

Editorial Notes

AMENDMENTS

2023—Par. (4)(A). Pub. L. 118–31 substituted “an agency” for “a agency”.

2002—Par. (5). Pub. L. 107–306 added par. (5).

1998—Par. (3). Pub. L. 105–244 substituted “section 1001” for “section 1141(a)”.

1996—Par. (4). Pub. L. 104–201 added par. (4).

Statutory Notes and Related Subsidiaries

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.

§ 1909. Fiscal year 1992 funding**(a) Authorization of appropriations to Fund**

There is hereby authorized to be appropriated to the Fund for fiscal year 1992 the sum of \$150,000,000.

(b) Authorization of obligations from Fund

During fiscal year 1992, there may be obligated from the Fund such amounts as may be provided in appropriations Acts, not to exceed \$35,000,000. Amounts made available for obligation from the Fund for fiscal year 1992 shall remain available until expended.

(Pub. L. 102–183, title VIII, § 809, Dec. 4, 1991, 105 Stat. 1277.)

§ 1910. Funding**(a) Fiscal years 1993 and 1994**

Amounts appropriated to carry out this chapter for fiscal years 1993 and 1994 shall remain available until expended.

(b) Fiscal years 1995 and 1996

There is authorized to be appropriated from, and may be obligated from, the Fund for each of the fiscal years 1995 and 1996 not more than the amount credited to the Fund in interest only for the preceding fiscal year under section 1904(e) of this title.

(c) Funding from Intelligence Community Management Account for fiscal years beginning with fiscal year 2005

In addition to amounts that may be made available to the Secretary under the Fund for a fiscal year, the Director of National Intelligence shall transfer to the Secretary from amounts appropriated for the Intelligence Community Management Account for each of fiscal years 2005 through 2021 \$8,000,000 to carry out the scholarship, fellowship, and grant programs under subparagraphs (A), (B), and (C), respectively, of section 1902(a)(1) of this title.

(d) Fiscal years beginning with fiscal year 2022

In addition to amounts that may be made available to the Secretary under the Fund for a fiscal year, there is authorized to be appropriated to the Secretary for each fiscal year, beginning with fiscal year 2022, \$8,000,000, to carry out the scholarship, fellowship, and grant programs under subparagraphs (A), (B), and (C), respectively, of section 1902(a)(1) of this title.

(Pub. L. 102–183, title VIII, § 810, as added Pub. L. 103–178, title III, § 311(c), Dec. 3, 1993, 107 Stat.

2037; amended Pub. L. 108–487, title VI, § 601(a), Dec. 23, 2004, 118 Stat. 3951; Pub. L. 116–260, div. W, title VI, § 619(a), Dec. 27, 2020, 134 Stat. 2401.)

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2020—Subsec. (c). Pub. L. 116–260, § 619(a)(1), substituted “for each of fiscal years 2005 through 2021” for “for each fiscal year, beginning with fiscal year 2005,”.

Subsec. (d). Pub. L. 116–260, § 619(a)(2), added subsec. (d).

2004—Subsec. (c). Pub. L. 108–487 added subsec. (c).

§ 1911. Additional annual authorization of appropriations**(a) In general**

In addition to amounts that may be made available to the Secretary under the Fund for a fiscal year, there is authorized to be appropriated to the Secretary for each fiscal year, beginning with fiscal year 2020, \$16,000,000, to carry out the grant program for the National Flagship Language Initiative under section 1902(a)(1)(D) of this title.

(b) Funding from Intelligence Community Management Account for fiscal years beginning with fiscal year 2005

In addition to amounts that may be made available to the Secretary under the Fund for a fiscal year, the Director of National Intelligence shall transfer to the Secretary from amounts appropriated for the Intelligence Community Management Account for each of fiscal years 2005 through 2021 \$6,000,000 to carry out the grant program for the National Flagship Language Initiative under section 1902(a)(1)(D) of this title.

(c) Availability of appropriated funds

Amounts made available under this section shall remain available until expended.

(Pub. L. 102–183, title VIII, § 811, as added Pub. L. 107–306, title III, § 333(b), Nov. 27, 2002, 116 Stat. 2397; amended Pub. L. 108–487, title VI, § 602(b), Dec. 23, 2004, 118 Stat. 3953; Pub. L. 116–92, div. A, title XVI, § 1623, Dec. 20, 2019, 133 Stat. 1735; Pub. L. 116–260, div. W, title VI, § 619(b), Dec. 27, 2020, 134 Stat. 2401.)

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2020—Subsec. (a). Pub. L. 116–260, § 619(b)(1), which directed substitution of “\$16,000,000” for “\$10,000,000”, could not be executed because “\$10,000,000” did not appear in text after the amendment by Pub. L. 116–92. See 2019 Amendment note below.

Subsec. (b). Pub. L. 116–260, § 619(b)(2), substituted “for each of fiscal years 2005 through 2021” for “for each fiscal year, beginning with fiscal year 2005,”.

