

Calendar No. 538

103D CONGRESS
2D SESSION

H. R. 4569

AN ACT

To extend and make amendments to the President John F. Kennedy Assassination Records Collection Act of 1992.

AUGUST 2 (legislative day, JULY 20), 1994
Reported with amendments

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2^D SESSION**H. R. 4569**

To extend and make amendments to the President John F. Kennedy
Assassination Records Collection Act of 1992.

IN THE SENATE OF THE UNITED STATES

JULY 14 (legislative day, JULY 11), 1994

Received; read twice and referred to the Committee on Governmental Affairs

AUGUST 2 (legislative day, JULY 20), 1994

Reported by Mr. GLENN, with amendments

[Omit the part struck through and insert the part printed in italic]

AN ACT

To extend and make amendments to the President John
F. Kennedy Assassination Records Collection Act of 1992.

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. SHORT TITLE.**

4 This Act may be cited as the “President John F.
5 Kennedy Assassination Records Collection Extension Act
6 of 1994”.

1 **SEC. 2. EXTENSION OF ACT.**

2 Section 7(o)(1) of the President John F. Kennedy
3 Assassination Records Collection Act of 1992 (44 U.S.C.
4 2107 note) is amended—

5 (1) by striking “2 years” and inserting “3
6 years”; and

7 (2) by striking “2-year” and inserting “3-year”.

8 (1) by striking “2 years after the date of enact-
9 ment of this Act” and inserting “September 30,
10 1996”; and

11 (2) by striking “2-year”.

12 **SEC. 3. AMENDMENTS RELATING TO REVIEW BOARD**

13 **POWERS.**

14 ~~Section 8(j)(1)~~ Section (7)(j)(i) of the President John
15 F. Kennedy Assassination Records Collection Act of 1992
16 (44 U.S.C. 2107 note) is amended—

17 (1) in subparagraph (E) by striking “and”
18 after the semicolon;

19 (2) in subparagraph (F) by striking the period
20 and inserting “; and”; and

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

22 “(G) use the Federal Supply Service in the
23 same manner and under the same conditions as
24 other departments and agencies of the United
25 States; and

1 “(H) use the United States mails in the
2 same manner and under the same conditions as
3 other departments and agencies of the United
4 States.”.

5 **SEC. 4. AMENDMENTS RELATING TO REVIEW BOARD PER-**
6 **SONNEL.**

7 (a) SECURITY CLEARANCE FOR REVIEW BOARD PER-
8 SONNEL.—Section 8 of the President John F. Kennedy
9 Assassination Records Collection Act of 1992 (44 U.S.C.
10 2107 note) is amended by adding at the end the following:

11 “(e) SECURITY CLEARANCE REQUIRED.—An individ-
12 ual employed in any position by the Review Board (includ-
13 ing an individual appointed as Executive Director) shall
14 be required to qualify for any necessary security clearance
15 prior to taking office in that position, but may be ~~offered~~
16 ~~the position~~ *employed conditionally in accordance with*
17 *subsection (b)(3)(B) before qualifying for that clearance.”.*

18 (b) APPOINTMENT AND TERMINATION OF STAFF,
19 GENERALLY.—Section 8(b) of the President John
20 F. Kennedy Assassination Records Collection Act of 1992
21 (44 U.S.C. 2107 note) is amended by striking
22 “(b) STAFF.—” and all that follows through the end of
23 paragraph (1) and inserting the following:

24 “(b) STAFF.—(1) The Review Board, without regard
25 to the civil service laws, may appoint and terminate addi-

1 tional personnel as are necessary to enable the Review
2 Board and its Executive Director to perform the duties
3 of the Review Board.”.

4 (c) REVIEW BOARD ADMINISTRATIVE STAFF.—Sec-
5 tion 8(b)(2) of the President John F. Kennedy Assassina-
6 tion Records Collection Act of 1992 (44 U.S.C. 2107 note)
7 is amended—

8 (1) by striking “A person” and inserting “(A)
9 Except as provided in subparagraph (B), a person”;
10 and

11 (2) by adding at the end the following:

12 “(B) An individual who is an employee of the Govern-
13 ment may be appointed to the staff of the Review Board
14 if in that position the individual will perform only adminis-
15 trative functions.”.

16 (d) *CONDITIONAL EMPLOYMENT OF STAFF.*—Section
17 8(b)(3)(B) of the President John F. Kennedy Assassination
18 Records Collection Act of 1992 (44 U.S.C. 2107 note) is
19 amended to read as follows:

20 “(B)(i) *The Review Board may offer conditional em-*
21 *ployment to a candidate for a staff position pending the*
22 *completion of security clearance background investigations.*
23 *During the pendency of such investigations, the Review*
24 *Board shall ensure that any such employee does not have*

1 *access to, or responsibility involving, classified or otherwise*
2 *restricted assassination record materials.*

3 “(ii) *If a person hired on a conditional basis under*
4 *clause (i) is denied or otherwise does not qualify for all*
5 *security clearances necessary to carry out the responsibil-*
6 *ities of the position for which conditional employment has*
7 *been offered, the Review Board shall immediately terminate*
8 *the person’s employment.*”

9 (e) *COMPENSATION OF STAFF.—Section 8(c) of the*
10 *President John F. Kennedy Assassination Records Collec-*
11 *tion Act of 1992 (21 U.S.C. 2107 note) is amended to read*
12 *as follows:*

13 “(c) *COMPENSATION.—Subject to such rules as may be*
14 *adopted by the Review Board, the chairperson, without re-*
15 *gard to the provisions of title 5, United States Code, govern-*
16 *ing appointments in the competitive service and without*
17 *regard to the provisions of chapter 51 and subchapter III*
18 *of chapter 53 of that title relating to classification and Gen-*
19 *eral Schedule pay rates, may—*

20 “(1) *appoint an Executive Director, who shall be*
21 *paid at a rate not to exceed the rate of basic pay for*
22 *level V of the Executive Schedule; and*

23 “(2) *appoint and fix compensation of such other*
24 *personnel as may be necessary to carry out this Act.*”

1 **SEC. 5. TECHNICAL CORRECTION.**

2 Section 6(1) of the President John F. Kennedy As-
3 sassination Records Collection Act of 1992 (44 U.S.C.
4 2107 note) is amended in the matter preceding subpara-
5 graph (A) by inserting “record” after “the assassination”.