

## TITLE II—Marine Mammal Commission

### Establishment of Commission

#### *16 U.S.C. 1401*

**Sec. 201.** (a) [DESIGNATION.] — There is hereby established the Marine Mammal Commission (hereafter referred to in this title as the "Commission").

(b) [MEMBERSHIP AND TERM OF OFFICE.] —

(1) Effective September 1, 1982, the Commission shall be composed of three members who shall be appointed by the President, by and with the advice and consent of the Senate. The President shall make his selection from a list of individuals knowledgeable in the fields of marine ecology and resource management, and who are not in a position to profit from the taking of marine mammals. Such list shall be submitted to him by the Chairman of the Council on Environmental Quality and unanimously agreed to by that Chairman, the Secretary of the Smithsonian Institution, the Director of the National Science Foundation and the Chairman of the National Academy of Sciences. No member of the Commission may, during his period of service on the Commission, hold any other position as an officer or employee of the United States except as a retired officer or retired civilian employee of the United States.

(2) The term of office for each member shall be three years; except that of the members initially appointed to the Commission, the term of one member shall be for one year, the term of one member shall be for two years, and the term of one member shall be for three years. No member is eligible for reappointment; except that any member appointed to fill a vacancy occurring before the expiration of the term for which his predecessor was appointed (A) shall be appointed for the remainder of such term, and (B) is eligible for reappointment for one full term. A member may serve after the expiration of his term until his successor has taken office.

(c) [CHAIRMAN.] — The President shall designate a Chairman of the Commission (hereafter referred to in this title as the "Chairman") from among its members.

(d) [COMPENSATION; REIMBURSEMENT FOR TRAVEL EXPENSES.] — Members of the Commission shall each be compensated at a rate equal to the daily equivalent of the rate for GS-18 of the General Schedule under section 5332 of Title 5, United States Code, for each day such member is engaged in the actual performance of duties vested in the Commission. Each member shall be reimbursed for travel expenses, including per diem in lieu of subsistence, as authorized by section 5703 of Title 5, United States Code, for persons in Government service employed intermittently.

(e) [EXECUTIVE DIRECTOR.] — The Commission shall have an Executive Director, who shall be appointed (without regard to the provisions of Title 5, United States Code, governing appointments in the competitive service) by the Chairman with the approval of the Commission and shall be paid at a rate not in excess of the rate for GS-18 of the General Schedule under section 5332 of Title 5, United States Code. The Executive Director shall have such duties as the Chairman may assign.