

Pub. L. 103-322, §20201(c)(4), added par. (24).

Subsec. (a)(25). Pub. L. 103-322, §32101(c)(3), added par. (25).

1990—Subsec. (a)(22), (23). Pub. L. 101-647 added pars. (22) and (23).

1989—Subsec. (a)(2). Pub. L. 101-219 substituted “*Provided*, That for the purpose of section 3756(a) of this title, American Samoa and the Commonwealth of the Northern Mariana Islands shall be considered as one state and that for these purposes 67 per centum of the amounts allocated shall be allocated to American Samoa, and 33 per centum to the Commonwealth of the Northern Mariana Islands.” for “*Provided*, That for the purposes of section 3756(a) of this title American Samoa, Guam, and the Northern Mariana Islands shall be considered as one State and that, for these purposes, 33 per centum of the amounts allocated shall be allocated to American Samoa, 50 per centum to Guam, and 17 per centum to the Northern Mariana Islands;”.

1988—Subsec. (a)(2). Pub. L. 100-690 substituted “section 3756(a)” for “section 3747(a)”.

1986—Subsec. (a)(2). Pub. L. 99-396, §7(1), included American Samoa, Guam, and the Northern Mariana Islands in definition of “State” and inserted proviso directing that for purposes of section 3747(a) of this title American Samoa, Guam, and the Northern Mariana Islands shall be considered as one State.

Subsec. (a)(3). Pub. L. 99-396, §7(2), substituted “and” for “, Guam, American Samoa” after “in and for the District of Columbia” and struck out “, or the Commonwealth of the Northern Mariana Islands” after “Trust Territory of the Pacific Islands”.

1984—Subsec. (a)(2). Pub. L. 98-473, §609C(b)(1), struck out references to Guam, American Samoa, the Trust Territory of the Pacific Islands, and the Commonwealth of the Northern Mariana Islands.

Subsec. (a)(3). Pub. L. 98-473, §609C(b)(2), inserted references to Guam, American Samoa, the Trust Territory of the Pacific Islands, and the Commonwealth of the Northern Mariana Islands.

Subsec. (a)(4). Pub. L. 98-473, §609C(b)(3), extended definition of “construction” to include renovation, repairs, and remodeling and struck out previous exclusion of such items from definition.

Subsec. (a)(7). Pub. L. 98-473, §609C(b)(4), substituted “correctional facility” for “correctional institution or facility”.

Subsec. (a)(8). Pub. L. 98-473, §609C(b)(5), substituted definition of “correctional facility project” for “comprehensive”.

Subsec. (a)(13). Pub. L. 98-473, §609C(b)(6), substituted definition of “cost of construction” for “municipality”.

Subsecs. (a)(17), (b). Pub. L. 98-473, §609C(a), substituted “Office” for “Administration”.

Statutory Notes and Related Subsidiaries

EFFECTIVE DATE OF 2013 AMENDMENT

Pub. L. 112-239, div. A, title X, §1086(d), Jan. 2, 2013, 126 Stat. 1969, as amended by Pub. L. 113-66, div. A, title X, §1091(b)(7), Dec. 26, 2013, 127 Stat. 876; Pub. L. 114-326, §2(c), Dec. 16, 2016, 130 Stat. 1973, provided that:

“(1) IN GENERAL.—Except as provided in paragraph (2), the amendments made by this section [see Tables for classification] shall—

“(A) take effect on the date of enactment of this Act [Jan. 2, 2013]; and

“(B) apply to any matter pending, before the Bureau of Justice Assistance or otherwise, on the date of enactment of this Act, or filed (consistent with pre-existing effective dates) or accruing after that date.

“(2) EXCEPTIONS.—

“(A) RESCUE SQUADS AND AMBULANCE CREWS.—For a member of a rescue squad or ambulance crew (as defined in section 1204(7) [now 1204(10)] of title I of the Omnibus Crime Control and Safe Streets Act of 1968 [34 U.S.C. 10284(10)], as amended by this section), the amendments made to section 1204 of the Omnibus

Crime Control and Safe Streets Act of 1968 (42 U.S.C. 3796b) [now 34 U.S.C. 10284] by this Act shall apply to injuries sustained on or after June 1, 2009.

“(B) HEART ATTACKS, STROKES, AND VASCULAR RUPTURES.—Section 1201(k) of title I of the Omnibus Crime Control and Safe Streets Act of 1968 [34 U.S.C. 10281(k)], as amended by this section, shall apply to heart attacks, strokes, and vascular ruptures sustained on or after December 15, 2003.”

[Pub. L. 114-326, §2(c)(1)(A), and Pub. L. 113-66, §1091(b)(7), made identical amendments to section 1086(d) of Pub. L. 112-239 by substituting “paragraph (2)” for “paragraph (1)” in par. (1), effective on the same date. See below.]

[Pub. L. 114-326, §2(c), Dec. 16, 2016, 130 Stat. 1973, provided in part that the amendment made by section 2(c) is effective as if enacted on Jan. 2, 2013.]

[Pub. L. 113-66, div. A, title X, §1091(b), Dec. 26, 2013, 127 Stat. 876, provided in part that the amendment made by section 1091(b)(7) is effective as of Jan. 2, 2013, and as if included in Pub. L. 112-239 as enacted.]

EFFECTIVE DATE OF 2006 AMENDMENT

Amendment by section 1111(c)(2)(F) of Pub. L. 109-162 applicable with respect to the first fiscal year beginning after Jan. 5, 2006, and each fiscal year thereafter, see section 1111(d) of Pub. L. 109-162, set out as a note under section 10151 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 Title 20, Education.

