

limit to the number of terms that any individual member may serve.

(2) A vacancy in the Board shall be filled in the manner in which the original appointment was made under subsection (a) of this section, except that the Librarian may fill the vacancy from a list of candidates previously submitted by the organization or organizations involved. Any member appointed to fill a vacancy before the expiration of the term for which his or her predecessor was appointed shall be appointed only for the remainder of such term.

(d) Quorum

9 members of the Board shall constitute a quorum but a lesser number may hold hearings.

(e) Basic pay

Members of the Board shall serve without pay. While away from their home or regular places of business in the performance of functions of the Board, members of the Board shall be allowed travel expenses, including per diem in lieu of subsistence, in the same manner as persons employed intermittently in Government service are allowed expenses under section 5701 of title 5.

(f) Meetings

The Board shall meet at least once each calendar year. Meetings shall be at the call of the Librarian.

(g) Conflict of interest

The Librarian shall establish rules and procedures to address any potential conflict of interest between a member of the Board and the responsibilities of the Board.

(Pub. L. 102-307, title II, § 204, June 26, 1992, 106 Stat. 268.)

TERMINATION OF SECTION

For termination of section, see section 179k of this title.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 179, 179a, 179g, 179h, 179i, 179j, 179k of this title.

§ 179c. Responsibilities and powers of Board

(a) In general

The Board shall review nominations of films submitted to it for inclusion in the National Film Registry and shall consult with the Librarian, as provided in section 179a of this title, with respect to the inclusion of such films in the Registry and the preservation of these and other films that are culturally, historically, or aesthetically significant.

(b) Nomination of films

The Board shall consider, for inclusion in the National Film Registry, nominations submitted by the general public as well as representatives of the film industry, such as the guilds and societies representing actors, directors, screenwriters, cinematographers and other creative artists, producers, film critics, film preservation organizations, and representatives of academic institutions with film study programs. The Board shall nominate not more than 25 films each year for inclusion in the Registry.

(c) General powers

The Board may, for the purpose of carrying out its duties, hold such hearings, sit and act at such times and places, take such testimony, and receive such evidence, as the Librarian and the Board considers appropriate.

(Pub. L. 102-307, title II, § 205, June 26, 1992, 106 Stat. 270.)

TERMINATION OF SECTION

For termination of section, see section 179k of this title.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 179, 179g, 179h, 179i, 179j, 179k of this title.

§ 179d. National Film Registry Collection of the Library of Congress

(a) Acquisition of archival quality copies

The Librarian shall endeavor to obtain, by gift from the owner, an archival quality copy of the Registry version of each film included in the National Film Registry. Whenever possible, the Librarian shall endeavor to obtain the best surviving materials, including preprint materials.

(b) Additional materials

The Librarian shall endeavor to obtain, for educational and research purposes, additional materials related to each film included in the National Film Registry, such as background materials, production reports, shooting scripts (including continuity scripts) and other similar materials.

(c) Property of United States

All copies of films on the National Film Registry that are received by the Librarian and other materials received by the Librarian under subsection (b) of this section shall become the property of the United States Government, subject to the provisions of title 17.

(d) National Film Registry Collection

All copies of films on the National Film Registry that are received by the Librarian and other materials received by the Librarian under subsection (b) of this section shall be maintained in a special collection in the Library of Congress to be known as the "National Film Registry Collection of the Library of Congress". The Librarian shall, by regulation, and in accordance with title 17, provide for reasonable access to films in such collection for scholarly and research purposes.

(Pub. L. 102-307, title II, § 206, June 26, 1992, 106 Stat. 270.)

TERMINATION OF SECTION

For termination of section, see section 179k of this title.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 179, 179g, 179h, 179i, 179j, 179k of this title.

