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Union Calendar No. 350

101ST CONGRESS
2^D SESSION

H. R. 4825

[Report No. 101-566]

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

IN THE HOUSE OF REPRESENTATIVES

MAY 15, 1990

Mr. WILLIAMS introduced the following bill; which was referred to the Committee
on Education and Labor

JUNE 28, 1990

Additional sponsor: Mr. BILBRAY

JUNE 28, 1990

Committed to the Committee of the Whole House on the State of the Union and
ordered to be printed

A BILL

To amend 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 Representa-*
- 2 *tives of the United States of America in Congress assembled,*
- 3 *That this Act may be cited as the "Arts, Humanities, and*
- 4 *Museums Amendments of 1990".*

1 SEC. 2. Section 3(b) of the National Foundation on the
2 Arts and the Humanities Act of 1965, hereinafter through
3 section 30 of the bill referred to as "Act" (20 U.S.C. 952), is
4 amended by inserting "all those traditional arts practiced by
5 the diverse peoples of this country" immediately after
6 "forms,".

7 SEC. 3. Section 3(d) of the Act (20 U.S.C. 952) is
8 amended by inserting "the widest" immediately after
9 "enhance".

10 SEC. 4. Section 3(d)(2) of the Act (20 U.S.C. 952) is
11 amended by inserting ", 7(c)(10)" immediately after "section
12 5(1)".

13 SEC. 5. Section 5(c) of the Act (20 U.S.C. 954) is
14 amended—

15 (1) in paragraph (2), by inserting "or tradition"
16 immediately after "authenticity";

17 (2) in paragraph (5), by inserting "education," im-
18 mediately after "knowledge,";

19 (3) in paragraph (7), by striking out "and";

20 (4) by redesignating paragraph (8) as paragraph
21 (10);

22 (5) by inserting after paragraph (7) the following
23 new paragraphs:

24 "(8) projects which enhance managerial and orga-
25 nizational skills and capabilities;

1 “(9) international projects and productions in the
2 arts; and”; and

3 (6) by striking out “clause (8)” and inserting in
4 lieu thereof “paragraph (10)”.

5 SEC. 6. Section 5(g)(2)(E) of the Act (20 U.S.C. 954) is
6 amended by striking out clauses (i) and (ii) and inserting in
7 lieu thereof:

8 “(i) a description of the level of participation
9 during the most recent preceding year for which
10 information is available by artists, artists’ organi-
11 zations, and arts organizations in projects and
12 productions for which financial assistance is pro-
13 vided under this subsection;

14 “(ii) for the most recent preceding year for
15 which information is available, a description of the
16 extent projects and productions receiving financial
17 assistance from the State arts agency are avail-
18 able to all people and communities in the State;
19 and”.

20 SEC. 7. Section 5(l)(1) of the Act (20 U.S.C. 954) is
21 amended—

22 (1) at the end of paragraph (E), by striking
23 “and”; and

24 (2) at the end of paragraph (F), by striking the
25 period and inserting “; and”; and

1 (3) by inserting the following new paragraph:

2 “(G) stimulating artistic activity and awareness
3 which are in keeping with the varied cultural traditions
4 of this Nation.”.

5 SEC. 8. Section 5(m) of the Act (20 U.S.C. 954) is
6 amended—

7 (1) in the first sentence by striking out “develop”
8 immediately after “relevant Federal agencies” and in-
9 serting in lieu thereof “employ”;

10 (2) by striking out the sentence starting with
11 “Not later than one year”; and

12 (3) in the last sentence by striking out “not later
13 than October 1, 1988, and biennially thereafter” and
14 inserting in lieu thereof “not later than October 1,
15 1992, and quadrennially thereafter”.

16 SEC. 9. Section 7(a) of the Act (20 U.S.C. 956) is
17 amended by striking out “a” and inserting in lieu thereof
18 “the”.

