

(3) The Secretary of Defense shall develop and annually update a plan for each defense laboratory that participates in the Program under which plan the laboratory shall carry out cooperative activities with private industry to promote the transfers described in subsection (b).

(4) In this subsection, the term “defense laboratory” means any laboratory owned or operated by the Department of Defense that carries out research in fiscal year 1993 in an amount in excess of \$50,000,000.

(Added Pub. L. 102-484, div. D, title XLII, § 4224(a), Oct. 23, 1992, 106 Stat. 2682, § 2514; amended Pub. L. 104-201, div. A, title VIII, § 829(f), Sept. 23, 1996, 110 Stat. 2614; renumbered § 4832 and amended Pub. L. 116-283, div. A, title XVIII, § 1868(b), (c)(2), Jan. 1, 2021, 134 Stat. 4282, 4283.)

PRIOR PROVISIONS

A prior section 4832, act Aug. 10, 1956, ch. 1041, 70A Stat. 272, authorized Secretary of the Army to prescribe regulations for the accounting for Army property, prior to repeal by Pub. L. 110-181, div. A, title III, § 375(c)(1)(A), Jan. 28, 2008, 122 Stat. 83.

Provisions similar to those in subssecs. (a) and (b) of this section were contained in section 2363 of this title prior to repeal by Pub. L. 102-484, §§ 4224(c), 4271(a)(2).

AMENDMENTS

2021—Pub. L. 116-283, § 1868(b), renumbered section 2514 of this title as this section.

Subsec. (a). Pub. L. 116-283, § 1868(c)(2), substituted “section 4811(a)” for “section 2501(a)”.

EFFECTIVE DATE OF 2021 AMENDMENT

Amendment by Pub. L. 116-283 effective Jan. 1, 2022, with additional provisions for delayed implementation and applicability of existing law, see section 1801(d) of Pub. L. 116-283, set out as a note preceding section 3001 of this title.

§ 4833. Federal Defense Laboratory Diversification Program

(a) ESTABLISHMENT OF PROGRAM.—The Secretary of Defense shall conduct a program in accordance with this section for the purpose of promoting cooperation between Department of Defense laboratories and industry on research and development of dual-use technologies in order to further the national security objectives set forth in section 4811(a) of this title.

(b) PARTNERSHIPS.—(1) The Secretary shall provide for the establishment under the program of cooperative arrangements (hereinafter in this section referred to as “partnerships”) between a Department of Defense laboratory and eligible firms and nonprofit research corporations. A partnership may also include one or more additional Federal laboratories, institutions of higher education, agencies of State and local governments, and other entities, as determined appropriate by the Secretary.

(2) For purposes of this section, a federally funded research and development center shall be considered a Department of Defense laboratory if the center is sponsored by the Department of Defense.

(c) ASSISTANCE AUTHORIZED.—(1) The Secretary may make grants, enter into contracts, enter into cooperative agreements and other transactions pursuant to section 4002 of this

title, and enter into cooperative research and development agreements under section 12 of the Stevenson-Wydler Technology Innovation Act of 1980 (15 U.S.C. 3710a) in order to establish partnerships.

(2) Subject to subsection (d), the Secretary may provide a partnership with technical and other assistance in order to facilitate the achievement of the purpose of this section.

(d) FINANCIAL COMMITMENT OF NON-FEDERAL GOVERNMENT PARTICIPANTS.—(1) The Secretary shall ensure that the non-Federal Government participants in a partnership make a substantial contribution to the total cost of partnership activities. The amount of the contribution shall be commensurate with the risk undertaken by such participants and the potential benefits of the activities for such participants.

(2) The regulations prescribed pursuant to section 4831(c)(2) of this title shall apply to in-kind contributions made by non-Federal Government participants in a partnership.

(e) SELECTION PROCESS.—Competitive procedures shall be used in the establishment of partnerships.

(f) SELECTION CRITERIA.—The criteria for the selection of a proposed partnership for establishment under this section shall include the criteria set forth in section 4831(e) of this title.

(g) REGULATIONS.—The Secretary shall prescribe regulations for the purposes of this section.

(Added Pub. L. 103-337, div. A, title XI, § 1113(a), Oct. 5, 1994, 108 Stat. 2864, § 2519; amended Pub. L. 104-106, div. A, title X, § 1081(d), Feb. 10, 1996, 110 Stat. 454; renumbered § 4833 and amended Pub. L. 116-283, div. A, title XVIII, § 1868(b), (c)(3), Jan. 1, 2021, 134 Stat. 4282, 4283.)

PRIOR PROVISIONS

A prior section 4833, act Aug. 10, 1956, ch. 1041, 70A Stat. 272, related to accountability of Army officers for public money, prior to repeal by Pub. L. 87-480, § 1(2), June 8, 1962, 76 Stat. 94. See section 2773 of this title.

AMENDMENTS

2021—Pub. L. 116-283, § 1868(b), renumbered section 2519 of this title as this section.

Subsec. (a). Pub. L. 116-283, § 1868(c)(3)(A), substituted “section 4811(a)” for “section 2501(a)”.

Subsec. (c)(1). Pub. L. 116-283, § 1868(c)(3)(B), substituted “section 4002” for “section 2371”.

Subsec. (d)(2). Pub. L. 116-283, § 1868(c)(3)(C), substituted “section 4831(c)(2)” for “section 2511(c)(2)”.

Subsec. (f). Pub. L. 116-283, § 1868(c)(3)(D), substituted “section 4831(e)” for “section 2511(e)”.

EFFECTIVE DATE OF 2021 AMENDMENT

Amendment by Pub. L. 116-283 effective Jan. 1, 2022, with additional provisions for delayed implementation and applicability of existing law, see section 1801(d) of Pub. L. 116-283, set out as a note preceding section 3001 of this title.

§ 4834. Overseas foreign critical technology monitoring and assessment financial assistance program

(a) ESTABLISHMENT AND PURPOSE OF PROGRAM.—The Secretary of Defense may establish a foreign critical technology monitoring and assessment program. Under the program, the Secretary may enter into cooperative arrangements