

conomic Policy ("the Assistant"), may convene meetings of the Council. The President shall preside over the meetings of the Council, provided that in his absence the Vice President, and in his absence the Assistant, will preside.

SEC. 4. *Functions.* (a) The principal functions of the Council are: (1) to coordinate the economic policy-making process with respect to domestic and international economic issues; (2) to coordinate economic policy advice to the President; (3) to ensure that economic policy decisions and programs are consistent with the President's stated goals, and to ensure that those goals are being effectively pursued; and (4) to monitor implementation of the President's economic policy agenda. The Assistant may take such actions, including drafting a Charter, as may be necessary or appropriate to implement such functions.

(b) All executive departments and agencies, whether or not represented on the Council, shall coordinate economic policy through the Council.

(c) In performing the foregoing functions, the Assistant will, when appropriate, work in conjunction with the Assistant to the President for Domestic Policy and the Assistant to the President for National Security.

(d) The Secretary of the Treasury will continue to be the senior economic official in the executive branch and the President's chief economic spokesperson. The Director of the Office of Management and Budget, as the President's principal budget spokesperson, will continue to be the senior budget official in the executive branch. The Council of Economic Advisers will continue its traditional analytic, forecasting and advisory functions.

SEC. 5. *Administration.* (a) The Council may function through established or ad hoc committees, task forces or interagency groups.

(b) The Council shall have a staff to be headed by the Assistant to the President for Economic Policy. The Council shall have such staff and other assistance as may be necessary to carry out the provisions of this order.

(c) All executive departments and agencies shall cooperate with the Council and provide such assistance, information, and advice to the Council as the Council may request, to the extent permitted by law.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 1022 of this title.

§ 1024. Joint Economic Committee

(a) Composition

There is established a Joint Economic Committee, to be composed of ten Members of the Senate, to be appointed by the President of the Senate, and ten Members of the House of Representatives, to be appointed by the Speaker of the House of Representatives. In each case, the majority party shall be represented by six Members and the minority party shall be represented by four Members.

(b) Functions

It shall be the function of the joint committee—

(1) to make a continuing study of matters relating to the Economic Report;

(2) to study means of coordinating programs in order to further the policy of this chapter; and

(3) as a guide to the several committees of the Congress dealing with legislation relating to the Economic Report, not later than March 1 of each year (beginning with the year 1947) to file a report with the Senate and the House of Representatives containing its findings and recommendations with respect to each of the

main recommendations made by the President in the Economic Report, and from time to time to make such other reports and recommendations to the Senate and House of Representatives as it deems advisable.

(c) Vacancies; selection of chairman and vice chairman

Vacancies in the membership of the joint committee shall not affect the power of the remaining members to execute the functions of the joint committee, and shall be filled in the same manner as in the case of the original selection. The joint committee shall select a chairman and a vice chairman from among its members.

(d) Hearings; employment and compensation of personnel; cost of stenographic services; utilization of Government services and private research agencies

The joint committee, or any duly authorized subcommittee thereof, is authorized to hold such hearings as it deems advisable, and, within the limitations of its appropriations, the joint committee is empowered to appoint and fix the compensation of such experts, consultants, technicians, and clerical and stenographic assistants, to procure such printing and binding, and to make such expenditures, as it deems necessary and advisable. The cost of stenographic services to report hearings of the joint committee, or any subcommittee thereof, shall not exceed 25 cents per hundred words. The joint committee is authorized to utilize the services, information, and facilities of the departments and establishments of the Government, and also of private research agencies.

(e) Appropriations

To enable the joint committee to exercise its powers, functions, and duties under this chapter, there are authorized to be appropriated for each fiscal year such sums as may be necessary, to be disbursed by the Secretary of the Senate on vouchers signed by the chairman or vice chairman, except that vouchers shall not be required for the disbursement of salaries of employees paid at an annual rate.

(f) Service as attorney or expert for committee

Service of one individual, until the completion of the investigation authorized by Senate Concurrent Resolution 26, Eighty-first Congress, as an attorney or expert for the joint committee, in any business or professional field, on a part-time basis, with or without compensation, shall not be considered as service or employment bringing such individual within the provisions of section 281, 283, or 284 of title 18,¹ or of any other Federal law imposing restrictions, requirements, or penalties in relation to the employment of persons, the performance of services, or the payment or receipt of compensation in connection with any claim, proceeding, or matter involving the United States.

