

**Suspend the Rules and Pass the Bill, HR. 3232, with An Amendment**

**(The amendment strikes all after the enacting clause and inserts a new text)**

110TH CONGRESS  
1ST SESSION

# H. R. 3232

To establish a non-profit corporation to communicate United States entry policies and otherwise promote tourist, business, and scholarly travel to the United States.

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## IN THE HOUSE OF REPRESENTATIVES

JULY 31, 2007

Mr. DELAHUNT (for himself, Mr. BLUNT, Mr. FARR, Mr. PORTER, Mr. EMANUEL, Mr. BARTON of Texas, Mr. GEORGE MILLER of California, Mr. SMITH of Texas, Ms. SLAUGHTER, Mr. STEARNS, Ms. LORETTA SANCHEZ of California, and Mr. FEENEY) introduced the following bill; which was referred to the Committee on Energy and Commerce, and in addition to the Committees on the Judiciary and Homeland Security, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

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## A BILL

To establish a non-profit corporation to communicate United States entry policies and otherwise promote tourist, business, and scholarly travel to the United States.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

2 (a) **SHORT TITLE.**—This Act may be cited as the  
3 “Travel Promotion Act of 2008”.

4 (b) **TABLE OF CONTENTS.**—The table of contents for  
5 this Act is as follows:

- Sec. 1. Short title; table of contents.
- Sec. 2. The Corporation for Travel Promotion.
- Sec. 3. Accountability measures.
- Sec. 4. Matching public and private funding.
- Sec. 5. Travel Promotion Fund fees.
- Sec. 6. Investment of Funds.
- Sec. 7. Prohibition on use of funds.
- Sec. 8. Amendments to the International Travel Act of 1961.
- Sec. 9. Definitions.
- Sec. 10. G.A.O. study

6 **SEC. 2. THE CORPORATION FOR TRAVEL PROMOTION.**

7 (a) **ESTABLISHMENT.**—The Corporation for Travel  
8 Promotion is established as a nonprofit corporation. The  
9 Corporation shall not be an agency or establishment of  
10 the United States Government. The Corporation shall be  
11 subject to the provisions of the District of Columbia Non-  
12 profit Corporation Act (sec. 29–301.01 et seq., D.C. Offi-  
13 cial Code), to the extent that such provisions are con-  
14 sistent with this section, and shall have the powers con-  
15 ferred upon a nonprofit corporation by that Act to carry  
16 out its purposes and activities.

17 (b) **BOARD OF DIRECTORS.**—

18 (1) **IN GENERAL.**—The Corporation shall have  
19 a board of directors of 15 members, appointed by  
20 the Secretary of Commerce, but not before consulta-  
21 tion with the Secretaries of Homeland Security,

1 State, and Education, as appropriate, each of whom  
2 is a United States citizen, and of whom—

3 (A) one shall have appropriate expertise  
4 and experience in the hotel accommodations  
5 sector;

6 (B) one shall have appropriate expertise  
7 and experience in the restaurant sector;

8 (C) one shall have appropriate expertise  
9 and experience in the retail sector, or in asso-  
10 ciations representing that sector;

11 (D) one shall have appropriate expertise  
12 and experience in the small business sector, or  
13 in associations representing that sector;

14 (E) one shall have appropriate expertise  
15 and experience in the advertising sector;

16 (F) one shall have appropriate expertise  
17 and experience in the attractions sector;

18 (G) one shall have appropriate expertise  
19 and experience in the recreation sector;

20 (H) one shall have appropriate expertise  
21 and experience in the research, development, or  
22 manufacturing sector;

23 (I) one shall have appropriate expertise  
24 and experience in the financial services sector;

1           (J) one shall have appropriate expertise  
2           and experience in the passenger air sector;

3           (K) one shall have appropriate expertise  
4           and experience in the car rental sector;

5           (L) one shall have appropriate expertise  
6           and experience as an official at the state and  
7           municipal level, or in associations of such offi-  
8           cials;

9           (M) one shall have appropriate expertise  
10          and experience in the higher education sector  
11          and in coordinating international scholarly con-  
12          ferences in the United States;

13          (N) one shall have appropriate expertise  
14          and experience in immigration law and policy,  
15          including visa requirements and United States  
16          entry procedures; and

17          (O) one shall have appropriate expertise in  
18          matters relating to homeland security policy, in-  
19          cluding border and travel security and facilita-  
20          tion programs.

