

such amount shall be utilized in each such fiscal year for activities under section 1235b(1)(C) of this title.

(Pub. L. 90-247, title IV, § 476, formerly Pub. L. 89-10, title IV, § 4706, as added Pub. L. 102-545, § 3, Oct. 27, 1992, 106 Stat. 3589; renumbered § 476 of Pub. L. 90-247 and amended Pub. L. 103-252, title I, § 121(a)(1), (2)(D), (c), May 18, 1994, 108 Stat. 649.)

#### REFERENCES IN TEXT

Section 1235a of this title, referred to in subsec. (a), was in the original a reference to section 4702, meaning section 4702 of the Elementary and Secondary Education Act of 1965. Section 4702 of that Act was renumbered section 472 of the General Education Provisions Act by Pub. L. 103-252, title I, § 121(a)(1), May 18, 1994, 108 Stat. 649, and was transferred to section 1235a of this title.

#### CODIFICATION

Section was formerly classified to section 3161e of this title prior to renumbering by Pub. L. 103-252.

#### AMENDMENTS

1994—Subsec. (a). Pub. L. 103-252, § 121(c), substituted “\$30,000,000 for fiscal year 1995” for “\$25,000,000 for fiscal year 1993” and “for each of fiscal years 1996 and 1998” for “for fiscal year 1994”.

Subsec. (b). Pub. L. 103-252, § 121(a)(2)(D), substituted “1235b(1)(C)” for “3161b(1)(C)”.

#### EFFECTIVE DATE OF 1994 AMENDMENT

Amendment by Pub. L. 103-252 effective May 18, 1994, but not applicable to Head Start agencies and other recipients of financial assistance under the Head Start Act (42 U.S.C. 9831 et seq.) until Oct. 1, 1994, see section 127 of Pub. L. 103-252, set out as a note under section 9832 of Title 42, The Public Health and Welfare.

### § 1235f. Administrative costs

With respect to the implementation of section 1235a<sup>1</sup> of this title, entities receiving a contract, cooperative agreement, or grant from the Secretary may use up to 5 percent of the amounts received under such section for the normal and customary expenses of administering the contract, cooperative agreement, or grant.

(Pub. L. 90-247, title IV, § 477, formerly Pub. L. 89-10, title IV, § 4707, as added Pub. L. 102-545, § 3, Oct. 27, 1992, 106 Stat. 3589; renumbered § 477 of Pub. L. 90-247, Pub. L. 103-252, title I, § 121(a)(1), May 18, 1994, 108 Stat. 649.)

#### REFERENCES IN TEXT

Section 1235a of this title, referred to in text, was in the original a reference to section 4702, meaning section 4702 of the Elementary and Secondary Education Act of 1965. Section 4702 of that Act was renumbered section 472 of the General Education Provisions Act by Pub. L. 103-252, title I, § 121(a)(1), May 18, 1994, 108 Stat. 649, and was transferred to section 1235a of this title.

#### CODIFICATION

Section was formerly classified to section 3161f of this title prior to renumbering by Pub. L. 103-252.

### § 1235g. “Distance learning” defined

For the purposes of this subchapter, the term “distance learning” means the transmission of educational or instructional programming to

geographically dispersed individuals and groups via telecommunications.

(Pub. L. 90-247, title IV, § 478, formerly Pub. L. 89-10, title IV, § 4708, as added Pub. L. 102-545, § 3, Oct. 27, 1992, 106 Stat. 3589; renumbered § 478 of Pub. L. 90-247, Pub. L. 103-252, title I, § 121(a)(1), May 18, 1994, 108 Stat. 649.)

#### CODIFICATION

Section was formerly classified to section 3161g of this title prior to renumbering by Pub. L. 103-252.