(Feb. 20, 1946, ch. 33, § 11, formerly § 5, 60 Stat. 25; Aug. 2, 1946, ch. 753, title II, § 225, 60 Stat. 838; Feb. 2, 1948, ch. 42, 62 Stat. 16; Oct. 6, 1949, ch. 627, §§ 1, 2, 63 Stat. 721; June 18, 1956, ch. 399, § 2, 70 Stat. 290; Pub. L. 86-1, Feb. 17, 1959, 73 Stat.

¹ See References in Text note below.

3; Pub. L. 88-661, Oct. 13, 1964, 78 Stat. 1093; Pub. L. 90-2, Jan. 25, 1967, 81 Stat. 4; Pub. L. 93-554, title I, ch. III, Dec. 27, 1974, 88 Stat. 1776; renumbered §11, Pub. L. 95-523, §104, Oct. 27, 1978, 92 Stat. 1893.)

REFERENCES IN TEXT

Sections 281 and 283 of title 18, referred to in subsec. (f), were repealed by Pub. L. 87-849, §2, Oct. 23, 1962, 76 Stat. 1126, except as they may apply to retired officers of the armed forces of the United States, and were supplanted by sections 203 and 205 of Title 18, Crimes and Criminal Procedure.

Section 284 of title 18, referred to in subsec. (f), was repealed by Pub. L. 87-849, §2, Oct. 23, 1962, 76 Stat. 1126, and was supplanted by section 207 of title 18.

AMENDMENTS

1974—Subsec. (e). Pub. L. 93-554 inserted exception relating to requirement of vouchers for the disbursement of salaries of employees paid at an annual rate.

1967—Subsec. (a). Pub. L. 90-2 substituted “ten”, “six”, and “four” for “eight”, “five”, and “three”, respectively.

1964—Subsec. (e). Pub. L. 88-661 authorized appropriations for such sums as may be necessary for each fiscal year and eliminated provisions which limited the authorization to a maximum of \$125,000 yearly.

1959—Subsec. (a). Pub. L. 86-1 added one additional Senator and one Representative to the Committee, and substituted provisions requiring the majority party to be represented by five Members and the minority party to be represented by three Members for provisions which required representation to reflect as nearly as may be feasible the relative membership of the majority and minority parties.

1956—Subsec. (a). Act June 19, 1956, substituted “Joint Economic Committee” for “Joint Committee on the Economic Report”.

1949—Subsec. (e). Act Oct. 6, 1949, §1, substituted “\$125,000” for “\$50,000”.

Subsec. (f). Act Oct. 6, 1949, §2, added subsec. (f).

1948—Subsec. (b)(3). Act Feb. 2, 1948, substituted “March 1” for “February 1”.

1946—Subsec. (b)(3). Act Aug. 2, 1946, substituted “February 1” for “May 1”.

EFFECTIVE DATE OF 1974 AMENDMENT

Pub. L. 93-554 provided that the amendment made by Pub. L. 93-554 is effective Jan. 1, 1975.

EFFECTIVE DATE OF 1946 AMENDMENT

Amendment by act Aug. 2, 1946, effective Aug. 2, 1946, see section 245 of that act, set out as a note under section 72a of Title 2, The Congress.

SENATE MEMBERS OF JOINT ECONOMIC COMMITTEE FOR 107TH CONGRESS

Pub. L. 107-20, title II, §2806, July 24, 2001, 115 Stat. 185, provided: “That notwithstanding any other provision of law, and specifically section 5(a) of the Employment Act of 1946 (15 U.S.C. 1024(a)), the Members of the Senate to be appointed by the President of the Senate shall for the duration of the One Hundred Seventh Congress, be represented by six Members of the majority party and five Members of the minority party.”

Similar provisions were contained in Pub. L. 107-3, Mar. 13, 2001, 115 Stat. 5.

