

AMENDMENTS

2008—Subsec. (a). Pub. L. 110-315, § 606(1)(D), (E), designated existing provisions as par. (1), inserted heading, and added par. (2).

Pub. L. 110-315, § 606(1)(A)–(C), substituted “or partnerships between such institutions and other such institutions, libraries, or nonprofit educational organizations” for “or consortia of such institutions or libraries” and “electronic technologies” for “new electronic technologies” and inserted “from foreign sources” after “disseminate information”.

Subsec. (b)(1). Pub. L. 110-315, § 606(2)(A), substituted “to acquire, facilitate access to,” for “to facilitate access to”.

Subsec. (b)(3). Pub. L. 110-315, § 606(2)(B), inserted “or standards for” after “develop new means of”.

Subsec. (b)(8), (9). Pub. L. 110-315, § 606(2)(C)–(E), added pars. (8) and (9).

Subsec. (c). Pub. L. 110-315, § 606(3), substituted “institution of higher education, library, or partnership” for “institution or consortium”.

§ 1127. Selection of certain grant recipients

(a) Competitive grants

The Secretary shall award grants under section 1122 of this title competitively on the basis of criteria that separately, but not less rigorously, evaluates—

(1) the applications for comprehensive foreign language and area or international studies centers and programs; and

(2) the applications for undergraduate foreign language and area or international studies centers and programs.

(b) Selection criteria

The Secretary shall set criteria for grants awarded under section 1122 of this title by which a determination of excellence shall be made to meet the differing objectives of graduate and undergraduate institutions. In keeping with the purposes of this part, the Secretary shall take into account the degree to which activities of centers, programs, and fellowships at institutions of higher education address national needs, and generate information for and disseminate information to the public. The Secretary shall also consider an applicant’s record of placing students into postgraduate employment, education, or training in areas of national need and an applicant’s stated efforts to increase the number of such students that go into such placements.

(c) Equitable distribution of grants

The Secretary shall, to the extent practicable, award grants under this part (other than section 1122 of this title) in such manner as to achieve an equitable distribution of the grant funds throughout the United States, based on the merit of a proposal as determined pursuant to a peer review process involving broadly representative professionals.

(Pub. L. 89-329, title VI, § 607, as added Pub. L. 105-244, title VI, § 601, Oct. 7, 1998, 112 Stat. 1782; amended Pub. L. 110-315, title VI, § 607, Aug. 14, 2008, 122 Stat. 3338.)

Editorial Notes

PRIOR PROVISIONS

A prior section 1127, Pub. L. 89-329, title VI, § 610, formerly § 607, as added Pub. L. 96-374, title VI, § 601(a),

Oct. 3, 1980, 94 Stat. 1467; renumbered § 610 and amended Pub. L. 99-498, title VI, §§ 605(1), 609, Oct. 17, 1986, 100 Stat. 1517, 1519; Pub. L. 102-325, title VI, § 601, July 23, 1992, 106 Stat. 728, authorized grants and contracts for American overseas research centers, prior to the general amendment of this part by Pub. L. 105-244.

Another prior section 1127, Pub. L. 89-329, title VI, § 607, Nov. 8, 1965, 79 Stat. 1265, provided procedures to be followed in event of disapproval of a State plan under equipment grant program, prior to the general amendment of this subchapter by Pub. L. 96-374.

A prior section 607 of Pub. L. 89-329 was classified to section 1125a of this title, prior to the general amendment of this part by Pub. L. 105-244.

AMENDMENTS

2008—Subsec. (a). Pub. L. 110-315, § 607(1), substituted “evaluates—” and pars. (1) and (2) for “evaluates the applications for comprehensive and undergraduate language and area centers and programs.”

Subsec. (b). Pub. L. 110-315, § 607(2), inserted at end “In keeping with the purposes of this part, the Secretary shall take into account the degree to which activities of centers, programs, and fellowships at institutions of higher education address national needs, and generate information for and disseminate information to the public. The Secretary shall also consider an applicant’s record of placing students into postgraduate employment, education, or training in areas of national need and an applicant’s stated efforts to increase the number of such students that go into such placements.”

§ 1128. Equitable distribution of certain funds

(a) Selection criteria

The Secretary shall make excellence the criterion for selection of grants awarded under section 1122 of this title.

(b) Equitable distribution

To the extent practicable and consistent with the criterion of excellence, the Secretary shall award grants under this part (other than section 1122 of this title) in such a manner as will achieve an equitable distribution of funds throughout the United States.

(c) Support for undergraduate education

The Secretary shall also award grants under this part in such manner as to ensure that an appropriate portion of the funds appropriated for this part (as determined by the Secretary) are used to support undergraduate education.

(Pub. L. 89-329, title VI, § 608, as added Pub. L. 105-244, title VI, § 601, Oct. 7, 1998, 112 Stat. 1782.)

Editorial Notes

PRIOR PROVISIONS

A prior section 1128, Pub. L. 89-329, title VI, § 610A, as added Pub. L. 102-325, title VI, § 601, July 23, 1992, 106 Stat. 728, authorized appropriations for this part, prior to the general amendment of this part by Pub. L. 105-244.

Another prior section 1128, Pub. L. 89-329, title VI, § 608, Nov. 8, 1965, 79 Stat. 1265, provided the process of judicial review in event of State dissatisfaction in equipment grant program, prior to the general amendment of this subchapter by Pub. L. 96-374.

A prior section 608 of Pub. L. 89-329 was classified to section 1125b of this title, prior to the general amendment of this part by Pub. L. 105-244.

§ 1128a. American overseas research centers

(a) Centers authorized

The Secretary is authorized to make grants to and enter into contracts with any American