

lows: “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 Repealed.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 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.

**AMENDMENTS**

2008—Subsec. (c). Pub. L. 110-246, § 7127, substituted “the State shall provide equal matching funds” for “for each of fiscal years 2003 through 2007, the State shall provide matching funds” and struck out at end “Such matching funds shall be for an amount equal to not less than—

“(1) 60 percent of the formula funds to be distributed to the eligible institution for fiscal year 2003;

“(2) 70 percent of the formula funds to be distributed to the eligible institution for fiscal year 2004;

“(3) 80 percent of the formula funds to be distributed to the eligible institution for fiscal year 2005;

“(4) 90 percent of the formula funds to be distributed to the eligible institution for fiscal year 2006; and

“(5) 100 percent of the formula funds to be distributed to the eligible institution for fiscal year 2007 and each fiscal year thereafter.”

2002—Subsec. (c). Pub. L. 107-171, § 7212(1), reenacted heading without change and amended text generally. Prior to amendment, text read as follows: “Notwithstanding any other provision of this subchapter, the distribution of formula funds to an eligible institution shall be subject to the following matching requirements:

“(1) For fiscal year 2000, the State shall provide matching funds from non-Federal sources in an amount equal to not less than 30 percent of the formula funds to be distributed to the eligible institution.

“(2) For fiscal year 2001, the State shall provide matching funds from non-Federal sources in an