

foreign mission (as defined in section 202(a)(4)¹ of title II of the State Department Basic Authorities Act of 1956 (22 U.S.C. 4302(a)(4)) may, pursuant to the authority of that title [22 U.S.C. 4301 et seq.], only be awarded to or performed by bidders qualifying under subsection (a) (1) or (2) or by nationals of the country for which the contract is being performed who are granted the right of entry into the United States for that purpose.

(d) Discretionary determinations by Secretary of State

Determinations under this section shall be committed to the discretion of the Secretary of State.

(e) Termination of requirements

This section shall cease to be effective when the Secretary of State determines that there are internationally-agree-upon² rules in effect on bidding for construction contracts.

(May 7, 1926, ch. 250, § 11, as added Pub. L. 98-164, title I, § 136, Nov. 22, 1983, 97 Stat. 1029; amended Pub. L. 107-228, div. A, title II, § 206(a), Sept. 30, 2002, 116 Stat. 1364.)

REFERENCES IN TEXT

Title II of the State Department Basic Authorities Act of 1956, referred to in subsec. (c), is title II of act Aug. 1, 1956, ch. 841, as added Aug. 24, 1982, Pub. L. 97-241, title II, § 202(b), 96 Stat. 283, known as the Foreign Missions Act, which is classified principally to chapter 53 (§ 4301 et seq.) of this title. Section 202(a)(4) of title II was redesignated section 202(a)(3), and former section 202(a)(5) was redesignated section 202(a)(4), by Pub. L. 103-236, title I, § 162(o)(1), Apr. 30, 1994, 108 Stat. 409. For complete classification of title II to the Code, see Short Title note set out under section 4301 of this title and Tables.

AMENDMENTS

2002—Subsec. (b)(4)(A). Pub. L. 107-228 inserted “or at a United States diplomatic or consular establishment abroad” after “United States”.

§ 303. Annual report on overseas surplus properties

Not later than March 1 of each year, the Secretary of State shall submit to Congress a report listing overseas United States surplus properties that are administered under this chapter and that have been identified for sale.

(May 7, 1926, ch. 250, § 12, as added Pub. L. 105-277, div. G, subdiv. B, title XXII, § 2215, Oct. 21, 1998, 112 Stat. 2681-814.)

CHAPTER 9—FOREIGN WARS, WAR MATERIALS, AND NEUTRALITY

SUBCHAPTER I—WAR MATERIALS

- Sec.
401. Illegal exportation of war materials.
 (a) Seizure and forfeiture of materials and carriers.
 (b) Applicability of laws relating to seizure, forfeiture, and condemnation.
 (c) Disposition of forfeited materials.
402 to 405. Repealed.

¹ See References in Text note below.

² So in original. Probably should be “internationally-agreed-upon”.

- Sec.
406. Interference with foreign trade.
407. Repealed.
408. Use of land and naval forces to prevent exportation.
408a. “United States” defined.
409 to 420. Repealed or Omitted.
421. Contracts by Government agencies for defense articles, services, etc., for foreign governments in interests of United States.
422. Retention for United States of defense articles procured for foreign governments.
423. Omitted.

SUBCHAPTER II—NEUTRALITY
441. Proclamation of state of war between foreign states.
 (a) Issuance of proclamation.
 (b) Revocation of proclamation.
442, 443. Repealed.
444. American Red Cross vessels.
 (a) Transport of officers, American Red Cross personnel, medical personnel, medical supplies, food and clothing.
 (b) Transport of refugee children.
445. Travel on vessels of belligerent states.
 (a) Proscription by Presidential proclamation.
 (b) Revocation of proclamation; effect.
446. Repealed.
447. Financial transactions.
 (a) Bonds, securities, or other obligations.
 (b) Renewal or adjustment of indebtedness.
 (c) Fine and imprisonment.
 (d) Revocation of proclamation.
 (e) Wartime.
448. Solicitation and collection of funds and contributions.
 (a) Unlawful acts.
 (b) Medical aid, food, and clothing.
 (c) Revocation of proclamation.
449. American republics.
450. Restrictions on use of American ports.
 (a) Bond to insure non-delivery of men, ammunition, fuel, etc.
 (b) Departure prohibited.
 (c) Alien seaman; bond.
451. Submarines and armed merchant vessels.
452. Repealed.
453. Regulations.
454. Unlawful use of the American flag by vessel of foreign state.
455. General penalty provision.
456. Definitions.
457. Appropriations.

SUBCHAPTER III—PREVENTION OF OFFENSES AGAINST NEUTRALITY

461. Enforcement by courts; employment of land or naval forces.
462. Compelling foreign vessels to depart.
463. Bonds from armed vessels on clearing.
464. Detention by collectors of customs.
465. Detention of vessels.

PROCLAMATIONS RESPECTING WAR AND NEUTRALITY

See notes preceding section 1 of Title 50, Appendix, War and National Defense.

SUBCHAPTER I—WAR MATERIALS

§ 401. Illegal exportation of war materials

(a) Seizure and forfeiture of materials and carriers

Whenever an attempt is made to export or ship from or take out of the United States any