

any, was made of the assistance by those recipients; and

(C) the uses made of grants to educational institutions;

(6) the current list of agencies and offices of the Federal Government required to be developed by section 1902(g) of this title; and

(7) any legislative changes recommended by the Secretary to facilitate the administration of the program or otherwise to enhance its objectives.

(c) Submission of initial report

The first report under this section shall be submitted at the time the budget for fiscal year 1994 is submitted to Congress.

(d) Consultation

During the preparation of each report required by subsection (a) of this section, the Secretary shall consult with the members of the Board specified in paragraphs (1) through (7) of section 1903(b) of this title. Each such member shall submit to the Secretary an assessment of their hiring needs in the areas of language and area studies and a projection of the deficiencies in such areas. The Secretary shall include all assessments in the report required by subsection (a) of this section.

(Pub. L. 102-183, title VIII, §806, Dec. 4, 1991, 105 Stat. 1276; Pub. L. 103-178, title III, §311(b)(1), Dec. 3, 1993, 107 Stat. 2037; Pub. L. 104-201, div. A, title X, §1078(f)(3), Sept. 23, 1996, 110 Stat. 2667; Pub. L. 105-272, title III, §305(a)(4), Oct. 20, 1998, 112 Stat. 2401; Pub. L. 107-306, title VIII, §811(b)(7)(A), Nov. 27, 2002, 116 Stat. 2425.)

AMENDMENTS

2002—Subsec. (a). Pub. L. 107-306 designated first and second sentences as pars. (1) and (2), respectively, in par. (1), substituted “the congressional intelligence committees” for “the Congress”, in par. (2), inserted “submitted to the President” after “The report”, and added par. (3).

1998—Subsec. (b)(1). Pub. L. 105-272 substituted “area, and counterproliferation” for “and area”.

1996—Subsec. (b)(5) to (7). Pub. L. 104-201 struck out “and” at end of par. (5), added par. (6), and redesignated former par. (6) as (7).

1993—Subsec. (d). Pub. L. 103-178 added subsec. (d).

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 415b, 1902, 1903 of this title.

§ 1907. General Accounting Office audits

The conduct of the program required by this chapter may be audited by the General Accounting Office under such rules and regulations as may be prescribed by the Comptroller General of the United States. Representatives of the General Accounting Office shall have access to all books, accounts, records, reports, and files and all other papers, things, or property of the Department of Defense pertaining to such activities and necessary to facilitate the audit.

(Pub. L. 102-183, title VIII, §807, Dec. 4, 1991, 105 Stat. 1276.)

§ 1908. Definitions

For the purpose of this chapter:

(1) The term “Board” means the National Security Education Board established pursuant to section 1903 of this title.

(2) The term “Fund” means the National Security Education Trust Fund established pursuant to section 1904 of this title.

(3) The term “institution of higher education” has the meaning given that term by section 1001 of title 20.

(4) The term “national security position” means a position—

(A) having national security responsibilities in a¹ agency or office of the Federal Government that has national security responsibilities, as determined under section 1902(g) of this title; and

(B) in which the individual in such position makes their foreign language skills available to such agency or office.

(5) The term “congressional intelligence committees” means—

(A) the Select Committee on Intelligence of the Senate; and

(B) the Permanent Select Committee on Intelligence of the House of Representatives.

(Pub. L. 102-183, title VIII, §808, Dec. 4, 1991, 105 Stat. 1276; Pub. L. 104-201, div. A, title X, §1078(f)(1), Sept. 23, 1996, 110 Stat. 2666; Pub. L. 105-244, title I, §102(a)(15), Oct. 7, 1998, 112 Stat. 1622; Pub. L. 107-306, title VIII, §811(b)(7)(B), Nov. 27, 2002, 116 Stat. 2426.)

AMENDMENTS

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).

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

¹ So in original. Probably should be “an”.

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.

(Pub. L. 102-183, title VIII, § 810, as added Pub. L. 103-178, title III, § 311(c), Dec. 3, 1993, 107 Stat. 2397.)

