

ETHICS IN GOVERNMENT ACT OF 1978

[TITLES I TO III—REPEALED]

[TITLE IV—REPEALED OR OMITTED]

Sec.

[401 to 405. Repealed.]

[406, 407. Omitted.]

[408. Repealed.]

[TITLE V—REPEALED]

[TITLE I—REPEALED]

[[§§ 101 to 111. Repealed. Pub. L. 117–286, § 7, Dec. 27, 2022, 136 Stat. 4361]]

Section 101, Pub. L. 95–521, title I, §101, Oct. 26, 1978, 92 Stat. 1824; Pub. L. 96–19, §§2(a)(1), (b), (c)(1), 4(b)(1), (d)–(f), 5, June 13, 1979, 93 Stat. 37, 38, 40; Pub. L. 101–194, title II, §202, Nov. 30, 1989, 103 Stat. 1725; Pub. L. 101–280, §3(1), (2), May 4, 1990, 104 Stat. 152; Pub. L. 102–25, title VI, §605(a), Apr. 6, 1991, 105 Stat. 110; Pub. L. 102–378, §4(a)(1), Oct. 2, 1992, 106 Stat. 1356; Pub. L. 109–435, title VI, §604(c), Dec. 20, 2006, 120 Stat. 3241, related to persons required to file reports. See section 13103 of this title.

Section 102, Pub. L. 95–521, title I, §102, Oct. 26, 1978, 92 Stat. 1825; Pub. L. 96–19, §§3(a)(1), (b), 6(a), 7(a)–(d)(1), (f), 9(b), (c)(1), (j), June 13, 1979, 93 Stat. 39–43; Pub. L. 97–51, §130(b), Oct. 1, 1981, 95 Stat. 966; Pub. L. 98–150, §10, Nov. 11, 1983, 97 Stat. 962; Pub. L. 101–194, title II, §202, Nov. 30, 1989, 103 Stat. 1727; Pub. L. 101–280, §3(3), May 4, 1990, 104 Stat. 152; Pub. L. 102–90, title III, §314(a), Aug. 14, 1991, 105 Stat. 469; Pub. L. 104–65, §§20, 22(a), (b), Dec. 19, 1995, 109 Stat. 704, 705; Pub. L. 112–105, §13(a), Apr. 4, 2012, 126 Stat. 300, related to contents of reports. See section 13104 of this title.

Section 103, Pub. L. 95–521, title I, §103, Oct. 26, 1978, 92 Stat. 1831; Pub. L. 96–19, §§4(b)(2), 9(a), June 13, 1979, 93 Stat. 40, 42; Pub. L. 101–194, title II, §202, Nov. 30, 1989, 103 Stat. 1736; Pub. L. 101–280, §3(1), (4), May 4, 1990, 104 Stat. 152, 153; Pub. L. 102–90, title III, §313(1), Aug. 14, 1991, 105 Stat. 469; Pub. L. 104–186, title II, §216(1), Aug. 20, 1996, 110 Stat. 1747; Pub. L. 108–271, §8(b), July 7, 2004, 118 Stat. 814; Pub. L. 109–55, title I, §1003(a), Aug. 2, 2005, 119 Stat. 572; Pub. L. 112–105, §§6(a), 19(a), Apr. 4, 2012, 126 Stat. 293, 304; Pub. L. 113–235, div. H, title I, §1301(b), Dec. 16, 2014, 128 Stat. 2537; Pub. L. 115–277, §1(b), Nov. 3, 2018, 132 Stat. 4167; Pub. L. 117–125, §2(a)(1), (c)(1), May 13, 2022, 136 Stat. 1205, 1206, set out various rules for filing reports. See section 13105 of this title.

Section 104, Pub. L. 95–521, title I, §104, Oct. 26, 1978, 92 Stat. 1832; Pub. L. 96–19, §8(a), June 13, 1979, 93 Stat. 41; Pub. L. 101–194, title II, §202, Nov. 30, 1989, 103 Stat. 1737; Pub. L. 101–280, §3(1), (5), May 4, 1990, 104 Stat. 152, 154; Pub. L. 101–650, title IV, §405, Dec. 1, 1990, 104 Stat. 5124; Pub. L. 110–81, title VII, §702, Sept. 14, 2007, 121 Stat. 775, related to penalties for failure to file or filing false reports. See section 13106 of this title.

