

104TH CONGRESS
1ST SESSION

H. R. 1520

To amend National Foundation on the Arts and the Humanities Act of 1995; to establish the American Cultural Trust Fund, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

APRIL 7, 1995

Mr. WILLIAMS introduced the following bill; which was referred to the Committee on Economic and Educational Opportunities

A BILL

To amend National Foundation on the Arts and the Humanities Act of 1995; to establish the American Cultural Trust Fund, 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; TABLE OF CONTENTS.**

4 This Act may be cited as the “1% For Culture Act
5 of 1995”.

6 **SEC. 2. AMENDMENTS.**

7 (a) AMENDMENT TO THE NATIONAL FOUNDATION
8 ON THE ARTS AND THE HUMANITIES ACT OF 1965.—The
9 National Foundation on the Arts and the Humanities Act

1 of 1965 (20 U.S.C. 951–960) is amended to read as fol-
2 lows:

3 **“SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

4 “(a) SHORT TITLE.—This Act may be cited as the
5 ‘Arts, Humanities, and Museums Act of 1995’.

6 “(b) TABLE OF CONTENTS.—The table of contents
7 of this Act is as follows:

“Sec. 1. Short title; table of contents.

“TITLE I—NATIONAL FOUNDATION ON THE ARTS AND THE
HUMANITIES

“Sec. 101. Declaration of findings and purposes.

“Sec. 102. National Foundation on the Arts and the Humanities.

“TITLE II—NATIONAL ENDOWMENT FOR THE ARTS

“Sec. 201. Definitions.

“Sec. 202. National Endowment for the Arts.

“Sec. 203. National Council on the Arts.

“Sec. 204. National medal of arts.

“Sec. 205. Administrative provisions.

“Sec. 206. Authorization of appropriations.

“TITLE III—NATIONAL ENDOWMENT FOR THE HUMANITIES

“Sec. 301. Definitions.

“Sec. 302. Establishment of the National Endowment for the Humanities.

“Sec. 303. Establishment of the National Council on the Humanities.

“Sec. 304. Administrative provisions.

“Sec. 305. Authorization of appropriations.

“TITLE IV—MUSEUM SERVICES

“Sec. 401. Purpose.

“Sec. 402. Institute of Museum Services; establishment.

“Sec. 403. National Museum Services Board.

“Sec. 404. Director of the Institute.

“Sec. 405. Activities of the Institute.

“Sec. 406. Contributions.

“Sec. 407. Authorization of appropriations.

“Sec. 408. Definitions.

“TITLE V—AMERICAN CULTURAL TRUST FUND

“Sec. 501. Establishment of American Cultural Trust Fund.

“Sec. 502. Administration of trust fund.

1 **“TITLE I—NATIONAL FOUNDA-**
2 **TION ON THE ARTS AND THE**
3 **HUMANITIES**

4 **“SEC. 101. DECLARATION OF FINDINGS AND PURPOSES.**

5 “The Congress finds and declares the following:

6 “(1) The arts and the humanities benefit and
7 belong to all the people of the United States. They
8 are essential to cultural survival and social, cultural,
9 and economic progress.

10 “(2) The encouragement and support of na-
11 tional progress and scholarship in the humanities
12 and the arts, while primarily a matter for private
13 and local initiative, are also appropriate matters of
14 concern to the Federal Government.

15 “(3) An advanced civilization must not limit its
16 efforts to science and technology alone but must give
17 full value and support to the other great branches
18 of scholarly and cultural activity in order to achieve
19 a better understanding of the past, a better analysis
20 of the present, and a better view of the future.

21 “(4) Democracy demands wisdom and vision in
22 its citizens. It must therefore foster and support a
23 form of education, and access to the arts and the
24 humanities, designed to make people of all back-

1 grounds and wherever located masters of their tech-
2 nology and not its unthinking servants.

3 “(5) It is necessary and appropriate for the
4 Federal Government to further the advancement of
5 the humanities and the arts and the access of all
6 Americans to the humanities and the arts, in part-
7 nership with local, State, regional, and private agen-
8 cies, organizations, and individuals. In doing so, the
9 Government must be sensitive to the nature of pub-
10 lic support and the need to use public funding to ad-
11 vance the public good. Public funding of the arts
12 and humanities should contribute to public support
13 and confidence in the use of taxpayer funds. Public
14 funds provided by the Federal Government must ul-
15 timately serve public purposes the Congress defines
16 and must be subject to the conditions that tradition-
17 ally govern the use of public money.

18 “(6) Federal support of the arts and the hu-
19 manities reflects the high place accorded by the
20 American people to the Nation’s rich cultural herit-
21 age and to the fostering of mutual respect for the
22 diverse beliefs and values of all persons and groups.

23 “(7) The practice of art and the study of the
24 humanities require constant dedication and devotion.
25 While no government can call a great artist or schol-

1 ar into existence, it is necessary and appropriate for
2 the Federal Government to help create and sustain
3 not only a climate encouraging freedom of thought,
4 imagination, and inquiry but also the material condi-
5 tions facilitating the release of this creative talent.

6 “(8) The world leadership which has come to
7 the United States cannot rest solely upon superior
8 power, wealth, and technology, but must be solidly
9 founded upon worldwide respect and admiration for
10 the Nation’s high qualities as a leader in the realm
11 of ideas and of the spirit.

12 “(9) Americans should receive in school, back-
13 ground and preparation in the arts and humanities
14 to enable them to recognize and appreciate the aes-
15 thetic dimensions of our lives, the diversity of excel-
16 lence that comprises our cultural heritage, and artis-
17 tic and scholarly expression. Increased access to the
18 arts and the humanities for all Americans, including
19 diverse cultures and urban and rural populations, re-
20 quires encouraging and developing quality education
21 in the arts and humanities at all levels, in conjunc-
22 tion with programs of lifelong learning in the arts
23 and humanities for all age groups and with formal
24 systems of elementary, secondary, and postsecondary
25 education; developing and stimulating research to

1 teach quality education in the arts and humanities;
2 and encouraging and facilitating the work of schol-
3 ars, artists, arts institutions, and Federal, State, re-
4 gional, and local agencies in the area of education
5 in the arts and humanities.

6 “(10) It is vital to a democracy to honor and
7 preserve its multicultural artistic heritage as well as
8 support new ideas, and therefore it is essential to
9 provide financial assistance to its artists and the or-
10 ganizations that support their work.

11 “(11) To fulfill its educational mission, achieve
12 an orderly continuation of a free society, and provide
13 models of excellence to the American people, the
14 Federal Government must transmit the achievement
15 and values of civilization from the past via the
16 present to the future, and make widely available the
17 greatest achievements of art.

18 “(12) In order to implement these findings and
19 purposes, it is desirable to establish a National
20 Foundation on the Arts and the Humanities.

21 **“SEC. 102. NATIONAL FOUNDATION ON THE ARTS AND THE**
22 **HUMANITIES.**

23 “(a) There is established a National Foundation on
24 the Arts and the Humanities (hereinafter referred to as
25 the ‘Foundation’), which shall be composed of a National

1 Endowment for the Arts, a National Endowment for the
2 Humanities, a Federal Council on the Arts and the Hu-
3 manities, and an Institute of Museum Services.

4 “(b) The purpose of the Foundation shall be to de-
5 velop and promote a broadly conceived national policy of
6 support for the humanities and the arts in the United
7 States and for institutions which preserve the cultural her-
8 itage of the United States pursuant to this title.

9 “(c) In the administration of this Act no department,
10 agency, officer, or employee of the United States shall ex-
11 ercise any direction, supervision, or control over the policy
12 determination, personnel, or curriculum, or the adminis-
13 tration or operation of any school or other non-Federal
14 agency, institution, organization, or association.

15 “(d) In any case in which any money or other prop-
16 erty is donated, bequeathed, or devised to the Foundation
17 without designation of the Endowment for the benefit of
18 which the gift is intended, each Chairperson of an Endow-
19 ment shall have authority to receive such gift. The gift
20 shall be deemed to have been to that Endowment whose
21 function it is to carry out the purpose of any condition
22 or restriction on the gift. Unless the Chairpersons of the
23 Endowments agree otherwise, the gift shall be deemed to
24 have been in equal shares to each Endowment if the gift
25 is unrestricted, if some purposes of a restriction are cov-

1 ered by one Endowment and some by the other Endow-
2 ment, or if one or more of the purposes of a restriction
3 is covered by both Endowments.

4 “(e) For the purpose of the income tax, gift tax, and
5 estate tax laws of the United States, any money or other
6 property donated, bequeathed, or devised to the Founda-
7 tion or one of its Endowments and received by the Chair-
8 person of an Endowment pursuant to authority derived
9 under this section shall be deemed to have been donated,
10 bequeathed, or devised to or for the use of the United
11 States.

12 “TITLE II—NATIONAL 13 ENDOWMENT FOR THE ARTS

14 “SEC. 201. DEFINITIONS.

15 “As used in this title—

16 “(1) the term ‘the arts’ includes, but is not lim-
17 ited to, music, dance, drama, creative writing, archi-
18 tecture, design, painting, sculpture, photography,
19 motion pictures, television, radio, film, videotape,
20 and sound recording; folk and traditional arts prac-
21 ticed by the diverse peoples of this country; graphic,
22 digital, craft, and multimedia arts; the arts related
23 to the presentation, performance, execution, and ex-
24 hibition of such major art forms; and the study and
25 application of the arts to the human environment;

1 “(2) the term ‘Challenge funds’ means those
2 funds appropriated under section 206(a)(3)(A) for
3 the purpose of the Challenge Program, as that Pro-
4 gram is authorized in section 202(e);

5 “(3) the term ‘developing arts organization’
6 means a local arts organization of high artistic
7 promise which—

8 “(A) serves as an important source of local
9 arts programming in a community; and

10 “(B) has the potential to develop artis-
11 tically and institutionally to broaden public ac-
12 cess to the arts in rural and innercity areas and
13 other areas that are underserved artistically;

14 “(4) the term ‘determined to be obscene’ means
15 determined, in a final judgment of a court of record
16 and of competent jurisdiction in the United States,
17 to be obscene;

18 “(5) the term ‘final judgment’ means a judg-
19 ment that is either—

20 “(A) not reviewed by any other court that
21 has authority to review such judgment; or

22 “(B) is not reviewable by any other court;

23 “(6) for purposes of programs established pur-
24 suant to section 202, the term ‘grant’ includes loan,
25 contract, and cooperative agreement;

1 “(7) the term ‘group’ includes any State or
2 other public agency, and any nonprofit society, insti-
3 tution, organization, association, museum, or estab-
4 lishment in the United States, whether or not incor-
5 porated;

6 “(8) the term ‘local arts agency’ means a com-
7 munity organization, or an agency of local govern-
8 ment, that primarily provides financial support, serv-
9 ices, or other programs for a variety of artists and
10 arts organizations, for the benefit of the community
11 as a whole;

12 “(9) the term ‘obscene’ means with respect to
13 a project, production, or workshop, that—

14 “(A) the average person, applying contem-
15 porary community standards, would find that
16 such project, production, or workshop, when
17 taken as a whole, appeals to the prurient inter-
18 est;

19 “(B) such project, production, or workshop
20 depicts or describes sexual conduct in a pa-
21 tently offensive way; and

22 “(C) such project, production, or work-
23 shop, when taken as a whole, lacks serious lit-
24 erary, artistic, political or scientific value;

1 “(10) the term ‘production’ means plays (with
2 or without music), ballet, dance, choral perform-
3 ances, concerts, recitals, operas, exhibitions, read-
4 ings, motion pictures, television, radio, film, video-
5 tape, sound recordings, and any other activities in-
6 volving the execution or rendition of the arts and
7 meeting such standards as may be approved by the
8 Endowment;

9 “(11) the term ‘Program funds’ means those
10 funds appropriated under section 206(a)(1)(A) for
11 projects, productions, and workshops consistent with
12 those activities authorized in section 202;

13 “(12) the term ‘project’ means programs orga-
14 nized to carry out the purposes of this title, includ-
15 ing programs to foster American artistic creativity,
16 to commission works of art, to create opportunities
17 for individuals to develop artistic talents when car-
18 ried on as a part of a program otherwise included
19 in this definition, and to develop and enhance the
20 widest public access, knowledge and understanding
21 of the arts, and includes, where appropriate, rental
22 or purchase of facilities, purchase or rental of land,
23 and acquisition of equipment. Such term also in-
24 cludes—

25 “(A) the renovation of facilities if—

1 “(i) the amount of the expenditure of
2 Federal funds for such purpose in the case
3 of any project does not exceed \$250,000;
4 or

5 “(ii) two-thirds of the members of the
6 National Council on the Arts (who are
7 present and voting) approve of the grant
8 involving an expenditure for such purpose;
9 and

10 “(B) for purposes of Challenge grants
11 under section 202(e), the construction of facili-
12 ties if—

13 “(i) such construction is for dem-
14 onstration purposes or under unusual cir-
15 cumstances where there is no other man-
16 ner in which to accomplish an artistic pur-
17 pose; and

18 “(ii) two-thirds of the members of the
19 National Council on the Arts (who are
20 present and voting) approve of the grant
21 involving an expenditure for such purpose;

22 “(13) the term ‘regional group’ means any
23 multistate group, whether or not representative of
24 contiguous States;

1 “(14) the term ‘State’ includes, in addition to
2 the several States, the Commonwealth of Puerto
3 Rico, the District of Columbia, Guam, American
4 Samoa, the Northern Mariana Islands, and the Vir-
5 gin Islands;

6 “(15) the term ‘Treasury funds’ means those
7 funds appropriated under section 206(a)(2)(A) for
8 the purposes of designated projects and productions,
9 consistent with those activities authorized in section
10 202; and

11 “(16) the term ‘workshop’ means a program
12 the primary purpose of which is to encourage the ar-
13 tistic development or enjoyment of amateur, student,
14 or other participants.