## CHAPTER 32—VOCATIONAL EDUCATION

#### CODIFICATION

The Vocational Education Act of 1963, Pub. L. 88-210, title I, as added Pub. L. 90-576, title I, Oct. 16, 1968, 82 Stat. 1064, formerly classified to this chapter, was completely amended and reorganized by the Education Amendments of 1976, Pub. L. 94-482, title II, § 202(a), Oct. 12, 1976, 90 Stat. 2169, and was classified to section 2301 et seq. of this title. For subsequent revision of Pub. L. 88-210 and redesignation as the Carl D. Perkins Vocational and Applied Technology Education Act, see note set out preceding section 2301 of this title.

### §§ 1241 to 1244. Omitted

#### CODIFICATION

Section 1241, Pub. L. 88-210, title I, § 101, as added Pub. L. 90-576, title I, § 101(b), Oct. 16, 1968, 82 Stat. 1064, set forth Congressional declaration of purpose for vocational education assistance by Federal government.

Section 1242, Pub. L. 88-210, title I, § 102, as added Pub. L. 90-576, title I, § 101(b), Oct. 16, 1968, 82 Stat. 1064; amended Pub. L. 91-230, title VII, § 701, Apr. 13, 1970, 84 Stat. 188; Pub. L. 92-318, title II, § 201, June 23, 1972, 86 Stat. 325; Pub. L. 93-380, title VIII, § 841(a)(1), Aug. 21, 1974, 88 Stat. 606; Pub. L. 94-482, title II, § 201(a)-(c), Oct. 12, 1976, 90 Stat. 2168, authorized appropriations for vocational education assistance programs, etc.

Section 1243, Pub. L. 88-210, title I, § 103, as added Pub. L. 90-576, title I, § 101(b), Oct. 16, 1968, 82 Stat. 1065; amended Pub. L. 91-230, title VII, § 702, Apr. 13, 1970, 84 Stat. 189; Pub. L. 94-273, § 9(3), Apr. 21, 1976, 90 Stat. 378; Pub. L. 94-482, title II, § 201(d), Oct. 12, 1976, 90 Stat. 2168, set forth provisions relating to allotments among States of vocational education assistance.

Section 1244, Pub. L. 88-210, title I, § 104, as added Pub. L. 90-576, title I, § 101(b), Oct. 16, 1968, 82 Stat. 1066; amended Pub. L. 91-230, title IV, § 401(h)(6), title VII, § 703, Apr. 13, 1970, 84 Stat. 174, 189; Pub. L. 92-318, title II, § 209, title V, § 509(b), June 23, 1972, 86 Stat. 326, 353; Pub. L. 93-380, title VIII, §§ 841(a)(1)-(3), 845(g), Aug. 21, 1974, 88 Stat. 606, 607, 612; Pub. L. 93-567, title I, § 108, Dec. 31, 1974, 88 Stat. 1849; Pub. L. 94-273, § 3(13), Apr. 21, 1976, 90 Stat. 376; Pub. L. 94-482, title II, § 201(e), (f), Oct. 12, 1976, 90 Stat. 2168, authorized establishment of National and State Advisory Councils on Vocational Education and set forth provisions relating to membership, functions, etc., of such councils.

### §§ 1245, 1246. Repealed. Pub. L. 91-230, title IV, § 401(f)(8), (g)(6), Apr. 13, 1970, 84 Stat. 174

Sections 1245, 1246, Pub. L. 88-210, title I, §§ 105, 106, as added Pub. L. 90-576, title I, § 101(b), Oct. 16, 1968, 82 Stat. 1069, prohibited Federal control of education (curriculum, program of instruction, administration, or personnel of any educational institution or school system), and related to labor standards requirement (prevailing wage rates), and were superseded by sections 1232a and 1232b of this title, respectively.

### §§ 1247 to 1393f. Omitted

#### CODIFICATION

Section 1247, Pub. L. 88-210, title I, § 107, as added Pub. L. 90-576, title I, § 101(b), Oct. 16, 1968, 82 Stat. 1069,

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

set forth limitations on payments for vocational education assistance.