21          (2) INCORPORATION.—The members of the ini-  
22          tial board of directors shall serve as incorporators  
23          and shall take whatever actions are necessary to es-  
24          tablish the Corporation under the District of Colum-

1       bia Nonprofit Corporation Act (sec. 29–301.01 et  
2       seq.).

3           (3) TERM OF OFFICE.—The term of office of  
4       each member of the board appointed by the Sec-  
5       retary shall be 3 years, except that, of the members  
6       first appointed—

7           (A) 3 shall be appointed for terms of 1  
8       year;

9           (B) 4 shall be appointed for terms of 2  
10       years; and

11          (C) 4 shall be appointed for terms of 3  
12       years.

13          (4) VACANCIES.—Any vacancy in the board  
14       shall not affect its power, but shall be filled in the  
15       manner required by this section. Any member whose  
16       term has expired may serve until the member’s suc-  
17       cessor has taken office, or until the end of the cal-  
18       endar year in which the member’s term has expired,  
19       whichever is earlier. Any member appointed to fill a  
20       vacancy occurring prior to the expiration of the term  
21       for which that member’s predecessor was appointed  
22       shall be appointed for the remainder of the prede-  
23       cessor’s term. No member of the board shall be eligi-  
24       ble to serve more than 2 consecutive full terms.

1           (5) ELECTION OF CHAIRMAN AND VICE CHAIR-  
2           MAN.—Members of the board shall annually elect  
3           one of their members to be chairman and elect 1 or  
4           more of their members as a vice chairman or vice  
5           chairmen.

6           (6) STATUS AS FEDERAL EMPLOYEES.—Not-  
7           withstanding any provision of law to the contrary,  
8           no member of the board may be considered to be a  
9           Federal employee of the United States by virtue of  
10          his or her service as a member of the board.

11          (7) COMPENSATION; EXPENSES.—No member  
12          of the board shall receive any compensation from the  
13          Federal Government or the Corporation by virtue of  
14          his or her service as a member of the board. Each  
15          member of the board shall be paid actual travel ex-  
16          penses and per diem in lieu of subsistence expenses  
17          when away from his or her usual place of residence,  
18          in accordance with section 5703 of title 5, United  
19          States Code.

20          (c) OFFICERS AND EMPLOYEES.—

21               (1) IN GENERAL.—The Corporation shall have  
22               a President, and such other officers as may be  
23               named and appointed by the board for terms and at  
24               rates of compensation fixed by the board. No indi-  
25               vidual other than a citizen of the United States may

1 be an officer of the Corporation. The corporation  
2 may hire and fix the compensation of such employ-  
3 ees as may be necessary to carry out its purposes.  
4 No officer or employee of the Corporation may re-  
5 ceive any salary or other compensation (except for  
6 compensation for services on boards of directors of  
7 other organizations that do not receive funds from  
8 the Corporation, on committees of such boards, and  
9 in similar activities for such organizations) from any  
10 sources other than the Corporation for services ren-  
11 dered during the period of his or her employment by  
12 the Corporation. Service by any officer on boards of  
13 directors of other organizations, on committees of  
14 such boards, and in similar activities for such orga-  
15 nizations shall be subject to annual advance ap-  
16 proval by the board and subject to the provisions of  
17 the Corporation's Statement of Ethical Conduct. All  
18 officers and employees shall serve at the pleasure of  
19 the board.

20 (2) NONPOLITICAL NATURE OF APPOINT-  
21 MENT.—No political test or qualification shall be  
22 used in selecting, appointing, promoting, or taking  
23 other personnel actions with respect to officers,  
24 agents, or employees of the Corporation.

1 (d) NONPROFIT AND NONPOLITICAL NATURE OF  
2 CORPORATION.—

3 (1) STOCK.—The Corporation shall have no  
4 power to issue any shares of stock, or to declare or  
5 pay any dividends.

6 (2) PROFIT.—No part of the income or assets  
7 of the Corporation shall inure to the benefit of any  
8 director, officer, employee, or any other individual  
9 except as salary or reasonable compensation for  
10 services.

11 (3) POLITICS.—The Corporation may not con-  
12 tribute to or otherwise support any political party or  
13 candidate for elective public office.

14 (4) SENSE OF CONGRESS REGARDING LOBBYING  
15 ACTIVITIES.—It is the sense of Congress that the  
16 Corporation established under this Act should not  
17 engage in any lobbying activities with any employee  
18 or branch of the Federal Government in favor of or  
19 in opposition to any political issue.

