

217, set out as a note under section 5921 of Title 5, Government Organization and Employees.

REGULATIONS APPLICABLE TO PAYMENT OF ADDITIONAL
COMPENSATION

For provisions relating to payment of additional compensation authorized by subsec. (a)(2) of this section in accordance with the regulations contained in Ex. Ord. No. 10000, see section 1-101 of Ex. Ord. No. 12228, July 24, 1980, 45 F.R. 49903, set out as a note under section 707 of Title 38, Veterans' Benefits.

§ 907. Applicability of other laws

In the case of any teacher who—

- (1) is performing services as a teacher at the close of a school year,
- (2) agrees in writing to serve as a teacher for the next school year, and
- (3) is employed in another position in the recess period immediately preceding such next school year, or, during such recess period, receives quarters, allowances, or additional compensation referred to in sections 905 and 906 of this title, or both, as the case may be,

section 5533 of title 5 shall not apply to such teacher by reason of any such employment during a recess period or any such receipt of quarters, allowances, or additional compensation, or both, as the case may be.

(Pub. L. 86-91, §10(b), July 17, 1959, 73 Stat. 217; Pub. L. 88-448, title IV, §401(n), Aug. 19, 1964, 78 Stat. 492.)

Editorial Notes

CODIFICATION

“Section 5533 of title 5” substituted in text for “section 301 of the Dual Compensation Act” on authority of Pub. L. 89-554, §7(b), Sept. 6, 1966, 80 Stat. 631, the first section of which enacted Title 5, Government Organization and Employees.

Section was formerly classified to section 2358(b) of Title 5 prior to the general revision and enactment of Title 5 by Pub. L. 89-554, §1, Sept. 6, 1966, 80 Stat. 378.

AMENDMENTS

1964—Subsec. (b). Pub. L. 88-448 made section 301 of the Dual Compensation Act inapplicable and struck out provisions which referred to former section 62 of title 5 and section 6 of the act of May 10, 1916.

**CHAPTER 25A—OVERSEAS DEFENSE
DEPENDENTS' EDUCATION**

Sec.	
921.	Defense dependents' education system.
922.	Administration of defense dependents' education system.
923.	Space-available enrollment of students; tuition.
923a.	Enrollment of certain additional children on tuition-free basis.
924.	Annual educational assessment.
925.	Budget request for school construction funds for Director of Dependents' Education.
926.	School system for dependents in overseas areas.
927.	Allotment formula.
928.	School advisory committees.
929.	Repealed.
930.	Study of defense dependents' education system.
931.	Regulations; issuance and contents.
932.	Definitions.

§ 921. Defense dependents' education system

(a) Establishment

The Secretary of Defense shall establish and operate a program (hereinafter in this chapter referred to as the “defense dependents' education system”) to provide a free public education through secondary school for dependents in overseas areas.

(b) Program purposes and activities

(1) The Secretary shall ensure that individuals eligible to receive a free public education under subsection (a) receive an education of high quality.

(2) In establishing the defense dependents' education system under subsection (a), the Secretary shall provide programs designed to meet the special needs of—

- (A) the handicapped,
- (B) individuals in need of compensatory education,
- (C) individuals with an interest in vocational education,
- (D) gifted and talented individuals, and
- (E) individuals of limited English-speaking ability.

(3) The Secretary shall provide a developmental preschool program to individuals eligible to receive a free public education under subsection (a) who are of preschool age if a preschool program is not otherwise available for such individuals and if funds for such a program are available.

(c) Consultation requirements

The Secretary of Defense shall consult with the Secretary of Education on the educational programs and practices of the defense dependents' education system.

(d) Optional summer school programs

(1) The Secretary of Defense may provide optional summer school programs in the defense dependents' education system.

(2) The Secretary shall provide any summer school program under this subsection on the same financial basis as programs offered during the regular school year, except that the Secretary may charge reasonable fees for all or portions of such summer school programs to the extent that the Secretary determines appropriate.

(3) The amounts received by the Secretary in payment of the fees shall be available to the Department of Defense for defraying the costs of conducting summer school programs under this subsection.

(Pub. L. 95-561, title XIV, §1402, Nov. 1, 1978, 92 Stat. 2365; Pub. L. 99-145, title XII, §1204(b)(1), Nov. 8, 1985, 99 Stat. 720; Pub. L. 102-484, div. A, title III, §382, Oct. 23, 1992, 106 Stat. 2392; Pub. L. 106-65, div. A, title III, §354(1), Oct. 5, 1999, 113 Stat. 572; Pub. L. 107-314, div. A, title III, §343, Dec. 2, 2002, 116 Stat. 2515.)

Editorial Notes

REFERENCES IN TEXT

This chapter, referred to in subsec. (a), was in the original “this title”, meaning title XIV of Pub. L. 95-561, Nov. 1, 1978, 92 Stat. 2365, as amended, known as the Defense Dependents' Education Act of 1978, which