

106TH CONGRESS  
2D SESSION

# S. 2885

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## AN ACT

To establish the Jamestown 400th Commemoration  
Commission, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Jamestown 400th  
5 Commemoration Commission Act of 2000”.

1 **SEC. 2. FINDINGS AND PURPOSE.**

2 (a) FINDINGS.—Congress finds that—

3 (1) the founding of the colony at Jamestown,  
4 Virginia in 1607, the first permanent English colony  
5 in the New World, and the capital of Virginia for 92  
6 years, has major significance in the history of the  
7 United States;

8 (2) the settlement brought people from  
9 throughout the Atlantic Basin together to form a  
10 multicultural society, including English, other Euro-  
11 peans, Native Americans, and Africans;

12 (3) the economic, political, religious, and social  
13 institutions that developed during the first 9 decades  
14 of the existence of Jamestown continue to have pro-  
15 found effects on the United States, particularly in  
16 English common law and language, cross cultural re-  
17 lationships, and economic structure and status;

18 (4) the National Park Service, the Association  
19 for the Preservation of Virginia Antiquities, and the  
20 Jamestown-Yorktown Foundation of the Common-  
21 wealth of Virginia collectively own and operate sig-  
22 nificant resources related to the early history of  
23 Jamestown; and

24 (5) in 1996—

25 (A) the Commonwealth of Virginia des-  
26 igned the Jamestown-Yorktown Foundation

1 as the State agency responsible for planning  
2 and implementing the Commonwealth's portion  
3 of the commemoration of the 400th anniversary  
4 of the founding of the Jamestown settlement;

5 (B) the Foundation created the Celebra-  
6 tion 2007 Steering Committee, known as the  
7 Jamestown 2007 Steering Committee; and

8 (C) planning for the commemoration  
9 began.

10 (b) PURPOSE.—The purpose of this Act is to estab-  
11 lish the Jamestown 400th Commemoration Commission  
12 to—

13 (1) ensure a suitable national observance of the  
14 Jamestown 2007 anniversary by complementing the  
15 programs and activities of the Commonwealth of  
16 Virginia;

17 (2) cooperate with and assist the programs and  
18 activities of the State in observance of the James-  
19 town 2007 anniversary;

20 (3) assist in ensuring that Jamestown 2007 ob-  
21 servances provide an excellent visitor experience and  
22 beneficial interaction between visitors and the nat-  
23 ural and cultural resources of the Jamestown sites;

24 (4) assist in ensuring that the Jamestown 2007  
25 observances are inclusive and appropriately recognize

1 the experiences of all people present in 17th century  
2 Jamestown;

3 (5) provide assistance to the development of  
4 Jamestown-related programs and activities;

5 (6) facilitate international involvement in the  
6 Jamestown 2007 observances;

7 (7) support and facilitate marketing efforts for  
8 a commemorative coin, stamp, and related activities  
9 for the Jamestown 2007 observances; and

10 (8) assist in the appropriate development of  
11 heritage tourism and economic benefits to the  
12 United States.

13 **SEC. 3. DEFINITIONS.**

14 In this Act:

15 (1) **COMMEMORATION.**—The term “commemo-  
16 ration” means the commemoration of the 400th an-  
17 niversary of the founding of the Jamestown settle-  
18 ment.

19 (2) **COMMISSION.**—The term “Commission”  
20 means the Jamestown 400th Commemoration Com-  
21 mission established by section 4(a).

22 (3) **GOVERNOR.**—The term “Governor” means  
23 the Governor of Virginia.

24 (4) **SECRETARY.**—The term “Secretary” means  
25 the Secretary of the Interior.



1           evant to the commemoration, to be ap-  
2           pointed by the Secretary; and

3           (D) 5 members shall be individuals that  
4           have an interest in, support for, and expertise  
5           appropriate to, the commemoration, to be ap-  
6           pointed by the Secretary.

7           (2) TERM; VACANCIES.—

8           (A) TERM.—A member of the Commission  
9           shall be appointed for the life of the Commis-  
10          sion.

11          (B) VACANCIES.—

12           (i) IN GENERAL.—A vacancy on the  
13           Commission shall be filled in the same  
14           manner in which the original appointment  
15           was made.

16           (ii) PARTIAL TERM.—A member ap-  
17           pointed to fill a vacancy on the Commis-  
18           sion shall serve for the remainder of the  
19           term for which the predecessor of the  
20           member was appointed.

