

107<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

# S. 1562

To amend title 39, United States Code, with respect to cooperative mailings.

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IN THE SENATE OF THE UNITED STATES

OCTOBER 17, 2001

Mr. SANTORUM introduced the following bill; which was read twice and referred to the Committee on Governmental Affairs

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## A BILL

To amend title 39, United States Code, with respect to cooperative mailings.

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

3       **SECTION 1. PURPOSE.**

4       The purpose of this Act is to clarify section  
5       3626(j)(1)(D)(ii) of title 39, United States Code.

6       **SEC. 2. COOPERATIVE MAILINGS.**

7       Section 3626(j) of title 39, United States Code, is  
8       amended by adding at the end the following:

9               “(4)(A) Notwithstanding any other provision of  
10       this section or any rule or regulation of the Postal  
11       Service, but subject to subparagraph (C), in the case

1 of mail matter sent (or proposed to be sent) by or  
2 on behalf of an authorized organization having a  
3 contractual or any other business relationship with  
4 an entity described in subparagraph (B)(ii), rates of  
5 postage under former section 4452 (b) or (c) of this  
6 title shall apply if those rates would apply in the  
7 case of identical mail matter sent by such organiza-  
8 tion absent such relationship.

9 “(B) For purposes of this paragraph—

10 “(i) the term ‘authorized organization’  
11 means an organization authorized to mail at the  
12 rates for mail under former section 4452 (b) or  
13 (c) of this title; and

14 “(ii) an entity described in this clause is  
15 any organization or other person that is not an  
16 authorized organization.

17 “(C) This paragraph does not authorize mail  
18 that advertises, promotes, offers, or, for a fee or  
19 consideration, recommends, describes, or announces  
20 the availability of, any products or services to be  
21 mailed at the rates of postage under former section  
22 4452 (b) or (c) of this title which would otherwise  
23 be excluded from being mailed at such rates by any  
24 other provision of this title.”.

1 **SEC. 3. SENSE OF CONGRESS.**

2 It is the sense of Congress that nothing in this Act  
3 should be considered to alter the authority of the United  
4 States Postal Service to—

5 (1) apply regular rates of postage, rather than  
6 nonprofit rates, to mail matter described in subpara-  
7 graph (A), (B), (C), or (D)(i) of section 3626(j)(1)  
8 of title 39, United States Code; or

9 (2) enforce any criminal law within its jurisdic-  
10 tion.

11 **SEC. 4. EFFECTIVE DATE.**

12 The amendment made by this Act shall apply with  
13 respect to mail matter sent before, on, or after the date  
14 of enactment of this Act, except that nothing in this Act  
15 or in the amendment made by this Act shall be considered  
16 to create a cause of action against the United States Post-  
17 al Service to recover postage paid on mail matter sent on  
18 or before such date of enactment.

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