Section 1248, Pub. L. 88-210, title I, §108, as added Pub. L. 90-576, title I, §101(b), Oct. 16, 1968, 82 Stat. 1069; amended Pub. L. 92-318, title II, §202, June 23, 1972, 86 Stat. 325; Pub. L. 93-380, title VIII, §841(a)(4), Aug. 21, 1974, 88 Stat. 607, defined “vocational education”, “area vocational education school”, “school facilities”, “construction”. “Commissioner”, “handicapped”, “State”, “State board”, “local educational agency”, “high school”, “private vocational training institution”, “Vocational Education Act of 1946”, “supplementary vocational education Acts”, “vocational training”, and “postsecondary educational institution”.

Section 1261, Pub. L. 88-210, title I, §121, as added Pub. L. 90-576, title I, §101(b), Oct. 16, 1968, 82 Stat. 1072, authorized grants for State vocational education programs.

Section 1262, Pub. L. 88-210, title I, §122, as added Pub. L. 90-576, title I, §101(b), Oct. 16, 1968, 82 Stat. 1072; amended Pub. L. 93-380, title VIII, §841(a)(1), (5), Aug. 21, 1974, 88 Stat. 606, 607, set forth authorized purposes for use of Federal grants for State vocational education programs.

Section 1263, Pub. L. 88-210, title I, §123, as added Pub. L. 90-576, title I, §101(b), Oct. 16, 1968, 82 Stat. 1073, set forth requirements for and procedures applicable to State plans.

Section 1264, Pub. L. 88-210, title I, §124, as added Pub. L. 90-576, title I, §101(b), Oct. 16, 1968, 82 Stat. 1078, set forth procedures applicable to payments to States for covered State vocational education programs.

Section 1281, Pub. L. 88-210, title I, §131, as added Pub. L. 90-576, title I, §101(b), Oct. 16, 1968, 82 Stat. 1078, authorized grants and contracts for research and training in vocational education.

Section 1282, Pub. L. 88-210, title I, §132, as added Pub. L. 90-576, title I, §101(b), Oct. 16, 1968, 82 Stat. 1079, set forth authorized purposes for use of Federal funds in grants and contracts for research and training in vocational education.

Section 1283, Pub. L. 88-210, title I, §133, as added Pub. L. 90-576, title I, §101(b), Oct. 16, 1968, 82 Stat. 1079, set forth requirements for applications for grants and contracts for research and training in vocational education.

Section 1284, Pub. L. 88-210, title I, §134, as added Pub. L. 90-576, title I, §101(b), Oct. 16, 1968, 82 Stat. 1080, authorized payments for amounts expended by applicants for grants and contracts for research and training in vocational education.

Section 1301, Pub. L. 88-210, title I, §141, as added Pub. L. 90-576, title I, §101(b), Oct. 16, 1968, 82 Stat. 1080, set forth Congressional findings and declaration of purpose of exemplary programs and projects in vocational education.

Section 1302, Pub. L. 88-210, title I, §142, as added Pub. L. 90-576, title I, §101(b), Oct. 16, 1968, 82 Stat. 1080; amended Pub. L. 92-318, title II, §203, June 23, 1972, 86 Stat. 325; Pub. L. 94-482, title II, §201(g), Oct. 12, 1976, 90 Stat. 2168, set forth funding provisions for exemplary programs and projects in vocational education.

Section 1303, Pub. L. 88-210, title I, §143, as added Pub. L. 90-576, title I, §101(b), Oct. 16, 1968, 82 Stat. 1081, set forth authorized purposes for uses of funds for grants and contracts for exemplary programs and projects in vocational education.

Section 1304, Pub. L. 88-210, title I, §144, as added Pub. L. 90-576, title I, §101(b), Oct. 16, 1968, 82 Stat. 1082, authorized payments for amounts expended by applicants for grants and contracts for exemplary programs and projects in vocational education.

