

Director's plans for improvement of refugee resettlement;

(5) evaluations of the extent to which (A) the services provided under this subchapter are assisting refugees in achieving economic self-sufficiency, achieving ability in English, and achieving employment commensurate with their skills and abilities, and (B) any fraud, abuse, or mismanagement has been reported in the provisions of services or assistance;

(6) a description of any assistance provided by the Director pursuant to section 1522(e)(5) of this title;

(7) a summary of the location and status of unaccompanied refugee children admitted to the United States; and

(8) a summary of the information compiled and evaluation made under section 1522(a)(8) of this title.

(June 27, 1952, ch. 477, title IV, ch. 2, §413, as added Mar. 17, 1980, Pub. L. 96-212, title III, §311(a)(2), 94 Stat. 115; amended Oct. 25, 1982, Pub. L. 97-363, §3(b), 7, 96 Stat. 1734, 1737; Nov. 6, 1986, Pub. L. 99-605, §11, 100 Stat. 3455; Oct. 24, 1988, Pub. L. 100-525, §9(jj), 102 Stat. 2622; Apr. 30, 1994, Pub. L. 103-236, title I, §162(n)(3), 108 Stat. 409.)

AMENDMENTS

1994—Subsec. (a). Pub. L. 103-236 struck out “, in consultation with the Coordinator,” after “The Secretary”.

1988—Pub. L. 100-525 redesignated former subsec. (a)(1) as (a) and former subsec. (a)(2) as (b), and within (b), further redesignated former subpars. (A) to (H) as pars. (1) to (8), respectively, and former cls. (i) and (ii) of pars. (4) and (5) as cls. (A) and (B), respectively; and struck out former subsec. (b) which provided for a report to Congress by the Secretary not later than one year after Mar. 17, 1980, and former subsecs. (c) and (d) which provided for certain reports to Congress by the Director not later than certain dates in 1983.

1986—Subsec. (a)(2)(A). Pub. L. 99-605 substituted “the United States within the five-fiscal-year period immediately preceding the fiscal year within which the report is to be made and for refugees who entered earlier and who have shown themselves to be significantly and disproportionately dependent on welfare” for “under this chapter since May 1975”.

1982—Subsec. (c). Pub. L. 97-363, §3(b), added subsec. (c).

Subsec. (d). Pub. L. 97-363, §7, added subsec. (d).

EFFECTIVE DATE OF 1982 AMENDMENT

Amendment by Pub. L. 97-363 effective Oct. 1, 1982, see section 8 of Pub. L. 97-363, set out as a note under section 1522 of this title.

§ 1524. Authorization of appropriations

(a) There are authorized to be appropriated for fiscal year 1995, fiscal year 1996, and fiscal year 1997 such sums as may be necessary to carry out this subchapter.

(b) The authority to enter into contracts under this subchapter shall be effective for any fiscal year only to such extent or in such amounts as are provided in advance in appropriation Acts.

(June 27, 1952, ch. 477, title IV, ch. 2, §414, as added Mar. 17, 1980, Pub. L. 96-212, title III, §311(a)(2), 94 Stat. 116; amended Oct. 25, 1982, Pub. L. 97-363, §2, 96 Stat. 1734; Nov. 6, 1986, Pub. L. 99-605, §2, 100 Stat. 3449; Oct. 24, 1988, Pub. L.

100-525, §6(a), 102 Stat. 2616; Oct. 1, 1991, Pub. L. 102-110, §5, 105 Stat. 558; June 8, 1993, Pub. L. 103-37, §1, 107 Stat. 107; Oct. 25, 1994, Pub. L. 103-416, title II, §208, 108 Stat. 4312.)

AMENDMENTS

1994—Subsec. (a). Pub. L. 103-416 substituted “fiscal year 1995, fiscal year 1996, and fiscal year 1997” for “fiscal year 1993 and fiscal year 1994”.

1993—Subsec. (a). Pub. L. 103-37 substituted “fiscal year 1993 and fiscal year 1994” for “fiscal year 1992”.

1991—Subsec. (a). Pub. L. 102-110 amended subsec. (a) generally, substituting present provisions for provisions which authorized appropriations for fiscal years 1987 and 1988 to carry out this subchapter generally and specifically to carry out section 1522(c)(1), (b)(5), and (f) of this title.

1988—Subsec. (a)(1). Pub. L. 100-525 substituted “through (4)” for “through (5)”.

