

ices under its jurisdiction and control as may be needed by the Council to carry out its duties, to the extent that such funds, personnel, facilities, and services are requested by the Council and are otherwise available for that purpose. Any funds provided to the Council pursuant to this subsection must be expended by the end of the fiscal year following the fiscal year in which the funds are received by the Council. To the extent of available appropriations, the Council may obtain by purchase, rental, donation, or otherwise, such additional property<sup>1</sup> facilities, and services as may be needed to carry out its duties and may also receive donations of moneys for such purpose, and the Executive Director is authorized, in his discretion, to accept, hold, use, expend, and administer the same for the purposes of this subchapter.

(Pub. L. 89-665, title II, §205, Oct. 15, 1966, 80 Stat. 919; Pub. L. 91-243, §1(g), May 9, 1970, 84 Stat. 204; Pub. L. 94-422, title II, §201(7), Sept. 28, 1976, 90 Stat. 1321; Pub. L. 96-515, title III, §301(i), (j), Dec. 12, 1980, 94 Stat. 2999; Pub. L. 104-333, div. I, title V, §509(c)(4), Nov. 12, 1996, 110 Stat. 4158; Pub. L. 106-176, title I, §109, Mar. 10, 2000, 114 Stat. 26; Pub. L. 109-453, §1(e), Dec. 22, 2006, 120 Stat. 3367.)

#### CODIFICATION

In subsec. (d), “chapter 51 and subchapter III of chapter 53 of title 5” was substituted for “the Classification Act of 1949” on authority of Pub. L. 89-554, §7(b), Sept. 6, 1966, 80 Stat. 631, the first section of which enacted Title 5, Government Organization and Employees.

#### AMENDMENTS

2006—Subsec. (f). Pub. L. 109-453 amended subsec. (f) generally. Prior to amendment, subsec. (f) read as follows: “Financial and administrative services (including those related to budgeting, accounting, financial reporting, personnel and procurement) shall be provided the Council by the Department of the Interior, for which payments shall be made in advance, or by reimbursement, from funds of the Council in such amounts as may be agreed upon by the Chairman of the Council and the Secretary of the Interior: *Provided*, That the regulations of the Department of the Interior for the collection of indebtedness of personnel resulting from erroneous payments (5 U.S.C. 46e) shall apply to the collection of erroneous payments made to or on behalf of a Council employee, and regulations of said Secretary for the administrative control of funds (31 U.S.C. 665(g)) shall apply to appropriations of the Council: *And provided further*, That the Council shall not be required to prescribe such regulations.”

2000—Subsec. (g). Pub. L. 106-176 substituted “for that purpose.” for “for the purpose.”.

1996—Subsec. (g). Pub. L. 104-333 amended subsec. (g) generally. Prior to amendment, subsec. (g) read as follows: “The members of the Council specified in paragraphs (2) through (4) of section 470i(a) of this title shall provide the Council, with or without reimbursement as may be agreed upon by the Chairman and the members, with such funds, personnel, facilities, and services under their jurisdiction and control as may be needed by the Council to carry out its duties, to the extent that such funds, personnel, facilities, and services are requested by the Council and are otherwise available for that purpose. To the extent of available appropriations, the Council may obtain, by purchase, rental, donation, or otherwise, such additional property, facilities, and services as may be needed to carry out its duties and may also receive donations of moneys for such

purpose, and the Executive Director is authorized, in his discretion, to accept, hold, use, expend, and administer the same for the purposes of this subchapter.”

1980—Subsec. (b). Pub. L. 96-515, §301(i), inserted “, including enforcement of agreements with Federal agencies to which the Council is a party” after “whenever appropriate”.

Subsec. (g). Pub. L. 96-515, §301(j), substituted “paragraphs (2) through (4)” for “paragraphs (1) through (16)” and inserted provision authorizing the Council to accept donations of moneys and the Executive Director, in his discretion, to accept, hold, use, expend, and administer such moneys.

