

Public Law 97-454  
97th Congress

An Act

Jan. 12, 1983  
[H.R. 7410]

To amend title 13, United States Code, to transfer responsibility for the quarterly financial report from the Federal Trade Commission to the Secretary of Commerce, and for other purposes.

Quarterly  
financial report,  
transfer.  
13 USC 101.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That (a) chapter 3 of title 13, United States Code, is amended—

- (1) by redesignating subchapter III as subchapter IV; and  
(2) by inserting after subchapter II the following:

“SUBCHAPTER III—QUARTERLY FINANCIAL STATISTICS

13 USC 91.

“§ 91. Collection and publication

“(a) The Secretary shall collect and publish quarterly financial statistics of business operations, organization, practices, management, and relation to other businesses, including data on sales, expenses, profits, assets, liabilities, stockholders' equity, and related accounts generally used by businesses in income statements, balance sheets, and other measures of financial condition.

“(b) Except to the extent determined otherwise by the Secretary on the basis of changed circumstances, the nature of statistics collected and published under this section, and the manner of the collection and publication of such statistics, shall conform to the quarterly financial reporting program carried out by the Federal Trade Commission before the effective date of this section under section 6(b) of the Federal Trade Commission Act.

15 USC 46.

“(c) For purposes of section 6103(j)(1) of the Internal Revenue Code of 1954, the conducting of the quarterly financial report program under this section shall be considered as the conducting of a related statistical activity authorized by law.”

(b) The table of contents of chapter 3 of title 13, United States Code, is amended by striking out “III” in the item relating to subchapter III, and inserting “IV” in lieu thereof, and by inserting after the item relating to subchapter II the following:

“SUBCHAPTER III—QUARTERLY FINANCIAL STATISTICS

“91. Collection and publication.”

13 USC 91 note.

SEC. 2. (a) There are transferred to the Secretary of Commerce, for administration under section 91 of title 13, United States Code, all functions relating to the quarterly financial report program which was carried out by the Federal Trade Commission before the effective date of this Act pursuant to the authority of section 6(b) of the Federal Trade Commission Act (15 U.S.C. 46(b)).

(b) All personnel, property, and records of the Federal Trade Commission which the Director of the Office of Management and Budget determines, after consultation with the Secretary of Commerce and the Chairman of the Federal Trade Commission, to be employed, held, or used in connection with any function relating to the quarterly financial report program shall be transferred to the

Department of Commerce. For purposes of sections 6103, 7213, and 7431, and other provisions of the Internal Revenue Code of 1954, return information (as defined in section 6103(b) of such Code) which is transferred under this subsection shall be treated as if it were furnished to the Bureau of the Census under section 6103(j)(1) of such Code solely for administering the quarterly financial report program under section 91 of title 13, United States Code. Such transfer shall be carried out not later than 90 days after the effective date of this Act.

*Ante*, pp. 572, 645.

**SEC. 3.** Not later than 180 days after the effective date of this Act, the Secretary of Commerce shall publish in the Federal Register a statement of the policy and practices of the Bureau of the Census relating to the administration of section 23(c) of title 13, United States Code. Such statement shall include a description of—

Publication  
in Federal  
Register.  
13 USC 23 note.

(1) the policy of the Secretary for the use of all individuals as temporary staff pursuant to such section 23(c) to assist the Bureau of the Census in performing work authorized under such title 13;

(2) the functions for which the Secretary, in his discretion, may appoint temporary staff to assist the Bureau in performing work authorized under such title 13;

(3) the practice applicable to the appointment of such temporary staff in performing such work;

(4) the requirements and penalties under such title applicable to temporary staff performing such work, together with safeguards to ensure that such temporary staff will observe the limitations imposed in section 9 of such title.

13 USC 9.  
Effective date.

**SEC. 4.** (a) This Act shall take effect on the date of the enactment of this Act.

(b) This Act, including the amendments made by this Act, shall cease to have effect 7 years after such effective date.

Termination  
date.  
13 USC 91 note.  
Report to  
Congress.

(c) Not later than 2 years after such effective date, the Secretary of Commerce shall submit a report to the Congress regarding the administration of the program transferred by this Act. Such report shall describe—

- (1) the estimated respondent burden, including any changes in the estimated respondent burden after the transfer of such program;
- (2) the application made by various public and private organizations of the information published under such program; and
- (3) technical or administration problems encountered in carrying out such program.

Approved January 12, 1983.

SEC. 2. Not later than 180 days after the effective date of this Act, the Secretary of Commerce shall publish in the Federal Register a statement of the policy and practices of the Bureau of the Census relating to the administration of section 2302 of title 18, United States Code. Such statement shall include a description of—

(1) the policy of the Bureau for the use of all individuals as temporary staff pursuant to such section 2302 to assist the Bureau of the Census in performing work authorized under such title 18;

(2) the functions for which the Secretary, in his discretion, may appoint temporary staff to assist the Bureau in performing work authorized under such title 18;

(3) the practice applicable to the appointment of such temporary staff in performing such work;

(4) the requirements and penalties under such title 18 applicable to temporary staff performing such work, together with safeguards to ensure that such temporary staff will observe the limitations imposed in section 9 of such title.

SEC. 4. (a) This Act shall take effect on the date of the enactment of this Act.

(b) This Act, including the amendments made by this Act, shall cease to have effect 7 years after such effective date.

(c) Not later than 2 years after such effective date, the Secretary of Commerce shall submit a report to the Congress regarding the administration of the program authorized by this Act. Such report shall describe—

LEGISLATIVE HISTORY—H.R. 7410:

CONGRESSIONAL RECORD, Vol. 128 (1982):  
 Dec. 17, considered and passed House.  
 Dec. 23, considered and passed Senate.