1986—Subsec. (a)(1). Pub. L. 99-605, §2(a), (b)(1), substituted “for each of fiscal years 1987 and 1988” for “for fiscal year 1983”, and “(2) through (5)” for “(2) and (3)”.

Subsec. (a)(2). Pub. L. 99-605, §2(b)(2), amended par. (2) generally, substituting “1987 \$74,783,000 and for fiscal year 1988 \$77,924,000” for “1983 \$100,000,000”, and “1522(c)(1)” for “1522(c)”.

Subsec. (a)(3). Pub. L. 99-605, §2(b)(2), amended par. (3) generally, substituting “1987 \$8,761,000 and for fiscal year 1988 \$9,125,000” for “1983 \$14,000,000”.

Subsec. (a)(4). Pub. L. 99-605, §2(b)(3), added par. (4).

1982—Subsec. (a). Pub. L. 97-363, §2, substituted provisions with regard to fiscal 1983 authorizing appropriation of sums necessary to carry out provisions of this chapter, authorizing appropriations of \$100,000,000 for services to refugees under section 1522(c) of this title, and authorizing appropriations of \$14,000,000 for the purpose of carrying out section 1522(b)(5) of this title, for provisions with regard to fiscal 1980 and each of the two succeeding fiscal years authorizing appropriation of sums necessary for initial resettlement assistance, cash and medical assistance, and child welfare services under subsecs. (b)(1), (3), (4), (d)(2), and (e) of section 1522 of this title, and authorizing appropriations of \$200,000,000 for other programs.

EFFECTIVE DATE OF 1988 AMENDMENT

Amendment by Pub. L. 100-525 effective as if included in enactment of Refugee Assistance Extension Act of 1986, Pub. L. 99-605, see section 6(c) of Pub. L. 100-525, set out as a note under section 1522 of this title.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 1522 of this title.

§ 1525. Repealed. Pub. L. 103-236, title I, § 162(m)(3), Apr. 30, 1994, 108 Stat. 409

Section, Pub. L. 96-212, title III, §301, Mar. 17, 1980, 94 Stat. 109, related to appointment and duties of United States Coordinator for Refugee Affairs.

CHAPTER 13—IMMIGRATION AND NATURALIZATION SERVICE

Sec.	
1551.	Immigration and Naturalization Service.
1552.	Commissioner of Immigration and Naturalization; office.
1553.	Assistant Commissioners and one District Director; compensation and salary grade.
1554.	Special immigrant inspectors at Washington.
1555.	Immigration Service expenses.
1556.	Transferred.
1557.	Prevention of transportation in foreign commerce of alien women and girls under international agreement; Commissioner designated as authority to receive and preserve information.

§ 1551. Immigration and Naturalization Service

There is created and established in the Department of Justice an Immigration and Naturalization Service.

(Feb. 14, 1903, ch. 552, § 4, 32 Stat. 826; June 29, 1906, ch. 3592, § 1, 34 Stat. 596; Mar. 4, 1913, ch. 141, § 3, 37 Stat. 737; Ex. Ord. No. 6166, § 14, June 10, 1933; 1940 Reorg. Plan No. V, eff. June 14, 1940, 5 F.R. 2223, 54 Stat. 1238.)

CODIFICATION

Section was formerly classified to section 342 of Title 5 prior to the general revision and enactment of Title 5, Government Organization and Employees, by Pub. L. 89-554, § 1, Sept. 6, 1966, 80 Stat. 378.

TRANSFER OF FUNCTIONS

Functions vested by law in Attorney General, Department of Justice, or any other officer or any agency of that Department, with respect to inspection at regular inspection locations at ports of entry of persons, and documents of persons, entering or leaving United States, were to have been transferred to Secretary of the Treasury by 1973 Reorg. Plan No. 2, § 2, eff. July 1, 1973, 38 F.R. 15932, 87 Stat. 1091, set out in the Appendix to Title 5, Government Organization and Employees. The transfer was negated by section 1(a)(1), (b) of Pub. L. 93-253, Mar. 16, 1974, 88 Stat. 50, which repealed section 2 of 1973 Reorg. Plan No. 2, eff. July 1, 1973.

Functions of all other officers of Department of Justice and functions of all agencies and employees of such Department, with a few exceptions, transferred to Attorney General, with power vested in him to authorize their performance or performance of any of his functions by any of such officers, agencies, and employees, by 1950 Reorg. Plan No. 2, §§ 1, 2, eff. May 24, 1950, 15 F.R. 3173, 64 Stat. 1261, set out in the Appendix to Title 5. See sections 509 and 510 of Title 28, Judiciary and Judicial Procedure.