21          (3) MEETINGS.—

22           (A) IN GENERAL.—The Commission shall  
23           meet—

24           (i) at least twice each year; or

1                   (ii) at the call of the Chairperson or  
2                   the majority of the members of the Com-  
3                   mission.

4                   (B) INITIAL MEETING.—Not later than 30  
5                   days after the date on which all members of the  
6                   Commission have been appointed, the Commis-  
7                   sion shall hold the initial meeting of the Com-  
8                   mission.

9                   (4) VOTING.—

10                  (A) IN GENERAL.—The Commission shall  
11                  act only on an affirmative vote of a majority of  
12                  the members of the Commission.

13                  (B) QUORUM.—A majority of the Commis-  
14                  sion shall constitute a quorum.

15                  (5) CHAIRPERSON.—The Secretary shall ap-  
16                  point a Chairperson of the Commission, taking into  
17                  consideration any recommendations of the Governor.

18                  (c) DUTIES.—

19                  (1) IN GENERAL.—The Commission shall—

20                         (A) plan, develop, and execute programs  
21                         and activities appropriate to commemorate the  
22                         400th anniversary of the founding of James-  
23                         town;

24                         (B) generally facilitate Jamestown-related  
25                         activities throughout the United States;

1 (C) encourage civic, patriotic, historical,  
2 educational, religious, economic, and other or-  
3 ganizations throughout the United States to or-  
4 ganize and participate in anniversary activities  
5 to expand the understanding and appreciation  
6 of the significance of the founding and early  
7 history of Jamestown;

8 (D) coordinate and facilitate for the public  
9 scholarly research on, publication about, and in-  
10 terpretation of, Jamestown; and

11 (E) ensure that the 400th anniversary of  
12 Jamestown provides a lasting legacy and long-  
13 term public benefit by assisting in the develop-  
14 ment of appropriate programs and facilities.

15 (2) PLANS; REPORTS.—

16 (A) STRATEGIC PLAN; ANNUAL PERFORM-  
17 ANCE PLANS.—In accordance with the Govern-  
18 ment Performance and Results Act of 1993  
19 (Public Law 103–62; 107 Stat. 285), the Com-  
20 mission shall prepare a strategic plan and an-  
21 nual performance plans for the activities of the  
22 Commission carried out under this Act.

23 (B) FINAL REPORT.—Not later than Sep-  
24 tember 30, 2008, the Commission shall com-  
25 plete a final report that contains—

1 (i) a summary of the activities of the  
2 Commission;

3 (ii) a final accounting of funds re-  
4 ceived and expended by the Commission;  
5 and

6 (iii) the findings and recommenda-  
7 tions of the Commission.

8 (d) POWERS OF THE COMMISSION.—The Commission  
9 may—

10 (1) accept donations and make dispersions of  
11 money, personal services, and real and personal  
12 property related to Jamestown and of the signifi-  
13 cance of Jamestown in the history of the United  
14 States;

15 (2) appoint such advisory committees as the  
16 Commission determines to be necessary to carry out  
17 this Act;

18 (3) authorize any member or employee of the  
19 Commission to take any action that the Commission  
20 is authorized to take by this Act;

21 (4) procure supplies, services, and property, and  
22 make or enter into contracts, leases or other legal  
23 agreements, to carry out this Act (except that any  
24 contracts, leases or other legal agreements made or

1 entered into by the Commission shall not extend be-  
2 yond the date of termination of the Commission);

3 (5) use the United States mails in the same  
4 manner and under the same conditions as other  
5 Federal agencies;

6 (6) subject to approval by the Commission,  
7 make grants in amounts not to exceed \$10,000 to  
8 communities and nonprofit organizations to develop  
9 programs to assist in the commemoration;

10 (7) make grants to research and scholarly orga-  
11 nizations to research, publish, or distribute informa-  
12 tion relating to the early history of Jamestown; and

13 (8) provide technical assistance to States, local-  
14 ities, and nonprofit organizations to further the com-  
15 memoration.

16 (e) COMMISSION PERSONNEL MATTERS.—

17 (1) COMPENSATION OF MEMBERS OF THE COM-  
18 MISSION.—

19 (A) IN GENERAL.—Except as provided in  
20 subparagraph (B), a member of the Commis-  
21 sion shall serve without compensation.

