

of Pub. L. 106-57, set out as a note under section 136a-2 of this title.

#### EFFECTIVE DATE OF 1970 AMENDMENT

Amendment of provisions, other than enactment of subsecs. (d)(2), (3) and (i) of this section, and enactment of subsecs. (d)(2), (3) and (i) by Pub. L. 91-510 effective immediately prior to noon on Jan. 3, 1971, at the close of the first session of the Ninety-second Congress, and with respect to fiscal years beginning on or after July 1, 1970, respectively, see section 601(1), (3), and (4) of Pub. L. 91-510, set out as a note under section 4301 of this title.

#### EFFECTIVE DATE

Section effective Aug. 2, 1946, see section 245 of act Aug. 2, 1946, set out as a note under section 4301 of this title.

#### REPEALS

Act Oct. 28, 1949, ch. 782, cited as a credit to this section, was repealed (subject to a savings clause) by Pub. L. 89-554, Sept. 6, 1966, § 8, 80 Stat. 632, 655.

#### REFERENCES IN OTHER LAWS TO GS-16, 17, OR 18 PAY RATES

References in laws to the rates of pay for GS-16, 17, or 18, or to maximum rates of pay under the General Schedule, to be considered references to rates payable under specified sections of Title 5, Government Organization and Employees, see section 529 [title I, § 101(c)(1)] of Pub. L. 101-509, set out in a note under section 5376 of Title 5.

#### COMPENSATION OF DIRECTOR OF CONGRESSIONAL RESEARCH SERVICE

Pub. L. 105-275, title I, Oct. 21, 1998, 112 Stat. 2444, which provided that the compensation of the Director of the Congressional Research Service, Library of Congress, was to be at an annual rate equal to the annual rate of basic pay for positions at level IV of the Executive Schedule under section 5315 of title 5, was from the Legislative Branch Appropriations Act, 1999, and was not repeated in subsequent appropriations acts. Similar provisions were contained in the following prior appropriation acts:

- Pub. L. 105-55, title I, Oct. 7, 1997, 111 Stat. 1190.
- Pub. L. 104-197, title I, Sept. 16, 1996, 110 Stat. 2406.
- Pub. L. 104-53, title I, Nov. 19, 1995, 109 Stat. 529.
- Pub. L. 103-283, title I, July 22, 1994, 108 Stat. 1435.
- Pub. L. 103-69, title I, Aug. 11, 1993, 107 Stat. 703.
- Pub. L. 102-392, title I, Oct. 6, 1992, 106 Stat. 1715.
- Pub. L. 102-90, title I, Aug. 14, 1991, 105 Stat. 460.
- Pub. L. 101-520, title I, Nov. 5, 1990, 104 Stat. 2269.
- Pub. L. 101-163, title I, Nov. 21, 1989, 103 Stat. 1057.
- Pub. L. 100-458, title I, Oct. 1, 1988, 102 Stat. 2171.
- Pub. L. 100-202, § 101(i) [title I], Dec. 22, 1987, 101 Stat. 1329-290, 1329-303.
- Pub. L. 99-500, § 101(j) [H.R. 5203, title I], Oct. 18, 1986, 100 Stat. 1783-287, and Pub. L. 99-591, § 101(j), Oct. 30, 1986, 100 Stat. 3341-287.
- Pub. L. 99-151, title I, Nov. 13, 1985, 99 Stat. 802.
- Pub. L. 98-367, title I, July 17, 1984, 98 Stat. 484.

### § 166a. Equal access to Congressional Research Service Reports

#### (a) Definitions

##### (1) CRS product

In this section, the term “CRS product” means any final written work product of CRS containing research or analysis in any format that is available for general congressional access on the CRS Congressional Intranet.

##### (2) CRS Report

###### (A) In general

In this section, the term “CRS Report” means any written CRS product, including

an update to a previous written CRS product, consisting of—

- (i) a Congressional Research Service Report; or
- (ii) a Congressional Research Service Authorization of Appropriations Product and Appropriations Product, which is available for general congressional access on the CRS Congressional Intranet.