1976—Subsec. (a). Pub. L. 94-422 substituted provisions authorizing appointment of the Executive Director by the Chairman and that the Executive Director shall report to the Council who shall prescribe his functions and duties for provisions designating the Director of the National Park Service or his designee as the Executive Director of the Council and incorporated provisions relating to furnishing of financial and administrative services by the Department of the Interior in subsec. (f).

Subsec. (b). Pub. L. 94-422 substituted provisions authorizing appointment of a General Counsel by the Executive Director and such other attorneys as may be necessary to assist General Counsel for provisions authorizing Council to appoint and fix compensation of additional personnel as may be necessary to carry out its duties.

Subsec. (c). Pub. L. 94-422 substituted provisions authorizing Executive Director to appoint and fix the compensation of officers and employees for provisions authorizing Council to procure temporary and intermittent services to the same extent as is authorized by section 55a of title 5, but at rates not to exceed \$50 per diem for individuals.

Subsec. (d). Pub. L. 94-422 substituted provisions authorizing Executive Director to appoint and fix compensation of additional personnel for provisions relating to members of Council furnishing, on a reimbursable basis, such facilities and services under their jurisdiction and control as may be needed by the Council.

Subsec. (e). Pub. L. 94-422 added subsec. (e).

Subsec. (f). Pub. L. 94-422 incorporated provisions of former subsec. (a).

Subsec. (g). Pub. L. 94-422 added subsec. (g).

1970—Subsec. (d). Pub. L. 91-243 substituted “(9)” for “(6)”.

#### REFERENCES IN OTHER LAWS TO GS-16, 17, OR 18 PAY RATES

References in laws to the rates of pay for GS-16, 17, or 18, or to maximum rates of pay under the General Schedule, to be considered references to rates payable under specified sections of Title 5, Government Organization and Employees, see section 529 [title I, §101(c)(1)] of Pub. L. 101-509, set out in a note under section 5376 of Title 5.

#### § 470n. International Centre for Study of Preservation and Restoration of Cultural Property

##### (a) Authorization of participation

The participation of the United States as a member in the International Centre for the Study of the Preservation and Restoration of Cultural Property is hereby authorized.

##### (b) Official delegation

The Council shall recommend to the Secretary of State, after consultation with the Smithsonian Institution and other public and private organizations concerned with the technical problems of preservation, the members of the official delegation which will participate in the activities of the Centre on behalf of the United States. The Secretary of State shall appoint the

<sup>1</sup> So in original. Probably should be followed by a comma.

members of the official delegation from the persons recommended to him by the Council.

**(c) Authorization of appropriations and payments**

For the purposes of this section there is authorized to be appropriated an amount equal to the assessment for United States membership in the Centre for fiscal years 1979, 1980, 1981, and 1982: *Provided*, That no appropriation is authorized and no payment shall be made to the Centre in excess of 25 per centum of the total annual assessment of such organization. Authorization for payment of such assessments shall begin in fiscal year 1981, but shall include earlier costs.

(Pub. L. 89-665, title II, §206, as added Pub. L. 91-243, §2, May 9, 1970, 84 Stat. 204; amended Pub. L. 93-54, §1(b), July 1, 1973, 87 Stat. 139; Pub. L. 94-422, title II, §201(8), Sept. 28, 1976, 90 Stat. 1322; Pub. L. 96-199, title I, §114, Mar. 5, 1980, 94 Stat. 71; Pub. L. 106-208, §5(b), May 26, 2000, 114 Stat. 319.)

AMENDMENTS

2000—Subsec. (c). Pub. L. 106-208, made technical correction to directory language of Pub. L. 96-199. See 1980 Amendment note below.

1980—Subsec. (c). Pub. L. 96-199, as amended by Pub. L. 106-208, substituted “there is authorized to be appropriated an amount equal to the assessment for United States membership in the Centre for fiscal years 1979, 1980, 1981, and 1982” for “there are authorized to be appropriated not more than \$175,000 per year for fiscal years 1977, 1978, and 1979” in the existing provisions and inserted provision that the authorization for the payment of assessments should begin in fiscal year 1981 but should include earlier costs.

