

and develop materials for informing the public of such effect;

(2) coordinate all research and educational programs and other activities within the Department of Health and Human Services (hereinafter in this section referred to as the "Department") which relate to the effect of cigarette smoking on human health and coordinate, through the Interagency Committee on Smoking and Health (established under subsection (b) of this section), such activities with similar activities of other Federal agencies and of private agencies;

(3) establish and maintain a liaison with appropriate private entities, other Federal agencies, and State and local public agencies respecting activities relating to the effect of cigarette smoking on human health;

(4) collect, analyze, and disseminate (through publications, bibliographies, and otherwise) information, studies, and other data relating to the effect of cigarette smoking on human health, and develop standards, criteria, and methodologies for improved information programs related to smoking and health;

(5) compile and make available information on State and local laws relating to the use and consumption of cigarettes; and

(6) undertake any other additional information and research activities which the Secretary determines necessary and appropriate to carry out this section.

**(b) Interagency Committee on Smoking and Health; composition; chairman; compensation; staffing and other assistance**

(1) To carry out the activities described in paragraphs (2) and (3) of subsection (a) of this section there is established an Interagency Committee on Smoking and Health. The Committee shall be composed of—

(A) members appointed by the Secretary from appropriate institutes and agencies of the Department, which may include the National Cancer Institute, the National Heart, Lung, and Blood Institute, the National Institute of Child Health and Human Development, the National Institute on Drug Abuse, the Health Resources and Services Administration, and the Centers for Disease Control and Prevention;

(B) at least one member appointed from the Federal Trade Commission, the Department of Education, the Department of Labor, and any other Federal agency designated by the Secretary, the appointment of whom shall be made by the head of the entity from which the member is appointed; and

(C) five members appointed by the Secretary from physicians and scientists who represent private entities involved in informing the public about the health effects of smoking.

The Secretary shall designate the chairman of the Committee.

(2) While away from their homes or regular places of business in the performance of services for the Committee, members of the Committee shall be allowed travel expenses, including per

diem in lieu of subsistence,<sup>1</sup> in the manner provided by sections 5702 and 5703 of title 5.

(3) The Secretary shall make available to the Committee such staff, information, and other assistance as it may require to carry out its activities effectively.

**(c) Report to Congress; contents**

The Secretary shall transmit a report to Congress not later than January 1, 1986, and biennially thereafter which shall contain—

(1) an overview and assessment of Federal activities undertaken to inform the public of the health consequences of smoking and the extent of public knowledge of such consequences,

(2) a description of the Secretary's and Committee's activities under subsection (a) of this section,

(3) information regarding the activities of the private sector taken in response to the effects of smoking on health, and

(4) such recommendations as the Secretary may consider appropriate.

(Pub. L. 98-474, §3, Oct. 12, 1984, 98 Stat. 2200; Pub. L. 99-92, §13, Aug. 16, 1985, 99 Stat. 404; Pub. L. 102-531, title III, §312(a), Oct. 27, 1992, 106 Stat. 3504.)

**CODIFICATION**

Section was enacted as part of the Comprehensive Smoking Education Act, and not as part of the Federal Cigarette Labeling and Advertising Act which comprises this chapter.

**AMENDMENTS**

1992—Subsec. (b)(1)(A), Pub. L. 102-531 substituted "Centers for Disease Control and Prevention" for "Centers for Disease Control".

1985—Subsec. (c), Pub. L. 99-92 substituted "1986" for "1985".

**CHAPTER 37—STATE TECHNICAL SERVICES**

Sec.	
1351.	Declaration of purpose.
1352.	Definitions.
1353.	Selection of designated agency.
1354.	Five-year plan; annual technical services program.
1355.	Conditions precedent to acceptance of plans and programs for review and approval by Secretary.
1356.	Review and approval of plans and programs by Secretary.
1357.	Interstate cooperation in administration and coordination of plans and programs.
1358.	Consent of Congress for interstate compacts; reservation of right to alter, amend, or repeal.
1359.	Advisory councils for technical services; appointment; functions; compensation and expenses.
1360.	Appropriations and payments. <ul style="list-style-type: none"> <li>(a) Authorization of appropriations.</li> <li>(b) Authorization of annual payments; maximum amounts.</li> <li>(c) Payments for programs of special merit or additional programs.</li> <li>(d) Expenses of administration.</li> <li>(e) Limitations on payments.</li> </ul>
1361.	Reference services to assist designated agencies to obtain information outside State.
1362.	Rules and regulations.

<sup>1</sup> So in original. Probably should be "subsistence."

