

1982, 96 Stat. 291, provided that: “The President shall, by a process of gradual expansion during the four-year period beginning October 1, 1979, increase significantly the financial resources expended annually by the United States Information Agency for exchange-of-persons activities. The President shall prepare at an early date a general plan for the accomplishment of this goal and shall adjust that plan annually, as he finds appropriate, in consultation with the Congress.”

**§ 1461–1a. Clarification on domestic distribution of program material**

**(a) In general**

No funds authorized to be appropriated to the Department of State or the Broadcasting Board of Governors shall be used to influence public opinion in the United States. This section shall apply only to programs carried out pursuant to the United States Information and Educational Exchange Act of 1948 (22 U.S.C. 1431 et seq.), the United States International Broadcasting Act of 1994 (22 U.S.C. 6201 et seq.), the Radio Broadcasting to Cuba Act (22 U.S.C. 1465 et seq.), and the Television Broadcasting to Cuba Act (22 U.S.C. 1465aa et seq.). This section shall not prohibit or delay the Department of State or the Broadcasting Board of Governors from providing information about its operations, policies, programs, or program material, or making such available, to the media, public, or Congress, in accordance with other applicable law.

**(b) Rule of construction**

Nothing in this section shall be construed to prohibit the Department of State or the Broadcasting Board of Governors from engaging in any medium or form of communication, either directly or indirectly, because a United States domestic audience is or may be thereby exposed to program material, or based on a presumption of such exposure. Such material may be made available within the United States and disseminated, when appropriate, pursuant to sections 502 and 1005 of the United States Information and Educational Exchange Act of 1948 (22 U.S.C. 1462 and 1437), except that nothing in this section may be construed to authorize the Department of State or the Broadcasting Board of Governors to disseminate within the United States any program material prepared for dissemination abroad on or before the effective date of section 1078 of the National Defense Authorization Act for Fiscal Year 2013.

**(c) Application**

The provisions of this section shall apply only to the Department of State and the Broadcasting Board of Governors and to no other department or agency of the Federal Government.

(Pub. L. 99–93, title II, §208, Aug. 16, 1985, 99 Stat. 431; Pub. L. 103–236, title II, §232, Apr. 30, 1994, 108 Stat. 424; Pub. L. 112–239, div. A, title X, §1078(c), Jan. 2, 2013, 126 Stat. 1958.)

REFERENCES IN TEXT

The United States Information and Educational Exchange Act of 1948, referred to in subsec. (a), is act Jan. 27, 1948, ch. 36, 62 Stat. 6, which is classified generally to this chapter. For complete classification of this Act to the Code, see Short Title note set out under section 1431 of this title and Tables.

The United States International Broadcasting Act of 1994, referred to in subsec. (a), is title III of Pub. L.

103–236, Apr. 30, 1994, 108 Stat. 432, which is classified principally to chapter 71 (§6201 et seq.) of this title. For complete classification of this Act to the Code, see Short Title note set out under section 6201 of this title and Tables.

The Radio Broadcasting to Cuba Act, referred to in subsec. (a), is Pub. L. 98–111, Oct. 4, 1983, 97 Stat. 749, which is classified generally to subchapter V–A (§1465 et seq.) of this chapter. For complete classification of this Act to the Code, see Short Title note set out under section 1465 of this title and Tables.

The Television Broadcasting to Cuba Act, referred to in subsec. (a), is part D of title II of Pub. L. 101–246, Feb. 16, 1990, 104 Stat. 58, which is classified principally to subchapter V–B (§1465aa et seq.) of this chapter. For complete classification of this Act to the Code, see Short Title note set out under section 1465aa of this title and Tables.

For the effective date of section 1078 of the National Defense Authorization Act for Fiscal Year 2013 [Pub. L. 112–239], referred to in subsec. (b), see section 1078(e) of Pub. L. 112–239, set out as an Effective Date of 2013 Amendment note under section 1437 of this title.

CODIFICATION

Section was enacted as part of the Foreign Relations Authorization Act, Fiscal Years 1986 and 1987, and not as part of the United States Information and Educational Exchange Act of 1948 which comprises this chapter.

AMENDMENTS

2013—Pub. L. 112–239 amended section generally. Prior to amendment, text read as follows: “Except as provided in section 1461 of this title and this section, no funds authorized to be appropriated to the United States Information Agency shall be used to influence public opinion in the United States, and no program material prepared by the United States Information Agency shall be distributed within the United States. This section shall not apply to programs carried out pursuant to the Mutual Educational and Cultural Exchange Act of 1961 (22 U.S.C. 2451 et seq.). The provisions of this section shall not prohibit the United States Information Agency from responding to inquiries from members of the public about its operations, policies, or programs.”

