

and from there to Federal Security Agency by Reorg. Plan No. 1 of 1939, and in 1946 abolishment of Board and its functions by Reorg. Plan No. 2 of 1946, see notes set out under section 11 of this title.

**§ 25. Deductions from allotments when preceding allotments have not been expended**

Whenever any portion of the fund annually allotted to any State has not been expended for the purpose provided for in this chapter, a sum equal to such portion shall be deducted by the Department of Education from the next succeeding annual allotment from such fund to such State.

(Feb. 23, 1917, ch. 114, §15, 39 Stat. 936; Ex. Ord. No. 6166, §15, June 10, 1933; 1939 Reorg. Plan No. I, §§201, 204, eff. July 1, 1939, 4 F.R. 2728, 53 Stat. 1424; 1953 Reorg. Plan No. 1, §§5, 8, eff. Apr. 11, 1953, 18 F.R. 2053, 67 Stat. 631; Oct. 17, 1979, Pub. L. 96-88, title III, §301, title V, §507, 93 Stat. 677, 692.)

REFERENCES IN TEXT

This chapter, referred to in text, was in the original "this Act", meaning act Feb. 23, 1917, which was classified to sections 11 to 15 and 16 to 28 of this title. Other sections formerly contained in this chapter were based on other acts, and have been omitted or repealed.

TRANSFER OF FUNCTIONS

"Department of Education" substituted in text for "Department of Health, Education, and Welfare" pursuant to sections 301 and 507 of Pub. L. 96-88, which are classified to sections 3441 and 3507 of this title and which transferred functions and offices (relating to education) of Department of Health, Education, and Welfare to Department of Education.

Functions of Federal Security Administrator transferred to Secretary of Health, Education, and Welfare and all agencies of Federal Security Agency transferred to Department of Health, Education, and Welfare by section 5 of Reorg. Plan No. 1 of 1953, set out in the Appendix to Title 5, Government Organization and Employees. Federal Security Agency and office of Administrator abolished by section 8 of Reorg. Plan No. 1 of 1953.

Transfer of functions of Federal Board for Vocational Education to Department of the Interior under Ex. Ord. No. 6166, set out as a note under section 901 of Title 5, and from there to Federal Security Agency by Reorg. Plan No. 1 of 1939, and in 1946 abolishment of Board and its functions by Reorg. Plan No. 2 of 1946, see notes set out under section 11 of this title.

**§ 26. Withholding allotments**

The Department of Education may withhold the allotment of moneys to any State whenever it shall be determined that such moneys are not being expended for the purposes and under the conditions of this chapter.

If any allotment is withheld from any State, the State board of such State may appeal to the Congress of the United States, and if the Congress shall not direct such sum to be paid it shall be covered into the Treasury.

(Feb. 23, 1917, ch. 114, §16, 39 Stat. 936; Ex. Ord. No. 6166, §15, June 10, 1933; 1939 Reorg. Plan No. I, §§201, 204, eff. July 1, 1939, 4 F.R. 2728, 53 Stat. 1424; 1953 Reorg. Plan No. 1, §§5, 8, eff. Apr. 11, 1953, 18 F.R. 2053, 67 Stat. 631; Oct. 17, 1979, Pub. L. 96-88, title III, §301, title V, §507, 93 Stat. 677, 692.)

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**§ 27. Loss of funds; replacing; limitation on use**

If any portion of the moneys received by the custodian for vocational education of any State under this chapter, for any given purpose named in this chapter, shall, by any action or contingency, be diminished or lost, it shall be replaced by such State, and until so replaced no subsequent appropriation for such education shall be paid to such State. No portion of any moneys appropriated under this chapter for the benefit of the States shall be applied, directly or indirectly, to the purchase, erection, preservation, or repair of any building or buildings or equipment, or for the purchase or rental of lands, or for the support of any religious or privately owned or conducted school or college.

(Feb. 23, 1917, ch. 114, §17, 39 Stat. 936.)

REFERENCES IN TEXT

This chapter, referred to in text, was in the original "this Act", meaning act Feb. 23, 1917, which was classified to sections 11 to 15 and 16 to 28 of this title. Other sections formerly contained in this chapter were based on other acts, and have been omitted or repealed.