Section 105, Pub. L. 95–521, title I, §105, Oct. 26, 1978, 92 Stat. 1833; Pub. L. 101–194, title II, §202, Nov. 30, 1989, 103 Stat. 1737; Pub. L. 101–280, §3(6), May 4, 1990, 104 Stat. 154; Pub. L. 102–90, title III, §313(2), Aug. 14, 1991, 105 Stat. 469; Pub. L. 103–359, title V, §501(m), Oct. 14, 1994, 108 Stat. 3430; Pub. L. 104–201, div. A, title XI, §1122(b)(2), Sept. 23, 1996, 110 Stat. 2687; Pub. L. 105–318, §7, Oct. 30, 1998, 112 Stat. 3011; Pub. L. 107–126, Jan. 16, 2002, 115 Stat. 2404; Pub. L. 108–458, title I, §1079(c), Dec.

17, 2004, 118 Stat. 3696; Pub. L. 110–24, §§2, 3, May 3, 2007, 121 Stat. 100; Pub. L. 110–177, title I, §104, Jan. 7, 2008, 121 Stat. 2535; Pub. L. 110–417, [div. A], title IX, §931(b)(1), Oct. 14, 2008, 122 Stat. 4575; Pub. L. 112–84, §1, Jan. 3, 2012, 125 Stat. 1870; Pub. L. 112–105, §8(c), Apr. 4, 2012, 126 Stat. 296; Pub. L. 115–141, div. M, title VI, §601, Mar. 23, 2018, 132 Stat. 1051; Pub. L. 117–125, §2(b), (c)(2), May 13, 2022, 136 Stat. 1205, 1206, related to custody of and public access to reports. See section 13107 of this title.

Section 106, Pub. L. 95–521, title I, §106, Oct. 26, 1978, 92 Stat. 1833; Pub. L. 101–194, title II, §202, Nov. 30, 1989, 103 Stat. 1739; Pub. L. 101–280, §3(1), (7), May 4, 1990, 104 Stat. 152, 155, related to review of reports and determination of compliance with applicable laws and regulations. See section 13108 of this title.

Section 107, Pub. L. 95–521, title I, §107, Oct. 26, 1978, 92 Stat. 1834; Pub. L. 96–19, §9(d), (g), June 13, 1979, 93 Stat. 42, 43; Pub. L. 101–194, title II, §202, Nov. 30, 1989, 103 Stat. 1740; Pub. L. 117–125, §2(c)(3), May 13, 2022, 136 Stat. 1207, related to confidential reports and set out additional provisions related to reporting requirements. See section 13109 of this title.

Section 108, Pub. L. 95–521, title I, §108, Oct. 26, 1978, 92 Stat. 1835; Pub. L. 96–19, §9(t), June 13, 1979, 93 Stat. 44; Pub. L. 101–194, title II, §202, Nov. 30, 1989, 103 Stat. 1741, related to authority of Comptroller General and conducting of regular studies. See section 13110 of this title.

Section 109, Pub. L. 95–521, title I, §109, Oct. 26, 1978, 92 Stat. 1836; Pub. L. 101–194, title II, §202, Nov. 30, 1989, 103 Stat. 1741; Pub. L. 101–280, §3(1), (8), May 4, 1990, 104 Stat. 152, 155; Pub. L. 102–378, §4(a)(2), Oct. 2, 1992, 106 Stat. 1357; Pub. L. 102–572, title IX, §902(b)(2), Oct. 29, 1992, 106 Stat. 4516; Pub. L. 103–160, div. A, title XI, §1182(d)(3), Nov. 30, 1993, 107 Stat. 1773; Pub. L. 103–337, div. A, title IX, §924(d)(3), Oct. 5, 1994, 108 Stat. 2832; Pub. L. 104–186, title II, §216(2), Aug. 20, 1996, 110 Stat. 1747; Pub. L. 105–368, title V, §512(b)(1)(D), Nov. 11, 1998, 112 Stat. 3342; Pub. L. 108–271, §8(b), July 7, 2004, 118 Stat. 814; Pub. L. 110–323, §7, Sept. 22, 2008, 122 Stat. 3547; Pub. L. 113–235, div. H, title I, §1301(b), Dec. 16, 2014, 128 Stat. 2537, provided definitions for title I of Pub. L. 95–521. See section 13101 of this title.