#### (B) Exclusions

The term “CRS Report” does not include—

- (i) any CRS product that is determined by the CRS Director to be a confidential product or service because it was prepared in response to a congressional request or requests for confidential analysis or research and is not available for general congressional access on the CRS Congressional Intranet;
- (ii) any Congressional Research Service Report or any Congressional Research Service Authorization of Appropriations Product and Appropriations Product reported or produced before the effective date of this Act which, as of such effective date, is not available for general congressional access on the CRS Congressional Intranet; or
- (iii) a written CRS product that has been made available by CRS for publication on a public website maintained by the GPO Director (other than the Website) or the Library of Congress.

#### (3) Other definitions

In this section—

- (A) the term “CRS” means the Congressional Research Service;
- (B) the term “CRS Congressional Intranet” means the Website maintained by CRS at www.crs.gov, or a successor website, for the purpose of providing to Members and employees of Congress access to information from CRS;
- (C) the term “CRS Director” means the Director of CRS;
- (D) the term “Librarian of Congress” means the Librarian of Congress appointed pursuant to 2 U.S.C. 136-1;<sup>1</sup>
- (E) the term “Member of Congress” includes a Delegate or Resident Commissioner to Congress; and
- (F) the term “Website” means the website established and maintained under subsection (b).

#### (b) Availability of CRS Reports through Library of Congress Website

##### (1) Website

###### (A) Establishment and maintenance

The Librarian of Congress, in consultation with the CRS Director, shall establish and maintain a public website containing CRS Reports and an index of all CRS Reports contained on the website, in accordance with this subsection.

###### (B) Format

On the Website, CRS Reports shall be searchable, sortable, and downloadable, including downloadable in bulk.

<sup>1</sup> See References in Text note below.

**(C) Free access**

Notwithstanding any other provision of law, the Librarian of Congress may not charge a fee for access to the Website.

**(2) Updates; disclaimer**

The Librarian of Congress, in consultation with the CRS Director, shall ensure that the Website—

(A) is updated contemporaneously, automatically, and electronically to include each new or updated CRS Report released on or after the effective date of this section;

(B) shows the status of each CRS Report as new, updated, or archived; and

(C) displays the following statement in reference to the CRS Reports included on the Website: “These documents were prepared by the Congressional Research Service (CRS). CRS serves as nonpartisan shared staff to congressional committees and Members of Congress. It operates solely at the behest of and under the direction of Congress. Information in a CRS Report should not be relied upon for purposes other than public understanding of information that has been provided by CRS to Members of Congress in connection with CRS’s institutional role. CRS Reports, as a work of the United States Government, are not subject to copyright protection in the United States. Any CRS Report may be reproduced and distributed in its entirety without permission from CRS. However, as a CRS Report may include copyrighted images or material from a third party, you may need to obtain the permission of the copyright holder if you wish to copy or otherwise use copyrighted material.”.

**(3) Furnishing of necessary information and technology**

The CRS Director shall consult with and provide assistance to the Librarian of Congress to ensure—

(A) that the Librarian of Congress is provided with all of the information necessary to carry out this section, including all of the information described in clauses (i) through (iv) of subsection (c)(1)(A), in such format and manner as the Librarian of Congress considers appropriate; and

(B) that CRS makes available any information and assistance as may be necessary to facilitate the contemporaneous, automatic, and electronic provision of CRS Reports to the Librarian of Congress as required under this section.

**(4) Nonexclusivity**

The Librarian of Congress may publish other information on the Website.

**(5) Alternative techniques**

The Librarian of Congress and the CRS Director may use additional techniques to make CRS Reports available to the public, if such techniques are consistent with this section and any other applicable laws.

**(6) Additional information**

The CRS Director is encouraged to make additional CRS products that are not confiden-

tial products or services available to the Librarian of Congress for publication on the Website, and the Librarian of Congress is encouraged to publish such CRS products on the Website.

