

*Cindy Etkin*

[COMMITTEE PRINT]

S. Prt. 105-12

UNITED STATES CODE

Title 44

PUBLIC PRINTING AND DOCUMENTS

And Miscellaneous Statutes  
Identifying the Authority  
of the

JOINT COMMITTEE ON PRINTING

1997 EDITION

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For the use of the Joint Committee on Printing



The Superintendent of Documents may prescribe terms and conditions under which he authorizes the resale of Government publications by book dealers, and he may designate any Government officer his agent for the sale of Government publications under regulations agreed upon by the Superintendent of Documents and the head of the respective department or establishment of the Government.

(Pub. L. 90-620, Oct. 22, 1968, 82 Stat. 1280; Pub. L. 95-94, title IV, §409(a), Aug. 5, 1977, 91 Stat. 683; Pub. L. 103-69, title II, §207(b), Aug. 11, 1993, 107 Stat. 708.)

#### HISTORICAL AND REVISION NOTES

Based on 44 U.S. Code, 1964 ed., §72a (June 30, 1932, ch. 314, §307, 47 Stat. 409).

#### AMENDMENTS

1993—Pub. L. 103-69, in first par., struck out at end "Receipts from general sales of publications in excess of the total costs and expenses incurred in connection with the publication and sale thereof, as determined by the Public Printer, shall be deposited in the Treasury of the United States to the credit of miscellaneous receipts."

1977—Pub. L. 95-94 substituted "Receipts from general sales of publications in excess of the total costs and expenses incurred in connection with the publication and sale thereof, as determined by the Public Printer," for "Surplus receipts from sales".

#### EFFECTIVE DATE OF 1993 AMENDMENT

Amendment by Pub. L. 103-69 effective Oct. 1, 1993, see section 207(c) of Pub. L. 103-69, set out as a note under section 309 of this title.

#### EFFECTIVE DATE OF 1977 AMENDMENT

Section 409(b) of Pub. L. 95-94 provided that: "The amendment made by subsection (a) [amending this section] shall take effect on October 1, 1977."

#### SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 1504, 4102 of this title.

### § 1709. Blank forms: printing and sale to public

The Public Printer may print for sale by the Superintendent of Documents to the public, upon prepayment, additional copies of approved Government blank forms.

(Pub. L. 90-620, Oct. 22, 1968, 82 Stat. 1280.)

#### HISTORICAL AND REVISION NOTES

Based on 44 U.S. Code, 1964 ed., §94 (June 7, 1924, ch. 303, §1, 43 Stat. 592).

### § 1710. Index of documents: number and distribution

The Superintendent of Documents, at the close of each regular session of Congress, shall prepare and publish a comprehensive index of public documents, upon a plan approved by the Joint Committee on Printing. The Public Printer shall, immediately upon its publication, deliver to him a copy of every document printed by the Government Printing Office. The head of each executive department, independent agency and establishment of the Government shall deliver to him a copy of every document issued or published by the department, bureau, or office not confidential in character. He shall also pre-

pare and print in one volume a consolidated index of Congressional documents, and shall index single volumes of documents as the Joint Committee on Printing directs. Two thousand copies each of the comprehensive index and of the consolidated index shall be printed and bound in addition to the usual number, two hundred for the Senate, eight hundred for the House of Representatives and one thousand for distribution by the Superintendent of Documents.

(Pub. L. 90-620, Oct. 22, 1968, 82 Stat. 1280.)

#### HISTORICAL AND REVISION NOTES

Based on 44 U.S. Code, 1964 ed., §76 (Jan. 12, 1895, ch. 23, §62, 28 Stat. 610).

### § 1711. Catalog of Government publications

On the first day of each month the Superintendent of Documents shall prepare a catalog of Government publications which shall show the documents printed during the preceding month, where obtainable, and the price. Two thousand copies of the catalog shall be printed in pamphlet form for distribution.

(Pub. L. 90-620, Oct. 22, 1968, 82 Stat. 1280.)

#### HISTORICAL AND REVISION NOTES

Based on 44 U.S. Code, 1964 ed., §77 (Jan. 12 1895, ch. 23, §69, 28 Stat. 612).

### § 1712. Documents for use of the Public Printer

The Public Printer may retain out of all documents, bills, and resolutions printed the number of copies absolutely needful for the official use of the Government Printing Office, not exceeding five of each.