Section 110, Pub. L. 95–521, title I, §110, as added Pub. L. 101–194, title II, §202, Nov. 30, 1989, 103 Stat. 1744; amended Pub. L. 101–280, §3(1), May 4, 1990, 104 Stat. 152, related to notice of actions taken to comply with ethics agreements. See section 13111 of this title.

Section 111, Pub. L. 95–521, title I, §111, as added Pub. L. 101–194, title II, §202, Nov. 30, 1989, 103 Stat. 1744; amended Pub. L. 101–280, §3(1), (9), May 4, 1990, 104 Stat. 152, 157, related to administration of provisions of title I of Pub. L. 95–521. See section 13102 of this title.

[[§ 112. Repealed. Pub. L. 101–280, §3(10)(A), May 4, 1990, 104 Stat. 157]]

Section, Pub. L. 95–521, title I, §112, as added Pub. L. 101–194, title II, §202, Nov. 30, 1989, 103 Stat. 1744, provided that the provisions made by title I of Pub. L. 95–521 take effect on Jan. 1, 1990, and be applicable to reports filed under such title after Jan. 1, 1991.

Statutory Notes and Related Subsidiaries**EFFECTIVE DATE OF REPEAL**

Repeal effective May 4, 1990, see section 11 of Pub. L. 101-280, set out as an Effective Date of 1990 Amendment note under section 4725 of Title 2, The Congress.

[TITLE II—REPEALED]

[Sections 201 to 212 of Pub. L. 95-521, title II, Oct. 26, 1978, 92 Stat. 1836, as amended by Pub. L. 96-19, §§2(a)(2), (c)(2), 3(a)(2), (b), 4(a), (d), (g), 5, 6, 7(a)–(c), (d)(2), (e), (f), 8(b), 9(c)(2), (d), (f), (h)–(o), June 13, 1979, 93 Stat. 37-43; Pub. L. 98-150, §§6-11, Nov. 11, 1983, 97 Stat. 960-962; Pub. L. 99-190, §148(b), Dec. 19, 1985, 99 Stat. 1325; Pub. L. 100-191, §3(b), Dec. 15, 1987, 101 Stat. 1306, which related to executive personnel financial disclosure requirements, were repealed by Pub. L. 101-194, title II, §201, Nov. 30, 1989, 103 Stat. 1724.]

Statutory Notes and Related Subsidiaries**EFFECTIVE DATE OF REPEAL**

Repeal effective Jan. 1, 1991, see section 204 of Pub. L. 101-194, set out as an Effective Date of 1989 Amendment note under section 13104 of this title.

Provisions of title II of Pub. L. 95-521, as in effect prior to Nov. 30, 1989, effective until Jan. 1, 1991, as if Pub. L. 101-194 had not been enacted, except that section 202(f)(4)(B) of Pub. L. 95-521 repealed effective Jan. 1, 1990, and nothing in title II of Pub. L. 101-194 to be construed to prevent prosecution of civil actions against individuals for violations of title II of Pub. L. 95-521 before Jan. 1, 1991, see section 3(10)(C), (D) of Pub. L. 101-280, May 4, 1990, 104 Stat. 157, formerly set out as an Effective Date of 1989 Amendment note under section 101 of this Appendix.

[TITLE III—REPEALED]

[Sections 301 to 309 of Pub. L. 95-521, title III, Oct. 26, 1978, 92 Stat. 1851, as amended by Pub. L. 96-19, §§2(a)(3), (c)(3), 3(a)(3), (b), 4(c), 6, 7(a)–(c), (d)(2), (e), (f), 8(c), 9(c)(3), (d), (j), (p)–(r), June 13, 1979, 93 Stat. 37-43; Pub. L. 96-417, title VI, §601(9), Oct. 10, 1980, 94 Stat. 1744; Pub. L. 96-579, §12(c), Dec. 23, 1980, 94 Stat. 3369; Pub. L. 97-164, title I, §163(a)(6), Apr. 2, 1982, 96 Stat. 49; Pub. L. 98-150, §10, Nov. 11, 1983, 97 Stat. 962; Pub. L. 99-573, §6, Oct. 28, 1986, 100 Stat. 3231; Pub. L. 101-237, title VI, §602(a)(1), Dec. 18, 1989, 103 Stat. 2094, which related to judicial personnel financial disclosure requirements, were repealed by Pub. L. 101-194, title II, §201, Nov. 30, 1989, 103 Stat. 1724.]

