from other sources, for supplies and services at rates that will approximate the expenses of operation, including the accrual of annual leave and the depreciation of equipment. Amounts in the fund, in excess of amounts transferred or appropriated to maintain the fund, shall be deposited in the Treasury as miscellaneous receipts. All assets, liabilities, and prior losses are considered in determining the amount of the excess.

(Pub. L. 97–449, §1(b), Jan. 12, 1983, 96 Stat. 2425.)

HISTORICAL AND REVISION NOTES

Revised Section	*Source (U.S. Code)*	*Source (Statutes at Large)*
327(a)	49:1657(j) (1st sentence less 11th–17th words).	Oct. 15, 1966, Pub. L. 89–670, §9(j), 80 Stat. 945.
327(b)	49:1657(j) (1st sentence 11th–17th words, 2d sentence, 18th–22d words).	
327(c)	49:1657(j) (2d sentence less 18th–22d words, 4th sentence).	
327(d)	49:1657(j) (less 1st, 2d, 4th sentences).	

In subsection (a), the words ''Department of Transportation has'' are substituted for ''Secretary is authorized to establish'' because the working capital fund has been established. The words ''administrative'' before ''working'' and ''Amounts in the fund are available'' are added for clarity. The words ''the Secretary of Transportation decides are'' are substituted for ''as he shall find to be'' for clarity. The words ''desirable for the economy'' are substituted for ''desirable in the interest of economy'' to eliminate unnecessary words. The words ''such services as'' before ''a central supply service'' and ''in whole or in part'' before ''the requirements of the Department'' are omitted as surplus. The words ''the requirements of the Department'' are substituted for ''the requirements of the Department and its agencies'' because they are inclusive.

In subsection (b), the words ''Amounts in the fund'' are added for clarity. The words ''Amounts may be appropriated to the fund'' are substituted for ''(which appropriations are hereby authorized)'' for clarity.

In subsection (c), the words ''The fund consists of'' are substituted for ''The capital of the fund shall consist of'' and ''The fund shall also be credited with'' for clarity. The word ''reasonable'' is substituted for ''fair and reasonable'' because it is inclusive. The words ''amounts appropriated to the fund'' are substituted for ''of any appropriations made for the purpose of providing capital'' for clarity. The words ''amounts received from the sale'' are substituted for ''receipts from the sale'', and the words ''payments received for loss'' are substituted for ''receipts in payment for'', as being more precise.

In subsection (d), the words ''agencies and offices in'' after ''available funds of'' are omitted because they are included in ''Department''. The words ''Amounts in the fund, in excess of amounts'' are added for clarity. The words ''any surplus found in the fund . . . above the'' after ''miscellaneous receipts'' are omitted because of the restatement of this section. The words ''to establish and'' before ''maintain'' are omitted because the working capital fund has been established. The words ''deposited in the Treasury'' are substituted for ''covered into the United States Treasury'' for consistency. The words ''are . . . in determining the amount of the excess'' are added for clarity.

§ 328. Transportation Systems Center working capital fund

(a) The Department of Transportation has a Transportation Systems Center working capital fund. Amounts in the fund are available for financing the activities of the Center, including research, development, testing, evaluation, analysis, and related activities the Secretary of Transportation approves, for the Department, other agencies, State and local governments, other public authorities, private organizations, and foreign countries.

(b) Amounts in the fund are available without regard to fiscal year limitation. Amounts may be appropriated to the fund.

(c) The capital of the fund consists of—

(1) amounts appropriated to the fund;

(2) net assets of the Center as of October 1, 1980, including unexpended advances made to the Center for which valid obligations were incurred before October 1, 1980;

(3) the reasonable value of property and other assets transferred to the fund after September 30, 1980, less the related liabilities and unpaid obligations; and

(4) the reasonable value of property and other assets donated to the fund.

(d) The fund shall be reimbursed or credited with—

(1) advance payments from applicable funds or appropriations of the Department and other agencies, and with advance payments from other sources, the Secretary authorizes, for—

(A) services at rates that will recover the expenses of operation, including the accrual of annual leave and overhead; and

(B) acquiring property and equipment under regulations the Secretary prescribes; and

(2) receipts from the sale or exchange of property or in payment for loss or damage of property held by the fund.

(e) The Secretary shall deposit at the end of each fiscal year, in the Treasury as miscellaneous receipts, amounts accruing in the fund that the Secretary decides are in excess of the needs of the fund.

(Pub. L. 97–449, §1(b), Jan. 12, 1983, 96 Stat. 2425.)

HISTORICAL AND REVISION NOTES

Revised Section	*Source (U.S. Code)*	*Source (Statutes at Large)*
328(a)	49:1657(r)(1) (1st sentence, 2d sentence words before last comma, last sentence).	Oct. 15, 1966, Pub. L. 89–670, 80 Stat. 931, §9(r); added May 30, 1980, Pub. L. 96–254, §207, 94 Stat. 413.
328(b)	49:1657(r)(1) (2d sentence words after last comma), (2)(B) (words after last comma).	
328(c)	49:1657(r)(2)(A), (B) (words before last comma), (C).	
328(d)	49:1657(r)(3).	
328(e)	49:1657(r)(4).	

In subsection (a), the words ''Department of Transportation has'' are substituted for ''Secretary is authorized to establish'' because the working capital fund has been established. The text of 49:1657(r)(1) (2d sentence words before last comma) are omitted as executed. The words ''The Transportation Systems Center is authorized to perform'' are omitted as unnecessary because of the restatement. The word ''approves'' is substituted for ''direct . . . and, when approved by the Secretary'' to eliminate unnecessary words. The words ''or his designee'' are omitted because of section 322(b) of the revised title.

