

1990—Pub. L. 101-246, §245(a)(1), substituted “Cuba Broadcasting” for “Radio Broadcasting to Cuba” in section catchline.

Subsec. (a). Pub. L. 101-246, §245(a)(2), amended subsec. (a) generally, substituting “Cuba Broadcasting” for “Radio Broadcasting to Cuba” and “to serve as chairperson” for “to serve as Chairman”.

Subsec. (b). Pub. L. 101-246, §245(a)(2), amended subsec. (b) generally. Prior to amendment, subsec. (b) read as follows: “The Board shall review the effectiveness of the activities carried out under this subchapter and shall make such recommendations to the President, the Director and the Associate Director for Broadcasting of the United States Information Agency as it may deem necessary.”

Subsec. (d). Pub. L. 101-246, §245(a)(3), amended subsec. (d) generally. Prior to amendment, subsec. (d) read as follows: “The head of the Service shall serve, ex officio, as a member of the Board.”

Subsec. (e). Pub. L. 101-246, §245(a)(4), substituted “The ex officio members” for “The ex officio member”.

EFFECTIVE DATE OF 1998 AMENDMENT

Amendment by Pub. L. 105-277 effective Oct. 1, 1999, see section 1301 of Pub. L. 105-277, set out as an Effective Date note under section 6531 of this title.

FORMER REFERENCES TO ADVISORY BOARD FOR RADIO BROADCASTING TO CUBA

Pub. L. 101-246, title II, §245(b), Feb. 16, 1990, 104 Stat. 61, provided that: “A reference in any provision of law to the ‘Advisory Board for Radio Broadcasting to Cuba’ shall be considered to be a reference to the ‘Advisory Board for Cuba Broadcasting’.”

CONTINUED SERVICE OF BOARD MEMBERS

Pub. L. 101-246, title II, §245(c), Feb. 16, 1990, 104 Stat. 61, provided that: “Each member of the Advisory Board for Radio Broadcasting to Cuba as in existence on the day before the effective date of the amendment made by subsection (a) [Feb. 16, 1990] shall continue to serve for the remainder of the term to which such member was appointed as a member of the Advisory Board for Cuba Broadcasting.”

STAFF DIRECTOR

Pub. L. 101-246, title II, §245(d), Feb. 16, 1990, 104 Stat. 62, as amended by Pub. L. 105-277, div. G, subdiv. A, title XIII, §1325(5), Oct. 21, 1998, 112 Stat. 2681-782, provided that: “The Advisory Board shall have a staff director who shall be appointed by the Chairperson of the Advisory Board for Cuba Broadcasting.”

§ 1465d. Assistance from other government agencies

(a) In order to assist the Broadcasting Board of Governors in carrying out the purposes set forth in section 1465 of this title, any agency or instrumentality of the United States may sell, loan, lease, or grant property (including interests therein) and may perform administrative and technical support and services at the request of the Board. Support and services shall be provided on a reimbursable basis. Any reimbursement shall be credited to the appropriation from which the property, support, or services was derived.

(b) The Board may carry out the purposes of section 1465a of this title by means of grants, leases, or contracts (subject to the availability of appropriations), or such other means as the Board determines will be most effective.

(Pub. L. 98-111, §6, Oct. 4, 1983, 97 Stat. 751; Pub. L. 105-277, div. G, subdiv. A, title XIII, §1324(1), (2), Oct. 21, 1998, 112 Stat. 2681-781.)

REPEAL OF SECTION

Section repealed upon transmittal of determination by President under section 6063(c)(3) of this title that democratically elected government in Cuba is in power, see section 6037(c) of this title.

CODIFICATION

Section was enacted as part of the Radio Broadcasting to Cuba Act which comprises this subchapter, and not as part of the United States Information and Educational Exchange Act of 1948 which comprises this chapter.

AMENDMENTS

1998—Subsec. (a). Pub. L. 105-277 substituted “Broadcasting Board of Governors” for “United States Information Agency” and “Board” for “Agency”.

Subsec. (b). Pub. L. 105-277, §1324(2), substituted “Board” for “Agency” in two places.

EFFECTIVE DATE OF 1998 AMENDMENT

Amendment by Pub. L. 105-277 effective Oct. 1, 1999, see section 1301 of Pub. L. 105-277, set out as an Effective Date note under section 6531 of this title.

§ 1465e. Compensation for Cuban interference with broadcasting in United States

(a) Interim assistance to United States broadcasters

It is the intent of the Congress that the Secretary of State should seek prompt and full settlement of United States claims against the Government of Cuba arising from Cuban interference with broadcasting in the United States. Pending the settlement of these claims, it is appropriate to provide some interim assistance to the United States broadcasters who are adversely affected by Cuban radio interference and who seek to assert their right to measures to counteract the effects of such interference.

(b) Money payments pursuant to authority from Federal Communications Commission

Accordingly, the Board may make payments to the United States radio broadcasting station licensees upon their application for expenses which they have incurred before, on, or after October 4, 1983, in mitigating, pursuant to special temporary authority from the Federal Communications Commission, the effects of activities by the Government of Cuba which directly interfere with the transmission or reception of broadcasts by these licensees. Such expenses shall be limited to the costs of equipment replaced (less depreciation) and associated technical and engineering costs.

(c) Regulations and procedures

The Federal Communications Commission shall issue such regulations and establish such procedures for carrying out this section as the Federal Communications Commission finds appropriate. Such regulations shall be issued no later than one hundred and eighty days after October 4, 1983.

