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## Arts and Humanities: Pell Amendments (1975): Report 11

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TITLE II—MUSEUM SERVICES AND EXHIBITIONS

PART A—SERVICES

SHORT TITLE

SEC. 201. This ~~part~~ *title* may be cited as the “Museum Services Act”.

PURPOSE

SEC. 202. It is the purpose of this ~~part~~ *title* to encourage and assist museums in their educational role, in conjunction with formal systems of elementary, secondary, and post-secondary education and with programs of nonformal educa-

1 tion for all age groups; to assist museums in modernizing  
 2 their methods and facilities so that they may better be able  
 3 to conserve our cultural, historic, and scientific heritage; to  
 4 *provide encouragement and assistance to American museums*  
 5 *so that they may be better able to sustain their current level*  
 6 *of vital services during the bicentennial era of the Nation;*  
 7 and to ease the financial burden borne by museums as a result  
 8 of their increasing use by the public.

9 INSTITUTE ~~FOR THE IMPROVEMENT~~ OF MUSEUM SERVICES

10 SEC. 203. There is hereby established, within the De-  
 11 partment of Health, Education, and Welfare, an Institute  
 12 ~~for the Improvement~~ of Museum Services (hereinafter  
 13 referred to as the "Institute"). The Institute shall consist of  
 14 a National Museum Services Board (hereinafter referred  
 15 to as the "Board") and a Director of the Institute (herein-  
 16 after referred to as the "Director").

17 NATIONAL MUSEUM SERVICES BOARD

18 SEC. 204. (a) The Board shall consist of fifteen mem-  
 19 bers appointed by the President, by and with the advice and  
 20 consent of the Senate, and the following ~~ex officio members:~~

- 21 ~~(1) the Director;~~  
 22 ~~(2) the Librarian of Congress;~~  
 23 ~~(3) the Archivist of the United States;~~  
 24 ~~(4) the Commissioner of Education;~~  
 25 ~~(5) the Secretary of the Smithsonian Institution;~~

1           (6) the Director of the National Gallery of Art;

2           (7) the Chairman of the National Endowment for  
3           the Arts; and

4           (8) the Chairman of the National Endowment for  
5           the Humanities.

6     *Senate.* The appointed members of the Board shall be broadly  
7     representative of ~~various fields of the administration of~~  
8     *museums, including museums relating to science, history,*  
9     *technology, and art, and* of the curatorial, education,<sup>al</sup> and  
10    cultural resources of the United States and of the general  
11    public.

12           (b) The term of office of appointed members of the  
13    Board shall be five years, except that—

14           (1) any such member appointed to fill a vacancy  
15           shall serve only such portion of a term as shall not have  
16           been expired at the time of such appointment; and

17           (2) in the case of initial members, three shall serve  
18           for terms of four years, three shall serve terms of three  
19           years, three shall serve terms of two years, and three  
20           shall serve terms of one year.

21    Any appointed member who has been a member of the Board  
22    for more than seven consecutive years shall thereafter be  
23    ineligible for reappointment to the Board during the three-  
24    year period following the expiration of the last such consec-  
25    utive year.

1 (c) The Chairman of the Board shall be designated by  
2 the President from among the appointed members of the  
3 Board. Eight appointed members of the Board shall consti-  
4 tute a quorum.

5 (d) The Board shall meet at the call of the Chairman,  
6 except that—

7 (1) it shall meet not less than four times each year;

8 (2) in cases where the Director determines that a  
9 meeting of the Board is necessary, it shall meet when  
10 ever one-third of the total number of members request  
11 a meeting in writing, in which event one-half of the total  
12 number of members shall constitute a quorum; and

13 (3) whenever one third of the appointed members  
14 request a meeting in writing, it shall meet, in which  
15 event one third of the appointed members shall consti-  
16 tute a quorum.

17 ~~The full-time members of the Board shall not have a vote on the~~  
18 Board.

19 (e) Members of the Board who are not in the regular  
20 full time employ of the United States shall receive, while en-  
21 gaged in the business of the Board, compensation for service  
22 at a rate to be fixed by the President, except that such rate  
23 shall not exceed the rate specified at the time of such service  
24 for grade GS-18 in section 5332 of title 5, United States  
25 Code, including traveltime, and, while so serving away from

1 their homes or regular places of business, they may be  
2 allowed travel expenses, including per diem in lieu of sub-  
3 sistence, as authorized by section 5703 of title 5, United  
4 States Code, for persons employed in Government service.

5 (f) The Board shall have the responsibility for the gen-  
6 eral policies with respect to the powers, duties, and authori-  
7 ties vested in the Institute under this title. The Director  
8 shall make available to the Board such information and  
9 assistance as may be necessary to enable the Board to carry  
10 out its functions.

#### 11 DIRECTOR OF THE INSTITUTE

12 SEC. 205. (a) The Director of the Institute shall be  
13 appointed by the President, by and with the advice and con-  
14 sent of the Senate, and shall serve at the pleasure of the  
15 President. The Director shall be compensated at the rate pro-  
16 vided for level V, United States Code, and shall perform  
17 such duties and exercise such powers as the Board may  
18 prescribe.