INDEPENDENT COMPREHENSIVE MANAGEMENT ANALYSIS OF SERVICE OPERATIONS; ARRANGEMENTS RESPECTING, ETC.

Pub. L. 96-132, § 10, Nov. 30, 1979, 93 Stat. 1047, provided that: "The Attorney General shall make arrangements with an appropriate entity for an independent comprehensive management analysis of the operations of the Immigration and Naturalization Service for the purpose of making such operations efficient and cost effective. After the completion of such analysis, the Attorney General shall promptly submit a report to the appropriate committees of Congress on the results of such analysis together with any administrative or legislative recommendations of the Attorney General to improve the operations of the Service."

OFFICE OF SPECIAL INVESTIGATOR; FUNCTIONS, ESTABLISHMENT, POWERS, ETC.

Pub. L. 96-132, § 22, Nov. 30, 1979, 93 Stat. 1050, provided that:

"(a) In order to create an independent and objective unit—

"(1) to conduct and supervise audits and investigations relating to programs and operations of the Immigration and Naturalization Service,

"(2) to provide leadership and coordination and recommend policies for activities designed (A) to promote economy, efficiency, and effectiveness in the administration of, and (B) to prevent and detect fraud and abuse in, such programs and operations, and

"(3) to provide a means for keeping the Commissioner of the Immigration and Naturalization Service and the Congress fully and currently informed about problems and deficiencies relating to the administration of such programs and operations and the necessity for and progress of corrective action, there is hereby established in the Immigration and Naturalization Service of the Department of Justice an

Office of Special Investigator (hereinafter in this section referred to as 'the Office').

"(b)(1) There shall be at the head of the Office a Special Investigator (hereinafter in this section referred to as 'the Special Investigator') who shall be appointed by the Attorney General without regard to political affiliation and solely on the basis of integrity and demonstrated ability in accounting, auditing, financial analysis, law, management analysis, public administration, or investigations. The Special Investigator shall report to and be under the general supervision of the Commissioner, who shall not prevent or prohibit the Special Investigator from initiating, carrying out, or completing any audit or investigation, or from issuing any subpoena during the course of any audit or investigation.

"(2) The Special Investigator may be removed from office by the Attorney General. The Attorney General shall communicate the reasons for any such removal to both Houses of Congress.

"(3) For the purposes of section 7324 of title 5 of the United States Code, the Special Investigator shall not be considered to be an employee who determines policies to be pursued by the United States in the nationwide administration of Federal laws.

"(4) The Special Investigator shall, in accordance with applicable laws and regulations governing the civil service—

"(A) appoint an Assistant Special Investigator for Auditing who shall have the responsibility for supervising the performance of auditing activities relating to programs and operations of the Service, and

"(B) appoint an Assistant Special Investigator for Investigations who shall have the responsibility for the performance of investigative activities relating to such programs and operations.

"(c) The following provisions of the Inspector General Act of 1978 (Public Law 95-452) [set out in the Appendix to Title 5] shall apply to the Special Investigator, the Office, the Commissioner, and the Service under this section in the same manner as those provisions apply to an Inspector General, an Office, the head of the establishment, and an establishment under such Act:

"(1) Section 4 (relating to duties and responsibilities of an Inspector General and the manner in which they are carried out).

"(2) Section 5 (relating to reports required to be prepared and furnished by or to an Inspector General and their transmittal and availability).

"(3) Section 6 (relating to the authority of an Inspector General and related administrative provisions).

"(4) Section 7 (relating to the treatment of employee complaints by an Inspector General).

"(d) The Attorney General is authorized to appoint such staff as may be necessary to carry out this section.

"(e) For purposes of this section—

"(1) the term 'Service' means the Immigration and Naturalization Service;

"(2) the term 'Department' means the Department of Justice; and

"(3) the term 'Commissioner' means the Commissioner of Immigration and Naturalization.

"(f) The Special Investigator shall be compensated at the rate then payable under section 5316 of title 5 of the United States Code for level V of the Executive Schedule.

"(g) The provisions of this section shall take effect on the date of the enactment of this Act [Nov. 30, 1979] and shall cease to have effect the earlier of—

"(1) 3 years after the date of the enactment of this Act; and

"(2) the establishment of an office of inspector general for the Department of Justice.

"(h) In addition to any other sums authorized to be appropriated by this Act, there are authorized to be appropriated \$376,000 for the fiscal year ending September 30, 1980 to carry out this section."