

offset arrangements, reside with the companies involved.

“(b) PRESIDENTIAL APPROVAL OF EXCEPTIONS.—It is the policy of the Congress that the President may approve an exception to the policy stated in subsection (a) after receiving the recommendation of the National Security Council.

“(c) NEGOTIATIONS.—

“(1) INTERAGENCY TEAM.—

“(A) IN GENERAL.—It is the policy of Congress that the President shall designate a chairman of an interagency team comprised of the Secretary of Commerce, Secretary of Defense, United States Trade Representative, Secretary of Labor, and Secretary of State to consult with foreign nations on limiting the adverse effects of offsets in defense procurement without damaging the economy or the defense industrial base of the United States or United States defense production or defense preparedness.

“(B) MEETINGS.—The President shall direct the interagency team to meet on a quarterly basis.

“(C) REPORTS.—The President shall direct the interagency team to submit to Congress an annual report, to be included as part of the report required under section 723(a) of the Defense Production Act of 1950 [50 U.S.C. App. 2172(a)], that describes the results of the consultations of the interagency team under subparagraph (A) and the meetings of the interagency team under subparagraph (B).

“(2) RECOMMENDATIONS FOR MODIFICATIONS.—The interagency team shall submit to the President any recommendations for modifications of any existing or proposed memorandum of understanding between officials acting on behalf of the United States and one or more foreign countries (or any instrumentality of a foreign country) relating to—

“(A) research, development, or production of defense equipment; or

“(B) the reciprocal procurement of defense items.”

Ex. Ord. No. 13177, Dec. 4, 2000, 65 F.R. 76558, as amended by Ex. Ord. No. 13316, §3(f), Sept. 17, 2003, 68 F.R. 55256, provided:

By the authority vested in the President by the Constitution and the laws of the United States of America, including Public Law 106-113 [see Tables for classification] and the Federal Advisory Committee Act, as amended (5 U.S.C. App.), and in order to implement section 1247 of Public Law 106-113 (113 Stat. 1501A-502) [set out in a note above] and to create a parallel “President’s Council on the Use of Offsets in Commercial Trade,” it is hereby ordered as follows:

SECTION 1. *Membership.* Pursuant to Public Law 106-113, the “National Commission on the Use of Offsets in Defense Trade” (Commission) comprises 11 members appointed by the President with the concurrence of the Majority and Minority Leaders of the Senate and the Speaker and the Minority Leader of the House of Representatives. The Commission membership includes: (a) representatives from the private sector, including one each from (i) a labor organization, (ii) a United States defense manufacturing company dependent on foreign sales, (iii) a United States company dependent on foreign sales that is not a defense manufacturer, and (iv) a United States company that specializes in international investment; (b) two members from academia with widely recognized expertise in international economics; and (c) five members from the executive branch, including a member from the: (i) Office of Management and Budget, (ii) Department of Commerce, (iii) Department of Defense, (iv) Department of State, and (v) Department of Labor. The member from the Office of Management and Budget will serve as Chairperson of the Commission and will appoint, and fix the compensation of, the Executive Director of the Commission.

SEC. 2. *Duties.* The Commission will be responsible for reviewing and reporting on: (a) current practices by foreign governments in requiring offsets in purchasing

agreements and the extent and nature of offsets offered by United States and foreign defense industry contractors; (b) the impact of the use of offsets on defense sub-contractors and nondefense industrial sectors affected by indirect offsets; and (c) the role of offsets, both direct and indirect, on domestic industry stability, United States trade competitiveness, and national security.

SEC. 3. *Commission Report.* Not later than 12 months after the Commission is established, it will report to the appropriate congressional committees. In addition to the items described in section 2 of this order, the report will include: (a) an analysis of (i) the collateral impact of offsets on industry sectors that may be different than those of the contractor paying offsets, including estimates of contracts and jobs lost as well as an assessment of damage to industrial sectors; (ii) the role of offsets with respect to competitiveness of the United States defense industry in international trade and the potential damage to the ability of United States contractors to compete if offsets were prohibited or limited; and (iii) the impact on United States national security, and upon United States nonproliferation objectives, of the use of co-production, subcontracting, and technology transfer with foreign governments or companies, that results from fulfilling offset requirements, with particular emphasis on the question of dependency upon foreign nations for the supply of critical components or technology; (b) proposals for unilateral, bilateral, or multilateral measures aimed at reducing any detrimental effects of offsets; and (c) an identification of the appropriate executive branch agencies to be responsible for monitoring the use of offsets in international defense trade.

