

Labor shall provide assistance and services to the Secretary, and to State approving agencies, to increase the use of apprenticeships.

(2) In conjunction with outreach services provided by the Secretary under chapter 77 of this title for education and training benefits, each State approving agency shall conduct outreach programs and provide outreach services to eligible persons and veterans about education and training benefits available under applicable Federal and State law.

(e) A program of education exclusively by correspondence, and the correspondence portion of a combination correspondence-residence course leading to a vocational objective, that is offered by an educational institution (as defined in section 3452(c) of this title) may be approved only if (1) the educational institution is accredited by an entity recognized by the Secretary of Education, and (2) at least 50 percent of those pursuing such a program or course require six months or more to complete the program or course.

(Added Pub. L. 88-126, § 1, Sept. 23, 1963, 77 Stat. 158, § 1772; amended Pub. L. 89-358, § 3(a)(7), (8), Mar. 3, 1966, 80 Stat. 20, 21; Pub. L. 91-219, title II, § 211, Mar. 26, 1970, 84 Stat. 83; Pub. L. 92-540, title IV, § 403(3)-(5), Oct. 24, 1972, 86 Stat. 1090; Pub. L. 96-466, title V, § 502, Oct. 17, 1980, 94 Stat. 2203; Pub. L. 97-295, § 4(50), Oct. 12, 1982, 96 Stat. 1308; Pub. L. 101-237, title IV, § 423(b)(1)(A), Dec. 18, 1989, 103 Stat. 2092; renumbered § 3672 and amended Pub. L. 102-83, § 5(a), (c)(1), Aug. 6, 1991, 105 Stat. 406; Pub. L. 103-446, title VI, § 605(a)(1), Nov. 2, 1994, 108 Stat. 4671; Pub. L. 107-103, title III, § 303, Dec. 27, 2001, 115 Stat. 992; Pub. L. 108-454, title I, §§ 104(a),(b), 110(b), Dec. 10, 2004, 118 Stat. 3601, 3602, 3605.)

#### AMENDMENTS

2004—Subsec. (c). Pub. L. 108-454, §§ 104(a), 110(b)(1), designated existing provisions as par. (1), redesignated former par. (1) as subpar. (A) of par. (1) and inserted “apprenticeship” before “standards”, redesignated former par. (2) as subpar. (B) of par. (1), and added pars. (2) to (4).

Subsec. (d)(1). Pub. L. 108-454, §§ 104(b), 110(b)(2), substituted “of apprenticeship and on the job training programs” for “of programs of training on the job (including programs of apprenticeship)” and inserted at end “The Secretary of Labor shall provide assistance and services to the Secretary, and to State approving agencies, to increase the use of apprenticeships.”

2001—Subsec. (d). Pub. L. 107-103 designated existing provisions as par. (1), inserted “and State approving agencies” before “shall actively promote”, and added par. (2).

1994—Subsec. (e). Pub. L. 103-446 added subsec. (e).

1991—Pub. L. 102-83, § 5(a), renumbered section 1772 of this title as this section.

Subsec. (a). Pub. L. 102-83, § 5(c)(1), substituted “3536” for “1736”.

Subsec. (c). Pub. L. 102-83, § 5(c)(1), substituted “3687(a)(1)” for “1787(a)(1)” in concluding provisions.

Subsec. (d). Pub. L. 102-83, § 5(c)(1), substituted “3677 and 3687” for “1777 and 1787” and “4103A” for “2003A”.

1989—Pub. L. 101-237 substituted “Secretary” for “Administrator” wherever appearing.

1982—Subsecs. (a), (b). Pub. L. 97-295, § 4(50)(A), inserted “of this title” after “34 and 35” wherever appearing.

Subsec. (c)(1). Pub. L. 97-295, § 4(50)(B), substituted “section 2 of the Act of August 16, 1937 (popularly known as the ‘National Apprenticeship Act’) (29 U.S.C. 50a),” for “section 50a of title 29”.

1980—Subsec. (d). Pub. L. 96-466 added subsec. (d).

1972—Subsec. (a). Pub. L. 92-540, § 403(3), (4), inserted “this chapter and” before “chapters 34 and 35” and substituted “1736” for “1737”.

Subsec. (b). Pub. L. 92-540, § 403(3), inserted “this chapter and” before “chapters 34 and 35”.