1994—Pub. L. 103–236 inserted at end “The provisions of this section shall not prohibit the United States Information Agency from responding to inquiries from members of the public about its operations, policies, or programs.”

EFFECTIVE DATE OF 2013 AMENDMENT

Amendment by Pub. L. 112–239 effective and applicable on the date that is 180 days after Jan. 2, 2013, see section 1078(e) of Pub. L. 112–239, set out as a note under section 1437 of this title.

**§ 1461a. Omitted**

CODIFICATION

Section, act Aug. 31, 1960, Pub. L. 86–678, title IV, 74 Stat. 569, which related to exchange of funds in connection with establishments abroad, was from the Departments of State and Justice, the Judiciary, and Related Agencies Appropriation Act, 1961, and was not repeated in subsequent appropriation acts. Similar provisions were contained in the following prior appropriation acts:

July 13, 1959, Pub. L. 86–84, title IV, 73 Stat. 194.  
June 30, 1958, Pub. L. 85–474, title IV, 72 Stat. 257.  
June 11, 1957, Pub. L. 85–49, title IV, 71 Stat. 68.  
June 20, 1956, ch. 414, title IV, 70 Stat. 312.  
July 7, 1955, ch. 279, title IV, 69 Stat. 279.  
July 2, 1954, ch. 456, title IV, 68 Stat. 432.

**§ 1461b. Indemnification of owners of short-wave radio facilities against loss or damage**

Notwithstanding the provisions of sections 1341, 1342, 1349 to 1351 and subchapter II of chap-

ter 15 of title 31, the United States Information Agency is authorized, in making contracts for the use of international shortwave radio stations and facilities, to agree on behalf of the United States to indemnify the owners and operators of said radio stations and facilities from such funds as may be hereafter appropriated for the purpose against loss or damage on account of injury to persons or property arising from such use of said radio stations and facilities.

(Pub. L. 95-431, title V, §501, Oct. 10, 1978, 92 Stat. 1041; Pub. L. 97-241, title III, §303(b), Aug. 24, 1982, 96 Stat. 291.)

#### CODIFICATION

“Sections 1341, 1342, and 1349 to 1351 and subchapter II of chapter 15 of title 31” substituted in text for “section 3679 of the Revised Statutes, as amended (31 U.S.C. 665)” on authority of Pub. L. 97-258, §4(b), Sept. 13, 1982, 96 Stat. 1067, the first section of which enacted Title 31, Money and Finance.

Section was enacted as part of appropriation act, cited as the credit to this section, and not as part of the United States Information and Educational Exchange Act of 1948 which comprises this chapter.

#### PRIOR PROVISIONS

Provisions similar to those in this section were contained in the following prior appropriation acts:

Aug. 2, 1977, Pub. L. 95-86, title V, 91 Stat. 441.  
 July 14, 1976, Pub. L. 94-362, title V, 90 Stat. 960.  
 Oct. 21, 1975, Pub. L. 94-121, title V, 89 Stat. 639.  
 Oct. 5, 1974, Pub. L. 93-433, title V, 88 Stat. 1207.  
 Nov. 27, 1973, Pub. L. 93-162, title V, 87 Stat. 657.  
 Oct. 25, 1972, Pub. L. 92-544, title V, 86 Stat. 1132.  
 Aug. 10, 1971, Pub. L. 92-77, title V, 85 Stat. 269.  
 Oct. 21, 1970, Pub. L. 91-472, title V, 84 Stat. 1062.  
 Dec. 24, 1969, Pub. L. 91-153, title V, 83 Stat. 425.  
 Aug. 9, 1968, Pub. L. 90-470, title V, 82 Stat. 690.  
 Nov. 8, 1967, Pub. L. 90-133, title V, 81 Stat. 433.  
 Nov. 8, 1966, Pub. L. 89-797, title V, 80 Stat. 1504.  
 Sept. 2, 1965, Pub. L. 89-164, title V, 79 Stat. 643.  
 Aug. 31, 1964, Pub. L. 88-527, title V, 78 Stat. 734.  
 Dec. 30, 1963, Pub. L. 88-245, title V, 77 Stat. 800.  
 Oct. 18, 1962, Pub. L. 87-843, title V, 76 Stat. 1104.  
 Sept. 21, 1961, Pub. L. 87-264, title IV, 75 Stat. 557.  
 Aug. 31, 1960, Pub. L. 86-678, title IV, 74 Stat. 569.  
 July 13, 1959, Pub. L. 86-84, title IV, 73 Stat. 194.  
 June 30, 1958, Pub. L. 85-474, title IV, 72 Stat. 257.  
 June 11, 1957, Pub. L. 85-49, title IV, 71 Stat. 67.  
 June 20, 1956, ch. 414, title IV, 70 Stat. 312.  
 July 7, 1955, ch. 279, title IV, 69 Stat. 279.  
 July 2, 1954, ch. 456, title IV, 68 Stat. 432.

