

conditions as the President deems appropriate to insure, among other things, that all information, products, uses, processes, patents, and other developments obtained or utilized in the development of this prototype plant will be available without further cost to the United States for the use and benefit of the United States throughout the world, and to insure that the United States, its officers, and employees have a permanent right to review data and have access to such plant for the purpose of observing its operations and improving science and technology in the field of desalination.

**(c) Contracts**

In carrying out the provisions of this section, the President may enter into contracts with public or private agencies and with any person without regard to section 3324(a) and (b) of title 31 and section 6101 of title 41.

**(d) Patents**

Nothing in this section shall be construed as intending to deprive the owner of any background patent or any right which such owner may have under that patent.

**(e) Federal agencies**

In carrying out the provisions of this section, the President may utilize the personnel, services, and facilities of any Federal agency.

**(f) Authorization of appropriations**

The United States costs, other than its administrative costs, for the study, design, construction, and operation of a prototype plant under this section shall not exceed either 50 per centum of the total capital costs of the facilities associated with the production of water, and 50 per centum of the operation and maintenance costs for the demonstration period, or \$20,000,000, whichever is less. There are authorized to be appropriated, subject to the limitations of this subsection, such sums as may be necessary to carry out the provisions of this section, including administrative costs thereof. Such sums are authorized to remain available until expended.

**(g) Restrictions on appropriations**

No funds appropriated for the Office of Water Research and Technology pursuant to the appropriation authorized by the Act of July 11, 1969 (83 Stat. 45, Public Law 91-43), or prior authorization Acts, shall be used to carry out the purposes of this section.

(Pub. L. 87-195, pt. I, § 219, as added Pub. L. 91-175, pt. I, § 104, Dec. 30, 1969, 83 Stat. 806.)

**Editorial Notes**

REFERENCES IN TEXT

Act of July 11, 1969, referred to in subsec. (g), is Pub. L. 91-43, July 11, 1969, 83 Stat. 45, which is not classified to the Code.

CODIFICATION

In subsec. (c), “section 3324(a) and (b) of title 31 and section 6101 of title 41” substituted for “sections 3648 and 3709 of the Revised Statutes of the United States (31 U.S.C. 529 and 41 U.S.C. 5)” on authority of Pub. L. 97-258, § 4(b), Sept. 13, 1982, 96 Stat. 1067, which Act enacted Title 31, Money and Finance, and Pub. L. 111-350, § 6(c), Jan. 4, 2011, 124 Stat. 3854, which Act enacted Title 41, Public Contracts.

**Statutory Notes and Related Subsidiaries**

REFERENCES TO SUBCHAPTER I DEEMED TO INCLUDE CERTAIN PARTS OF SUBCHAPTER II

References to subchapter I of this chapter are deemed to include parts IV (§ 2346 et seq.), VI (§ 2348 et seq.), and VIII (§ 2349aa et seq.) of subchapter II of this chapter, and references to subchapter II are deemed to exclude such parts. See section 202(b) of Pub. L. 92-226, set out as a note under section 2346 of this title, and sections 2348c and 2349aa-5 of this title.

**Executive Documents**

CHANGE OF NAME

Office of Water Research and Technology formed through merger of Office of Saline Water and Office of Water Resources Research by order of Secretary of the Interior, Ord. No. 2966, July 26, 1974.

DELEGATION OF FUNCTIONS

For delegation of functions of President under this section, see Ex. Ord. No. 12163, Sept. 29, 1979, 44 F.R. 56673, as amended, set out as a note under section 2381 of this title.

**§§ 2180, 2180a. Repealed. Pub. L. 95-424, title I, § 102(g)(1)(A), Oct. 6, 1978, 92 Stat. 942**

Section 2180, Pub. L. 87-195, pt. I, § 220, as added Pub. L. 91-175, pt. I, § 104, Dec. 30, 1969, 83 Stat. 807, related to programs for peaceful communications using television, etc., for educational, health, etc., purposes.

