

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*Section repealed upon transmittal of determination by President under section 6063(c)(3) of this title that democratically elected government in Cuba is in power, see section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) that<sup>1</sup> the Voice of America already broadcasts to Cuba information that represents America, not any single segment of American society, and includes a balanced and comprehensive projection of significant American thought and institutions, but that there is a need for television broadcasts to Cuba which provide news, commentary, and other information about events in Cuba and elsewhere to promote the cause of freedom in Cuba.

(Pub. L. 101-246, title II, § 242, Feb. 16, 1990, 104 Stat. 58.)

#### 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 Television 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.

#### SHORT TITLE

Pub. L. 101-246, title II, § 241, Feb. 16, 1990, 104 Stat. 58, provided that: “This part [part D (§§ 241-248) of title II of Pub. L. 101-246, enacting this subchapter, amending section 1465c of this title, and enacting provisions set out as notes under section 1465c of this title] may be cited as the ‘Television Broadcasting to Cuba Act.’”

#### § 1465bb. Television broadcasting to Cuba

##### (a) Television broadcasting to Cuba

In order to carry out the purposes set forth in section 1465aa of this title and notwithstanding the limitation of section 1461 of this title with respect to the dissemination in the United States of information prepared for dissemination abroad to the extent such dissemination is inadvertent, the Broadcasting Board of Governors (hereafter in this subchapter referred to as the “Agency”<sup>1</sup>) shall provide for the open communication of information and ideas through the use of television broadcasting to Cuba. Television broadcasting to Cuba shall

<sup>1</sup> So in original. The word “that” probably should not appear.

<sup>2</sup> So in original. Probably should be “‘Board’”.