15 **“SEC. 202. NATIONAL ENDOWMENT FOR THE ARTS.**

16 “(a) There is established within the Foundation a
17 National Endowment for the Arts.

18 “(b)(1) The Endowment shall be headed by a chair-
19 person, to be known as the Chairperson of the National
20 Endowment for the Arts, who shall be appointed by the
21 President, by and with the advice and consent of the Sen-
22 ate.

23 “(2) The term of office of the Chairperson shall be
24 four years and the Chairperson shall be eligible for re-
25 appointment. The provisions of this subsection shall apply

1 to any person appointed to fill a vacancy in the office of
2 Chairperson. Upon expiration of the Chairperson's term
3 of office the Chairperson shall serve until the Chair-
4 person's successor shall have been appointed and shall
5 have qualified.

6 “(c) The Chairperson, with the advice of the National
7 Council on the Arts, is authorized to establish and carry
8 out a program of grants to groups, or, in appropriate
9 cases, individuals of exceptional talent engaged in or con-
10 cerned with the arts, for the purpose of enabling them to
11 provide or support projects, productions, and workshops
12 that—

13 “(1) have substantial national or international
14 artistic and cultural significance, giving emphasis to
15 American creativity and cultural diversity and to the
16 maintenance and encouragement of professional ex-
17 cellence;

18 “(2) meet professional standards of authenticity
19 or tradition, irrespective of origin, which are of sig-
20 nificant merit and which, without such assistance,
21 might otherwise be unavailable to our citizens for ge-
22 ographic or economic reasons;

23 “(3) will encourage and assist artists and en-
24 able them to achieve wider distribution of their
25 works, to work in residence at an educational or cul-

1 tural institution, to achieve standards of professional
2 excellence, or to be honored for their significant con-
3 tributions;

4 “(4) have substantial artistic and cultural sig-
5 nificance and that reach, or reflect the culture of a
6 racial, ethnic, inner city, rural, or tribal community;

7 “(5) will encourage and develop public access,
8 knowledge, education, understanding, enjoyment,
9 and appreciation of the arts;

10 “(6) encourage arts at the local level;

11 “(7) enhance managerial and organizational
12 skills and capabilities;

13 “(8) use technology, including film, radio, video,
14 computers, and other advances in telecommuni-
15 cations to broaden public access to the arts; or

16 “(9) involve otherwise relevant activities, includ-
17 ing surveys, research, evaluation, planning, and pub-
18 lications, relating to the purposes of this subsection.

19 Any grant under this subsection awarded with Program
20 funds must be matched in a ratio of at least one non-
21 Federal dollar for every one Federal dollar. Any grant
22 under this subsection awarded with Treasury funds must
23 be matched in a ratio of at least three non-Federal dollars
24 for every one Federal dollar.

1 “(d)(1) The Chairperson, with the advice of the Na-
2 tional Council on the Arts, is authorized to establish and
3 carry out a program of grants to assist the several States
4 in supporting projects, productions, or workshops that
5 meet the standards enumerated in subsection (c) of this
6 section, and in developing projects, productions, or work-
7 shops in the arts in such a manner as will furnish ade-
8 quate programs, facilities, and services in the arts to all
9 the people and communities in each of the several States.

10 “(2) In order to receive assistance under this sub-
11 section in any fiscal year, a State shall submit an applica-
12 tion for such grants at such time as shall be specified by
13 the Chairperson and accompany such application with a
14 plan which the Chairperson finds—

15 “(A) designates or provides for the establish-
16 ment of a State agency (hereinafter in this section
17 referred to as the ‘State agency’) as the sole agency
18 for the administration of the State plan;

19 “(B) provides that funds paid to the State
20 under this subsection will be expended solely on
21 projects, productions, or workshops approved by the
22 State agency which carry out one or more of the ob-
23 jectives of subsection (c) of this section;

24 “(C) provides that the State agency will make
25 such reports, in such form and containing such in-

1 formation, as the Chairperson may from time to
2 time require, including a description of the progress
3 made toward achieving the goals of the State plan;

4 “(D) provides—

5 “(i) assurances that the State agency has
6 held, after reasonable notice, public meetings in
7 the State to allow all groups of artists, inter-
8 ested organizations, and the public to present
9 views and make recommendations regarding the
10 State plan; and

11 “(ii) a summary of such recommendations
12 and the State agency’s response to such rec-
13 ommendations; and

14 “(E) contains—

15 “(i) a description of the level of participa-
16 tion during the most recent preceding year for
17 which information is available by artists, art-
18 ists’ organizations, and arts organizations in
19 projects, productions, or workshops for which
20 financial assistance is provided under this sub-
21 section;

22 “(ii) for the most recent preceding year for
23 which information is available, a description of
24 the extent projects, productions, or workshops
25 receiving financial assistance from the State

1 agency are available to all people and commu-
2 nities in the State; and

3 “(iii) a description of projects, productions,
4 or workshops receiving financial assistance
5 under this subsection that exist or are being de-
6 veloped to secure wider participation of artists,
7 artists’ organizations, and arts organizations
8 identified under clause (i) of this subparagraph
9 or that address the availability of the arts to all
10 people or communities identified under clause
11 (ii) of this subparagraph.

12 No application may be approved unless the accompanying
13 plan satisfies the requirements specified in this subsection.

14 “(3) Of the sums available to carry out this sub-
15 section for any fiscal year, each State which has a plan
16 approved by the Chairperson shall be allotted at least
17 \$200,000. If the sums appropriated are insufficient to
18 make the allotments under the preceding sentence in full,
19 such sums shall be allotted among such States in equal
20 amounts. In any case where the sums available to carry
21 out this subsection for any fiscal year are in excess of the
22 amount required to make the allotments under the first
23 sentence of this paragraph—

24 “(A) the amount of such excess which is no
25 greater than 25 per centum of the sums available to

1 carry out this subsection for any fiscal year shall be
2 available only to the Chairperson for making grants
3 under this subsection to States and regional groups;
4 and

5 “(B) the amount of such excess, if any, which
6 remains after reserving in full for the Chairperson
7 the amount required under clause (A) shall be allot-
8 ted among the States which have plans approved by
9 the Chairperson in equal amounts but in no event
10 shall any State be allotted less than \$200,000.

11 “(4)(A) The amount of each allotment to a State for
12 any fiscal year under this subsection shall be available to
13 each State, which has a plan approved by the Chairperson
14 in effect on the first day of such fiscal year, to pay not
15 more than 50 per centum of the total cost of any project
16 or production described in paragraph (1). The amount of
17 any allotment made under paragraph (3) for any fiscal
18 year which exceeds \$125,000 shall be available, at the dis-
19 cretion of the Chairperson, to pay up to 100 per centum
20 of such cost of projects, productions, or workshops if such
21 projects, productions, or workshops would otherwise be
22 unavailable to the residents of that State: Provided, that
23 the total amount of any such allotment for any fiscal year
24 which is exempted from such 50 per centum limitation

1 shall not exceed 20 per centum of the total of such allot-
2 ment for such fiscal year.

3 “(B) Any amount allotted to a State under the first
4 sentence of paragraph (3) for any fiscal year which is not
5 obligated by the State prior to 60 days prior to the end
6 of the fiscal year for which such sums are appropriated
7 shall be available for making grants to regional groups.

8 “(C) Funds made available under this subsection
9 shall not be used to supplant non-Federal funds.

10 “(D) For purposes of paragraph (3)(B), the term
11 ‘State’ includes, in addition to the several States, only
12 those special jurisdictions specified in section 201(f) which
13 have a population of 200,000 or more, according to the
14 latest decennial census.

15 “(5) All amounts allotted or made available under
16 paragraph (3) for a fiscal year which are not granted to
17 a State during such year shall be available at the end of
18 such year to the National Endowment for the Arts for the
19 purpose of carrying out subsection (c) of this section.

20 “(e) The Chairperson, with the advice of the National
21 Council on the Arts, is authorized to establish and carry
22 out a Challenge Program of grants to cultural organiza-
23 tions and institutions for the purpose of strengthening
24 their quality by—

1 “(1) providing administrative and management
2 improvements for cultural organizations and institu-
3 tions, particularly in the field of long-range financial
4 planning including, but not limited to, increasing
5 levels of community support and the range of con-
6 tributors to the programs of such cultural organiza-
7 tions and institutions;

8 “(2) fostering greater citizen involvement in
9 planning the cultural development of their commu-
10 nities and enabling cultural organizations and insti-
11 tutions to increase audience participation in and ap-
12 preciation of programs sponsored by the cultural or-
13 ganizations and institutions;

14 “(3) providing additional support and stimulat-
15 ing greater cooperation among State, local and pri-
16 vate cultural organizations and institutions to pro-
17 mote effective arts activity and to better serve the
18 communities in which the cultural organizations and
19 institutions are located; and

20 “(4) stimulating artistic activity and awareness
21 which are in keeping with the varied cultural tradi-
22 tions of this Nation.

23 Challenge funds must be matched in a ratio of at least
24 three non-Federal dollars for every one Federal dollar.

1 “(f) The Chairperson of the National Endowment for
2 the Arts, with the advice of the National Council on the
3 Arts, is authorized to carry out a program of grants to
4 States for the purposes of—

5 “(1) enhancing the artistic capabilities of devel-
6 oping arts organizations through artistic, pro-
7 grammatic, and staff development;

8 “(2) providing technical assistance to develop-
9 ing arts organizations to improve managerial and or-
10 ganizational skills, financial systems management,
11 and long-range fiscal planning; and

12 “(3) stimulating artistic activity and awareness,
13 and broadening public access to the arts, in rural,
14 innercity and other areas that are underserved artis-
15 tically.

16 Grants under this subsection are subject to the matching
17 requirements set forth in subsection (c).

18 “(g) The Chairperson of the National Endowment for
19 the Arts, with the advice of the National Council on the
20 Arts, is authorized to establish and carry out a program
21 of grants to any State or other public agency, individual,
22 artist, any nonprofit society, performing and
23 nonperforming arts and educational institution or organi-
24 zation, association, or museum in the United States, in
25 order to foster and encourage exceptional talent, public

1 knowledge, understanding, and appreciation of the arts,
2 and to support the education, training, and development
3 of this Nation’s artists, through projects, productions, and
4 workshops that will—

5 “(1) promote and improve the availability of
6 arts instruction and improve the quality of arts edu-
7 cation through support of life-long learning in the
8 arts;

9 “(2) enhance the quality of arts instruction in
10 programs of teacher education;

11 “(3) develop arts faculty resources and talents;

12 “(4) support and encourage the development of
13 improved curriculum materials in the arts;

14 “(5) improve evaluation and assessment of edu-
15 cation in the arts programs and instruction;

16 “(6) foster cooperative programs with the De-
17 partment of Education and other Federal agencies
18 and encourage partnerships between arts and edu-
19 cation agencies and organizations at State and local
20 levels as well as among arts organizations, busi-
21 nesses, and educational and cultural institutions;

22 “(7) support apprenticeships, internships, and
23 other career oriented work-study experiences for art-
24 ists and arts teachers, and encourage residencies of
25 artists at all educational levels;

1 “(8) support the use of technology and im-
2 proved facilities and resources in education in the
3 arts programs at all levels; and

4 “(9) foster the development of demonstration
5 projects, demonstration productions, demonstration
6 workshops, and demonstration programs in arts edu-
7 cation and collect, and make available to the public,
8 information on their implementation and effective-
9 ness.

