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AFFILIATION:

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ADDRESSEE:

Heads of Dept, Indep Agencies, Exe Le

SUBJECT:

Submission to the Dept of State of listing of gifts of more th an minimal value given to foreign

individuals during fiscal year 2011

ACTION:

Signature of Director, OIP

DISTRIBUTION:

RF, OGC

LETTER DATE:

12/01/2011

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12/30/2011

DATE SIGNED:



United States Department of State

The Chief of Protocol Washington, D.C. 20520-1238

December 1, 2011

MEMORANDUM

TO

: Heads of all Departments, Independent Agencies and Offices of the Executive,

Legislative and Judicial Branches

FROM

: Capricia Penavic Marshall, Chief of Protoco

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:

- any gifts of more than minimal value (\$335 from 10/01/2010 to 12/31/2010 and (1)\$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
- any other gifts of more than minimal value (\$335 from 10/01/2010 to 12/31/2010 (2)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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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 <u>Friday</u>, <u>December 30</u>, <u>2011</u>. 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 <u>ProtocolGiftOfficer@state.gov</u>.

Example Enclosure: Reporting Sheet

Approved: S/CPR - CMarshall

Drafted: S/CPR/V - SHenning ext. 71161

Cleared: S/CPR MWalsh (ok) S/CPR KJack (ok)

S/CPR/M RPauli (ok)
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REPORT OF GIFTS TO A FOREIGN INDIVIDUAL OF MORE THAN MINIMAL VALUE (\$335 from 10/01/2010 to 12/31/2010 and \$350 from 01/01/2011 to 09/30/2011)

	PURCHASEI	WITH APPROPRIATED FUNDS (describe Congressional approval), or
		ACQUIRED FROM OTHER SOURCES (describe below)

GIVEN DURING FISCAL YEAR 2011

AGENCY:	DATE SUBMITTED:
AGENCI:	_ DATE SUBMITTED:

Donor Name/Title	Country of Recipient (Alphabetized by	Recipient			Retail Value in	
(Alphabetized by Last Name)	Country Name)	Honorific/Name/Title	Description of Gift	Quantity	the US	Date Given
		EXAMPLE:				
		His Excellency	EXAMPLE:			
EXAMPLE:		Lawrence Cannon,	Tiffany and			
The Honorable Hillary Rodham Clinton	EXAMPLE:	Minister of Foreign	Company Sterling			EXAMPLE:
Secretary of State	Canada	Affairs of Canada	Silver Bowl	1	\$360.00	5/20/2011