

penensation (other than compensation for actual expenses incurred in performing chaperon activities or for participating in separate, professionally-staffed teacher training and technical assistance seminars and workshops related to such program) or any other benefit for such recruitment.

### (3) Educational program

(A) Except as provided in subparagraph (B), the term “educational program” means a special honors program, seminar, citizenship experience, government study program, educational vacation, student exchange program, or other educational experience or honor—

(i) that is generally directed toward minors or secondary school students;

(ii) for which a tuition or enrollment fee is charged;

(iii) that is offered away from a student’s regular place of school attendance;

(iv) that includes not less than one supervised night away from home; and

(v) that is intended to enhance a student’s regular course of study.

(B) Such term does not include a recreational program,<sup>1</sup> or a social or religious activity.

### (4) Local school official

The term “local school official” means the highest administrative official serving a school district, or such individual’s designee.

### (5) Minor

The term “minor” means an individual who has not attained the age of 18 years.

### (6) Membership organization

The term “membership organization” includes any organization that maintains a membership list or collects dues or membership fees from its members.

### (7) Recreational organization

The term “recreational organization” includes any organization or entity that has as its primary function pleasure, amusement, or sports activities.

### (8) Recreational program

The term “recreational program” includes any activity or service that is intended as an entertainment pastime.

(Pub. L. 90-247, title IV, § 429, as added Pub. L. 103-382, title II, § 238, Oct. 20, 1994, 108 Stat. 3918; amended Pub. L. 105-244, title I, § 102(a)(6)(C), Oct. 7, 1998, 112 Stat. 1618; Pub. L. 114-95, title IX, § 9215(mm)(3), Dec. 10, 2015, 129 Stat. 2176.)

#### Editorial Notes

##### PRIOR PROVISIONS

A prior section 429 of Pub. L. 90-247 was classified to section 1231f of this title prior to repeal by Pub. L. 103-382.

##### AMENDMENTS

2015—Subsec. (d)(2)(B)(i). Pub. L. 114-95 substituted “an elementary or secondary school (as defined by the terms ‘elementary school’ and ‘secondary school’ in

section 7801 of this title)” for “an elementary or secondary school as defined by the Elementary and Secondary Education Act of 1965”.

1998—Subsec. (d)(2)(B)(ii). Pub. L. 105-244 substituted “section 1001” for “section 1141(a)”.

#### Statutory Notes and Related Subsidiaries

##### EFFECTIVE DATE OF 2015 AMENDMENT

Amendment by Pub. L. 114-95 effective Dec. 10, 2015, except with respect to certain noncompetitive programs and competitive programs, see section 5 of Pub. L. 114-95, set out as a note under section 6301 of this title.

##### 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 this title.

#### SUBCHAPTER III—GENERAL REQUIREMENTS AND CONDITIONS CONCERNING OPERATION AND ADMINISTRATION OF EDUCATION PROGRAMS: GENERAL AUTHORITY OF SECRETARY

#### Editorial Notes

##### CODIFICATION

Pub. L. 103-382, title II, § 261(c), Oct. 20, 1994, 108 Stat. 3927, substituted “SECRETARY” for “COMMISSIONER OF EDUCATION”.

Pub. L. 92-318, title III, § 301(a)(1), June 23, 1972, 86 Stat. 326, redesignated former subchapter II as III. Former subchapter III redesignated IV.

#### § 1230. Repealed. Pub. L. 103-382, title II, § 212(a)(1), Oct. 20, 1994, 108 Stat. 3913

Section, Pub. L. 90-247, title IV, § 421, as added Pub. L. 93-380, title V, § 507(a), Aug. 21, 1974, 88 Stat. 565; amended Pub. L. 94-482, title IV, § 404(a), Oct. 12, 1976, 90 Stat. 2230; Pub. L. 96-88, title III, § 301(a)(1), title V, § 507, Oct. 17, 1979, 93 Stat. 677, 692, specified programs subject to provisions of this subchapter.

##### PART I—GENERAL AUTHORITY

#### § 1231. Joint funding of programs

##### (a) Joint projects; transfers of appropriations; contracts or grants; criteria

(1) The Secretary is authorized to enter into arrangements with other Federal agencies to jointly carry out projects of common interest, to transfer to such agencies funds appropriated under any applicable program, and to receive and use funds from such agencies, for projects of common interest.

(2) Funds transferred or received pursuant to paragraph (1) shall be used only in accordance with the statutes authorizing the appropriation of such funds, and shall be made available by contract or grant only to recipients eligible to receive such funds under such statutes.

(3) If the Secretary enters into an agreement under this subsection for the administration of a project, the agency administering the project shall use such agency’s procedures to award contracts or grants and to administer such awards, unless the parties to the agreement specify the use of procedures of another agency that is a party to the agreement.

(4) If the Secretary has entered into an agreement authorized under this subsection and the

<sup>1</sup> So in original. The comma probably should not appear.