Statutory Notes and Related Subsidiaries**EFFECTIVE DATE OF REPEAL**

Repeal effective Jan. 1, 1991, see section 204 of Pub. L. 101-194, set out as an Effective Date of 1989 Amendment note under section 13104 of this title.

Provisions of title III of Pub. L. 95-521, as in effect prior to Nov. 30, 1989, effective until Jan. 1, 1991, as if Pub. L. 101-194 had not been enacted, and nothing in title II of Pub. L. 101-194 to be construed to prevent prosecution of civil actions against individuals for violations of title III of Pub. L. 95-521 before Jan. 1, 1991, see section 3(10)(C), (D) of Pub. L. 101-280, May 4, 1990, 104 Stat. 157, formerly set out as an Effective Date of 1989 Amendment note under section 101 of this Appendix.

[TITLE IV—REPEALED OR OMITTED]**[§§ 401 to 405. Repealed. Pub. L. 117-286, § 7, Dec. 27, 2022, 136 Stat. 4361]**

Section 401, Pub. L. 95-521, title IV, §401, Oct. 26, 1978, 92 Stat. 1862; Pub. L. 98-150, §2, Nov. 11, 1983, 97 Stat. 959; Pub. L. 100-598, §3, Nov. 3, 1988, 102 Stat. 3031; Pub.

L. 104-179, §4(b)(2)(A), Aug. 6, 1996, 110 Stat. 1567, related to establishment of the Office of Government Ethics and appointment of Director. See section 13121 of this title.

Section 402, Pub. L. 95-521, title IV, §402, Oct. 26, 1978, 92 Stat. 1862; Pub. L. 96-19, §9(e), (s), June 13, 1979, 93 Stat. 43, 44; Pub. L. 98-150, §3(a), (b), Nov. 11, 1983, 97 Stat. 959; Pub. L. 100-598, §§5-7, Nov. 3, 1988, 102 Stat. 3032, 3033, related to authority and functions of the Director. See section 13122 of this title.

Section 403, Pub. L. 95-521, title IV, §403, Oct. 26, 1978, 92 Stat. 1863; Pub. L. 98-150, §5, Nov. 11, 1983, 97 Stat. 960; Pub. L. 100-598, §9, Nov. 3, 1988, 102 Stat. 3035; Pub. L. 104-179, §2, Aug. 6, 1996, 110 Stat. 1566, set out administrative provisions. See section 13123 of this title.

Section 404, Pub. L. 95-521, title IV, §404, Oct. 26, 1978, 92 Stat. 1863; Pub. L. 98-150, §3(c), Nov. 11, 1983, 97 Stat. 960, related to promulgation of rules and regulations. See section 13124 of this title.

Section 405, Pub. L. 95-521, title IV, §405, Oct. 26, 1978, 92 Stat. 1863; Pub. L. 98-150, §12, Nov. 11, 1983, 97 Stat. 963; Pub. L. 100-598, §2, Nov. 3, 1988, 102 Stat. 3031; Pub. L. 101-334, §2, July 16, 1990, 104 Stat. 318; Pub. L. 102-506, §2, Oct. 24, 1992, 106 Stat. 3280; Pub. L. 104-179, §3, Aug. 6, 1996, 110 Stat. 1566; Pub. L. 107-119, §2, Jan. 15, 2002, 115 Stat. 2382; Pub. L. 109-289, div. B, title II, §21069, as added Pub. L. 110-5, §2, Feb. 15, 2007, 121 Stat. 57, authorized appropriations for fiscal year 2007. See section 13125 of this title.

[§ 406. Omitted]**Editorial Notes****CODIFICATION**

Section, Pub. L. 95-521, title IV, §406, Oct. 26, 1978, 92 Stat. 1864, amended section 5316 of Title 5, Government Organization and Employees.