**(7) Omitted****(c) Website contents****(1) Specific requirements for Reports posted on Website****(A) Responsibilities of Librarian of Congress**

With respect to each CRS Report included on the Website, the Librarian of Congress shall include—

(i) the name and identification number of the CRS Report;

(ii) an indication as to whether the CRS Report is new, updated, or archived;

(iii) the date of release of the CRS Report; and

(iv) any other information the Librarian of Congress, in consultation with the CRS Director, considers appropriate.

**(B) Responsibilities of CRS Director**

With respect to each CRS Report included on the Website, the CRS Director shall, prior to transmitting the Report to the Librarian of Congress—

(i) at the discretion of the CRS Director, remove the name of and any contact information for any employee of CRS; and

(ii) include in the CRS Report the following written statement: “This document was prepared by the Congressional Research Service (CRS). CRS serves as nonpartisan shared staff to congressional committees and Members of Congress. It operates solely at the behest of and under the direction of Congress. Information in a CRS Report should not be relied upon for purposes other than public understanding of information that has been provided by CRS to Members of Congress in connection with CRS’s institutional role. CRS Reports, as a work of the United States Government, are not subject to copyright protection in the United States. Any CRS Report may be reproduced and distributed in its entirety without permission from CRS. However, as this CRS Report may include copyrighted images or material from a third party, you may need to obtain the permission of the copyright holder if you wish to copy or otherwise use copyrighted material.”.

**(2) Specific requirements for index on Website**

The Librarian of Congress shall ensure that the index of all CRS Reports published on the Website is—

(A) comprehensive;

(B) contemporaneously updated;

(C) searchable;

(D) sortable;

(E) maintained in a human-readable format;

(F) maintained in a structured data format;

(G) downloadable; and

(H) inclusive of each item of information described in paragraph (1)(A) with respect to each CRS Report.

**(d) Omitted****(e) Rules of construction****(1) No effect on Speech or Debate Clause**

Nothing in this section may be construed to diminish, qualify, condition, waive, or otherwise affect the applicability of clause 1 of section 6 of article I of the Constitution of the United States (commonly known as the “Speech or Debate Clause”) or any other privilege available to Congress or Members, offices, or employees of Congress with respect to any CRS Report made available online under this section.

**(2) Confidential communications**

Nothing in this section may be construed to waive the requirement that any confidential communication by CRS to a Member, office, or committee of Congress shall remain under the custody and control of Congress and may be released only by Congress and its Houses, Members, offices, and committees, in accordance with the rules and privileges of each House and the requirements of this section.

**(3) Dissemination of CRS products**

Nothing in this section may be construed to limit or otherwise affect the ability of a Member, office, or committee of Congress to disseminate CRS products on a website of the Member, office, or committee or to otherwise provide CRS products to the public, including as part of constituent service activities.

**(f) Effective date****(1) In general**

Except as provided in paragraph (2)(C), this section and the amendments made by this section shall take effect 90 days after the date on which the Librarian of Congress submits the certification described in paragraph (2)(B).

**(2) Provision of information and technology****(A) CRS deadline**

Not later than 90 days after March 23, 2018, the CRS Director shall provide the Librarian of Congress with the information necessary for the Librarian of Congress to begin the initial operation of the Website.

**(B) Certification**

Upon provision of the information described in subparagraph (A), the Librarian of Congress shall submit to Congress a certification that the CRS Director has provided the information necessary for the Librarian of Congress to begin the initial operation of the Website.

**(C) Technical delays**

In the event of technical difficulties encountered in planning or implementing the requirements of this section and the amendments made by this section, upon providing a detailed report submitted by the Librarian of Congress or the CRS Director to the Committees on Appropriations of the House and the Senate detailing the nature of the technical difficulties and the timeline for resolving such technical difficulties, the effective date established by subsection (f)(1) shall be extended for up to 90 additional days.

(Pub. L. 115–141, div. I, title I, § 154, Mar. 23, 2018, 132 Stat. 787.)

## REFERENCES IN TEXT

The effective date of this Act and such effective date, referred to in subsec. (a)(2)(B)(ii), are the date of enactment of div. I of Pub. L. 115–141, which was approved Mar. 23, 2018. For the effective date of this section, see subsec. (f) of this section.

