

(b) This order shall be implemented consistent with applicable law and subject to the availability of appropriations.

(c) This order is not intended to, and does not, create any right or benefit, substantive or procedural, enforceable at law or in equity by any party against the United States, its departments, agencies, or entities, its officers, employees, or agents, or any other person.

BARACK OBAMA.

§ 1513. Duties and powers vested in Department

All duties performed and all power and authority possessed or exercised by the head of any executive department in and over any bureau, office, officer, board, branch, or division of the public service transferred to the Department of Commerce, or any business arising therefrom or pertaining thereto, or in relation to the duties performed by and authority conferred by law upon such bureau, officer, office, board, branch, or division of the public service, whether of an appellate or revisory character or otherwise, shall be vested in and exercised by the Secretary of Commerce.

(Feb. 14, 1903, ch. 552, §10, 32 Stat. 829.)

CHANGE OF NAME

Act Mar. 4, 1913, ch. 141, 37 Stat. 736, provided that the Department of Commerce and Labor and Secretary of Commerce and Labor were to be thereafter called the Department of Commerce and Secretary of Commerce and that the act creating the Department of Commerce and Labor (act Feb. 14, 1903) was amended accordingly.

CODIFICATION

Section was formerly classified to section 599 of Title 5 prior to the general revision and enactment of Title 5, Government Organization and Employees, by Pub. L. 89-554, Sept. 6, 1966, 80 Stat. 378.

TRANSFER OF FUNCTIONS

For transfer of functions of other officers, employees, and agencies of Department of Commerce, with certain exceptions, to Secretary of Commerce, with power to delegate, see Reorg. Plan No. 5 of 1950, §§1, 2, eff. May 24, 1950, 15 F.R. 3174, 64 Stat. 1263, set out as a note under section 1501 of this title.

GOVERNMENT INTEREST IN PATENTS

For duties and powers of Secretary of Commerce with respect to interest of Government in patents, see executive orders set out as notes under section 266 of Title 35, Patents.

§ 1513a. Cost estimates for National Oceanic and Atmospheric Administration programs included in Department budget justification

Beginning in fiscal year 2007 and for each fiscal year thereafter, the Secretary of Commerce shall include in the budget justification materials that the Secretary submits to Congress in support of the Department of Commerce budget (as submitted with the budget of the President under section 1105(a) of title 31) an estimate for each National Oceanic and Atmospheric Administration procurement, acquisition and construction program having a total multiyear program cost of more than \$5,000,000 and an estimate of the budgetary requirements for each such program for each of the five subsequent fiscal years.

(Pub. L. 109-108, title II, Nov. 22, 2005, 119 Stat. 2312.)

CODIFICATION

Section is from the Department of Commerce and Related Agencies Appropriations Act, 2006, which is title II of the Science, State, Justice, Commerce, and Related Agencies Appropriations Act, 2006.

SIMILAR PROVISIONS

Similar provisions were contained in the following appropriation acts:

Pub. L. 116-260, div. B, title I, Dec. 27, 2020, 134 Stat. 1241.

Pub. L. 116-93, div. B, title I, Dec. 20, 2019, 133 Stat. 2392.

Pub. L. 116-6, div. C, title I, Feb. 15, 2019, 133 Stat. 98.

Pub. L. 115-141, div. B, title I, Mar. 23, 2018, 132 Stat. 406.

Pub. L. 115-31, div. B, title I, May 5, 2017, 131 Stat. 188.

Pub. L. 114-113, div. B, title I, Dec. 18, 2015, 129 Stat. 2292.

Pub. L. 113-235, div. B, title I, Dec. 16, 2014, 128 Stat. 2179.

Pub. L. 113-76, div. B, title I, Jan. 17, 2014, 128 Stat. 49.

Pub. L. 113-6, div. B, title I, Mar. 26, 2013, 127 Stat. 239.

Pub. L. 112-55, div. B, title I, Nov. 18, 2011, 125 Stat. 597.

Pub. L. 111-117, div. B, title I, Dec. 16, 2009, 123 Stat. 3119.

Pub. L. 108-447, div. B, title II, Dec. 8, 2004, 118 Stat. 2881.

§ 1513b. Cost estimates for National Institute of Standards and Technology construction projects included in Department budget justification

Beginning in fiscal year 2007 and for each fiscal year thereafter, the Secretary of Commerce shall include in the budget justification materials that the Secretary submits to Congress in support of the Department of Commerce budget (as submitted with the budget of the President under section 1105(a) of title 31) an estimate for each National Institute of Standards and Technology construction project having a total multiyear program cost of more than \$5,000,000 and simultaneously the budget justification materials shall include an estimate of the budgetary requirements for each such project for each of the five subsequent fiscal years.

(Pub. L. 109-108, title II, Nov. 22, 2005, 119 Stat. 2311.)

CODIFICATION

Section is from the Department of Commerce and Related Agencies Appropriations Act, 2006, which is title II of the Science, State, Justice, Commerce, and Related Agencies Appropriations Act, 2006.

SIMILAR PROVISIONS

Similar provisions were contained in the following appropriation acts:

Pub. L. 116-260, div. B, title I, Dec. 27, 2020, 134 Stat. 1240.

Pub. L. 116-93, div. B, title I, Dec. 20, 2019, 133 Stat. 2390.

Pub. L. 116-6, div. C, title I, Feb. 15, 2019, 133 Stat. 96.

Pub. L. 115-141, div. B, title I, Mar. 23, 2018, 132 Stat. 405.

Pub. L. 115-31, div. B, title I, May 5, 2017, 131 Stat. 187.

Pub. L. 114-113, div. B, title I, Dec. 18, 2015, 129 Stat. 2291.

