

106TH CONGRESS
2D SESSION

S. 2682

To authorize the Broadcasting Board of Governors to make available to the Institute for Media Development certain materials of the Voice of America.

IN THE SENATE OF THE UNITED STATES

JUNE 6, 2000

Mr. BIDEN (for himself and Mrs. BOXER) introduced the following bill; which was read twice and referred to the Committee on Foreign Relations

A BILL

To authorize the Broadcasting Board of Governors to make available to the Institute for Media Development certain materials of the Voice of America.

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. AVAILABILITY OF CERTAIN MATERIALS OF THE**
4 **VOICE OF AMERICA.**

5 (a) AUTHORITY.—

6 (1) IN GENERAL.—Subject to the provisions of
7 this Act, the Broadcasting Board of Governors (in
8 this Act referred to as the “Board”) is authorized
9 to make available to the Institute for Media Devel-

1 opment (in this Act referred to as the “Institute”),
2 at the request of the Institute, previously broadcast
3 audio and video materials produced by the Africa
4 Division of the Voice of America.

5 (2) DEPOSIT OF MATERIALS.—Upon the re-
6 quest of the Institute and the approval of the Board,
7 materials made available under paragraph (1) may
8 be deposited with the University of California, Los
9 Angeles, or such other appropriate institution of
10 higher education (as defined in section 101(a) of the
11 Higher Education Act of 1965 (20 U.S.C. 1001(a))
12 that is approved by the Board for such purpose.

13 (3) SUPERSEDES EXISTING LAW.—Materials
14 made available under paragraph (1) may be provided
15 notwithstanding section 501 of the United States In-
16 formation and Educational Exchange Act of 1948
17 (22 U.S.C. 1461) and section 208 of the Foreign
18 Relations Authorization Act, Fiscal Years 1986 and
19 1987 (22 U.S.C. 1461–1a).

20 (b) LIMITATIONS.—

21 (1) AUTHORIZED PURPOSES.—Materials made
22 available under this Act shall be used only for aca-
23 demic and research purposes and may not be used
24 for public or commercial broadcast purposes.

1 (2) PRIOR AGREEMENT REQUIRED.—Before
2 making available materials under subsection (a)(1),
3 the Board shall enter into an agreement with the In-
4 stitute providing for—

5 (A) reimbursement of the Board for any
6 expenses involved in making such materials
7 available;

8 (B) the establishment of guidelines by the
9 Institute for the archiving and use of the mate-
10 rials to ensure that copyrighted works con-
11 tained in those materials will not be used in a
12 manner that would violate the copyright laws of
13 the United States (including international copy-
14 right conventions to which the United States is
15 a party);

16 (C) the indemnification of the United
17 States by the Institute in the event that any
18 use of the materials results in violation of the
19 copyright laws of the United States (including
20 international copyright conventions to which the
21 United States is a party);

22 (D) the authority of the Board to termi-
23 nate the agreement if the provisions of para-
24 graph (1) are violated; and

1 (E) any other terms and conditions relat-
2 ing to the materials that the Board considers
3 appropriate.

4 (c) CREDITING OF REIMBURSEMENTS TO BOARD AP-
5 PROPRIATIONS ACCOUNT.—Any reimbursement of the
6 Board under subsection (b) shall be deposited as an offset-
7 ting collection to the currently applicable appropriation ac-
8 count of the Board.

9 **SEC. 2. TERMINATION OF AUTHORITY.**

10 The authority provided under this Act shall cease to
11 have effect on the date that is 5 years after the date of
12 enactment of this Act.

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