(Pub. L. 90-620, Oct. 22, 1968, 82 Stat. 1281.)

#### HISTORICAL AND REVISION NOTES

Based on 44 U.S. Code, 1964 ed., §81 (Jan. 12, 1895, ch. 23, §73, 28 Stat. 618).

### § 1713. Documents to be delivered to the Executive Mansion

The Public Printer shall deliver to the Executive Mansion two copies of each document, bill, and resolution as soon as printed and ready for distribution.

(Pub. L. 90-620, Oct. 22, 1968, 82 Stat. 1281.)

#### HISTORICAL AND REVISION NOTES

Based on 44 U.S. Code, 1964 ed., §80 (Jan. 12, 1895, ch. 23, §88, 28 Stat. 622).

### § 1714. Publications for use of National Archives and Records Administration

The Public Printer shall print and deliver to the National Archives and Records Administration for use by the Archivist of the United States, including use by the Presidential Library established for the President during whose term the documents were issued, which shall be chargeable to Congress three copies each of the following publications:

House documents and public reports, bound;  
Senate documents and public reports, bound;  
Senate and House journals, bound;  
United States Code and Supplements, bound;  
United States Statutes at Large, bound;

**CHAPTER 19—DEPOSITORY LIBRARY PROGRAM**

- Sec.  
1901. Definition of Government publication.  
1902. Availability of Government publications through Superintendent of Documents; lists of publications not ordered from Government Printing Office.  
1903. Distribution of publications to depositories; notice to Government components; cost of printing and binding.  
1904. Classified list of Government publications for selection by depositories.  
1905. Distribution to depositories; designation of additional libraries; justification; authorization for certain designations.  
1906. Land-grant colleges constituted depositories.  
1907. Libraries of executive departments, service academies, and independent agencies constituted depositories; certifications of need; disposal of unwanted publications.  
1908. American Antiquarian Society to receive certain publications.  
1909. Requirements of depository libraries; reports on conditions; investigations; termination; replacement.  
1910. Designations of replacement depositories; limitations on numbers; conditions.  
1911. Free use of Government publications in depositories; disposal of unwanted publications.  
1912. Regional depositories; designation; functions; disposal of publications.  
1913. Appropriations for supplying depository libraries; restriction.  
1914. Implementation of depository library program by Public Printer.  
1915. Highest State appellate court libraries as depository libraries.  
1916. Designation of libraries of accredited law schools as depository libraries.

**AMENDMENTS**

1978—Pub. L. 95-261, §2, Apr. 17, 1978, 92 Stat. 199, added item 1916.

1972—Pub. L. 92-368, §1(b), Aug. 10, 1972, 86 Stat. 507, added item 1915.

**FEDERAL RECORDS MANAGEMENT PROVISIONS WITHOUT EFFECT ON CHAPTER**

Authority and responsibilities under chapter not limited or repealed by Federal Records Management Amendments of 1976, see section 5(b) of Pub. L. 94-575, set out as a note under section 2901 of this title.

**CHAPTER REFERRED TO IN OTHER SECTIONS**

This chapter is referred to in section 3317 of this title.

**§ 1901. Definition of Government publication**

“Government publication” as used in this chapter, means informational matter which is published as an individual document at Government expense, or as required by law.

(Pub. L. 90-620, Oct. 22, 1968, 82 Stat. 1283.)

**HISTORICAL AND REVISION NOTES**

Based on 44 U.S. Code, 1964 ed., §81a (Pub. L. 87-579, §1, Aug. 9, 1962, 76 Stat. 352).

**§ 1902. Availability of Government publications through Superintendent of Documents; lists of publications not ordered from Government Printing Office**

Government publications, except those determined by their issuing components to be re-

quired for official use only or for strictly administrative or operational purposes which have no public interest or educational value and publications classified for reasons of national security, shall be made available to depository libraries through the facilities of the Superintendent of Documents for public information. Each component of the Government shall furnish the Superintendent of Documents a list of such publications it issued during the previous month, that were obtained from sources other than the Government Printing Office.

(Pub. L. 90-620, Oct. 22, 1968, 82 Stat. 1283.)