**§ 28. Repealed. Pub. L. 104-66, title I, § 1041(e), Dec. 21, 1995, 109 Stat. 715**

Section, acts Feb. 23, 1917, ch. 114, §18, 39 Stat. 936; Ex. Ord. No. 6166, §15, June 10, 1933; 1939 Reorg. Plan No. I, §§201, 204, eff. July 1, 1939, 4 F.R. 2728, 53 Stat. 1424; 1953 Reorg. Plan No. 1, §§5, 8, eff. Apr. 11, 1953, 18 F.R. 2053, 67 Stat. 631; Oct. 17, 1979, Pub. L. 96-88, title III, §301, title V, §507, 93 Stat. 677, 692, directed Department of Education to report annually to Congress on administration of this chapter, including reports made by State boards and expenditure of money allotted to each State.

**§ 29. Repealed. Pub. L. 86-624, § 14(b)(1), July 12, 1960, 74 Stat. 413**

Section, act Mar. 10, 1924, ch. 46, §4, 43 Stat. 18, extended benefits of chapter to Territory of Hawaii.

EFFECTIVE DATE OF REPEAL

Repeal applicable in the case of fiscal years beginning after June 30, 1960, see section 47(c) of Pub. L. 86-624, set out as an Effective Date of 1960 Amendment note under section 12 of this title.

**§§ 30 to 34. Repealed. Pub. L. 90-576, title I, § 103, Oct. 16, 1968, 82 Stat. 1091**

Section 30, acts Mar. 3, 1931, ch. 404, § 1, 46 Stat. 1489; May 17, 1932, ch. 190, 47 Stat. 158, extended to Puerto Rico the benefits of sections 11-15, 16, and 18-28 of this title.

Section 31, act Mar. 18, 1950, ch. 71, § 1, 64 Stat. 27, extended to Virgin Islands the benefits of Vocational Education Act of 1946 (sections 15i to 15m, 15o to 15q, 15aa to 15jj, and 15aaa to 15ggg of this title).

Section 32, act Mar. 18, 1950, ch. 71, § 2, 64 Stat. 27; 1953 Reorg. Plan No. 1, §§ 5, 8, eff. Apr. 11, 1953, 18 F.R. 2053, 67 Stat. 631, authorized distribution of funds to Virgin Islands.

Section 33, act Mar. 18, 1950, ch. 71, § 3, 64 Stat. 27; 1953 Reorg. Plan No. 1, §§ 5, 8, eff. Apr. 11, 1953, 18 F.R. 2053, 67 Stat. 631, set conditions governing use and payment of funds in Virgin Islands.

Section 34, act Aug. 1, 1956, ch. 852, § 9, 70 Stat. 909, extended to Guam the benefits of Vocational Education Act of 1946.

EFFECTIVE DATE OF REPEAL

Section 103 of Pub. L. 90-576 provided that the repeal is effective July 1, 1969.

**§§ 35 to 35n. Omitted**

CODIFICATION

Sections 35, 35 note, and 35a to 35n, which were enacted by Part A of Pub. L. 88-210, §§1-10, 12-17, Dec. 18, 1963, 77 Stat. 403 to 415, to be known as the "Vocational Education Act of 1963" were omitted in the general reorganization of Pub. L. 88-210 by Pub. L. 90-576, title I, §101, Oct. 16, 1968, 82 Stat. 1064, which redesignated such Part A as title I of Pub. L. 88-210 and, as so redesignated, completely reorganized such title I and authorized its citation as the "Vocational Education Act of 1963". Such act, as redesignated and reorganized, was classified to section 1241 et seq. of this title.

Section 35, Pub. L. 88-210, § 1, Dec. 18, 1963, 77 Stat. 403, set out declaration of policy as to sections 35 to 35n of this title.

Section 35 note, Pub. L. 88-210, §17, Dec. 18, 1963, 77 Stat. 415, named sections 1-17 of Pub. L. 88-210 the "Vocational Education Act of 1963". See Short Title note set out under section 2301 of this title.