#### TRANSFER OF FUNCTIONS

“United States Information Agency” substituted in text for “International Communication Agency” pursuant to section 303(b) of Pub. L. 97-241, set out as a note under section 1461 of this title. United States Information Agency (other than Broadcasting Board of Governors and International Broadcasting Bureau) abolished and functions transferred to Secretary of State, see sections 6531 and 6532 of this title.

#### § 1461c. Omitted

#### CODIFICATION

Section, Pub. L. 90-470, title V, Aug. 9, 1968, 82 Stat. 690, which related to a one year extension to existing appointments and assignments to the Foreign Service Reserve for foreign information and educational activities which would otherwise have expired, was not repeated in subsequent appropriation acts. Similar provisions were contained in the following prior appropriation acts:

Nov. 8, 1967, Pub. L. 90-133, title V, 81 Stat. 433.  
 Nov. 8, 1966, Pub. L. 89-797, title V, 80 Stat. 1504, 1505.

Sept. 2, 1965, Pub. L. 89-164, title V, 79 Stat. 643.  
 Aug. 31, 1964, Pub. L. 88-527, title V, 78 Stat. 734.  
 Dec. 30, 1963, Pub. L. 88-245, title V, 77 Stat. 800.  
 Oct. 18, 1962, Pub. L. 87-843, title V, 76 Stat. 1104.  
 Sept. 21, 1961, Pub. L. 87-264, title IV, 75 Stat. 558.  
 Aug. 31, 1960, Pub. L. 86-678, title IV, 74 Stat. 569.  
 July 13, 1959, Pub. L. 86-84, title IV, 73 Stat. 194.  
 June 30, 1958, Pub. L. 85-474, title IV, 72 Stat. 258.  
 June 11, 1957, Pub. L. 85-49, title IV, 71 Stat. 68.  
 June 20, 1956, ch. 414, title IV, 70 Stat. 312.  
 July 7, 1955, ch. 279, title IV, 69 Stat. 279.  
 July 2, 1954, ch. 456, title IV, 68 Stat. 432.

#### § 1462. Policies governing information activities

In authorizing international information activities under this chapter, it is the sense of the Congress (1) that the Secretary and the Broadcasting Board of Governors shall reduce such Government information activities whenever corresponding private information dissemination is found to be adequate; (2) that nothing in this chapter shall be construed to give the Department or the Broadcasting Board of Governors a monopoly in the production or sponsorship on the air of short-wave broadcasting programs, or a monopoly in any other medium of information.

(Jan. 27, 1948, ch. 36, title V, §502, 62 Stat. 10; Pub. L. 112-239, div. A, title X, §1078(d)(1), Jan. 2, 2013, 126 Stat. 1958.)

#### AMENDMENTS

2013—Pub. L. 112-239 inserted “and the Broadcasting Board of Governors” after “Secretary” and “or the Broadcasting Board of Governors” after “Department”.

#### EFFECTIVE DATE OF 2013 AMENDMENT

Amendment by Pub. L. 112-239 effective and applicable on the date that is 180 days after Jan. 2, 2013, see section 1078(e) of Pub. L. 112-239, set out as a note under section 1437 of this title.

#### § 1463. Repealed. Pub. L. 103-236, title III, § 315(a), Apr. 30, 1994, 108 Stat. 445

Section, act Jan. 27, 1948, ch. 36, title V, §503, as added July 12, 1976, Pub. L. 94-350, title II, §206, 90 Stat. 831; amended 1977 Reorg. Plan No. 2, §§5, 7(a)(1), 42 F.R. 62461, 91 Stat. 1636, 1637; Aug. 24, 1982, Pub. L. 97-241, title III, §303(b), 96 Stat. 291, related to principles governing communications of Voice of America broadcasts.

#### § 1464. Voice of America/Europe

As part of its duties and programs under this subchapter, Voice of America/Europe shall—

- (1) target news and features in accordance with the findings and recommendations of the Young European Survey;
- (2) conduct periodic audience evaluations and measurements; and
- (3) promote and advertise Voice of America/Europe.

(Jan. 27, 1948, ch. 36, title V, §504, as added Pub. L. 100-204, title IV, §402, Dec. 22, 1987, 101 Stat. 1381.)

#### § 1464a. Broadcasting Board of Governors satellite and television

##### (a) In general

The Broadcasting Board of Governors is authorized to lease or otherwise acquire time on