AGENCY CONTRIBUTIONS FOR EMPLOYEES OF JOINT ECONOMIC COMMITTEE

Pub. L. 106-554, §1(a)(2) [title I, §7], Dec. 21, 2000, 114 Stat. 2763, 2763A-98, provided that:

“(a) Agency contributions for employees whose salaries are disbursed by the Secretary of the Senate from the appropriations account ‘Joint Economic Committee’ under the heading ‘JOINT ITEMS’ shall be paid from the Senate appropriations account for ‘Salaries, Officers and Employees’.

“(b) This section shall apply to pay periods beginning on or after October 1, 2000.”

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 1022 of this title.

§ 1025. Printing of monthly publication by Joint Economic Committee entitled “Economic Indicators”; distribution

The Joint Economic Committee is authorized to issue a monthly publication entitled “Economic Indicators”, and a sufficient quantity shall be printed to furnish one copy to each Member of Congress; the Secretary and the Sergeant at Arms of the Senate; the Clerk, Sergeant at Arms, and Chief Administrative Officer of the House of Representatives; two copies to the libraries of the Senate and House, and the Congressional Library; seven hundred copies to the Joint Economic Committee; and the required number of copies to the Superintendent of Documents for distribution to depository libraries; and the Superintendent of Documents is authorized to have copies printed for sale to the public.

(June 23, 1949, ch. 237, 63 Stat. 264; Pub. L. 104-186, title II, §217, Aug. 20, 1996, 110 Stat. 1747.)

CODIFICATION

Section was not enacted as a part of the Employment Act of 1946 which comprises this chapter.

“Joint Economic Committee” substituted in text for “Joint Committee on the Economic Report” to conform to act June 18, 1956, ch. 399, §2, 70 Stat. 290. See section 1024(a) of this title.

AMENDMENTS

1996—Pub. L. 104-186 substituted “Chief Administrative Officer” for “Doorkeeper”.

§ 1026. Repealed. Pub. L. 94-136, title VI, § 601, Nov. 28, 1975, 89 Stat. 742

Section, Pub. L. 92-210, §4, Dec. 22, 1971, 85 Stat. 753; Pub. L. 93-34, May 14, 1973, 87 Stat. 72, created the President’s National Commission on Productivity and authorized appropriations for its operation through June 30, 1973. Thereafter, the Commission’s name was changed to the National Commission on Productivity and Work Quality by Pub. L. 93-311, June 8, 1974, 88 Stat. 236 and appropriations were authorized to continue operations through November 30, 1975, by Pub. L. 94-42, §2, June 28, 1975, 89 Stat. 232, and Pub. L. 94-100, §2, Oct. 1, 1975, 89 Stat. 483. See section 2401 et seq. of this title.

CHAPTER 22—TRADEMARKS

SUBCHAPTER I—THE PRINCIPAL REGISTER

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| Sec. | |
| 1051. | Application for registration; verification. <ul style="list-style-type: none"> (a) Application for use of trademark. (b) Application for bona fide intention to use trademark. (c) Amendment of application under subsection (b) to conform to requirements of subsection (a). (d) Verified statement that trademark is used in commerce. (e) Designation of resident for service of process and notices. |
| 1052. | Trademarks registrable on principal register; concurrent registration. |
| 1053. | Service marks registrable. |
| 1054. | Collective marks and certification marks registrable. |

