

# Calendar No. 117

107TH CONGRESS  
1ST SESSION

# S. 356

To establish a National Commission on the Bicentennial of the Louisiana Purchase.

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## IN THE SENATE OF THE UNITED STATES

FEBRUARY 15, 2001

Ms. LANDRIEU (for herself, Mrs. LINCOLN, Mr. BREAU, Mr. HUTCHINSON, Mr. DOMENICI, and Mr. BAUCUS) introduced the following bill; which was read twice and referred to the Committee on the Judiciary

AUGUST 2, 2001

Reported by Mr. LEAHY, with an amendment

[Strike out all after the enacting clause and insert the part printed in italic]

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## A BILL

To establish a National Commission on the Bicentennial of the Louisiana Purchase.

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 “Louisiana Purchase  
5 Bicentennial Commission Act”.

1 **SEC. 2. FINDINGS.**

2 Congress finds that—

3 (1) the Bicentennial of the Louisiana Purchase  
4 occurs in 2003, 200 years after the United States,  
5 under the leadership of President Thomas Jefferson  
6 and after due consideration and approval by Con-  
7 gress, paid \$15,000,000 to France in order to ac-  
8 quire the vast area in the western half of the Mis-  
9 sissippi River Basin;

10 (2) the Louisiana Purchase was the largest  
11 peaceful land transaction in history, virtually dou-  
12 bling the size of the United States;

13 (3) the Louisiana Purchase opened the heart-  
14 land of the North American continent for explo-  
15 ration, settlement, and achievement to the people of  
16 the United States;

17 (4) in the wake of the Louisiana Purchase, the  
18 new frontier attracted immigrants from around the  
19 world and became synonymous with the search for  
20 spiritual, economic, and political freedom;

21 (5) today the States of Arkansas, Colorado,  
22 Iowa, Kansas, Louisiana, Minnesota, Missouri, Mon-  
23 tana, Nebraska, North Dakota, Oklahoma, South  
24 Dakota, Texas, and Wyoming make up what was the  
25 Louisiana Territory; and

1           (6) commemoration of the Louisiana Purchase  
2           and the opening of the West would—

3                   (A) enhance public understanding of the  
4                   impact of westward expansion on the society of  
5                   the United States; and

6                   (B) provide lessons for continued demo-  
7                   cratic governance in the United States.

8 **SEC. 3. DEFINITIONS.**

9           In this Act:

10                   (1) **BICENTENNIAL.**—The term “Bicentennial”  
11                   means the 200th anniversary of the Louisiana Pur-  
12                   chase.

13                   (2) **COMMISSION.**—The term “Commission”  
14                   means the National Commission on the Bicentennial  
15                   of the Louisiana Purchase established under section  
16                   4(a).

17 **SEC. 4. ESTABLISHMENT OF COMMISSION.**

18           (a) **ESTABLISHMENT.**—There is established a com-  
19           mission to be known as the “National Commission on the  
20           Bicentennial of the Louisiana Purchase”.

21           (b) **DUTIES.**—The Commission shall plan, encourage,  
22           coordinate, and conduct the commemoration of the Bicen-  
23           tennial.

24           (c) **MEMBERSHIP.**—

1           (1) COMPOSITION.—The Commission shall be  
2 composed of 24 members, of which 12 members  
3 shall be Republicans and 12 members shall be  
4 Democrats, including—

5           (A) 12 members, of which 6 members shall  
6 be Republicans and 6 members shall be Demo-  
7 crats, appointed by the President to represent  
8 the United States;

9           (B) 6 members, of which 3 members shall  
10 be Republicans and 3 members shall be Demo-  
11 crats, appointed by the President, on the rec-  
12 ommendation of the majority and minority lead-  
13 ers of the Senate; and

14           (C) 6 members, of which 3 members shall  
15 be Republicans and 3 members shall be Demo-  
16 crats, appointed by the President, on the rec-  
17 ommendation of the Speaker of the House of  
18 Representatives, in consultation with the minor-  
19 ity leader of the House of Representatives.

20           (2) CRITERIA.—A member of the Commission  
21 shall be chosen from among individuals that have  
22 demonstrated a strong sense of public service, exper-  
23 tise in the appropriate professions, scholarship, and  
24 abilities likely to contribute to the fulfillment of the  
25 duties of the Commission.

1           ~~(3)~~ PROHIBITION ON FEDERAL GOVERNMENT  
2           EMPLOYMENT.—A member of the Commission shall  
3           not be an employee or former employee of the Fed-  
4           eral Government.

5           ~~(4)~~ INTERNATIONAL PARTICIPATION.—The  
6           President shall invite the Governments of France  
7           and Spain to appoint, not later than 60 days after  
8           the date of enactment of this Act, 1 individual to  
9           serve as a nonvoting member of the Commission.

10          ~~(5)~~ DATE OF APPOINTMENTS.—The appoint-  
11          ment of a member of the Commission described in  
12          paragraph ~~(1)~~ shall be made not later than 60 days  
13          after the date of enactment of this Act.

14          ~~(d)~~ TERM; VACANCIES.—

15                 ~~(1)~~ TERM.—A member shall be appointed for  
16                 the life of the Commission.

17                 ~~(2)~~ VACANCY.—A vacancy on the  
18                 Commission—

19                         ~~(A)~~ shall not affect the powers of the Com-  
20                         mission; and

21                         ~~(B)~~ shall be filled in the same manner as  
22                         the original appointment was made.