EFFECTIVE DATE OF 1984 AMENDMENT

Amendment by Pub. L. 98-473 effective Oct. 12, 1984, see section 609AA(a) of Pub. L. 98-473, set out as an Effective Date note under section 10101 of this title.

SUBCHAPTER IX—FUNDING

§ 10261. Authorization of appropriations

(a)(1) There is authorized to be appropriated \$30,000,000 for fiscal year 1992 and \$33,000,000 for each of the fiscal years 1994 and 1995 to carry out the functions of the Bureau of Justice Statistics.

(2) There is authorized to be appropriated \$30,000,000 for fiscal year 1992 and \$33,000,000 for each of the fiscal years 1994 and 1995 to carry out the functions of the National Institute of Justice.

(3) There are authorized to be appropriated such sums as may be necessary for fiscal year 1992 and \$28,000,000 for each of the fiscal years 1994 and 1995 to carry out the remaining functions of the Office of Justice Programs and the Bureau of Justice Assistance other than functions under subchapters IV, V, part F,¹ subchapters VI, XI, XII, XIII, XIV, XV, XVI, XVII, XVIII, XIX, XX, part V,¹ subchapters XXII, and XXIII or² XXX.

(4) There are authorized to be appropriated for each fiscal year such sums as may be necessary to carry out subchapter XI of this chapter.

(5) There are authorized to be appropriated such sums as may be necessary for fiscal year 1992 and \$1,000,000,000 for each of the fiscal years 1994 and 1995 to carry out the programs under subchapters IV and V (other than subpart 2 of

¹ See References in Text note below.

² So in original.

part B)³ (other than subpart 1 of part B of subchapter V) of this chapter.

(6) There are authorized to be appropriated such sums as may be necessary for fiscal year 1992, \$245,000,000 for fiscal year 1993, and such sums as may be necessary for fiscal year⁴ 1994 and 1995 to carry out subpart 1 of part B of subchapter V of this chapter.

(7) There is authorized to be appropriated to carry out subchapter XIII \$1,000,000 for each of fiscal years 2001 through 2005.

(8) There are authorized to be appropriated such sums as may be necessary for fiscal year 1992, \$16,500,000 for fiscal year 1993, and such sums as may be necessary for fiscal year⁴ 1994 and 1995.

(9) There are authorized to be appropriated to carry out subchapter XIV—

- (A) \$24,000,000 for fiscal year 1996;
- (B) \$40,000,000 for fiscal year 1997;
- (C) \$50,000,000 for fiscal year 1998;
- (D) \$60,000,000 for fiscal year 1999; and
- (E) \$66,000,000 for fiscal year 2000.

(10) There are⁵ authorized to be appropriated \$10,000,000 for each of the fiscal years 1994, 1995, and 1996 to carry out projects under subchapter XV.

(11)(A) There are authorized to be appropriated to carry out subchapter XVI, to remain available until expended \$1,047,119,000 for each of fiscal years 2006 through 2009.

(B) Of funds available under subchapter XVI in any fiscal year, up to 3 percent may be used for technical assistance under section 10381(d) of this title or for evaluations or studies carried out or commissioned by the Attorney General in furtherance of the purposes of subchapter XVI. Of the remaining funds, 50 percent shall be allocated for grants pursuant to applications submitted by units of local government or law enforcement agencies having jurisdiction over areas with populations exceeding 150,000 or by public and private entities that serve areas with populations exceeding 150,000, and 50 percent shall be allocated for grants pursuant to applications submitted by units of local government or law enforcement agencies having jurisdiction over areas with populations 150,000 or less or by public and private entities that serve areas with populations 150,000 or less. In view of the extraordinary need for law enforcement assistance in Indian country, an appropriate amount of funds available under subchapter XVI shall be made available for grants to Indian tribal governments or tribal law enforcement agencies.

(16)⁶ There are authorized to be appropriated to carry out projects under subchapter XVII—

- (A) \$20,000,000 for fiscal year 1996;
- (B) \$25,000,000 for fiscal year 1997;
- (C) \$30,000,000 for fiscal year 1998;
- (D) \$35,000,000 for fiscal year 1999; and
- (E) \$40,000,000 for fiscal year 2000.

(17) There are authorized to be appropriated to carry out the projects under subchapter XVIII—

- (A) \$27,000,000 for fiscal year 1996;

- (B) \$36,000,000 for fiscal year 1997;
- (C) \$63,000,000 for fiscal year 1998;
- (D) \$72,000,000 for fiscal year 1999; and
- (E) \$72,000,000 for fiscal year 2000.

(18) There is authorized to be appropriated to carry out subchapter XIX \$222,000,000 for each of fiscal years 2023 through 2027.

(19) There is authorized to be appropriated to carry out subchapter XX \$73,000,000 for each of fiscal years 2023 through 2027. Funds appropriated under this paragraph shall remain available until expended.

(20) There are authorized to be appropriated to carry out part V,¹ \$10,000,000 for each of fiscal years 2001 through 2004.

(21) There are authorized to be appropriated to carry out subchapter XXII, \$7,500,000 for each of fiscal years 2020 through 2024.

(22) There are authorized to be appropriated to carry out subchapter XXIII—

- (1)⁷ \$1,000,000 for fiscal year 1996;
- (2)⁷ \$3,000,000 for fiscal year 1997;
- (3)⁷ \$5,000,000 for fiscal year 1998;
- (4)⁷ \$13,500,000 for fiscal year 1999; and
- (5)⁷ \$17,500,000 for fiscal year 2000.

(23) There is authorized to be appropriated to carry out subchapter XXIV, \$30,000,000 for fiscal year 2020, and each fiscal year thereafter.

