

“(1) the condition of the Panama Canal and potential adverse effects on United States shipping and commerce;

“(2) the effect on canal operations of the military forces under General Noriega; and

“(3) the Commission’s evaluation of the effect on canal operations if the Panamanian Government continues to withhold its consent to major factors in the United States Senate’s ratification of the Panama Canal Treaties.”

### § 3872. Notification requirements

The Panama Canal Commission shall provide written advance notification to the Committee on Merchant Marine and Fisheries of the House of Representatives and the Committee on Armed Services of the Senate regarding—

(1) any proposed change in the rates of tolls for use of the Panama Canal;

(2) any payment estimated to be due the Republic of Panama under paragraph 4(c) of Article XIII of the Panama Canal Treaty of 1977, as provided by section 3751 of this title; and

(3) the initiation of any major capital acquisition or construction project exceeding \$10,000,000 unless the proposed acquisition or project was included in the budget estimates submitted to Congress for the fiscal year in which the acquisition or project is to be undertaken.

(Pub. L. 101–189, div. C, title XXXV, §3503, Nov. 29, 1989, 103 Stat. 1689.)

#### CODIFICATION

Section enacted as part of the Panama Canal Commission Authorization Act, Fiscal Year 1990, and as part of the National Defense Authorization Act for Fiscal Years 1990 and 1991, and not as part of the Panama Canal Act of 1979 which comprises this chapter.

#### ABOLITION OF HOUSE COMMITTEE ON MERCHANT MARINE AND FISHERIES

Committee on Merchant Marine and Fisheries of House of Representatives abolished and its jurisdiction transferred by House Resolution No. 6, One Hundred Fourth Congress, Jan. 4, 1995. Committee on Merchant Marine and Fisheries of House of Representatives treated as referring to Committee on National Security of House of Representatives [now Committee on Armed Services of House of Representatives] in case of provisions relating to interoceanic canals, Merchant Marine Academy and State Maritime Academies, or national security aspects of merchant marine by section 1(b)(3) of Pub. L. 104–14, set out as a note preceding section 21 of Title 2, The Congress.

### § 3873. Exemption from Metric Conversion Act of 1975

The Commission is exempt from the provisions of the Metric Conversion Act of 1975 (15 U.S.C. 205a et seq.).

(Pub. L. 96–70, title III, §3302, as added Pub. L. 104–201, div. C, title XXXV, §3547, Sept. 23, 1996, 110 Stat. 2868.)

#### REFERENCES IN TEXT

The Metric Conversion Act of 1975, referred to in section catchline and text, is Pub. L. 94–168, Dec. 23, 1975, 89 Stat. 1007, as amended, which is classified generally to subchapter II (§205a et seq.) of chapter 6 of Title 15, Commerce and Trade. For complete classification of this Act to the Code, see Short Title note set out under section 205a of Title 15 and Tables.

#### PRIOR PROVISIONS

A prior section 3302 of Pub. L. 96–70, title III, Sept. 27, 1979, 93 Stat. 498, amended sections 305, 5102, 5316, 5342, 5343, 5348, 5373, 5504, 5533, 5541, 5583, 6301, 6323, 8146, and 8335 of Title 5, Government Organization and Employees, and sections 191, 195, and 196 of Title 50, War and National Defense, prior to general amendment by Pub. L. 104–201, div. C, title XXXV, §3547, Sept. 23, 1996, 110 Stat. 2868.

## CHAPTER 52—FOREIGN SERVICE

### SUBCHAPTER I—GENERAL PROVISIONS

Sec.	
3901.	Congressional findings and objectives.
3902.	Definitions.
3903.	Members of Service.
3904.	Functions of Service.
3905.	Personnel actions.

### SUBCHAPTER II—MANAGEMENT OF SERVICE

3921.	Administration by Secretary of State.
3922.	Utilization of Foreign Service personnel system by other agencies.
3922a.	Representation of minorities and women in Foreign Service.
3922b.	Public diplomacy training.
3922c.	Integration of foreign economic policy.
3923.	Compatibility among agencies utilizing Foreign Service personnel system.
3924.	Uniform and consolidated administration of Service.
3925.	Compatibility between Foreign Service and other Government personnel systems.
3926.	Regulations; delegation of functions.
3927.	Chief of mission.
3927a.	Review by chief of mission.
3928.	Director General of Foreign Service.
3929.	Inspector General.
3929a.	Abolishment of Inspector General of Department of State and Foreign Service.
3930.	Board of Foreign Service.
3931.	Board of Examiners.

### SUBCHAPTER III—APPOINTMENTS

3941.	General provisions.
3942.	Appointments by the President.
3943.	Appointments by the Secretary.
3944.	Chiefs of Mission.
3945.	Senior Foreign Service.
3946.	Career appointments.
3947.	Entry levels for Foreign Service officer candidates.
3948.	Recall and reappointment of career members.
3949.	Limited appointments.
3950.	Reemployment rights following limited appointment.
3951.	United States citizens hired abroad.
3952.	Diplomatic and consular missions.

### SUBCHAPTER IV—COMPENSATION

3961.	Salaries of chiefs of mission.
3962.	Salaries of Senior Foreign Service members.
3963.	Foreign Service Schedule.
3964.	Assignments to salary class.
3965.	Performance pay.
3966.	Within-class salary increases.
3967.	Salaries for Foreign Service personnel abroad who perform routine duties.
3968.	Local compensation plans.
3968a.	Locally-employed staff wages.
3969.	Salaries of consular agents.
3970.	Compensation for imprisoned foreign national employees.
3971.	Temporary service as principal officer.
3972.	Special differentials.
3973.	Death gratuities.
3974.	Border equalization pay adjustment.
3975.	Group life insurance supplement applicable to those killed in terrorist attacks.