19 (b) There shall be a Deputy Director of the Institute  
20 who shall be appointed by the President and shall serve at  
21 the pleasure of the President. The Deputy Director shall be  
22 compensated at the rate provided for grade 18 of the General  
23 Schedule set forth in section 5332 of title 5, United States  
24 Code. The Deputy Director shall exercise such powers as  
25 the Director may prescribe, and the Deputy Director shall

1 serve as Director during the absence or disability of the  
 2 Director, or in the event of a vacancy in the Office of Direc-  
 3 tor. The position created by this paragraph shall be in addi-  
 4 tion to the number of positions placed in grade 18 of the  
 5 General Schedule under section 5108 of title 5, United  
 6 States Code.

7 ACTIVITIES OF THE INSTITUTE

8 SEC. 206. (a) The Director, subject to the <sup>advice</sup>~~manage-~~  
 9 ~~ment~~ of the Board, is authorized to make grants to museums  
 10 to increase and improve museum services, through such  
 11 activities as—

12 (1) ~~projects~~ *programs* to enable museums to con-  
 13 struct or install displays, interpretations, and exhibitions  
 14 in order to improve their services to the public;

15 (2) assisting them in developing and maintaining  
 16 professionally-trained or otherwise experienced staff to  
 17 meet their needs;

18 (3) assisting them to meet their administrative  
 19 costs in preserving and maintaining their collections,  
 20 exhibiting them to the public, and providing educa-  
 21 tional programs to the public through the use of their  
 22 collections;

23 (4) assisting museums in cooperation with each  
 24 other in the development of traveling exhibitions, meet-

1 ing transportation costs, and identifying and locating  
2 collections available for loan;

3 (5) assisting them in conservation of artifacts and  
4 art objects; and

5 (6) developing and carrying out specialized  
6 programs for specific segments of the public such as  
7 programs for urban neighborhoods, rural areas, Indian  
8 reservations, penal and other State institutions.

9 (b) Grants under this section may not exceed 75 per  
10 centum of the cost of the program for which the grant is  
11 made.

## 12 CONTRIBUTIONS

13 SEC. 207. The Institute shall have authority to accept  
14 in the name of the United States, grants, gifts, or bequests  
15 of money for immediate disbursement in furtherance of the  
16 functions of the Institute. Such grants, gifts, or bequests, after  
17 acceptance by the Institute, shall be paid by the donor or  
18 his representative to the Treasurer of the United States  
19 whose receipt shall be their acquittance. The Treasurer of  
20 the United States shall enter them in a special account to the  
21 credit of the Institute for the purposes in each case specified.

Functions of Federal Council on the  
Arts and the Humanities

1  
2       Sec. 208. Section 9(c) of the National Foundation on  
3 the Arts and the Humanities Act of 1965 is amended--

4           (1) by redesignating paragraph (2) through  
5 paragraph (4) as paragraph (3) through paragraph (5),  
6 respectively, and by inserting immediately after  
7 paragraph (1) the following new paragraph:

8           "(2) advise and consult with the National Museum  
9 Services Board and with the Director of the Institute  
10 for the Improvement of Museum Services on major problems  
11 arising in carrying out the purposes of such Institute;";

12           (2) in paragraph (3) thereof, as so redesignated  
13 by paragraph (1), by striking out "and" immediately  
14 after "Arts" and inserting in lieu thereof a comma,  
15 and by inserting "and the Institute for the Improvement  
16 of Museum Services," immediately after "Humanities,";  
17 and

18           (3) in paragraph (4) thereof, as so redesignated  
19 by paragraph (1), insert "and the Institute for the  
20 Improvement of Museum Services" immediately after  
21 "Foundation".

22  
23  
24  
25

## AUTHORIZATION OF APPROPRIATIONS

1  
2       SEC. 208. (a) For the purpose of making grants under  
3 section 206 (a), there are hereby authorized to be appropri-  
4 ated \$25,000,000 for the fiscal year ending June 30, 1975,  
5 and \$20,000,000 for each of the succeeding fiscal years end-  
6 ing prior to October 1, 1978 \$15,000,000 for fiscal year  
7 1977, \$25,000,000 for fiscal year 1978, and such sums as  
8 may be necessary for fiscal years 1979 and 1980.

9       (b) For the purpose of enabling the Institute to carry  
10 out its functions under this ~~part~~ title, during the period be-  
11 ginning on the date of enactment of this Act and ending  
12 October 1, 1978, there is authorized to be appropriated an  
13 amount equal to the amount contributed during such period  
14 to the Institute under section 207.

15       SEC. 209. For purposes of this ~~part~~ title, the term  
16 "museum" means a public or private nonprofit agency or  
17 institution organized on a permanent basis for essentially  
18 educational or esthetic purposes, which, utilizing a profes-  
19 sional staff, owns ~~and~~ or utilizes tangible objects, cares for  
20 them, and exhibits them to the public on a regular basis.