(24) There are authorized to be appropriated to carry out subchapter XXVII, to remain available until expended—

- (A) \$35,000,000 for fiscal year 2001;
- (B) \$85,400,000 for fiscal year 2002;
- (C) \$134,733,000 for fiscal year 2003;
- (D) \$128,067,000 for fiscal year 2004;
- (E) \$56,733,000 for fiscal year 2005;
- (F) \$42,067,000 for fiscal year 2006;
- (G) \$20,000,000 for fiscal year 2007;
- (H) \$20,000,000 for fiscal year 2008;
- (I) \$20,000,000 for fiscal year 2009; and
- (J) \$13,500,000 for fiscal year 2017;
- (K) \$18,500,000 for fiscal year 2018;
- (L) \$19,000,000 for fiscal year 2019;
- (M) \$21,000,000 for fiscal year 2020; and
- (N) \$23,000,000 for fiscal year 2021.

(25)(A) Except as provided in subparagraph (C), there is authorized to be appropriated to carry out subchapter XXX \$75,000,000 for each of fiscal years 2018 through 2023.

(B) The Attorney General shall reserve not less than 1 percent and not more than 4.5 percent of the sums appropriated for this program in each fiscal year for research and evaluation of this program.

(C) No funds made available to carry out subchapter XXX shall be expended if the Attorney General fails to submit the report required to be submitted under section 2401(c) of title II of Division B of the 21st Century Department of Justice Appropriations Authorization Act.¹

(26) There are authorized to be appropriated to carry out subchapter XXVIII \$10,000,000 for each of fiscal years 2009 and 2010.

(27) There are authorized to be appropriated to carry out subchapter XXXVIII \$103,000,000 for each of fiscal years 2017 and 2018, and \$330,000,000 for each of fiscal years 2019 through 2023.

(28) There are authorized to be appropriated to carry out section 10741(a)(4)¹ of subchapter XL

³ So in original. Phrase “(other than subpart 2 of part B)” probably should not appear.

⁴ So in original. Probably should be “years”.

⁵ So in original. Probably should be “is”.

⁶ So in original. No pars. (12) to (15) have been enacted.

⁷ Numbering so in original.

\$5,000,000 for each of fiscal years 2019, 2020, 2021, 2022, and 2023.

(b) Funds appropriated for any fiscal year may remain available for obligation until expended.

(c) Notwithstanding any other provision of law, no funds appropriated under this section for subchapter V of this chapter may be transferred or reprogrammed for carrying out any activity which is not authorized under such subchapter.

(Pub. L. 90-351, title I, §1001, as added Pub. L. 96-157, §2, Dec. 27, 1979, 93 Stat. 1218; amended Pub. L. 98-473, title II, §609D(a), Oct. 12, 1984, 98 Stat. 2097; Pub. L. 99-570, title I, §1552(c), Oct. 27, 1986, 100 Stat. 3207-46; Pub. L. 100-690, title VI, §6093, Nov. 18, 1988, 102 Stat. 4339; Pub. L. 101-647, title II, §241(c), title VIII, §801(b), title XVIII, §1801(e), title XXVIII, §2801, Nov. 29, 1990, 104 Stat. 4814, 4826, 4849, 4912; Pub. L. 102-521, §4(c), Oct. 25, 1992, 106 Stat. 3406; Pub. L. 102-534, §1, Oct. 27, 1992, 106 Stat. 3524; Pub. L. 103-322, title I, §10003(c), title II, §20201(d), title III, §32101(d), title IV, §§40121(c), 40156(c)(1), 40231(c), title V, §50001(c), title XVIII, §180101(a), title XXI, §§210201(c), 210302(c)(3), 210601, title XXXIII, §330001(b)(3), (h)(14), Sept. 13, 1994, 108 Stat. 1814, 1823, 1901, 1916, 1923, 1934, 1958, 2045, 2064, 2068, 2073, 2138, 2140; Pub. L. 104-134, title I, §101[(a)] [title I, §114(b)(1)(B)(i)], Apr. 26, 1996, 110 Stat. 1321, 1321-21; renumbered title I, Pub. L. 104-140, §1(a), May 2, 1996, 110 Stat. 1327; Pub. L. 105-181, §3(b), June 16, 1998, 112 Stat. 515; Pub. L. 106-386, div. B, title I, §§1103(a), 1104, title III, §1302(c), Oct. 28, 2000, 114 Stat. 1495, 1497, 1511; Pub. L. 106-515, §3(c), Nov. 13, 2000, 114 Stat. 2403; Pub. L. 106-517, §3(f), Nov. 13, 2000, 114 Stat. 2409; Pub. L. 106-561, §2(c)(2)(A), Dec. 21, 2000, 114 Stat. 2791; Pub. L. 107-273, div. B, title II, §2302, Nov. 2, 2002, 116 Stat. 1798; Pub. L. 108-372, §4, Oct. 25, 2004, 118 Stat. 1755; Pub. L. 108-405, title III, §311(c), (d), Oct. 30, 2004, 118 Stat. 2277; Pub. L. 109-162, title I, §§101(a), 102(a), title XI, §§1116, 1142(b), 1163(c), Jan. 5, 2006, 119 Stat. 2972, 2975, 3104, 3110, 3120; Pub. L. 109-177, title VII, §752, Mar. 9, 2006, 120 Stat. 273; Pub. L. 110-199, title I, §112(b), Apr. 9, 2008, 122 Stat. 674; Pub. L. 110-421, §2, Oct. 15, 2008, 122 Stat. 4778; Pub. L. 113-4, title I, §§101(1), 102(b), Mar. 7, 2013, 127 Stat. 64, 73; Pub. L. 114-155, §2, May 16, 2016, 130 Stat. 389; Pub. L. 114-198, title II, §201(a)(2), July 22, 2016, 130 Stat. 714; Pub. L. 114-324, §9(b), Dec. 16, 2016, 130 Stat. 1955; Pub. L. 115-271, title VIII, §§8092, 8206, Oct. 24, 2018, 132 Stat. 4103, 4113; Pub. L. 115-391, title V, §502(c)(3), Dec. 21, 2018, 132 Stat. 5229; Pub. L. 116-18, §1(a), May 23, 2019, 133 Stat. 869; Pub. L. 116-32, §3, July 25, 2019, 133 Stat. 1037; Pub. L. 117-103, div. W, title I, §§101(b), 102(c), Mar. 15, 2022, 136 Stat. 848, 850.)

