

Public Law 97-375
97th Congress

An Act

To discontinue or amend certain requirements for agency reports to Congress.

Dec. 21, 1982
[H.R. 6005]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "Congressional Reports Elimination Act of 1982".

Congressional
Reports
Elimination Act
of 1982.

TITLE I—ELIMINATIONS

REPORTS BY MORE THAN ONE AGENCY

SEC. 101. (a) Section 616(b) of the Act of December 15, 1980, entitled "An Act making appropriations for agriculture, rural development, and related agencies programs for the fiscal year ending September 30, 1981, and for other purposes" (31 U.S.C. 28(b); 94 Stat. 3117), is repealed.

31 USC 1114
note.

(b) Section 126(b) of the Military Construction Act of 1981 (31 U.S.C. 28, note; 94 Stat. 1869) is repealed.

31 USC 1114
note.

REPORT BY THE EXECUTIVE OFFICE OF THE PRESIDENT

SEC. 102. Section 6002(g) of the Solid Waste Disposal Act (42 U.S.C. 6962(g)) is amended to strike everything after the word "resources" and to insert in lieu thereof a period.

REPORTS BY THE DEPARTMENT OF AGRICULTURE

SEC. 103. (a) Section 1303(d) of the Food and Agriculture Act of 1977 (7 U.S.C. 2011, note; 91 Stat. 980) is repealed.

(b) Paragraph (a) of the Act of March 4, 1913, entitled "An Act making appropriations for the Department of Agriculture for the fiscal year ending June thirtieth, nineteen hundred and fourteen" (16 U.S.C. 502; 37 Stat. 843), is amended by striking out the second sentence.

(c) Section 9 of the Soil Conservation and Domestic Allotment Act (16 U.S.C. 590i; 50 Stat. 329) is amended by striking out the third sentence.

REPORTS BY THE DEPARTMENT OF DEFENSE

SEC. 104. (a) Section 1081 of title 10, United States Code, is amended by striking out the second sentence.

(b) Section 2677(c) of title 10, United States Code, is repealed.

(c) Section 2110(b) of title 10, United States Code, is amended by striking out "The Secretary of each military department shall report to Congress in April of each year on the progress of the flight instruction program."

REPORT BY THE DEPARTMENT OF EDUCATION

SEC. 105. Section 112(b)(3) of the Rehabilitation Act of 1973 (29 U.S.C. 732(b)(3); 87 Stat. 372) is repealed.

REPORTS UNDER THE DEPARTMENT OF ENERGY

SEC. 106. (a) Section 203 of the Clean Air Act Amendments of 1977 (42 U.S.C. 7551) is amended by—

(1) striking out subsection (b); and

(2) striking out the subsection designator “(a)”.

(b) The Electric and Hybrid Vehicle Research, Development and Demonstration Act of 1976 is amended by striking out the last sentence of section 7(e)(1) (15 U.S.C. 2506(e)(1)).

15 USC 3803.

(c) Section 4(c)(8) of the Methane Transportation Research, Development, and Demonstration Act of 1980 (15 U.S.C. 3808(c)) is amended by striking out “and report to the Congress on”.

Repeal.

(d) Section 742 of the Powerplant and Industrial Fuel Use Act of 1978 (42 U.S.C. 8452) is repealed.

REPORTS BY THE DEPARTMENT OF HEALTH AND HUMAN SERVICES

SEC. 107. (a) Section 1120(b) of the Social Security Act (42 U.S.C. 1320) is amended by striking out subsection (b) and by striking out “(a)”.

(b) Section 329(f)(5) of the Public Health Service Act (42 U.S.C. 254b(f)(5)) is amended by striking out the last sentence.

REPORTS BY THE DEPARTMENT OF THE INTERIOR

SEC. 108. (a) Section 4 of the joint resolution of August 14, 1976, entitled “Joint resolution providing for Federal participation in preserving the Tule Elk population in California” (16 U.S.C. 673g; 90 Stat. 1189), is amended by striking out the final sentence thereof.

Repeal.

(b) Section 3 of the Act of August 21, 1951 (25 U.S.C. 673; 65 Stat. 195) is repealed.

(c) The Tribally Controlled Community College Assistance Act of 1978 is amended by striking out subsection (e) of section 106 and the last sentence of subsection (c)(2) of section 107 (25 U.S.C. 1807(e) and 1808(c)(2); 92 Stat. 1327).

(d) Section 208 of the Indian Self-Determination and Education Assistance Act (25 U.S.C. 458d; 88 Stat. 2216) is amended by striking out the last sentence.