23                 ~~(e)~~ INITIAL MEETING.—Not later than 30 days after  
24                 the date on which all members of the Commission have

1 been appointed, the Commission shall hold the initial  
2 meeting of the Commission.

3 (f) MEETINGS.—The Commission shall meet at the  
4 call of the Co-Chairpersons described under subsection  
5 (h).

6 (g) QUORUM.—A quorum of the Commission for deci-  
7 sion-making purposes shall be 13 members, except that  
8 a lesser number of members, as determined by the Com-  
9 mission, may conduct meetings.

10 (h) CO-CHAIRPERSONS AND VICE CO-CHAIR-  
11 PERSONS.—

12 (1) CO-CHAIRPERSONS.—The President shall  
13 designate 2 of the members, 1 of which shall be a  
14 Republican and 1 of which shall be a Democrat, to  
15 be Co-Chairpersons of the Commission.

16 (2) CO-VICE-CHAIRPERSONS.—The Commission  
17 shall select 2 Co-Vice-Chairpersons, 1 of which shall  
18 be a Republican and 1 of which shall be a Democrat,  
19 from among the members of the Commission.

20 **SEC. 5. DUTIES.**

21 (a) IN GENERAL.—The Commission shall—

22 (1) plan and develop activities appropriate to  
23 commemorate the Bicentennial including a limited  
24 number of proposed projects to be undertaken by the  
25 appropriate Federal departments and agencies that

1 commemorate the Bicentennial by seeking to har-  
2 monize and balance the important goals of ceremony  
3 and celebration with the equally important goals of  
4 scholarship and education;

5 (2) consult with and encourage Indian tribes,  
6 appropriate Federal departments and agencies, State  
7 and local governments, elementary and secondary  
8 schools, colleges and universities, foreign govern-  
9 ments, and private organizations to organize and  
10 participate in Bicentennial activities commemorating  
11 or examining—

12 (A) the history of the Louisiana Territory;

13 (B) the negotiations of the Louisiana Pur-  
14 chase;

15 (C) voyages of discovery;

16 (D) frontier movements; and

17 (E) the westward expansion of the United  
18 States; and

19 (3) coordinate activities throughout the United  
20 States and internationally that relate to the history  
21 and influence of the Louisiana Purchase.

22 (b) REPORTS.—

23 (1) IN GENERAL.—Not later than 1 year after  
24 the date of enactment of this Act, the Commission  
25 shall submit to the President and Congress a com-

1 comprehensive report that includes specific recommenda-  
2 tions for—

3 (A) the allocation of financial and adminis-  
4 trative responsibility among participating enti-  
5 ties and persons with respect to commemoration  
6 of the Bicentennial; and

7 (B) the commemoration of the Bicenten-  
8 nial and related events through programs and  
9 activities, such as—

10 (i) the production, publication, and  
11 distribution of books, pamphlets, films,  
12 electronic publications, and other edu-  
13 cational materials focusing on the history  
14 and impact of the Louisiana Purchase on  
15 the United States and the world;

16 (ii) bibliographical and documentary  
17 projects, publications, and electronic re-  
18 sources;

19 (iii) conferences, convocations, lec-  
20 tures, seminars, and other programs;

21 (iv) the development of programs by  
22 and for libraries, museums, parks and his-  
23 toric sites, including international and na-  
24 tional traveling exhibitions;

1                   (v) ceremonies and celebrations com-  
2                   memorating specific events;

3                   (vi) the production, distribution, and  
4                   performance of artistic works, and of pro-  
5                   grams and activities, focusing on the inter-  
6                   national and national significance of the  
7                   Louisiana Purchase and the westward  
8                   movement opening the frontier for present  
9                   and future generations; and

10                  (vii) the issuance of commemorative  
11                  coins, medals, certificates of recognition,  
12                  and stamps.

13                  (2) ANNUAL REPORT.—The Commission shall  
14                  submit an annual report that describes the activities,  
15                  programs, expenditures, and donations of or received  
16                  by the Commission to—

17                         (A) the President;

18                         (B) the Senate; and

19                         (C) the House of Representatives.

20                  (3) FINAL REPORT.—Not later than March 31,  
21                  2005, the Commission shall submit a final report  
22                  that describes the activities, programs, expenditures,  
23                  and donations of or received by the Commission to—

24                         (A) the President;

25                         (B) the Senate; and

1                   (C) the House of Representatives.

2           (e) ASSISTANCE.—In carrying out this Act, the Com-  
3 mission shall consult, cooperate with, and seek advice and  
4 assistance from appropriate Federal departments and  
5 agencies.

6 **SEC. 6. POWERS OF THE COMMISSION.**

7           (a) IN GENERAL.—The Commission may provide  
8 for—

9                   (1) the preparation, distribution, dissemination,  
10 exhibition, and sale of historical, commemorative,  
11 and informational materials and objects that will  
12 contribute to public awareness of, and interest in,  
13 the Bicentennial, except that any commemorative  
14 coin, medal, or postage stamp recommended to be  
15 issued by the United States shall be sold only by a  
16 Federal department or agency;

17                   (2) competitions and awards for historical,  
18 scholarly, artistic, literary, musical, and other works,  
19 programs, and projects relating to the Bicentennial;

20                   (3) a Bicentennial calendar or register of pro-  
21 grams and projects, and in other ways provide a  
22 central clearinghouse for information and coordina-  
23 tion regarding dates, events, places, documents, arti-  
24 facts, and personalities of Bicentennial historical  
25 and commemorative significance; and

1           (4) the design and designation of logos, sym-  
2           bols, or marks for use in connection with the com-  
3           memoration of the Bicentennial shall establish proce-  
4           dures regarding their use.

