1979

National Foundation on the Arts and Humanities: S. 1386 (1979): Report 09

Follow this and additional works at: https://digitalcommons.uri.edu/pell_neh_I_66

Recommended Citation


This Report is brought to you for free and open access by the Education: National Endowment for the Arts and Humanities, Subject Files I (1973-1996) at DigitalCommons@URI. It has been accepted for inclusion in National Foundation on the Arts and Humanities: S. 1386 (1979) by an authorized administrator of DigitalCommons@URI. For more information, please contact digitalcommons-group@uri.edu.
To amend and extend the National Foundation on the Arts and the Humanities Act of 1965, and for other purposes.

IN THE SENATE OF THE UNITED STATES

June 21 (legislative day, May 21), 1979

Mr. Pell introduced the following bill; which was read twice and referred to the Committee on Labor and Human Resources

September, 1979

Reported by Mr. Pell, with an amendment

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

A BILL

To amend and extend the National Foundation on the Arts and the Humanities Act of 1965, and for other purposes.

1 Be it enacted by the Senate and House of Representatives
2 of the United States of America in Congress assembled.

1

2
That this Act may be cited as the "Arts, Humanities, and Museum Services Act of 1979", and

State humanities councils

See 2r-(a)-Section-7(f)(2)-of-the-National-Foundation-on the Arts and the Humanities Act of 1965 is amended to read as follows:

2r-(2)-In order to receive assistance under this subsection in any fiscal year, a State shall submit an application for such grants at such time as shall be specified by the Chairman and accompany such applications with a plan which the Chairman finds--

2r-(A)-designates or provides for the establishment of a State agency (hereafter in this section referred to as the "State agency") as the sole agency for the administration of the State plan;

2r-(B)-provides that funds paid to the State under this subsection will be expended solely on programs approved by the State agency which carry out any of the objectives of subsection (e), and

2r-(C)-provides that the State agency will make such reports, in such form, and containing such information, as the Chairman may require.

(b)(4)-Section-7(f)(3)-of-each-Act-is-repealed.

(2)-Paragraphs-(4)-(5)-(6)-(7)-of-such-section 7(f) are redesignated as paragraphs-(3)-(4)-(5)-(6).
respectively:

(3)-Paragraph-(8)-of-such-section-7(f)-is-repealed-

(e)(4)-Section-7(f)(3)-of-such-act-(as-redesignated-by

subsection-(b))-is-amended--

(a)-by-striking-out-"grant-recipient"-each-time-it

appears-and-inserting-in-lieu-thereof-"State";

(b)-by-striking-out-"grants-recipient"-each-time-it

appears-and-inserting-in-lieu-thereof-"States";

(c)-by-striking-out-"entities"-and-inserting-in

lieu-thereof-"States-and-regional-groups";

(2)-Section-7(f)(4)(B)-of-such-act-(as-redesignated-by

subsection-(b))-is-amended-by-striking-out-"grant

recipient"-and-inserting-in-lieu-thereof-"State-agency";

(3)-Section-7(f)(5)-of-such-act-(as-redesignated-by

subsection-(b))-is-amended-by-striking-out-"any-entity"-and

inserting-in-lieu-thereof-"State";

(4)-Section-7(f)(6)-of-such-act-(as-redesignated-by

subsection-(b))-is-amended--

(a)-by-striking-out-"grant-recipient"-in-clause-(A)

and-inserting-in-lieu-thereof-"group";

(b)-by-striking-out-"grant-recipient"-in-clause-(B)

and-inserting-in-lieu-thereof-"State-agency";

(c)-by-inserting-"State"-before-"plan"-in-clause

(B);

(d)-by-striking-out-"grant-recipient"-in-clause-(C)
and-inserting-in-lieu-thereof-\textsuperscript{11}group-or-State-agency\textsuperscript{22},
and
\{\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}\textsuperscript{22}
The first sentence of section 44(a)(3)(A) of such Act is amended by striking out "11 October 17-1985" and inserting in lieu thereof "12 October 17-1985". The second sentence of such section is amended by striking out "12 years" and inserting in lieu thereof "12 year" and for each fiscal year ending prior to October 17-1985.

The first sentence of section 44(a)(3)(B) of such Act is amended by striking out "11 October 17-1985" and inserting in lieu thereof "12 October 17-1985". The second sentence of such section is amended by striking out "12 years" and inserting in lieu thereof "12 year" and for each fiscal year ending prior to October 17-1985.

(4) Section 209(a) of the Museum Services Act is amended by striking out "fiscal years 1979 and 1980" and inserting in lieu thereof "the fiscal year 1979 and for each of the succeeding fiscal years ending prior to October 17-1985".

(5) Section 209(d) of such Act is amended by striking out "114900" and inserting in lieu thereof "114985".