19 SEC. 10. Section 7(c) of the Act (20 U.S.C. 956) is
20 amended—

21 (1) in the introductory paragraph, by inserting
22 “enter into arrangements, including contracts, grants,
23 loans, and other forms of assistance, to” immediately
24 after “is authorized to”;

1 (2) in paragraph (2), by striking out “(including
2 contracts, grants, loans, and other forms of assist-
3 ance)”;

4 (3) in paragraph (3), by striking the first sentence
5 thereof and inserting in lieu thereof “initiate and sup-
6 port training and workshops in the humanities by
7 making arrangements with institutions or individuals.”;

8 (4) in paragraph (7), by striking out “through
9 grants or other arrangements”.

10 (5) in paragraph (8), by striking “and”;

11 (6) in paragraph (9), by striking the “.” and in-
12 serting “; and”; and

13 (7) by inserting:

14 “(10) foster programs and projects that provide
15 access to and preserve materials important to research,
16 education, and public understanding of the human-
17 ities.”.

18 SEC. 11. Section 7(d) of the Act (20 U.S.C. 956) is
19 amended by striking “correlate” and inserting in lieu thereof
20 “coordinate”.

21 SEC. 12. Section 7(f)(2)(A) of the Act (20 U.S.C. 956) is
22 amended by striking out “of the enactment of the Arts, Hu-
23 manities, and Museums Amendments of 1985” and inserting
24 in lieu thereof “the State agency is established”.

1 SEC. 13. Section 7(f)(2)(A)(viii) of the Act (20 U.S.C.
2 (956) is amended—

3 (1) by striking “previous two years” in subclause
4 (I) and inserting in lieu thereof “most recent preceding
5 year for which information is available”; and

6 (2) by inserting in subclause (II) after “(II)” “for
7 the most recent preceding year for which information is
8 available,”.

9 SEC. 14. Section 7(f)(3)(J) of the Act (20 U.S.C. (956)
10 is amended—

11 (1) by striking “previous two years” in clause (i)
12 and inserting in lieu thereof “most recent preceding
13 year for which information is available”; and

14 (2) by inserting in clause (ii) after “(ii)” “for the
15 most recent preceding year for which information is
16 available,”.

17 SEC. 15. Section 7(g) of the Act (20 U.S.C. 956) is
18 amended by striking in the last sentence everything after
19 “subsection” through “1985”.

20 SEC. 16. Section 7(h)(2)(B) of the Act (20 U.S.C. 956)
21 is amended by striking out “on” after “Endowment” in the
22 last sentence and inserting in lieu thereof “for”.

23 SEC. 17. Section 7(k) of the Act (20 U.S.C. 956) is
24 amended—

1 (1) by striking out “develop” immediately after
2 “relevant Federal agencies,” and inserting in lieu
3 thereof “employ”;

4 (2) by striking out the sentence starting with
5 “Not later than one year”; and

6 (3) by striking out “October 1, 1988” in the last
7 sentence and inserting in lieu thereof “October 1,
8 1992, and quadrennially thereafter”.

9 SEC. 18. Section 7 of the Act (20 U.S.C. 956) is
10 amended—

11 (1) by striking out all language after subsection
12 (1) and inserting in lieu thereof: “Any group shall be
13 eligible for financial assistance pursuant to this section
14 only if (1) no part of its net earnings inures to the ben-
15 efit of any private stockholder or stockholders, or indi-
16 vidual or individuals, and (2) donations to such groups
17 are allowable as a charitable contribution under the
18 standards of subsection (c) of section 170 of title 26.”.

19 (2) by inserting immediately following subsection
20 (1) the following new subsection:

21 “(m) The Chairperson, with the advice of the National
22 Council on the Humanities, is authorized to make the follow-
23 ing annual awards:

24 “(1) The Jefferson Lecture in the Humanities
25 award to a person for distinguished intellectual

1 achievement in the humanities. The annual award shall
2 not exceed \$10,000,

3 “(2) The Charles Frankel Prize to honor persons
4 who have made outstanding contributions to the pub-
5 lic’s understanding of the humanities. Up to five per-
6 sons may receive the award each year. Each award
7 shall not exceed \$5,000.”.