§ 179e. Seal of National Film Registry

(a) Use of seal

(1) No person shall knowingly distribute or exhibit to the public a version of a film which

bears the seal described in section 179a(b)(3) of this title if such film—

(A) is not included in the National Film Registry; or

(B) is included in the National Film Registry, but such copy was not made from a print that was examined and approved for the use of the seal by the Librarian under section 179a(c) of this title.

(2) No person shall knowingly use the seal described in section 179a(b)(3) of this title to promote any version of a film other than a Registry version.

(b) Effective date of seal

The use of the seal described in section 179a(b)(3) of this title shall be effective for each film after the Librarian publishes in the Federal Register the name of that film as selected for inclusion in the National Film Registry.

(Pub. L. 102-307, title II, §207, June 26, 1992, 106 Stat. 271.)

TERMINATION OF SECTION

For termination of section, see section 179k of this title.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 179, 179f, 179g, 179h, 179i, 179j, 179k of this title.

§ 179f. Remedies

(a) Jurisdiction

The several district courts of the United States shall have jurisdiction, for cause shown, to prevent and restrain violations of section 179e(a) of this title.

(b) Relief

(1) Except as provided in paragraph (2), relief for a violation of section 179e(a) of this title shall be limited to the removal of the seal of the National Film Registry from the film involved in the violation.

(2) In the case of a pattern or practice of the willful violation of section 179e(a) of this title, the United States district courts may order a civil fine of not more than \$10,000 and appropriate injunctive relief.

(Pub. L. 102-307, title II, §208, June 26, 1992, 106 Stat. 271.)

TERMINATION OF SECTION

For termination of section, see section 179k of this title.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 179, 179g, 179h, 179i, 179j, 179k of this title.

§ 179g. Limitations of remedies

The remedies provided in section 179f of this title shall be the exclusive remedies under sections 179 to 179k of this title, or any other Federal or State law, regarding the use of the seal described in section 179a(b)(3) of this title.

(Pub. L. 102-307, title II, §209, June 26, 1992, 106 Stat. 271.)

TERMINATION OF SECTION

For termination of section, see section 179k of this title.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 179, 179h, 179i, 179j, 179k of this title.

§ 179h. Staff of Board; experts and consultants

(a) Staff

The Librarian may appoint and fix the pay of such personnel as the Librarian considers appropriate to carry out sections 179 to 179k of this title.

(b) Experts and consultants

The Librarian may, in carrying out sections 179 to 179k of this title, procure temporary and intermittent services under section 3109(b) of title 5, but at rates for individuals not to exceed the daily equivalent of the maximum rate of basic pay payable for GS-15 of the General Schedule. In no case may a member of the Board be paid as an expert or consultant under such section.

(Pub. L. 102-307, title II, §210, June 26, 1992, 106 Stat. 271.)

TERMINATION OF SECTION

For termination of section, see section 179k of this title.

REFERENCES IN TEXT

The General Schedule, referred to in subsec. (b), is set out under section 5332 of Title 5, Government Organization and Employees.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 179, 179g, 179i, 179j, 179k of this title.

§ 179i. Definitions

As used in sections 179 to 179k of this title—

(1) the term “Librarian” means the Librarian of Congress;

(2) the term “Board” means the National Film Preservation Board;

(3) the term “film” means a “motion picture” as defined in section 101 of title 17, except that such term does not include any work not originally fixed on film stock, such as a work fixed on videotape or laser disks;

(4) the term “publication” means “publication” as defined in section 101 of title 17; and

(5) the term “Registry version” means, with respect to a film, the version of the film first published, or as complete a version as the bona fide preservation and restoration activities by the Librarian, an archivist other than the Librarian, or the copyright owner can compile in those cases where the original material has been irretrievably lost.

(Pub. L. 102-307, title II, §211, June 26, 1992, 106 Stat. 271.)

TERMINATION OF SECTION

For termination of section, see section 179k of this title.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 179, 179g, 179h, 179j, 179k of this title.

§ 179j. Authorization of appropriations

There are authorized to be appropriated to the Librarian such sums as are necessary to carry