**HISTORICAL AND REVISION NOTES**

Based on 44 U.S. Code, 1964 ed., §81b (Pub. L. 87-579, §1, Aug. 9, 1962, 76 Stat. 352).

**§ 1903. Distribution of publications to depositories; notice to Government components; cost of printing and binding**

Upon request of the Superintendent of Documents, components of the Government ordering the printing of publications shall either increase or decrease the number of copies of publications furnished for distribution to designated depository libraries and State libraries so that the number of copies delivered to the Superintendent of Documents is equal to the number of libraries on the list. The number thus delivered may not be restricted by any statutory limitation in force on August 9, 1962. Copies of publications furnished the Superintendent of Documents for distribution to designated depository libraries shall include—

- the journals of the Senate and House of Representatives;
- all publications, not confidential in character, printed upon the requisition of a congressional committee;
- Senate and House public bills and resolutions; and
- reports on private bills, concurrent or simple resolutions;

but not so-called cooperative publications which must necessarily be sold in order to be self-sustaining.

The Superintendent of Documents shall currently inform the components of the Government ordering printing of publications as to the number of copies of their publications required for distribution to depository libraries. The cost of printing and binding those publications distributed to depository libraries obtained elsewhere than from the Government Printing Office, shall be borne by components of the Government responsible for their issuance; those requisitioned from the Government Printing Office shall be charged to appropriations provided the Superintendent of Documents for that purpose.

(Pub. L. 90-620, Oct. 22, 1968, 82 Stat. 1283.)

**HISTORICAL AND REVISION NOTES**

Based on 44 U.S. Code, 1964 ed., §85 (part) (Mar. 1, 1907, ch. 2284, §4, 34 Stat. 1014; June 25, 1938, ch. 708, 52 Stat. 1206; Aug. 9, 1962, Pub. L. 87-579, §5, 76 Stat. 354).

The last paragraph of former section 85 will be found in section 1906 of the revision.

**SECTION REFERRED TO IN OTHER SECTIONS**

This section is referred to in title 28 section 594.

**§ 1904. Classified list of Government publications for selection by depositories**

The Superintendent of Documents shall currently issue a classified list of Government publications in suitable form, containing annotations of contents and listed by item identification numbers to facilitate the selection of only those publications needed by depository libraries. The selected publications shall be distributed to depository libraries in accordance with regulations of the Superintendent of Documents, as long as they fulfill the conditions provided by law.

(Pub. L. 90-620, Oct. 22, 1968, 82 Stat. 1284.)

**HISTORICAL AND REVISION NOTES**

Based on 44 U.S. Code, 1964 ed., § 83 (R.S. § 502; Jan. 12, 1895, ch. 23, §§ 53, 61, 28 Stat. 608, 610; Aug. 9, 1962, Pub. L. 87-579, § 3, 76 Stat. 353).

**§ 1905. Distribution to depositories; designation of additional libraries; justification; authorization for certain designations**

The Government publications selected from lists prepared by the Superintendent of Documents, and when requested from him, shall be distributed to depository libraries specifically designated by law and to libraries designated by Senators, Representatives, and the Resident Commissioner from Puerto Rico, by the Commissioner of the District of Columbia,<sup>1</sup> and by the Governors of Guam, American Samoa, and the Virgin Islands, respectively. Additional libraries within areas served by Representatives or the Resident Commissioner from Puerto Rico may be designated by them to receive Government publications to the extent that the total number of libraries designated by them does not exceed two within each area. Not more than two additional libraries within a State may be designated by each Senator from the State. Before an additional library within a State, congressional district or the Commonwealth of Puerto Rico is designated as a depository for Government publications, the head of that library shall furnish his Senator, Representative, or the Resident Commissioner from Puerto Rico, as the case may be, with justification of the necessity for the additional designation. The justification, which shall also include a certification as to the need for the additional depository library designation, shall be signed by the head of every existing depository library within the congressional district or the Commonwealth of Puerto Rico or by the head of the library authority of the State or the Commonwealth of Puerto Rico, within which the additional depository library is to be located. The justification for additional depository library designations shall be transmitted to the Superintendent of Documents by the Senator, Representative, or the Resident Commissioner from Puerto Rico, as the case may be. The Commissioner of the District of Columbia may designate two depository libraries in the District of Columbia, the Governor of Guam and the Governor of American Samoa may each designate one depository library in Guam and American Samoa, respectively, and

the Governor of the Virgin Islands may designate one depository library on the island of Saint Thomas and one on the island of Saint Croix.

