–171, title VII, § 7402, May 13, 2002, 116 Stat. 456; amended Pub. L. 110–234, title VII, § 7133, May 22, 2008, 122 Stat. 1228; Pub. L. 110–246, § 4(a), title VII, § 7133, June 18, 2008, 122 Stat. 1664, 1989, related to research equipment grants, prior to repeal by Pub. L. 113–79, title VII, § 7118, Feb. 7, 2014, 128 Stat. 875.

### § 3311. Authorization of appropriations

#### (a) Existing programs

Notwithstanding any authorization for appropriations for agricultural research in any Act enacted prior to September 29, 1977, there are hereby authorized to be appropriated for the purposes of carrying out the provisions of this chapter, except sections 3152,<sup>1</sup> and 2669 of this title, and the competitive grants program provided for in section 1414,<sup>2</sup> and except that the authorization for moneys provided under the Act of March 2, 1887 (24 Stat. 440–442, as amended; 7 U.S.C. 361a–361i), is excluded and is provided for in subsection (b) of this section, such sums as may be necessary for each of fiscal years 1991 through 2023.

#### (b) Agricultural research at State agricultural experiment stations

Notwithstanding any authorization for appropriations for agricultural research at State agricultural experiment stations in any Act enacted prior to September 29, 1977, there are authorized to be appropriated for the purpose of conducting agricultural research at State agricultural experiment stations pursuant to the Act of March 2, 1887 (24 Stat. 440–442, as amended; 7 U.S.C. 361a–361i), such sums as may be necessary for each of fiscal years 1991 through 2023.

#### (c) Funding requirements for programs

Notwithstanding any other provision of law effective beginning October 1, 1983, not less than 25 per centum of the total funds appropriated to the Secretary in any fiscal year for the conduct of the cooperative research program provided for under the Act of March 2, 1887, commonly known as the Hatch Act (7 U.S.C. 361a et seq.); the cooperative forestry research program provided for under the Act of October 10, 1962, commonly known as the McIntire-Stennis Act (16 U.S.C. 582a et seq.); the special and competitive grants programs provided for in sections 2(b) and 2(c) of the Act of August 4, 1965 (7 U.S.C. 450i);<sup>2</sup> the animal health research program provided for under sections 3195(a) and 3196 of this title; the native latex research program provided for in the Native Latex Commercialization and Economic Development Act of 1978 (7 U.S.C. 178 et seq.); and the research provided for under various statutes for which funds are appropriated under the Agri-

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

<sup>2</sup> See References in Text note below.