Arts, Humanities, and Museums Amendments: Reports with Minority Views (1990): Report 08

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AMENDMENT NO. _____ Calendar No. _____

Purpose: To authorize appropriations for fiscal years 1994 and 1995 to carry out the National Foundation on the Arts and the Humanities Act of 1965, and the Museum Services Act, and for other purposes.

IN THE SENATE OF THE UNITED STATES—103d Cong., 1st Sess.

S. 1513

Entitled the "Improving America’s Schools Act of 1993".

Referred to the Committee on __________________________

and ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT intended to be proposed by Mr. PELL to the Committee substitute amendment

Viz:

1 At the appropriate place in the bill, insert the following new title:

2 TITLE _____—ARTS, HUMANITIES, AND

3 MUSEUMS AMENDMENTS

4 SEC. ____01. SHORT TITLE.

5 This Act may be cited as the "Arts, Humanities, and

6 Museums Amendments of 1994".
SEC. 02. AMENDMENTS TO THE NATIONAL FOUNDATION ON THE ARTS AND THE HUMANITIES ACT OF 1965.

(a) MODIFICATION OF LIMITATION ON USE OF FEDERAL FUNDS.—Section 5(g) of the National Foundation on the Arts and the Humanities Act of 1965 (20 U.S.C. 954(g)) is amended—

(1) in paragraph (4)(C)—

(A) by inserting "(i)" after "(C)"; and

(B) by adding at the end the following:

"(ii) Notwithstanding any other provision of this subsection, the amount allotted to a State for the current fiscal year under this subsection shall not be greater than the amount so allotted to such State for the preceding fiscal year if—

"(I) the amount of State funds to be expended for such current fiscal year to carry out this subsection is less than the average annual amount expended by such State during the most recent preceding period of 3 fiscal years to carry out this subsection; and

"(II) the rate of the reduction in the amount of State funds exceeds the rate of reduction in the aggregate of all general fund expenditures to be made by the State in such current fiscal year."; and

(2) in paragraph (5)—
(A) by striking "(5) All" and inserting "(5)(A) Except as provided in subparagraph (B), all"; and
(B) by adding at the end the following:

"(B) All amounts allotted under paragraph (3) that are not made available to a State as a result of the operation of subsection (g)(4)(C)(ii) shall be allotted to the remaining States in equal amounts."

(b) FUNDS AUTHORIZED FOR PROGRAM GRANTS.—

Section 11(a)(1) of the National Foundation on the Arts and the Humanities Act of 1965 (20 U.S.C. 960(a)(1)) is amended—

(1) in subparagraph (A)—

(A) in clause (i) by striking "$125,800,000" and all that follows through "1993", and inserting "$119,985,000 for fiscal year 1994 and such sums as may be necessary for fiscal year 1995";

(B) by amending clause (ii) to read as follows:

"(ii) Not less than 27.5 percent of the amount appropriated under clause (i) for each of the fiscal years 1994 and 1995 shall be for carrying out section 5(g)."; and

(C) in the first sentence of clause (iii) by striking "For" and all that follows through
“shall”, and inserting “Not less than 7.5 percent of the amount appropriated under clause (i) for each of the fiscal years 1994 and 1995 shall”; and

(2) in the first sentence of subparagraph (B) by striking “$119,900,000” and all that follows through “1993”, and inserting “$130,573,000 for fiscal year 1994 and such sums as may be necessary for fiscal year 1995”.

(c) FUNDS AUTHORIZED TO MATCH NON-FEDERAL FUNDS RECEIVED.—Section 11(a) of the National Foundation on the Arts and the Humanities Act of 1965 (20 U.S.C. 960(a)) is amended—

(1) in paragraph (2)—

(A) in subparagraph (A)—

(i) by striking “1993” the first place the term appears and inserting “1995”; and

(ii) by striking “$13,000,000” and all that follows through “1993”, and inserting “$16,955,000 for fiscal year 1994 and such sums as may be necessary for fiscal year 1995”; and

(B) in subparagraph (B)—
(i) by striking "1993" the first place the term appears and inserting "1995"; and
(ii) by striking "$12,000,000" and all that follows through "1993", and inserting "$11,963,000 for fiscal year 1994 and such sums as may be necessary for fiscal year 1995";

(2) in paragraph (3)—

(A) in subparagraph (A)—

(i) by striking "1993" the first place the term appears and inserting "1995"; and
(ii) by striking "$15,000,000" and all that follows through "1993", and inserting "$13,187,000 for fiscal year 1994 and such sums as may be necessary for fiscal year 1995"; and

(B) in subparagraph (B)—

(i) by striking "1993" the first place the term appears and inserting "1995"; and
(ii) by striking "$15,150,000" and all that follows through "1993", and inserting "$14,228,000 for fiscal year 1994 and
such sums as may be necessary for fiscal year 1995”; and
(3) in the last sentence of paragraph (4) by striking “section 5(1)(2)” and inserting “section 5(p)(2)”.

(d) FUNDS AUTHORIZED FOR ADMINISTRATION OF PROGRAMS OF THE NATIONAL ENDOWMENTS.—Section 11(c) of the National Foundation on the Arts and the Humanities Act of 1965 (20 U.S.C. 960(c)) is amended—

(1) in paragraph (1) by striking “$21,200,000” and all that follows through “1993”, and inserting “$24,466,000 for fiscal year 1994 and such sums as may be necessary for fiscal year 1995”; and

(2) in paragraph (2) by striking “$17,950,000” and all that follows through “1993”, and inserting “$20,727,000 for fiscal year 1994 and such sums as may be necessary for fiscal year 1995”.

(e) LIMITATIONS ON TOTAL APPROPRIATIONS AUTHORIZED.—Section 11(d) of the National Foundation on the Arts and the Humanities Act of 1965 (20 U.S.C. 960(d)) is amended—

(1) in paragraph (1) by striking “exceed” and all that follows through the period at the end, and inserting “exceed $174,593,000 for fiscal year 1994.”; and
(2) in paragraph (2) by striking "exceed" and all that follows through the period at the end, and inserting "exceed $177,491,000 for fiscal year 1994."

(f) INVESTIGATION AND REPORT.—Not later than September 30, 1995, the Chairperson of the National Endowment for the Arts shall—

   (1) conduct an investigation of State compliance with section 5(g)(4)(C)(i) of the National Foundation on the Arts and the Humanities Act of 1965 (20 U.S.C. 954(g)(4)(C)(i)); and

   (2) submit to the Speaker of the House of Representatives and the President pro tempore, a report containing—

   (A) the results of such investigation; and

   (B) any information and recommendations as the Chairperson considers to be appropriate.

SEC. 03. AMENDMENTS TO THE MUSEUM SERVICES ACT.

Section 209 of the Museum Services Act (20 U.S.C. 967) is amended—

(1) in subsection (a) by striking "$24,000,000" and all that follows through "1993", and inserting "$28,777,000 for fiscal year 1994 and such sums as may be necessary for fiscal year 1995"; and
(2) in subsection (d) by striking “1993” and inserting “1995”.