- Sec.  
1363. Prohibition against control over educational institutions; functions or responsibilities of other departments not affected.  
    (a) Control of educational institutions.  
    (b) Functions of other agencies.
1364. Annual report by designated agencies to Secretary; reports by Secretary to President and Congress.  
    (a) Agency reports.  
    (b) Reports of Secretary of Commerce.
1365. Public committee; appointment; functions; report.
1366. Termination of payments for noncompliance with law or diversion of funds.
1367. Repayments.
1368. Records.  
    (a) Grant recipients.  
    (b) Access to records of recipients.

### § 1351. Declaration of purpose

Congress finds that wider diffusion and more effective application of science and technology in business, commerce, and industry are essential to the growth of the economy, to higher levels of employment, and to the competitive position of United States products in world markets. The Congress also finds that the benefits of federally financed research, as well as other research, must be placed more effectively in the hands of American business, commerce, and industrial establishments. The Congress further finds that the several States through cooperation with universities, communities, and industries can contribute significantly to these purposes by providing technical services designed to encourage a more effective application of science and technology to both new and established business, commerce, and industrial establishments. The Congress, therefore, declares that the purpose of this chapter is to provide a national program of incentives and support for the several States individually and in cooperation with each other in their establishing and maintaining State and interstate technical service programs designed to achieve these ends.

(Pub. L. 89-182, §1, Sept. 14, 1965, 79 Stat. 679.)

#### SHORT TITLE

Section 19 of Pub. L. 89-182 provided that: "This Act [this chapter] may be cited as the 'State Technical Services Act of 1965'."

### § 1352. Definitions

For the purposes of this chapter—

(a) "Technical services" means activities or programs designed to enable businesses, commerce, and industrial establishments to acquire and use scientific and engineering information more effectively through such means as—

(1) preparing and disseminating technical reports, abstracts, computer tapes, microfilm, reviews, and similar scientific or engineering information, including the establishment of State or interstate technical information centers for this purpose;

(2) providing a reference service to identify sources of engineering and other scientific expertise; and

(3) sponsoring industrial workshops, seminars, training programs, extension courses, demonstrations, and field visits designed to

encourage the more effective application of scientific and engineering information.

(b) "Designated agency" means the institution or agency which has been designated as administrator of the program for any State or States under section 1353 or 1357 of this title.

(c) "Qualified institution" means (1) an institution of higher learning with a program leading to a degree in science, engineering, or business administration which is accredited by a nationally recognized accrediting agency or association to be listed by the Secretary of Education, or such an institution which is listed separately after evaluation by the Secretary of Education pursuant to this subsection; or (2) a State agency or a private, nonprofit institution which meets criteria of competence established by the Secretary of Commerce and published in the Federal Register. For the purpose of this subsection the Secretary of Education shall publish a list of nationally recognized accrediting agencies or associations which he determines to be reliable authority as to the quality of science, engineering, or business education or training offered. When the Secretary of Education determines that there is no nationally recognized accrediting agency or association qualified to accredit such programs he shall publish a list of institutions he finds qualified after prior evaluation by an advisory committee, composed of persons he determines to be specially qualified to evaluate the training provided under such programs.

(d) "Participating institution" means each qualified institution in a State, which participates in the administration or execution of the State technical services program as provided by this chapter.

(e) "Secretary" means the Secretary of Commerce.

(f) "State" means one of the States of the United States, the District of Columbia, the Commonwealth of Puerto Rico, Guam or the Virgin Islands.

(g) "Governor", in the case of the District of Columbia, means the Board of Commissioners of the District of Columbia.

(Pub. L. 89-182, §2, Sept. 14, 1965, 79 Stat. 679; Pub. L. 89-771, Nov. 6, 1966, 80 Stat. 1322; Pub. L. 96-88, title III, §301(a)(1), title V, §507, Oct. 17, 1979, 93 Stat. 677, 692.)

#### AMENDMENTS

1966—Subsec. (f). Pub. L. 89-771 included Guam within definition of "State".

#### TRANSFER OF FUNCTIONS

"Secretary of Education" substituted for "United States Commissioner of Education" and "Commissioner" in subsec. (c) pursuant to sections 301(a)(1) and 507 of Pub. L. 96-88, which are classified to sections 3441(a)(1) and 3507 of Title 20, Education, and which transferred all functions of Commissioner of Education to Secretary of Education.

Except as otherwise provided in Reorg. Plan No. 3 of 1967, eff. Aug. 11, 1967 (in part), 32 F.R. 11669, 81 Stat. 948, functions of Board of Commissioners of District of Columbia transferred to Commissioner of District of Columbia by section 401 of Reorg. Plan No. 3 of 1967. Office of Commissioner of District of Columbia, as established by Reorg. Plan No. 3 of 1967, abolished as of noon Jan. 2, 1975, by Pub. L. 93-198, title VII, §711, Dec. 24,