

37, which amended sections 830, 831, and 832, respectively, of the Foreign Service Act of 1980, by adding subsecs. (f), (g), and (f), respectively, to those sections which are classified to sections 4069a(f), 4069b(g), and 4069c(f) of this title.

§ 6552. Application of certain laws

(a) Application to functions of Department of State

Section 1461 of this title, section 1461–1 of this title, and section 1461–1a of this title shall not apply to public affairs and other information dissemination functions of the Secretary of State as carried out prior to any transfer of functions pursuant to this chapter.

(b) Application to functions transferred to Department of State

Section 1461 of this title, section 1461–1 of this title, and section 1461–1a of this title shall apply only to public diplomacy programs of the Director of the United States Information Agency as carried out prior to any transfer of functions pursuant to this chapter to the same extent that such programs were covered by these provisions prior to such transfer.

(c) Limitation on use of funds

(1) Except as provided in section 1461 of this title and section 1461–1a of this title, funds specifically authorized to be appropriated for such public diplomacy programs, identified as public diplomacy funds in any Congressional Presentation Document described in subsection (e), or reprogrammed for public diplomacy purposes, shall not be used to influence public opinion in the United States, and no program material prepared using such funds shall be distributed or disseminated in the United States.

(2) CONSTRUCTION.—Nothing in paragraph (1) may be construed (A) to interfere with the integration of administrative resources between public diplomacy and other functions of the Department of State or to prevent the occasional performance of functions other than public diplomacy by officials or employees of the Department of State who are primarily assigned to public diplomacy, provided there is no substantial resulting diminution in the amount of resources devoted to public diplomacy below the amounts described in paragraph (1), or (B) to supersede reprogramming procedures.

(d) Reporting requirements

The report submitted pursuant to section 6601(f) of this title shall include a detailed statement of the manner in which the special mission of public diplomacy carried out by USIA prior to the transfer of functions under this chapter shall be preserved within the Department of State, including the planned duties and responsibilities of any new bureaus that will perform such public diplomacy functions. Such report shall also include the best available estimates of—

(1) the amounts expended by the Department of State for public affairs programs during fiscal year 1998, and on the personnel and support costs for such programs;

(2) the amounts expended by USIA for its public diplomacy programs during fiscal year 1998, and on the personnel and support costs for such programs; and

(3) the amounts, including funds to be transferred from USIA and funds appropriated to the Department, that will be allocated for the programs described in paragraphs (1) and (2), respectively, during the fiscal year in which the transfer of functions from USIA to the Department occurs.

(e) Congressional Presentation Document

The Department of State's Congressional Presentation Document for fiscal year 2000 and each fiscal year thereafter shall include—

(1) the aggregated amounts that the Department will spend on such public diplomacy programs and on costs of personnel for such programs, and a detailed description of the goals and purposes for which such funds shall be expended; and

(2) the amount of funds allocated to and the positions authorized for such public diplomacy programs, including bureaus to be created upon the transfer of functions from USIA to the Department.

(Pub. L. 105–277, div. G, subdiv. A, title XIII, § 1333, Oct. 21, 1998, 112 Stat. 2681–785; Pub. L. 106–113, div. B, § 1000(a)(7) [div. A, title III, § 304], Nov. 29, 1999, 113 Stat. 1536, 1501A–434.)

Editorial Notes

REFERENCES IN TEXT

This chapter, referred to in subsecs. (a), (b), and (d), was in the original “this subdivision”, meaning subdiv. A of div. G of Pub. L. 105–277, Oct. 21, 1998, 112 Stat. 2681–765, known as the Foreign Affairs Agencies Consolidation Act of 1998. For complete classification of this subdivision to the Code, see Short Title note set out under section 6501 of this title and Tables.

AMENDMENTS

1999—Subsec. (c). Pub. L. 106–113 designated existing provisions as par. (1), inserted “, identified as public diplomacy funds in any Congressional Presentation Document described in subsection (e), or reprogrammed for public diplomacy purposes,” after “diplomacy programs”, and added par. (2).

§ 6553. Continuation of United States Advisory Commission on Public Diplomacy

The United States Advisory Commission on Public Diplomacy, established under section 1469 of this title and section 8 of Reorganization Plan Numbered 2 of 1977, shall continue to exist and operate under such provisions of law.

(Pub. L. 105–277, div. G, subdiv. A, title XIII, § 1334, Oct. 21, 1998, 112 Stat. 2681–786; Pub. L. 106–113, div. B, § 1000(a)(7) [div. A, title IV, § 404(a)], Nov. 29, 1999, 113 Stat. 1536, 1501A–446; Pub. L. 107–77, title IV, § 407(a), Nov. 28, 2001, 115 Stat. 790; Pub. L. 109–108, title IV, § 410, Nov. 22, 2005, 119 Stat. 2327; Pub. L. 110–21, § 1, May 2, 2007, 121 Stat. 87; Pub. L. 111–70, § 1, Oct. 9, 2009, 123 Stat. 2057; Pub. L. 112–239, div. A, title XII, § 1280(d)(1), Jan. 2, 2013, 126 Stat. 2033; Pub. L. 114–323, title VII, § 702(a), Dec. 16, 2016, 130 Stat. 1940; Pub. L. 116–159, div. A, § 168, Oct. 1, 2020, 134 Stat. 723; Pub. L. 117–81, div. E, title LVI, § 5604, Dec. 27, 2021, 135 Stat. 2379.)

Editorial Notes

REFERENCES IN TEXT

Section 8 of Reorganization Plan Numbered 2 of 1977, referred to in text, is set out as a note under section

1461 of this title and in the Appendix to Title 5, Government Organization and Employees.