[§ 407. Omitted]**Editorial Notes****CODIFICATION**

Section, Pub. L. 95-521, title IV, §407, as added Pub. L. 98-150, §4, Nov. 11, 1983, 97 Stat. 960; amended Pub. L. 100-598, §8, Nov. 3, 1988, 102 Stat. 3035, amended sections 5314 and 5316 of Title 5, Government Organization and Employees. Prior to amendment by Pub. L. 100-598, section required the President to include estimated expenditures and proposed appropriations for the Office of Government Ethics in the budget submitted to Congress.

[§ 408. Repealed. Pub. L. 117-286, § 7, Dec. 27, 2022, 136 Stat. 4361]

Section, Pub. L. 95-521, title IV, §408, as added Pub. L. 100-598, §4, Nov. 3, 1988, 102 Stat. 3031; amended Pub. L. 104-179, §4(b)(2)(B), Aug. 6, 1996, 110 Stat. 1567, required submission of reports to Congress. See section 13126 of this title.

[TITLE V—REPEALED]**[§§ 501 to 505. Repealed. Pub. L. 117-286, § 7, Dec. 27, 2022, 136 Stat. 4361]**

Section 501, Pub. L. 95-521, title V, §501, as added Pub. L. 101-194, title VI, §601(a), Nov. 30, 1989, 103 Stat. 1760; amended Pub. L. 101-280, §7(a), May 4, 1990, 104 Stat. 161; Pub. L. 102-378, §4(b)(1), (2), Oct. 2, 1992, 106 Stat. 1357, related to outside earned income limitation and honoraria prohibition. See section 13143 of this title.

Section 502, Pub. L. 95-521, title V, §502, as added Pub. L. 101-194, title VI, §601(a), Nov. 30, 1989, 103 Stat. 1761; amended Pub. L. 101-280, §7(a)(1), (b), May 4, 1990, 104 Stat. 161; Pub. L. 101-650, title III, §319, Dec. 1, 1990, 104 Stat. 5117; Pub. L. 102-198, §6, Dec. 9, 1991, 105 Stat. 1624;

Pub. L. 102-378, §4(b)(3), Oct. 2, 1992, 106 Stat. 1357, related to limitations on outside employment. See section 13144 of this title.

Section 503, Pub. L. 95-521, title V, §503, as added Pub. L. 101-194, title VI, §601(a), Nov. 30, 1989, 103 Stat. 1761; amended Pub. L. 101-280, §7(c), May 4, 1990, 104 Stat. 161; Pub. L. 102-90, title I, §6(b)(1), Aug. 14, 1991, 105 Stat. 450, set out the entities responsible for administration of title V of Pub. L. 95-521. See section 13142 of this title.

Section 504, Pub. L. 95-521, title V, §504, as added Pub. L. 101-194, title VI, §601(a), Nov. 30, 1989, 103 Stat. 1761, related to civil actions and advisory opinions. See section 13145 of this title.

Section 505, Pub. L. 95-521, title V, §505, as added Pub. L. 101-194, title VI, §601(a), Nov. 30, 1989, 103 Stat. 1761; amended Pub. L. 102-90, title I, §6(b)(2), (3), title III, §314(b), Aug. 14, 1991, 105 Stat. 450, 469, provided definitions for title V of Pub. L. 95-521. See section 13141 of this title.

REORGANIZATION PLANS

This portion of the Appendix contains Reorganization Plans which took effect in accordance with the provisions of section 901 et seq. of this title or corresponding prior provisions of law.

REORGANIZATION PLAN NO. I OF 1939

Eff. July 1, 1939, 4 F.R. 2727, 53 Stat. 1423, by act June 7, 1939, ch. 193, 53 Stat. 813, as amended Sept. 13, 1982, Pub. L. 97-258, §5(b), 96 Stat. 1068, 1085

Prepared by the President and transmitted to the Senate and the House of Representatives in Congress assembled, April 25, 1939, pursuant to the provisions of the Reorganization Act of 1939, approved April 3, 1939.

PART 1. EXECUTIVE OFFICE OF THE PRESIDENT

SECTION 1. BUREAU OF THE BUDGET

[Repealed. Pub. L. 97-258, §5(b), Sept. 13, 1982, 96 Stat. 1068, 1085. Section transferred the Bureau of the Budget and its functions and personnel from the Treasury Department to the Executive Office of the President, and provided that the functions of the Bureau be administered by the Director under the direction and supervision of the President. See 31 U.S.C. 501 et seq.]