Section 2180a, Pub. L. 87-195, pt. I, § 220A, as added Pub. L. 92-226, pt. I, § 102(c), Feb. 7, 1972, 86 Stat. 22, related to assistance in the reopening of the Suez Canal.

**Statutory Notes and Related Subsidiaries**

EFFECTIVE DATE OF REPEAL

Repeal effective Oct. 1, 1978, see section 605 of Pub. L. 95-424, set out as an Effective Date of 1978 Amendment note under section 2151 of this title.

SUBPART III—SHELTER AND OTHER CREDIT GUARANTY PROGRAMS

**§ 2181. Policy**

The Congress recognizes that shelter, including essential urban development services, is among the most fundamental of human needs. Shelter for most people in the developing countries consists largely of domestic materials assembled by local labor. While recognizing that most financing for such shelter must come from domestic resources, the Congress finds that carefully designed programs involving United States capital and expertise can increase the availability of domestic financing for improved shelter and related services for low-income people by demonstrating to local entrepreneurs and institutions that providing low-cost shelter can be financially viable. The Congress reaffirms, therefore, that the United States should continue to assist developing countries in marshaling resources for low-cost shelter. Particular attention should be given to programs which will support pilot projects for low-cost shelter or which will have a maximum demonstration impact on local institutions and national policy. The Congress declares that the long run goal of all such programs should be to develop domestic construction capabilities and to stimulate local credit institutions to make available domestic

capital and other management and technological resources required for effective low-cost shelter programs and policies.

(Pub. L. 87-195, pt. I, §221, as added Pub. L. 91-175, pt. I, §105, Dec. 30, 1969, 83 Stat. 807; amended Pub. L. 92-226, pt. I, §103(a), Feb. 7, 1972, 86 Stat. 22; Pub. L. 93-189, §5(1), Dec. 17, 1973, 87 Stat. 717; Pub. L. 93-559, §7(1), Dec. 30, 1974, 88 Stat. 1796; Pub. L. 94-161, title III, §311(3), Dec. 20, 1975, 89 Stat. 861; Pub. L. 95-88, title I, §117(a)(1), Aug. 3, 1977, 91 Stat. 540; Pub. L. 95-424, title I, §115(a), Oct. 6, 1978, 92 Stat. 950; Pub. L. 98-473, title I, §101(1) [title V, §541(a)], Oct. 12, 1984, 98 Stat. 1884, 1903.)

#### Editorial Notes

##### CODIFICATION

Amendment by Pub. L. 98-473 is based on section 311(a) of H.R. 5119, Ninety-eighth Congress, as passed by the House of Representatives May 10, 1984, which was enacted into permanent law by Pub. L. 98-473.

##### PRIOR PROVISIONS

A prior section 221 of Pub. L. 87-195, pt. I, Sept. 4, 1961, 75 Stat. 429, as amended by Pub. L. 87-565, pt. I, §104(a), Aug. 1, 1962, 76 Stat. 256; Pub. L. 88-205, pt. I, §104(a), Dec. 16, 1963, 77 Stat. 381; Pub. L. 88-633, pt. I, §103(a), Oct. 7, 1964, 78 Stat. 1009; Pub. L. 89-171, pt. I, §104(a), (b), Sept. 6, 1965, 79 Stat. 654; Pub. L. 89-583, pt. I, §104(a), Sept. 19, 1966, 80 Stat. 798; Pub. L. 90-137, pt. I, §104(a), Nov. 14, 1967, 81 Stat. 450; Pub. L. 90-554, pt. I, §103, Oct. 8, 1968, 82 Stat. 960, related to general authority for foreign investment guaranties by the President, prior to the general reorganization of this subpart by Pub. L. 91-175, pt. I, §105, Dec. 30, 1969, 83 Stat. 807.

##### AMENDMENTS

1984—Pub. L. 98-473 substituted “, including essential urban development services, is” for “requirements are” after “The Congress recognizes that shelter” and, in the remainder of the section substituted “shelter” for “housing” wherever appearing.