Editorial Notes

REFERENCES IN TEXT

Part F, referred to in subsec. (a)(3), is part F of title I of Pub. L. 90-351, which was classified to subchapter VI (§§3769 to 3769d) of chapter 46 of Title 42, The Public Health and Welfare, prior to repeal by Pub. L. 109-162, title XI, §1154(a), Jan. 5, 2006, 119 Stat. 3113.

Part V, referred to in subsec. (a)(3), (20), is former part V of title I of Pub. L. 90-351, which was classified to former subchapter XII-J (§§3796ii to 3796ii-8) of chapter 46 of Title 42, The Public Health and Welfare, prior to repeal by Pub. L. 104-134, title I, §101[(a)] [title I, §114(b)(1)(A)], Apr. 26, 1996, 110 Stat. 1321, 1321-21; re-

numbered title I, Pub. L. 104-140, §1(a), May 2, 1996, 110 Stat. 1327. Subsequently, a new Part V was enacted by Pub. L. 106-515, §3(a), Nov. 13, 2000, 114 Stat. 2399, and is classified to subchapter XXI of this chapter.

Section 2401(c) of title II of Division B of the 21st Century Department of Justice Appropriations Authorization Act, referred to in subsec. (a)(25)(C), probably means section 2301(c) of title II of div. B of Pub. L. 107-273, Nov. 2, 2002, 116 Stat. 1798, which is not classified to the Code. Pub. L. 107-273 does not contain a section 2401.

Section 10741(a)(4) of subchapter XL, referred to in subsec. (a)(28), was in the original “section 3031(a)(4) of part NN”, and was translated as meaning section 3041(a)(4) of part NN of title I of Pub. L. 90-351, to reflect the probable intent of Congress. Part NN only comprises section 3041.

CODIFICATION

Section was formerly classified to section 3793 of Title 42, The Public Health and Welfare, prior to editorial reclassification and renumbering as this section. Some section numbers or references in amendment notes below reflect the classification of such sections or references prior to editorial reclassification.

Another section 1001 of Pub. L. 90-351 enacted section 7313 of Title 5, Government Organization and Employees.

AMENDMENTS

2022—Subsec. (a)(18). Pub. L. 117-103, §101(b), substituted “2023 through 2027” for “2014 through 2018”.

Subsec. (a)(19). Pub. L. 117-103, §102(c), substituted “2023 through 2027” for “2014 through 2018”.

2019—Subsec. (a)(21). Pub. L. 116-32 amended par. (21) generally. Prior to amendment, par. (21) authorized appropriations for fiscal years 1996 to 2000 to carry out subchapter XXII.

Subsec. (a)(23). Pub. L. 116-18 substituted “subchapter XXIV, \$30,000,000 for fiscal year 2020, and each fiscal year thereafter.” for “subchapter XXIV, \$25,000,000 for each of fiscal years 2016 through 2020.”

2018—Subsec. (a)(25)(A). Pub. L. 115-271, §8206, substituted “Except as provided in subparagraph (C), there is authorized to be appropriated to carry out subchapter XXX \$75,000,000 for each of fiscal years 2018 through 2023.” for “Except as provided in subparagraph (C), there are authorized to be appropriated to carry out subchapter XXX—

“(i) \$50,000,000 for fiscal year 2002;

“(ii) \$54,000,000 for fiscal year 2003;

“(iii) \$58,000,000 for fiscal year 2004; and

“(iv) \$60,000,000 for fiscal year 2005.

“(v) \$70,000,000 for each of fiscal years 2007 and 2008.

“(v) \$70,000,000 for fiscal year 2006.”

Subsec. (a)(27). Pub. L. 115-271, §8092, substituted “and 2018, and \$330,000,000 for each of fiscal years 2019 through 2023” for “through 2021”.

Subsec. (a)(28). Pub. L. 115-391, §502(c)(3), added par. (28).

2016—Subsec. (a)(23). Pub. L. 114-155 amended par. (23) generally. Prior to amendment, par. (23) read as follows: “There are authorized to be appropriated to carry out subchapter XII-M of this chapter, \$25,000,000 for each of fiscal years 1999 through 2001, and \$50,000,000 for each of fiscal years 2002 through 2012.”

Subsec. (a)(24)(J) to (N). Pub. L. 114-324 added subpars. (J) to (N).

Subsec. (a)(27). Pub. L. 114-198 added par. (27).

2013—Subsec. (a)(18). Pub. L. 113-4, §101(1), substituted “\$222,000,000 for each of fiscal years 2014 through 2018” for “\$225,000,000 for each of fiscal years 2007 through 2011”.

