Public Law 97-456
97th Congress

An Act

To authorize appropriations for the United States International Trade Commission, the United States Customs Service, and the Office of the United States Trade Representative for fiscal year 1983, and for other purposes.

Jan. 12, 1983
[H.R. 6094]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

U.S. International Trade Commission, U.S. Customs Service and Office of the U.S. Trade Representative. Appropriation authorizations.

SECTION 1. UNITED STATES INTERNATIONAL TRADE COMMISSION.

(a) AUTHORIZATION OF APPROPRIATIONS.—Paragraph (2) of section 330(e) of the Tariff Act of 1930 (19 U.S.C. 1330(e)(2)) is amended to read as follows:

"(2) There are authorized to be appropriated to the Commission for necessary expenses for fiscal year 1983 not to exceed $19,737,000. No part of any sum that is appropriated under the authority of this paragraph may be used by the Commission for the making of any special study, investigation, or report that is requested by any agency of the executive branch unless that agency reimburses the Commission for the cost thereof.".

(b) ACCEPTANCE OF GIFTS, DEVISES, AND BEQUESTS FOR USE OF THE COMMISSION.—Subsection (a)(1) of section 331 of the Tariff Act of 1930 (19 U.S.C. 1331(a)(1)) is amended to read as follows:

"(a)(1)(A) Except as provided in paragraph (2), the chairman of the Commission shall—

"(i) appoint and fix the compensation of such employees of the Commission as he deems necessary (other than the personal staff of each commissioner), including the secretary,

"(ii) procure the services of experts and consultants in accordance with the provisions of section 3109 of title 5, and

"(iii) exercise and be responsible for all other administrative functions of the Commission.

"(B) The chairman of the Commission may accept, hold, administer, and utilize gifts, devises, and bequests of property, both real and personal, for the purpose of aiding or facilitating the work of the Commission.

"(C) Any decision by the chairman under subparagraph (A) or (B) shall be subject to disapproval by a majority vote of all the commissioners in office.".

SEC. 2. UNITED STATES CUSTOMS SERVICE.

Section 301 of the Customs Procedural Reform and Simplification Act of 1978 (92 Stat. 905; 19 U.S.C. 2075) is amended—

(1) by striking out "For" and inserting in lieu thereof "(a) For"; and

(2) by inserting at the end thereof the following new subsections:

"(b) There are authorized to be appropriated to the Department of the Treasury not to exceed $564,224,000 for the salaries and expenses of the United States Customs Service for fiscal year 1983,

AUTHENTICATED
U.S. GOVERNMENT
INFORMATION
GPO

of which not to exceed $31,464,000 is for salary and expenses for the enforcement of the alcohol and tobacco revenue laws.

"(c) No part of any sum that is appropriated under the authority of subsection (b) may be used to implement any procedure relating to the time of collection of estimated duties that shortens the maximum 10-day deferment procedure in effect on January 1, 1981.

"(d) For the fiscal year beginning October 1, 1982, and for each fiscal year thereafter, there are authorized to be appropriated to the Department of the Treasury for salaries of the United States Customs Service such additional sums as may be provided by law to reflect pay rate changes made in accordance with the Federal Pay Comparability Act of 1970.".

5 USC 5301 note.

SEC. 3. OFFICE OF THE UNITED STATES TRADE REPRESENTATIVE.

(a) AUTHORIZATION OF APPROPRIATIONS.—Subsection (f) of section 141 of the Trade Act of 1974 (19 U.S.C. 2171(f)) is amended to read as follows:

"(f)(1) There are authorized to be appropriated to the Office for the purpose of carrying out its functions $11,100,000 for fiscal year 1983; of which not to exceed $65,000 may be used for entertainment and representation expenses.

"(2) For the fiscal year beginning October 1, 1982, and for each fiscal year thereafter, there are authorized to be appropriated to the Office for the salaries of its officers and employees such additional sums as may be provided by law to reflect pay rate changes made in accordance with the Federal Pay Comparability Act of 1970.".