SEC. 4. *Administration, Compensation, and Termination.* (a) The Department of Defense will provide administrative support and funding for the Commission and Federal Government employees may be detailed to the Commission without reimbursement.

(b) Members of the Commission who are not officers or employees of the Federal Government will be compensated at a rate of basic pay prescribed for level IV of the Executive Schedule under section 5315 of title 5, United States Code, for each day (including travel time) during which such member is engaged in performance of the duties of the Commission. Members of the Commission who are officers or employees of the Federal Government will serve without compensation in addition to that received for their services as officers or employees of the Federal Government.

(c) Members of the Commission will be allowed travel expenses, including per diem in lieu of subsistence, under subchapter 1 of chapter 57 of title 5, United States Code, while on business in the performance of services for the Commission.

(d) The Commission will terminate 30 days after transmitting the report required in section 1248(b) of Public Law 106-113 (113 Stat. 1501A-505) [set out in a note above].

[SECS. 5 to 8. Revoked effective Sept. 30, 2003, by Ex. Ord. No. 13316, §3(f), Sept. 17, 2003, 68 F.R. 55256.]

DOMESTIC MINERALS PROGRAM EXTENSION

ACT AUG. 7, 1953, CH. 339, 67 STAT. 417

Sec.

2181. Congressional declaration of policy.
2182. Extension of termination dates of mineral purchase programs.
2183. Quarterly ore reports to purchase program producers.

§ 2181. Congressional declaration of policy

It is recognized that the continued dependence on overseas sources of supply for strategic or critical minerals and metals during periods of threatening world conflict or of political instability within those nations controlling the

sources of supply of such materials gravely endangers the present and future economy and security of the United States. It is therefore declared to be the policy of the Congress that each department and agency of the Federal Government charged with responsibilities concerning the discovery, development, production, and acquisition of strategic or critical minerals and metals shall undertake to decrease further and to eliminate where possible the dependency of the United States on overseas sources of supply of each such material.

(Aug. 7, 1953, ch. 339, § 2, 67 Stat. 417.)

SHORT TITLE

Act Aug. 7, 1953, ch. 339, § 1, 67 Stat. 417, provided: "That this Act [enacting sections 2181 to 2183 of this Appendix] may be cited as the 'Domestic Minerals Program Extension Act of 1953'."

§ 2182. Extension of termination dates of mineral purchase programs

In accordance with the declaration of policy set forth in section 2 of this Act [section 2181 of this Appendix], the termination dates of all purchase programs designed to stimulate the domestic production of tungsten, manganese, chromite, mica, asbestos, beryl, and columbium-tantalum-bearing ores and concentrates and established by regulations issued pursuant to the Defense Production Act of 1950, as amended [sections 2061 to 2170, 2171, and 2172 of this Appendix], shall be extended an additional two years: *Provided*, That this section is not intended and shall not be construed to limit or restrict the regulatory agencies from extending the termination dates of these programs beyond the two-year extension periods provided by this section or from increasing the quantity of materials that may be delivered and accepted under these programs as permitted by existing statutory authority: *Provided further*, That the extended termination date provided by this section for the columbium-tantalum purchase program shall not apply to the purchase of columbium-tantalum-bearing ores and concentrates of foreign origin.

(Aug. 7, 1953, ch. 339, § 3, 67 Stat. 417.)

§ 2183. Quarterly ore reports to purchase program producers

In order that those persons who produce or who plan to produce under purchase programs established pursuant to Public Law 774 (Eighty-first Congress) [sections 2061 to 2170, 2171, and 2172 of this Appendix] and Public Law 96 (Eighty-second Congress) may be in position to plan their investment and production with due regard to requirements, the responsible agencies controlling such purchase programs are directed to publish at the end of each calendar quarter the amounts of each of the ores and concentrates referred to in section 3 [section 2182 of this Appendix] purchased in that quarter and the total amounts of each which have been purchased under the program.

(Aug. 7, 1953, ch. 339, § 4, 67 Stat. 417.)