Pub. L. 113-235, div. B, title I, Dec. 16, 2014, 128 Stat. 2177.

Pub. L. 113-76, div. B, title I, Jan. 17, 2014, 128 Stat. 47.

Pub. L. 113-6, div. B, title I, Mar. 26, 2013, 127 Stat. 238.

Pub. L. 112-55, div. B, title I, Nov. 18, 2011, 125 Stat. 596.

Pub. L. 111-117, div. B, title I, Dec. 16, 2009, 123 Stat. 3117.

Pub. L. 111-8, div. B, title I, Mar. 11, 2009, 123 Stat. 564.

Pub. L. 110-161, div. B, title I, Dec. 26, 2007, 121 Stat. 1889.

§ 1514. Basic authority for performance of certain functions and activities of Department

Appropriations are authorized for the following activities of the Department of Commerce:

(a) furnishing to employees of the Department of Commerce and other Federal agencies (including Army, Navy, and Air Force personnel where Army, Navy, or Air Force facilities or supplies are not available and upon request of the service concerned), and their dependents, in Alaska and other points outside the continental United States, free emergency medical services by contract or otherwise and free emergency medical supplies, where in the judgment of the Secretary furnishing of such supplies and services is necessary;

(b) when deemed necessary by the Secretary of Commerce, purchasing, transporting, storing, and distributing food and other subsistence supplies for resale to employees of the Department of Commerce and other Federal agencies (including Army, Navy, and Air Force personnel where Army, Navy, or Air Force facilities or supplies are not available and upon request of the service concerned), and their dependents, in Alaska and other points outside the continental United States at a reasonable value as determined by the Secretary of Commerce, the proceeds from such resales to be credited to the appropriation from which the expenditure was made;

(c) when deemed necessary by the Secretary of Commerce, the establishment, maintenance, and operation of messing facilities, by contract or otherwise, in Alaska and other points outside the continental United States where suitable family facilities are not available, such service to be furnished to employees of the Department of Commerce and other Federal agencies (including Army, Navy, and Air Force personnel where Army, Navy, or Air Force facilities are not available and upon request of the service concerned), and their dependents, in accordance with regulations established by the Secretary of Commerce, and at a reasonable value determined in accordance therewith, the proceeds from the furnishing of such services to be credited to the appropriation from which the expenditures are made;

(d) reimbursement, under regulations prescribed by the Secretary, of officers and employees in or under the Department of Commerce, for food, clothing, medicines, and other supplies furnished by them in emergencies for the temporary relief of distressed persons in remote localities;

(e) providing motion-picture equipment and film for recreation of crews of vessels of the National Ocean Survey, for recreation of em-

ployees in remote localities where such facilities are not available, and for training purposes;

(f) erecting, altering, repairing, equipping, furnishing, and maintaining, by contract or otherwise, such living and working quarters and facilities as may be necessary to carry out its authorized work at remote localities not on foreign soil where such living and working accommodations are not otherwise available.

(Oct. 26, 1949, ch. 733, 63 Stat. 907; Aug. 30, 1954, ch. 1076, §1(11), 68 Stat. 967; Pub. L. 93-608, §1(3), Jan. 2, 1975, 88 Stat. 1967.)

CODIFICATION

Section was formerly classified to section 596a of Title 5 prior to the general revision and enactment of Title 5, Government Organization and Employees, by Pub. L. 89-554, §1, Sept. 6, 1966, 80 Stat. 378.

AMENDMENTS

1975—Subsec. (b). Pub. L. 93-608 struck out proviso requiring an annual report to Congress of the total expenditures made for such supplies and total proceeds from resales.

1954—Subsec. (c). Act Aug. 30, 1954, struck out proviso requiring the Secretary of Commerce to submit annually to Congress a report showing the expenditures for the establishment, maintenance, and operation of messing facilities in Alaska and other points outside the continental United States.

CHANGE OF NAME

Coast and Geodetic Survey consolidated with National Weather Bureau in 1965 to form Environmental Science Services Administration by Reorg. Plan No. 2 of 1965, eff. July 13, 1965, 30 F.R. 8819, 79 Stat. 1318. Environmental Science Services Administration abolished in 1970 and its personnel, property, records, etc., transferred to National Oceanic and Atmospheric Administration by Reorg. Plan No. 4 of 1970, eff. Oct. 3, 1970, 35 F.R. 15627, 84 Stat. 2090, set out as a note under section 1511 of this title. By order of Acting Associate Administrator of National Oceanic and Atmospheric Administration, 35 F.R. 19249, Dec. 19, 1970, Coast and Geodetic Survey redesignated National Ocean Survey. See notes under section 311 of this title.

§ 1515. Records, etc., of bureaus transferred to Department of Commerce

The official records and papers on file in and pertaining exclusively to the business of any bureau, office, department, or branch of the public service transferred to the Department of Commerce, together with the furniture in use in such bureau, office, department, or branch of the public service, are transferred to the Department of Commerce.

(Feb. 14, 1903, ch. 552, §4 (part), 32 Stat. 826.)

CODIFICATION

Section was formerly classified to section 598 of Title 5 prior to the general revision and enactment of Title 5, Government Organization and Employees, by Pub. L. 89-554, §1, Sept. 6, 1966, 80 Stat. 378.

Section is based on the second par. of section 4 of act Feb. 14, 1903. The first par. of section 4 is classified to sections 1511 and 1516 of this title.

CHANGE OF NAME

Act Mar. 4, 1913, ch. 141, 37 Stat. 736, provided that the Department of Commerce and Labor and Secretary of Commerce and Labor were to be thereafter called the Department of Commerce and Secretary of Commerce