(Pub. L. 90-620, Oct. 22, 1968, 82 Stat. 1284.)

**HISTORICAL AND REVISION NOTES**

Based on 44 U.S. Code, 1964 ed., § 82 (R.S. § 501; Mar. 1, 1907, ch. 2284, § 4, 34 Stat. 1014; Aug. 9, 1962, Pub. L. 87-579, § 2, 76 Stat. 353).

**TRANSFER OF FUNCTIONS**

Office of Commissioner of District of Columbia, as established under Reorg. Plan No. 3 of 1967, eff. Nov. 3, 1967 (in part), 32 F.R. 11669, 81 Stat. 948, abolished as of noon Jan. 2, 1975, by Pub. L. 93-198, title VII, § 711, Dec. 24, 1973, 87 Stat. 818, and replaced by office of Mayor of District of Columbia by section 421 of Pub. L. 93-198, classified to section 1-241 of District of Columbia Code.

**NORTHERN MARIANAS COLLEGE AS DEPOSITORY**

Pub. L. 101-219, title II, § 202, Dec. 12, 1989, 103 Stat. 1874, provided that: "The Northern Marianas College is hereby constituted a depository to receive Government publications, and the Superintendent of Documents shall supply to the Northern Marianas College one copy of each such publication in the same form as supplied to other designated depositories."

**DISTRICT OF COLUMBIA PUBLIC LIBRARY AS DEPOSITORY**

Act Sept. 28, 1943, ch. 243, 57 Stat. 568, provided: "That the Public Library of the District of Columbia is hereby constituted a designated depository of governmental publications, and the Superintendent of Documents shall supply to such library one copy of each such publication, in the same form as supplied to other designated depositories."

**SECTION REFERRED TO IN OTHER SECTIONS**

This section is referred to in section 1910 of this title; title 17 section 707.

**§ 1906. Land-grant colleges constituted depositories**

Land-grant colleges are constituted depositories to receive Government publications subject to the depository laws.

(Pub. L. 90-620, Oct. 22, 1968, 82 Stat. 1284.)

**HISTORICAL AND REVISION NOTES**

Based on 44 U.S. Code, 1964 ed., § 85 (part) (Mar. 1, 1907, ch. 2284, § 4, 34 Stat. 1014; June 25, 1938, ch. 708, 52 Stat. 1206; Aug. 9, 1962, Pub. L. 87-579, 76 Stat. 354).

This section is from the last paragraph of former section 85; the remainder of that section will be found in section 1903 of the revision.

**§ 1907. Libraries of executive departments, service academies, and independent agencies constituted depositories; certifications of need; disposal of unwanted publications**

The libraries of the executive departments, of the United States Military Academy, of the United States Naval Academy, of the United States Air Force Academy, of the United States Coast Guard Academy, and of the United States Merchant Marine Academy are designated depositories of Government publications. A depository library within each independent agency may be designated upon certification of need by the head of the independent agency to the Superintendent of Documents. Additional depository libraries within executive departments and

<sup>1</sup> See Transfer of Functions note below.

independent agencies may be designated to receive Government publications to the extent that the number so designated does not exceed the number of major bureaus or divisions of the departments and independent agencies. These designations may be made only after certification by the head of each executive department or independent agency to the Superintendent of Documents as to the justifiable need for additional depository libraries. Depository libraries within executive departments and independent agencies may dispose of unwanted Government publications after first offering them to the Library of Congress and the Archivist of the United States.

(Pub. L. 90-620, Oct. 22, 1968, 82 Stat. 1285.)

#### HISTORICAL AND REVISION NOTES

Based on 44 U.S. Code, 1964 ed., §87 (Jan. 12, 1895, ch. 23, §98, 28 Stat. 624; Aug. 9, 1962, Pub. L. 87-579, §7, 76 Stat. 355).

#### ARCHIVIST OF THE UNITED STATES

References to Archivist of the United States deemed to refer to Archivist appointed under section 2103 of this title with respect to functions transferred by Pub. L. 98-497 or an amendment made by Pub. L. 98-497 and exercised after Apr. 1, 1985, see sections 106 and 108 of Pub. L. 98-497, set out as notes under section 2102 of this title.