20 (e) DUTIES AND POWERS.—

21 (1) IN GENERAL.—The Corporation shall de-  
22 velop and execute a plan to—

23 (A) provide useful information to foreign  
24 tourists, business people, students, scholars, sci-  
25 entists and others interested in traveling to the



1 United States, including the distribution of ma-  
2 terial provided by the Federal Government con-  
3 cerning entry requirements, required docu-  
4 mentation, fees, and processes, to prospective  
5 travelers, travel agents, tour operators, meeting  
6 planners, foreign governments, travel media and  
7 other international stakeholders;

8 (B) identify and address perceptions in  
9 other countries regarding United States entry  
10 policies that tend to limit attempts to travel to  
11 the United States;

12 (C) maximize the economic and diplomatic  
13 benefits of travel to the United States by pro-  
14 moting the United States of America to world  
15 travelers through the use of, but not limited to,  
16 all forms of advertising, outreach to trade  
17 shows, and other appropriate promotional ac-  
18 tivities; and

19 (D) identify opportunities and strategies to  
20 promote tourism to rural and urban areas  
21 equally.

22 (2) SPECIFIC POWERS.—In order to carry out  
23 the purposes of this section, the Corporation may—

24 (A) obtain grants from and make contracts  
25 with individuals and private companies, State,

1 and Federal agencies, organizations, and insti-  
2 tutions;

3 (B) hire or accept the voluntary services of  
4 consultants, experts, advisory boards, and pan-  
5 els to aid the Corporation in carrying out its  
6 purposes; and

7 (C) take such other actions as may be nec-  
8 essary to accomplish the purposes set forth in  
9 this section.

10 (f) OPEN MEETINGS.—Meetings of the board of di-  
11 rectors of the Corporation, including any committee of the  
12 board, shall be open to the public. The board may, by ma-  
13 jority vote, close any such meeting only for the time nec-  
14 essary to preserve the confidentiality of commercial or fi-  
15 nancial information that is privileged or confidential, to  
16 discuss personnel matters, or to discuss legal matters af-  
17 fecting the Corporation, including pending or potential liti-  
18 gation.

19 (g) MAJOR CAMPAIGNS.—The board may not author-  
20 ize the Corporation to obligate or expend more than  
21 \$25,000,000 on any advertising campaign, promotion, or  
22 related effort unless—

23 (1) the obligation or expenditure is approved by  
24 an affirmative vote of at least  $\frac{2}{3}$  of the members of  
25 the board present at the meeting;

1           (2) at least 8 members of the board are present  
2           at the meeting at which it is approved; and

3           (3) each member of the board has been given  
4           at least 3 days advance notice of the meeting at  
5           which the vote is to be taken and the matters to be  
6           voted upon at that meeting.

7           (h) FISCAL ACCOUNTABILITY.—

8           (1) FISCAL YEAR.—The Corporation shall es-  
9           tablish as its fiscal year the 12-month period begin-  
10          ning on October 1.

11          (2) BUDGET.—The Corporation shall adopt a  
12          budget for each fiscal year.

13          (3) ANNUAL AUDITS.—The Corporation shall  
14          engage an independent accounting firm to conduct  
15          an annual financial audit of the Corporation's oper-  
16          ations and shall publish the results of the audit.

17 **SEC. 3. ACCOUNTABILITY MEASURES.**

18          (a) OBJECTIVES.—The Board shall establish annual  
19          objectives for the Corporation for each fiscal year subject  
20          to approval by the Secretary, in consultation with the Sec-  
21          retary of Homeland Security and the Secretary of State.  
22          The Corporation shall establish a marketing plan for each  
23          fiscal year not less than 60 days before the beginning of  
24          that year and provide a copy of the plan, and any revisions  
25          thereof, to the Secretary.

1 (b) BUDGET.—The board shall transmit a copy of the  
2 Corporation’s budget for the forthcoming fiscal year to the  
3 Secretary not less than 60 days before the beginning of  
4 each fiscal year, together with an explanation of any ex-  
5 penditure provided for by the budget in excess of  
6 \$5,000,000 for the fiscal year. The Corporation shall  
7 make a copy of the budget and the explanation available  
8 to the public and shall provide public access to the budget  
9 and explanation on the Corporation’s website.

