

Calendar No. 590

106TH CONGRESS
2^D 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 7, 2000

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

JUNE 12, 2000

Reported by Mr. HELMS, without amendment

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.—

1 (1) IN GENERAL.—Subject to the provisions of
2 this Act, the Broadcasting Board of Governors (in
3 this Act referred to as the “Board”) is authorized
4 to make available to the Institute for Media Devel-
5 opment (in this Act referred to as the “Institute”),
6 at the request of the Institute, previously broadcast
7 audio and video materials produced by the Africa
8 Division of the Voice of America.

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

17 (3) SUPERSEDES EXISTING LAW.—Materials
18 made available under paragraph (1) may be provided
19 notwithstanding section 501 of the United States In-
20 formation and Educational Exchange Act of 1948
21 (22 U.S.C. 1461) and section 208 of the Foreign
22 Relations Authorization Act, Fiscal Years 1986 and
23 1987 (22 U.S.C. 1461–1a).

24 (b) LIMITATIONS.—

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

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

9 (A) reimbursement of the Board for any
10 expenses involved in making such materials
11 available;

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

20 (C) the indemnification of the United
21 States by the Institute in the event that any
22 use of the materials results in violation of the
23 copyright laws of the United States (including
24 international copyright conventions to which the
25 United States is a party);

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

4 (E) any other terms and conditions relat-
5 ing to the materials that the Board considers
6 appropriate.

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

12 **SEC. 2. TERMINATION OF AUTHORITY.**

13 The authority provided under this Act shall cease to
14 have effect on the date that is 5 years after the date of
15 enactment of this Act.

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