1978—Pub. L. 95-424 generally revised the statement of policy to clarify that in developing countries, financing, materials and labor for most housing must be obtained from local sources, while United States capital and technical expertise can increase the availability of housing and related services for low-income people by demonstrating financial viability of credit systems for low-cost housing.

1977—Pub. L. 95-88 struck out provisions that the total face amount of guaranties issued under this section outstanding at any one time not exceed \$430,000,000 and added section 2182(c) of this title to the enumeration of sections setting out the conditions under which guaranties shall be issued.

1975—Pub. L. 94-161 substituted “\$430,000,000” for “\$355,000,000”.

1974—Pub. L. 93-559 substituted “\$355,000,000” for “\$305,000,000”.

1973—Pub. L. 93-189 substituted “\$305,000,000” for “\$205,000,000”.

1972—Pub. L. 92-226 substituted “\$205,000,000” for “\$130,000,000”.

#### Statutory Notes and Related Subsidiaries

##### EFFECTIVE DATE OF 1978 AMENDMENT

Amendment by Pub. L. 95-424 effective Oct. 1, 1978, see section 605 of Pub. L. 95-424, set out as a note under section 2151 of this title.

##### USE OF FUNDS FROM SALE OF NOTES FOR DISCHARGE OF LIABILITIES UNDER GUARANTIES; TRANSFER OF FUNDS AND CANCELLATION OF NOTES AND INTEREST

Pub. L. 90-249, title I, §120, Jan. 2, 1968, 81 Stat. 941, provided that: “Hereafter, none of the funds obtained

or authorized to be obtained from the sale of notes under authority of paragraph 111(c)(2) of the Economic Cooperation Act of 1948 [section 1509(c)(2) of this title] or paragraph 413(b)(4)(F) of the Mutual Security Act of 1954 [section 1933(b)(4)(F) of this title] may be used for the purposes of discharging liabilities under any guaranties (exclusive of informational media guaranties) issued under sections 221(b) and 224 of the Foreign Assistance Act of 1961 [subsec. (b) of this section and section 2184 of this title], sections 202(b) and 413(b)(4) of the Mutual Security Act of 1954 [sections 1872(b) and 1933(b)(4) of this title] and section 111(b)(3) of the Economic Cooperation Act of 1948 [section 1509(b)(3) of this title]. Any portion of the funds in the reserve established pursuant to section 222(e) of the Foreign Assistance Act of 1961 [section 2182(e) of this title] which are attributable to the funds realized from the sale of notes specified in the preceding sentence shall be transferred to the general fund of the Treasury. The Secretary of the Treasury shall cancel all such notes and sums owing and unpaid thereon, including interest to date of cancellation.”

#### § 2182. Authorization for worldwide shelter guaranties

##### (a) Authorization to issue guaranties to eligible investors

To carry out the policy of section 2181 of this title, the President is authorized to issue guaranties to eligible investors (as defined in section 2198(c)<sup>1</sup> of this title) assuring against losses incurred in connection with loans made for projects meeting the criteria set forth in section 2181 of this title. The total principal amount of guaranties issued under this subpart or heretofore issued under prior housing guaranty authorities, which are outstanding at any one time, shall not exceed \$2,558,000,000. The authority of this section shall continue through September 30, 1992. The President may issue regulations from time to time with regard to the terms and conditions upon which such guaranties shall be issued and the eligibility of lenders.

##### (b) Emphasis on certain activities

Activities carried out under this section shall emphasize—

(1) projects which provide improved home sites to poor families on which to build shelter, and related services;

(2) projects comprised of expandable core shelter units on serviced sites;

(3) slum upgrading projects designed to conserve and improve existing shelter;

(4) shelter projects for low-income people designed for demonstration or institution building purposes; and

(5) community facilities and services in support of projects authorized under this section to improve the shelter occupied by the poor.

##### (c) Use of solar energy technology

In issuing guaranties under this section with respect to projects in a country which require the use or conservation of energy, the President shall give consideration to the use of solar energy technologies, where such technologies are economically and technically feasible. Technologies which may be used include solar hot water systems, solar heating and cooling, passive solar heating, biomass conversion, photo-

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