Subsec. (a)(19). Pub. L. 113-4, §102(b), substituted “\$73,000,000 for each of fiscal years 2014 through 2018.” for “\$75,000,000 for each of fiscal years 2007 through 2011.” and struck out second period at end.

2008—Subsec. (a)(23). Pub. L. 110-421 substituted “2012” for “2009”.

Subsec. (a)(26). Pub. L. 110-199 added par. (26).

2006—Subsec. (a)(11)(A). Pub. L. 109-162, § 1163(c)(1), substituted provisions authorizing appropriations for fiscal years 2006 through 2009 for provisions authorizing appropriations for fiscal years 1995 through 2000.

Subsec. (a)(11)(B). Pub. L. 109-162, § 1163(c)(2), substituted “section 3796dd(d) of this title” for “section 3796dd(f) of this title” and struck out “Of the funds available in relation to grants under subchapter XII-E of this chapter, at least 85 percent shall be applied to grants for the purposes specified in section 3796dd(b) of this title, and no more than 15 percent may be applied to other grants in furtherance of the purposes of subchapter XII-E of this chapter.” after second sentence.

Subsec. (a)(18). Pub. L. 109-162, § 101(a), substituted “\$225,000,000 for each of fiscal years 2007 through 2011” for “\$185,000,000 for each of fiscal years 2001 through 2005”.

Subsec. (a)(19). Pub. L. 109-162, § 102(a), substituted “\$75,000,000 for each of fiscal years 2007 through 2011. Funds appropriated under this paragraph shall remain available until expended.” for “\$65,000,000 for each of fiscal years 2001 through 2005”.

Subsec. (a)(23). Pub. L. 109-162, § 1116, substituted “2009” for “2007”.

Subsec. (a)(25)(A)(v). Pub. L. 109-177, which directed amendment of par. (25)(A) of this section by adding cl. (v), relating to fiscal year 2006, at end, was executed by adding that cl. (v) at end of subsec. (a)(25)(A) of this section, to reflect the probable intent of Congress.

Pub. L. 109-162, § 1142(b), which directed amendment of par. (25)(A) of this section by adding cl. (v), relating to fiscal years 2007 and 2008, at end, was executed by adding cl. (v) at end of subsec. (a)(25)(A) of this section, to reflect the probable intent of Congress.

2004—Subsec. (a)(23). Pub. L. 108-372 substituted “2007” for “2004”.

Subsec. (a)(24). Pub. L. 108-405, § 311(d), realigned margins.

Subsec. (a)(24)(G) to (I). Pub. L. 108-405, § 311(c), added subpars. (G) to (I).

Subsec. (a)(25). Pub. L. 108-405, § 311(d), realigned margins.

2002—Subsec. (a)(3). Pub. L. 107-273, § 2302(1), inserted “or XVI” after “and XII-L”.

Subsec. (a)(25). Pub. L. 107-273, § 2302(2), added par. (25).

2000—Subsec. (a)(7). Pub. L. 106-386, § 1302(c), added par. (7) and struck out former par. (7) which read as follows: “There are authorized to be appropriated to carry out subchapter XII-B of this chapter—

- “(A) \$250,000 for fiscal year 1996;
- “(B) \$1,000,000 for fiscal year 1997;
- “(C) \$1,000,000 for fiscal year 1998;
- “(D) \$1,000,000 for fiscal year 1999; and
- “(E) \$1,000,000 for fiscal year 2000.”

Subsec. (a)(18). Pub. L. 106-386, § 1103(a), added par. (18) and struck out former par. (18) which read as follows: “There are authorized to be appropriated to carry out subchapter XII-H of this chapter—

- “(A) \$26,000,000 for fiscal year 1995;
- “(B) \$130,000,000 for fiscal year 1996;
- “(C) \$145,000,000 for fiscal year 1997;
- “(D) \$160,000,000 for fiscal year 1998;
- “(E) \$165,000,000 for fiscal year 1999; and
- “(F) \$174,000,000 for fiscal year 2000.”

Subsec. (a)(19). Pub. L. 106-386, § 1104, added par. (19) and struck out former par. (19) which read as follows: “There are authorized to be appropriated to carry out subchapter XII-I of this chapter—

- “(A) \$28,000,000 for fiscal year 1996;
- “(B) \$33,000,000 for fiscal year 1997; and
- “(C) \$59,000,000 for fiscal year 1998.”

Subsec. (a)(20). Pub. L. 106-515 added par. (20).

Subsec. (a)(23). Pub. L. 106-517 inserted “, and \$50,000,000 for each of fiscal years 2002 through 2004” before period at end.

Subsec. (a)(24). Pub. L. 106-561 added par. (24).

1998—Subsec. (a)(23). Pub. L. 105-181 added par. (23).

1996—Subsec. (a)(20). Pub. L. 104-134 struck out par. (20) which read as follows: “There are authorized to be

appropriated to carry out subchapter XII-J of this chapter—

- “(A) \$100,000,000 for fiscal year 1995;
- “(B) \$150,000,000 for fiscal year 1996;
- “(C) \$150,000,000 for fiscal year 1997;
- “(D) \$200,000,000 for fiscal year 1998;
- “(E) \$200,000,000 for fiscal year 1999; and
- “(F) \$200,000,000 for fiscal year 2000.”

1994—Subsec. (a)(1), (2). Pub. L. 103-322, § 210601(1), (2), substituted “1994 and 1995” for “1993 and 1994”.

Subsec. (a)(3). Pub. L. 103-322, § 210601(3), substituted “1994 and 1995” for “1993 and 1994”.

Pub. L. 103-322, § 210302(c)(3)(A), which directed the substitution of “XII-K, and XII-L” for “and XII-K” in par. (3) of this section, was executed by making the substitution in par. (3) of subsec. (a) to reflect the probable intent of Congress.