#### § 1908. American Antiquarian Society to receive certain publications

One copy of the public journals of the Senate and of the House of Representatives, and of the documents published under the orders of the Senate and House of Representatives, respectively, shall be transmitted to the Executive of the Commonwealth of Massachusetts for the use and benefit of the American Antiquarian Society of the Commonwealth.

(Pub. L. 90-620, Oct. 22, 1968, 82 Stat. 1285.)

#### HISTORICAL AND REVISION NOTES

Based on 44 U.S. Code, 1964 ed., §88 (Dec. 1, 1814, No. 7, 3 Stat. 248).

#### § 1909. Requirements of depository libraries; reports on conditions; investigations; termination; replacement

Only a library able to provide custody and service for depository materials and located in an area where it can best serve the public need, and within an area not already adequately served by existing depository libraries may be designated by Senators, Representatives, the Resident Commissioner from Puerto Rico, the Commissioner of the District of Columbia,<sup>1</sup> or the Governors of Guam, American Samoa, or the Virgin Islands as a depository of Government publications. The designated depository libraries shall report to the Superintendent of Documents at least every two years concerning their condition.

The Superintendent of Documents shall make firsthand investigation of conditions for which need is indicated and include the results of investigations in his annual report. When he ascertains that the number of books in a deposi-

tory library is below ten thousand, other than Government publications, or it has ceased to be maintained so as to be accessible to the public, or that the Government publications which have been furnished the library have not been properly maintained, he shall delete the library from the list of depository libraries if the library fails to correct the unsatisfactory conditions within six months. The Representative or the Resident Commissioner from Puerto Rico in whose area the library is located or the Senator who made the designation, or a successor of the Senator, and, in the case of a library in the District of Columbia, the Commissioner of the District of Columbia, and, in the case of a library in Guam, American Samoa, or the Virgin Islands, the Governor, shall be notified and shall then be authorized to designate another library within the area served by him, which shall meet the conditions herein required, but which may not be in excess of the number of depository libraries authorized by laws within the State, district, territory, or the Commonwealth of Puerto Rico, as the case may be.

(Pub. L. 90-620, Oct. 22, 1968, 82 Stat. 1285.)

#### HISTORICAL AND REVISION NOTES

Based on 44 U.S. Code, 1964 ed., §86 (Jan. 12, 1895, ch. 23, §70, 28 Stat. 612; Aug. 9, 1962, Pub. L. 87-579, §6, 76 Stat. 354).

#### TRANSFER OF FUNCTIONS

Office of Commissioner of District of Columbia, as established under Reorg. Plan No. 3 of 1967, eff. Nov. 3, 1967 (in part), 32 F.R. 11669, 81 Stat. 948, abolished as of noon Jan. 2, 1975, by Pub. L. 93-198, title VII, §711, Dec. 24, 1973, 87 Stat. 818, and replaced by office of Mayor of District of Columbia by section 421 of Pub. L. 93-198, classified to section 1-241 of District of Columbia Code.

#### SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 1916 of this title.

#### § 1910. Designations of replacement depositories; limitations on numbers; conditions

The designation of a library to replace a depository library, other than a depository library specifically designated by law, may be made only within the limitations on total numbers specified by section 1905 of this title, and only when the library to be replaced ceases to exist, or when the library voluntarily relinquishes its depository status, or when the Superintendent of Documents determines that it no longer fulfills the conditions provided by law for depository libraries.

(Pub. L. 90-620, Oct. 22, 1968, 82 Stat. 1286.)

#### HISTORICAL AND REVISION NOTES

Based on 44 U.S. Code, 1964 ed., §84 (June 23, 1913, ch. 3, §5, 38 Stat. 75; Aug. 9, 1962, Pub. L. 87-579, §4, 76 Stat. 353).

#### § 1911. Free use of Government publications in depositories; disposal of unwanted publications

Depository libraries shall make Government publications available for the free use of the general public, and may dispose of them after retention for five years under section 1912 of this title, if the depository library is served by a re-

<sup>1</sup> See Transfer of Functions note below.

gional depository library. Depository libraries not served by a regional depository library, or that are regional depository libraries themselves, shall retain Government publications permanently in either printed form or in microfacsimile form, except superseded publications or those issued later in bound form which may be discarded as authorized by the Superintendent of Documents.