5           (b) **ADVISORY COMMITTEE.**—The Commission may  
6           appoint such advisory committees as the Commission de-  
7           termines necessary to carry out the purposes of this Act.

8           **SEC. 7. ADMINISTRATION.**

9           (a) **LOCATION OF OFFICE.**—

10           (1) **PRINCIPAL OFFICE.**—The principal office of  
11           the Commission shall be in New Orleans, Louisiana.

12           (2) **SATELLITE OFFICE.**—The Commission may  
13           establish a satellite office in Washington, D.C.

14           (b) **STAFF.**—

15           (1) **APPOINTMENT OF DIRECTOR AND DEPUTY**  
16           **DIRECTOR.**—

17           (A) **IN GENERAL.**—The Co-Chairpersons,  
18           with the advice of the Commission, may appoint  
19           and terminate a director and deputy director  
20           without regard to the civil service laws (includ-  
21           ing regulations).

22           (B) **DELEGATION TO DIRECTOR.**—The  
23           Commission may delegate such powers and du-  
24           ties to the director as may be necessary for the

1           efficient operation and management of the  
2           Commission.

3           ~~(2) STAFF PAID FROM FEDERAL FUNDS.—~~The  
4           Commission may use any available Federal funds to  
5           appoint and fix the compensation of not more than  
6           10 additional personnel staff members, as the Com-  
7           mission determines necessary.

8           ~~(3) STAFF PAID FROM NON-FEDERAL FUNDS.—~~  
9           The Commission may use any available non-Federal  
10          funds to appoint and fix the compensation of addi-  
11          tional personnel.

12          ~~(4) COMPENSATION.—~~

13                 ~~(A) MEMBERS.—~~

14                         ~~(i) IN GENERAL.—~~A member of the  
15                         Commission shall serve without compensa-  
16                         tion.

17                         ~~(ii) TRAVEL EXPENSES.—~~A member  
18                         of the Commission shall be allowed travel  
19                         expenses, including per diem in lieu of sub-  
20                         sistence, at rates authorized for an em-  
21                         ployee of an agency under subchapter I of  
22                         chapter 57 of title 5, United States Code,  
23                         while away from the home or regular place  
24                         of business of the member in the perform-  
25                         ance of the duties of the Commission.

1                   (B) STAFF.—

2                   (i) IN GENERAL.—The Co-Chair-  
3 persons of the Commission may fix the  
4 compensation of the director, deputy direc-  
5 tor, and other personnel without regard to  
6 the provisions of chapter 51 and sub-  
7 chapter III of chapter 53 of title 5, United  
8 States Code, relating to classification of  
9 positions and General Schedule pay rates.

10                   (ii) MAXIMUM RATE OF PAY.—

11                   (I) DIRECTOR.—The rate of pay  
12 for the director shall not exceed the  
13 rate payable for level IV of the Execu-  
14 tive Schedule under section 5315 of  
15 title 5, United States Code.

16                   (II) DEPUTY DIRECTOR.—The  
17 rate of pay for the deputy director  
18 shall not exceed the rate payable for  
19 level V of the Executive Schedule  
20 under section 5316 of title 5, United  
21 States Code.

22                   (III) STAFF MEMBERS.—The  
23 rate of pay for staff members ap-  
24 pointed under paragraph (2) shall not  
25 exceed the rate payable for grade GS-

1                   15 of the General Schedule under sec-  
2                   tion 5332 of title 5, United States  
3                   Code.

4           (c) ~~DETAIL OF FEDERAL GOVERNMENT EMPLOY-~~  
5 ~~EES.—~~

6                   (1) ~~IN GENERAL.—~~On request of the Commis-  
7                   sion, the head of any Federal agency or department  
8                   may detail any of the personnel of the agency or de-  
9                   partment to the Commission to assist the Commis-  
10                  sion in carrying out this Act.

11                  (2) ~~REIMBURSEMENT.—~~A detail of personnel  
12                  under this subsection shall be without reimburse-  
13                  ment by the Commission to the agency from which  
14                  the employee was detailed.

15                  (3) ~~CIVIL SERVICE STATUS.—~~The detail of the  
16                  employee shall be without interruption or loss of civil  
17                  service status or privilege.

18           (d) ~~OTHER REVENUES AND EXPENDITURES.—~~

19                   (1) ~~IN GENERAL.—~~The Commission may pro-  
20                   cure supplies, services, and property, enter into con-  
21                   tracts, and expend funds appropriated, donated, or  
22                   received to carry out contracts.

23                   (2) ~~DONATIONS.—~~

1           (A) IN GENERAL.—The Commission may  
2 solicit, accept, use, and dispose of donations of  
3 money, property, or personal services.

