

(3) be of such quality and timeliness and in such form as to assist coordinated trade strategies for the United States; and

(4) facilitate dissemination of information through nonprofit organizations with significant outreach programs which complement the regional outreach programs of the United States and Foreign Commercial Service.

(Pub. L. 100-418, title V, § 5407, Aug. 23, 1988, 102 Stat. 1466.)

#### § 4908. Information on service sector

##### (a) Service sector information

The Secretary shall ensure that, to the extent possible, there is included in the Data Bank information on service sector economic activity that is as complete and timely as information on economic activity in the merchandise sector.

##### (b) Survey

The Secretary shall undertake a new benchmark survey of service transactions, including transactions with respect to—

- (1) banking services;
- (2) information services, including computer software services;
- (3) brokerage services;
- (4) transportation services;
- (5) travel services;
- (6) engineering services;
- (7) construction services; and
- (8) health services.

##### (c) General information and index of leading indicators

The Secretary shall provide—

- (1) not less than once a year, comprehensive information on the service sector of the economy; and
- (2) an index of leading indicators which includes the measurement of service sector activity in direct proportion to the contribution of the service sector to the gross national product of the United States.

(Pub. L. 100-418, title V, § 5408, Aug. 23, 1988, 102 Stat. 1466.)

#### § 4909. Exclusion of information

The Data Bank shall not include any information—

- (1) the disclosure of which to the public is prohibited under any other provision of law or otherwise authorized to be withheld under other provision of law; or
- (2) that is specifically authorized under criteria established by statute or an Executive order not to be disclosed in the interest of national defense or foreign policy and are in fact properly classified pursuant to such Executive order.

(Pub. L. 100-418, title V, § 5409, Aug. 23, 1988, 102 Stat. 1467.)

#### § 4910. Nonduplication

The Secretary shall ensure that information systems created or developed pursuant to this chapter do not unnecessarily duplicate information systems available from other Federal agencies or from the private sector.

(Pub. L. 100-418, title V, § 5410, Aug. 23, 1988, 102 Stat. 1467.)

#### § 4911. Collection of data

Except as provided in section 4908 of this title, nothing in this chapter shall be considered to grant independent authority to the Federal Government to collect any data or information from individuals or entities outside of the Federal Government.

(Pub. L. 100-418, title V, § 5411, Aug. 23, 1988, 102 Stat. 1467.)

#### § 4912. Fees and access

The Secretary shall provide reasonable public services and access (including electronic access) to any information maintained as part of the Data Bank and may charge reasonable fees consistent with section 552 of title 5.

(Pub. L. 100-418, title V, § 5412, Aug. 23, 1988, 102 Stat. 1467.)

#### § 4913. Omitted

##### CODIFICATION

Section, Pub. L. 100-418, title V, § 5413, Aug. 23, 1988, 102 Stat. 1467, required the Secretary to submit to committees of Congress, not more than 1 year after Aug. 23, 1988, a report describing actions taken pursuant to this chapter, and to submit to committees of Congress, not more than 3 years after Aug. 23, 1988, a report assessing the current quality and comprehensiveness of, and the ability of the public and of private entities to obtain access to trade data, describing all other actions taken and planned to be taken pursuant to this chapter, including comments by the private sector and by State agencies that promote exports on the implementation of the Data Bank, describing the extent to which the systems within the Data Bank are being used and any recommendations with regard to the operation of the system, and describing the extent to which United States citizens and firms have access to the data banks of foreign countries that is similar to the access provided to foreign citizens and firms.

### CHAPTER 76—IMITATION FIREARMS

Sec.  
5001. Penalties for entering into commerce of imitation firearms.

#### § 5001. Penalties for entering into commerce of imitation firearms

##### (a) Acts prohibited

It shall be unlawful for any person to manufacture, enter into commerce, ship, transport, or receive any toy, look-alike, or imitation firearm unless such firearm contains, or has affixed to it, a marking approved by the Secretary of Commerce, as provided in subsection (b).

##### (b) Distinctive marking or device; exception; waiver; adjustments and changes

(1) Except as provided in paragraph (2) or (3), each toy, look-alike, or imitation firearm shall have as an integral part, permanently affixed, a blaze orange plug inserted in the barrel of such toy, look-alike, or imitation firearm. Such plug shall be recessed no more than 6 millimeters from the muzzle end of the barrel of such firearm.

(2) The Secretary of Commerce may provide for an alternate marking or device for any toy,