

**(f) “Knowingly” defined**

The term “knowingly” means having actual knowledge of or acting with deliberate ignorance of or reckless disregard for the prohibitions under this section.

**(g) Regulations**

The Secretary shall issue such regulations as the Secretary deems appropriate to implement this section.

**(h) Use of penalties for administration**

Civil money penalties collected under this section shall be paid to the Secretary and, upon approval in an appropriation Act, may be used by the Secretary to cover all or part of the cost of rendering services under this chapter.

(Pub. L. 90-448, title XIV, §1418a, as added Pub. L. 101-235, title I, §111(a), Dec. 15, 1989, 103 Stat. 2014.)

**EFFECTIVE DATE**

Section 111(b) of Pub. L. 101-235 provided that: “The amendment made by subsection (a) [enacting this section] shall apply only with respect to—

“(1) violations referred to in the amendment that occur on or after the effective date of this section [Dec. 15, 1989]; and

“(2) in the case of a continuing violation (as determined by the Secretary of Housing and Urban Development), any portion of violation referred to in the amendment that occurs on or after such date.”

**§ 1718. Rules, regulations, and orders**

The Secretary shall have authority from time to time to make, issue, amend, and rescind such rules and regulations and such orders as are necessary or appropriate to the exercise of the functions and powers conferred upon him elsewhere in this chapter. For the purpose of his rules and regulations, the Secretary may classify persons and matters within his jurisdiction and prescribe different requirements for different classes of persons or matters.

(Pub. L. 90-448, title XIV, §1419, Aug. 1, 1968, 82 Stat. 598.)

**§ 1719. Jurisdiction of offenses and suits**

The district courts of the United States, the United States courts of any territory, and the United States District Court for the District of Columbia shall have jurisdiction of offenses and violations under this chapter and under the rules and regulations prescribed by the Secretary pursuant thereto, and concurrent with State courts, of all suits in equity and actions at law brought to enforce any liability or duty created by this chapter. Any such suit or action may be brought to enforce any liability or duty created by this chapter. Any such suit or action may be brought in the district wherein the defendant is found or is an inhabitant or transacts business, or in the district where the offer or sale took place, if the defendant participated therein, and process in such cases may be served in any other district of which the defendant is an inhabitant or wherever the defendant may be found. Judgments and decrees so rendered shall be subject to review as provided in sections 1254 and 1291 of title 28. No case arising under this chapter and brought in any State court of com-

petent jurisdiction shall be removed to any court of the United States, except where the United States or any officer or employee of the United States in his official capacity is a party. No costs shall be assessed for or against the Secretary in any proceeding under this chapter brought by or against him in the Supreme Court or such other courts.

(Pub. L. 90-448, title XIV, §1420, Aug. 1, 1968, 82 Stat. 598; Pub. L. 100-628, title X, §1089(b), Nov. 7, 1988, 102 Stat. 3283.)

**AMENDMENTS**

1988—Pub. L. 100-628 struck out “(a)” after section designation.

**§ 1719a. Repealed. Pub. L. 104-66, title I, § 1071(c), Dec. 21, 1995, 109 Stat. 720**

Section, Pub. L. 90-448, title XIV, §1421, as added Pub. L. 96-153, title IV, §409, Dec. 21, 1979, 93 Stat. 1132, directed Secretary to submit to Congress biennial reports on administration of this chapter and its impact upon land development industry and purchasers and lessees of undeveloped land.

**§ 1720. Authorization of appropriations**

There are authorized to be appropriated such sums as may be necessary to carry out this chapter.

(Pub. L. 90-448, title XIV, §1422, formerly §1421, Aug. 1, 1968, 82 Stat. 599; renumbered §1422, Pub. L. 96-153, title IV, §409, Dec. 21, 1979, 93 Stat. 1132.)

**CHAPTER 43—NEWSPAPER PRESERVATION****Sec.**

1801.	Congressional declaration of policy.
1802.	Definitions.
1803.	Antitrust exemptions.
1804.	Reinstatement of joint operating arrangements previously adjudged unlawful under antitrust laws.

**§ 1801. Congressional declaration of policy**

In the public interest of maintaining a newspaper press editorially and reportorially independent and competitive in all parts of the United States, it is hereby declared to be the public policy of the United States to preserve the publication of newspapers in any city, community, or metropolitan area where a joint operating arrangement has been heretofore entered into because of economic distress or is hereafter effected in accordance with the provisions of this chapter.

(Pub. L. 91-353, §2, July 24, 1970, 84 Stat. 466.)

**SHORT TITLE**

Section 1 of Pub. L. 91-353 provided that: “This Act [enacting this chapter] may be cited as the ‘Newspaper Preservation Act’.”

**SEPARABILITY**

Section 6 of Pub. L. 91-353 provided that: “If any provision of this Act [enacting this chapter] is declared unconstitutional, or the applicability thereof to any person or circumstance is held invalid, the validity of the remainder of this Act, and the applicability of such provision to any other person or circumstance, shall not be affected thereby.”

**§ 1802. Definitions**

As used in this chapter—