10 Grants under this subsection are subject to the matching
11 requirements set forth in subsection (c).

12 “(h) The Chairperson of the National Endowment for
13 the Arts shall, in ongoing consultation with State and local
14 agencies, relevant organizations, and relevant Federal
15 agencies, continue to develop and implement a practical
16 system of national information and data collection and
17 public dissemination on the arts, artists and arts groups,
18 and their audiences. Such system shall include artistic and
19 financial trends in the arts, trends in audience participa-
20 tion, and trends in arts education on national, regional,
21 and State levels. Such system shall also include informa-
22 tion regarding the availability of the arts to various audi-
23 ence segments, including rural communities. Such system
24 shall be used, along with a summary of the data submitted
25 with State plans under subsection (d) of this section, to

1 prepare a periodic report on the state of the arts in the
2 Nation. The state of the arts report shall include a de-
3 scription of the availability of the Endowment's programs
4 to emerging, rural, and culturally diverse artists, arts or-
5 ganizations, and communities and of the participation by
6 such artists, organizations, and communities in such pro-
7 grams. The state of the arts report shall be submitted to
8 the President and the Congress, and provided to the
9 States, not later than October 1, 1996, and quadrennially
10 thereafter.

11 “(i) No grant shall be made under this section except
12 upon application therefor which is submitted to the Na-
13 tional Endowment for the Arts in accordance with proce-
14 dures established by the Chairperson. In establishing such
15 procedures, the Chairperson shall ensure that—

16 “(1) artistic excellence and artistic merit are
17 the criteria by which applications are judged by re-
18 view panels, taking into consideration general stand-
19 ards of decency and respect for the diverse beliefs
20 and values of the American public;

21 “(2) in selecting individuals and groups of ex-
22 ceptional talent as recipients of financial assistance,
23 the Chairperson shall give particular regard to artis-
24 tically underserved areas and artists and artistic

1 groups that have traditionally been
2 underrepresented;

3 “(3) applications and awards of financial assist-
4 ance are consistent with the purposes of this section.
5 Such procedures shall clearly indicate that obscenity
6 is without artistic merit, is not protected speech, and
7 shall not be funded. Projects, productions, and work-
8 shops that are determined to be obscene are prohib-
9 ited from receiving financial assistance under this
10 title from the National Endowment for the Arts.

11 The disapproval or approval of an application by the
12 Chairperson shall not be construed to mean, and shall not
13 be considered as evidence that, the project, production, or
14 workshop, for which the applicant requested financial as-
15 sistance, is or is not obscene.

16 “(j) The Chairperson of the National Endowment for
17 the Arts shall utilize advisory panels as the first step in
18 the review of applications, and to make recommendations
19 to the National Council on the Arts in all cases except
20 cases in which the Chairperson exercises authority dele-
21 gated under section 203(f). When reviewing applications,
22 such panels shall recommend applications for projects,
23 productions, and workshops solely on the basis of artistic
24 excellence and artistic merit. The Chairperson shall estab-
25 lish procedures to—

1 “(1) ensure that all panels are composed, to the
2 extent practicable, of individuals reflecting a wide
3 geographic, ethnic, and minority representation as
4 well as individuals reflecting diverse artistic and cul-
5 tural points of view;

6 “(2) ensure that all panels include representa-
7 tion of lay individuals who are knowledgeable about
8 the arts but who are not engaged in the arts as a
9 profession and are not employees of either artists’
10 organizations or arts organizations;

11 “(3) ensure that, when feasible, the procedures
12 used by panels to carry out their responsibilities are
13 standardized;

14 “(4) require panels—

15 “(A) to create written records summariz-
16 ing—

17 “(i) all meetings and discussions of
18 such panel; and

19 “(ii) the recommendations made by
20 such panel to the Council; and

21 “(B) make such records available to the
22 public in a manner that protects the privacy of
23 individual applicants and panel members;

24 “(5) require, when necessary and feasible, the
25 use of site visits to view the work of the applicant

1 and deliver a written report on the work being re-
2 viewed, in order to assist panelists in making their
3 recommendations; and

4 “(6) require that the membership of each panel
5 change substantially from year to year and to pro-
6 vide that each individual is ineligible to serve on a
7 panel for more than 3 consecutive years.

8 In making appointments to panels, the Chairperson shall
9 ensure that an individual who has a pending application
10 for financial assistance under this chapter, or who is an
11 employee or agent of an organization with a pending appli-
12 cation, does not serve as a member of any panel before
13 which such application is pending. The prohibition de-
14 scribed in the preceding sentence shall commence with re-
15 spect to such individual beginning on the date such appli-
16 cation is submitted and shall continue for so long as such
17 application is pending.

18 “(k) It shall be a condition of the receipt of financial
19 assistance provided under this section by the Chairperson
20 that—

21 “(1) each applicant for such assistance include
22 in its application—

23 “(A) a detailed description of the proposed
24 project, production, or workshop for which as-
25 sistance is requested; and

1 “(B) a timetable for the completion of such
2 proposed project, production, or workshop.

3 “(2) each grant recipient shall agree to and
4 comply with requirements to submit—

5 “(A) an assurance that the grant recipient
6 will strive to meet the standard of artistic excel-
7 lence and artistic merit;

8 “(B) interim reports, including an annual
9 report for each project, production or workshop
10 carried out during a period exceeding one year,
11 describing the grant recipient’s progress in car-
12 rying out such project, production, or workshop
13 and compliance with the conditions of receipt of
14 such assistance;

15 “(C) financial reports containing such in-
16 formation as the Chairperson deems necessary
17 to ensure that such financial assistance is ex-
18 pended in accordance with the terms and condi-
19 tions under which it is provided;

20 “(D) a final report to the Chairperson de-
21 scribing the project, production, or workshop
22 carried out with such financial assistance and
23 the grant recipient’s compliance with the condi-
24 tions of receipt of such assistance; and

1 “(E) if practicable, as determined by the
2 Chairperson, a copy of such project or produc-
3 tion.

4 The Chairperson shall determine the appropriate form and
5 timing of interim reporting for grant recipients. The final
6 report shall be due not later than 90 days after the end
7 of the period for which the grant recipient receives assist-
8 ance or the completion of the project, production, or work-
9 shop, whichever occurs earlier. The Chairperson may ex-
10 tend the 90-day period only if the recipient shows good
11 cause why such an extension should be granted.

12 “(l) The Chairperson of the National Endowment for
13 the Arts shall conduct a post-award evaluation of projects,
14 productions, and workshops for which financial assistance
15 is provided by the Endowment under section 202. Such
16 evaluation may include an audit to determine the accuracy
17 of the reports required to be submitted by recipients under
18 subsection (k).

19 “(m) The Chairperson shall establish procedures to
20 provide for the distribution of financial assistance to re-
21 cipients in installments except in those cases where the
22 Chairperson determines that installments are not prac-
23 ticable. In implementing any such installments, the Chair-
24 person shall ensure that—

1 “(1) not more than two-thirds of such assist-
2 ance may be provided at the time such application
3 is approved; and

4 “(2) the remainder of such assistance may not
5 be provided until the Chairperson receives an in-
6 terim report described in subsection (k)(2)(B) and
7 finds that the recipient of such assistance is comply-
8 ing substantially with this section and with the con-
9 ditions under which such assistance is provided to
10 such recipient.

11 “(n) The Inspector General of the Endowment shall
12 conduct appropriate reviews to ensure that recipients of
13 financial assistance under this section comply with the ap-
14 plicable regulations and procedures established under this
15 title including regulations relating to accounting and fi-
16 nancial matters.

17 “(o) It shall be a condition of the receipt of any grant
18 under this section that the group or individual of excep-
19 tional talent or the State or State agency receiving such
20 grant furnish adequate assurances to the Secretary of
21 Labor that—

22 “(1) all professional performers and related or
23 supporting professional personnel (other than labor-
24 ers and mechanics with respect to whom labor
25 standards are prescribed in subsection (p) of this

1 section) employed on projects or productions which
2 are financed in whole or in part under this section
3 will be paid, without subsequent deduction or rebate
4 on any account, not less than the minimum com-
5 pensation as determined by the Secretary of Labor
6 to be the prevailing minimum compensation for per-
7 sons employed in similar activities; and

8 “(2) no part of any project or production which
9 is financed in whole or in part under this section will
10 be performed or engaged in under working condi-
11 tions which are unsanitary or hazardous or dan-
12 gerous to the health and safety of the employees en-
13 gaged in such project or production. Compliance
14 with the safety and sanitary laws of the State in
15 which the performance or part thereof is to take
16 place shall be prima facie evidence of compliance.
17 The Secretary of Labor shall have the authority to
18 prescribe standards, regulations, and procedures as
19 the Secretary of Labor may deem necessary or ap-
20 propriate to carry out the provisions of this sub-
21 section.

22 “(p) It shall be a condition of the receipt of any grant
23 under this section that the group or individual of excep-
24 tional talent or the State or State agency receiving such
25 grant furnish adequate assurances to the Secretary of

1 Labor that all laborers and mechanics employed by con-
2 tractors or subcontractors on construction projects as-
3 sisted under this section shall be paid wages at rates not
4 less than those prevailing on similar construction in the
5 locality as determined by the Secretary of Labor in accord-
6 ance with the Davis-Bacon Act, as amended (40 U.S.C.
7 276a-5). The Secretary of Labor shall have with respect
8 to the labor standards specified in this subsection the au-
9 thority and functions set forth in Reorganization Plan
10 Numbered 14 of 1950 (15 F.R. 3176; 5 U.S.C. 133z-15)
11 and section 2 of the Act of June 13, 1934, as amended
12 (40 U.S.C. 276c).

13 “(q) The Chairperson shall correlate the programs of
14 the National Endowment for the Arts, insofar as prac-
15 ticable, with existing Federal programs and with those un-
16 dertaken by other public agencies or private groups, and
17 shall develop the programs of the Endowment with due
18 regard to the contribution to the objectives of this title
19 which can be made by other Federal agencies under exist-
20 ing programs. The Chairperson may enter into inter-
21 agency agreements to promote or assist with the arts-re-
22 lated activities of other Federal agencies, on a reimburs-
23 able or nonreimbursable basis, and may use funds author-
24 ized to be appropriated for the purposes of this title for
25 the costs of such activities.

1 **“SEC. 203. NATIONAL COUNCIL ON THE ARTS.**

2 “(a) There shall be, within the National Endowment
3 for the Arts, a National Council on the Arts (hereinafter
4 in this section referred to as the ‘Council’).

5 “(b) The Council shall be composed of the Chair-
6 person of the National Endowment for the Arts, who shall
7 be Chairperson of the Council, and twenty-six other mem-
8 bers appointed by the President, by and with the advice
9 and consent of the Senate, who shall be selected—

10 “(1) from among private citizens of the United
11 States who (A) are widely recognized for their broad
12 knowledge of, or expertise in, or for their profound
13 interest in, the arts and (B) have established records
14 of distinguished service, or achieved eminence, in the
15 arts;

16 “(2) so as to include practicing artists, civic
17 cultural leaders, members of the museum profession,
18 and others who are professionally engaged in the
19 arts; and

20 “(3) so as collectively to provide an appropriate
21 distribution of membership among the major art
22 fields.

23 The President is requested, in the making of such appoint-
24 ments, to give consideration to such recommendations as
25 may, from time to time, be submitted to the President by
26 leading national organizations in these fields. In making

1 such appointments, the President shall give due regard to
2 equitable representation of women, racially and ethnically
3 diverse individuals, and individuals with disabilities who
4 are involved in the arts. Members of the Council shall be
5 appointed so as to represent equitably all geographical
6 areas in the United States.

7 “(c) Each member shall hold office for a term of six
8 years, and the terms of office shall be staggered. The
9 terms of office of all Council members shall expire on the
10 third day of September in the year of expiration. No mem-
11 ber shall be eligible for reappointment during the two-year
12 period following the expiration of such member’s term.
13 Any member appointed to fill a vacancy shall serve for
14 the remainder of the term for which such member’s prede-
15 cessor was appointed. Notwithstanding any other provi-
16 sion of this subsection, a member shall serve after the ex-
17 piration of such member’s term until such member’s suc-
18 cessor takes office.

19 “(d) Members shall receive compensation at a rate
20 to be fixed by the Chairperson but not to exceed the per
21 diem equivalent of the maximum rate of pay payable under
22 section 5376 of title 5 of the United States Code and be
23 allowed travel expenses including per diem in lieu of sub-
24 sistence, as authorized by law (section 5703 of title 5 of

1 the United States Code) for persons in the Government
2 service employed intermittently.