§ 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 2003, \$10,000,000, to carry out the grant program for the National Flagship Language Initiative under section 1902(a)(1)(D) of this title.

(b) Availability of appropriated funds

Amounts appropriated pursuant to the authorization of appropriations under subsection (a) of 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.)

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.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 1902 of this title.

CHAPTER 38—CENTRAL INTELLIGENCE AGENCY RETIREMENT AND DISABILITY

SUBCHAPTER I—DEFINITIONS

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| Sec. | |
| 2001. | Definitions relating to the system. |
| 2002. | Definitions relating to participants and annuitants. |
| | (a) General definitions. |
| | (b) "Child" defined. |

SUBCHAPTER II—CENTRAL INTELLIGENCE AGENCY RETIREMENT AND DISABILITY SYSTEM

PART A—ESTABLISHMENT OF SYSTEM

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| 2011. | CIARDS system. |
| | (a) In general. |
| | (b) Administration of system. |
| | (c) Finality of decisions of DCI. |
| 2012. | Central Intelligence Agency Retirement and Disability Fund. |
| 2013. | Participants in CIARDS system. |
| | (a) Designation of participants. |
| | (b) Qualifying service. |
| | (c) Election of employee to be participant. |
| 2014. | Annuitants. |

PART B—CONTRIBUTIONS

- | | |
|-------|--|
| 2021. | Contributions to fund. |
| | (a) In general. |
| | (b) Consent of participant to deductions from pay. |

Sec.

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| (c) | Treatment of contributions after 35 years of service. |
| (d) | Offset for social security taxes. |

PART C—COMPUTATION OF ANNUITIES

- | | |
|-------|--|
| 2031. | Computation of annuities. |
| | (a) Annuity of participant. |
| | (b) Spouse or former spouse survivor annuity. |
| | (c) 18-month open period after retirement to provide spouse coverage. |
| | (d) Annuities for surviving children. |
| | (e) Commencement and termination of child annuities. |
| | (f) Participants not married at time of retirement. |
| | (g) Effect of divorce after retirement. |
| | (h) Coordination of annuities. |
| | (i) Supplemental survivor annuities. |
| | (j) Offset of annuities by amount of social security benefit. |
| | (k) Information from other agencies. |
| | (l) Information on rights under system. |
| 2032. | Annuities for former spouses. |
| | (a) Former spouse share of participant's annuity. |
| | (b) Former spouse survivor annuity. |
| | (c) Optional additional survivor annuities for other former spouse or surviving spouse. |
| 2033. | Election of survivor benefits for certain former spouses divorced as of November 15, 1982. |
| | (a) Former spouses as of November 15, 1982. |
| | (b) Time for making election. |
| | (c) Base for annuity. |
| | (d) Reduction in participant's annuity. |
| 2034. | Survivor annuity for certain other former spouses. |
| | (a) Survivor annuity. |
| | (b) Limitations. |
| | (c) Commencement and termination of annuity. |
| | (d) Application. |
| | (e) Restoration of annuity. |
| 2035. | Retirement annuity for certain former spouses. |
| | (a) Retirement annuity. |
| | (b) Limitations. |
| | (c) Commencement and termination. |
| | (d) Restoration of annuities. |
| | (e) Savings provision. |
| 2036. | Survivor annuities for previous spouses. |
| | PART D—BENEFITS ACCRUING TO CERTAIN PARTICIPANTS |
| 2051. | Retirement for disability or incapacity; medical examination; recovery. |
| | (a) Disability retirement. |
| | (b) Computation of disability annuity. |
| | (c) Medical examinations. |
| | (d) Treatment of recovered disability annuitant who is not reinstated. |
| | (e) Coordination of benefits. |
| | (f) Offset from survivor annuity for workers' compensation payment. |
| 2052. | Death in service. |
| | (a) Return of contributions when no annuity payable. |
| | (b) Survivor annuity for surviving spouse or former spouse. |
| | (c) Annuities for surviving children. |
| 2053. | Voluntary retirement. |
| 2054. | Discontinued service benefits. |
| | (a) Deferred annuity. |
| | (b) Refund of contributions if former participant dies before age 62. |