4           (B) LIMITATIONS.—Subject to subpara-  
5 graph (C), the Commission shall not accept  
6 donations—

7                 (i) the value of which exceeds \$50,000  
8 annually, in the case of donations from an  
9 individual; or

10                (ii) the value of which exceeds  
11 \$250,000 annually, in the case of dona-  
12 tions from a person other than an indi-  
13 vidual.

14           (C) NONPROFIT ORGANIZATION.—The lim-  
15 itations in subparagraph (B) shall not apply in  
16 the case of an organization that is—

17                 (i) described in section 501(c)(3) of  
18 the Internal Revenue Code of 1986; and

19                 (ii) exempt from taxation under sec-  
20 tion 501(a) of the Internal Revenue Code  
21 of 1986.

22           (4) ACQUIRED ITEMS.—Any book, manuscript,  
23 miscellaneous printed matter, memorabilia, relic, and  
24 other material or property relating to the time pe-  
25 riod of the Louisiana Purchase acquired by the

1 Commission may be deposited for preservation in na-  
2 tional, State, or local libraries, museums, archives,  
3 or other agencies with the consent of the depository  
4 institution.

5 (e) **POSTAL SERVICES.**—The Commission may use  
6 the United States mail to carry out this Act in the same  
7 manner and under the same conditions as other agencies  
8 of the Federal Government.

9 **SEC. 8. AUTHORIZATION OF APPROPRIATIONS.**

10 (a) **IN GENERAL.**—Subject to subsections (b) and (c),  
11 there are authorized to be appropriated to carry out the  
12 purposes of this Act—

13 (1) \$1,000,000 for fiscal year 2002; and

14 (2) such sums as may be necessary for each of  
15 fiscal years 2003 through 2005.

16 (b) **AVAILABILITY OF FUNDS.**—Amounts appro-  
17 priated under this section for any fiscal year shall remain  
18 available until March 31, 2005.

19 (c) **LIMITATION.**—The total amount of funds made  
20 available under this section shall not exceed \$4,000,000.

21 **SEC. 9. TERMINATION OF AUTHORITY.**

22 The authority provided by this Act terminates effec-  
23 tive March 31, 2005.

1 **SECTION 1. SHORT TITLE.**

2 *This Act may be cited as the “Louisiana Purchase Bi-*  
3 *centennial Commission Act”.*

4 **SEC. 2. FINDINGS.**

5 *Congress finds that—*

6 *(1) the Bicentennial of the Louisiana Purchase*  
7 *occurs in 2003, 200 years after the United States,*  
8 *under the leadership of President Thomas Jefferson*  
9 *and after due consideration and approval by Con-*  
10 *gress, paid \$15,000,000 to France in order to acquire*  
11 *the vast area in the western half of the Mississippi*  
12 *River Basin;*

13 *(2) the Louisiana Purchase was the largest*  
14 *peaceful land transaction in history, virtually dou-*  
15 *bling the size of the United States;*

16 *(3) the Louisiana Purchase opened the heartland*  
17 *of the North American continent for exploration, set-*  
18 *tlement, and achievement to the people of the United*  
19 *States;*

20 *(4) in the wake of the Louisiana Purchase, the*  
21 *new frontier attracted immigrants from around the*  
22 *world and became synonymous with the search for*  
23 *spiritual, economic, and political freedom;*

24 *(5) today the States of Arkansas, Colorado, Iowa,*  
25 *Kansas, Louisiana, Minnesota, Missouri, Montana,*  
26 *Nebraska, North Dakota, Oklahoma, South Dakota,*

1 *Texas, and Wyoming make up what was the Lou-*  
 2 *isiana Territory; and*

3 (6) *commemoration of the Louisiana Purchase*  
 4 *and the opening of the West would—*

5 (A) *enhance public understanding of the*  
 6 *impact of westward expansion on the society of*  
 7 *the United States; and*

8 (B) *provide lessons for continued democratic*  
 9 *governance in the United States.*

10 **SEC. 3. DEFINITIONS.**

11 *In this Act:*

12 (1) *BICENTENNIAL.—The term “Bicentennial”*  
 13 *means the 200th anniversary of the Louisiana Pur-*  
 14 *chase.*

15 (2) *COMMISSION.—The term “Commission”*  
 16 *means the National Commission on the Bicentennial*  
 17 *of the Louisiana Purchase established under section*  
 18 *4(a).*

19 **SEC. 4. ESTABLISHMENT OF COMMISSION.**

20 (a) *ESTABLISHMENT.—There is established a commis-*  
 21 *sion to be known as the “National Commission on the Bi-*  
 22 *centennial of the Louisiana Purchase”.*

23 (b) *DUTIES.—The Commission shall plan, encourage,*  
 24 *coordinate, and conduct the commemoration of the Bicen-*  
 25 *tennial.*

1       (c) *MEMBERSHIP.*—

2               (1) *NUMBERS AND APPOINTMENT.*—*The Commis-*  
3       *sion shall be composed of 20 members, including—*

4                       (A) *14 members consisting of the governor,*  
5                       *or their designee, of each State that made up the*  
6                       *Louisiana Territory;*

7                       (B) *the Director of the National Museum of*  
8                       *American History of the Smithsonian Institu-*  
9                       *tion or his designee;*

10                      (C) *the Librarian of Congress or his des-*  
11                      *ignee;*

12                      (D) *as chosen by the Commission, the presi-*  
13                      *dent or head of 2 United States historical soci-*  
14                      *eties, foundations, or organizations of National*  
15                      *stature or prominence;*