Section 1305, Pub. L. 88-210, title I, §145, as added Pub. L. 90-576, title I, §101(b), Oct. 16, 1968, 82 Stat. 1082, limited duration of assistance for exemplary programs and projects in vocational education.

Section 1321, Pub. L. 88-210, title I, §151, as added Pub. L. 90-576, title I, §101(b), Oct. 16, 1968, 82 Stat. 1082; amended Pub. L. 92-318, title II, §204(a), June 23, 1972, 86 Stat. 326; Pub. L. 94-482, title II, §201(h), Oct. 12, 1976,

90 Stat. 2168, authorized establishment of demonstration schools for residential vocational education programs.

Section 1322, Pub. L. 88-210, title I, §152, as added Pub. L. 90-576, title I, §101(b), Oct. 16, 1968, 82 Stat. 1083; amended Pub. L. 91-230, title VII, §704(a), Apr. 13, 1970, 84 Stat. 189; Pub. L. 92-318, title II, §204(b), June 23, 1972, 86 Stat. 326; Pub. L. 94-482, title II, §201(i), Oct. 12, 1976, 90 Stat. 2168, set forth funding provisions for State programs for residential vocational education facilities.

Section 1323, Pub. L. 88-210, title I, §153, as added Pub. L. 90-576, title I, §101(b), Oct. 16, 1968, 82 Stat. 1084; amended Pub. L. 91-230, title VII, §704(b), Apr. 13, 1970, 84 Stat. 189; Pub. L. 92-318, title II, §204(c), June 23, 1972, 86 Stat. 326; Pub. L. 94-482, title II, §201(j), Oct. 12, 1976, 90 Stat. 2168, authorized grants for the reduction of borrowing costs for construction of schools and dormitories for residential vocational education programs.

Section 1341, Pub. L. 88-210, title I, §161, as added Pub. L. 90-576, title I, §101(b), Oct. 16, 1968, 82 Stat. 1085; amended Pub. L. 91-230, title VII, §705, Apr. 13, 1970, 84 Stat. 189; Pub. L. 92-318, title II, §205, June 23, 1972, 86 Stat. 326; Pub. L. 94-135, title II, §204, Nov. 28, 1975, 89 Stat. 727; Pub. L. 94-482, title II, §201(k), (l), Oct. 12, 1976, 90 Stat. 2168, set forth authorization and funding provisions for consumer and homemaking education programs.

Section 1351, Pub. L. 88-210, title I, §171, as added Pub. L. 90-576, title I, §101(b), Oct. 16, 1968, 82 Stat. 1086, set forth Congressional findings and declaration of purpose for cooperative vocational education programs.

Section 1352, Pub. L. 88-210, title I, §172, as added Pub. L. 90-576, title I, §101(b), Oct. 16, 1968, 82 Stat. 1086; amended Pub. L. 92-318, title II, §206, June 23, 1972, 86 Stat. 326; Pub. L. 94-482, title II, §201(m), Oct. 12, 1976, 90 Stat. 2169, set forth funding provisions for cooperative vocational education programs.

Section 1353, Pub. L. 88-210, title I, §173, as added Pub. L. 90-576, title I, §101(b), Oct. 16, 1968, 82 Stat. 1087, set forth requirements of State plan for participation in cooperative vocational education program funding.

Section 1354, Pub. L. 88-210, title I, §174, as added Pub. L. 90-576, title I, §101(b), Oct. 16, 1968, 82 Stat. 1087, limited use of funds for cooperative vocational education programs.

Section 1355, Pub. L. 88-210, title I, §175, as added Pub. L. 90-576, title I, §101(b), Oct. 16, 1968, 82 Stat. 1087, defined “cooperative work-study program”.

