

(Pub. L. 96-72, §17, Sept. 29, 1979, 93 Stat. 534; Pub. L. 99-64, title I, §118, July 12, 1985, 99 Stat. 154.)

TERMINATION DATE

For termination of authority granted by this chapter, see section 4622 of this title.

REFERENCES IN TEXT

This chapter, referred to in subsecs. (a) to (c) and (f), was in the original “this Act”, meaning Pub. L. 96-72, Sept. 29, 1979, 93 Stat. 503, known as the Export Administration Act of 1979, which is classified principally to this chapter. For complete classification of this Act to the Code, see Short Title note set out under section 4601 of this title and Tables.

The Mutual Defense Assistance Control Act of 1951, referred to in subsec. (e), is act Oct. 26, 1951, ch. 575, 65 Stat. 644, which was classified generally to chapter 20A (§1611 et seq.) of Title 22, Foreign Relations and Intercourse, prior to its superseding by subsec. (e) of this section. For complete classification of this Act to the Code, see Tables.

Section 812 of the Agricultural Act of 1970, referred to in subsec. (f), which was classified to section 612c-3 of Title 7, Agriculture, was repealed by Pub. L. 101-624, title XV, §1578, Nov. 28, 1990, 104 Stat. 3702. Provisions similar to those in the last sentence of former section 612c-3 of Title 7 are contained in section 5712(c) of Title 7.

CODIFICATION

Section was formerly classified to section 2416 of the former Appendix to this title prior to editorial reclassification and renumbering as this section.

AMENDMENTS

1985—Subsec. (a). Pub. L. 99-64, §118(a)(1), substituted “Except as otherwise provided in this chapter, nothing” for “Nothing”.

Subsec. (c). Pub. L. 99-64, §118(a)(2), struck out sentence which provided that for purposes of this subsection “controlled country” means any country described in section 2370(f) of title 22.

Subsec. (f). Pub. L. 99-64, §118(b), added subsec. (f).

DELEGATION OF FUNCTIONS

Functions conferred upon President under this chapter delegated to Secretary of Commerce, with certain exceptions, by Ex. Ord. No. 12214, May 2, 1980, 45 F.R. 29783, set out under section 4603 of this title.

§ 4620. Authorization of appropriations

(a) Requirement of authorizing legislation

(1) Notwithstanding any other provision of law, money appropriated to the Department of Commerce for expenses to carry out the purposes of this chapter may be obligated or expended only if—

(A) the appropriation thereof has been previously authorized by law enacted on or after July 12, 1985; or

(B) the amount of all such obligations and expenditures does not exceed an amount previously prescribed by law enacted on or after such date.

(2) To the extent that legislation enacted after the making of an appropriation to carry out the purposes of this chapter authorizes the obligation or expenditure thereof, the limitation contained in paragraph (1) shall have no effect.

(3) The provisions of this subsection shall not be superseded except by a provision of law enacted after July 12, 1985, which specifically re-

peals, modifies, or supersedes the provisions of this subsection.

(b) Authorization

There are authorized to be appropriated to the Department of Commerce to carry out the purposes of this chapter—

(1) \$42,813,000 for the fiscal year 1993;

(2) such sums as may be necessary for the fiscal year 1994; and

(3) such additional amounts, for each such fiscal year, as may be necessary for increases in salary, pay, retirement, other employee benefits authorized by law, and other non-discretionary costs.

(Pub. L. 96-72, §18, Sept. 29, 1979, 93 Stat. 534; Pub. L. 97-145, §2(a), Dec. 29, 1981, 95 Stat. 1727; Pub. L. 99-64, title I, §119, July 12, 1985, 99 Stat. 154; Pub. L. 99-633, §1, Nov. 7, 1986, 100 Stat. 3522; Pub. L. 100-418, title II, §2430, Aug. 23, 1988, 102 Stat. 1362; Pub. L. 103-10, §1, Mar. 27, 1993, 107 Stat. 40.)

TERMINATION DATE

For termination of authority granted by this chapter, see section 4622 of this title.

REFERENCES IN TEXT

This chapter, referred to in text, was in the original “this Act”, meaning Pub. L. 96-72, Sept. 29, 1979, 93 Stat. 503, known as the Export Administration Act of 1979, which is classified principally to this chapter. For complete classification of this Act to the Code, see Short Title note set out under section 4601 of this title and Tables.

