

(5) One member of the Department of Commerce appointed by the President of the United States.

(b) Commission Chairman and Cochairman

There shall be a Chairman and a Cochairman of the Commission.

(c) Designation of Chairman

At the beginning of each odd-numbered Congress, the President of the Senate, on the recommendation of the majority leader, shall designate one of the Senate Members as Chairman of the Commission. At the beginning of each even-numbered Congress, the Speaker of the House of Representatives shall designate one of the House Members as Chairman of the Commission.

(d) Designation of Cochairman

At the beginning of each odd-numbered Congress, the Speaker of the House of Representatives shall designate one of the House Members as Cochairman of the Commission. At the beginning of each even-numbered Congress, the President of the Senate, on the recommendation of the majority leader, shall designate one of the Senate Members as Cochairman of the Commission.

(Pub. L. 94-304, § 3, June 3, 1976, 90 Stat. 661; Pub. L. 99-7, § 1(a), (b), Mar. 27, 1985, 99 Stat. 18.)

Editorial Notes

AMENDMENTS

1985—Subsecs. (a), (b), Pub. L. 99-7, § 1(a), in amending section generally, designated existing provisions as subsec. (a) and added subsec. (b). Prior to amendment, section read as follows: “The Commission shall be composed of fifteen members as follows:

“(1) Six Members of the House of Representatives appointed by the Speaker of the House of Representatives. Four members shall be selected from the majority party and two shall be selected, after consultation with the minority leader of the House, from the minority party. The Speaker shall designate one of the House Members as chairman.

“(2) Six Members of the Senate appointed by the President of the Senate. Four members shall be selected from the majority party and two shall be selected after consultation with the minority leader of the Senate, from the minority party.

“(3) One member of the Department of State appointed by the President of the United States.

“(4) One member of the Defense Department appointed by the President of the United States.

“(5) One member of the Commerce Department appointed by the President of the United States.”

Subsecs. (c), (d), Pub. L. 99-7, § 1(b), added subsecs. (c) and (d).

Statutory Notes and Related Subsidiaries

EFFECTIVE DATE OF 1985 AMENDMENT

Amendment by section 1(a) of Pub. L. 99-7 effective Apr. 15, 1985, see section 6(a) of Pub. L. 99-7, set out as a note under section 3002 of this title.

Amendment by section 1(b) of Pub. L. 99-7 effective on first day of 100th Congress (which convenes in January 1987), see section 6(b)(1) of Pub. L. 99-7, set out as a note under section 3002 of this title.

DESIGNATION OF CHAIRMAN AND COCHAIRMAN FOR DURATION OF 99TH CONGRESS

Pub. L. 99-7, § 1(c), Mar. 27, 1985, 99 Stat. 19, provided that: “On the effective date of this subsection [Apr. 15,

1985], the President of the Senate, on the recommendation of the majority leader, shall designate one of the Senate Members to serve as Chairman of the Commission for the duration of the Ninety-ninth Congress, and the Speaker of the House of Representatives shall designate one of the House Members to serve as Cochairman of the Commission for the duration of the Ninety-ninth Congress.”

§ 3004. Testimony of witnesses, production of evidence; issuance of subpoena; administration of oaths

In carrying out this chapter, the Commission may require, by subpoena or otherwise, the attendance and testimony of such witnesses and the production of such books, records, correspondence, memorandums, papers, and documents as it deems necessary. Subpenas may be issued over the signature of the Chairman of the Commission or any member designated by him, and may be served by any person designated by the Chairman or such member. The Chairman of the Commission, or any member designated by him, may administer oaths to any witness.

(Pub. L. 94-304, § 4, June 3, 1976, 90 Stat. 661.)

§ 3005. Repealed. Pub. L. 117-81, div. E, title LI, § 5114(b)(5), Dec. 27, 2021, 135 Stat. 2352

Section, Pub. L. 94-304, § 5, June 3, 1976, 90 Stat. 661; Pub. L. 102-138, title I, § 171, Oct. 28, 1991, 105 Stat. 679; Pub. L. 107-228, div. A, title II, § 226, Sept. 30, 2002, 116 Stat. 1369, required Secretary of State to submit annual report relating to Commission on Security and Cooperation in Europe.

Executive Documents

DELEGATION OF FUNCTIONS

Memorandum of President of the United States, Feb. 10, 1992, 57 F.R. 5367, provided:

Memorandum for the Honorable James A. Baker, III, the Secretary of State

By virtue of the authority vested in me by the Constitution and laws of the United States of America, including section 301 of title 3 of the United States Code, I hereby delegate to you the functions vested in me by section 5 of Public Law 94-304 (22 U.S.C. 3005). The authority delegated by this memorandum may be further delegated within the Department of State.

You are authorized and directed to publish this memorandum in the Federal Register.

GEORGE BUSH.

§ 3006. Commission report to Congress; periodic reports; expenditure of appropriations

The Commission is authorized and directed to report to the House of Representatives and the Senate with respect to the matters covered by this chapter on a periodic basis and to provide information to Members of the House and Senate as requested. For each fiscal year for which an appropriation is made the Commission shall submit to Congress a report on its expenditures under such appropriation.

(Pub. L. 94-304, § 6, June 3, 1976, 90 Stat. 662.)

Statutory Notes and Related Subsidiaries

TERMINATION OF REPORTING REQUIREMENTS

For termination, effective May 15, 2000, of provisions of law requiring submittal to Congress of any annual, semiannual, or other regular periodic report listed in

House Document No. 103-7 (in which a report required under this section is listed on page 157), see section 3003 of Pub. L. 104-66, as amended, set out as a note under section 1113 of Title 31, Money and Finance.