2019—Subsec. (a). Pub. L. 116–92, which directed amendment of section 811(a) of the Fair Chance Act (50 U.S.C. 1911(a)) by substituting “fiscal year 2020” for “fiscal year 2003” and “\$16,000,000” for “\$10,000,000”, was executed to subsec. (a) of this section, which is section 811 of the David L. Boren National Security Education Act of 1991, to reflect the probable intent of Congress.

2004—Subsecs. (b), (c). Pub. L. 108–487 added subsecs. (b) and (c) and struck out heading and text of former subsec. (b). Text read as follows: “Amounts appropriated pursuant to the authorization of appropriations

under subsection (a) shall remain available until expended.”

Statutory Notes and Related Subsidiaries

EFFECTIVE DATE

Section effective on the date the Secretary of Defense submits the report required under section 334 of Pub. L. 107-306 and notifies the appropriate committees of Congress that the programs carried out under this chapter are being managed in a fiscally and programmatically sound manner, see section 333(c) of Pub. L. 107-306, set out as an Effective Date of 2002 Amendment note under section 1902 of this title.

§ 1912. Funding for scholarship program for advanced English language studies by heritage community citizens

(a) Funding from Intelligence Community Management Account

In addition to amounts that may be made available to the Secretary under the Fund for a fiscal year, the Director of National Intelligence shall transfer to the Secretary from amounts appropriated for the Intelligence Community Management Account for each of fiscal years 2005 through 2021 \$2,000,000 to carry out the scholarship programs for English language studies by certain heritage community citizens under section 1902(a)(1)(E) of this title.

(b) Fiscal years beginning with fiscal year 2022

In addition to amounts that may be made available to the Secretary under the Fund for a fiscal year, there is authorized to be appropriated to the Secretary for each fiscal year, beginning with fiscal year 2022, \$2,000,000, to carry out the scholarship programs for English language studies by certain heritage community citizens under section 1902(a)(1)(E) of this title.

(c) Availability of funds

Amounts made available under this section shall remain available until expended.

(Pub. L. 102-183, title VIII, § 812, as added Pub. L. 108-487, title VI, § 603(b), Dec. 23, 2004, 118 Stat. 3954; amended Pub. L. 116-260, div. W, title VI, § 619(c), Dec. 27, 2020, 134 Stat. 2401.)

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2020—Subsec. (a). Pub. L. 116-260, § 619(c)(1), substituted “for each of fiscal years 2005 through 2021” for “for each fiscal year, beginning with fiscal year 2005.”

Subsec. (b). Pub. L. 116-260, § 619(c)(3), added subsec. (b). Former subsec. (b) redesignated (c).

Subsec. (c). Pub. L. 116-260, § 619(c)(2), (4), redesignated subsec. (b) as (c) and substituted “this section” for “subsection (a)”.

§ 1913. National Language Service Corps

(a) Establishment

(1) The Secretary of Defense may establish and maintain within the Department of Defense a National Language Service Corps (in this section referred to as the “Corps”).

(2) The purpose of the Corps is to provide a pool of nongovernmental personnel with foreign language skills who, as provided in regulations prescribed under this section, agree to provide foreign language services to the Department of

Defense or another department or agency of the United States.

(b) National Security Education Board

If the Secretary establishes the Corps, the Secretary shall provide for the National Security Education Board to oversee and coordinate the activities of the Corps to such extent and in such manner as determined by the Secretary under paragraph (9) of section 1903(d) of this title.

(c) Membership

To be eligible for membership in the Corps, a person must be a citizen of the United States authorized by law to be employed in the United States, have attained the age of 18 years, and possess such foreign language skills as the Secretary considers appropriate for membership in the Corps.

(d) Training

The Secretary may provide members of the Corps such training as the Secretary prescribes for purposes of this section.

(e) Service

Upon a determination that it is in the national interests of the United States, the Secretary shall call upon members of the Corps to provide foreign language services to the Department of Defense or another department or agency of the United States. If a member of the Corps is, as of the time of such determination, employed by or performing under a contract for an element of another Federal agency, the Secretary shall first obtain the concurrence of the head of that agency.

(f) Funding

The Secretary may impose fees, in amounts up to full-cost recovery, for language services and technical assistance rendered by members of the Corps. Amounts of fees received under this section shall be credited to the account of the Department providing funds for any costs incurred by the Department in connection with the Corps. Amounts so credited to such account shall be merged with amounts in such account, and shall be available to the same extent, and subject to the same conditions and limitations, as amounts in such account. Any amounts so credited shall remain available until expended.

(Pub. L. 102-183, title VIII, § 813, as added Pub. L. 112-239, div. A, title IX, § 954(a), Jan. 2, 2013, 126 Stat. 1895.)

§ 1914. Department of Defense program to protect United States students against foreign agents

(a) Program

The Secretary of Defense shall develop and implement a program to prepare United States students studying abroad through Department of Defense National Security Education Programs to recognize and protect themselves against recruitment efforts by intelligence agents.

(b) Briefing

Not later than 180 days after December 12, 2017, the Secretary of Defense shall provide to the Committees on Armed Services of the Sen-