REPORTS BY THE DEPARTMENT OF JUSTICE

SEC. 109. (a) Section 4352(b) of title 18, United States Code (88 Stat. 1141), is repealed.

Repeal.

(b) Section 203 of the Truth in Lending Act (18 U.S.C. 891, note; 82 Stat. 162) is repealed.

REPORTS BY THE DEPARTMENT OF LABOR

SEC. 110. (a) Section 6(f) of Public Law 90-83 (29 U.S.C. 606; 81 Stat. 221) is repealed.

(b) Section 41(b)(1) of the Longshoremen's and Harbor Workers' Compensation Act (33 U.S.C. 941(b)(1); 72 Stat. 835) is amended by striking out “and from time to time make to Congress such recom-

mendations as he may deem proper as to the best means of preventing such injuries”.

(c) The second sentence of section 19(b) of the Occupational Safety and Health Act of 1970 (29 U.S.C. 668(b); 84 Stat. 1590) is repealed.

REPORTS BY THE DEPARTMENT OF TRANSPORTATION

SEC. 111. (a) Section 151(g) of title 23, United States Code (87 Stat. 285), is amended by striking out the third and fourth sentences and inserting in lieu thereof, “No State shall submit any such report to the Secretary for any year after the second year following completion of the pavement marking program in that State.”.

(b) Section 602 of the Regional Rail Reorganization Act of 1973 (45 U.S.C. 792; 87 Stat. 1022) is repealed. Repeal.

(c) Section 4417a(19) of the Revised Statutes (46 U.S.C. 391a(19)) is repealed.

(d) Section 515 of the Railroad Revitalization and Regulatory Reform Act of 1976 (45 U.S.C. 835; 90 Stat. 82) is repealed.

(e) Section 10 of the Emergency Rail Services Act of 1970 (45 U.S.C. 669; 84 Stat. 1978) is repealed. Repeal.

REPORT BY THE DEPARTMENT OF THE TREASURY

SEC. 112. Section 602(c) of the Act of June 3, 1980, entitled “An Act to provide for increased participation by the United States in the Inter-American Development Bank, and the African Development Fund” (22 U.S.C. 262j(c); 94 Stat. 433), is repealed.

REPORT BY THE INTERSTATE COMMERCE COMMISSION

SEC. 113. Section 10327(j) of title 49, United States Code (92 Stat. 1350), is amended by striking out the last two sentences.

REPORT BY THE NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

SEC. 114. Section 2304(e) of title 10, United States Code, is repealed.

REPORT BY THE NUCLEAR REGULATORY COMMISSION

SEC. 115. Section 11 of the Act of November 6, 1978, entitled “An Act to authorize appropriations to the Nuclear Regulatory Commission for fiscal year 1979, and for other purposes” (42 U.S.C. 2205a; 92 Stat. 2953), is repealed. Repeal.

TITLE II—MODIFICATIONS

REPORTS BY THE EXECUTIVE OFFICE OF THE PRESIDENT

SEC. 201. (a) Section 552a(e)(4) of title 5, United States Code, is amended by striking out “at least annually” and inserting in lieu thereof “upon establishment or revision”.

(b) Subsection (p) of section 552a of title 5, United States Code, is amended to read as follows:

“(p) ANNUAL REPORT.—The President shall annually submit to the Speaker of the House of Representatives and the President pro tempore of the Senate a report—

5 USC 552a note.

“(1) describing the actions of the Director of the Office of Management and Budget pursuant to section 6 of the Privacy Act of 1974 during the preceding year;

“(2) describing the exercise of individual rights of access and amendment under this section during such year;

“(3) identifying changes in or additions to systems of records;

“(4) containing such other information concerning administration of this section as may be necessary or useful to the Congress in reviewing the effectiveness of this section in carrying out the purposes of the Privacy Act of 1974.”.

Effective date.

(c) Effective July 1, 1983, section 6(c) of the Federal Advisory Committee Act (5 U.S.C. App.) is amended by striking out the first sentence and inserting in lieu thereof the following: “The President shall, not later than December 31 of each year, make an annual report to the Congress on the activities, status, and changes in the composition of advisory committees in existence during the preceding fiscal year.”.

REPORTS BY THE DEPARTMENT OF COMMERCE

SEC. 202. (a) Section 302(d) of the Marine Protection, Research, and Sanctuaries Act of 1972 (16 U.S.C. 1432(d)) is amended to read as follows:

“(d) The Secretary shall submit a biennial report to the Congress, on or before March 1 of every other year beginning in 1984, setting forth a comprehensive review of his actions during the previous two fiscal years undertaken pursuant to the authority of this section, together with appropriate recommendation for legislation considered necessary for the designation and protection of marine sanctuaries.”.