16                      (E) *the Secretary of Education or his des-*  
17                      *ignee; and*

18                      (F) *2 members from the largest Federally*  
19                      *recognized Native American tribes within the*  
20                      *territory.*

21               (2) *INTERNATIONAL PARTICIPATION.*—*The Presi-*  
22       *dent may invite the Governments of France and*  
23       *Spain to appoint 1 individual each to serve as a non-*  
24       *voting member of the Commission.*

1           (3) *DATE OF APPOINTMENTS.*—*The appointment*  
2           *of a member of the Commission described in para-*  
3           *graph (1) shall be made not later than 120 days after*  
4           *the date of enactment of this Act.*

5           (d) *TERM; VACANCIES.*—

6           (1) *TERM.*—*A member shall be appointed for the*  
7           *life of the Commission.*

8           (2) *VACANCY.*—*A vacancy on the Commission—*

9                   (A) *shall not affect the powers of the Com-*  
10                  *mission; and*

11                   (B) *shall be filled in the same manner as*  
12                  *the original appointment was made.*

13           (e) *ORGANIZATION AND INITIAL MEETING.*—*No later*  
14           *than 90 days after the date of enactment of this Act, the*  
15           *Commission shall meet and select a Chairperson, Vice*  
16           *Chairperson, and Executive Director.*

17           (f) *MEETINGS.*—*The Commission shall meet at the call*  
18           *of the Chairperson described under subsection (h).*

19           (g) *QUORUM.*—*A quorum of the Commission for deci-*  
20           *sion-making purposes shall be 11 members, except that a*  
21           *lesser number of members, as determined by the Commis-*  
22           *sion, may conduct meetings.*

23           (h) *CHAIRPERSON.*—*The Commission shall select a*  
24           *Chairperson of the Commission from the members des-*  
25           *ignated under subsection (c)(1). The Chairperson may be*

1 *removed by a vote of a majority of the Commission's mem-*  
2 *bers.*

3 **SEC. 5. DUTIES.**

4 *(a) IN GENERAL.—The Commission shall—*

5 *(1) plan and develop activities appropriate to*  
6 *commemorate the Bicentennial including a limited*  
7 *number of proposed projects to be undertaken by the*  
8 *appropriate Federal departments and agencies that*  
9 *commemorate the Bicentennial by seeking to har-*  
10 *monize and balance the important goals of ceremony*  
11 *and celebration with the equally important goals of*  
12 *scholarship and education;*

13 *(2) consult with and encourage Indian tribes,*  
14 *appropriate Federal departments and agencies, State*  
15 *and local governments, elementary and secondary*  
16 *schools, colleges and universities, foreign governments,*  
17 *and private organizations to organize and participate*  
18 *in Bicentennial activities commemorating or*  
19 *examining—*

20 *(A) the history of the Louisiana Territory;*

21 *(B) the negotiations of the Louisiana Pur-*  
22 *chase;*

23 *(C) voyages of discovery;*

24 *(D) frontier movements; and*

1                   (E) the westward expansion of the United  
2                   States;

3                   (3) coordinate activities throughout the United  
4                   States and internationally that relate to the history  
5                   and influence of the Louisiana Purchase; and

6                   (4) encourage the publication of popular and  
7                   scholarly works related to the Louisiana purchase.

8                   (b) *REPORTS.*—

9                   (1) *IN GENERAL.*—Not later than 1 year before  
10                  the Bicentennial date, the Commission shall submit to  
11                  the President and Congress a comprehensive report  
12                  that includes specific recommendations for—

13                         (A) the allocation of financial and adminis-  
14                         trative responsibility among participating enti-  
15                         ties and persons with respect to commemoration  
16                         of the Bicentennial; and

17                         (B) the commemoration of the Bicentennial  
18                         and related events through programs and activi-  
19                         ties, such as—

20                                 (i) the production, publication, and  
21                                 distribution of books, pamphlets, films, elec-  
22                                 tronic publications, and other educational  
23                                 materials focusing on the history and im-  
24                                 pact of the Louisiana Purchase on the  
25                                 United States and the world;

1                   (ii) bibliographical and documentary  
2 projects, publications, and electronic re-  
3 sources;

4                   (iii) conferences, convocations, lectures,  
5 seminars, and other programs;

6                   (iv) the development of programs by  
7 and for libraries, museums, parks and his-  
8 toric sites, including international and na-  
9 tional traveling exhibitions;

10                  (v) ceremonies and celebrations com-  
11 memorating specific events;

12                  (vi) the production, distribution, and  
13 performance of artistic works, and of pro-  
14 grams and activities, focusing on the inter-  
15 national and national significance of the  
16 Louisiana Purchase and the westward  
17 movement opening the frontier for present  
18 and future generations; and

19                  (vii) the issuance of commemorative  
20 coins, medals, certificates of recognition,  
21 and stamps.