10 (c) ANNUAL REPORT TO CONGRESS.—The Corpora-  
11 tion shall submit an annual report for the preceding fiscal  
12 year to the Secretary of Commerce and the Secretary of  
13 Homeland Security for transmittal to Congress on or be-  
14 fore the 15th day of May of each year. The report shall  
15 include—

16 (1) a comprehensive and detailed report of the  
17 Corporation’s operations, activities, financial condi-  
18 tion, and accomplishments under this Act;

19 (2) a comprehensive and detailed inventory of  
20 amounts obligated or expended by the Corporation  
21 during the preceding fiscal year;

22 (3) a detailed description of each in-kind con-  
23 tribution, its fair market value, the individual or or-  
24 ganization responsible for contributing, its specific

1 use, and a justification for its use within the context  
2 of the Corporation's mission;

3 (4) an objective and quantifiable measurement  
4 of its progress, on an objective-by-objective basis, in  
5 meeting the objectives established by the board;

6 (5) an explanation of the reason for any failure  
7 to achieve an objective established by the board, and  
8 any revisions or alterations to the Corporation's ob-  
9 jectives under subsection (a);

10 (6) a comprehensive and detailed report of the  
11 Corporation's operations and activities to promote  
12 tourism in rural and urban areas; and

13 (7) such recommendations as the Corporation  
14 deems appropriate.

15 **SEC. 4. MATCHING PUBLIC AND PRIVATE FUNDING.**

16 (a) ESTABLISHMENT OF TRAVEL PROMOTION  
17 FUND.—There is hereby established in the Treasury a  
18 fund which shall be known as the “Travel Promotion  
19 Fund”.

20 (b) FUNDING.—

21 (1) FIRST YEAR.—For fiscal year 2009, the  
22 Secretary of the Treasury, not earlier than October  
23 1, 2008, and not before the Secretary has appointed  
24 all members of the Corporation's board of directors,  
25 may transfer to the Corporation such sums as may

1 be necessary, but not to exceed \$10,000,000, subject  
2 to the availability of appropriations to carry out this  
3 section to cover its initial expenses and activities  
4 under this Act. At the earliest practicable date, the  
5 Corporation shall reimburse the Treasury any such  
6 amounts borrowed from the Treasury, with at least  
7 50 percent reimbursed before October 1, 2011, and  
8 the remainder reimbursed before October 1, 2013.  
9 Reimbursement shall include interest at a rate deter-  
10 mined by the Treasury taking into consideration  
11 current market yields on outstanding Treasury secu-  
12 rities of comparable maturities and including any  
13 additional charges determined by the Secretary of  
14 the Treasury to cover any probable losses and rea-  
15 sonable administrative costs. The Secretary of the  
16 Treasury shall determine and assess penalties to be  
17 applied for late payments of principal or interest and  
18 other Federal credit terms designed to minimize  
19 Federal exposure to loss, consistent with the Federal  
20 Credit Reform Act and other applicable Federal  
21 credit policies.

22 (2) SUBSEQUENT YEARS.—For each of fiscal  
23 years 2010 through 2013, from amounts deposited  
24 in the general fund of the Treasury during the pre-  
25 ceding fiscal year from fees under section 5, the Sec-

1       retary of the Treasury shall transfer not more than  
2       \$100,000,000 to the Fund, which shall be made  
3       available to the Corporation, subject to subsections  
4       (c), (d), and (e), to carry out its functions under this  
5       Act. Transfers shall be made by the Secretary of the  
6       Treasury at least quarterly on the basis of estimates  
7       by the Secretary of the Treasury, determined in con-  
8       sultation with the Board, of contributions made to  
9       the Corporation by non-Federal sources, and proper  
10      adjustments shall be made in amounts subsequently  
11      transferred to the extent prior estimates were in ex-  
12      cess or less than the amounts required to be trans-  
13      ferred.

14      (c) MATCHING REQUIREMENT.—

15           (1) IN GENERAL.—The Secretary of the Treas-  
16      ury shall make available to the Corporation from the  
17      Travel Promotion Fund—

18           (A) for fiscal year 2010, twice the amount  
19           that will be collected from non-Federal sources  
20           by the Corporation pursuant to section 4(b)(2)  
21           of this Act and not to exceed \$100,000,000;  
22           and

23           (B) for subsequent fiscal years, an amount  
24           equal to the amount that will be collected from  
25           non-Federal sources by the Corporation pursu-

1           ant to section 4(b)(2) of this Act and not to ex-  
2           ceed \$100,000,000.