Subsec. (c). Pub. L. 92-540, § 403(5), substituted “1787(a)(1)” for “1683(a)(1)”.

1970—Subsec. (c). Pub. L. 91-219 added subsec. (c).

1966—Subsec. (a). Pub. L. 89-358, § 3(a)(7), (8), substituted “under subchapter V of chapter 35 of this title” for “under subchapter V of this chapter” in first sentence, and substituted “chapters 34 and 35” for “this chapter” twice in first sentence, and wherever appearing in second, third, and fourth sentences, and inserted “or veteran” after “eligible person”, in first sentence.

Subsec. (b). Pub. L. 89-358, § 3(a)(7), substituted “chapters 34 and 35” for “this chapter”.

#### EFFECTIVE DATE OF 1994 AMENDMENT

Section 605(b) of Pub. L. 103-446 provided that: “The amendments made by subsection (a) [amending this section and sections 3675, 3680, and 3686 of this title] shall apply with respect to programs of education exclusively by correspondence and to correspondence-residence courses commencing more than 90 days after the date of the enactment of this Act [Nov. 2, 1994].”

#### EFFECTIVE DATE OF 1980 AMENDMENT

Amendment by Pub. L. 96-466 effective Oct. 1, 1980, see section 802(e) of Pub. L. 96-466, set out as a note under section 4101 of this title.

### § 3673. Cooperation

(a) The Secretary and each State approving agency shall take cognizance of the fact that definite duties, functions, and responsibilities are conferred upon the Secretary and each State approving agency under the educational programs established under this chapter and chapters 34 and 35 of this title. To assure that such programs are effectively and efficiently administered, the cooperation of the Secretary and the State approving agencies is essential. It is necessary to establish an exchange of information pertaining to activities of educational institutions, and particular attention should be given to the enforcement of approval standards, enforcement of enrollment restrictions, and fraudulent and other criminal activities on the part of persons connected with educational institutions in which eligible persons or veterans are enrolled under this chapter and chapters 34 and 35 of this title.

(b) The Secretary will furnish the State approving agencies with copies of such Department of Veterans Affairs informational material as may aid them in carrying out chapters 34 and 35 of this title.

(Added Pub. L. 88-126, § 1, Sept. 23, 1963, 77 Stat. 158, § 1773; amended Pub. L. 89-358, § 3(a)(7), (11), Mar. 3, 1966, 80 Stat. 20, 21; Pub. L. 92-540, title IV, § 403(6), Oct. 24, 1972, 86 Stat. 1090; Pub. L. 97-295, § 4(51), Oct. 12, 1982, 96 Stat. 1308; Pub. L. 101-237, title IV, § 423(b)(1), Dec. 18, 1989, 103 Stat. 2092; renumbered § 3673, Pub. L. 102-83, § 5(a), Aug. 6, 1991, 105 Stat. 406.)

#### AMENDMENTS

1991—Pub. L. 102-83 renumbered section 1773 of this title as this section.

1989—Pub. L. 101-237 substituted “Secretary” for “Administrator” wherever appearing in subsecs. (a) and (b) and “Department of Veterans Affairs” for “Veterans Administration” in subsec. (b).

1982—Pub. L. 97-295 inserted “of this title” after “34 and 35” wherever appearing.

1972—Subsec. (a). Pub. L. 92-540 inserted “this chapter and” before “chapters 34 and 35” wherever appearing.

1966—Subsec. (a). Pub. L. 89-358, §3(a)(7), (11), substituted “chapters 34 and 35” for “this chapter” twice and inserted “or veterans” after “eligible persons”.

Subsec. (b). Pub. L. 89-358, §3(a)(7), substituted “chapters 34 and 35” for “this chapter”.

**§ 3674. Reimbursement of expenses**

(a)(1) Subject to paragraphs (2) through (4) of this subsection, the Secretary is authorized to enter into contracts or agreements with State and local agencies to pay such State and local agencies for reasonable and necessary expenses of salary and travel incurred by employees of such agencies and an allowance for administrative expenses in accordance with the formula contained in subsection (b) of this section in (A) rendering necessary services in ascertaining the qualifications of educational institutions for furnishing courses of education to eligible persons or veterans under this chapter and chapters 30 through 35 of this title and chapter 106 of title 10, and in the supervision of such educational institutions, and (B) furnishing, at the request of the Secretary, any other services in connection with such chapters. Each such contract or agreement shall be conditioned upon compliance with the standards and provisions of such chapters. The Secretary may also reimburse such agencies for work performed by their subcontractors where such work has a direct relationship to the requirements of such chapters, and has had the prior approval of the Secretary.

