

Mitchell, Linda

From: Mitchell, Linda
Sent: Wednesday, December 14, 2011 2:03 PM
To: Protocol Gift Officer
Subject: RE: 2011 Congressional Report of Gifts Given to Foreign Individuals (OIP ticket # 2738)

The U.S. Nuclear Regulatory Commission does not have any reportable gifts for (1) any gifts of more than minimal value (\$335 from 10/01/2010 to 12/31/2010 and \$350 from 01/01/2011 to 09/30/2011) purchased with appropriated funds, which were given to foreign individuals during the previous fiscal year, and

- (2) any other gifts of more than minimal value (\$335 from 10/01/2010 to 12/31/2010 and \$350 from 01/01/2011 to 09/30/2011) given by the United States Government to a foreign individual which were not obtained using appropriated funds.

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From: Henning, Sarah R [<mailto:HenningSR@state.gov>] **On Behalf Of** Protocol Gift Officer
Sent: Tuesday, December 06, 2011 2:06 PM
To: Protocol Gift Officer
Subject: 2011 Congressional Report of Gifts Given to Foreign Individuals

MEMORANDUM

TO : Heads of all Departments, Independent Agencies and Offices of the Executive, Legislative and Judicial Branches

FROM : Capricia Penavic Marshall, Chief of Protocol

SUBJECT : Submission to the Department of State of Listings of Gifts of More Than Minimal Value Given to Foreign Individuals during Fiscal Year 2011

All federal departments and agencies are required to submit to the Office of the Chief of Protocol a listing of all gifts of more than minimal value (\$335 from 10/01/2010 to 12/31/2010 and \$350 from 01/01/2011 to 09/30/2011) given to foreign individuals during Fiscal Year 2011 (the period of October 1, 2010 through September 30, 2011). This year's deadline is Friday, December 30, 2011. See below for further instructions.

Section 515(b) of Public Law 95-105, 91 Stat. 866, 22 USC 2694, effective August 17, 1977, prohibits the use of appropriated funds, other than funds from the "Emergencies in the Diplomatic and Consular Service" account of the Department of State, to purchase any tangible gift of more than minimal value (\$335 from 10/01/2010 to 12/31/2010 and \$350 from 01/01/2011 to 09/30/2011) for any foreign individual unless such gift has been approved by Congress. In

addition, Section 515(b) requires the Secretary of State to transmit annually to the Speaker of the House of Representatives and the Chairman of the Committee on Foreign Relations of the Senate, a report containing details on:

- (1) any gifts of more than minimal value (\$335 from 10/01/2010 to 12/31/2010 and \$350 from 01/01/2011 to 09/30/2011) purchased with appropriated funds, which were given to foreign individuals during the previous fiscal year, and
- (2) any other gifts of more than minimal value (\$335 from 10/01/2010 to 12/31/2010 and \$350 from 01/01/2011 to 09/30/2011) given by the United States Government to a foreign individual which were not obtained using appropriated funds.

Note that the second part of the report includes all official gifts of more than minimal value, regardless of their origin, e.g., donations, and the valuation of the gift must be based upon the fair market value in the United States.

To ensure compliance with PL 95-105, each agency should:

- include the prohibition on purchase of gifts for foreign individuals of more than minimal value without Congressional approval in their fiscal regulations, and
- designate a central point for reporting of all such gifts at the end of each fiscal year, and advise the Office of the Chief of Protocol of this designation.

The Department of State requires each agency to transmit a compilation listing all gifts given to foreign individuals that fall under either category described above. Each agency should prepare its compilation for Fiscal Year 2011 in the format of the enclosed report sheet.

Please submit the report via e-mail to Sarah Henning at ProtocolGiftOfficer@state.gov.

This year all reports must be submitted by **Friday, December 30, 2011**. If your agency does not have any reportable gifts, you are required to indicate a negative response via e-mail.

In submitting the report, please provide the **name, telephone number, and e-mail address** of the individual who may be contacted, if necessary, concerning its contents and future reports.

Inquiries regarding this report should be directed to the Department of State, Office of the Chief of Protocol, Attn: Sarah Henning at (202) 647-1161 or ProtocolGiftOfficer@state.gov.

Example Attachment: Reporting Sheet

This email is UNCLASSIFIED.