CODIFICATION

Section was formerly classified to section 2417 of the former Appendix to this title prior to editorial reclassification and renumbering as this section.

AMENDMENTS

1993—Subsec. (b)(1) to (3). Pub. L. 103-10 added pars. (1) to (3) and struck out former pars. (1) to (3) which read as follows:

“(1) \$35,935,000 for the fiscal year 1988, of which \$12,746,000 shall be available only for enforcement, \$2,000,000 shall be available only for foreign availability assessments under subsections (f) and (h)(6) of section 4604 of this title, and \$21,189,000 shall be available for all other activities under this chapter;

“(2) \$46,913,000 for the fiscal year 1989, of which \$15,000,000 shall be available only for enforcement, \$5,000,000 shall be available only for foreign availability assessments under subsections (f) and (h)(6) of section 4604 of this title, \$4,000,000 shall be available only for regional export control assistance centers, and \$22,913,000 shall be available for all other activities under this chapter; and

“(3) such additional amounts for each of the fiscal years 1988 and 1989 as may be necessary for increases in salary, pay, retirement, other employee benefits authorized by law, and other nondiscretionary costs.”

1988—Subsec. (b)(1). Pub. L. 100-418, §2430(1), substituted “the fiscal year 1988” for “each of the fiscal years 1987 and 1988” and struck out “for each such year” after “available” in three places and “and” after semicolon at end.

Subsec. (b)(2), (3). Pub. L. 100-418, §2430(2), added pars. (2) and (3) and struck out former par. (2) which read as follows: “such additional amounts for each of the fiscal years 1987 and 1988 as may be necessary for increases in salary, pay, retirement, other employee benefits authorized by law, and other nondiscretionary costs.”

1986—Subsec. (b). Pub. L. 99-633 amended subsec. (b) generally. Prior to amendment, subsec. (b) read as fol-

lows: “There are authorized to be appropriated to the Department of Commerce to carry out the purposes of this chapter—

“(1) \$24,600,000 for the fiscal year 1985, of which \$8,712,000 shall be available only for enforcement, \$1,851,000 shall be available only for foreign availability assessments under subsections (f) and (h)(6) of section 4604 of this title, and \$14,037,000 shall be available for all other activities under this chapter;

“(2) \$29,382,000 for the fiscal year 1986, of which \$9,243,000 shall be available only for enforcement, \$2,000,000 shall be available only for foreign availability assessments under subsections (f) and (h)(6) of section 4604 of this title, and \$18,139,000 shall be available for all other activities under this chapter; and

“(3) such additional amounts for each of the fiscal years 1985 and 1986 as may be necessary for increases in salary, pay, retirement, other employee benefits authorized by law, and other nondiscretionary costs.” 1985—Subsec. (a). Pub. L. 99-64, §119, amended subsec. (a) generally. Prior to amendment, subsec. (a) read as follows: “Notwithstanding any other provision of law, no appropriation shall be made under any law to the Department of Commerce for expenses to carry out the purposes of this chapter unless previously and specifically authorized by law.”

Subsec. (b). Pub. L. 99-64, §119, amended subsec. (b) generally. Prior to amendment, subsec. (b) read as follows: “There are authorized to be appropriated to the Department of Commerce to carry out the purposes of this chapter—

“(1) \$9,659,000 for each of the fiscal years 1982 and 1983; and

“(2) such additional amounts, for each such fiscal year, as may be necessary for increases in salary, pay, retirement, other employee benefits authorized by law, and other nondiscretionary costs.”

1981—Subsec. (b)(1). Pub. L. 97-145 substituted authorization of appropriation of \$9,659,000 for each of the fiscal years 1982 and 1983 for authorization of appropriation of \$8,000,000 for each of the fiscal years 1980 and 1981, of which \$1,250,000 were to be available for each such fiscal year only for purpose of carrying out foreign availability assessments pursuant to section 4604(f)(5) of this title.

EFFECTIVE DATE OF 1981 AMENDMENT

Pub. L. 97-145, §2(b), Dec. 29, 1981, 95 Stat. 1727, provided that: “The amendment made by subsection (a) [amending this section] shall be effective as of October 1, 1981.”

§ 4621. Effective date

This chapter shall take effect upon the expiration of the Export Administration Act of 1969.

(Pub. L. 96-72, §19(a), Sept. 29, 1979, 93 Stat. 535.)

TERMINATION DATE

For termination of authority granted by this chapter, see section 4622 of this title.