3 “(e)(1) The Council shall meet at the call of the
4 Chairperson but not less often than twice during each cal-
5 endar year. Fourteen members of the Council shall con-
6 stitute a quorum. All policy meetings of the Council shall
7 be open to the public.

8 “(2) The Council shall—

9 “(A) create written records summarizing—

10 “(i) all meetings and discussions of the
11 Council; and

12 “(ii) the recommendations made by the
13 Council to the Chairperson;

14 “(B) make such records available to the public
15 in a manner that protects the privacy of individual
16 applicants, panel members, and Council members;

17 “(C) advise the Chairperson with respect to
18 policies, programs, and procedures for carrying out
19 the Chairperson’s functions, duties, or responsibil-
20 ities under this title, and review applications for fi-
21 nancial assistance under this subchapter and make
22 recommendations to the Chairperson with respect to
23 the approval of each application and the amount of
24 financial assistance (if any) to provide to each appli-
25 cant;

1 “(D) make recommendations to the Chair-
2 person concerning—

3 “(i) whether to approve particular applica-
4 tions for financial assistance under this title
5 that have been determined by panels to have ar-
6 tistic excellence and artistic merit; and

7 “(ii) the amount of financial assistance the
8 Chairperson should provide with respect to each
9 such application the Council recommends for
10 approval.

11 “(f) The Chairperson shall not approve or disapprove
12 any application until the Chairperson has received the rec-
13 ommendation of the Council on such application. The
14 Chairperson shall have final authority to approve each ap-
15 plication, except that the Chairperson may only provide
16 to an applicant the amount of financial assistance rec-
17 ommended by the Council and may not approve an appli-
18 cation with respect to which the Council makes a negative
19 recommendation. In the case of an application or amend-
20 ment involving \$35,000 or less or a change in the grant
21 amount of 20 percent or less, the Chairperson may ap-
22 prove or disapprove such request if such action is taken
23 pursuant to the terms of an expressed and direct delega-
24 tion of authority from the Council to the Chairperson, and
25 provided that each such action by the Chairperson shall

1 be reported to the Council at its next regularly scheduled
2 meeting. Such action by the Chairperson shall be used
3 with discretion and shall not become a normal practice of
4 providing assistance. In addition, the terms of any such
5 delegation of authority shall not permit obligations for ex-
6 penditure of funds under such delegation for any fiscal
7 year which exceed an amount equal to 10 per centum of
8 the sums appropriated for that fiscal year pursuant to sec-
9 tion 206(a)(1)(A).

10 **“SEC. 204. NATIONAL MEDAL OF ARTS.**

11 “(a) There is hereby established a National Medal of
12 Arts, which shall be a medal of such design as is deemed
13 appropriate by the President, on the basis of recommenda-
14 tions submitted by the National Council on the Arts, and
15 which shall be awarded as provided in subsection (b) of
16 this section.

17 “(b)(1) The President shall from time to time award
18 the National Medal of Arts, on the basis of recommenda-
19 tions from the National Council on the Arts, to individuals
20 or groups who in the President’s judgment are deserving
21 of special recognition by reason of their outstanding con-
22 tributions to the excellence, growth, support, and availabil-
23 ity of the arts in the United States.

24 “(2) Not more than twelve of such medals may be
25 awarded in any calendar year.

1 “(3) An individual may be awarded the National
2 Medal of Arts only if at the time such award is made such
3 individual—

4 “(A) is a citizen or other national of the United
5 States; or

6 “(B) is an alien lawfully admitted to the United
7 States for permanent residence who (i) has filed an
8 application or petition for naturalization in the man-
9 ner prescribed by section 334 of the Immigration
10 and Nationality Act (8 U.S.C. 1445) and (ii) is not
11 permanently ineligible to become a citizen of the
12 United States.

13 “(4) A group may be awarded the National Medal
14 of Arts only if such group is organized or incorporated
15 in the United States.

16 “(5) The presentation of the National Medal of Arts
17 shall be made by the President with such ceremonies as
18 the President may deem proper, including attendance by
19 appropriate Members of Congress.

20 “(c) Funds made available to the National Endow-
21 ment for the Arts shall be used to carry out this section.

22 **“SEC. 205. ADMINISTRATIVE PROVISIONS.**

23 “(a) In addition to any authorities vested in the
24 Chairperson by other provisions of this title, the Chair-
25 person of the National Endowment for the Arts in carry-

1 ing out the Chairperson's functions, shall have authority
2 to—

3 “(1) prescribe such regulations and procedures
4 as the Chairperson deems necessary governing the
5 manner in which the Chairperson's functions shall
6 be carried out;

7 “(2) solicit, accept, receive, invest, and use
8 money and property donated, bequeathed, or devised
9 to such Endowment, either absolutely or in trust,
10 with or without a condition or restriction, including
11 a condition that the Chairperson use other funds of
12 the Endowment for the purposes of the gift, and to
13 use, sell, or otherwise dispose of such property for
14 purposes of carrying out the Endowment's functions.
15 All such gifts shall be added to the appropriation for
16 the Endowment for purposes of carrying out the En-
17 dowment's functions under this title;

18 “(3) appoint employees, subject to the civil
19 service laws, as necessary to carry out the Chair-
20 person's functions, define their duties, and supervise
21 and direct their activities;

22 “(4) utilize experts and consultants, including
23 panels of experts, who may be employed as author-
24 ized by section 3109 of title 5, United States Code;

1 “(5) accept and utilize the services of voluntary
2 and uncompensated personnel and reimburse them
3 for travel expenses, including per diem, as author-
4 ized by law (section 5703 of title 5 of the United
5 States Code) for persons in the Government service
6 employed without compensation;

7 “(6) make advance, progress, and other pay-
8 ments without regard to section 3324 of title 31,
9 United States Code;

10 “(7) rent office space in the District of Colum-
11 bia; and

12 “(8) make other necessary expenditures.

13 “(b) Any group shall be eligible for financial assist-
14 ance pursuant to this title only if—

15 “(1) no part of its net earnings inures to the
16 benefit of any private stockholder or stockholders, or
17 individual or individuals, and

18 “(2) donations to such group are allowable as
19 a charitable contribution under the standards of sec-
20 tion 170(c) of the Internal Revenue Code of 1986
21 (26 U.S.C. 170(c)).

22 “(c) Any loans made by the Chairperson under this
23 title shall be made in accordance with terms and condi-
24 tions approved by the Secretary of the Treasury.

1 “(d) The Chairperson may waive matching require-
2 ments under section 202 for designated grantees, except
3 that not more than 20 percent of the funds allotted by
4 the National Endowment for the Arts for grants under
5 section 202 in any fiscal year may be available for grants
6 in that fiscal year without regard to such limitation.

7 “(e) The Chairperson of the National Endowment for
8 the Arts shall submit an annual report to the President
9 for transmittal to the Congress on or before the 15th day
10 of April of each year. The report shall summarize the ac-
11 tivities of the Endowment for the preceding year, and may
12 include such recommendations as the Chairperson deems
13 appropriate.

14 “(f) The National Council on the Arts may submit
15 an annual report to the President for transmittal to the
16 Congress on or before the 15th day of April of each year
17 setting forth a summary of its activities during the preced-
18 ing year or its recommendations for any measures which
19 it considers necessary or desirable.

20 “(g) Official publications of the Endowment under
21 this title may be supported without regard for the provi-
22 sions of section 501 of title 44, United States Code, only
23 if the Chairperson consults with the Joint Committee on
24 Printing of the Congress and the Chairperson submits to
25 the Committee on Labor and Human Resources of the

1 Senate and the Committee on Economic and Educational
2 Opportunities of the House of Representatives a report
3 justifying any exemption from such section 501.

4 “(h) If any grant recipient substantially fails to sat-
5 isfy the purposes for which such financial assistance is
6 provided or the requirements of subsection (k) of section
7 202, as determined by the Chairperson, then the Chair-
8 person may—

9 “(1) for purposes of determining whether to
10 provide any subsequent financial assistance, take
11 into consideration the results of the post-award eval-
12 uation conducted under subsection (l) of section 202;

13 “(2) prohibit the recipient of such financial as-
14 sistance to use the name of, or in any way associate
15 such project, production, or program with the En-
16 dowment; and

17 “(3) if such project, production, or program is
18 published, require that the publication contain the
19 following statement: ‘The opinions, findings, conclu-
20 sions, and recommendations expressed herein do not
21 reflect the views of the National Endowment for the
22 Arts.’.

23 “(i) Whenever the Chairperson, after reasonable no-
24 tice and opportunity for hearing, finds that—

1 “(1) a grantee is not complying substantially
2 with the provisions of this title;

3 “(2) a State agency is not complying substan-
4 tially with terms and conditions of its State plan ap-
5 proved under this title; or

6 “(3) any funds granted to a grantee or State
7 agency under this title have been diverted from the
8 purposes for which they were allotted or paid, the
9 Chairperson shall immediately notify the grantee or
10 State agency with respect to which such finding was
11 made that no further grants will be made under this
12 subtitle to such grantee or agency until there is no
13 longer any default or failure to comply or the diver-
14 sion has been corrected, or, if compliance or correc-
15 tion is impossible, until such grantee or agency re-
16 pays or arranges the repayment of the Federal funds
17 which have been improperly diverted or expended.

18 “(j)(1) If, after reasonable notice and opportunity for
19 a hearing on the record, the Chairperson determines that
20 a recipient of financial assistance provided under this title
21 by the Chairperson or any non-Federal entity, used such
22 financial assistance for a project, production, or workshop
23 that is determined to be obscene, then the Chairperson
24 shall require that until such recipient repays such assist-
25 ance (in such amount, and under such terms and condi-

1 tions, as the Chairperson determines to be appropriate)
2 to the Endowment, no subsequent financial assistance be
3 provided under this title to such recipient.

4 “(2) Financial assistance repaid under this section to
5 the Endowment shall be deposited in the Treasury of the
6 United States and credited as miscellaneous receipts.

7 “(3)(A) This subsection shall not apply with respect
8 to financial assistance provided before October 1, 1990.

9 “(B) This subsection shall not apply with respect to
10 a project, production, or workshop after the expiration of
11 the 7-year period beginning on the latest date on which
12 financial assistance is provided under this title for such
13 project, production, or workshop.

14 **“SEC. 206. AUTHORIZATION OF APPROPRIATIONS.**

15 “(a)(1)(A) For the purpose of carrying out sub-
16 sections (c), (d), (f), and (g) of section 202, there are au-
17 thorized to be appropriated to the National Endowment
18 for the Arts such sums as may be necessary for fiscal
19 years 1996, 1997, 1998, 1999, 2000, and 2001.

20 “(B) Not less than 27.5 percent of the amount appro-
21 priated for the respective fiscal year under subsection (A)
22 shall be for carrying out section 202(d).

23 “(C) Not less than 7.5 percent of the amount appro-
24 priated for the respective fiscal year under subsection (A)
25 shall be for carrying out programs under section 202(f)(3)

1 (relating to programs to expand public access to the arts
2 in rural and innercity areas). Not less than 50 percent
3 of the funds required by this clause to be used for carrying
4 out such programs shall be used for carrying out such pro-
5 grams in rural areas.

6 “(D) In any fiscal year in which the aggregate
7 amount of funds appropriated to the National Endowment
8 for the Arts under subsection (A) exceeds \$175,000,000,
9 50 percent of such excess shall be available to carry out
10 section 202(g), except that in each fiscal year, the amount
11 made available to carry out section 202(g) shall not exceed
12 \$40,000,000, in the aggregate.

13 “(2) There are authorized to be appropriated for each
14 fiscal year ending before October 1, 2001, to the National
15 Endowment for the Arts an additional amount for Treas-
16 ury Funds, equal to the sum of—

17 “(A) the total amounts received by such En-
18 dowment under section 205(a)(2), including the
19 value of property donated, bequeathed, or devised to
20 such Endowment; and

21 “(B) the total amounts received by the grantees
22 of such Endowment from non-Federal sources, in-
23 cluding the value of property donated, bequeathed,
24 or devised to such grantees, for use in carrying out
25 projects and other activities under section 202(c).

1 “(3) There are authorized to be appropriated for each
2 fiscal year ending before October 1, 2001, to the National
3 Endowment for the Arts an additional amount for Chal-
4 lenge Funds, equal to the sum of—

5 “(A) the total amounts received by such En-
6 dowment under section 205(a)(2) for use in carrying
7 out activities under section 202(e); and

8 “(B) the total amounts received by the grantees
9 of such Endowment from non-Federal sources, in-
10 cluding the value of property donated, bequeathed,
11 or devised to such grantees, for use in carrying out
12 activities under section 202(e).