(b) Section 7 of the National Climate Program Act of 1978 (15 U.S.C. 2906) is amended by striking out “not later than January 30 of each year” and inserting in lieu thereof “not later than March 31 of each year”.

(c) Section 4(a) of the National Ocean Pollution Research and Development and Monitoring Planning Act of 1978 (33 U.S.C. 1703(a)) is amended by striking out “and a revision of the plan shall be prepared and so submitted by September 15 of each odd-numbered year occurring after 1979” and inserting in lieu thereof “and a revision of the plan shall be prepared and so submitted by September 15 every three years after 1979”.

(d) Section 8 of the Fair Packaging and Labeling Act (15 U.S.C. 1457) is amended by striking out the following: “or to participate in the development of voluntary product standards with respect to any consumer commodity under procedures referred to in section 5(d) of this Act.”.

REPORTS BY THE DEPARTMENT OF DEFENSE

SEC. 203. (a)(1) Section 808(a) of the Department of Defense Appropriation Authorization Act, 1978 (50 U.S.C. 1520(a); 91 Stat. 334) is amended by striking out clause (1) and by striking out “(2)”.

(2) Section 409(a) of the Act of November 19, 1969 (50 U.S.C. 1511(a); 83 Stat. 209), is amended by adding the following sentence at the end thereof: “The report shall include a full accounting of all experiments and studies conducted by the Department of Defense in the preceding year, whether directly or under contract, which

involve the use of human subjects for the testing of chemical or biological agents.”.

(b) Section 201 of the Federal Voting Assistance Act of 1955 (42 U.S.C. 1973cc-11; 69 Stat. 585) is amended by striking out “odd-numbered years” and inserting in place thereof “the first odd-numbered year following the year in which the Presidential election is held”.

(c) Section 2455(b) of title 10, United States Code, is amended by striking out “yearly period ending with the preceding December 31” and inserting “preceding fiscal year”.

REPORT BY THE DEPARTMENT OF EDUCATION

SEC. 204. Section 605(b) of the Higher Education Act of 1965 (20 U.S.C. 1125(b); 79 Stat. 1264) is amended by striking out “which shall include an index and analysis” and inserting in lieu thereof “listing”.

REPORT BY THE DEPARTMENT OF ENERGY

SEC. 205. (a) Section 208(c) of the Department of Energy Organization Act (42 U.S.C. 7138(c); 91 Stat. 576) is amended to read as follows:

“(c)(1) The Inspector General shall, not later than May 31 and November 30 of each year, submit to the Secretary and the Congress semiannual reports summarizing the activities of the Office during the immediately preceding six-month periods ending March 31 and September 30. Such reports shall include, but need not be limited to—

“(A) a description of significant problems, abuses, and deficiencies relating to the administration of programs and operations of the Department disclosed by such activities during the reporting period;

“(B) a description of the recommendations for corrective action made by the Office during the reporting period with respect to significant problems, abuses, or deficiencies identified pursuant to subparagraph (A);

“(C) an identification of each significant recommendation described in previous reports under this subsection on which corrective action has not been completed;

“(D) a summary of matters referred to prosecutive authorities and the prosecutions and convictions which have resulted; and

“(E) information concerning the numbers and types of audit reports completed by the Office during the reporting period.

“(2) Within sixty days of the transmission of each semiannual report to the Congress, the Secretary shall make copies of such report available to the public upon request and at a reasonable cost.”.

(b) Section 208(d) of such Act is amended by striking out “thirty days” and inserting in lieu thereof “seven days”.

Contents.

Public availability.

42 USC 7138.

REPORTS BY THE DEPARTMENT OF HEALTH AND HUMAN SERVICES

SEC. 206. (a) Section 336A of the Public Health Service Act (42 U.S.C. 254i) is amended in the matter preceding paragraph (1) by striking out “on May 1 of each year”.

(b) Section 8 of the Fair Packaging and Labeling Act (15 U.S.C. 1457) is amended by striking out the last two sentences and insert-

ing in lieu thereof the following: "All agencies except the Department of Health and Human Services and the Federal Trade Commission shall submit their reports in January of each year. The Department of Health and Human Services shall include this report in its annual report to Congress on activities under the Federal Food, Drug, and Cosmetic Act, and the Federal Trade Commission shall include this report in the Commission's annual report to Congress."