§ 3007. Appropriations for Commission

(a) Authorization; disbursements

(1) There are authorized to be appropriated to the Commission for each fiscal year such sums as may be necessary to enable it to carry out its duties and functions. Appropriations to the Commission are authorized to remain available until expended.

(2) Appropriations to the Commission shall be disbursed on vouchers approved—

(A) jointly by the Chairman and the Co-chairman, or

(B) by a majority of the members of the personnel and administration committee established pursuant to section 3008(a) of this title.

(b) Use of foreign currencies

For purposes of section 1754(b) of this title, the Commission shall be deemed to be a standing committee of the Congress and shall be entitled to use funds in accordance with such sections.

(c) Official reception and representational expenses

Not to exceed \$6,000 of the funds appropriated to the Commission for each fiscal year may be used for official reception and representational expenses.

(d) Foreign travel for official purposes

Foreign travel for official purposes by Commission members and staff may be authorized by either the Chairman or the Cochairman.

(Pub. L. 94-304, § 7, June 3, 1976, 90 Stat. 662; Pub. L. 94-534, Oct. 17, 1976, 90 Stat. 2495; Pub. L. 95-426, title VII, § 702, Oct. 7, 1978, 92 Stat. 992; Pub. L. 96-60, title IV, § 401, Aug. 15, 1979, 93 Stat. 403; Pub. L. 99-7, §§ 3, 4, Mar. 27, 1985, 99 Stat. 19.)

Editorial Notes

AMENDMENTS

1985—Subsec. (a). Pub. L. 99-7, § 3, amended subsec. (a) generally. Prior to amendment, subsec. (a) read as follows: “There is authorized to be appropriated to the Commission for each fiscal year and to remain available until expended \$550,000 to assist in meeting the expenses of the Commission for the purpose of carrying out the provisions of this chapter, such appropriation to be disbursed on voucher to be approved by the Chairman of the Commission.”

Subsec. (d). Pub. L. 99-7, § 4, added subsec. (d).

1979—Subsec. (c). Pub. L. 96-60 added subsec. (c).

1978—Subsec. (a). Pub. L. 95-426 substituted “\$550,000” for “\$350,000”.

1976—Pub. L. 94-534 designated existing provisions as subsec. (a) and added subsec. (b).

Statutory Notes and Related Subsidiaries

EFFECTIVE DATE OF 1985 AMENDMENT

Amendment by Pub. L. 99-7 effective Apr. 15, 1985, see section 6(a) of Pub. L. 99-7, set out as a note under section 3002 of this title.

§ 3008. Commission staff

(a) Personnel and administration committee

The Commission shall have a personnel and administration committee composed of the

Chairman, the Cochairman, the senior Commission member from the minority party in the House of Representatives, and the senior Commission member from the minority party in the Senate.

(b) Committee functions

All decisions pertaining to the hiring, firing, and fixing of pay of Commission staff personnel shall be by a majority vote of the personnel and administration committee, except that—

(1) the Chairman shall be entitled to appoint and fix the pay of the staff director, and the Cochairman shall be entitled to appoint and fix the pay of his senior staff person; and

(2) the Chairman and Cochairman each shall have the authority to appoint, with the approval of the personnel and administration committee, at least four professional staff members who shall be responsible to the Chairman or the Cochairman (as the case may be) who appointed them.

The personnel and administration committee may appoint and fix the pay of such other staff personnel as it deems desirable.

(c) Staff appointments

All staff appointments shall be made without regard to the provisions of title 5 governing appointments in the competitive service, and without regard to the provisions of chapter 51 and subchapter III of chapter 53 of such title relating to classification and general schedule pay rates.

(d) Commission employees as congressional employees

(1) For purposes of pay and other employment benefits, rights, and privileges and for all other purposes, any employee of the Commission shall be considered to be a congressional employee as defined in section 2107 of title 5.

(2) For purposes of section 3304(i)(1)¹ of title 5, staff personnel of the Commission shall be considered as if they are in positions in which they are paid by the Secretary of the Senate or the Chief Administrative Officer of the House of Representatives.

(3) The provisions of paragraphs (1) and (2) of this subsection shall be effective as of June 3, 1976.

(Pub. L. 94-304, § 8, June 3, 1976, 90 Stat. 662; Pub. L. 99-7, § 5, Mar. 27, 1985, 99 Stat. 19; Pub. L. 104-186, title II, § 218(3), Aug. 20, 1996, 110 Stat. 1747; Pub. L. 118-188, § 2(a)(2)(B), Dec. 23, 2024, 138 Stat. 2645.)

Editorial Notes

REFERENCES IN TEXT

Section 3304(i)(1) of title 5, referred to in subsec. (d)(2), probably means section 3304(c)(1) of title 5 prior to the amendments made by Pub. L. 104-65, § 16(a), (b), Dec. 19, 1995, 109 Stat. 703, which struck out section 3304(c) of title 5 and redesignated section 3304(d) of title 5 as 3304(c), and by Pub. L. 118-188, § 2(a)(1)(A), Dec. 23, 2024, 138 Stat. 2644, which redesignated section 3304(c) of title 5 as section 3304(i). Prior to these amendments, section 3304(c)(1) related to acquisition of competitive status by an individual who served for at least 3 years in the legislative branch in a position in which he was

¹ See References in Text note below.