22 (B) FEDERAL EMPLOYEES.—A member of  
23 the Commission who is an officer or employee  
24 of the Federal Government shall serve without  
25 compensation in addition to the compensation

1 received for the services of the member as an  
2 officer or employee of the Federal Government.

3 (C) TRAVEL EXPENSES.—A member of the  
4 Commission shall be allowed travel expenses, in-  
5 cluding per diem in lieu of subsistence, at rates  
6 authorized for an employee of an agency under  
7 subchapter I of chapter 57 of title 5, United  
8 States Code, while away from the home or reg-  
9 ular place of business of the member in the per-  
10 formance of the duties of the Commission.

11 (2) STAFF.—

12 (A) IN GENERAL.—The Chairperson of the  
13 Commission may, without regard to the civil  
14 service laws (including regulations), appoint  
15 and terminate an executive director and such  
16 other additional personnel as are necessary to  
17 enable the Commission to perform the duties of  
18 the Commission.

19 (B) CONFIRMATION OF EXECUTIVE DIREC-  
20 TOR.—The employment of an executive director  
21 shall be subject to confirmation by the Commis-  
22 sion.

23 (3) COMPENSATION.—

24 (A) IN GENERAL.—Except as provided in  
25 subparagraph (B), the Chairperson of the Com-

1 mission may fix the compensation of the execu-  
2 tive director and other personnel without regard  
3 to the provisions of chapter 51 and subchapter  
4 III of chapter 53 of title 5, United States Code,  
5 relating to classification of positions and Gen-  
6 eral Schedule pay rates.

7 (B) MAXIMUM RATE OF PAY.—The rate of  
8 pay for the executive director and other per-  
9 sonnel shall not exceed the rate payable for  
10 level V of the Executive Schedule under section  
11 5316 of title 5, United States Code.

12 (4) DETAIL OF GOVERNMENT EMPLOYEES.—

13 (A) FEDERAL EMPLOYEES.—

14 (i) IN GENERAL.—On the request of  
15 the Commission, the head of any Federal  
16 agency may detail, on a reimbursable or  
17 non-reimbursable basis, any of the per-  
18 sonnel of the agency to the Commission to  
19 assist the Commission in carrying out the  
20 duties of the Commission under this Act.

21 (ii) CIVIL SERVICE STATUS.—The de-  
22 tail of an employee under clause (i) shall  
23 be without interruption or loss of civil serv-  
24 ice status or privilege.

1 (B) STATE EMPLOYEES.—The Commission  
2 may—

3 (i) accept the services of personnel de-  
4 tailed from States (including subdivisions  
5 of States); and

6 (ii) reimburse States for services of  
7 detailed personnel.

8 (5) VOLUNTEER AND UNCOMPENSATED SERV-  
9 ICES.—Notwithstanding section 1342 of title 31,  
10 United States Code, the Commission may accept and  
11 use voluntary and uncompensated services as the  
12 Commission determines necessary.

13 (6) SUPPORT SERVICES.—The Director of the  
14 National Park Service shall provide to the Commis-  
15 sion, on a reimbursable basis, such administrative  
16 support services as the Commission may request.

17 (f) PROCUREMENT OF TEMPORARY AND INTERMIT-  
18 TENT SERVICES.—The Chairperson of the Commission  
19 may procure temporary and intermittent services in ac-  
20 cordance with section 3109(b) of title 5, United States  
21 Code, at rates for individuals that do not exceed the daily  
22 equivalent of the annual rate of basic pay prescribed for  
23 level V of the Executive Schedule under section 5316 of  
24 that title.

1 (g) FACA NONAPPLICABILITY.—Section 14(b) of the  
2 Federal Advisory Committee Act (5 U.S.C. App.) shall not  
3 apply to the Commission.

4 (h) NO EFFECT ON AUTHORITY.—Nothing in this  
5 section supersedes the authority of the State, the National  
6 Park Service, or the Association for the Preservation of  
7 Virginia Antiquities, concerning the commemoration.

8 (i) TERMINATION.—The Commission shall terminate  
9 on December 31, 2008.

10 **SEC. 5. AUTHORIZATION OF APPROPRIATIONS.**

11 There are authorized to be appropriated such sums  
12 as are necessary to carry out this Act.

Passed the Senate October 5 (legislative day, Sep-  
tember 22), 2000.

Attest:

*Secretary.*

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