REFERENCES IN TEXT

This chapter, referred to in text, was in the original “this Act”, meaning Pub. L. 96-72, Sept. 29, 1979, 93 Stat. 503, known as the Export Administration Act of 1979, which is classified principally to this chapter. For complete classification of this Act to the Code, see Short Title note set out under section 4601 of this title and Tables.

The Export Administration Act of 1969, referred to in text, is Pub. L. 91-184, Dec. 30, 1969, 83 Stat. 841, which was formerly classified to sections 2401 to 2413 of the former Appendix to this title, and which terminated on Sept. 30, 1979, pursuant to the terms of that Act.

CODIFICATION

Section was formerly classified to section 2418 of the former Appendix to this title prior to editorial reclassification and renumbering as this section.

§ 4622. Termination date

The authority granted by this chapter terminates on August 20, 2001.

(Pub. L. 96-72, §20, Sept. 29, 1979, 93 Stat. 535; Pub. L. 98-108, §1, Oct. 1, 1983, 97 Stat. 744; Pub. L. 98-207, Dec. 5, 1983, 97 Stat. 1391; Pub. L. 98-222, Feb. 29, 1984, 98 Stat. 36; Pub. L. 99-64, title I, §120, July 12, 1985, 99 Stat. 155; Pub. L. 100-418, title II, §2431, Aug. 23, 1988, 102 Stat. 1362; Pub. L. 103-10, §2, Mar. 27, 1993, 107 Stat. 40; Pub. L. 103-277, July 5, 1994, 108 Stat. 1407; Pub. L. 106-508, Nov. 13, 2000, 114 Stat. 2360.)

REFERENCES IN TEXT

This chapter, referred to in text, was in the original “this Act”, meaning Pub. L. 96-72, Sept. 29, 1979, 93 Stat. 503, known as the Export Administration Act of 1979, which is classified principally to this chapter. For complete classification of this Act to the Code, see Short Title note set out under section 4601 of this title and Tables.

CODIFICATION

Section was formerly classified to section 2419 of the former Appendix to this title prior to editorial reclassification and renumbering as this section.

AMENDMENTS

2000—Pub. L. 106-508 substituted “August 20, 2001” for “August 20, 1994”.

1994—Pub. L. 103-277 substituted “August 20, 1994” for “June 30, 1994”.

1993—Pub. L. 103-10 substituted “June 30, 1994” for “September 30, 1990”.

1988—Pub. L. 100-418 substituted “1990” for “1989”.

1985—Pub. L. 99-64 amended section generally, substituting “September 30, 1989” for “March 30, 1984, or upon any prior date which the President by proclamation may designate.”

1984—Pub. L. 98-222 substituted “March 30” for “February 29”.

1983—Pub. L. 98-207 substituted “February 29, 1984” for “October 14, 1983”.

Pub. L. 98-108 substituted “October 14, 1983” for “September 30, 1983”.

DELEGATION OF FUNCTIONS

Functions conferred upon President under this chapter delegated to Secretary of Commerce with certain exceptions, among them functions conferred upon President under this section, which were reserved to President, see Ex. Ord. No. 12214, May 2, 1980, 45 F.R. 29783, set out under section 4603 of this title.

CONTINUATION OF EXPORT CONTROL REGULATIONS

Provisions relating to continued effectiveness of the Export Administration Act of 1979, 50 U.S.C. 4601 et seq., and to issuance and continued effectiveness of rules, regulations, orders, licenses, and other forms of administrative action and delegations of authority relating to administration of that Act, were contained in the following:

Ex. Ord. No. 13222, Aug. 17, 2001, 66 F.R. 44025, and notices of continuation, listed in a table under section 1701 of this title.

Ex. Ord. No. 13206, Apr. 4, 2001, 66 F.R. 18397, listed in a table under section 1701 of this title.

Ex. Ord. No. 12924, Aug. 19, 1994, 59 F.R. 43437, revoked by Ex. Ord. No. 13206, §1, Apr. 4, 2001, 66 F.R. 18397, and notices of continuation, listed in a table under section 1701 of this title.

Ex. Ord. No. 12923, June 30, 1994, 59 F.R. 34551, revoked by Ex. Ord. No. 12924, §4, Aug. 19, 1994, 59 F.R. 43438, listed in a table under section 1701 of this title.

Ex. Ord. No. 12867, Sept. 30, 1993, 58 F.R. 51747, listed in a table under section 1701 of this title.