Section 1371, Pub. L. 88-210, title I, §181, as added Pub. L. 90-576, title I, §101(b), Oct. 16, 1968, 82 Stat. 1088; amended Pub. L. 91-230, title VII, §706(a), Apr. 13, 1970, 84 Stat. 189; Pub. L. 92-318, title II, §207, June 23, 1972, 86 Stat. 326; Pub. L. 94-482, title II, §201(n), Oct. 12, 1976, 90 Stat. 2169, set forth funding provisions for work-study programs for vocational education students.

Section 1372, Pub. L. 88-210, title I, §182, as added Pub. L. 90-576, title I, §101(b), Oct. 16, 1968, 82 Stat. 1088, set forth requirements of State plan for participation in student work-study program funding.

Section 1373, Pub. L. 88-210, title I, §183, as added Pub. L. 90-576, title I, §101(b), Oct. 16, 1968, 82 Stat. 1089; amended Pub. L. 91-230, title VII, §706(b), Apr. 13, 1970, 84 Stat. 189, authorized manner of payments for State work-study programs for vocational education students.

Section 1374, Pub. L. 88-210, title I, §184, as added Pub. L. 90-576, title I, §101(b), Oct. 16, 1968, 82 Stat. 1090, set forth status of participants in work-study programs.

Section 1391, Pub. L. 88-210, title I, §189, formerly §191, as added Pub. L. 90-576, title I, §101(b), Oct. 16, 1968, 82 Stat. 1090; amended Pub. L. 91-230, title VII, §707, Apr. 13, 1970, 84 Stat. 189; Pub. L. 92-318, title II, §208, June 23, 1972, 86 Stat. 326; renumbered Pub. L. 93-380, title VIII, §841(a)(6), Aug. 21, 1974, 88 Stat. 607; amended Pub. L. 94-482, title II, §201(o), Oct. 12, 1976, 90 Stat. 2169, set forth requirements for curriculum development programs in vocational and technical education and authorized funding for such programs.

Section 1393, Pub. L. 88-210, title I, §191, as added Pub. L. 93-380, title VIII, §841(a)(7), Aug. 21, 1974, 88 Stat. 607, set forth congressional findings for establishment of bilingual vocational training programs.

Section 1393a, Pub. L. 88-210, title I, §192, as added Pub. L. 93-380, title VIII, §841(a)(7), Aug. 21, 1974, 88 Stat. 608, set out general responsibilities of Commissioner and Secretary of Labor in administering bilingual vocational training programs.

Section 1393b, Pub. L. 88-210, title I, §193, as added Pub. L. 93-380, title VIII, §841(a)(7), Aug. 21, 1974, 88 Stat. 608; amended Pub. L. 94-482, title II, §201(p), Oct. 12, 1976, 90 Stat. 2169, authorized appropriations for bilingual vocational training programs.

Section 1393c, Pub. L. 88-210, title I, §194, as added Pub. L. 93-380, title VIII, §841(a)(7), Aug. 21, 1974, 88 Stat. 608; amended Pub. L. 94-482, title V, §501(j)(1), Oct. 12, 1976, 90 Stat. 2237, authorized grants and contracts for bilingual vocational training programs.

Section 1393d, Pub. L. 88-210, title I, §195, as added Pub. L. 93-380, title VIII, §841(a)(7), Aug. 21, 1974, 88 Stat. 608, set forth authorized purposes of grants and contracts for bilingual vocational training programs.

Section 1393e, Pub. L. 88-210, title I, §196, as added Pub. L. 93-380, title VIII, §841(a)(7), Aug. 21, 1974, 88 Stat. 609, set forth application requirements for grants and contracts for bilingual vocational training programs.

Section 1393f, Pub. L. 88-210, title I, §197, as added Pub. L. 93-380, title VIII, §841(a)(7), Aug. 21, 1974, 88 Stat. 609; amended Pub. L. 94-482, title V, §501(j)(2), Oct. 12, 1976, 90 Stat. 2237, set forth criteria for approval by Commissioner of applications for grants and contracts for bilingual vocational training programs.

**CHAPTER 33—EDUCATION OF INDIVIDUALS WITH DISABILITIES**

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