AMENDMENTS

2021—Pub. L. 117-81 substituted “Continuation” for “Sunset” in section catchline and struck out “until October 1, 2021” after “provisions of law” in text.

2020—Pub. L. 116-159 substituted “October 1, 2021” for “October 1, 2020”.

2016—Pub. L. 114-323 substituted “October 1, 2020” for “October 1, 2015”.

2013—Pub. L. 112-239 substituted “October 1, 2015” for “October 1, 2010”.

2009—Pub. L. 111-70 substituted “October 1, 2010” for “October 1, 2009”.

2007—Pub. L. 110-21 substituted “October 1, 2009” for “October 1, 2006”.

2005—Pub. L. 109-108 substituted “October 1, 2006” for “October 1, 2005”.

2001—Pub. L. 107-77 substituted “October 1, 2005” for “October 1, 2001”.

1999—Pub. L. 106-113 amended section catchline and text generally, substituting present provisions for provisions which had abolished the United States Advisory Commission on Public Diplomacy, repealed section 1469 of this title, and amended Reorganization Plan No. 2 of 1977.

Statutory Notes and Related Subsidiaries

EFFECTIVE DATE OF 2016 AMENDMENT

Pub. L. 114-323, title VII, §702(b), Dec. 16, 2016, 130 Stat. 1940, provided that: “The amendment made by subsection (a) [amending this section] shall take effect as of October 1, 2016. Any lapse in powers, authorities, or responsibilities of the United States Advisory Commission on Public Diplomacy from the period beginning on October 1, 2016, and ending on the date of the enactment of this Act [Dec. 16, 2016], shall be deemed to have not so lapsed.”

EFFECTIVE DATE OF 2013 AMENDMENT

Pub. L. 112-239, div. A, title XII, §1280(d)(2), Jan. 2, 2013, 126 Stat. 2033, provided that: “The amendment made by paragraph (1) [amending this section] shall take effect on October 1, 2010.”

EFFECTIVE DATE OF 2001 AMENDMENT

Pub. L. 107-77, title IV, §407(b), Nov. 28, 2001, 115 Stat. 790, provided that: “The amendment made by subsection (a) [amending this section] shall take effect as if included in the enactment of the Admiral James W. Nance and Meg Donovan Foreign Relations Authorization Act, Fiscal Years 2000 and 2001 [H.R. 3427, as enacted by Pub. L. 106-113, div. B, §1000(a)(7)].”

EFFECTIVE DATE OF 1999 AMENDMENT

Pub. L. 106-113, div. B, §1000(a)(7) [div. A, title IV, §404(b)], Nov. 29, 1999, 113 Stat. 1536, 1501A-447, provided that: “The amendment made by subsection (a) [amending this section] shall take effect as if included in the enactment of the Foreign Affairs Reform and Restructuring Act of 1998 [Pub. L. 105-277, div. G, see Short Title note set out under section 6501 of this title].”

CONTINUATION OF UNITED STATES ADVISORY COMMISSION ON PUBLIC DIPLOMACY

Pub. L. 114-113, div. K, title VII, §7034(k)(12), Dec. 18, 2015, 129 Stat. 2766, provided that: “Section 1334 of the Foreign Affairs Reform and Restructuring Act of 1998 (22 U.S.C. 6553) shall be applied by substituting ‘September 30, 2016’ for ‘October 1, 2015’.”

SUBCHAPTER IV—UNITED STATES INTERNATIONAL DEVELOPMENT COOPERATION AGENCY

PART A—ABOLITION AND TRANSFER OF FUNCTIONS

§ 6561. Abolition of United States International Development Cooperation Agency

(a) In general

Except for the components specified in subsection (b), the United States International Development Cooperation Agency (including the Institute for Scientific and Technological Cooperation) is abolished.

(b) AID and OPIC exempted

Subsection (a) does not apply to the Agency for International Development or the Overseas Private Investment Corporation.

(Pub. L. 105-277, div. G, subdiv. A, title XIV, §1411, Oct. 21, 1998, 112 Stat. 2681-790.)

Statutory Notes and Related Subsidiaries

EFFECTIVE DATE

Pub. L. 105-277, div. G, subdiv. A, title XIV, §1401, Oct. 21, 1998, 112 Stat. 2681-790, provided that: “This title [see Tables for classification], and the amendments made by this title, shall take effect on the earlier of—

“(1) April 1, 1999; or

“(2) the date of abolition [Apr. 1, 1999] of the United States International Development Cooperation Agency pursuant to the reorganization plan described in section 1601 [22 U.S.C. 6601].”

TRANSFER OF FUNCTIONS

For transfer of functions, personnel, assets, and liabilities of the Overseas Private Investment Corporation to the United States International Development Finance Corporation and treatment of related references, see sections 9683 and 9686(d) of this title.

§ 6562. Transfer of functions and authorities

(a) Allocation of funds

(1) Allocation to the Secretary of State

Funds made available under the categories of assistance deemed allocated to the Director of the International Development Cooperation Agency under section 1-801 of Executive Order No. 12163 (22 U.S.C. 2381 note) as of October 1, 1997, shall be allocated to the Secretary of State on and after the effective date of this subchapter without further action by the President.

(2) Procedures for reallocations or transfers

The Secretary of State may allocate or transfer as appropriate any funds received under paragraph (1) in the same manner as previously provided for the Director of the International Development Cooperation Agency under section 1-802 of that Executive Order, as in effect on October 1, 1997.

(b) With respect to Overseas Private Investment Corporation

There are transferred to the Administrator of the Agency for International Development all functions of the Director of the United States International Development Cooperation Agency