(b) FUNCTIONS AND POWERS OF THE OFFICE OF THE UNITED STATES TRADE REPRESENTATIVE.—Section 141 of the Trade Act of 1974 is amended—

(1) by redesignating paragraph (2) of subsection (c) as paragraph (3) of subsection (c) and by inserting immediately after subsection (c)(1) the following new paragraph:

"(2) The United States Trade Representative may—

"(A) delegate any of his functions, powers, and duties to such officers and employees of the Office as he may designate; and

"(B) authorize such successive redelegations of such functions, powers, and duties to such officers and employees of the Office as he may deem appropriate.";

(2) by inserting ", powers and duties" after "functions" in subsection (d)(3);

(3) by striking out "and" at the end of subsection (d)(6);

(4) by striking out the period at the end of subsection (d)(7) and inserting in lieu thereof a semicolon; and

(5) by adding after subsection (d)(7) the following:

"(8) pay for expenses approved by him for official travel without regard to the Federal Travel Regulations or to the provisions of subchapter I of chapter 57 of title 5, United States Code (relating to rates of per diem allowances in lieu of subsistence expenses);

5 USC 5701 *et seq.*

"(9) accept, hold, administer, and utilize gifts, devises, and bequests of property, both real and personal, for the purpose of aiding or facilitating the work of the Office; and

"(10) acquire, by purchase or exchange, not more than two passenger motor vehicles for use abroad, except that no vehicle may be acquired at a cost exceeding $9,500.".

(c) ADDITIONAL DEPUTY UNITED STATES TRADE REPRESENTATIVE.—Paragraph (2) of section 141(b) of the Trade Act of 1974 (19 U.S.C. 2171(b)(2)) is amended by striking out "two Deputy Special Representatives for Trade Negotiations" and inserting in lieu thereof "three Deputy United States Trade Representatives".

(d) CONFORMING AMENDMENTS.—

(1) Subsections (b)(3), (g), and (h) of section 141 of the Trade Act of 1974 are hereby repealed.

5 USC 5312, 5314, 19 USC 2171.

(2) Section 141 of the Trade Act of 1974 is further amended—

(A) by striking out "a Deputy Special Representative" in subsection (b)(2) and inserting in lieu thereof "a Deputy United States Trade Representative";

(B) by striking out "Deputy Special Representative for Trade Negotiations" in subsection (b)(2) and inserting in lieu thereof "Deputy United States Trade Representative";

(C) by striking out "Deputy Special Representative for Trade Negotiation" in subsection (c)(3), as redesignated by this Act, and inserting in lieu thereof "Deputy United States Trade Representative"; and

(D) by striking out "Special Representative for Trade Negotiations" each place it appears in the text and heading thereof and inserting in lieu thereof "United States Trade Representative".

(3) The chapter heading for chapter 4 of title I of the Trade Act of 1974 is amended to read as follows:

"CHAPTER 4—OFFICE OF THE UNITED STATES TRADE REPRESENTATIVE".

(4) The table of contents of the Trade Act of 1974 is amended by striking out the item relating to chapter 4 of title I and inserting in lieu thereof the following:

"CHAPTER 4—OFFICE OF THE UNITED STATES TRADE REPRESENTATIVE

"Sec. 141. Office of the United States Trade Representative.".

(5) Section 5312 of title 5, United States Code, is amended by striking out the paragraph relating to the Special Representative for Trade Negotiations and inserting in lieu thereof the following paragraph:

"United States Trade Representative.".

(6) Section 5314 of title 5, United States Code, is amended by striking out the paragraph relating to the Deputy Special Representatives for Trade Negotiations and inserting in lieu thereof the following paragraph:

"Deputy United States Trade Representatives (3).".

Approved January 12, 1983.

LEGISLATIVE HISTORY—H.R. 6094 (S. 2555):

HOUSE REPORTS: No. 97-497 (Comm. on Ways and Means) and No. 97-988 (Comm. of Conference).
SENATE REPORT No. 97-410 accompanying S. 2555 (Comm. on Finance).
CONGRESSIONAL RECORD, Vol. 128 (1982):
June 16, considered and passed House.
Sept. 30, considered and passed Senate, amended.
Dec. 21, House and Senate agreed to conference report.