13 “(b)(1) Sums appropriated pursuant to subsection
14 (a) of this section for any fiscal year shall remain available
15 for obligation and expenditure until expended.

16 “(2) In order to afford adequate notice to interested
17 persons of available assistance under this title, appropria-
18 tions authorized under subsection (a) of this section are
19 authorized to be included in the measure making appro-
20 priations for the fiscal year preceding the fiscal year for
21 which such appropriations become available for obligation.

22 “(c) There are authorized to be appropriated to the
23 National Endowment for the Arts such sums as may be
24 necessary for fiscal years 1996, 1997, 1998, 1999, 2000,
25 and 2001, to administer the provisions of this title, or any

1 other program for which the Chairperson of the National
2 Endowment for the Arts is responsible, including not to
3 exceed \$100,000 for each such fiscal year for official re-
4 ception and representation expenses.

5 **“TITLE III—NATIONAL ENDOW-**
6 **MENT FOR THE HUMANITIES**

7 **“SEC. 301. DEFINITIONS.**

8 “As used in this title—

9 “(1) the term ‘humanities’ includes, but is not
10 limited to, the study and interpretation of the follow-
11 ing: language, both modern and classical; linguistics;
12 literature; history; jurisprudence; philosophy; archae-
13 ology; comparative religion; ethics; the history, criti-
14 cism, and theory of the arts; folklore and folklife;
15 those aspects of the social sciences which have hu-
16 manistic content and employ humanistic methods;
17 and the study and application of the humanities to
18 the human environment with particular attention to
19 reflecting our diverse heritage, traditions, and his-
20 tory and to the relevance of the humanities to the
21 current conditions of national life;

22 “(2) the term ‘project’ means programs orga-
23 nized to carry out the purposes of this title, such
24 term also includes—

25 “(A) the renovation of facilities if—

1 “(i) the amount of the expenditure of
2 Federal funds for such purpose in the case
3 of any project does not exceed \$250,000,
4 or

5 “(ii) two-thirds of the members of the
6 National Council on the Humanities (who
7 are present and voting) approve of the
8 grant or contract involving an expenditure
9 for such purpose; and

10 “(B) for purposes of sections 302(c)(10)
11 and 302(h) only, the construction of facilities
12 if—

13 “(i) such construction is for dem-
14 onstrations purposes or under unusual cir-
15 cumstances where there is no other man-
16 ner in which to accomplish a humanistic
17 purpose; and

18 “(ii) two-thirds of the members of the
19 National Council on the Humanities (who
20 are present and voting) approve of the
21 grant or contract involving an expenditure
22 for such purpose;

23 “(3) the term ‘State’ includes, in addition to
24 the several States, the Commonwealth of Puerto
25 Rico, the District of Columbia, Guam, American

1 Samoa, the Commonwealth of the Northern Mariana
2 Islands, and the Virgin Islands of the United States;

3 “(4) the term ‘workshop’ means an activity the
4 primary purpose of which is to promote scholarship
5 and teaching among the participants;

6 “(5) the term ‘arrangements’ means any form
7 of financial assistance, including contracts, grants,
8 or other forms of assistance and loans made in ac-
9 cordance with terms and conditions approved by the
10 Secretary of the Treasury; and

11 “(6) the term ‘program income’ means any
12 money that is earned or received by a grantee or a
13 subrecipient from the activities supported by grant
14 funds or from products resulting from or related to
15 grant activities. It includes, but is not limited to, in-
16 come from fees for services performed and from the
17 sale of items fabricated under a grant; income from
18 licensing fees on products related to the grant activi-
19 ties; usage or rental fees for equipment or property
20 acquired under a grant; admission fees; broadcast or
21 distribution rights; and royalties on patents and
22 copyrights.

1 **“SEC. 302. ESTABLISHMENT OF THE NATIONAL ENDOW-**
2 **MENT FOR THE HUMANITIES.**

3 “(a) There is established within the Foundation the
4 National Endowment for the Humanities.

5 “(b)(1) The Endowment shall be headed by a chair-
6 person, who shall be appointed by the President, by and
7 with the advice and consent of the Senate.

8 “(2) The term of office of the Chairperson shall be
9 four years, and the Chairperson shall be eligible for re-
10 appointment. The provisions of this paragraph shall apply
11 to any person appointed to fill a vacancy in the office of
12 the Chairperson. Upon expiration of the Chairperson’s
13 term of office the Chairperson shall serve until the Chair-
14 person’s successor shall have been appointed and shall
15 have qualified.

16 “(c) The Chairperson, with the advice of the National
17 Council on the Humanities (hereinafter established), is au-
18 thorized to enter into arrangements to—

19 “(1) develop and encourage the pursuit of a na-
20 tional policy for the promotion of progress and
21 scholarship in the humanities;

22 “(2) initiate and support research and pro-
23 grams to strengthen the research and teaching po-
24 tential of the United States in the humanities;

25 “(3) initiate and support training and work-
26 shops in the humanities (fellowships awarded to in-

1 individuals under this authority may be for the pur-
2 pose of study or research at appropriate non-profit
3 institutions selected by the recipient of such aid, for
4 stated periods of time);

5 “(4) initiate and support programs and re-
6 search which have substantial scholarly and cultural
7 significance and that reach, or reflect the diversity
8 and richness of our American cultural heritage, in-
9 cluding the culture of, a minority, inner city, rural,
10 or tribal community;

11 “(5) foster international programs and ex-
12 changes;

13 “(6) foster the interchange of information in
14 the humanities;

15 “(7) foster education in, and public understand-
16 ing and appreciation of the humanities;

17 “(8) support the publication of scholarly works
18 in the humanities;

19 “(9) insure that the benefit of its programs will
20 also be available to our citizens where such pro-
21 grams would otherwise be unavailable due to geo-
22 graphic or economic reasons; and

23 “(10) foster programs and projects that provide
24 access to, and preserve materials important to re-

1 search, education, and public understanding of, the
2 humanities.

3 In selecting individuals and groups of exceptional talent
4 as recipients of financial assistance to be provided under
5 this subsection, the Chairperson shall give particular re-
6 gard to underserved scholars, and educational and cultural
7 institutions, that have traditionally been
8 underrepresented.

9 “(d) The Chairperson shall coordinate the programs
10 of the National Endowment for the Humanities, insofar
11 as practicable, with existing Federal programs, designated
12 State humanities agencies and with those undertaken by
13 other public agencies or private groups, and shall develop
14 the programs of the Endowment with due regard to the
15 contribution to the objectives of this title which can be
16 made by other Federal agencies under existing programs.

17 “(e) The total amount of any grant under subsection
18 (c)(3) to any group engaging in workshop activities for
19 which an admission or other charge is made to the general
20 public shall not exceed 30 per centum of the total cost
21 of such activities.

22 “(f)(1) The Chairperson, with the advice of the Na-
23 tional Council on the Humanities, is authorized, in accord-
24 ance with the provisions of this subsection, to establish
25 and carry out a program of grant-in-aid in each of the

1 several States in order to support not more than 50 per
2 centum of the cost of existing activities which meet the
3 standards enumerated in subsection (c) of this section or
4 to match contributions from non-Federal sources made to
5 a trust fund the purpose of which is to provide long-term
6 financial support for programs which meet the standards
7 enumerated in subsection (c) of this section and in order
8 to develop a program in the humanities in such a manner
9 as will furnish adequate programs in the humanities in
10 each of the several States.

11 “(2)(A) Whenever a State desires to designate or to
12 provide for the establishment of a State agency as the sole
13 agency for the administration of the State plan, such State
14 shall designate the humanities council in existence on the
15 date the State agency is established as the State agency,
16 and shall match from State funds a sum equal to 50 per
17 centum of that portion of Federal financial assistance re-
18 ceived by such State under this subsection which is de-
19 scribed in the first sentence of paragraph (4) relating to
20 the minimum State grant, or 25 per centum of the total
21 amount of Federal financial assistance received by such
22 State under this subsection, whichever is greater, for the
23 fiscal year involved. In any State in which the State selects
24 the option described in this subparagraph, the State shall
25 submit, before the beginning of each fiscal year, an appli-

1 cation for grants and accompany such application with a
2 plan which the Chairperson finds—

3 “(i) designates or provides for the establish-
4 ment of a State agency (hereinafter in this section
5 referred to as the ‘State agency’) as the sole agency
6 for the administration of the State plan;

7 “(ii) provides that the chief executive officer of
8 the State will appoint new members to the State hu-
9 manities council designated under the provisions of
10 this subparagraph, as vacancies occur as a result of
11 the expiration of the terms of members of such
12 council, until the chief executive officer has ap-
13 pointed all of the members of such council;

14 “(iii) provides, from State funds, an amount
15 equal to 50 per centum of that portion of Federal
16 financial assistance received by such State under
17 this subsection which is described in the first sen-
18 tence of paragraph (4) relating to the minimum
19 State grant, or 25 per centum of the total amount
20 of Federal financial assistance received by such
21 State under this subsection, whichever is greater, for
22 the fiscal year involved;

23 “(iv) provides that funds paid to the State
24 under this subsection will be expended solely on pro-
25 grams approved by the State agency which carry out

1 the objectives of subsection (c) of this section and
2 which are designed to bring the humanities to the
3 public;

4 “(v) provides assurances that State funds will
5 be newly appropriated for the purpose of meeting
6 the requirements of this subparagraph;

7 “(vi) provides that the State agency will make
8 such reports, in such form and containing such in-
9 formation, as the Chairperson may require, includ-
10 ing a description of the progress made toward
11 achieving the goals of the State plan;

12 “(vii) provides—

13 “(I) assurances that the State agency has
14 held, after reasonable notice, public meetings in
15 the State to allow scholars, interested organiza-
16 tions, and the public to present views and make
17 recommendations regarding the State plan; and

18 “(II) a summary of such recommendations
19 and of the response of the State agency to such
20 recommendations; and

21 “(viii) contains—

22 “(I) a description of the level of participa-
23 tion during the most recent preceding year for
24 which information is available by scholars and

1 scholarly organizations in programs receiving fi-
2 nancial assistance under this subsection;

3 “(II) for the most recent preceding year
4 for which information is available, a description
5 of the extent to which the programs receiving
6 financial assistance under this subsection are
7 available to all people and communities in the
8 State; and

9 “(III) a description of programs receiving
10 financial assistance under this subsection that
11 exist or are being developed to secure wider
12 participation of scholars and scholarly organiza-
13 tions identified under subclause (I) of this
14 clause or that address the availability of the hu-
15 manities to all people or communities identified
16 under subclause (II) of this clause.

17 No application may be approved unless the accompanying
18 plan satisfies the requirements specified in this subsection.

19 “(B) In any State in which the chief executive officer
20 of the State fails to submit an application under subpara-
21 graph (A), the grant recipient in such State shall—

22 “(i) establish a procedure which assures that
23 six members of the governing body of such grant re-
24 cipient shall be appointed by an appropriate officer
25 or agency of such State, except that in no event may

1 the number of such members exceed 25 per centum
2 of the total membership of such governing body; and

3 “(ii) provide, from any source, an amount equal
4 to the amount of Federal financial assistance re-
5 ceived by such grant recipient under this subsection
6 for the fiscal year involved.

7 “(3) Whenever a State selects to receive Federal fi-
8 nancial assistance under this subsection for any fiscal year
9 under paragraph (2)(B), any appropriate entity desiring
10 to receive such assistance shall submit an application for
11 such assistance at such time as shall be specified by the
12 Chairperson. Each such application shall be accompanied
13 by a plan which the Chairperson finds—

14 “(A) provides assurances that the grant recipi-
15 ent will comply with the requirements of paragraph
16 (2)(B);

17 “(B) provides that funds paid to the grant re-
18 cipient will be expended solely on programs which
19 carry out the objectives of subsection (c) of this sec-
20 tion;

21 “(C) establishes a membership policy which is
22 designed to assure broad public representation with
23 respect to programs administered by such grant re-
24 cipient;

1 “(D) provides a nomination process which
2 assures opportunities for nomination to membership
3 from various groups within the State involved and
4 from a variety of segments of the population of such
5 State, and including individuals who by reason of
6 their achievement, scholarship, or creativity in the
7 humanities, are especially qualified to serve;

8 “(E) provides for a membership rotation proc-
9 ess which assures the regular rotation of the mem-
10 bership and officers of such grant recipient;

11 “(F) establishes reporting procedures which are
12 designed to inform the chief executive officer of the
13 State involved, and other appropriate officers and
14 agencies, of the activities of such grant recipient;

15 “(G) establishes procedures to assure public ac-
16 cess to information relating to such activities;

17 “(H) provides that such grant recipient will
18 make reports to the Chairperson, in such form, at
19 such times, and containing such information, as the
20 Chairperson may require, including a description of
21 the progress made toward achieving the goals of the
22 plan;

23 “(I) provides—

24 “(i) assurances that the grant recipient
25 has held, after reasonable notice, public meet-

1 ings in the State to allow scholars, interested
2 organizations, and the public to present views
3 and make recommendations regarding the plan;
4 and

5 “(ii) a summary of such recommendations
6 and of the response of the grant recipient to
7 such recommendations; and

8 “(J) contains—

9 “(i) a description of the level of participa-
10 tion during the most recent preceding year for
11 which information is available by scholars and
12 scholarly organizations in programs receiving fi-
13 nancial assistance under this subsection;

14 “(ii) for the most recent preceding year for
15 which information is available, a description of
16 the extent to which the programs receiving fi-
17 nancial assistance under this subsection are
18 available to all people and communities in the
19 State; and

20 “(iii) a description of programs receiving
21 financial assistance under this subsection that
22 exist or are being developed to secure wider
23 participation of scholars and scholarly organiza-
24 tions identified under clause (i) of this subpara-
25 graph or that address the availability of the hu-

1 manities to all people or communities identified
2 under clause (ii) of this subparagraph.