22                  (2) ANNUAL REPORT.—In each fiscal year in  
23 which the Commission is in existence, the Commission  
24 shall prepare and submit to Congress a report de-

1        *scribing the activities of the Commission during the*  
2        *fiscal year. Each annual report shall also include—*

3                *(A) recommendations regarding appropriate*  
4                *activities to commemorate the centennial of the*  
5                *Louisiana Purchase, including—*

6                        *(i) the production, publication, and*  
7                        *distribution of books, pamphlets, films, and*  
8                        *other educational materials;*

9                        *(ii) bibliographical and documentary*  
10                        *projects and publications;*

11                        *(iii) conferences, convocations, lectures,*  
12                        *seminars, and other similar programs;*

13                        *(iv) the development of exhibits for li-*  
14                        *braries, museums, and other appropriate*  
15                        *institutions;*

16                        *(v) ceremonies and celebrations com-*  
17                        *memorating specific events that relate to the*  
18                        *Louisiana Purchase;*

19                        *(vi) programs focusing on the history*  
20                        *of the Louisiana Purchase and its benefits*  
21                        *to the United States and humankind; and*

22                        *(vii) competitions, commissions, and*  
23                        *awards regarding historical, scholarly, ar-*  
24                        *tistic, literary, musical, and other works,*

1            *programs, and projects related to the cen-*  
2            *tennial of the Louisiana Purchase;*

3            *(B) recommendations to appropriate agen-*  
4            *cies or advisory bodies regarding the issuance of*  
5            *commemorative coins, medals, and stamps by the*  
6            *United States relating to aviation or the centen-*  
7            *nial of the Louisiana Purchase;*

8            *(C) recommendations for any legislation or*  
9            *administrative action that the Commission de-*  
10           *termines to be appropriate regarding the com-*  
11           *memoration of the centennial of the Louisiana*  
12           *Purchase;*

13           *(D) an accounting of funds received and ex-*  
14           *pended by the Commission in the fiscal year that*  
15           *the report concerns, including a detailed descrip-*  
16           *tion of the source and amount of any funds do-*  
17           *nated to the Commission in the fiscal year; and*

18           *(E) an accounting of any cooperative agree-*  
19           *ments and contract agreements entered into by*  
20           *the Commission.*

21           *(3) FINAL REPORT.—Not later than 1 year after*  
22           *the Bicentennial date, the Commission shall submit to*  
23           *the President and Congress a final report. The final*  
24           *report shall contain—*

1           (A) a summary of the activities of the Com-  
2 mission;

3           (B) a final accounting of funds received and  
4 expended by the Commission;

5           (C) any findings and conclusions of the  
6 Commission; and

7           (D) specific recommendations concerning  
8 the final disposition of any historically signifi-  
9 cant items acquired by the Commission, includ-  
10 ing items donated to the Commission.

11       (c) ASSISTANCE.—In carrying out this Act, the Com-  
12 mission shall consult, cooperate with, and seek advice and  
13 assistance from appropriate Federal departments and agen-  
14 cies.

15 **SEC. 6. POWERS OF THE COMMISSION.**

16       (a) IN GENERAL.—The Commission may provide  
17 for—

18           (1) the preparation, distribution, dissemination,  
19 exhibition, and sale of historical, commemorative, and  
20 informational materials and objects that will con-  
21 tribute to public awareness of, and interest in, the Bi-  
22 centennial, except that any commemorative coin,  
23 medal, or postage stamp recommended to be issued by  
24 the United States shall be sold only by a Federal de-  
25 partment or agency;

1           (2) *competitions and awards for historical, schol-*  
2           *arly, artistic, literary, musical, and other works, pro-*  
3           *grams, and projects relating to the Bicentennial;*

4           (3) *a Bicentennial calendar or register of pro-*  
5           *grams and projects, and in other ways provide a cen-*  
6           *tral clearinghouse for information and coordination*  
7           *regarding dates, events, places, documents, artifacts,*  
8           *and personalities of Bicentennial historical and com-*  
9           *memorative significance; and*

10          (4) *the design and designation of logos, symbols,*  
11          *or marks for use in connection with the commemora-*  
12          *tion of the Bicentennial shall establish procedures re-*  
13          *garding their use.*

14          (b) *FEDERAL COOPERATION.*—*To ensure the overall*  
15          *success of the Commission's efforts, the Commission may*  
16          *call upon various Federal departments and agencies to as-*  
17          *sist in and give support to the programs of the Commission.*  
18          *The head of the Federal department or agency, where appro-*  
19          *priate, shall furnish the information or assistance requested*  
20          *by the Commission, unless prohibited by law.*

21          (c) *PROHIBITION OF PAY OTHER THAN TRAVEL EX-*  
22          *PENSES.*—*Members of an advisory committee or task force*  
23          *of the Commission shall not receive pay, but may receive*  
24          *travel expenses pursuant to policies adopted by the Commis-*  
25          *sion. Members who are Federal employees shall not receive*

1 *travel expenses if otherwise reimbursed by the Federal Gov-*  
2 *ernment.*

3 (d) *POWERS OF MEMBERS AND AGENTS.*—*Any mem-*  
4 *ber or agent of the Commission may, if authorized by the*  
5 *Commission, take any action that the Commission is au-*  
6 *thorized to take under this Act.*

7 (e) *AUTHORITY TO PROCURE AND TO MAKE LEGAL*  
8 *AGREEMENTS.*—

9 (1) *IN GENERAL.*—*Notwithstanding any other*  
10 *provision in this Act, only the Commission may pro-*  
11 *quire supplies, services, and property, and make or*  
12 *enter into leases and other legal agreements in order*  
13 *to carry out this Act.*