REFERENCES IN TEXT

Public Law 774 (Eighty-first Congress), referred to in text, means act Sept. 8, 1950, ch. 932, 64 Stat. 798, as

amended, known as the Defense Production Act of 1950, which is classified to sections 2061 et seq. of this Appendix. For complete classification of this Act to the Code, see section 2061 of this Appendix and Tables.

Public Law 96 (Eighty-second Congress), referred to in text, means act July 31, 1951, ch. 275, 65 Stat. 131, known as the Defense Production Act Amendments of 1951, which amended sections 1884, 1892 to 1896, 1898, 1899, 2071, 2072, 2074, 2081, 2093, 2094, 2102, 2103, 2105, 2109, 2122, 2123, 2131, 2133, 2135, 2151, 2153 to 2156, 2160, and 2163a to 2166 of this Appendix, repealed section 694f of former Title 38, Pensions, Bonuses, and Veterans' Relief, and enacted provisions set out as notes under sections 1907 and 2061 of this Appendix. For complete classification of this Act to the Code, see Short Title of 1951 Amendment note set out under section 2061 of this Appendix and Tables.

DOMESTIC TUNGSTEN, ASBESTOS, FLUORSPAR AND COLUMBIUM-TANTALUM PURCHASE PROGRAMS

ACT JULY 19, 1956, CH. 638, 70 STAT. 579

§§ 2191 to 2195. Omitted

CODIFICATION

Sections 2191 to 2195 terminated Dec. 31, 1958, pursuant to section 2194 of this Appendix.

Section 2191, act July 19, 1956, ch. 638, § 2, 70 Stat. 579, related to authorization of certain purchase programs by Department of the Interior.

Section 2192, act July 19, 1956, ch. 638, § 3, 70 Stat. 580, related to availability of materials purchased under sections 2191 to 2195 of this Appendix to the strategic stockpile.

Section 2193, act July 19, 1956, ch. 638, § 4, 70 Stat. 580, related to promulgation of regulations and delegation of certain functions.

Section 2194, act July 19, 1956, ch. 638, § 5, 70 Stat. 580, provided that programs established pursuant to sections 2191 to 2195 of this Appendix were to terminate on Dec. 31, 1958.

Section 2195, act July 19, 1956, ch. 638, § 6, 70 Stat. 580, authorized appropriations for purposes of sections 2191 to 2195 of this Appendix.

DEPENDENTS ASSISTANCE ACT OF 1950

ACT SEPT. 8, 1950, CH. 992, 64 STAT. 794

§§ 2201 to 2209. Omitted

CODIFICATION

Sections 2201 to 2209 terminated July 1, 1973, pursuant to section 2216 of this Appendix.

Section 2201, acts Sept. 8, 1950, ch. 922, § 1, 64 Stat. 794; Sept. 7, 1962, Pub. L. 87-649, § 10, 76 Stat. 496, provided for determination of dependency of parents.

Section 2202, acts Sept. 8, 1950, ch. 922, § 2, 64 Stat. 795; Sept. 7, 1962, Pub. L. 87-649, § 10, 76 Stat. 496, related to dependents of enlisted members in grades E-4 to E-1.

Section 2203, acts Sept. 8, 1950, ch. 922, § 3, 64 Stat. 795; July 10, 1962, Pub. L. 89-731, § 4(1), 76 Stat. 153; Sept. 7, 1962, Pub. L. 87-649, § 10, 76 Stat. 451; Dec. 16, 1967, Pub. L. 90-207, § 4, 81 Stat. 654; Sept. 28, 1971, Pub. L. 92-129, title II, § 206, 85 Stat. 359, related to quarters allowances for enlisted members.

Section 2204, acts Sept. 8, 1950, ch. 922, § 4, 64 Stat. 795; Sept. 7, 1962, Pub. L. 87-649, § 10, 76 Stat. 496; Sept. 28, 1971, Pub. L. 92-129, title II, § 207, 85 Stat. 359, related to quarters allowances and allotments of pay.

Section 2204(a)-(e) was formerly classified to section 252(g)-(k) of former Title 37, Pay and Allowances, prior to the general revision and enactment of Title 37, Pay and Allowances of the Uniformed Services, by Pub. L. 87-649, § 1, Sept. 7, 1962, 76 Stat. 451.

Section 2205, act Sept. 8, 1950, ch. 922, § 5, 64 Stat. 796, provided that quarters allowance shall not be contingent on right to pay.