Pub. L. 103-322, § 210201(c)(1), substituted “XII-J, and XII-K” for “and XII-J”.

Pub. L. 103-322, § 50001(c)(1), substituted “XII-I, and XII-J” for “and XII-I”.

Pub. L. 103-322, § 40231(c)(1), substituted “XII-H, and XII-I” for “and XII-H”.

Pub. L. 103-322, § 40121(c)(1), which directed the substitution of “XII-G, and XII-H” for “and XII-G”, was executed by making the substitution for “or XII-G”, to reflect the probable intent of Congress. See below.

Pub. L. 103-322, § 32101(d)(1), which directed the substitution of “XII-F, or XII-G” for “and XII-F”, was executed by making the substitution for “or XII-F” to reflect the probable intent of Congress. See below.

Pub. L. 103-322, § 20201(d)(1), substituted “XII-E, or XII-F” for “and XII-E”.

Pub. L. 103-322, § 10003(c)(1), substituted “XII-C, XII-D, and XII-E” for “and XII-C”.

Subsec. (a)(5). Pub. L. 103-322, § 330001(b)(3), inserted “(other than subpart 2 of part B)” after “and V”.

Pub. L. 103-322, § 210601(4), substituted “1994 and 1995” for “1993 and 1994”.

Subsec. (a)(6). Pub. L. 103-322, § 210601(5), inserted “and 1995” after “1994”.

Subsec. (a)(7). Pub. L. 103-322, § 210601(6), which directed the substitution of “1994 and 1995” for “1991, 1992, 1993, and 1994”, could not be executed because “1991, 1992, 1993, and 1994,” did not appear in text of par. (7). See below.

Pub. L. 103-322, § 40156(c)(1), amended par. (7) generally. Prior to amendment, par. (7) read as follows: “There is authorized to be appropriated \$25,000,000 for each of the fiscal years 1992, 1993, and 1994 to carry out the programs under subchapter XII-B of this chapter.”

Subsec. (a)(8). Pub. L. 103-322, § 210601(7), inserted “and 1995” after “1994”.

Subsec. (a)(9). Pub. L. 103-322, § 210601(8), which directed the insertion of “and 1995” after “1994”, could not be executed because “1994” did not appear in text subsequent to amendment by Pub. L. 103-322, § 180101(a). See below.

Pub. L. 103-322, § 180101(a), amended par. (9) generally. Prior to amendment, par. (9) read as follows: “There are authorized to be appropriated such sums as may be necessary for fiscal year 1992, \$22,000,000 for fiscal year 1993, and such sums as may be necessary for fiscal year 1994 to carry out subchapter XII-C of this chapter.”

Subsec. (a)(11). Pub. L. 103-322, § 10003(c)(2), added par. (11).

Subsec. (a)(16). Pub. L. 103-322, § 20201(d)(2), added par. (16).

Subsec. (a)(17). Pub. L. 103-322, § 32101(d)(2), added par. (17).

Subsec. (a)(18). Pub. L. 103-322, § 40121(c)(2), added par. (18).

Subsec. (a)(19). Pub. L. 103-322, § 40231(c)(2), added par. (19).

Subsec. (a)(20). Pub. L. 103-322, § 50001(c)(2), added par. (20).

Subsec. (a)(21). Pub. L. 103-322, § 210201(c)(2), added par. (21).

Subsec. (a)(22). Pub. L. 103-322, § 210302(c)(3)(B), which directed amendment of this section by adding at the

end a new par. (22), was executed by adding par. (22) at the end of subsec. (a) to reflect the probable intent of Congress.

Subsec. (c). Pub. L. 103-322, §330001(h)(14), substituted “such subchapter” for “such subchapters”.

1992—Subsec. (a)(1). Pub. L. 102-534, §1(2), substituted “fiscal year 1992 and \$33,000,000 for each of the fiscal years 1993 and 1994” for “each of the fiscal years 1989, 1990, 1991, and 1992”.

Subsec. (a)(2). Pub. L. 102-534, §1(3), substituted “fiscal year 1992 and \$33,000,000 for each of the fiscal years 1993 and 1994” for “each of the fiscal years 1989, 1990, 1991, and 1992”.

Subsec. (a)(3). Pub. L. 102-534, §1(4), substituted “such sums as may be necessary for fiscal year 1992 and \$28,000,000 for each of the fiscal years 1993 and 1994 to carry out the remaining functions of the Office of Justice Programs and the Bureau of Justice Assistance other than functions under subchapters IV, V, VI, VII, XII, XII-A, XII-B, and XII-C” for “\$25,500,000 for fiscal year 1989 and such sums as may be necessary for each of the fiscal years 1990, 1991, and 1992 to carry out the remaining functions of the Office of Justice Programs and the Bureau of Justice Assistance, other than functions under subchapters IV, V, VI, VII, XII, XII-A, and XII-B”.

Subsec. (a)(5). Pub. L. 102-534, §1(5), substituted “such sums as may be necessary for fiscal year 1992 and \$1,000,000,000 for each of the fiscal years 1993 and 1994 to carry out the programs under subchapters IV and V (other than subpart 2 of part B of subchapter V)” for “\$900,000,000 for fiscal year 1991 and such sums as may be necessary for fiscal year 1992 to carry out the programs under subchapters IV and V”.

Subsec. (a)(6). Pub. L. 102-534, §1(6), substituted “such sums as may be necessary for fiscal year 1992, \$245,000,000 for fiscal year 1993, and such sums as may be necessary for fiscal year 1994” for “\$220,000,000 for fiscal year 1991 and such sums as may be necessary for fiscal year 1992”.

