

1970, 84 Stat. 773; Pub. L. 113-235, div. H, title I, § 1301(d), Dec. 16, 2014, 128 Stat. 2537.)

#### Editorial Notes

##### CODIFICATION

R.S. §210 derived from acts Mar. 9, 1868, ch. 22, § 1, 15 Stat. 40; June 8, 1872, ch. 335, § 20, 17 Stat. 287.

Section was formerly classified to section 165 of Title 5 prior to the general revision and enactment of Title 5, Government Organization and Employees, by Pub. L. 89-554, § 1, Sept. 6, 1966, 80 Stat. 378.

Provisions of R.S. §210, act June 20, 1874, and 1950 Reorg. Plan No. 20, cited as credits to this section, insofar as related to duty of Administrator of General Services to furnish to Public Printer a correct copy of every Act and joint resolution, as soon as possible after its approval by President, or after it has become a law in accordance with the Constitution without such approval, were classified to section 191a of former Title 44, Public Printing and Documents, prior to repeal and reenactment as section 710 of Title 44 by Pub. L. 90-620, which enacted Title 44. Section 2(a) of Pub. L. 90-620 provided that the legislative purpose in enacting Title 44 was to restate without substantive change the laws replaced by revised Title 44. Because revised section 710 of Title 44 did not restate those provisions of R.S. §210 and act June 20, 1874, which appear in this section, this section is not considered as having been repealed by section 3 of Pub. L. 90-620.

#### Statutory Notes and Related Subsidiaries

##### CHANGE OF NAME

“Director of the Government Publishing Office” substituted for “Public Printer” in text on authority of section 1301(d) of Pub. L. 113-235, set out as a note under section 301 of Title 44, Public Printing and Documents.

##### TRANSFER OF FUNCTIONS

“United States Postal Service” substituted in text for “Postmaster General” pursuant to section 4(a) of Pub. L. 91-375, set out as a note under section 201 of Title 39, Postal Service, which abolished office of Postmaster General of Post Office Department and transferred its functions to United States Postal Service.

#### Executive Documents

##### TRANSFER OF FUNCTIONS

Reorg. Plan No. 20 of 1950, set out in the Appendix to Title 5, Government Organization and Employees, transferred various functions of Secretary of State to Administrator of General Services but excepted from transfer the functions of Secretary of State with respect to treaties and other international agreements under R.S. §210, as amended (this section).

#### § 2661. Procurement of information for corporations, firms and individuals; expense of cablegrams and telephone service involved; appropriation

On and after May 15, 1936, whenever the Secretary of State, in his discretion, procures information on behalf of corporations, firms, and individuals, the expense of cablegrams and telephone service involved may be charged against the respective appropriations for the service utilized; and reimbursement therefor shall be required from those for whom the information was procured and, when made, be credited to the appropriation under which the expenditure was charged.

The Secretary of State is authorized to accept reimbursement from corporations, firms, and in-

dividuals for the expenses of travel, translation, printing, special experts, and other extraordinary expenses (including such expenses as salaries and other personnel expenses) incurred in pursuing a claim on their behalf against a foreign government or other foreign entity. Such reimbursements shall be credited to the appropriation account against which the expense was initially charged.

(May 15, 1936, ch. 405, 49 Stat. 1321; Pub. L. 100-204, title I, § 142(b), Dec. 22, 1987, 101 Stat. 1350; Pub. L. 105-277, div. G, subdiv. B, title XXII, § 2212(a), Oct. 21, 1998, 112 Stat. 2681-812.)

#### Editorial Notes

##### CODIFICATION

Section was formerly classified to section 169 of Title 5 prior to the general revision and enactment of Title 5, Government Organization and Employees, by Pub. L. 89-554, § 1, Sept. 6, 1966, 80 Stat. 378.

Section is from the Department of State Appropriation Act, 1937, act May 15, 1936.

##### PRIOR PROVISIONS

Provisions similar to those in this section were contained in the following prior appropriation acts:

Mar. 22, 1935, ch. 39, 49 Stat. 76.

Apr. 7, 1934, ch. 104, title I, 48 Stat. 536.

Mar. 1, 1933, ch. 144, title I, 47 Stat. 1379.

July 1, 1932, ch. 361, title I, 47 Stat. 487.

Feb. 23, 1931, ch. 280, title I, 46 Stat. 1321.

Apr. 18, 1930, ch. 184, title I, 46 Stat. 174.

##### AMENDMENTS

1998—Pub. L. 105-277, in second par., inserted “(including such expenses as salaries and other personnel expenses)” after “extraordinary expenses”.

1987—Pub. L. 100-204 inserted second par.

#### § 2661a. Foreign contracts or arrangements; discrimination

Information should not be disseminated about opportunities for, and there should be no participation or other assistance by any officer or employee of the Department of State (including the Agency for International Development) in, the negotiation of any contract or arrangement with a foreign country, individual, or entity, if—

(1) any United States person (as defined in section 7701(a)(30) of title 26) is prohibited from entering into such contract or arrangement, or

(2) such contract or arrangement requires that any such person be excluded from participating in the implementation of such contract or arrangement,

on account of the race, religion, national origin, or sex of such person in the case of an individual or, in the case of a partnership, corporation, association, or other entity, any officer, employee, agent, director, or owner thereof.

(Pub. L. 94-350, title I, § 121, July 12, 1976, 90 Stat. 829; Pub. L. 99-514, § 2, Oct. 22, 1986, 100 Stat. 2095.)

#### Editorial Notes

##### AMENDMENTS

1986—Par. (1). Pub. L. 99-514 substituted “Internal Revenue Code of 1986” for “Internal Revenue Code of 1954”, which for purposes of codification was translated as “title 26” thus requiring no change in text.

