

103^D CONGRESS
1ST SESSION

S. 774

To authorize appropriations for the Martin Luther King, Jr. Federal Holiday Commission, extend such Commission, establish a National Service Day to promote community service, and for other purposes.

IN THE SENATE OF THE UNITED STATES

APRIL 3 (legislative day, MARCH 3), 1993

Mr. WOFFORD (for himself, Mr. BRADLEY, Ms. MOSELEY-BRAUN, and Mrs. FEINSTEIN) introduced the following bill; which was read twice and referred to the Committee on the Judiciary

A BILL

To authorize appropriations for the Martin Luther King, Jr. Federal Holiday Commission, extend such Commission, establish a National Service Day to promote community service, and for other purposes.

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 “King Holiday and
5 Service Act of 1993”.

1 **SEC. 2. MARTIN LUTHER KING, JR. FEDERAL HOLIDAY**
2 **COMMISSION.**

3 The Act entitled “An Act to establish a commission
4 to assist in the first observance of the Federal legal holi-
5 day honoring Martin Luther King, Jr.”, approved August
6 27, 1984 (36 U.S.C. 169j et seq.; Public Law 98–399;
7 98 Stat. 1473) is amended—

8 (1) in section 3(1) by inserting “including serv-
9 ice opportunities” after “activities”;

10 (2) in section 4 by adding at the end thereof
11 the following new subsections:

12 “(e)(1) No less than 3 of the members appointed to
13 the Commission under the provisions of subsection (a)(6)
14 shall be under the age of 29 years on the date of such
15 appointment.

16 “(2) The requirement under paragraph (1) shall
17 apply with regard to appointments made during fiscal year
18 1994 and each fiscal year thereafter.

19 “(f) The Chairperson of the Board of the Commission
20 on National and Community Service established under
21 section 190 of the National and Community Service Act
22 of 1990 (42 U.S.C. 12651) shall be an ex officio member
23 of the Martin Luther King, Jr. Federal Holiday Commis-
24 sion. Such ex officio member shall be a voting member.”;

25 (3) in section 6(a) by striking out “grade GS-
26 18 of the General Schedule under section 5332” and

1 inserting in lieu thereof “a position above GS–15 of
2 the General Schedule under section 5108”;

3 (4) in section 7 by striking out “\$300,000 for
4 fiscal year 1989 and each of the 4 succeeding fiscal
5 years.” and inserting in lieu thereof “\$300,000 for
6 each of fiscal years 1994 and 1995 and such funds
7 as may be necessary for each of fiscal years 1996
8 and 1997.”;

9 (5) in section 8 by inserting after “under this
10 Act” the following: “or under section 168 of the Na-
11 tional and Community Service Act of 1990”; and

12 (6) in section 9 by striking out “April 20,
13 1994” and inserting in lieu thereof “until termi-
14 nated by law”.

15 **SEC. 3. NATIONAL SERVICE DAY.**

16 Part IV of subtitle E of title I of the National and
17 Community Service Act of 1990 (42 U.S.C. 12621 et seq.)
18 is amended by adding at the end thereof the following:

19 **“SEC. 168. NATIONAL SERVICE DAY.**

20 “(a) GRANTS.—The Commission may make grants
21 under section 102 to eligible entities to pay for the Federal
22 share of the cost of planning and carrying out service op-
23 portunities on the Federal legal holiday honoring the
24 birthday of Martin Luther King, Jr.

1 “(b) ELIGIBLE ENTITIES.—To be eligible to receive
2 a grant under subsection (a), an entity shall be a State,
3 community, institution of higher education, local edu-
4 cational agency, State educational agency, a private indus-
5 try council established under section 102 of the Job Train-
6 ing Partnership Act (29 U.S.C. 1512), or a community-
7 based agency.

8 “(c) APPLICATION.—To be eligible to receive a grant
9 under subsection (a), an entity shall submit an application
10 at such time, in such manner, and containing such infor-
11 mation as the Commission may require.

12 “(d) CONSIDERATION OF APPLICATIONS.—

13 “(1) CONSULTATION.—In making grants under
14 subsection (a), the Commission shall consult with
15 the Martin Luther King, Jr. Federal Holiday Com-
16 mission.

17 “(2) RECOMMENDATIONS.—The Martin Luther
18 King, Jr. Federal Holiday Commission shall review
19 the applications submitted under subsection (c) and
20 make recommendations with respect to the entities
21 that shall be eligible to receive a grant under sub-
22 section (a).

23 “(3) SELECTION.—The Commission shall not
24 make a grant under subsection (a) to an entity un-
25 less the Martin Luther King, Jr. Federal Holiday

1 Commission has recommended that the entity be eli-
2 gible to receive such a grant.

3 “(e) FEDERAL SHARE.—

4 “(1) IN GENERAL.—The Federal share of the
5 cost of planning and carrying out the activities de-
6 scribed in subsection (a) shall be 30 percent.

7 “(2) CALCULATION.—The State and local share
8 of such cost may be in cash or in kind, fairly evalu-
9 ated, including facilities, equipment, or services.”.

10 (b) DEFINITION.—Section 101(23) of such Act (42
11 U.S.C. 12511(23)) is amended by striking out “students
12 or out-of-school youth” and inserting in lieu thereof “par-
13 ticipants or volunteers in programs under this Act”.

14 (c) REPORT.—Section 172(b)(2) of such Act (42
15 U.S.C. 12632(b)(2)) is amended by adding at the end
16 thereof the following: “Each such report shall also contain
17 an evaluation, conducted under section 179, of the service
18 opportunities carried out under section 168.”.

19 (d) EX OFFICIO MEMBER.—Section 190(b)(1)(B) of
20 such Act (42 U.S.C. 12651(b)(1)(B)) is amended by strik-
21 ing out “and the Director of the ACTION agency” and
22 inserting in lieu thereof “the Director of the ACTION
23 Agency, and the chairperson of the Martin Luther King,
24 Jr. Federal Holiday Commission”.

1 (e) AUTHORIZATION OF APPROPRIATIONS.—Section
2 501(a) of such Act (42 U.S.C. 12681(a)) is amended—

3 (1) in paragraph (1)(A), by striking out the pe-
4 riod and inserting in lieu thereof “and such sums as
5 may be necessary for each of the fiscal years 1994
6 through 1999.”; and

7 (2) in paragraph (2)—

8 (A) at the end of subparagraph (C), by
9 striking out “and”;

10 (B) by redesignating subparagraph (D) as
11 subparagraph (E); and

12 (C) by inserting after subparagraph (C)
13 the following:

14 “(D) \$300,000 shall be available to carry
15 out section 168; and”.

16 (f) TABLE OF CONTENTS.—Section 1(b) of such Act
17 (42 U.S.C. 12401 note) is amended by inserting after the
18 item relating to section 167 the following:

“Sec. 168. National service day.”.

○