

an express or implied undertaking by the United States to perform any activity in a certain manner.

(e) For purposes of this section, the term “nautical products” includes all nautical charts, tide and tidal current tables, tidal current charts, coast pilots, water level products, and associated data bases which are created or published by the National Oceanic and Atmospheric Administration.

(Pub. L. 90-620, Oct. 22, 1968, 82 Stat. 1266; Pub. L. 99-272, title VI, § 6011(a), Apr. 7, 1986, 100 Stat. 121; Pub. L. 105-362, title II, § 201(a), Nov. 10, 1998, 112 Stat. 3282; Pub. L. 106-181, title VI, § 606(a)-(c), Apr. 5, 2000, 114 Stat. 154.)

#### HISTORICAL AND REVISION NOTES

Based on 44 U.S. Code, 1964 ed., § 246 (Jan. 12, 1895, ch. 23, § 76, 28 Stat. 620; Feb. 14, 1903, ch. 552, §§ 4, 10, 32 Stat. 826, 829; July 1, 1916 ch. 209, § 1, 39 Stat. 320; June 5, 1920, ch. 235, § 1, 41 Stat. 929; Oct. 31, 1951, ch. 654, § 3(11), 65 Stat. 708; July 9, 1956, ch. 528, 70 Stat. 512; Aug. 14, 1964, Pub. L. 88-441, 78 Stat. 446).

The reference to the Environmental Science Service Administration is inserted on the authority of Reorganization Plan No. 2 of 1965.

#### Editorial Notes

##### REFERENCES IN TEXT

The date of enactment of this section, referred to in subsec. (a)(2)(A), probably means the date of enactment of Pub. L. 99-272, which was approved Apr. 7, 1986.

##### AMENDMENTS

2000—Pub. L. 106-181, § 606(a)(1), struck out “and aeronautical” after “nautical” in section catchline.

Subsec. (a)(1), (2)(A). Pub. L. 106-181, § 606(a)(2), struck out “and aeronautical” after “nautical” wherever appearing.

Subsec. (a)(2)(B). Pub. L. 106-181, § 606(a)(2), (b), struck out “or aeronautical” after “nautical” and “aviation and” after “impact on”.

Subsec. (a)(3), (4). Pub. L. 106-181, § 606(a)(2), struck out “or aeronautical” after “nautical”.

Subsec. (b). Pub. L. 106-181, § 606(a)(2), struck out “or aeronautical” after “nautical”.

Subsec. (c). Pub. L. 106-181, § 606(a)(2), struck out “and aeronautical” after “nautical” in introductory provisions.

Subsec. (d). Pub. L. 106-181, § 606(c), struck out “aeronautical and” after “publishing or distributing”.

Subsec. (e). Pub. L. 106-181, § 606(a)(2), struck out “and aeronautical” after “nautical” in two places.

1998—Subsec. (a)(2)(A). Pub. L. 105-362 struck out at end “At the end of such period and every three years thereafter, the Secretary, after consultation with the Secretary of Transportation, shall report to the Congress on the effect of imposing or maintaining such increased prices, including any impact on aviation and marine safety.”

1986—Subsec. (a). Pub. L. 99-272 amended subsec. (a) generally. Prior to amendment, subsec. (a) read as follows: “The charts published by the Environmental Science Service Administration shall be sold at cost of paper and printing as nearly as practicable. The price to the public shall include all expenses incurred in actual reproduction of the charts after the original cartography, such as photography, opaquing, platemaking, press time and bindery operations; the full postage rates, according to the rates for postal services used; and any additional cost factors considered appropriate by the Secretary such as overhead and administrative expenses allocable to the production of the charts and related reference materials. The costs of basic surveys and geodetic work done may not be included in the

price of the charts and reference materials. The Secretary of Commerce shall publish the prices at which charts and reference materials are sold to the public at least once each calendar year.”

Subsec. (b). Pub. L. 99-272 amended subsec. (b) generally. Prior to amendment, subsec. (b) read as follows: “There may not be free distribution of charts except to the departments and officers of the United States requiring them for public use; and a number of copies of each sheet, not to exceed three hundred, to be presented to such foreign governments, libraries, and scientific associations, and institutions of learning as the Secretary of Commerce directs; but on the order of Senators and Representatives not to exceed one hundred copies to each may be distributed through the Environmental Science Service Administration.”

Subsecs. (c) to (e). Pub. L. 99-272 added subsecs. (c) to (e).