Art 2, Arts at the local level

See 4-1, 5(e) of the National Foundation on
the-Arts-and-Humanities-Act-of-1965-is-amended-by
designating-clause-(5)-as-clause-(6)-and-by-inserting-after
clause-(4)-the-following-new-clause:

'(5)—programs-for-the-arts-at-the-local-level;
and''

Section-5(c)-of-such-Act-is-further-amended-by
striking-out''clause-(5)'' and-inserting-in-lieu-thereof
clause-(6)''.
That this Act may be cited as the ''Arts and Humanities Act
of 1979.''.

DEFINITION
Sec. 2. Section 3 (a) of the National Foundation on the
Arts and the Humanities Act of 1965 (hereinafter referred to
as the '''Act''') is amended by inserting after '''American
Samoa'' a comma and the following: '''the Northern Mariana
Islands'''.

PURPOSES OF ARTS GRANTS
Sec. 3. (a) Section 5 (c) (1) of the Act is amended by
inserting ''and cultural diversity'' after '''American creativity'''.
(b) (1) Section 5 (c) of the Act is amended by
redesignating clause (5) as clause (6) and by inserting after
clause (4) the following new clause:

'(5) programs for the arts at the local level;
and'''.
(2) The last sentence of section 5 (c) of such Act is amended--

(A) by striking out ""clause (5)"" and inserting in lieu thereof ""clause (6)""; and

(B) by striking out ""Labor and Public Welfare"" and inserting in lieu thereof ""Labor and Human Resources"".

STATE ARTS GRANTS

Sec. 4. Section 5 (g) of the Act is amended--

(1) by striking out all that follows ""State plan"" in the text of paragraph (2) (A) and inserting in lieu thereof a semicolon; and

(2) by adding at the end of paragraph (4) the following new subparagraph:

""(E) For the purpose of paragraph (3) (B) of this subsection, the term 'State' shall include, in addition to the several States of the Union, only the special jurisdictions listed in section 3 (g) of this Act having a population of 200,000 or more, according to the latest decennial census."

INTERAGENCY AGREEMENTS

Sec. 5. Section 5 (k) of the Act is amended by adding at the end thereof the following: ""The Chairman may enter into interagency agreements to promote or assist with the arts-related activities of other Federal Government agencies, on a reimbursable or nonreimbursable basis, and may use funds
authorized for the purposes of section 5 (c) of this Act for
the costs of such activities.''.

CHALLENGE GRANTS

Sec. 6. The matter preceding paragraph (1) of section 5
(1) of the Act is amended by inserting "strengthening
quality by" after "for the purpose of".

REPEALER

Sec. 7. Section 5 of the Act is amended by repealing
subsection (m).

NATIONAL COUNCIL ON THE ARTS

Sec. 8. Section 6 of the Act is amended by inserting
after the first sentence of subsection (c) thereof the
following: "The term of office of all Council members shall
expire on the third day of September in the year of
expiration.''.

ACTIVITIES OF THE NATIONAL ENDOWMENT ON THE HUMANITIES

Sec. 9. (a) Section 7 (c) (2) of the Act is amended by
striking out the word ""leaves,"" in the matter in parentheses
and by deleting all that follows the first semicolon.

(b) The last sentence of section 7 (c) of the Act is
amended by striking out ""Labor and Public Welfare"" and
inserting in lieu thereof ""Labor and Human Resources"".

STATE HUMANITIES COUNCILS

Sec. 10. (a) Section 7 (f) (2) of the Act is amended to
read as follows:
(2) In order to receive assistance under this subsection in any fiscal year, a State shall submit an application for such grants at such time as shall be specified by the Chairman and accompany such applications with a plan which the Chairman finds—

(A) designates or provides for the establishment of a State agency (hereafter in this section referred to as the 'State agency') as the sole agency for the administration of the State plan;

(B) provides that funds paid to the State under this subsection will be expended solely on programs approved by the State agency which carry out any of the objectives of subsection (c); and

(C) provides that the State agency will make such reports, in such form, and containing such information, as the Chairman may require.

(b)(1) Section 7(f)(3) of the Act is repealed.

(2) Paragraphs (4), (5), (6), and (7) of such section 7(f) are redesignated as paragraphs (3), (4), (5), and (6), respectively.

(3) Paragraph (8) of such section 7(f) is repealed.

(c)(1) Section 7(f)(3) of the Act (as redesignated by subsection (b)) is amended—

(A) by striking out "'grant recipient'" each time it appears and inserting in lieu thereof "'State'";
(B) by striking out "grant recipients" each time it appears and inserting in lieu thereof "States"; and

(C) by striking out "entities" and inserting in lieu thereof "States and regional groups".