3           (2) GOODS AND SERVICES.—For the purpose of  
4           determining the amount of matching funds, other  
5           than money, available to the Corporation—

6                   (A) the fair market value, as determined  
7                   by the Corporation, of goods and services (in-  
8                   cluding advertising) contributed to the Corpora-  
9                   tion for use under this Act may be included in  
10                  the determination; but

11                   (B) the fair market value of such goods  
12                   and services may not account for more than 65  
13                   percent of the matching requirement for the  
14                   Corporation in any fiscal year.

15           (3) RIGHT OF REFUSAL.—The Corporation may  
16           decline to accept any contribution in kind that it de-  
17           termines to be inappropriate, not useful, or commer-  
18           cially worthless.

19           (d) GRANT OFFSET.—For a given fiscal year, the  
20           Secretary of the Treasury shall reduce the total amount  
21           of funding to be transferred to the Corporation from the  
22           Travel Promotion Fund by the amount of grants received  
23           by the Corporation pursuant to section 2(e)(2)(A) to be  
24           used during that fiscal year.



1 (e) LIMITATION.—The Corporation shall not expend  
2 funds or obligate to expend funds that will exceed total  
3 amounts received by the Corporation for a given fiscal  
4 year.

5 **SEC. 5. TRAVEL PROMOTION FUND FEES.**

6 Section 217(h)(3)(B) of the Immigration and Nation-  
7 ality Act (8 U.S.C. 1187(h)(3)(B)) is amended—

8 (1) in clause (i), by striking “; and” and insert-  
9 ing a semicolon;

10 (2) in clause (ii), by striking the period and in-  
11 serting “; and”; and

12 (3) by adding at the end the following:

13 “(iii) set for an amount that includes  
14 an additional amount of not less than \$10  
15 above the amount set under clause (i).

16 The additional amount required under clause  
17 (iii) shall be transferred to the Treasury for the  
18 purpose of offsetting appropriations made to  
19 the Corporation for Travel Promotion estab-  
20 lished in section 2 of the Travel Promotion Act  
21 of 2008, according to the requirements of sec-  
22 tion 4 of such Act. Such additional amount may  
23 be reduced if the secretary of the Treasury de-  
24 termines that the additional amount is not nec-

1            necessary to ensure that the Corporation is fully  
2            funded.”.

3    **SEC. 6. INVESTMENT OF FUNDS.**

4            Pending disbursement pursuant to a program, plan,  
5 or project, the Corporation may invest funds received by  
6 the Corporation only in obligations of the United States  
7 or any agency thereof, in general obligations of any State  
8 or any political subdivision thereof, in any interest-bearing  
9 account or certificate of deposit of a bank that is a mem-  
10 ber of the Federal Reserve System, or in obligations fully  
11 guaranteed as to principal and interest by the United  
12 States. The Secretary of the Treasury shall reduce the  
13 total amount of funding for a given fiscal year to be trans-  
14 ferred from the Travel Promotion Fund to the Corpora-  
15 tion by the amount of interest earned by the Corporation  
16 as a result of its investments pursuant to this section for  
17 the preceding fiscal year.

18    **SEC. 7. PROHIBITION ON USE OF FUNDS.**

19            No funds raised by the Treasury Department’s Trav-  
20 el Promotion Fund or the Corporation for Travel Pro-  
21 motion may be used to directly promote or advertise a spe-  
22 cific corporation.

1 **SEC. 8. AMENDMENTS TO THE INTERNATIONAL TRAVEL**  
2 **ACT OF 1961.**

3 (a) POWERS AND DUTIES OF SECRETARY OF COM-  
4 MERCE.—Section 201 of the International Travel Act of  
5 1961 (22 U.S.C. 2122) is amended—

6 (1) in the first sentence of the matter preceding  
7 paragraph (1)—

8 (A) by striking “and by the United States  
9 National Tourism Organization Act of 1996”;  
10 and

11 (B) by striking “United States National  
12 Tourism Organization” and inserting “Corpora-  
13 tion for Travel Promotion (established by sec-  
14 tion 3 of the Travel Promotion Act of 2007)”;

15 (2) in paragraph (4), by striking “United  
16 States National Tourism Organization” and insert-  
17 ing “Corporation for Travel Promotion”; and

18 (3) by adding at the end the following:  
19 “Such plan may not include a comprehensive international  
20 advertising campaign relating to critical tourism func-  
21 tions.”.