#### Statutory Notes and Related Subsidiaries

##### EFFECTIVE DATE OF 2000 AMENDMENT

Amendment by Pub. L. 106-181 applicable only to fiscal years beginning after Sept. 30, 1999, see section 3 of Pub. L. 106-181, set out as a note under section 106 of Title 49, Transportation.

##### TRANSFER OF FUNCTIONS

Functions of Secretary and other officers of Department of Commerce under this section that relate to the Office of Aeronautical Charting and Cartography to provide aeronautical charts and related products and services for safe and efficient navigation of air commerce transferred to Administrator of Federal Aviation Administration effective Oct. 1, 2000, see section 44721(c)(3) of Title 49, Transportation.

##### SALE OF AERONAUTICAL CHARTS: DISPOSITION OF RECEIPTS RESULTING FROM PRICE INCREASE

Pub. L. 103-317, title II, Aug. 26, 1994, 108 Stat. 1741, provided in part: “That hereafter all receipts received from the sale of aeronautical charts that result from an increase in the price of individual charts above the level in effect for such charts on September 30, 1993, shall be deposited in this account [NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION AND OPERATIONS, RESEARCH, AND FACILITIES] as an offsetting collection and shall be available for obligation.”

Similar provisions were contained in the following prior appropriation act:

Pub. L. 103-121, title II, Oct. 27, 1993, 107 Stat. 1170.

##### PRICE FREEZE ON CHARTS AND OTHER PRODUCTS OF NOAA

Pub. L. 102-567, title IV, § 405, Oct. 29, 1992, 106 Stat. 4292, provided that: “Notwithstanding section 1307 of title 44, United States Code, the price of nautical charts or other nautical products produced or published by the National Oceanic and Atmospheric Administration and sold after the date of the enactment of this Act [Oct. 29, 1992] shall not exceed the price of that type of chart or product on the date of enactment of this Act adjusted for inflation. This section shall not apply after September 30, 1994.”

#### § 1308. Coast Guard: annual report of the Commandant

The Secretary of the department in which the Coast Guard is operating may authorize the printing of the annual report of the Commandant of the Coast Guard in such editions as the interests of the Government and of the public require.

(Pub. L. 90-620, Oct. 22, 1968, 82 Stat. 1267; Pub. L. 109-241, title IX, § 902(d), July 11, 2006, 120 Stat. 567.)

## HISTORICAL AND REVISION NOTES

Based on 44 U.S. Code, 1964 ed., §213 (Jan. 12, 1895, ch. 23, §89, 28 Stat. 622; Mar. 13, 1896, No. 23, 29 Stat. 466; Feb. 14, 1903, ch. 552, §§4, 10, 32 Stat. 826, 829; Mar. 3, 1925, ch. 421, §4, 43 Stat. 1106; 1939 Reorg. Plan No. II, §2(a), eff. July 1, 1939, 4 F.R. 2731, 53 Stat. 1432; Aug. 4, 1949, ch. 393, §§1, 20, 63 Stat. 496, 561; Oct. 15, 1966, Pub. L. 89-670, 80 Stat. 931).

This section incorporates only so much of the third sentence of the second paragraph of former section 213 as relates to the annual report of the Commandant of the Coast Guard. The balance will be found in sections 1102, 1116, 1302, 1309, 1310, 1336 of the revision.

**Editorial Notes**

## AMENDMENTS

2006—Pub. L. 109-241 substituted “Secretary of the department in which the Coast Guard is operating” for “Secretary of the Department of Transportation”.

**Statutory Notes and Related Subsidiaries**

## TRANSFER OF FUNCTIONS

For transfer of authorities, functions, personnel, and assets of the Coast Guard, including the authorities and functions of the Secretary of Transportation relating thereto, to the Department of Homeland Security, and for treatment of related references, see sections 468(b), 551(d), 552(d), and 557 of Title 6, Domestic Security, and the Department of Homeland Security Reorganization Plan of November 25, 2002, as modified, set out as a note under section 542 of Title 6.

**§ 1309. Coast Guard: notices to mariners and other special publications**

The Secretary of the department in which the Coast Guard is operating may authorize the printing of notices to mariners and other special publications of the Coast Guard in such editions as the interests of the Government and of the public require.

(Pub. L. 90-620, Oct. 22, 1968, 82 Stat. 1267; Pub. L. 109-241, title IX, §902(d), July 11, 2006, 120 Stat. 567.)