**§ 2661b. Services provided to the press**

In fiscal year 2001 and thereafter reimbursements for services provided to the press in connection with the travel of senior-level officials may be collected and credited to this appropriation and shall remain available until expended.

(Pub. L. 106-553, §1(a)(2) [title IV], Dec. 21, 2000, 114 Stat. 2762, 2762A-90.)

**Editorial Notes**

## REFERENCES IN TEXT

This appropriation, referred to in text, probably means appropriations under the headings "DEPARTMENT OF STATE", "ADMINISTRATION OF FOREIGN AFFAIRS", and "DIPLOMATIC AND CONSULAR PROGRAMS" of the annual Department of State and Related Agency Appropriations Act.

**Statutory Notes and Related Subsidiaries**

## REFERENCES TO DIPLOMATIC AND CONSULAR PROGRAMS ACCOUNT

References to the Diplomatic and Consular Programs account to be construed to include the Diplomatic Programs account in fiscal year 2020 and each fiscal year thereafter, see par. (7) of title I of div. G of Pub. L. 116-94, set out as a note under section 2651 of this title.

**§ 2662. Transferred****Editorial Notes**

## CODIFICATION

Section 2662, act Aug. 1, 1956, ch. 841, title I, §1 [part], 70 Stat. 890; as renumbered title I and amended Aug. 24, 1982, Pub. L. 97-241, title II, §202(a), 96 Stat. 282, which related to establishment, maintenance, and operation of passport and despatch agencies, was amended generally by Pub. L. 103-236 and transferred to section 2651a of this title.

Section was formerly classified to section 170f of Title 5 prior to the general revision and enactment of Title 5, Government Organization and Employees, by Pub. L. 89-554, §1, Sept. 6, 1966, 80 Stat. 378.

Similar provisions were contained in the following prior Department of State Appropriation Acts:

June 20, 1956, ch. 414, title I, 70 Stat. 299.  
 July 7, 1955, ch. 279, title I, 69 Stat. 264.  
 July 2, 1954, ch. 456, title I, 68 Stat. 413.  
 Aug. 5, 1953, ch. 328, title I, 67 Stat. 367.  
 July 10, 1952, ch. 651, title I, 66 Stat. 549.  
 Oct. 22, 1951, ch. 533, title I, 65 Stat. 576.  
 Sept. 6, 1950, ch. 896, title I, 64 Stat. 609.  
 July 20, 1949, ch. 354, title I, 63 Stat. 448.  
 June 3, 1948, ch. 400, title I, 62 Stat. 306.  
 July 9, 1947, ch. 211, title I, 61 Stat. 279.

See, also, the Codification note set out under section 2663 of this title.

**§ 2663. Omitted****Editorial Notes**

## CODIFICATION

Section, act July 5, 1946, ch. 541, title I, 60 Stat. 450, 451, the Department of State Appropriation Act, 1947, related to compensation of personnel and rent and expenses of despatch agencies established by Secretary of State. See section 2662 of this title.

Section was formerly classified to section 153a of Title 5 prior to the general revision and enactment of Title 5, Government Organization and Employees, by Pub. L. 89-554, §1, Sept. 6, 1966, 80 Stat. 378.

Similar provisions were contained in the following prior Department of State Appropriation Acts:

May 21, 1945, ch. 129, title I, 59 Stat. 173.  
 June 28, 1944, ch. 294, title I, 58 Stat. 399.  
 July 1, 1943, ch. 182, title I, 57 Stat. 275.  
 July 2, 1942, ch. 472, title I, 56 Stat. 473.  
 June 28, 1941, ch. 258, title I, 55 Stat. 268.  
 May 14, 1940, ch. 189, title I, 54 Stat. 185.

**§ 2664. Distribution of duties of officers, clerks, and employees**

The Secretary of State may prescribe duties for the Assistant Secretaries and the clerks of bureaus, as well as for all the other employees in the department, and may make changes and transfers therein when, in his judgment, it becomes necessary.

(June 20, 1874, ch. 328, 18 Stat. 90; May 24, 1924, ch. 182, §30, as added Feb. 23, 1931, ch. 276, §7, 46 Stat. 1214.)

**Editorial Notes**

## CODIFICATION

Section was formerly classified to section 154 of Title 5 prior to the general revision and enactment of Title 5, Government Organization and Employees, by Pub. L. 89-554, §1, Sept. 6, 1966, 80 Stat. 378.

Provisions of this section which related to the Solicitor of the Department were omitted in view of act May 24, 1924, which abolished the office.

**§ 2664a. Protection of Civil Service employees****(a) Findings**

The Congress finds that—

(1) the effectiveness and efficiency of the Department of State is dependent not only on the contribution of Foreign Service employees but equally on the contribution of the 42 percent of the Department's employees who are employed under the Civil Service personnel system;

(2) the contribution of these Civil Service employees has been overlooked in the management of the Department and greater equality of promotion, training, and career enhancement opportunities should be accorded to the Civil Service employees of the Department; and

(3) a goal of the Foreign Service Act of 1980 [22 U.S.C. 3901 et seq.] was to strengthen the contribution made by Civil Service employees of the Department of State by creating a cadre of experienced specialists and managers in the Department to provide essential continuity.

**(b) Equitable reduction of budget**

The Secretary of State shall take all appropriate steps to assure that the burden of cuts in the budget for the Department is not imposed disproportionately or inequitably upon its Civil Service employees.

**(c) Establishment of Office of the Ombudsman for Civil Service Employees**

There is established in the Office of the Secretary of State the position of Ombudsman for Civil Service Employees. The position of Ombudsman for Civil Service Employees shall be a career reserved position within the Senior Executive Service. The Ombudsman for Civil Service Employees shall report directly to the Secretary of State and shall have the right to participate in all Management Council meetings to assure