- Sec.  
3976. Survivors' and dependents' educational assistance.
- SUBCHAPTER V—CLASSIFICATION OF POSITIONS AND ASSIGNMENTS
3981. Authority of Secretary.  
3982. Assignments to Foreign Service positions.  
3983. Assignments to non-Service and other positions.  
3984. Service in United States and abroad.  
3985. Temporary details.
- SUBCHAPTER VI—PROMOTION AND RETENTION
4001. Promotions.  
4002. Establishment of selection boards.  
4003. Recommendations and rankings.  
4004. Records.  
4005. Implementation of selection board recommendations.  
4006. Other bases for promoting or increasing pay.  
4007. Retirement for expiration of time in class.  
4008. Retirement based on failure to meet standard of performance.  
4009. Retirement benefits.  
4010. Separation for cause; suspension.  
4010a. Reductions in force.  
4011. Termination of limited appointments.  
4012. Termination of appointments of consular agents and foreign national employees.  
4012a. Foreign national employees separation pay.  
4013. Foreign Service awards.
- SUBCHAPTER VII—CAREER DEVELOPMENT, TRAINING, AND ORIENTATION
4021. Institution for training.  
4022. Foreign language requirements.  
4023. Career development program.  
4024. Functions of Secretary.  
4025. Training grants.  
4026. Career counseling.  
4027. Visiting Scholars Program.  
4028. Training for Foreign Service officers.  
4029. Increased training in multilateral diplomacy.
- SUBCHAPTER VIII—FOREIGN SERVICE RETIREMENT AND DISABILITY
- PART I—FOREIGN SERVICE RETIREMENT AND DISABILITY SYSTEM
4041. Administration.  
4042. Maintenance of Fund.  
4043. Participants.  
4044. Definitions.  
4045. Contributions to Fund.  
4046. Computation of annuities.  
4047. Payment of annuity.  
4048. Retirement for disability or incapacity.  
4049. Death in service.  
4050. Discontinued service retirement.  
4051. Voluntary retirement.  
4052. Mandatory retirement.  
4053. Reassignment and retirement of former Presidential appointees.  
4054. Former spouses.  
4055. Lump-sum payments.  
4056. Creditable service.  
4057. Extra credit for service at unhealthful posts.  
4058. Estimate of appropriations needed.  
4059. Investment of Fund.  
4060. Assignment and attachment of moneys.  
4061. Payments for future benefits.  
4062. Unfunded liability obligations.  
4063. Annuity adjustment for recall service.  
4064. Reemployment.  
4065. Voluntary contribution account.  
4066. Cost-of-living adjustment of annuities.  
4067. Compatibility between retirement systems.  
4068. Remarriage.  
4069. Thrift Savings Fund participation.
- Sec.  
4069-1. Qualified former wives and husbands.  
4069a. Retirement benefits for certain former spouses.  
4069a-1. Retirement benefits for certain former spouses.  
4069b. Survivor benefits for certain former spouses.  
4069b-1. Survivor benefits for certain former spouses.  
4069c. Health benefits for certain former spouses.  
4069c-1. Health benefits for certain former spouses.
- PART II—FOREIGN SERVICE PENSION SYSTEM
4071. Establishment; application of Federal Employees' Retirement System to Foreign Service Pension System participants.  
4071a. Definitions.  
4071b. Participants.  
4071c. Creditable service.  
4071d. Entitlement to annuity.  
4071e. Deductions and withholdings from pay.  
4071f. Government contributions.  
4071g. Cost-of-living adjustments.  
4071h. General and administrative provisions.  
4071i. Transition provisions.  
4071j. Former spouses.  
4071k. Spousal agreements.
- SUBCHAPTER IX—TRAVEL, LEAVE, AND OTHER BENEFITS
4081. Travel and related expenses.  
4082. Loan of household effects.  
4083. Required leave.  
4084. Health care program.  
4085. Entertainment and representation expenses.  
4086. Entitlement to vote in a State in a Federal election; preconditions; applicability.
- SUBCHAPTER X—LABOR-MANAGEMENT RELATIONS
4101. Congressional findings and policy.  
4102. Definitions.  
4103. Application.  
4104. Employee rights.  
4105. Management rights.  
4106. Foreign Service Labor Relations Board.  
4107. Functions of Foreign Service Labor Relations Board.  
4108. Functions of General Counsel.  
4109. Judicial review and enforcement.  
4110. Foreign Service Impasse Disputes Panel.  
4111. Exclusive recognition.  
4112. Employees represented.  
4113. Representation rights and duties.  
4114. Resolution of implementation disputes.  
4115. Unfair labor practices.  
4116. Prevention of unfair labor practices.  
4117. Standards of conduct for labor organizations.  
4118. Administrative provisions.
- SUBCHAPTER XI—GRIEVANCES
4131. Definitions and applicability.  
4132. Grievances concerning former members or their survivors.  
4133. Freedom of action.  
4134. Time limitations.  
4135. Foreign Service Grievance Board.  
4136. Foreign Service Grievance Board procedures.  
4137. Foreign Service Grievance Board decisions.  
4138. Access to records.  
4139. Relationship to other remedies.  
4140. Judicial review.
- SUBCHAPTER XI-A—FOREIGN SERVICE INTERNSHIP PROGRAM
4141. Statement of policy; objectives.  
4141a. Foreign Service Internship Program.  
4141b. Report to Congress.  
4141c. Authorization of appropriations.
- SUBCHAPTER XII—TRANSITION
4151. Pay and benefits pending conversion.