(2)(A) The Secretary shall make payments to State and local agencies, out of amounts available for the payment of readjustment benefits, for the reasonable and necessary expenses of salary and travel incurred by employees of such agencies in carrying out contracts or agreements entered into under this section, for expenses approved by the Secretary that are incurred in carrying out activities described in section 3674A(a)(3) of this title (except for administrative overhead expenses allocated to such activities), and for the allowance for administrative expenses described in subsection (b).

(B) The Secretary shall make such a payment to an agency within a reasonable time after the agency has submitted a report pursuant to paragraph (3) of this subsection.

(C) Subject to paragraph (4) of this subsection, the amount of any such payment made to an agency for any period shall be equal to the amount of the reasonable and necessary expenses of salary and travel certified by such agency for such period in accordance with paragraph (3) of this subsection plus the allowance for administrative expenses described in subsection (b) and the amount of expenses approved by the Secretary that are incurred in carrying out activities described in section 3674A(a)(3) of this title for such period (except for administrative overhead expenses allocated to such activities).

(3) Each State and local agency with which a contract or agreement is entered into under this section shall submit to the Secretary on a monthly or quarterly basis, as determined by

the agency, a report containing a certification of the reasonable and necessary expenses incurred for salary and travel by such agency under such contract or agreement for the period covered by the report. The report shall be submitted in the form and manner required by the Secretary.

(4) The total amount made available under this section for any fiscal year may not exceed \$13,000,000 or, for each of fiscal years 2001 and 2002, \$14,000,000, for fiscal year 2003, \$14,000,000, for fiscal year 2004, \$18,000,000, for fiscal year 2005, \$18,000,000, for fiscal year 2006, \$19,000,000, and for fiscal year 2007, \$19,000,000. For any fiscal year in which the total amount that would be made available under this section would exceed the amount applicable to that fiscal year under the preceding sentence except for the provisions of this paragraph, the Secretary shall provide that each agency shall receive the same percentage of the amount applicable to that fiscal year under the preceding sentence as the agency would have received of the total amount that would have been made available without the limitation of this paragraph.

(b) The allowance for administrative expenses incurred pursuant to subsection (a) of this section shall be paid in accordance with the following formula:

Total salary cost reimbursable under this section	Allowable for administrative expense
\$5,000 or less .....	\$693.
Over \$5,000 but not exceeding \$10,000.	\$1,247.
Over \$10,000 but not exceeding \$35,000.	\$1,247 for the first \$10,000, plus \$1,155 for each additional \$5,000 or fraction thereof.
Over \$35,000 but not exceeding \$40,000.	\$7,548.
Over \$40,000 but not exceeding \$75,000.	\$7,548 for the first \$40,000, plus \$999 for each additional \$5,000 or fraction thereof.
Over \$75,000 but not exceeding \$80,000.	\$14,969.
Over \$80,000 .....	\$14,969 for the first \$80,000, plus \$872 for each additional \$5,000 or fraction thereof.

(c) Each State and local agency with which the Secretary contracts or enters into an agreement under subsection (a) of this section shall report to the Secretary periodically, but not less often than annually, as determined by the Secretary, on the activities in the preceding twelve months (or the period which has elapsed since the last report under this subsection was submitted) carried out under such contract or agreement. Each such report shall describe, in such detail as the Secretary shall prescribe, services performed and determinations made in connection with ascertaining the qualifications of educational institutions in connection with this chapter and chapters 32, 34, and 35 of this title and in supervising such institutions.

(Added Pub. L. 88-126, §1, Sept. 23, 1963, 77 Stat. 159, §1774; amended Pub. L. 89-358, §3(a)(7), (8), (11), Mar. 3, 1966, 80 Stat. 20, 21; Pub. L. 90-631, §4, Oct. 23, 1968, 82 Stat. 1334; Pub. L. 92-540, title IV, §403(7), 411, Oct. 24, 1972, 86 Stat. 1090, 1092; Pub. L. 93-508, title II, §210(1), Dec. 3, 1974, 88