SEC. 2. CENTRAL STATISTICAL BOARD

[Repealed. Pub. L. 97-258, §5(b), Sept. 13, 1982, 96 Stat. 1068, 1085. Section transferred the Central Statistical Board and its functions and personnel to the Bureau of the Budget, and provided that the Chairman of the Board perform such administrative duties as the Director of the Bureau shall prescribe.]

SEC. 3. CENTRAL STATISTICAL COMMITTEE ABOLISHED AND FUNCTIONS TRANSFERRED

[Repealed. Pub. L. 97-258, §5(b), Sept. 13, 1982, 96 Stat. 1068, 1085. Section abolished the Board and transferred its functions to the Director of the Bureau of the Budget.]

SEC. 4. NATIONAL RESOURCES PLANNING BOARD

(a) The functions of the National Resources Committee, established by Executive Order No. 7065 of June 7, 1935, and its personnel (except the members of the Committee) and all of the functions of the Federal Employment Stabilization Office in the Department of Commerce and its personnel are hereby transferred to the Executive Office of the President. The functions transferred by this section are hereby consolidated, and they shall be administered under the direction and supervision of the President by the National Resources Planning Board (hereafter referred to as the Board), which shall be composed of five members to be appointed by the President. The President shall designate one of the members of the Board as Chairman and another as Vice Chairman. The Vice Chairman shall act as Chairman in the absence of the Chairman or in the event of a vacancy in that office. The members of the Board shall be compensated at the rate of \$50 per day for time spent in attending and traveling to and from meetings, or in otherwise exercising the functions and duties of the Board, plus the actual cost of transportation: *Provided*, That in no case shall a member be entitled to receive compensation for more than thirty days' service in two consecutive months. [Functions of Board were authorized to be carried out until June 30, 1940, and provisions concerning composition of Board

were contained in Emergency Relief Appropriation Act of 1939.]

(b) The Board shall determine the rules of its own proceedings, and a majority of its members in office shall constitute a quorum for the transaction of business, but the Board may function notwithstanding vacancies.

(c) The Board may appoint necessary officers and employees and may delegate to such officers authority to perform such duties and make such expenditures as may be necessary. [Board abolished August 31, 1943, by act June 26, 1943, ch. 145, title I, §1, 57 Stat. 170, and records and files were transferred to the National Archives.]

SEC. 5. NATIONAL RESOURCES COMMITTEE ABOLISHED

The National Resources Committee is hereby abolished, and its outstanding affairs shall be wound up by the National Resources Planning Board.

SEC. 6. FEDERAL EMPLOYMENT STABILIZATION OFFICE ABOLISHED

The Federal Employment Stabilization Office is hereby abolished, and the Secretary of Commerce shall promptly wind up its affairs.

SEC. 7. TRANSFER OF RECORDS AND PROPERTY

All records and property (including office equipment) of the several agencies transferred, or the functions of which are transferred, by this part are hereby transferred to the Executive Office of the President for use in the administration of the agencies and functions transferred by this part.

SEC. 8. TRANSFER OF FUNDS

So much of the unexpended balances of appropriations, allocations, or other funds available (including those available for the fiscal year ending June 30, 1940) for the use of any agency in the exercise of any functions transferred by this part, or for the use of the head of any department or agency in the exercise of any functions so transferred, as the Director of the Bureau of the Budget shall determine, shall be transferred to the Executive Office of the President for use in connection with the exercise of functions transferred by this part. In determining the amount to be transferred the Director of the Bureau of the Budget may include an amount to provide for the liquidation of obligations incurred against such appropriations, allocations, or other funds prior to the transfer: *Provided*, That the use of the unexpended balances of appropriations, allocations, or other funds transferred by this section shall be subject to the provisions of section 4(d)(3) and section 9 of the Reorganization Act of 1939.

SEC. 9. PERSONNEL

Any personnel transferred by this part found to be in excess of the personnel necessary for the efficient administration of the functions transferred by this part shall be retransferred under existing law to other positions in the Government service, or separated from the service subject to the provisions of section 10(a) of the Reorganization Act of 1939.