Subsec. (a)(7). Pub. L. 102-534, §1(7), substituted “1992, 1993, and 1994” for “1991, 1992, and 1993”.

Pub. L. 102-521, §4(c)(1), and Pub. L. 102-534, §1(1), amended subsec. (a) identically, redesignating par. (6), relating to authorization of appropriations for subchapter XII-B of this chapter, as (7). Former pars. (7) redesignated (8) and (9).

Subsec. (a)(8). Pub. L. 102-534, §1(8), substituted “such sums as may be necessary for fiscal year 1992, \$16,500,000 for fiscal year 1993, and such sums as may be necessary for fiscal year 1994” for “\$15,000,000 for fiscal year 1989 and such sums as may be necessary for each of the fiscal years 1990, 1991, and 1992 to carry out the programs under subchapter XII-A of this chapter”.

Pub. L. 102-521, §4(c)(1), and Pub. L. 102-534, §1(1), amended subsec. (a) identically, redesignating par. (7), relating to authorization of appropriations for subchapter XII-A of this chapter, as (8).

Subsec. (a)(9). Pub. L. 102-534, §1(9)(C), which directed the amendment of subsec. (a)(9) by substituting “such subchapter” for “such subchapters” in “subsection (c)”, could not be executed because “such subchapters” did not appear in text of subsec. (a)(9).

Pub. L. 102-534, §1(9)(A), (B), substituted “such sums as may be necessary for fiscal year 1992, \$22,000,000 for fiscal year 1993, and such sums as may be necessary for fiscal year 1994” for “\$20,000,000 for fiscal year 1991, and such sums as may be necessary for fiscal years 1992 and 1993”.

Pub. L. 102-521, §4(c)(1), and Pub. L. 102-534, §1(1), amended subsec. (a) identically, redesignating par. (7), relating to authorization of appropriations for subchapter XII-C of this chapter, as (9).

Subsec. (a)(10). Pub. L. 102-521, §4(c)(2), added par. (10).

1990—Subsec. (a)(3). Pub. L. 101-647, §241(c)(1)(A), substituted “XII-A, and XII-B” for “and XII-A”.

Subsec. (a)(5). Pub. L. 101-647, §2801, amended par. (5) generally. Prior to amendment, par. (5) read as follows: “There are authorized to be appropriated \$275,000,000

for fiscal year 1989; \$350,000,000 for fiscal year 1990; \$400,000,000 for fiscal year 1991; and such sums as may be necessary for fiscal year 1992 to carry out the programs under subchapters IV and V of this chapter.”

Subsec. (a)(6). Pub. L. 101-647, §1801(e), added par. (6) relating to authorization of appropriations for subpart 2 of part B of subchapter V of this chapter.

Pub. L. 101-647, §241(c)(1)(C), added par. (6) relating to authorization of appropriations for subchapter XII-B of this chapter. Former par. (6) redesignated (7).

Subsec. (a)(7). Pub. L. 101-647, §801(b), added par. (7) relating to authorization of appropriations for subchapter XII-C of this chapter.

Pub. L. 101-647, §241(c)(1)(B), redesignated par. (6), relating to authorization of appropriations for subchapter XII-A of this chapter, as (7).

Subsec. (b). Pub. L. 101-647, §241(c)(2), which directed substitution of “XII-A, and XII-B” for “and XII-A”, could not be executed because the words “and XII-A” did not appear.

1988—Pub. L. 100-690 amended section generally, substituting provisions authorizing appropriations for fiscal years 1989 through 1992 for provisions authorizing appropriations for fiscal years 1984 through 1988.

1986—Subsec. (a)(3). Pub. L. 99-570, §1552(c)(1)(A), inserted reference to subchapter XII-A of this chapter.

Subsec. (a)(6), (7). Pub. L. 99-570, §1552(c)(1)(B), (C), added par. (6) and redesignated former par. (6) as (7).

Subsec. (b). Pub. L. 99-570, §1552(c)(2), inserted reference to subchapter XII-A of this chapter.

1984—Pub. L. 98-473, in amending section generally, designated existing provisions as subsec. (a), substituted appropriations authorization of necessary sums for fiscal years 1984 through 1988 for authorizations for fiscal years ending Sept. 30, 1980, through 1983, struck out provisions authorizing appropriations for subchapter VIII and for carrying out remaining functions of the Law Enforcement Assistance Administration, and added subsec. (b).

Statutory Notes and Related Subsidiaries

EFFECTIVE DATE OF 2022 AMENDMENT

Amendment by Pub. L. 117-103 not effective until Oct. 1 of the first fiscal year beginning after Mar. 15, 2022, see section 4(a) of div. W of Pub. L. 117-103, set out as an Effective Date note under section 6851 of Title 15, Commerce and Trade.

EFFECTIVE DATE OF 2013 AMENDMENT

Amendment by Pub. L. 113-4 not effective until the beginning of the fiscal year following Mar. 7, 2013, see section 4 of Pub. L. 113-4, set out as a note under section 2261 of Title 18, Crimes and Criminal Procedure.

EFFECTIVE DATE OF 2006 AMENDMENT

Pub. L. 109-162, §4, as added by Pub. L. 109-271, §1(b), Aug. 12, 2006, 120 Stat. 750, provided that: “Notwithstanding any other provision of this Act or any other law, sections 101, 102 (except the amendment to section 2101(d) of the Omnibus Crime Control and Safe Streets Act of 1968 [34 U.S.C. 10461(d)] included in that section), 103, 121, 203, 204, 205, 304, 306, 602, 906, and 907 of this Act [see Tables for classification] shall not take effect until the beginning of fiscal year 2007.”

