

is not, in his judgment, required to meet current withdrawals. Such investments may be made only in interest-bearing obligations of the United States and may be acquired—

- (i) on original issue at the issue price, or
- (ii) by purchase of outstanding obligations at the market price.

**(B) Sale of obligations**

Any obligation acquired by the Asbestos Trust Fund may be sold by the Secretary of the Treasury at the market price.

**(C) Interest on certain proceeds**

The interest on, and the proceeds from the sale or redemption of, any obligations held in the Asbestos Trust Fund shall be credited to and form a part of the Trust Fund.

**(2) Repealed. Pub. L. 104-66, title I, § 1131(c), Dec. 21, 1995, 109 Stat. 725**

**(d) Expenditures from Asbestos Trust Fund**

Amounts in the Asbestos Trust Fund shall be available, as provided by appropriation Acts, only for purposes of carrying out the Asbestos Hazards Abatement Assistance Program under section 4014 of this title.

**(e) Authority to borrow**

**(1) In general**

There are authorized to be appropriated to the Asbestos Trust Fund, as repayable advances, \$25,000,000 for each of fiscal years 1987, 1988, 1989, and 1990.

**(2) Repayment of advances**

**(A) In general**

Advances made under this subsection shall be repaid, and interest on such advances shall be paid, to the general fund of the Treasury when the Secretary determines that moneys are available for such purposes in the Asbestos Trust Fund.

**(B) Rate of interest**

Interest on advances made under this subsection shall be at a rate determined by the Secretary (as of the close of the calendar month preceding the month in which the advance is made) to be equal to the current average market yield on outstanding marketable obligations of the United States with remaining periods to maturity comparable to the anticipated period during which the advance will be outstanding and shall be compounded annually.

**(f) Effective date**

The amendments made by this section shall take effect on January 1, 1986.

(Pub. L. 99-519, § 5, Oct. 22, 1986, 100 Stat. 2990; Pub. L. 101-637, § 12, Nov. 28, 1990, 104 Stat. 4593; Pub. L. 104-66, title I, § 1131(c), Dec. 21, 1995, 109 Stat. 725.)

**Editorial Notes**

**CODIFICATION**

Section was enacted as part of the Asbestos Hazard Emergency Response Act of 1986, and not as part of the Asbestos School Hazard Abatement Act of 1984 which comprises this subchapter nor as part of the Education

for Economic Security Act which comprises this chapter.

**AMENDMENTS**

1995—Subsec. (c)(2). Pub. L. 104-66 struck out heading and text of par. (2). Text read as follows: “It shall be the duty of the Secretary of the Treasury to hold the Asbestos Trust Fund and to report to the Congress each year on the financial condition and the results of the operations of the Trust Fund during the preceding fiscal year and on its expected condition and operations during the next 5 fiscal years.”

1990—Subsec. (b)(1). Pub. L. 101-637, § 12(a), substituted a comma for “as in effect on October 22, 1986, and” in subpar. (A) and “, and” for period at end of subpar. (B), and added subpar. (C).

Subsec. (d). Pub. L. 101-637, § 12(b), struck out before period at end “as in effect on October 22, 1986”.

**SUBCHAPTER VI—EXCELLENCE IN EDUCATION PROGRAM**

**§§ 4031 to 4037. Repealed. Pub. L. 100-297, title II, § 2303, Apr. 28, 1988, 102 Stat. 324**

Section 4031, Pub. L. 98-377, title VI, § 602, Aug. 11, 1984, 98 Stat. 1295, related to statement of purpose.

Section 4032, Pub. L. 98-377, title VI, § 603, Aug. 11, 1984, 98 Stat. 1296, related to definitions.

Section 4033, Pub. L. 98-377, title VI, § 604, Aug. 11, 1984, 98 Stat. 1296; Pub. L. 99-159, title II, § 251, Nov. 22, 1985, 99 Stat. 901; Pub. L. 99-425, title VII, § 701, Sept. 30, 1986, 100 Stat. 977, related to school excellence awards.

Section 4034, Pub. L. 98-377, title VI, § 605, Aug. 11, 1984, 98 Stat. 1296, related to selection of schools for awards.

Section 4035, Pub. L. 98-377, title VI, § 606, Aug. 11, 1984, 98 Stat. 1298, related to amount and conditions of awards.

Section 4036, Pub. L. 98-377, title VI, § 607, Aug. 11, 1984, 98 Stat. 1298, related to special school awards.

Section 4037, Pub. L. 98-377, title VI, § 608, Aug. 11, 1984, 98 Stat. 1298, related to research, evaluation, dissemination, and monitoring activities.

**Statutory Notes and Related Subsidiaries**

**EFFECTIVE DATE OF REPEAL**

Repeal effective July 1, 1988, see section 6303 of Pub. L. 100-297, set out as an Effective Date of 1988 Amendment note under section 1071 of this title.

**SHORT TITLE**

Pub. L. 98-377, title VI, § 601, Aug. 11, 1984, 98 Stat. 1295, which provided that title VI of Pub. L. 98-377 was to be cited as the “Excellence in Education Act”, was repealed by Pub. L. 100-297, title II, § 2303, Apr. 28, 1988, 102 Stat. 324.

**SUBCHAPTER VII—MAGNET SCHOOLS ASSISTANCE**

**§§ 4051 to 4062. Repealed. Pub. L. 100-297, title II, § 2303, Apr. 28, 1988, 102 Stat. 324**

Section 4051, Pub. L. 98-377, title VII, § 701, Aug. 11, 1984, 98 Stat. 1299; Pub. L. 99-159, title II, § 261, Nov. 22, 1985, 99 Stat. 901, related to authorization of appropriations.

Section 4052, Pub. L. 98-377, title VII, § 702, Aug. 11, 1984, 98 Stat. 1299, related to eligibility requirements.

Section 4053, Pub. L. 98-377, title VII, § 703, Aug. 11, 1984, 98 Stat. 1299; Pub. L. 99-159, title II, § 262, Nov. 22, 1985, 99 Stat. 901, related to statement of purpose.

Section 4054, Pub. L. 98-377, title VII, § 704, Aug. 11, 1984, 98 Stat. 1299, related to program authorization.

Section 4055, Pub. L. 98-377, title VII, § 705, Aug. 11, 1984, 98 Stat. 1300, defined term “magnet school”.

Section 4056, Pub. L. 98-377, title VII, § 706, Aug. 11, 1984, 98 Stat. 1300; Pub. L. 99-159, title II, § 263, Nov. 22, 1985, 99 Stat. 902, related to uses of funds.