

### § 1905. Regulations and administrative provisions

#### (a) Regulations

The Secretary may prescribe regulations to carry out the program required by this chapter. Before prescribing any such regulations, the Secretary shall submit a copy of the proposed regulations to the Select Committee on Intelligence of the Senate and the Permanent Select Committee on Intelligence of the House of Representatives. Such proposed regulations may not take effect until 30 days after the date on which they are submitted to those committees.

#### (b) Acceptance and use of gifts

In order to conduct the program required by this chapter, the Secretary may—

- (1) receive money and other property donated, bequeathed, or devised, without condition or restriction other than that it be used for the purpose of conducting the program required by this chapter; and
- (2) may use, sell, or otherwise dispose of such property for that purpose.

#### (c) Voluntary services

In order to conduct the program required by this chapter, the Secretary may accept and use the services of voluntary and noncompensated personnel.

#### (d) Necessary expenditures

Expenditures necessary to conduct the program required by this chapter shall be paid from the Fund, subject to section 1904(b) of this title.

(Pub. L. 102-183, title VIII, § 805, Dec. 4, 1991, 105 Stat. 1275.)

### § 1906. Annual report

#### (a) Annual report

(1) The Secretary shall submit to the President and to the congressional intelligence committees an annual report of the conduct of the program required by this chapter.

(2) The report submitted to the President shall be submitted each year at the time that the President's budget for the next fiscal year is submitted to Congress pursuant to section 1105 of title 31.

(3) The report submitted to the congressional intelligence committees shall be submitted on the date provided in section 3106 of this title.

#### (b) Contents of report

Each such report shall contain—

- (1) an analysis of the trends within language, international, area, and counterproliferation studies, along with a survey of such areas as the Secretary determines are receiving inadequate attention;
- (2) the effect on those trends of activities under the program required by this chapter;
- (3) an analysis of the assistance provided under the program for the previous fiscal year, to include the subject areas being addressed and the nature of the assistance provided;
- (4) an analysis of the performance of the individuals who received assistance under the program during the previous fiscal year, to include the degree to which assistance was ter-

minated under the program and the extent to which individual recipients failed to meet their obligations under the program;

(5) an analysis of the results of the program for the previous fiscal year, and cumulatively, to include, at a minimum—

(A) the percentage of individuals who have received assistance under the program who subsequently became employees of the United States Government;

(B) in the case of individuals who did not subsequently become employees of the United States Government, an analysis of the reasons why they did not become employees and an explanation as to what use, if any, was made of the assistance by those recipients; and

(C) the uses made of grants to educational institutions;

(6) the current list of agencies and offices of the Federal Government required to be developed by section 1902(g) of this title; and

(7) any legislative changes recommended by the Secretary to facilitate the administration of the program or otherwise to enhance its objectives.

#### (c) Submission of initial report

The first report under this section shall be submitted at the time the budget for fiscal year 1994 is submitted to Congress.

#### (d) Consultation

During the preparation of each report required by subsection (a), the Secretary shall consult with the members of the Board specified in paragraphs (1) through (7) of section 1903(b)<sup>1</sup> of this title. Each such member shall submit to the Secretary an assessment of their hiring needs in the areas of language and area studies and a projection of the deficiencies in such areas. The Secretary shall include all assessments in the report required by subsection (a).

(Pub. L. 102-183, title VIII, § 806, Dec. 4, 1991, 105 Stat. 1276; Pub. L. 103-178, title III, § 311(b)(1), Dec. 3, 1993, 107 Stat. 2037; Pub. L. 104-201, div. A, title X, § 1078(f)(3), Sept. 23, 1996, 110 Stat. 2667; Pub. L. 105-272, title III, § 305(a)(4), Oct. 20, 1998, 112 Stat. 2401; Pub. L. 107-306, title VIII, § 811(b)(7)(A), Nov. 27, 2002, 116 Stat. 2425.)

#### Editorial Notes

##### REFERENCES IN TEXT

Section 1903(b) of this title, referred to in subsec. (d), was amended and now specifies members of the Board in paragraphs (1) to (9).

##### AMENDMENTS

2002—Subsec. (a). Pub. L. 107-306 designated first and second sentences as pars. (1) and (2), respectively, in par. (1), substituted “the congressional intelligence committees” for “the Congress”, in par. (2), inserted “submitted to the President” after “The report”, and added par. (3).

1998—Subsec. (b)(1). Pub. L. 105-272 substituted “area, and counterproliferation” for “and area”.

1996—Subsec. (b)(5) to (7). Pub. L. 104-201 struck out “and” at end of par. (5), added par. (6), and redesignated former par. (6) as (7).

<sup>1</sup> See References in Text note below.

1993—Subsec. (d). Pub. L. 103-178 added subsec. (d).