(2) (A) Section 7 (f) (4) (A) of the Act (as redesignated by subsection (b)) is amended by striking out "Whenever the provisions of paragraph (3) (F) of this subsection apply in any State, that part of any" and inserting in lieu thereof the following: "The amount of each allotment to a State for any fiscal year under this subsection shall be available to each State, which has a plan approved by the Chairman in effect on the first day of such fiscal year, to pay not more than 50 per centum of the total cost of any project or production described in paragraph (1). The amount of any".

(B) Such section 7 (f) (4) (A) is further amended by striking out "paragraph (4)" and inserting in lieu thereof "paragraph (3)".

(3) Section 7(f)(4)(B) of the Act (as redesignated by subsection (b)) is amended by striking out "grant recipient" and inserting in lieu thereof "State agency".

(4) Section 7(f)(5) of the Act (as redesignated by subsection (b)) is amended by striking out "any entity" and inserting in lieu thereof "a State".

(5) Section 7(f)(6) of the Act (as redesignated by subsection (b)) is amended--
(A) by striking out "grant recipient" in clause (A) and inserting in lieu thereof "group":

(B) by striking out "grant recipient" in clause (B) and inserting in lieu thereof "State agency":

(C) by inserting "State" before "plan" in clause (B):

(D) by striking out "grant recipient" in clause (C) and inserting in lieu thereof "group or State agency":

(E) by striking out "grant recipient" each time it appears in the matter following clause (C) and inserting in lieu thereof "group or State agency".

Section 7(a) of the Act is amended by striking out "entity" and inserting in lieu thereof "agency".

Section 7 (f) (4) of the Act (as redesignated by subsection (b)) is further amended by adding at the end thereof the following new subparagraph:

"(E) For the purpose of paragraph (3) (B) of this subsection, the term 'State' shall include, in addition to the several States of the Union, only the special jurisdictions listed in section 3 (a) of this Act having a population of 200,000 or more, according to the latest decennial census."

Section 7 of the Act is further amended by inserting immediately after subsection (b) the following new
subsection:

'\( (1) \) The Chairman is authorized to renovate facilities under this section if (A) the amount of the expenditure of Federal funds for such renovation in the case of any project does not exceed $250,000, or (B) two-thirds of the members of the National Council on the Humanities (who are present and voting) approve of the grant or contract involving an expenditure for the renovation.'

(f) Section 7 of the Act is further amended by inserting immediately after subsection (1) (as added by subsection (e)) the following new subsection:

'\( (1) \) The Chairman may enter into interagency agreements to promote or assist with the humanities-related activities of other Federal Government agencies, on either a reimbursable or nonreimbursable basis, and may use funds authorized for the purposes of section 7 (c) of the Act for the costs of such activities.'

APPLICATION SUBJECT TO NATIONAL COUNCIL ON THE HUMANITIES RECOMMENDATIONS

Sec. 11. Section 8 (f) of the Act is amended by striking out '``$17,500'' and inserting in lieu thereof '``$30,000''.'
(2) by striking out "'January'" each time it appears
in subsections (b) and (c) and inserting in lieu thereof
"'April'."

AUTHORIZATION OF APPROPRIATIONS

Sec. 13. (a) (1) Section 11 (a) (1) (A) of the National
Foundation on the Arts and the Humanities Act of 1965 is
amended by striking out "'years'" and inserting in lieu
thereof "'year'" and by striking out "'and 1980'" and
inserting in lieu thereof "'and for each fiscal year ending prior to October 1, 1985'".

(2) Section 11 (a) (1) (B) of such Act is amended by
striking out "'years'" and inserting in lieu thereof "'year'"
and by striking out "'and 1980'" and inserting in lieu
thereof "'and for each fiscal year ending prior to October 1, 1985'".

(b) Section 11 (a) (2) of such Act is amended by striking
out "'October 1, 1980'" and inserting in lieu thereof
"'October 1, 1985', by striking out "'years'" and inserting
in lieu thereof "'year'", and by striking out "'and 1980'"
and inserting in lieu thereof "'and for each fiscal year
ending prior to October 1, 1985'".

(c) (1) (A) The first sentence of section 11 (a) (3) (A)
of such Act is amended by striking out "'October 1, 1980'"
and inserting in lieu thereof "'October 1, 1985'".

(b) The second sentence of such section is amended by
striking out "years" and inserting in lieu thereof

"year", and by striking out "and 1980" and inserting in

lied thereof "and for each fiscal year ending prior to

October 1, 1985".

(2) (A) The first sentence of section 11 (a) (3) (B) of

such Act is amended by striking out "October 1, 1980" and

inserting in lieu thereof "October 1, 1985".

(B) The second sentence of such section is amended by

striking out "years" and inserting in lieu thereof

"year", and by striking out "and 1980" and inserting in

lied thereof "and for each fiscal year ending prior to

October 1, 1985".