(d) Authorization of appropriations

There are authorized to be appropriated to the Board, \$5,000,000 for use in compensating United States radio broadcasting licensees pursuant to this section. Amounts appropriated under this

section are authorized to be available until expended.

(e) Four-year availability for appropriated funds

Funds appropriated for implementation of this section shall be available for a period of no more than four years following the initial broadcast occurring as a result of programs described in this subchapter.

(f) Presidential task force

It is the sense of the Congress that the President should establish a task force to analyze the level of interference from the operation of Cuban radio stations experienced by broadcasters in the United States and to seek a practical political and technical solution to this problem.

(g) Effective Date

This section shall enter into effect on October 1, 1984.

(Pub. L. 98-111, § 7, Oct. 4, 1983, 97 Stat. 752; Pub. L. 98-411, title V, § 512, Aug. 30, 1984, 98 Stat. 1574; Pub. L. 105-277, div. G, subdiv. A, title XIII, § 1324(2), Oct. 21, 1998, 112 Stat. 2681-781.)

REPEAL OF SECTION

Section repealed upon transmittal of determination by President under section 6063(c)(3) of this title that democratically elected government in Cuba is in power, see section 6037(c) of this title.

CODIFICATION

Section was enacted as part of the Radio Broadcasting to Cuba Act which comprises this subchapter, and not as part of the United States Information and Educational Exchange Act of 1948 which comprises this chapter.

AMENDMENTS

1998—Subsecs. (b), (d). Pub. L. 105-277 substituted “Board” for “Agency”.

1984—Subsec. (b). Pub. L. 98-411 substituted “replaced (less)” for “(replaced less)”.

EFFECTIVE DATE OF 1998 AMENDMENT

Amendment by Pub. L. 105-277 effective Oct. 1, 1999, see section 1301 of Pub. L. 105-277, set out as an Effective Date note under section 6531 of this title.

§ 1465f. Authorization of appropriations

(a) There are authorized to be appropriated for the Broadcasting Board of Governors \$14,000,000 for fiscal year 1984 and \$11,000,000 for fiscal year 1985 to carry out sections 1465a and 1465b of this title. The amount obligated by the Broadcasting Board of Governors in ensuing fiscal years shall be sufficient to maintain broadcasts to Cuba under this subchapter at rates no less than the fiscal year 1985 level.

(b) In addition to amounts otherwise authorized to be appropriated to the Board for the fiscal years 1984 and 1985, there are authorized to be appropriated to the Board \$54,800,000 for the fiscal year 1984 and \$54,800,000 for the fiscal year 1985, which amounts shall be available only for expenses incurred by essential modernization of the facilities and operations of the Voice of America.

(c) Amounts appropriated under this section are authorized to be made available until expended.

(Pub. L. 98-111, § 8, Oct. 4, 1983, 97 Stat. 752; Pub. L. 105-277, div. G, subdiv. A, title XIII, § 1324(1), (2), Oct. 21, 1998, 112 Stat. 2681-781.)

REPEAL OF SECTION

Section repealed upon transmittal of determination by President under section 6063(c)(3) of this title that democratically elected government in Cuba is in power, see section 6037(c) of this title.

CODIFICATION

Section was enacted as part of the Radio Broadcasting to Cuba Act which comprises this subchapter, and not as part of the United States Information and Educational Exchange Act of 1948 which comprises this chapter.

AMENDMENTS

1998—Subsec. (a). Pub. L. 105-277, § 1324(1), substituted “Broadcasting Board of Governors” for “United States Information Agency” in two places.

Subsec. (b). Pub. L. 105-277, § 1324(2), substituted “Board” for “Agency” in two places.

EFFECTIVE DATE OF 1998 AMENDMENT

Amendment by Pub. L. 105-277 effective Oct. 1, 1999, see section 1301 of Pub. L. 105-277, set out as an Effective Date note under section 6531 of this title.

§ 1465g. Repealed. Pub. L. 103-236, title I, § 139(9), Apr. 30, 1994, 108 Stat. 398

Section, Pub. L. 98-111, § 9, Oct. 4, 1983, 97 Stat. 753, directed United States Information Agency to arrange for independent evaluations of Cuba Service programing for submission to Congress.

SUBCHAPTER V-B—TELEVISION
BROADCASTING TO CUBA

REPEAL OF SUBCHAPTER

Subchapter repealed upon transmittal of determination by President under section 6063(c)(3) of this title that democratically elected government in Cuba is in power, see section 6037(c) of this title.

§ 1465aa. Findings and purposes

The Congress finds and declares that—

(1) it is the policy of the United States to support the right of the people of Cuba to seek, receive, and impart information and ideas through any media and regardless of frontiers, in accordance with article 19 of the Universal Declaration of Human Rights;

(2) consonant with this policy, television broadcasting to Cuba may be effective in furthering the open communication of accurate information and ideas to the people of Cuba and, in particular, information about Cuba;

(3) television broadcasting to Cuba, operated in a manner not inconsistent with the broad foreign policy of the United States and in accordance with high professional standards, would be in the national interest;

(4) facilities broadcasting television programming to Cuba must be operated in a manner consistent with applicable regulations of the Federal Communications Commission, and must not affect the quality of domestic broadcast transmission or reception; and

(5) that¹ the Voice of America already broadcasts to Cuba information that rep-

¹ So in original. The word “that” probably should not appear.