### § 1907. Government Accountability Office audits

The conduct of the program required by this chapter may be audited by the Government Accountability Office under such rules and regulations as may be prescribed by the Comptroller General of the United States. Representatives of the Government Accountability Office shall have access to all books, accounts, records, reports, and files and all other papers, things, or property of the Department of Defense pertaining to such activities and necessary to facilitate the audit.

(Pub. L. 102-183, title VIII, §807, Dec. 4, 1991, 105 Stat. 1276; Pub. L. 108-271, §8(b), July 7, 2004, 118 Stat. 814.)

#### Editorial Notes

##### AMENDMENTS

2004—Pub. L. 108-271 substituted “Government Accountability Office” for “General Accounting Office” in section catchline and in two places in text.

### § 1908. Definitions

For the purpose of this chapter:

(1) The term “Board” means the National Security Education Board established pursuant to section 1903 of this title.

(2) The term “Fund” means the National Security Education Trust Fund established pursuant to section 1904 of this title.

(3) The term “institution of higher education” has the meaning given that term by section 1001 of title 20.

(4) The term “national security position” means a position—

(A) having national security responsibilities in a<sup>1</sup> agency or office of the Federal Government that has national security responsibilities, as determined under section 1902(g) of this title; and

(B) in which the individual in such position makes their foreign language skills available to such agency or office.

(5) The term “congressional intelligence committees” means—

(A) the Select Committee on Intelligence of the Senate; and

(B) the Permanent Select Committee on Intelligence of the House of Representatives.

(Pub. L. 102-183, title VIII, §808, Dec. 4, 1991, 105 Stat. 1276; Pub. L. 104-201, div. A, title X, §1078(f)(1), Sept. 23, 1996, 110 Stat. 2666; Pub. L. 105-244, title I, §102(a)(15), Oct. 7, 1998, 112 Stat. 1622; Pub. L. 107-306, title VIII, §811(b)(7)(B), Nov. 27, 2002, 116 Stat. 2426.)

#### Editorial Notes

##### AMENDMENTS

2002—Par. (5). Pub. L. 107-306 added par. (5).

1998—Par. (3). Pub. L. 105-244 substituted “section 1001” for “section 1141(a)”.

1996—Par. (4). Pub. L. 104-201 added par. (4).

#### Statutory Notes and Related Subsidiaries

##### 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 Title 20, Education.

### § 1909. Fiscal year 1992 funding

#### (a) Authorization of appropriations to Fund

There is hereby authorized to be appropriated to the Fund for fiscal year 1992 the sum of \$150,000,000.

#### (b) Authorization of obligations from Fund

During fiscal year 1992, there may be obligated from the Fund such amounts as may be provided in appropriations Acts, not to exceed \$35,000,000. Amounts made available for obligation from the Fund for fiscal year 1992 shall remain available until expended.

(Pub. L. 102-183, title VIII, §809, Dec. 4, 1991, 105 Stat. 1277.)

### § 1910. Funding

#### (a) Fiscal years 1993 and 1994

Amounts appropriated to carry out this chapter for fiscal years 1993 and 1994 shall remain available until expended.

#### (b) Fiscal years 1995 and 1996

There is authorized to be appropriated from, and may be obligated from, the Fund for each of the fiscal years 1995 and 1996 not more than the amount credited to the Fund in interest only for the preceding fiscal year under section 1904(e) of this title.

#### (c) Funding from Intelligence Community Management Account for fiscal years beginning with fiscal year 2005

In addition to amounts that may be made available to the Secretary under the Fund for a fiscal year, the Director of National Intelligence shall transfer to the Secretary from amounts appropriated for the Intelligence Community Management Account for each of fiscal years 2005 through 2021 \$8,000,000 to carry out the scholarship, fellowship, and grant programs under subparagraphs (A), (B), and (C), respectively, of section 1902(a)(1) of this title.

#### (d) Fiscal years beginning with fiscal year 2022

In addition to amounts that may be made available to the Secretary under the Fund for a fiscal year, there is authorized to be appropriated to the Secretary for each fiscal year, beginning with fiscal year 2022, \$8,000,000, to carry out the scholarship, fellowship, and grant programs under subparagraphs (A), (B), and (C), respectively, of section 1902(a)(1) of this title.

(Pub. L. 102-183, title VIII, §810, as added Pub. L. 103-178, title III, §311(c), Dec. 3, 1993, 107 Stat. 2037; amended Pub. L. 108-487, title VI, §601(a), Dec. 23, 2004, 118 Stat. 3951; Pub. L. 116-260, div. W, title VI, §619(a), Dec. 27, 2020, 134 Stat. 2401.)

#### Editorial Notes

##### AMENDMENTS

2020—Subsec. (c). Pub. L. 116-260, §619(a)(1), substituted “for each of fiscal years 2005 through 2021” for “for each fiscal year, beginning with fiscal year 2005,”.

<sup>1</sup> So in original. Probably should be “an”.