(Pub. L. 90-620, Oct. 22, 1968, 82 Stat. 1286.)

#### HISTORICAL AND REVISION NOTES

Based on 44 U.S. Code, 1964 ed., §92 (part) (Jan. 12, 1895, ch. 23, §74, 28 Stat. 620; June 20, 1936, ch. 630, title VII, §11, 49 Stat. 1552; Aug. 9, 1962, Pub. L. 87-579, §8, 76 Stat. 355).

The first sentence of section 92, is classified to section 1119; the remainder comprises this section of the revision.

#### SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 1915 of this title.

### § 1912. Regional depositories; designation; functions; disposal of publications

Not more than two depository libraries in each State and the Commonwealth of Puerto Rico may be designated as regional depositories, and shall receive from the Superintendent of Documents copies of all new and revised Government publications authorized for distribution to depository libraries. Designation of regional depository libraries may be made by a Senator or the Resident Commissioner from Puerto Rico within the areas served by them, after approval by the head of the library authority of the State or the Commonwealth of Puerto Rico, as the case may be, who shall first ascertain from the head of the library to be so designated that the library will, in addition to fulfilling the requirements for depository libraries, retain at least one copy of all Government publications either in printed or microfacsimile form (except those authorized to be discarded by the Superintendent of Documents); and within the region served will provide interlibrary loan, reference service, and assistance for depository libraries in the disposal of unwanted Government publications. The agreement to function as a regional depository library shall be transmitted to the Superintendent of Documents by the Senator or the Resident Commissioner from Puerto Rico when the designation is made.

The libraries designated as regional depositories may permit depository libraries, within the areas served by them, to dispose of Government publications which they have retained for five years after first offering them to other depository libraries within their area, then to other libraries.

(Pub. L. 90-620, Oct. 22, 1968, 82 Stat. 1286.)

#### HISTORICAL AND REVISION NOTES

Based on 44 U.S. Code, 1964 ed., §84a (Pub. L. 87-579, §9, Aug. 9, 1962, 76 Stat. 355.)

#### SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 1911 of this title.

### § 1913. Appropriations for supplying depository libraries; restriction

Appropriations available for the Office of Superintendent of Documents may not be used to

supply depository libraries documents, books, or other printed matter not requested by them, and their requests shall be subject to approval by the Superintendent of Documents.

(Pub. L. 90-620, Oct. 22, 1968, 82 Stat. 1286.)

#### HISTORICAL AND REVISION NOTES

Based on 44 U.S. Code, 1964 ed., §85a (June 27, 1956, ch. 453, §101, 70 Stat. 369).

### § 1914. Implementation of depository library program by Public Printer

The Public Printer, with the approval of the Joint Committee on Printing, as provided by section 103 of this title, may use any measures he considers necessary for the economical and practical implementation of this chapter.

(Pub. L. 90-620, Oct. 22, 1968, 82 Stat. 1287.)

#### HISTORICAL AND REVISION NOTES

Based on 44 U.S. Code, 1964 ed., §81c (Pub. L. 87-579, §10, Aug. 9, 1962, 76 Stat. 356).

### § 1915. Highest State appellate court libraries as depository libraries

Upon the request of the highest appellate court of a State, the Public Printer is authorized to designate the library of that court as a depository library. The provisions of section 1911 of this title shall not apply to any library so designated.

(Added Pub. L. 92-368, §1(a), Aug. 10, 1972, 86 Stat. 507.)

### § 1916. Designation of libraries of accredited law schools as depository libraries

(a) Upon the request of any accredited law school, the Public Printer shall designate the library of such law school as a depository library. The Public Printer may not make such designation unless he determines that the library involved meets the requirements of this chapter, other than those requirements of the first undesignated paragraph of section 1909 of this title which relate to the location of such library.

(b) For purposes of this section, the term "accredited law school" means any law school which is accredited by a nationally recognized accrediting agency or association approved by the Commissioner of Education for such purpose or accredited by the highest appellate court of the State in which the law school is located.

(Added Pub. L. 95-261, §1, Apr. 17, 1978, 92 Stat. 199.)