8 SEC. 19. Section 9(d) of the Act (20 U.S.C. 958) is
9 deleted in its entirety.

10 SEC. 20. Section 10(a) of the Act (20 U.S.C. 959) is
11 amended—

12 (1) in paragraph (6) by striking out “529” and in-
13 serting in lieu thereof “3324”;

14 (2) after paragraph (8) and before “In any case”
15 insert new subsection “(b)”;

16 (3) after paragraph (8) and before “In selecting
17 panels” insert new subsection “(c)”;

18 (4) in new subsection (c) by striking “clause (4)”
19 and inserting in lieu thereof “subsection (a)(4)”;

20 (5) after paragraph (8) and before “Panels of ex-
21 perts” insert new subsection “(d)”;

22 (6) by redesignating subsections (b), (c), and (d) as
23 (e), (f), and (g), respectively, and by striking out sub-
24 sections (e) and (f); and

1 (7) in redesignated subsection (g)(3) by striking
2 out "the last sentence of subsection (a)" and inserting
3 in lieu thereof "subsection (d)".

4 SEC. 21. Section 11(a)(1)(A) of the Act (20 U.S.C. 960)
5 is amended by striking out in the first sentence everything
6 after "Arts" and inserting in lieu thereof "\$125,800,000 for
7 fiscal year 1991 and such sums as may be necessary for each
8 fiscal year 1992 through 1995."

9 SEC. 22. Section 11(a)(1)(B) of the Act (20 U.S.C. 960)
10 is amended by striking out everything in the first sentence
11 after "Humanities" and inserting in lieu thereof
12 "\$119,900,000 for fiscal year 1991 and such sums as may be
13 necessary for each fiscal year 1992 through 1995."

14 SEC. 23. Section 11(a)(1)(C) of the Act (20 U.S.C. 960)
15 is amended by striking out subparagraph (C).

16 SEC. 24. Section 11(a)(2)(A) of the Act (20 U.S.C. 960)
17 is amended—

18 (1) by striking out "October 1, 1990" and insert-
19 ing in lieu thereof "October 1, 1995";

20 (2) by striking out "paragraph (8)" and inserting
21 in lieu thereof "paragraph (10)"; and

22 (3) by striking out everything after "shall not
23 exceed" and inserting in lieu thereof "\$13,000,000 for
24 fiscal year 1991 and such sums as may be necessary
25 for each fiscal year 1992 through 1995."

1 SEC. 25. Section 11(a)(2)(B) of the Act (20 U.S.C. 960)
2 is amended—

3 (1) by striking out “October 1, 1990” and insert-
4 ing in lieu thereof “October 1, 1995”; and

5 (2) by striking out everything after “shall not
6 exceed” and inserting in lieu thereof “\$12,000,000 for
7 fiscal year 1991 and such sums as may be necessary
8 for each fiscal year 1992 through 1995.”.

9 SEC. 26. Section 11(a)(3)(A) of the Act (20 U.S.C. 960)
10 is amended—

11 (1) by striking out “October 1, 1990” and insert-
12 ing in lieu thereof “October 1, 1995”; and

13 (2) by striking out everything after “shall not
14 exceed” and inserting in lieu thereof “\$15,000,000 for
15 fiscal year 1991 and such sums as may be necessary
16 for each fiscal year 1992 through 1995.”.

17 SEC. 27. Section 11(a)(3)(B) of the Act (20 U.S.C. 960)
18 is amended—

19 (1) by striking out “October 1, 1990” and insert-
20 ing in lieu thereof “October 1, 1995”; and

21 (2) by striking out everything after “shall not
22 exceed” and inserting in lieu thereof “\$15,150,000 for
23 fiscal year 1991 and such sums as may be necessary
24 for each fiscal year 1992 through 1995.”.

1 SEC. 28. Section 11(a)(3)(C) of the Act (20 U.S.C. 960)
2 is deleted in its entirety and subparagraph (D) is redesignated
3 as (C).