22 (b) TOURISM POLICY COUNCIL.—

23 (1) MEMBERSHIP.—Subsection (b) of section  
24 301 of the International Travel Act of 1961 (22  
25 U.S.C. 2124) is amended—

1 (A) by striking paragraphs (8) through  
2 (10);

3 (B) by redesignating paragraph (11) as  
4 paragraph (13);

5 (C) by inserting after paragraph (7) the  
6 following new paragraphs:

7 “(8) The Secretary of Homeland Security.

8 “(9) The Commissioner of U.S. Customs and  
9 Border Protection of the Department of Homeland  
10 Security.

11 “(10) The Assistant Secretary of U.S. Customs  
12 and Immigration Enforcement of the Department of  
13 Homeland Security.

14 “(11) The Secretary of Education.”; and

15 (D) in paragraph (13) (as redesignated by  
16 subparagraph (B) of this paragraph), by insert-  
17 ing “, in consultation with other members of  
18 the Council” at the end before the period.

19 (2) MEETINGS.—Subsection (d) of such section  
20 is amended to read as follows:

21 “(d) The Council shall meet not less than 2 times  
22 a year. For the purposes of conducting business, each  
23 member of the Council may appoint a designee to rep-  
24 resent such member during one or more meetings of the  
25 Council.”.

1           (3) INVOLVEMENT OF FEDERAL AGENCIES AND  
2           DEPARTMENTS.—Subsection (e) of such section is  
3           amended by adding at the end the following new  
4           paragraph:

5           “(4) Members of the Council shall provide the Cor-  
6           poration for Travel Promotion with timely information re-  
7           garding documentation and procedures required for ad-  
8           mission to the United States and regarding strategies  
9           planned by any Federal department or agency to promote  
10          travel to the United States for tourism, business, study,  
11          scholarship, scientific exchange, or other purposes, so that  
12          the Corporation for Travel Promotion may better conduct  
13          its communications and promotion activities.”.

14          (4) ANNUAL REPORT.—Subsection (g)(3) of  
15          such section is amended by striking “United States  
16          National Tourism Organization” and inserting “Cor-  
17          poration for Travel Promotion”.

18          (5) APPLICABILITY OF FEDERAL ADVISORY  
19          COMMITTEE ACT.—Subsection (h) of such section is  
20          amended by striking “President of the United States  
21          National Tourism Organization” and inserting  
22          “President of the Corporation for Travel Pro-  
23          motion”.

24          (c) REPEAL OF AUTHORITIES RELATING TO THE  
25          UNITED STATES TRAVEL AND TOURISM PROMOTION AD-

1 VISORY BOARD.—Section 210 of the Department of Com-  
2 merce and Related Agencies Appropriations Act, 2003  
3 (contained in title II of division B of Public Law 108–  
4 7; 117 Stat. 78–79; 22 U.S.C. 2122 note) is amended—

5 (1) by striking subsections (b) through (d); and

6 (2) by redesignating subsection (e) as sub-  
7 section (b).

8 **SEC. 9. DEFINITIONS.**

9 In this Act, the following definitions apply:

10 (1) BOARD.—The term “Board” means the  
11 board of directors of the Corporation.

12 (2) CORPORATION.—The term “Corporation”  
13 means the Corporation for Travel Promotion estab-  
14 lished by section 2.

15 (3) FUND.—The term “Fund” means the Trav-  
16 el Promotion Fund established by section 4.

17 (4) SECRETARY.—Except as otherwise expressly  
18 provided, the term “Secretary” means the Secretary  
19 of Commerce.

20 **SEC. 10. G.A.O. STUDY.**

21 (a) IN GENERAL.—Not later than 90 days after the  
22 date of enactment of this Act, the Government Account-  
23 ability Office shall initiate a study to assess barriers to  
24 entry into the United States by foreign travelers. The  
25 GAO shall consult with the Department of Homeland Se-

1 curity, including U.S. Immigration and Customs Enforce-  
2 ment and Customs and Border Protection, the Depart-  
3 ment of Commerce, and the Department of the Treasury,  
4 as necessary.

5 (b) REPORT.—Not later than 1 year after the date  
6 of enactment of this Act, the GAO shall report the find-  
7 ings to the appropriate Congressional committees. The re-  
8 port shall include—

9 (1) the GAO’s findings on specific barriers to  
10 entry into the United States by foreign travelers;  
11 and

12 (2) recommendations for initiatives that may  
13 reduce those barriers.