14 (2) *RESTRICTION.*—

15 (A) *IN GENERAL.*—*A contract, lease, or*  
16 *other legal agreement made or entered into by*  
17 *the Commission may not extend beyond the date*  
18 *of the termination of the Commission.*

19 (B) *FEDERAL SUPPORT.*—*The Commission*  
20 *shall obtain property, equipment, and office*  
21 *space from the General Services Administration*  
22 *or the Smithsonian Institution, unless other of-*  
23 *fice space, property, or equipment is less costly.*

24 (3) *SUPPLIES AND PROPERTY POSSESSED BY*  
25 *COMMISSION AT TERMINATION.*—*Any supplies and*

1        *property, except historically significant items, that*  
2        *are acquired by the Commission under this Act and*  
3        *remain in the possession of the Commission on the*  
4        *date of the termination of the Commission shall be-*  
5        *come the property of the General Services Adminis-*  
6        *tration upon the date of termination.*

7        *(f) ADVISORY COMMITTEE.—The Commission may ap-*  
8        *point such advisory committees as the Commission deter-*  
9        *mines necessary to carry out the purposes of this Act.*

10    **SEC. 7. ADMINISTRATION.**

11        *(a) LOCATION OF OFFICE.—*

12            *(1) CENTRAL OFFICE.—The central office of the*  
13        *Commission shall be in Washington, D.C.*

14            *(2) ADDITIONAL OFFICES.—The Commission*  
15        *shall establish 2 additional offices in New Orleans,*  
16        *Louisiana, and St. Louis, Missouri.*

17        *(b) EXECUTIVE DIRECTOR.—There shall be an Execu-*  
18        *tive Director appointed by the Commission and chosen from*  
19        *among detailees from the agencies and organizations rep-*  
20        *resented on the Commission. The Executive Director may*  
21        *be paid at a rate not to exceed the maximum rate of basic*  
22        *pay payable for the Senior Executive Service.*

23        *(c) STAFF.—The Commission may appoint and fix the*  
24        *pay of any additional personnel that it considers appro-*  
25        *priate, except that an individual appointed under this sub-*

1 *section may not receive pay in excess of the maximum rate*  
2 *of basic pay payable for GS-14 of the General Schedule.*

3 (d) *INAPPLICABILITY OF CERTAIN CIVIL SERVICE*  
4 *LAWS.—The Executive Director and staff of the Commis-*  
5 *sion may be appointed without regard to the provisions of*  
6 *title 5, United States Code, governing appointments in the*  
7 *competitive service, and may be paid without regard to the*  
8 *provisions of chapter 51 and subchapter III of chapter 53*  
9 *of such title, relating to classification and General Schedule*  
10 *pay rates, except as provided under subsections (a) and (b)*  
11 *of this section.*

12 (e) *MERIT SYSTEM PRINCIPLES.—The appointment of*  
13 *the Executive Director or any personnel of the Commission*  
14 *under subsection (a) or (b) shall be made consistent with*  
15 *the merit system principles under section 2301 of title 5,*  
16 *United States Code.*

17 (f) *STAFF OF FEDERAL AGENCIES.—Upon request by*  
18 *the Chairperson of the Commission, the head of any Federal*  
19 *department or agency may detail, on either a nonreimburs-*  
20 *able or reimbursable basis, any of the personnel of the de-*  
21 *partment or agency to the Commission to assist the Com-*  
22 *mission to carry out its duties under this Act.*

23 (g) *ADMINISTRATIVE SUPPORT SERVICES.—The Sec-*  
24 *retary of the Smithsonian Institution may provide to the*  
25 *Commission on a reimbursable basis any administrative*

1 *support services that are necessary to enable the Commis-*  
2 *sion to carry out this Act.*

3 (h) *COOPERATIVE AGREEMENTS.—The Commission*  
4 *may enter into cooperative agreements with other Federal*  
5 *agencies, State and local governments, and nonprofit orga-*  
6 *nizations that will contribute to public awareness of and*  
7 *interest in the centennial of the Louisiana Purchase and*  
8 *toward furthering the goals and purposes of this Act.*

9 (i) *PROGRAM SUPPORT.—The Commission may re-*  
10 *ceive program support from the nonprofit sector.*

11 (j) *MEMBERS' COMPENSATION.—*

12 (1) *IN GENERAL.—A member of the Commission*  
13 *shall serve without compensation.*

14 (2) *TRAVEL EXPENSES.—The Commission may*  
15 *adopt a policy, only by unanimous vote, for members*  
16 *of the Commission and related advisory panels to re-*  
17 *ceive travel expenses, including per diem in lieu of*  
18 *subsistence. The policy may not exceed the levels es-*  
19 *tablished under sections 5702 and 5703 of title 5,*  
20 *United States Code. Members who are Federal em-*  
21 *ployees shall not receive travel expenses if otherwise*  
22 *reimbursed by the Federal Government.*

23 (k) *OTHER REVENUES AND EXPENDITURES.—The*  
24 *Commission may procure supplies, services, and property,*

1 *enter into contracts, and expend funds appropriated, do-*  
2 *ated, or received to carry out contracts.*

3 (l) *POSTAL SERVICES.*—*The Commission may use the*  
4 *United States mail to carry out this Act in the same man-*  
5 *ner and under the same conditions as other agencies of the*  
6 *Federal Government.*

