

108TH CONGRESS
2^D SESSION

H. R. 3478

IN THE SENATE OF THE UNITED STATES

SEPTEMBER 14, 2004

Received; read twice and referred to the Committee on Governmental Affairs

AN ACT

To amend title 44, United States Code, to improve the efficiency of operations by the National Archives and Records Administration and to reauthorize the National Historical Publications and Records Commission.

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

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “National Archives and
3 Records Administration Efficiency Act of 2004”.

4 **SEC. 2. EXTENSION OF RECORDS RETENTION PERIODS.**

5 (a) **EXTENSION OF RECORDS RETENTION PERIODS**
6 **BY REGULATION.**—Section 2909 of title 44, United States
7 Code, is amended—

8 (1) by striking “, upon the submission of evi-
9 dence of need,”;

10 (2) by striking “; and, in accordance with regu-
11 lations promulgated by him,” and inserting “, and”;
12 and

13 (3) by adding at the end the following: “The
14 Archivist shall promulgate regulations in accordance
15 with section 2104(a) of this title to implement this
16 section.”.

17 (b) **CONFORMING AMENDMENT.**—Subsection (d) of
18 section 3303a of title 44, United States Code, is amended
19 by striking the second sentence.

20 **SEC. 3. AUTHORITY FOR RECORDS CENTER REVOLVING**
21 **FUND TO BE USED FOR THE PURCHASE AND**
22 **CARE OF UNIFORMS FOR RECORDS CENTERS**
23 **EMPLOYEES.**

24 Subsection (a) under the heading “RECORDS CENTER
25 REVOLVING FUND” in title IV of the Independent Agencies
26 Appropriations Act, 2000 (Public Law 106–58; 113 Stat.

1 460; 44 U.S.C. 2901 note), is amended by inserting after
2 “expenses” in the first sentence the following: “(including
3 expenses for uniforms or allowances for uniforms as au-
4 thorized by subchapter I of chapter 59 of title 5)”.

5 **SEC. 4. AUTHORITY TO CHARGE FEES FOR PUBLIC USE OF**
6 **FACILITIES OF NATIONAL ARCHIVES AND**
7 **RECORDS ADMINISTRATION.**

8 (a) PRESIDENTIAL ARCHIVAL DEPOSITORIES.—Sub-
9 section (e) of section 2112 of title 44, United States Code,
10 is amended by striking “space” and inserting “space, or
11 for the occasional, non-official use of rooms and spaces
12 (and services related to such use),”.

13 (b) NATIONAL ARCHIVES BUILDING AND OTHER
14 BUILDINGS USED FOR RECORD STORAGE.—Section 2903
15 of title 44, United States Code, is amended—

16 (1) by inserting “(a)” before “The Archivist”;
17 and

18 (2) by adding at the end the following new sub-
19 section:

20 “(b) When the Archivist considers it to be in the pub-
21 lic interest, the Archivist may charge and collect reason-
22 able fees from the public for the occasional, non-official
23 use of rooms and spaces, and services related to such use,
24 in the buildings subject to this section. Fees collected
25 under this subsection shall be paid into an account in the

1 National Archives Trust Fund and shall be held, adminis-
2 tered, and expended for the benefit and in the interest of
3 the national archival and records activities administered
4 by the National Archives and Records Administration, in-
5 cluding educational and public program purposes.”.

6 **SEC. 5. AUTHORITY TO USE COOPERATIVE AGREEMENTS**
7 **WITH STATE AND LOCAL GOVERNMENTS,**
8 **EDUCATIONAL INSTITUTIONS, AND OTHER**
9 **PUBLIC AND NONPROFIT ORGANIZATIONS TO**
10 **FURTHER NARA PROGRAMS.**

11 (a) **AUTHORITY.**—Chapter 21 of title 44, United
12 States Code, is amended by adding at the end the fol-
13 lowing new section:

14 **“§ 2119. Cooperative agreements**

15 “(a) **AUTHORITY.**—The Archivist may enter into co-
16 operative agreements pursuant to section 6305 of title 31
17 that involve the transfer of funds from the National Ar-
18 chives and Records Administration to State and local gov-
19 ernments, other public entities, educational institutions, or
20 private nonprofit organizations (including foundations or
21 institutes organized to support the National Archives and
22 Records Administration or the Presidential archival de-
23 positories operated by it) for the public purpose of car-
24 rying out programs of the National Archives and Records
25 Administration.

1 “(b) LIMITATIONS.—Not more than \$25,000 may be
2 transferred under a cooperative agreement entered into as
3 authorized by subsection (a). Not more than a total of
4 \$75,000 may be transferred under such agreements in any
5 fiscal year.

6 “(c) REPORT.—Not later than December 31st of each
7 year, the Archivist shall submit to the Committee on Gov-
8 ernment Reform of the House of Representatives and the
9 Committee on Governmental Affairs of the Senate a report
10 on the provisions, amount, and duration of each coopera-
11 tive agreement entered into as authorized by subsection
12 (a) during the preceding fiscal year.”.

13 (b) CLERICAL AMENDMENT.—The table of sections
14 at the beginning of such chapter is amended by adding
15 at the end the following new item:

“2119. Cooperative agreements.”.

16 **SEC. 6. AUTHORIZATION OF APPROPRIATIONS THROUGH**
17 **FISCAL YEAR 2009 FOR NATIONAL HISTOR-**
18 **ICAL PUBLICATIONS AND RECORDS COMMIS-**
19 **SION.**

20 Section 2504(f)(1) of title 44, United States Code,
21 is amended—

22 (1) in subparagraph (N), by striking “and”;

23 (2) in subparagraph (O), by striking the period
24 and inserting a semicolon; and

1 (3) by adding at the end of the following new
2 subparagraphs:

3 “(P) \$10,000,000 for fiscal year 2006;

4 “(Q) \$10,000,000 for fiscal year 2007;

5 “(R) \$10,000,000 for fiscal year 2008; and

6 “(S) \$10,000,000 for fiscal year 2009.”.

 Passed the House of Representatives September 13,
2004.

Attest:

JEFF TRANDAHL,

Clerk.