

ferred to as the “Commission”). The purposes of the Commission shall be to—

- (1) monitor the protections described in section 1721(c)(3) of this title;
- (2) provide oversight of the interoperable electronic data system described in section 1722 of this title; and
- (3) report to Congress annually on the Commission’s findings and recommendations.

**(b) Composition**

The Commission shall consist of nine members, who shall be appointed by the President, as follows:

- (1) One member, who shall serve as Chair of the Commission.
- (2) Eight members, who shall be appointed from a list of nominees jointly provided by the Speaker of the House of Representatives, the Minority Leader of the House of Representatives, the Majority Leader of the Senate, and the Minority Leader of the Senate.

**(c) Considerations**

The Commission shall consider recommendations regarding the following issues:

- (1) Adequate protection of privacy concerns inherent in the design, implementation, or operation of the interoperable electronic data system.
- (2) Timely adoption of security innovations, consistent with generally accepted security standards, to protect the integrity and confidentiality of information to prevent the risks of accidental or unauthorized loss, access, destruction, use modification, or disclosure of information.
- (3) The adequacy of mechanisms to permit the timely correction of errors in data maintained by the interoperable data system.
- (4) Other protections against unauthorized use of data to guard against the misuse of the interoperable data system or the data maintained by the system, including recommendations for modifications to existing laws and regulations to sanction misuse of the system.

**(d) Authorization of appropriations**

There are authorized to be appropriated to the Commission such sums as may be necessary to carry out this section.

(Pub. L. 107–173, title II, §203, May 14, 2002, 116 Stat. 551.)

**§ 1724. Personnel management authorities for positions involved in the development and implementation of the interoperable electronic data system (“Chimera system”)**

**(a) In general**

Notwithstanding any other provision of law relating to position classification or employee pay or performance, the Attorney General may hire and fix the compensation of necessary scientific, technical, engineering, and other analytical personnel for the purpose of the development and implementation of the interoperable electronic data system described in section 1722(a)(2) of this title (also known as the “Chimera system”).

**(b) Limitation on rate of pay**

Except as otherwise provided by law, no employee compensated under subsection (a) may be

paid at a rate in excess of the rate payable for a position at level III of the Executive Schedule.

**(c) Limitation on total calendar year payments**

Total payments to employees under any system established under this section shall be subject to the limitation on payments to employees under section 5307 of title 5.

**(d) Operating plan**

Not later than 90 days after May 14, 2002, the Attorney General shall submit to the Committee on Appropriations, the Committee on the Judiciary, the Select Committee on Intelligence, and the Committee on Foreign Relations of the Senate and the Committee on Appropriations, the Committee on the Judiciary, the Permanent Select Committee on Intelligence, and the Committee on International Relations of the House of Representatives an operating plan—

- (1) describing the Attorney General’s intended use of the authority under this section; and
- (2) identifying any provisions of title 5 being waived for purposes of the development and implementation of the Chimera system.

**(e) Termination date**

The authority of this section shall terminate upon the implementation of the Chimera system.

(Pub. L. 107–173, title II, §204, May 14, 2002, 116 Stat. 551.)

**Editorial Notes**

**REFERENCES IN TEXT**

Level III of the Executive Schedule, referred to in subsec. (b), is set out in section 5314 of Title 5, Government Organization and Employees.

**Statutory Notes and Related Subsidiaries**

**CHANGE OF NAME**

Committee on International Relations of House of Representatives changed to Committee on Foreign Affairs of House of Representatives by House Resolution No. 6, One Hundred Tenth Congress, Jan. 5, 2007.

**SUBCHAPTER III—VISA ISSUANCE**

**§ 1731. Implementation of an integrated entry and exit data system**

**(a) Development of system**

In developing the integrated entry and exit data system for the ports of entry, as required by the Immigration and Naturalization Service Data Management Improvement Act of 2000 (Public Law 106–215), the Attorney General and the Secretary of State shall—

- (1) implement, fund, and use a technology standard under section 1379 of this title at United States ports of entry and at consular posts abroad;
- (2) establish a database containing the arrival and departure data from machine-readable visas, passports, and other travel and entry documents possessed by aliens; and
- (3) make interoperable all security databases relevant to making determinations of admissibility under section 1182 of this title.