In subsection (c)(3) and (4), the words ''fair and'' are omitted as surplus.

In subsection (c)(3), the words ''by the Department and other agencies of the Government'' are omitted as surplus.

In subsection (c)(4), the words ''from other sources'' are omitted as surplus.

In subsection (d)(1), before clause (A), the words ''or his designee'' are omitted because of section 322(b) of the revised title.

In subsection (e), the words ''The Secretary shall deposit'' are substituted for ''there shall be transferred'' for clarity and consistency. The words ''in the fund'' are added for clarity.

§ 329. Transportation information

(a) The Secretary of Transportation may collect and collate transportation information the Secretary decides will contribute to the improvement of the transportation system of the United States. To the greatest practical extent, the Secretary shall use information available from departments, agencies, and instrumentalities of the United States Government and other sources. To the extent practical, the Secretary shall make available to other Government departments, agencies, and instrumentalities and to the public the information collected under this subsection.

(b) The Secretary shall—

(1) collect and disseminate information on civil aeronautics (other than that collected and disseminated by the National Transportation Safety Board under chapter 11 of this title) including, at a minimum, information on (A) the origin and destination of passengers in interstate air transportation (as that term is used in part A of subtitle VII of this title), and (B) the number of passengers traveling by air between any two points in interstate air transportation; except that, if the Secretary requires air carriers to provide flight-specific information, the Secretary—

(A) shall not disseminate fare information for a specific flight to the general public for a period of at least 9 months following the date of the flight; and

(B) shall give due consideration to and address confidentiality concerns of carriers, including competitive implications, in any rulemaking prior to adoption of a rule requiring the dissemination to the general public of any flight-specific fare;

(2) study the possibilities of developing air commerce and the aeronautical industry; and

(3) exchange information on civil aeronautics with governments of foreign countries through appropriate departments, agencies, and instrumentalities of the Government.

(c)(1) On the written request of a person, a State, territory, or possession of the United States, or a political subdivision of a State, territory, or possession, the Secretary may—

(A) make special statistical studies on foreign and domestic transportation;

(B) make special studies on other matters related to duties and powers of the Secretary;

(C) prepare, from records of the Department of Transportation, special statistical compilations; and

(D) provide transcripts of studies, tables, and other records of the Department.

(2) The person or governmental authority requesting information under paragraph (1) of this subsection must pay the actual cost of preparing the information. Payments shall be deposited in the Treasury in an account that the Secretary shall administer. The Secretary may use amounts in the account for the ordinary expenses incidental to getting and providing the information.

(d) To assist in carrying out duties and powers under part A of subtitle VII of this title, the Secretary of Transportation shall maintain separate cooperative agreements with the Secretary of Defense and the Administrator of the National Aeronautics and Space Administration for the timely exchange of information on their programs, policies, and requirements directly related to carrying out that part.

(e) INCIDENTS AND COMPLAINTS INVOLVING PASSENGER AND BAGGAGE SECURITY SCREENING.—

(1) PUBLICATION OF DATA.—The Secretary of Transportation shall publish data on incidents and complaints involving passenger and baggage security screening in a manner comparable to other consumer complaint and incident data.

(2) MONTHLY REPORTS FROM SECRETARY OF HOMELAND SECURITY.—To assist in the publication of data under paragraph (1), the Secretary of Transportation may request the Secretary of Homeland Security to periodically report on the number of complaints about security screening received by the Secretary of Homeland Security.

(Pub. L. 97–449, § 1(b), Jan. 12, 1983, 96 Stat. 2426; Pub. L. 98–216, § 2(2), Feb. 14, 1984, 98 Stat. 5; Pub. L. 98–443, § 5(a), Oct. 4, 1984, 98 Stat. 1705; Pub. L. 103–272, § 4(j)(7), July 5, 1994, 108 Stat. 1366; Pub. L. 104–287, § 5(3), Oct. 11, 1996, 110 Stat. 3389; Pub. L. 108–176, title IV, § 421, title VIII, § 805(a), Dec. 12, 2003, 117 Stat. 2551, 2587.)

HISTORICAL AND REVISION NOTES
PUB. L. 97–449

Revised Section	*Source (U.S. Code)*	*Source (Statutes at Large)*
329(a)	49:1634.	Sept. 30, 1965, Pub. L. 89–220, § 4, 79 Stat. 893.
	49:1655(a)(2)(A) (related to 49:1634).	Oct. 15, 1966, Pub. L. 89–670, §§ 6(a)(2)(A) (related to § 4 of the Act of Sept. 30, 1965), 9(n), 80 Stat. 937, 946.
329(b)	49:1352.	Aug. 23, 1958, Pub. L. 85–726, § 311, 72 Stat. 751.
329(c)(1)	49:1657(n)(1) (less last 17 words).	
329(c)(2)	49:1657(n)(1) (last 17 words), (2).	
329(d)	49:1343(b).	Aug. 23, 1958, Pub. L. 85–726, § 302(d), 72 Stat. 746.

In subsection (a), the word ''information'' is substituted for ''data, statistics, and other information'' in 49:1634 to eliminate unnecessary words. The words ''transportation system of the United States'' are substituted for ''national transportation system'' in 49:1634 for clarity and consistency. The words ''in carrying out this activity'' before ''the Secretary shall'' in 49:1634 are omitted as surplus. The words ''departments, agencies, and instrumentalities of the United States Government'' are substituted for ''Federal agencies'' in 49:1634 for clarity and consistency. The words ''To the greatest extent practical'' are substituted for ''insofar as practicable'' in 49:1634 for consistency. The words ''The Secretary shall'' are added for clarity.

In subsection (b), the words ''by the National Transportation Safety Board under title VII of the Federal