2 U.S.C. 136–1, referred to in subsec. (a)(3)(D), was so in the original, but probably should have been a reference to section 2 of the Librarian of Congress Succession Modernization Act of 2015, Pub. L. 114–86, which is classified to section 136–1 of this title.

For the amendments made by this section, referred to in subsec. (f)(1), (2)(C), see Codification note below.

## CODIFICATION

Section is comprised of section 154 of Pub. L. 115–141. Subsecs. (b)(7) and (d) of section 154 of Pub. L. 115–141 amended section 166 of this title.

**§§ 167 to 167h. Repealed. Pub. L. 110–161, div. H, title I, § 1004(d)(1)(B), (2)(B), Dec. 26, 2007, 121 Stat. 2233, 2234, and Pub. L. 110–178, § 4(a)(2), (b)(2), Jan. 7, 2008, 121 Stat. 2551, 2552; Pub. L. 111–145, § 6(d)(1), Mar. 4, 2010, 124 Stat. 54**

Section 167, act Aug. 4, 1950, ch. 561, § 1, 64 Stat. 411; Pub. L. 90–610, § 1, Oct. 21, 1968, 82 Stat. 1201; Pub. L. 93–175, § 1, Dec. 5, 1973, 87 Stat. 693; Pub. L. 100–135, § 1(a), Oct. 16, 1987, 101 Stat. 811, authorized the Librarian of Congress to designate Library employees as police for duty with respect to the Library of Congress buildings and adjacent streets.

Section 167a, act Aug. 4, 1950, ch. 561, § 2, 64 Stat. 411, related to public use of Library of Congress grounds.

Section 167b, act Aug. 4, 1950, ch. 561, § 3, 64 Stat. 411, related to sales, advertisements, and solicitations in Library buildings and grounds.

Section 167c, act Aug. 4, 1950, ch. 561, § 4, 64 Stat. 411, related to injuries to Library property.

Section 167d, act Aug. 4, 1950, ch. 561, § 5, 64 Stat. 411, related to the discharge of firearms or fireworks, making haranguing or threatening speeches, and the use of objectionable language in Library buildings and grounds.

Section 167e, act Aug. 4, 1950, ch. 561, § 6, 64 Stat. 411, related to parades, assemblages or display of flags in Library buildings and grounds.

Section 167f, act Aug. 4, 1950, ch. 561, § 7, 64 Stat. 411, related to regulations for Library buildings and grounds and their publication and effective date.

Section 167g, act Aug. 4, 1950, ch. 561, § 8, 64 Stat. 412; Pub. L. 88–60, § 1, July 8, 1963, 77 Stat. 77; Pub. L. 91–358, § 111, July 29, 1970, 84 Stat. 473; Pub. L. 101–562, § 3, Nov. 15, 1990, 104 Stat. 2781, related to prosecution and punishment of offenses in Library buildings and grounds.

Section 167h, act Aug. 4, 1950, ch. 561, § 9, 64 Stat. 412; Pub. L. 93–198, title VII, § 739(g)(9), Dec. 24, 1973, 87 Stat. 829; Pub. L. 100–135, § 1(b)(1), Oct. 16, 1987, 101 Stat. 811, related to jurisdiction of police within Library buildings, grounds, and adjacent streets.

## CODIFICATION

Pub. L. 110–161, div. H, title I, § 1004(d)(1)(B), (2)(B), and Pub. L. 110–178, § 4(a)(2), (b)(2), identically repealed sections 167 to 167h of this title. Pub. L. 110–161, § 1004, was repealed by Pub. L. 111–145.

## EFFECTIVE DATE OF REPEAL

Repeal of section 1004 of Pub. L. 110–161 by Pub. L. 111–145 effective as if included in the enactment of Pub. L. 110–161 and to have no effect on the enactment or implementation of any provision of Pub. L. 110–178, see section 6(d) of Pub. L. 111–145, set out as an Effective Date of 2010 Amendment note under section 1901 of this title.