Section 35a, Pub. L. 88-210, § 2, Dec. 18, 1963, 77 Stat. 403, authorized annual appropriations.

Section 35b, Pub. L. 88-210, § 3, Dec. 18, 1963, 77 Stat. 403, covered determination of allotment to be made to each State of sums appropriated under section 35a of this title.

Section 35c, Pub. L. 88-210, § 4, Dec. 18, 1963, 77 Stat. 405, set out allowable uses for allotments.

Section 35d, Pub. L. 88-210, § 5, Dec. 18, 1963, 77 Stat. 405, set out requisite elements of State plan and covered the designation of State board and State advisory council, policy and procedure for allocation of allotment, qualifications of persons under the plan, arrangements with public employment offices, accounting and fiscal control, labor standards, and reports.

Section 35e, Pub. L. 88-210, § 6, Dec. 18, 1963, 77 Stat. 407, set conditions for payments to States.

Section 35f, Pub. L. 88-210, § 7, Dec. 18, 1963, 77 Stat. 408, provided for application of labor standards under the Davis-Bacon Act (40 U.S.C. 276a to 276a-5) to construction projects assisted under sections 35 to 35n of this title.

Section 35g, Pub. L. 88-210, § 8, Dec. 18, 1963, 77 Stat. 408, defined terms used in sections 35 to 35n of this title.

Section 35h, Pub. L. 88-210, § 9, Dec. 18, 1963, 77 Stat. 410, established Advisory Committee on Vocational Education.

Section 35i, Pub. L. 88-210, § 10, Dec. 18, 1963, 77 Stat. 410, covered uses of allotments obtained under other statutes.

Section 35j, Pub. L. 88-210, § 12, Dec. 18, 1963, 77 Stat. 411, established Advisory Council on Vocational Education.

Section 35k, Pub. L. 88-210, § 13, Dec. 18, 1963, 77 Stat. 412, provided for creation and funding of work-study programs.

Section 35l, Pub. L. 88-210, § 14, Dec. 18, 1963, 77 Stat. 414, authorized grants for residential vocational education schools.

Section 35m, Pub. L. 88-210, § 15, Dec. 18, 1963, 77 Stat. 415, authorized appropriations for work-study and residential schools.

Section 35n, Pub. L. 88-210, § 16, Dec. 18, 1963, 77 Stat. 415, prohibited statutory construction authorizing Federal direction, supervision, or controls of programs under sections 35 to 35n of this title.

**CHAPTER 3—SMITHSONIAN INSTITUTION, NATIONAL MUSEUMS AND ART GALLERIES**

SUBCHAPTER I—CHARTER PROVISIONS

- Sec.
- 41. Incorporation of institution.
- 42. Board of Regents; members.
- 43. Appointment of regents; terms of office; vacancies.
- 44. Organization of board; expenses; gratuitous services.
- 45. Special meetings of members.
- 46. Duties of Secretary.
- 46a. Employment of aliens by Secretary.
- 47. Acting Secretary.
- 48. Salary and removal of Secretary and assistants.
- 49. Statement of expenditures.
- 50. Reception and arrangement of specimens and objects of art.
- 50a. Gellatly art collection; estimates of sums needed for preservation and maintenance.
- 51. Library.
- 52. Evidence of title to site and buildings.
- 53. Protection of property.
- 53a. Authorization of appropriations.
- 54. Appropriation of interest.
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- 56. Disposal of unappropriated money.
- 57. Disbursements.
- 58. Annual report of salaries.
- 59. Collections of National Ocean Survey, United States Geological Survey, and others deposited in National Museum.
- 60. Army articles furnished to National Museum.
- 61 to 65. Repealed.
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- 66. Repealed.
- 67. Right of repeal.
- 68. Repealed.
- 69. Anthropological researches; cooperation of Institution with States, educational institutions, or scientific organizations.
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SUBCHAPTER II—NATIONAL GALLERY OF ART

- 71. Designation of site.
- 71a. Additions; payment of construction costs from trust funds.
- 71b. Status of completed addition.
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