EFFECTIVE DATE OF 1994 AMENDMENT

Amendment by section 210302(c)(3) of Pub. L. 103-322 effective 60 days after Sept. 13, 1994, see section 210302(c)(4) of Pub. L. 103-322, set out as an Effective Date note under section 10511 of this title.

EFFECTIVE DATE OF 1984 AMENDMENT

Amendment by Pub. L. 98-473 effective Oct. 12, 1984, see section 609AA(a) of Pub. L. 98-473, set out as an Effective Date note under section 10101 of this title.

CONSTRUCTION OF 2008 AMENDMENT

For construction of amendments by Pub. L. 110-199 and requirements for grants made under such amendments, see section 60504 of this title.

USE OF FUNDS AVAILABLE UNDER FORMER
SUBSECTION (a)(20)

Pub. L. 104-134, title I, §101[(a)] [title I, §114(b)(1)(B)(ii)], Apr. 26, 1996, 110 Stat. 1321, 1321-21, provided that: “Notwithstanding the provisions of subparagraph (A) [repealing sections 3796ii to 3796ii-8 of Title 42, The Public Health and Welfare], any funds that remain available to an applicant under paragraph (20) of [section 1001(a) of] title I of the Omnibus Crime Control and Safe Streets Act of 1968 [former 42 U.S.C. 3793(a)(20)] shall be used in accordance with part V of [title I of] such Act [former 42 U.S.C. 3796ii to 3796ii-8] as if [sic] such Act [part] was in effect on the day preceding the date of enactment of this Act [Apr. 26, 1996].”

FINANCIAL SUPPORT FOR PROGRAMS, ETC., DEVOTED TO
INTERNATIONAL ASPECTS OF CRIME PREVENTION AND
CRIMINAL JUSTICE

Pub. L. 96-132, §20(a), Nov. 30, 1979, 93 Stat. 1049, provided that: “The National Institute of Justice, the Bureau of Justice Statistics, and the Law Enforcement Assistance Administration are authorized to use funds, and to authorize States to use funds, for programs, projects or events devoted to the international aspects of crime prevention and criminal justice.”

§ 10262. State and local governments to consider courts

The Attorney General may require, as appropriate, that whenever a State or unit of local government or Indian tribe applies for a grant from the Department of Justice, the State, unit, or tribe demonstrate that, in developing the application and distributing funds, the State, unit, or tribe—

- (1) considered the needs of the judicial branch of the State, unit, or tribe, as the case may be;
- (2) consulted with the chief judicial officer of the highest court of the State, unit, or tribe, as the case may be; and
- (3) consulted with the chief law enforcement officer of the law enforcement agency responsible for the security needs of the judicial branch of the State, unit, or tribe, as the case may be.

(Pub. L. 110-177, title III, §302(c), Jan. 7, 2008, 121 Stat. 2539.)

Editorial Notes

CODIFICATION

Section was enacted as part of the Court Security Improvement Act of 2007, and not as part of title I of the Omnibus Crime Control and Safe Streets Act of 1968 which comprises this chapter.

Section was formerly classified to section 3702 of Title 42, The Public Health and Welfare, prior to editorial reclassification and renumbering as this section.

§ 10263. Oversight and accountability

All grants awarded by the Department of Justice that are authorized under this Act shall be subject to the following:

(1) Audit requirement

Beginning in fiscal year 2016, and each fiscal year thereafter, the Inspector General of the Department of Justice shall conduct audits of recipients of grants under this Act to prevent waste, fraud, and abuse of funds by grantees. The Inspector General shall determine the ap-

propriate number of grantees to be audited each year.

(2) Mandatory exclusion

A recipient of grant funds under this Act that is found to have an unresolved audit finding shall not be eligible to receive grant funds under this Act during the 2 fiscal years beginning after the 12-month period described in paragraph (5).

(3) Priority

In awarding grants under this Act, the Attorney General shall give priority to eligible entities that, during the 3 fiscal years before submitting an application for a grant under this Act, did not have an unresolved audit finding showing a violation in the terms or conditions of a Department of Justice grant program.

(4) Reimbursement

If an entity is awarded grant funds under this Act during the 2-fiscal-year period in which the entity is barred from receiving grants under paragraph (2), the Attorney General shall—

- (A) deposit an amount equal to the grant funds that were improperly awarded to the grantee into the General Fund of the Treasury; and
- (B) seek to recoup the costs of the repayment to the fund from the grant recipient that was erroneously awarded grant funds.

(5) Defined term

In this section, the term “unresolved audit finding” means an audit report finding in the final audit report of the Inspector General of the Department of Justice that the grantee has utilized grant funds for an unauthorized expenditure or otherwise unallowable cost that is not closed or resolved within a 12-month period beginning on the date when the final audit report is issued.

(6) Nonprofit organization requirements

(A) Definition

For purposes of this section and the grant programs described in this Act, the term “nonprofit organization” means an organization that is described in section 501(c)(3) of title 26 and is exempt from taxation under section 501(a) of such title.

(B) Prohibition

The Attorney General shall not award a grant under any grant program described in this Act to a nonprofit organization that holds money in offshore accounts for the purpose of avoiding paying the tax described in section 511(a) of title 26.

(C) Disclosure

Each nonprofit organization that is awarded a grant under a grant program described in this Act and uses the procedures prescribed in regulations to create a rebuttable presumption of reasonableness for the compensation of its officers, directors, trustees and key employees, shall disclose to the Attorney General, in the application for the grant, the process for determining such com-