3 No application may be approved unless the accompanying
4 plan satisfies the requirements specified in this subsection.

5 “(4) Of the sums available to carry out this sub-
6 section for any fiscal year, each State and each grant re-
7 cipient which has a plan approved by the Chairperson shall
8 be allotted at least \$200,000. If the sums appropriated
9 are insufficient to make the allotments under the preced-
10 ing sentence in full, such sums shall be allotted among
11 such States and grant recipients in equal amounts. In any
12 case where the sums available to carry out this subsection
13 for any fiscal year are in excess of the amount required
14 to make the allotments under the first sentence of this
15 paragraph—

16 “(A) 34 per centum of the amount of such ex-
17 cess for such fiscal year shall be available to the
18 Chairperson for making grants under this subsection
19 to States and regional groups and entities applying
20 for such grants;

21 “(B) 44 per centum of the amount of such ex-
22 cess for such fiscal year shall be allotted in equal
23 amounts among the States and grant recipients
24 which have plans approved by the Chairperson; and

1 “(C) 22 per centum of the amount of such ex-
2 cess for such fiscal year shall be allotted among the
3 States and grant recipients which have plans ap-
4 proved by the Chairperson in amounts which bear
5 the same ratio to such excess as the population of
6 the State for which the plan is approved (or, in the
7 case of a grant recipient other than a State, the pop-
8 ulation of the State in which such grant recipient is
9 located) bears to the population of all the States.

10 “(5)(A) The amount of each allotment to a State for
11 any fiscal year under this subsection shall be available to
12 each State or grant recipient, which has a plan or applica-
13 tion approved by the Chairperson in effect on the first day
14 of such fiscal year, to pay not more than 50 per centum
15 of the total cost of any project or production described
16 in paragraph (1). The amount of any allotment made
17 under paragraph (4) for any fiscal year—

18 “(i) which exceeds \$125,000, but

19 “(ii) which does not exceed 20 per centum of
20 such allotment, shall be available, at the discretion
21 of the Chairperson, to pay up to 100 per centum of
22 the cost of programs under this subsection if such
23 programs would otherwise be unavailable to the resi-
24 dents of that State.

1 “(B) Any amount allotted to a State under the first
2 sentence of paragraph (4) for any fiscal year which is not
3 obligated by the State agency or grant recipient prior to
4 sixty days prior to the end of the fiscal year for which
5 such sums are appropriated shall be available to the Chair-
6 person.

7 “(C) Funds made available under this subsection
8 shall not be used to supplant non-Federal funds.

9 “(D) For purposes of paragraph (4)(B), the term
10 ‘State’ and the term ‘grant recipient’ include, in addition
11 to the several States, only those special jurisdictions speci-
12 fied in section 102(c) which have a population of 200,000
13 or more, according to the latest decennial census.

14 “(6) All amounts allotted or made available under
15 paragraph (4) for a fiscal year which are not granted to
16 any entity during such fiscal year shall be available to the
17 National Endowment for the Humanities for the purpose
18 of carrying out subsection (c) of this section.

19 “(7) Whenever the Chairperson, after reasonable no-
20 tice and opportunity for hearing, finds that—

21 “(A) a group or grant recipient is not comply-
22 ing substantially with the provisions of this sub-
23 section;

24 “(B) a State agency or grant recipient is not
25 complying substantially with terms and conditions of

1 its State plan or grant recipient application ap-
2 proved under this subsection; or

3 “(C) any funds granted to any group or State
4 agency or grant recipient under this subsection have
5 been diverted from the purposes for which they are
6 allotted or paid, the Chairperson shall immediately
7 notify the Secretary of the Treasury and the group,
8 State agency, or grant recipient with respect to
9 which such finding was made that no further grants
10 will be made under this subsection to such group,
11 State agency, or grant recipient until there is no
12 longer a default or failure to comply or the diversion
13 has been corrected, or, if the compliance or correc-
14 tion is impossible, until such group, State agency, or
15 grant recipient repays or arranges the repayment of
16 the Federal funds which have been improperly di-
17 verted or expended.

18 “(8) Except as provided in paragraphs (4), (5), and
19 (6), the Chairperson may not make grants under this sub-
20 section to more than one entity in any State.

21 “(g) It shall be a condition of the receipt of any grant
22 under this section that the group, individual, or State
23 agency or entity receiving such grant furnish adequate as-
24 surances to the Secretary of Labor that (1) all profes-
25 sional performers and related or supporting professional

1 personnel employed on projects or productions which are
2 financed in whole or in part under this section will be paid,
3 without subsequent deduction or rebate on any account,
4 not less than the minimum compensation as determined
5 by the Secretary of Labor to be the prevailing minimum
6 compensation for persons employed in similar activities;
7 and (2) no part of any project or production which is fi-
8 nanced in whole or in part under this section will be per-
9 formed or engaged in under working conditions which are
10 unsanitary or hazardous or dangerous to the health and
11 safety of the employees engaged in such project or produc-
12 tion. Compliance with the safety and sanitary laws of the
13 State in which the performance or part thereof is to take
14 place shall be prima facie evidence of compliance. The Sec-
15 retary of Labor shall prescribe standards, regulations, and
16 procedures necessary to carry out this subsection.

17 “(h)(1) The Chairperson of the National Endowment
18 for the Humanities, with the advice of the National Coun-
19 cil on the Humanities, is authorized, in accordance with
20 the provisions of this subsection, to establish and carry
21 out a program of contracts with, or grants-in-aid to, public
22 agencies and private nonprofit organizations for the pur-
23 pose of—

24 “(A) enabling cultural organizations and insti-
25 tutions to increase the levels of continuing support

1 and to increase the range of contributors to the pro-
2 gram of such organizations or institutions;

3 “(B) providing administrative and management
4 improvements for cultural organizations and institu-
5 tions, particularly in the field of long-range financial
6 planning;

7 “(C) enabling cultural organizations and insti-
8 tutions to increase audience participation in, and ap-
9 preciation of, programs sponsored by such organiza-
10 tions and institutions;

11 “(D) stimulating greater cooperation among
12 cultural organizations and institutions especially de-
13 signed to serve better the communities in which such
14 organizations or institutions are located; and

15 “(E) fostering greater citizen involvement in
16 planning the cultural development of a community.

17 “(2) The total amount of any payment made under
18 this subsection for a program or project may not exceed
19 50 per centum of the cost of such program or project.

20 “(3) In carrying out the program authorized by this
21 subsection, the Chairperson of the National Endowment
22 for the Humanities shall have the same authority as is
23 established in subsection (c) of this section and section
24 304.

1 “(i) The Chairperson may enter into interagency
2 agreements to promote or assist with the humanities-relat-
3 ed activities of other Federal agencies, on either a reim-
4 bursable or nonreimbursable basis, and may use funds au-
5 thorized to be appropriated for the purposes of subsection
6 (c) of this section for the costs of such activities.

7 “(j) It shall be a condition of the receipt of any grant
8 under this section that the group or individual of excep-
9 tional talent or the State, State agency, or entity receiving
10 such grant furnish adequate assurances to the Secretary
11 of Labor that all laborers and mechanics employed by con-
12 tractors or subcontractors on construction projects as-
13 sisted under this section shall be paid wages at rates not
14 less than those prevailing on similar construction in the
15 locality, as determined by the Secretary of Labor in ac-
16 cordance with the Davis-Bacon Act, as amended (40
17 U.S.C. 276a–276a–5). The Secretary of Labor shall have,
18 with respect to the labor standards specified in this sub-
19 section, the authority and functions set forth in Reorga-
20 nization Plan Numbered 14 of 1950 (15 F.R. 3175; 5
21 U.S.C. 133z–15) and section 2 of the Act of June 13,
22 1934, as amended (40 U.S.C. 276c).

23 “(k) The Chairperson of the National Endowment for
24 the Humanities shall, in ongoing consultation with State
25 and local agencies, other relevant organizations, and rel-

1 evant Federal agencies, continue to develop and implement
2 a practical system of national information and data collec-
3 tion and public dissemination on the humanities, scholars,
4 educational and cultural groups, and their audiences. Such
5 system shall include cultural and financial trends in the
6 various humanities fields, trends in audience participation,
7 and trends in humanities education on national, regional,
8 and State levels. Such system shall be used, along with
9 a summary of the data submitted with plans under sub-
10 section (f) of this section, to prepare a report on the state
11 of the humanities in the Nation. The state of the human-
12 ities report shall include a description of the availability
13 of the Endowment's programs to emerging and culturally
14 diverse scholars, cultural and educational organizations,
15 and communities and of the participation of such scholars,
16 organizations, and communities in such programs. The
17 state of the humanities report shall be submitted to the
18 President and the Congress, and provided the States, not
19 later than October 1, 1992, and quadrennially thereafter.

20 “(l)(1) For purposes of this section—

21 “(A) the term ‘group’ includes any State or
22 local government or public agency, Indian tribe, or
23 nonprofit association, organization or society;

24 “(B) the term ‘entity’ means any partnership,
25 corporation, business enterprise, or other organiza-

1 tion engaged in the production of a film or publica-
2 tion;

3 “(C) the term ‘person’ means any individual;
4 and

5 “(D) the term ‘United States national’ or ‘U.S.
6 national’ means a citizen of the United States or an
7 individual person, who though not a citizen of the
8 United States, owes permanent allegiance to the
9 United States.

10 “(2) The Chairperson, with the advice of the National
11 Council on the Humanities, shall establish the criteria for
12 eligibility for financial assistance under this title, except
13 that—

14 “(A) any group shall be eligible for financial as-
15 sistance under this title if—

16 “(i) no part of its net earnings inures to
17 the benefit of any private stockholder or stock-
18 holders or individual or individuals; and

19 “(ii) donations to such groups are allow-
20 able as a charitable contribution under the
21 standards of section 170(c) of the Internal Rev-
22 enue Code of 1986;

23 “(B) any entity shall be eligible for financial as-
24 sistance under this title if the Chairman, with the
25 advice of the National Council on the Humanities,

1 determines that providing such financial assistance
2 will significantly advance the knowledge or under-
3 standing of the humanities in the United States; and

4 “(C) Any person shall be eligible for financial
5 assistance under this title if the person is a United
6 Stated national. However, a person who is not a
7 United States national may be eligible for financial
8 assistance under this title if the Chairman, with the
9 advice of the National Council on the Humanities,
10 determines that providing such financial assistance
11 will significantly advance the knowledge or under-
12 standing of the humanities in the United States.

13 “(m) The Chairperson, with the advice of the Na-
14 tional Council on the Humanities, is authorized to make
15 the following annual awards:

16 “(1) The Jefferson Lecture in the Humanities
17 Award to one individual for distinguished intellectual
18 achievement in the humanities. The annual award
19 shall not exceed \$10,000.

20 “(2) The Charles Frankel Prize to honor indi-
21 viduals who have made outstanding contributions to
22 the public understanding of the humanities. Not
23 more than 5 individuals may receive such prize each
24 year. Each prize shall not exceed \$5,000.

1 tion of the views of scholars and professional practi-
2 tioners in the humanities and of the public through-
3 out the United States. The President is requested in
4 the making of such appointments to give consider-
5 ation to such recommendations as may from time to
6 time be submitted to him by leading national organi-
7 zations concerned with the humanities. In making
8 such appointments, the President shall give due re-
9 gard to equitable representation of women, minori-
10 ties and individuals with disabilities who are involved
11 in the humanities.