## HISTORICAL AND REVISION NOTES

Based on 44 U.S. Code, 1964 ed., §213 (part) (Jan. 12, 1895, ch. 23, §89, 28 Stat. 622; Mar. 13, 1896, No. 23, 29 Stat. 466; Feb. 14, 1903, ch. 552, §§4, 10, 32 Stat. 826, 829; Mar. 3, 1925, ch. 421, §4, 43 Stat. 1106; 1939 Reorg. Plan No. II, §2(a), eff. July 1, 1939, 4 F.R. 2731, 53 Stat. 1432; Aug. 4, 1949, ch. 393, §§1, 20, 63 Stat. 496, 561; Oct. 15, 1966, Pub. L. 89-670, 80 Stat. 931).

This section incorporates applicable parts of the third sentence of the second paragraph of former section 213. The balance will be found in sections 1102, 1116, 1302, 1308, 1310, 1336 of the revision.

**Editorial Notes**

## AMENDMENTS

2006—Pub. L. 109-241 substituted “Secretary of the department in which the Coast Guard is operating” for “Secretary of the Department of Transportation”.

**Statutory Notes and Related Subsidiaries**

## TRANSFER OF FUNCTIONS

For transfer of authorities, functions, personnel, and assets of the Coast Guard, including the authorities and functions of the Secretary of Transportation relating thereto, to the Department of Homeland Security, and for treatment of related references, see sections 468(b), 551(d), 552(d), and 557 of Title 6, Domestic Security,

and the Department of Homeland Security Reorganization Plan of November 25, 2002, as modified, set out as a note under section 542 of Title 6.

**§ 1310. Commerce Department: navigation and weather information**

The Secretary of Commerce may cause to be printed the number of copies of tide tables, coast pilots, and other special publications relating to the Coast and Geodetic Survey, Weather Bureau maps, charts, bulletins of not more than one hundred octavo pages, and minor reports of the Weather Bureau, he considers for the best interest of the Government.

(Pub. L. 90-620, Oct. 22, 1968, 82 Stat. 1267.)

## HISTORICAL AND REVISION NOTES

Based on 44 U.S. Code, 1964 ed., §213 (part) (Jan. 12, 1895, ch. 23, §89, 28 Stat. 622; Mar. 13, 1896, No. 23, 29 Stat. 466; Mar. 3, 1925, ch. 421, §4, 43 Stat. 1106; 1940 Reorg. Plan No. IV, §8, eff. June 30, 1940, 54 Stat. 1234; Reorg. Plan No. 2 of 1965, eff. July 13, 1965, 30 F.R. 8819, 79 Stat. 1318).

This section incorporates only parts of former section 213 relating to Coast and Geodetic Survey and Weather Bureau. The balance will be found in sections 1102, 1116, 1302, 1308, 1309, 1336 of the revision.

**Executive Documents**

## CHANGE OF NAME

Weather Bureau of Department of Commerce consolidated with Coast and Geodetic Survey to form a new agency in Department of Commerce to be known as Environmental Science Services Administration and office of Chief of Weather Bureau abolished by Reorg. Plan No. 2 of 1965, eff. July 13, 1965, 30 F.R. 8819, 79 Stat. 1318, set out in the Appendix to Title 5, Government Organization and Employees. Functions of Bureau and Chief of Bureau transferred to Secretary of Commerce by the Plan.

Environmental Science Services Administration abolished by Reorg. Plan No. 4 of 1970, eff. Oct. 3, 1970, 35 F.R. 15627, 84 Stat. 2090, set out in the Appendix to Title 5, Government Organization and Employees, which created National Oceanic and Atmospheric Administration in Department of Commerce. By Department Organization Order 25-5A, republished 39 F.R. 27486, Secretary of Commerce delegated to NOAA his functions relating to Weather Bureau. By order of Acting Associate Administrator of NOAA, organization name of Weather Bureau changed to National Weather Service. By order of Acting Associate Administrator of NOAA, 35 F.R. 19249, Dec. 19, 1970, Coast and Geodetic Survey redesignated National Ocean Survey. For further details, see Codification note set out under section 311 of Title 15, Commerce and Trade.

**[§ 1311. Repealed. Pub. L. 104-316, title I, § 123(b)(1), Oct. 19, 1996, 110 Stat. 3839]**

Section, Pub. L. 90-620, Oct. 22, 1968, 82 Stat. 1267, related to printing and distribution of decisions and opinions of Comptroller General.

**§ 1312. Director of Public Health of District of Columbia: report**

In addition to the usual number of the report of the Director of Public Health of the District of Columbia, one thousand five hundred copies shall be printed: one hundred for the Senate, three hundred and sixty for the House of Representatives, and one thousand and forty for the Director of Public Health.

(Pub. L. 90-620, Oct. 22, 1968, 82 Stat. 1267.)