(c) Subsections (a) and (b) of section 204 of Public Law 94-505 (42 U.S.C. 3524 (a), (b)) are amended to read as follows:

"SEC. 204. (a) The Inspector General shall, not later than May 31 and November 30 of each year, submit to the Secretary and the Congress semiannual reports summarizing the activities of the Office during the immediately preceding six-month periods ending March 31 and September 30. Such reports shall include, but need not be limited to—

"(1) a description of significant problems, abuses, and deficiencies relating to the administration of programs and operations of the Department disclosed by such activities during the reporting period;

"(2) a description of the recommendations for corrective action made by the Office during the reporting period with respect to significant problems, abuses, or deficiencies identified pursuant to paragraph (1);

"(3) an identification of each significant recommendation described in previous reports under this section on which corrective action has not been completed;

"(4) a summary of matters referred to prosecutive authorities and the prosecutions and convictions which have resulted;

"(5) a summary of each report made to the Secretary under section 205(b)(2) during the reporting period; and

"(6) information concerning the numbers and types of audit reports completed by the Office during the reporting period.

"(b) Within sixty days of the transmission of each semiannual report to the Congress, the Secretary shall make copies of such report available to the public upon request and at a reasonable cost."

REPORTS BY THE DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

SEC. 207. (a) Section 817 of the Housing Act of 1954 (12 U.S.C. 1701p; 68 Stat. 648) is amended by striking out ", and shall also contain" and all that follows through "that section".

(b) Section 311(4) of the Energy Conservation and Production Act (42 U.S.C. 6840(4); 90 Stat. 1125) is amended by inserting before the period at the end thereof the following: ", except that, with respect to reports transmitted to the Congress after August 14, 1981, such reports shall be transmitted biennially".

REPORTS BY THE DEPARTMENT OF THE INTERIOR

SEC. 208. (a)(1) The second proviso of the Act of July 1, 1932 (25 U.S.C. 386a; 47 Stat. 564), is amended to read as follows: "Provided further, That the Secretary shall report such adjustments and eliminations to the Congress not later than sixty calendar days following the end of the fiscal year in which they are made:"

(2) The last proviso of said Act of July 1, 1932, is amended by striking out "sixty legislative days" each place it appears and, in each instance, inserting in lieu thereof "ninety calendar days".

(b) Section 1136 of the Education Amendments of 1978 (25 U.S.C. 2016; 92 Stat. 2327) is amended by adding the following at the end thereof: "Such report shall also include the current status of tribally controlled community colleges. The annual budget submission for the Bureau's education programs shall, among other things, include (1) information on the funds provided previously private schools under section 208 of the Indian Self-Determination and Education Assistance Act (25 U.S.C. 458d; 88 Stat. 2216) and recommendations with respect to the future use of such funds; (2) the needs and costs of operation and maintenance of tribally controlled community colleges eligible for assistance under the Tribally Controlled Community College Assistance Act of 1978 (92 Stat. 1325; 25 U.S.C. 1801 et seq.) and recommendations with respect to meeting such needs and costs; and (3) the plans required by section 1121(f), and 1122(c); and 1125(b) of this Act (25 U.S.C. 2001(f), 2002(c), and 2005(b)).".

(c) The first sentence of section 3 of the joint resolution of August 14, 1976, entitled "Joint resolution providing for Federal participation in preserving the Tule Elk population in California" (16 U.S.C. 673f; 90 Stat. 1189), is amended by striking out "of each year" and inserting in lieu thereof "of 1983 and each third year thereafter".

Contents.

REPORTS BY THE DEPARTMENT OF JUSTICE

SEC. 209. (a) Section 918(a) of the Electronic Fund Transfer Act (15 U.S.C. 1693p(a); 92 Stat. 3740) is amended by striking out the first and fourth sentences thereof and inserting in lieu of the first sentence the following: "Not later than twelve months after the effective date of this title and at one-year intervals thereafter, the Board shall make reports to the Congress concerning the administration of its functions under this title, including such recommendations as the Board deems necessary and appropriate.".

(b) Section 114 of the Truth in Lending Act (title I of the Consumer Credit Protection Act) (15 U.S.C. 1613; 82 Stat. 151) is amended by striking out the first sentence and inserting in lieu thereof the following: "Each year the Board shall make a report to the Congress concerning the administration of its functions under this title, including such recommendations as the Board deems necessary or appropriate.".

REPORTS BY THE DEPARTMENT OF TRANSPORTATION

SEC. 210. (a) Section 409 of the Staggers Rail Act of 1980 (49 U.S.C. 1654a; 94 Stat. 1948) is amended by adding at the end thereof: "In each report the Secretary shall advise the Congress on the past and anticipated financial condition and operations during the fiscal year of the Railroad Rehabilitation and Improvement Fund established under section 502(a) of the Railroad Revitalization and Regulatory Reform Act of 1976 (Public Law 94-210) and of the Obligation Guarantee Fund established under section 511(b) of that Act. In addition, the Secretary shall include in the report information on the financial condition of each railroad having a loan guaranteed under the Emergency Rail Services Act of 1970 (Public Law 91-663), throughout the existence of such loan.".