12 “(c) Each member shall hold office for a term of six
13 years, except that—

14 “(1) the members first taking office shall serve,
15 as designated by the President, nine for terms of
16 two years, nine for terms of four years, and eight for
17 terms of six years; and

18 “(2) any member appointed to fill a vacancy
19 shall serve for the remainder of the term for which
20 such member’s predecessor was appointed. No mem-
21 ber shall be eligible for reappointment during the
22 two-year period following the expiration of such
23 member’s term. Notwithstanding any other provi-
24 sions of this subsection, a member shall serve after

1 the expiration of such member's term until such
2 member's successor takes office.

3 “(d) The Council shall meet at the call of the Chair-
4 person but not less often than twice during each calendar
5 year. Fourteen members of the Council shall constitute a
6 quorum.

7 “(e) Members shall receive compensation at a rate to
8 be fixed by the Chairperson but not to exceed the per diem
9 equivalent of the maximum rate of pay payable under sec-
10 tion 5376 of title 5 of the United States Code, and be
11 allowed travel expenses including per diem in lieu of sub-
12 sistence, as authorized by law (section 5703 of title 5 of
13 the United States Code) for persons in the Government
14 service employed intermittently.

15 “(f) The Council shall—

16 “(1) advise the Chairperson with respect to
17 policies, programs, and procedures for carrying out
18 the Chairperson's functions; and

19 “(2) shall review applications for financial sup-
20 port and make recommendations thereon to the
21 Chairperson. The Chairperson shall not approve or
22 disapprove any such application until the Chair-
23 person has received the recommendation of the
24 Council on such application, unless the Council fails
25 to make a recommendation thereon within a reason-

1 able time. In the case of any application involving
2 \$30,000, or less, the Chairperson may approve or
3 disapprove such request if such action is taken pur-
4 suant to the terms of a delegation of authority from
5 the Council to the Chairperson, and provided that
6 each such action by the Chairperson shall be re-
7 viewed by the Council: Provided, That the terms of
8 any such delegation of authority shall not permit ob-
9 ligations for expenditure of funds under such delega-
10 tion for any fiscal year which exceed an amount
11 equal to 10 per centum of the sums appropriated for
12 that fiscal year pursuant to subparagraph (B) of
13 paragraph (1) of section 305(a).

14 **“SEC. 304. ADMINISTRATIVE PROVISIONS.**

15 “(a) In addition to any authorities vested in the
16 Chairperson by other provisions of this title, the Chair-
17 person of the National Endowment for the Humanities,
18 in carrying out the Chairperson’s functions, shall have au-
19 thority—

20 “(1) to prescribe such regulations as the Chair-
21 person deems necessary governing the manner in
22 which the Chairperson’s functions shall be carried
23 out;

24 “(2) in the discretion of the Chairperson to so-
25 licit, receive, and invest money and other property

1 donated, bequeathed, or devised to the Endowment
2 with or without a condition or restriction, including
3 a condition that the Chairperson use other funds of
4 that Endowment for the purposes of the gift or re-
5 mitted to the Endowment pursuant to section
6 302(n) or any other statutory authority and to re-
7 quest the Secretary of the Treasury to invest such
8 money in interest bearing obligations of the United
9 States or in obligations of the United States guaran-
10 teed as to both principal and interest by the United
11 States;

12 “(3) to appoint employees, subject to the civil
13 service laws, as necessary to carry out the Chair-
14 person’s functions, define their duties, and supervise
15 and direct their activities;

16 “(4) to utilize experts and consultants, includ-
17 ing panels of experts, who may be employed as au-
18 thorized by section 3109 of title 5, United States
19 Code;

20 “(5) to accept and utilize the services of vol-
21 untary and uncompensated personnel and reimburse
22 them for travel expenses, including per diem, as au-
23 thorized by law (section 5703 of title 5 of the United
24 States Code) for persons in the Government service
25 employed without compensation;

1 “(6) to make advance, progress, and other pay-
2 ments without regard to section 3324 of title 31,
3 United States Code;

4 “(7) to rent office space in the District of Co-
5 lumbia; and

6 “(8) to make other necessary expenditures.

7 In selecting panels of experts under clause (4) to review
8 and make recommendations with respect to the approval
9 of applications for financial assistance under this Act, the
10 Chairperson shall appoint individuals who have exhibited
11 expertise and leadership in the field under review, who
12 broadly represent diverse characteristics in terms of hu-
13 manistic perspective, and geographical factors, and who
14 broadly represent cultural diversity.

15 “(b) The Chairperson of the National Endowment for
16 the Humanities shall submit an annual report to the
17 President for transmittal to the Congress on or before the
18 15th day of April of each year. The report shall summarize
19 the activities of the Endowment for the preceding year,
20 and may include such recommendations as the Chair-
21 person deems appropriate.

22 “(c) The National Council on the Humanities, respec-
23 tively, may submit an annual report to the President for
24 transmittal to the Congress on or before the 15th day of
25 April of each year setting forth a summary of its activities

1 during the preceding year or its recommendations for any
2 measures which it considers necessary or desirable.

3 “(d)(1) The Chairperson of the National Endowment
4 for the Humanities shall conduct a post-award evaluation
5 of projects, productions, and programs for which financial
6 assistance is provided by the Endowment under section
7 302(c). Such evaluation may include an audit to determine
8 the accuracy of the reports required to be submitted by
9 recipients under clauses (i) and (ii) of paragraph (2)(A).
10 As a condition of receiving such financial assistance, a re-
11 cipient shall comply with the requirements specified in
12 paragraph (2) that are applicable to the project, produc-
13 tion, or program for which such financial assistance is re-
14 ceived.

15 “(2)(A) The recipient of financial assistance provided
16 by the Endowment shall submit to the Chairperson—

17 “(i) a financial report containing such informa-
18 tion as the Chairperson deems necessary to ensure
19 that such financial assistance is expended in accord-
20 ance with the terms and conditions under which it
21 is provided;

22 “(ii) a report describing the project, production
23 or program carried out with such financial assist-
24 ance; and

1 “(iii) if practicable, as determined by the Chair-
2 person, a copy of such project, production, or pro-
3 gram.

4 “(B) Such recipient shall comply with the require-
5 ments of this paragraph not later than 90 days after the
6 end of the period for which such financial assistance is
7 provided. The Chairperson may extend the 90-day period
8 only if the recipient shows good cause why such an exten-
9 sion should be granted.

10 “(3) If such recipient substantially fails to satisfy the
11 purposes for which such financial assistance is provided
12 and the requirements of paragraph (2)(A) of this section,
13 as determined by the Chairperson of the Endowment that
14 provided such financial assistance, then such Chairperson
15 may—

16 “(A) for purposes of determining whether to
17 provide any subsequent financial assistance, take
18 into consideration the results of the post-award eval-
19 uation conducted under this subsection;

20 “(B) prohibit the recipient of such financial as-
21 sistance to use the name of, or in any way associate
22 such project, production, or program with the En-
23 dowment that provided such financial assistance;
24 and

1 “(C) if such project, production, or program is
2 published, require that the publication contain the
3 following statement: ‘The opinions, findings, conclu-
4 sions, and recommendations expressed herein do not
5 reflect the views of the National Endowment for the
6 Humanities.’.

7 “(e) Official publications of the Endowment under
8 this title may be supported without regard for the provi-
9 sions of section 501 of title 44, United States Code, only
10 if the Chairperson consults with the Joint Committee on
11 Printing of the Congress and the Chairperson submits to
12 the Committee on Labor and Human Resources of the
13 Senate and the Committee on Economic and Educational
14 Opportunities of the House of Representatives a report
15 justifying any exemption from such section 501.

16 **“SEC. 305. AUTHORIZATION OF APPROPRIATIONS.**

17 “(a)(1) For the purpose of carrying out section
18 302(c) of this title, there are authorized to be appropriated
19 to the National Endowment for the Humanities such sums
20 as may be necessary for fiscal years 1996 through 2001.
21 Of the sums so appropriated for any fiscal year, not less
22 than 20 per centum shall be for carrying out section
23 302(f).

24 “(2) There are authorized to be appropriated for each
25 fiscal year ending before October 1, 2001, to the National

1 Endowment for the Humanities an amount equal to the
2 sum of—

3 “(A) the total amounts received by the Endow-
4 ment under section 304(a)(2), including the value of
5 property donated, bequeathed, or devised to the En-
6 dowment and any interest earned thereon; and

7 “(B) the total amounts received by the grantees
8 and subgrantees of the Endowment from non-Fed-
9 eral sources, including the value of property do-
10 nated, bequeathed, or devised to such grantees and
11 subgrantees, for use in carrying out activities under
12 paragraph (1) through paragraph (10) of section
13 302(c).

14 “(3)(A) There are authorized to be appropriated for
15 each fiscal year ending before October 1, 2001, to the Na-
16 tional Endowment for the Humanities an amount equal
17 to the sum of—

18 “(i) the total amounts received by the Endow-
19 ment, including the value of property donated, be-
20 queathed, or devised to the Endowment, for the pur-
21 poses set forth in section 302(h)(1) pursuant to the
22 authority of section 304(a)(2) of this title; and

23 “(ii) the total amounts received by the grantees
24 of the Endowment from non-Federal sources, includ-
25 ing the value of property donated, bequeathed, or

1 devised to such grantees, for use in carrying out ac-
2 tivities under subparagraph (A) through subpara-
3 graph (E) of section 302(h)(1).

4 “(B) Sums appropriated pursuant to subparagraph
5 (A) for any fiscal year shall remain available for obligation
6 and expenditure until expended.

7 “(4) The Chairperson of the National Endowment for
8 the Humanities shall issue guidelines to implement the
9 provisions of paragraph (2) and paragraph (3). Such
10 guidelines shall be consistent with the requirements of sec-
11 tion 302(f) and section 302(h)(2) regarding total Federal
12 support of activities, programs, projects, or productions
13 carried out under authority of this title.

14 “(5) For the purpose of carrying out section 302(c),
15 the Endowment is authorized to expend such sums as re-
16 ceived pursuant to section 304(a)(2) and the interest
17 earned thereon without fiscal year limitation and without
18 regard to the availability of appropriated funds.

19 “(b)(1) Sums appropriated pursuant to subsection
20 (a) of this section for any fiscal year shall remain available
21 for obligation and expenditure until expended.

22 “(2) In order to afford adequate notice to interested
23 persons of available assistance under this title, appropria-
24 tions authorized under subsection (a) of this section are
25 authorized to be included in the measure making appro-

1 priations for the fiscal year preceding the fiscal year for
2 which such appropriations become available for obligation.

3 “(c) There are authorized to be appropriated to the
4 National Endowment for the Humanities such sums as
5 may be necessary for fiscal years 1996 through 2001, to
6 administer the provisions of this title, or any other pro-
7 gram for which the Chairperson of the National Endow-
8 ment for the Humanities is responsible, including not to
9 exceed \$100,000 for fiscal year 1996 for official reception
10 and representation expenses.

11 “(d) No grant shall be made to a workshop (other
12 than a workshop conducted by a school, college, or univer-
13 sity) for a production for which direct or indirect admis-
14 sion charge is asked if the proceeds, after deducting rea-
15 sonable costs, are used for purposes other than assisting
16 the grantee to develop high standards of scholarly excel-
17 lence or encourage greater appreciation of humanities by
18 our citizens.

19 **“TITLE IV—MUSEUM SERVICES**

20 **“SEC. 401. PURPOSE.**

21 “‘It is the purpose of this title to encourage and assist
22 museums in their educational role, in conjunction with for-
23 mal systems of elementary, secondary, and post-secondary
24 education and with programs of nonformal education for
25 all age groups; to assist museums in modernizing their

1 methods and facilities so that they may be better able to
2 conserve our cultural, historic, and scientific heritage; and
3 to ease the financial burden borne by museums as a result
4 of their increasing use by the public.

5 **“SEC. 402. INSTITUTE OF MUSEUM SERVICES; ESTABLISH-**
6 **MENT.**

7 “There is hereby established within the National
8 Foundation on the Arts and the Humanities, an Institute
9 of Museum Services. The Institute shall consist of a Na-
10 tional Museum Services Board and a Director of the Insti-
11 tute.