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| <p>Sec.
1055. Use by related companies affecting validity and registration.</p> <p>1056. Disclaimer of unregistrable matter.
(a) Compulsory and voluntary disclaimers.
(b) Prejudice of rights.</p> <p>1057. Certificates of registration.
(a) Issuance and form.
(b) Certificate as prima facie evidence.
(c) Application to register mark considered constructive use.
(d) Issuance to assignee.
(e) Surrender, cancellation, or amendment by registrant.
(f) Copies of Patent and Trademark Office records as evidence.
(g) Correction of Patent and Trademark Office mistake.
(h) Correction of applicant's mistake.</p> <p>1058. Duration.
(a) In general.
(b) Affidavit of continuing use.
(c) Grace period for submissions; deficiency.
(d) Notice of affidavit requirement.
(e) Notification of acceptance or refusal of affidavits.
(f) Designation of resident for service of process and notices.</p> <p>1059. Renewal of registration.
(a) Period of renewal; time for renewal.
(b) Notification of refusal of renewal.
(c) Designation of resident for service of process and notices.</p> <p>1060. Assignment.</p> <p>1061. Execution of acknowledgments and verifications.</p> <p>1062. Publication.
(a) Examination and publication.
(b) Refusal of registration; amendment of application; abandonment.
(c) Republication of marks registered under prior acts.</p> <p>1063. Opposition to registration.</p> <p>1064. Cancellation of registration.</p> <p>1065. Incontestability of right to use mark under certain conditions.</p> <p>1066. Interference; declaration by Director.</p> <p>1067. Interference, opposition, and proceedings for concurrent use registration or for cancellation; notice; Trademark Trial and Appeal Board.</p> <p>1068. Action of Director in interference, opposition, and proceedings for concurrent use registration or for cancellation.</p> <p>1069. Application of equitable principles in inter partes proceedings.</p> <p>1070. Appeals to Trademark Trial and Appeal Board from decisions of examiners.</p> <p>1071. Appeal to courts.
(a) Persons entitled to appeal; United States Court of Appeals for the Federal Circuit; waiver of civil action; election of civil action by adverse party; procedure.
(b) Civil action; persons entitled to; jurisdiction of court; status of Director; procedure.</p> <p>1072. Registration as constructive notice of claim of ownership.</p> <p>SUBCHAPTER II—THE SUPPLEMENTAL REGISTER</p> <p>1091. Supplemental register.
(a) Marks registerable.
(b) Application and proceedings for registration.
(c) Nature of mark.</p> <p>1092. Publication; not subject to opposition; cancellation.</p> | <p>Sec.
1093. Registration certificates for marks on principal and supplemental registers to be different.</p> <p>1094. Provisions of chapter applicable to registrations on supplemental register.</p> <p>1095. Registration on principal register not precluded.</p> <p>1096. Registration on supplemental register not used to stop importations.</p> <p>SUBCHAPTER III—GENERAL PROVISIONS</p> <p>1111. Notice of registration; display with mark; recovery of profits and damages in infringement suit.</p> <p>1112. Classification of goods and services; registration in plurality of classes.</p> <p>1113. Fees.
(a) Applications; services; materials.
(b) Waiver; Indian products.</p> <p>1114. Remedies; infringement; innocent infringement by printers and publishers.</p> <p>1115. Registration on principal register as evidence of exclusive right to use mark; defenses.
(a) Evidentiary value; defenses.
(b) Incontestability; defenses.</p> <p>1116. Injunctive relief.
(a) Jurisdiction; service.
(b) Transfer of certified copies of court papers.
(c) Notice to Director.
(d) Civil actions arising out of use of counterfeit marks.</p> <p>1117. Recovery for violation of rights.
(a) Profits; damages and costs; attorney fees.
(b) Treble damages for use of counterfeit mark.
(c) Statutory damages for use of counterfeit marks.
(d) Statutory damages for violation of section 1125(d)(1).</p> <p>1118. Destruction of infringing articles.</p> <p>1119. Power of court over registration.</p> <p>1120. Civil liability for false or fraudulent registration.</p> <p>1121. Jurisdiction of Federal courts; State and local requirements that registered trademarks be altered or displayed differently; prohibition.</p> <p>1121a. Transferred.</p> <p>1122. Liability of United States and States, and instrumentalities and officials thereof.
(a) Waiver of sovereign immunity by the United States.
(b) Waiver of sovereign immunity by States.
(c) Remedies.</p> <p>1123. Rules and regulations for conduct of proceedings in Patent and Trademark Office.</p> <p>1124. Importation of goods bearing infringing marks or names forbidden.</p> <p>1125. False designations of origin, false descriptions, and dilution forbidden.
(a) Civil action.
(b) Importation.
(c) Remedies for dilution of famous marks.
(d) Cyberpiracy prevention.</p> <p>1126. International conventions.
(a) Register of marks communicated by international bureaus.
(b) Benefits of section to persons whose country of origin is party to convention or treaty.
(c) Prior registration in country of origin; country of origin defined.
(d) Right of priority.
(e) Registration on principal or supplemental register; copy of foreign registration.</p> |
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