

**TITLE 5—APPENDIX**

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**FEDERAL ADVISORY COMMITTEE ACT**

Pub. L. 92-463, Oct. 6, 1972, 86 Stat. 770, as amended by Pub. L. 94-409, §5(c), Sept. 13, 1976, 90 Stat. 1247; Pub. L. 96-523, §2, Dec. 12, 1980, 94 Stat. 3040; Pub. L. 97-375, title II, §201(c), Dec. 21, 1982, 96 Stat. 1822; Pub. L. 105-153, §2(a), (b), Dec. 17, 1997, 111 Stat. 2689

**§ 1. Short title**

This Act may be cited as the “Federal Advisory Committee Act”.

(Pub. L. 92-463, §1, Oct. 6, 1972, 86 Stat. 770.)

SHORT TITLE OF 1997 AMENDMENT

Pub. L. 105-153, §1, Dec. 17, 1997, 111 Stat. 2689, provided that: “This Act [enacting section 15 of Pub. L. 92-463, set out in this Appendix, amending section 3 of Pub. L. 92-463, set out in this Appendix, renumbering former section 15 of Pub. L. 92-463, set out in this Appendix, as section 16, and enacting provisions set out as notes under sections 3 and 15 of Pub. L. 92-463, set out in this Appendix] may be cited as the ‘Federal Advisory Committee Act Amendments of 1997.’”

ACT REFERRED TO IN OTHER SECTIONS

The Federal Advisory Committee Act is referred to in sections 562, 565 of this title; title 2 sections 1534, 1602; title 7 sections 87j, 390b, 390c, 450i, 511d, 1725, 2020, 2026, 2204b, 2279b, 2286, 3123, 3124a, 3129a, 3152, 3196, 5872, 6518; title 8 section 1356; title 10 sections 183, 946, 2012, 2164; title 12 sections 1411a, 1708, 1831h, 2246, 4703; title 15 sections 78k-1, 78q-1, 2080, 4802, 4806; title 16 sections 410nn-3, 410pp-4, 410tt-4, 410aaa-6, 410aaa-27, 410aaa-58, 460vv-12, 460ww-5, 460mmm-6, 463, 470q, 541g, 668dd, 698u-5, 839b, 971b, 1386, 1387, 1389, 1421c, 1445a, 1533, 1612, 1852, 3602, 3632, 3862, 4403, 5404, 5601, 5607, 5705, 5958, 6105; title 18 section 208; title 19 sections 58c, 2155, 2605, 3312, 3512; title 20 sections 80q-10, 1098, 1098a, 1444, 2324, 6511, 7904, 9252; title 21 sections 360c, 679a, 1908; title 22 sections 290m-2, 2124, 2194b, 4356, 4833, 5422, 6434; title 24 section 225b; title 25 sections 166, 4046; title 29 sections 1147, 1302; title 31 section 5135; title 33 sections 467f, 2251; title 35 section 5; title 38 sections 545, 7314, 7320; title 42 sections 282, 285g-4, 290b-4, 300v-3, 903, 2210, 2486h, 3788, 4081, 5816, 6374c, 7234, 7383, 7492, 7506a, 10173b, 10248, 12651b, 13478, 14614, 14616; title 43 sections 1475a, 1600b, 1739, 1753; title 44 section 2701; title 45 sections 1116, 1212; title 46 sections 4508, 9307; title 46 App. section 1295b; title 47 section 332; title 49 sections 106, 726, 5119, 20133; title 50 App. section 2158.

**§ 2. Findings and purpose**

(a) The Congress finds that there are numerous committees, boards, commissions, councils, and similar groups which have been established to advise officers and agencies in the executive branch of the Federal Government and that they are frequently a useful and beneficial means of

furnishing expert advice, ideas, and diverse opinions to the Federal Government.

(b) The Congress further finds and declares that—

(1) the need for many existing advisory committees has not been adequately reviewed;

(2) new advisory committees should be established only when they are determined to be essential and their number should be kept to the minimum necessary;

(3) advisory committees should be terminated when they are no longer carrying out the purposes for which they were established;

(4) standards and uniform procedures should govern the establishment, operation, administration, and duration of advisory committees;

(5) the Congress and the public should be kept informed with respect to the number, purpose, membership, activities, and cost of advisory committees; and

(6) the function of advisory committees should be advisory only, and that all matters under their consideration should be determined, in accordance with law, by the official, agency, or officer involved.

(Pub. L. 92-463, §2, Oct. 6, 1972, 86 Stat. 770.)

EXECUTIVE ORDER NO. 11686

Ex. Ord. No. 11686, Oct. 7, 1972, 37 F.R. 21421, which related to committee management, was superseded by Ex. Ord. No. 11769, Feb. 21, 1974, 39 F.R. 7125, formerly set out below.

EXECUTIVE ORDER NO. 11769

Ex. Ord. No. 11769, Feb. 21, 1974, 39 F.R. 7125, which related to committee management, was revoked by Ex. Ord. No. 12024, Dec. 1, 1977, 42 F.R. 61445, set out below.

EX. ORD. NO. 12024. TRANSFER OF CERTAIN ADVISORY COMMITTEE FUNCTIONS

Ex. Ord. No. 12024, Dec. 1, 1977, 42 F.R. 61445, provided: By virtue of the authority vested in me by the Constitution and statutes of the United States of America, including the Federal Advisory Committee Act, as amended (5 U.S.C. App.), Section 301 of Title 3 of the United States Code, Section 202 of the Budget and Accounting Procedures Act of 1950 (31 U.S.C. 581c) [31 U.S.C. 1531], and Section 7 of Reorganization Plan No. 1 of 1977 (42 F.R. 56101 (October 21, 1977)) [set out in this