12 **“SEC. 403. NATIONAL MUSEUM SERVICES BOARD.**

13 “(a) The Board shall consist of fifteen members ap-
14 pointed by the President by and with the advice and con-
15 sent of the Senate. Such members shall be selected from
16 among citizens of the United States who are members of
17 the general public and who are—

18 “(1) broadly representative of the various muse-
19 ums, including museums relating to science, history,
20 technology, art, zoos, and botanical gardens, and of
21 the curatorial, conservation, educational, and cul-
22 tural resources of the United States; and

23 “(2) recognized for their broad knowledge, ex-
24 pertise, or experience in museums or commitment to
25 museums.

1 Members shall be appointed to reflect various geographical
2 regions of the United States. The Board may not include,
3 at any time, more than three members from a single State.
4 In making such appointments, the President shall give due
5 regard to equitable representation of women, minorities,
6 and persons with disabilities who are involved in such mu-
7 seums.

8 “(b) The term of office of the appointed members of
9 the Board shall be five years, except that—

10 “(1) any such member appointed to fill a va-
11 cancy shall serve only such portion of a term as shall
12 not have expired at the time of such appointment;
13 and

14 “(2) in the case of initial members, three shall
15 serve for terms of five years, three shall serve for
16 terms of four years, three shall serve for terms of
17 three years, three shall serve for terms of two years,
18 and three shall serve for terms of one year, as des-
19 ignated by the President at the time of nomination
20 for appointment.

21 Any appointed member who has been a member of the
22 Board for more than seven consecutive years shall there-
23 after be ineligible for reappointment to the Board during
24 the three-year period following the expiration of the last
25 such consecutive year. Notwithstanding any other provi-

1 sion of this subsection, a member shall serve after the ex-
2 piration of such member's term of office until such mem-
3 ber's successor takes office.

4 “(c) The Chairperson of the Board shall be des-
5 igned by the President from among the appointed mem-
6 bers of the Board. Except as provided in subsection (d)(2)
7 of this section, eight appointed members of the Board
8 shall constitute a quorum.

9 “(d) The Board shall meet at the call of the Chair-
10 person, except that—

11 “(1) it shall meet not less than three times each
12 year; and

13 “(2) it shall meet whenever one-third of the ap-
14 pointed members request a meeting in writing, in
15 which event seven of the appointed members shall
16 constitute a quorum.

17 “(e) Members of the Board who are not in the regular
18 full-time employ of the United States shall receive, while
19 engaged in the business of the Board, compensation for
20 service at a rate to be fixed by the President, except that
21 such rate shall not exceed the maximum rate of pay pay-
22 able under section 5376 of title 5, United States Code,
23 including traveltime, and, while so serving away from their
24 homes or regular places of business, they may be allowed
25 travel expenses, including per diem in lieu of subsistence,

1 as authorized by section 5703 of title 5, United States
2 Code, for persons employed in Government service.

3 “(f) The Board shall have the responsibility for the
4 general policies with respect to the powers, duties, and au-
5 thorities vested in the Institute under this title. The Direc-
6 tor shall make available to the Board such information
7 and assistance as may be necessary to enable the Board
8 to carry out its functions.

9 “(g) The Board shall, with the advice of the Director,
10 take steps to assure that the policies and purposes of the
11 Institute are coordinated with other activities of the Fed-
12 eral Government.

13 **“SEC. 404. DIRECTOR OF THE INSTITUTE.**

14 “(a)(1) The Director of the Institute shall be ap-
15 pointed by the President, by and with the advice and con-
16 sent of the Senate, and shall serve at the pleasure of the
17 President. The Director shall perform such duties and ex-
18 ercise such powers as the Board may prescribe.

19 “(2) The Director shall not delegate any of the Direc-
20 tor’s functions to any other officer who is not directly re-
21 sponsible to the Director.

22 “(b) The Director shall advise the Board regarding
23 policies of the Institute to assure coordination of the Insti-
24 tute’s activities with other agencies and organizations of
25 the Federal Government having interest in and respon-

1 sibilities for the improvement of museums. Such Govern-
2 ment agencies shall include the National Endowment for
3 the Arts, the National Endowment for the Humanities,
4 the National Science Foundation, appropriate units in the
5 Department of Education, the Library of Congress, and
6 the Smithsonian Institution and related organizations.

7 “(c) The Director may appoint without regard to the
8 provisions of title 5, United States Code, governing ap-
9 pointment in the competitive service and may compensate
10 without regard to the provisions of chapter 51 or sub-
11 chapter III of chapter 53 of such title relating to classi-
12 fication and General Schedule pay rates not to exceed one-
13 fifth of the number of full-time regular technical or profes-
14 sional employees of the Institute. The rate of basic com-
15 pensation for such employees may not equal or exceed
16 minimum rate of pay payable under section 5376 of title
17 5 of the United States Code.

18 **“SEC. 405. ACTIVITIES OF THE INSTITUTE.**

19 “(a) The Director, subject to the policy direction of
20 the Board, is authorized to make grants to museums to
21 increase and improve museum services, through such ac-
22 tivities as—

23 “(1) programs to enable museums to construct
24 or install displays, interpretations, and exhibitions in
25 order to improve their services to the public;

1 “(2) assisting them in developing and maintain-
2 ing professionally-trained or otherwise experienced
3 staff to meet their needs;

4 “(3) assisting them to meet their administrative
5 costs in preserving and maintaining their collections,
6 exhibiting them to the public, and providing edu-
7 cational programs to the public through the use of
8 their collections;

9 “(4) assisting museums in cooperation with
10 each other in the development of traveling exhibi-
11 tions, meeting transportation costs, and identifying
12 and locating collections available for loan;

13 “(5) assisting them in conservation of their col-
14 lections; and

15 “(6) developing and carrying out specialized
16 programs for specific segments of the public, such as
17 programs for urban neighborhoods, rural areas, In-
18 dian reservations, and penal and other State institu-
19 tions.

20 “(b)(1) The Director, subject to the policy direction
21 of the National Museum Services Board, is authorized to
22 enter into contracts and cooperative agreements to provide
23 financial assistance in order to undertake projects de-
24 signed to strengthen museum services, except that any
25 contracts or cooperative agreements entered into pursuant

1 to this subsection shall be effective only to such extent
2 or in such amounts as are provided in appropriations Acts.

3 “(2) No financial assistance may be provided under
4 this subsection to pay for operational expenses.

5 “(3) The aggregate amount of financial assistance
6 made under this subsection shall not exceed 15 percent
7 of the amount appropriated under this title for such fiscal
8 year.

9 “(c) Grants, contracts, and cooperative agreements
10 under this section for any fiscal year may not exceed 50
11 per centum of the cost of the program for which the grant
12 or financial assistance is made, except that not more than
13 20 per centum of the funds available under this section
14 for any fiscal year may be available for grants or financial
15 assistance in such fiscal year without regard to such limi-
16 tation.

17 “(d) The Director shall establish procedures for re-
18 viewing and evaluating grants, contracts, and cooperative
19 agreements made or entered into under this section. Pro-
20 cedures for reviewing grant applications or contracts and
21 cooperative agreements for financial assistance under this
22 section shall not be subject to any review outside of the
23 Institute.

1 **“SEC. 406. CONTRIBUTIONS.**

2 “The Institute shall have authority to solicit, receive,
3 accept, and invest in the name of the United States,
4 grants, gifts, or bequests of money and other property or
5 services and to use such funds in furtherance of the func-
6 tions of the Institute. Such grants, gifts, or bequests, after
7 acceptance by the Institute, shall be paid by the donor
8 or his representative to the Treasurer of the United States
9 whose receipt shall be their acquittance. The Treasurer
10 of the United States shall enter them in a special interest-
11 bearing account to the credit of the Institute for the pur-
12 poses in each case specified.

13 **“SEC. 407. AUTHORIZATION OF APPROPRIATIONS.**

14 “(a) For the purpose of making grants under section
15 405(a), there are authorized to be appropriated and such
16 sums as may be necessary for fiscal years 1996 through
17 2001.

18 “(b) There are authorized to be appropriated such
19 sums as may be necessary to administer the provisions of
20 this title.

21 “(c) Sums appropriated pursuant to subsection (a)
22 of this section for any fiscal year shall remain available
23 for obligation and expenditure until expended.

24 “(d) For the purpose of enabling the Institute to
25 carry out its functions under this title, there is authorized
26 to be appropriated for each fiscal year ending before Octo-

ber 1, 2001, an amount equal to the amount contributed during such fiscal year period to the Institute under section 406.

“SEC. 408. DEFINITIONS.

“For the purpose of this title, the term—

“(1) ‘Board’ means the National Museum Services Board established under section 402;

“(2) ‘Director’ means the Director of the Institute established under section 402;

“(3) ‘Institute’ means the Institute of Museum Services established under section 402; and

“(4) ‘museum’ means a public or private nonprofit agency or institution organized on a permanent basis for essentially educational or esthetic purposes, which, utilizing a professional staff, owns or utilizes tangible objects, cares for them, and exhibits them to the public on a regular basis.

“TITLE V—AMERICAN CULTURAL TRUST FUND

“SEC. 501. ESTABLISHMENT OF AMERICAN CULTURAL TRUST FUND.

“There is hereby established in the Treasury a revolving fund to be known as the ‘American Cultural Trust Fund’ (hereinafter in this title referred to as the ‘Fund’).

1 **“SEC. 502. ADMINISTRATION OF TRUST FUND.**

2 “(a) INVESTMENTS—Monies appropriated to the
3 Fund shall be invested by the Secretary of the Treasury.
4 Proceeds of investments shall be deposited in the Fund.

5 “(b) TRIGGER FOR DISTRIBUTION OF ACCUMULATED
6 INVESTMENT PROCEEDS.—Whenever the aggregate
7 amount of proceeds deposited under subsection (a) in the
8 Fund equals \$700,000,000, all investment proceeds then
9 and subsequently on deposit in the Fund shall be distrib-
10 uted in accordance with subsection (c) by the Secretary
11 of the Treasury as follows:

12 “(1) 25 percent to the National Endowment for
13 the Arts.

14 “(2) 26 percent to the National Endowment for
15 the Humanities.

16 “(3) 4 percent to the Institute of Museum Serv-
17 ices.

18 “(4) 45 percent to the Corporation for Public
19 Broadcasting.

20 “(c) ANNUAL DISTRIBUTION OF ACCUMULATED IN-
21 VESTMENT PROCEEDS.—On the first October 1 occurring
22 after a condition specified in subsection (b) is satisfied,
23 and on each October 1 thereafter, the Secretary of the
24 Treasury shall distribute in accordance with paragraphs
25 (1) through (4) of such subsection the investment proceeds
26 then on deposit in the fund.

1 “(d) AUTHORIZATION OF APPROPRIATIONS.—(1)
2 Subject to paragraph (2), there are authorized to be ap-
3 propriated to the Fund for fiscal year 1996, and for each
4 fiscal year thereafter, an amount equal to 1 percent of
5 the difference between the total budget outlays and the
6 budget outlays for gross interest on the public debt, for
7 such fiscal year as set forth in the then most recently
8 agreed to concurrent resolution on the budget for such fis-
9 cal year.

10 “(2) No funds are authorized to be appropriated
11 under paragraph (1) for any fiscal year beginning on or
12 after the date on which the Secretary of the Treasury first
13 distributes investment proceeds in accordance with sub-
14 section (c).

15 “(e) CONFORMING CHANGES.—No funds are author-
16 ized to be appropriated to the National Endowment for
17 the Arts, the National Endowment for the Humanities,
18 the Institute of Museum Services, or the Corporation for
19 Public Broadcasting for any fiscal year beginning on or
20 after the date on which the Secretary of the Treasury first
21 distributes investment proceeds in accordance with sub-
22 section (c).

23 “(f) REFERENCES.—For purposes of—

24 “(1) title II investment proceeds distributed
25 under subsection (c) to the National Endowment for

1 the Arts shall be deemed to be funds appropriated
2 to carry out such title;

3 “(2) title III investment proceeds distributed
4 under subsection (c) to the National Endowment for
5 the Humanities shall be deemed to be funds appro-
6 priated to carry out such title;

7 “(3) title IV investment proceeds distributed
8 under subsection (c) to the Institute for Museum
9 Services shall be deemed to be funds appropriated to
10 carry out such title; and

11 “(4) section 396 of the Communications Act of
12 1934 (47 U.S.C. 396), investment proceeds distrib-
13 uted under subsection (c) to the Corporation for
14 Public Broadcasting shall be deemed to be funds ap-
15 propriated to carry out such section.”.

16 (b) CONFORMING AMENDMENT.—The Museum Serv-
17 ices Act (10 U.S.C. 961–969) is repealed.

18 **SEC. 3. EFFECTIVE DATE.**

19 This Act and the amendments made by this Act shall
20 take effect on October 1, 1995.



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HR 1520 IH—5

HR 1520 IH—6

HR 1520 IH—7