45 USC 822.

45 USC 831.

45 USC 661 note.

(b) Section 152(g) of title 23, United States Code (92 Stat. 2723), is amended by inserting "(including but not limited to any projects for pavement marking)" after "program" in the third sentence.

REPORT BY THE DEPARTMENT OF THE TREASURY

SEC. 211. Subsection (c)(1) of section 701 of the International Financial Institutions Act (22 U.S.C. 262d(c)(1); 91 Stat. 1070) is amended by inserting immediately before "including" the following: "excluding section 704 and".

REPORT BY THE FEDERAL ENERGY REGULATORY COMMISSION

SEC. 212. Section 4(d) of the Federal Power Act (16 U.S.C. 797(d); 41 Stat. 1065) is amended by striking out "Such report shall contain the names and show the compensation of the persons employed by the Commission."

REPORT BY THE NATIONAL LABOR RELATIONS BOARD

SEC. 213. Section 3(c) of the National Labor Relations Act (29 U.S.C. 153(c); 61 Stat. 139) is amended by striking out "stating in detail the cases it has heard, the decisions it has rendered, and an account of all moneys it has disbursed" and inserting in lieu thereof "summarizing significant case activities and operations for that fiscal year".

REPORT BY THE NATIONAL SCIENCE FOUNDATION

SEC. 214. Subsection 4(j) of the National Science Foundation Act of 1950 (42 U.S.C. 1863(j); 64 Stat. 149) is amended to read as follows:

"(j)(1) The Board shall render to the President, for submission to the Congress no later than January 15 of each even numbered year, a report on indicators of the state of science and engineering in the United States.

"(2) The Board shall render to the President for submission to the Congress reports on specific, individual policy matters related to science and engineering and education in science and engineering, as the Board, the President, or the Congress determines the need for such reports."

REPORT BY THE OFFICE OF SCIENCE AND TECHNOLOGY POLICY

SEC. 215. The National Science and Technology Policy, Organization, and Priorities Act of 1976 (42 U.S.C. 6601, et seq.; Public Law 94-282) is amended as follows:

(1) section 209 is deleted; and

(2) in section 205(a)(11), strike out "section 209" and insert in lieu thereof "section 206";

(3) section 206 is amended to read as follows:

"SCIENCE AND TECHNOLOGY REPORT AND OUTLOOK

"SEC. 206. (a) Notwithstanding the provisions of Reorganization Plan Number 1 of 1977, the Director shall render to the President for submission to the Congress no later than January 15 of each odd numbered year, a science and technology report and outlook (hereinafter referred to as the 'report') which shall be prepared under the

42 USC 6618.

42 USC 6614.

42 USC 6615.

5 USC app.

guidance of the Office and with the cooperation of the Director of the National Science Foundation, with appropriate assistance from other Federal departments and agencies as the Office or the Director of the National Science Foundation deems necessary. The report shall include—

“(1) a statement of the President’s current policy for the maintenance of the Nation’s leadership in science and technology;

“(2) a review of developments of national significance in science and technology;

“(3) a description of major Federal decisions and actions related to science and technology that have occurred since the previous such report;

“(4) a discussion of currently important national issues in which scientific or technical considerations are of major significance;

“(5) a forecast of emerging issues of national significance resulting from, or identified through, scientific research or in which scientific or technical considerations are of major importance; and

“(6) a discussion of opportunities for, and constraints on, the use of new and existing scientific and technological information, capabilities, and resources, including manpower resources, to make significant contributions to the achievement of Federal program objectives and national goals.

“(b) The Office shall insure that the report, in the form approved by the President, is printed and made available as a public document.”; and

Public
availability.

(4) in section 205(a)(11), insert “and the Congress” after “President”.

42 USC 6614.

REPORT BY THE VETERANS’ ADMINISTRATION

SEC. 216. Section 4142(h)(4) of title 38, United States Code, is amended by striking out the following “together with a summary of the reasons that such scholarships were not accepted”.

Approved December 21, 1982.

LEGISLATIVE HISTORY—H.R. 6005 (S. 2258):

HOUSE REPORT No. 97-804 (Comm. on Government Operations).

CONGRESSIONAL RECORD, Vol. 128 (1982):

Sept. 20, considered and passed House.

Dec. 8, considered and passed Senate.

WEEKLY COMPILATION OF PRESIDENTIAL DOCUMENTS, Vol. 18, No. 51:

Dec. 21, Presidential statement.