

Public Law 98-614
98th Congress

An Act

Nov. 8, 1984
[H.R. 1314]

Reorganization
Act
Amendments of
1984.
5 USC 901 note.

To extend and revise the authority of the President under chapter 9 of title 5, United States Code, to transmit to the Congress plans for the reorganization of the agencies of the executive branch of the Government, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "Reorganization Act Amendments of 1984".

EXTENSION OF AUTHORITY

SEC. 2. (a) Subsection (b) of section 905 of title 5, United States Code, is amended to read as follows: "(b) A provision contained in a reorganization plan may take effect only if the plan is transmitted to Congress (in accordance with section 903(b)) on or before December 31, 1984."

(b) Paragraph (1) of section 908 of title 5, United States Code, is amended by striking out "described by section 909 of this title" and inserting in lieu thereof "with respect to any reorganization plans transmitted to Congress (in accordance with section 903(b) of this chapter) on or before December 31, 1984".

METHOD OF TAKING EFFECT

SEC. 3. (a) Section 906 of title 5, United States Code, is amended—

(1) by striking out subsection (a) and inserting in lieu thereof the following:

President of U.S.

"(a) Except as provided under subsection (c) of this section, a reorganization plan shall be effective upon approval by the President of a resolution (as defined in section 909) with respect to such plan, if such resolution is passed by the House of Representatives and the Senate, within the first period of 90 calendar days of continuous session of Congress after the date on which the plan is transmitted to Congress. Failure of either House to act upon such resolution by the end of such period shall be the same as disapproval of the resolution."; and

(2) by striking out everything after "otherwise is effective" in subsection (c) and inserting in lieu thereof a period.

(b) Chapter 9 of title 5, United States Code, is further amended—

5 USC 903.

(1) by striking out "thirty calendar days" in section 903(c) and inserting in lieu thereof "60 calendar days";

5 USC 910.

(2) by striking out "sixty calendar days" in such section and inserting in lieu thereof "90 calendar days";

5 USC 911.

(3) by striking out "45 calendar days" in section 910(b) and inserting in lieu thereof "75 calendar days"; and

(4) by striking out "45 calendar days" in section 911 and inserting in lieu thereof "75 calendar days".

(c) Section 909 of title 5, United States Code, is amended—

- (1) by striking out "a resolution of either House of Congress" and inserting in lieu thereof "a joint resolution of the Congress"; and
- (2) by striking out "the _____ does not favor" and inserting in lieu thereof "the Congress approves".
- (d) Section 912 of title 5, United States Code, is amended—
 - (1) by striking out "agreed to or disagreed to" in subsection (b) and inserting in lieu thereof "passed or rejected"; and
 - (2) by striking out "final approval" in subsection (c) and inserting in lieu thereof "final passage".
- (e)(1) Section 912 is amended by adding at the end thereof the following new subsection:
 - "(e) If, prior to the passage by one House of a resolution of that House, that House receives a resolution with respect to the same reorganization plan from the other House, then—
 - "(1) the procedure in that House shall be the same as if no resolution had been received from the other House; but
 - "(2) the vote on final passage shall be on the resolution of the other House."
- (2) The heading of such section is amended by striking out "**disapproval**" and inserting in lieu thereof "**passage**".
- (3) The table of contents for chapter 9 of title 5, United States Code, is amended by striking out "disapproval" in the item pertaining to section 912 and inserting in lieu thereof "passage".

INFORMATION TO ACCOMPANY PLANS

SEC. 4. Section 903(b) of title 5, United States Code, is amended by adding at the end thereof the following new sentences: "In addition, the President's message shall include an implementation section which shall (1) describe in detail (A) the actions necessary or planned to complete the reorganization, (B) the anticipated nature and substance of any orders, directives, and other administrative and operational actions which are expected to be required for completing or implementing the reorganization, and (C) any preliminary actions which have been taken in the implementation process, and (2) contain a projected timetable for completion of the implementation process. The President shall also submit such further background or other information as the Congress may require for its consideration of the plan."

President of U.S.

RESTRICTIONS ON CONTENTS OF PLANS

SEC. 5. (a) Section 905(a) of title 5, United States Code, is amended—

- (1) by inserting "or renaming an existing executive department" immediately after "a new executive department" in paragraph (1);

(2) by redesignating paragraphs (5) and (6) as paragraphs (6) and (7), respectively, and by inserting immediately after paragraph (4) the following new paragraph:

“(5) creating a new agency which is not a component or part of an existing executive department or independent agency;”.

(b) Section 904(1) of such title is amended by inserting “, subject to section 905,” immediately after “may”.

Approved November 8, 1984.

LEGISLATIVE HISTORY—H.R. 1314:

HOUSE REPORTS: No. 98-128, Pt. 1 (Comm. on Government Operations) and Pt. 2 (Comm. on Rules).

CONGRESSIONAL RECORD, Vol. 130 (1984):

Apr. 10, considered and passed House.

Oct. 11, considered and passed Senate.