1976—Subsec. (c). Pub. L. 94-422 substituted provisions authorizing appropriations of not more than \$175,000 per year for fiscal years 1977, 1978, and 1979 for provisions authorizing appropriations of not more than \$100,000 in fiscal year 1974, \$100,000 in fiscal year 1975, and \$125,000 in fiscal year 1976 and struck out “effective January 1, 1974,” after “*Provided*, That”.

1973—Subsec. (c). Pub. L. 93-54 added subsec. (c) and repealed former subsec. (c) authorizing appropriation of \$100,000 annually for fiscal years 1971 through 1973.

**§ 470o. Transfer of personnel, property, etc., by Department of the Interior to Council; time limit**

So much of the personnel, property, records, and unexpended balances of appropriations, allocations, and other funds employed, held, used, programed, or available or to be made available by the Department of the Interior in connection with the functions of the Council, as the Director of the Office of Management and Budget shall determine, shall be transferred from the Department to the Council within 60 days of the effective date of this Act.

(Pub. L. 89-665, title II, §207, as added Pub. L. 94-422, title II, §201(9), Sept. 28, 1976, 90 Stat. 1322.)

REFERENCES IN TEXT

The effective date of this Act, referred to in text, probably means the effective date of Pub. L. 94-422, which was approved on Sept. 28, 1976.

**§ 470p. Rights, benefits, and privileges of transferred employees**

Any employee in the competitive service of the United States transferred to the Council

under the provisions of this section shall retain all the rights, benefits, and privileges pertaining thereto held prior to such transfer.

(Pub. L. 89-665, title II, §208, as added Pub. L. 94-422, title II, §201(9), Sept. 28, 1976, 90 Stat. 1322.)

**§ 470q. Operations of Council; exemption**

The Council is exempt from the provisions of the Federal Advisory Committee Act (86 Stat. 770), and the provisions of subchapter II of chapter 5, and chapter 7, of title 5 shall govern the operations of the Council.

(Pub. L. 89-665, title II, §209, as added Pub. L. 94-422, title II, §201(9), Sept. 28, 1976, 90 Stat. 1322.)

REFERENCES IN TEXT

The Federal Advisory Committee Act (86 Stat. 770), referred to in text, is Pub. L. 92-463, Oct. 6, 1972, 86 Stat. 770, as amended, which is classified to the Appendix of Title 5, Government Organization and Employees.

CODIFICATION

“Subchapter II of chapter 5, and chapter 7 of title 5” substituted in text for “the Administrative Procedure Act (80 Stat. 381)” on authority of Pub. L. 89-554, §7(b), Sept. 6, 1966, 80 Stat. 631, the first section of which enacted Title 5, Government Organization and Employees.

**§ 470r. Transmittal of legislative recommendations, or testimony, or comments, to any officer or agency of the United States prior to submission thereof to Congress; prohibition**

No officer or agency of the United States shall have any authority to require the Council to submit its legislative recommendations, or testimony, or comments on legislation to any officer or agency of the United States for approval, comments, or review, prior to the submission of such recommendations, testimony, or comments to the Congress. In instances in which the Council voluntarily seeks to obtain the comments or review of any officer or agency of the United States, the Council shall include a description of such actions in its legislative recommendations, testimony, or comments on legislation which it transmits to the Congress.

(Pub. L. 89-665, title II, §210, as added Pub. L. 94-422, title II, §201(9), Sept. 28, 1976, 90 Stat. 1322; amended Pub. L. 96-515, title III, §301(k), Dec. 12, 1980, 94 Stat. 2999.)

AMENDMENTS

1980—Pub. L. 96-515 struck out provision requiring the Council, whenever it transmits any legislative recommendations, or testimony, or comments on legislation to the President or Office of Management and Budget, to concurrently transmit copies thereof to the House Committee on Interior and Insular Affairs and the Senate Committee on Interior and Insular Affairs.

**§ 470s. Rules and regulations; participation by local governments**

The Council is authorized to promulgate such rules and regulations as it deems necessary to govern the implementation of section 470f of this title in its entirety. The Council shall, by regulation, establish such procedures as may be necessary to provide for participation by local