7 **SEC. 8. CONTRIBUTIONS.**

8 (a) *DONATIONS.*—*The Commission may solicit, accept,*  
9 *and use donations of money, property, or personal services*  
10 *and historic materials relating to the implementation of its*  
11 *responsibilities under the provisions of this Act. The Com-*  
12 *mission shall not accept donations the value of which*  
13 *exceeds—*

14 (1) *\$50,000 annually with respect to an indi-*  
15 *vidual; and*

16 (2) *\$250,000 annually with respect to any per-*  
17 *son other than an individual.*

18 (b) *VOLUNTEER SERVICES.*—*Notwithstanding section*  
19 *1342 of title 31, United States Code, the Commission may*  
20 *accept and use voluntary and uncompensated services as*  
21 *the Commission determines necessary.*

22 (c) *REMAINING FUNDS.*—*Any funds (including funds*  
23 *received from licensing royalties) remaining with the Com-*  
24 *mission on the date of the termination of the Commission*  
25 *may be used to ensure proper disposition, as specified in*

1 *the final report required under section 10(b), of historically*  
 2 *significant property which was donated to or acquired by*  
 3 *the Commission. Any funds remaining after such disposi-*  
 4 *tion shall be transferred to the Secretary of the Treasury*  
 5 *for deposit into the general fund of the Treasury of the*  
 6 *United States.*

7       (d) *ACQUIRED ITEMS.*—*Any book, manuscript, mis-*  
 8 *cellaneous printed matter, memorabilia, relic, and other*  
 9 *material or property relating to the time period of the Lou-*  
 10 *isiana Purchase acquired by the Commission may be depos-*  
 11 *ited for preservation in national, State, or local libraries,*  
 12 *museums, archives, or other agencies with the consent of the*  
 13 *depository institution.*

14 **SEC. 9. EXCLUSIVE RIGHT TO NAME, LOGOS, EMBLEMS,**  
 15 **SEALS, AND MARKS.**

16       (a) *IN GENERAL.*—*The Commission may devise any*  
 17 *logo, emblem, seal, or descriptive or designating mark that*  
 18 *is required to carry out its duties or that it determines is*  
 19 *appropriate for use in connection with the commemoration*  
 20 *of the Bicentennial of the Louisiana Purchase.*

21       (b) *LICENSING.*—*The Commission shall have the sole*  
 22 *and exclusive right to use, or to allow or refuse the use of,*  
 23 *the name “National Commission on the Bicentennial of the*  
 24 *Louisiana Purchase” on any logo, emblem, seal, or descrip-*

1 *tive or designating mark that the Commission lawfully*  
 2 *adopts.*

3 (c) *EFFECT ON OTHER RIGHTS.*—*No provision of this*  
 4 *section may be construed to conflict or interfere with estab-*  
 5 *lished or vested rights.*

6 (d) *USE OF FUNDS.*—*Funds from licensing royalties*  
 7 *received pursuant to this section shall be used by the Com-*  
 8 *mission to carry out the duties of the Commission specified*  
 9 *by this Act.*

10 (e) *LICENSING RIGHTS.*—*All exclusive licensing rights,*  
 11 *unless otherwise specified, shall revert to the National Mu-*  
 12 *seum of American History upon termination of the Com-*  
 13 *mission.*

14 **SEC. 10. AUDIT OF FINANCIAL TRANSACTIONS.**

15 (a) *IN GENERAL.*—

16 (1) *AUDIT.*—*The Comptroller General of the*  
 17 *United States shall audit on an annual basis the fi-*  
 18 *nancial transactions of the Commission, including fi-*  
 19 *nancial transactions involving donated funds, in ac-*  
 20 *cordance with generally accepted auditing standards.*

21 (2) *ACCESS.*—*In conducting an audit under this*  
 22 *section, the Comptroller General.—*

23 (A) *shall have access to all books, accounts,*  
 24 *financial records, reports, files, and other papers,*

1            *items, or property in use by the Commission, as*  
2            *necessary to facilitate the audit; and*

3            *(B) shall be afforded full facilities for*  
4            *verifying the financial transactions of the Com-*  
5            *mission, including access to any financial*  
6            *records or securities held for the Commission by*  
7            *depositories, fiscal agents, or custodians.*

8            *(b) FINAL REPORT.—Not later than 120 days after the*  
9            *date on which the Commission submits its final report, the*  
10          *Comptroller General of the United States shall submit to*  
11          *the President and to Congress a report detailing the results*  
12          *of any audit of the financial transactions of the Commis-*  
13          *sion conducted by the Comptroller General.*

14          **SEC. 11. TERMINATION OF THE COMMISSION.**

15          *Not later than 60 days after the submission of the final*  
16          *report, the Commission shall terminate.*

17          **SEC. 12. AUTHORIZATION OF APPROPRIATIONS.**

18          *(a) IN GENERAL.—Subject to subsections (b) and (c),*  
19          *there are authorized to be appropriated to carry out the*  
20          *purposes of this Act \$250,000 for each of the fiscal years*  
21          *2002, 2003, and 2004.*

22          *(b) AVAILABILITY OF FUNDS.—Amounts appropriated*  
23          *under this section for any fiscal year shall remain available*  
24          *until March 31, 2004.*

**Calendar No. 117**

107<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

**S. 356**

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**A BILL**

To establish a National Commission on the  
Bicentennial of the Louisiana Purchase.

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AUGUST 2, 2001

Reported with an amendment