#### EFFECTIVE DATE

Section 3 of Pub. L. 95-261 provided that: "The amendments made by this Act [enacting this section] shall take effect on October 1, 1978."

#### TRANSFER OF FUNCTIONS

Functions of Commissioner of Education transferred to Secretary of Education pursuant to section 3441(a)(1) of Title 20, Education.

## CHAPTER 21—NATIONAL ARCHIVES AND RECORDS ADMINISTRATION

Sec.  
2101. Definitions.

(Added Pub. L. 100-504, title II, §202, Oct. 18, 1988, 102 Stat. 2531.)

#### REFERENCES IN TEXT

Sections 4, 5, 6, and 7 of the Inspector General Act of 1978, referred to in subsec. (a), are sections 4, 5, 6, and 7 of Pub. L. 95-452, which is set out in the Appendix to Title 5, Government Organization and Employees.

### CHAPTER 41—ACCESS TO FEDERAL ELECTRONIC INFORMATION

Sec.	
4101.	Electronic directory; online access to publications; electronic storage facility.
4102.	Fees.
4103.	Biennial report.
4104.	Definition.

#### § 4101. Electronic directory; online access to publications; electronic storage facility

(a) IN GENERAL.—The Superintendent of Documents, under the direction of the Public Printer, shall—

- (1) maintain an electronic directory of Federal electronic information;
- (2) provide a system of online access to the Congressional Record, the Federal Register, and, as determined by the Superintendent of Documents, other appropriate publications distributed by the Superintendent of Documents; and
- (3) operate an electronic storage facility for Federal electronic information to which online access is made available under paragraph (2).

(b) DEPARTMENTAL REQUESTS.—To the extent practicable, the Superintendent of Documents shall accommodate any request by the head of a department or agency to include in the system of access referred to in subsection (a)(2) information that is under the control of the department or agency involved.

(c) CONSULTATION.—In carrying out this section, the Superintendent of Documents shall consult—

- (1) users of the directory and the system of access provided for under subsection (a); and
- (2) other providers of similar information services.

The purpose of such consultation shall be to assess the quality and value of the directory and the system, in light of user needs.

(Added Pub. L. 103-40, §2(a), June 8, 1993, 107 Stat. 112.)

#### STATUS REPORT

Section 3 of Pub. L. 103-40 provided that: "Not later than June 30, 1994, the Public Printer shall submit to the Congress a report on the status of the directory, the system of access, and the electronic storage facility referred to in section 4101 of title 44, United States Code, as added by section 2(a)."

#### OPERATIONAL DEADLINE

Section 4(a) of Pub. L. 103-40 provided that: "The directory, the system of access, and the electronic storage facility referred to in section 4101 of title 44, United States Code, as added by section 2(a), shall be operational not later than one year after the date of the enactment of this Act [June 8, 1993]."

#### SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 4102, 4103 of this title.

#### § 4102. Fees

(a) IN GENERAL.—The Superintendent of Documents, under the direction of the Public Printer, may charge reasonable fees for use of the directory and the system of access provided for under section 4101, except that use of the directory and the system shall be made available to depository libraries without charge. The fees received shall be treated in the same manner as moneys received from sale of documents under section 1702 of this title.

(b) COST RECOVERY.—The fees charged under this section shall be set so as to recover the incremental cost of dissemination of the information involved, with the cost to be computed without regard to section 1708 of this title.

(Added Pub. L. 103-40, §2(a), June 8, 1993, 107 Stat. 113.)

#### § 4103. Biennial report

Not later than December 31 of each odd-numbered year, the Public Printer shall submit to the Congress, with respect to the two preceding fiscal years, a report on the directory, the system of access, and the electronic storage facility referred to in section 4101(a). The report shall include a description of the functions involved, including a statement of cost savings in comparison with traditional forms of information distribution.

(Added Pub. L. 103-40, §2(a), June 8, 1993, 107 Stat. 113.)

#### FIRST BIENNIAL REPORT

Section 4(b) of Pub. L. 103-40 provided that: "The first report referred to in section 4103 of title 44, United States Code, as added by section 2(a), shall be submitted not later than December 31, 1995."

#### § 4104. Definition

As used in this chapter, the term "Federal electronic information" means Federal public information stored electronically.

(Added Pub. L. 103-40, §2(a), June 8, 1993, 107 Stat. 113.)