4 SEC. 29. Section 11(c)(1) of the Act (20 U.S.C. 960) is
5 amended by striking out in the first sentence everything from
6 “\$15,982,000 for fiscal year 1986” through “fiscal years
7 1989 and 1990” and inserting in lieu thereof “\$21,200,000
8 for fiscal year 1991 and such sums as may be necessary for
9 each fiscal year 1992 through 1995”.

10 SEC. 30. Section 11(c)(2) of the Act (20 U.S.C. 960) is
11 amended—

12 (1) by striking out in the first sentence everything
13 from “\$14,291,000 for fiscal year 1986” through
14 “fiscal years 1989 and 1990” and inserting in lieu
15 thereof “\$17,950,000 for fiscal year 1991 and such
16 sums as may be necessary for each fiscal year 1992
17 through 1995”; and

18 (2) by striking out “or any other source of funds”.

19 SEC. 31. Section 11(d) of the Act (20 U.S.C. 960) is
20 amended—

21 (1) by striking out paragraph (1) and inserting in
22 lieu thereof:

23 “(1) The total amount of appropriations to carry out the
24 activities of the National Endowment for the Arts shall be

1 \$175,000,000 for fiscal year 1991 and such sums as may be
2 necessary for each fiscal year 1992 through 1995.”; and

3 (2) by striking out paragraph (2) and inserting in
4 lieu thereof:

5 “(2) The total amount of appropriations to carry out the
6 activities of the National Endowment for the Humanities
7 shall be \$165,000,000 for fiscal year 1991 and such sums as
8 may be necessary for each fiscal year 1992 through 1995.”.

9 SEC. 32. Section 204(a)(1)(A) of the Museum Services
10 Act, hereinafter through section 37 of the bill referred to as
11 “Act” (20 U.S.C. 963), by inserting “conservation,” after
12 “curatorial,”.

13 SEC. 33. Section 204(d)(1) of the Act (20 U.S.C. 963) is
14 amended by striking out “four” and inserting in lieu thereof
15 “three”.

16 SEC. 34. Section 205(a)(1) of the Act (20 U.S.C. 964) is
17 amended by striking out “be compensated at the rate provid-
18 ed for level V of the Executive Schedule (section 5316 of
19 title 5), and shall”.

20 SEC. 35. Section 205(a)(2) of the Act (20 U.S.C. 964) is
21 amended by striking out “Chairperson’s” and inserting in
22 lieu thereof “Director’s”.

23 SEC. 36. Section 206(a)(5) of the Act (20 U.S.C. 965) is
24 amended by striking out “artifacts and art objects” and in-
25 serting in lieu thereof “their collections”.

1 SEC. 37. Section 206(b) of the Act (20 U.S.C. 965) is
2 amended—

3 (1) in paragraph (1), by striking out “with profes-
4 sional museum organizations”; “to such organiza-
5 tions”; and “enable such organizations to”;

6 (2) in paragraph (2)(B), by striking out “the” and
7 by striking out “of any professional museum organi-
8 zation”;

9 (3) by striking out paragraph (2)(A) and renum-
10 bering paragraph (2)(B) as paragraph (2).

11 (4) in paragraph (3), by striking out “to profes-
12 sional museum organizations”; and,

13 (5) by striking out paragraph (4).

14 SEC. 38. Section 209 of the Act (20 U.S.C. 967) is
15 amended—

16 (1) by striking out all language after subsection (a)
17 and inserting in lieu thereof:

18 “For the purpose of making awards under section 206
19 of this title, there are authorized to be appropriated
20 \$24,000,000 for fiscal year 1991 and such sums as may be
21 necessary for each fiscal year 1992 through 1995.”; and,

22 (2) by striking out the following language in sub-
23 section (d): “during the period beginning on October 8,
24 1976 and ending October 1, 1990,” and inserting in
25 lieu thereof “for fiscal year 1991 through 1995”.

1 SEC. 39. Section 5(b) of the Arts and Artifacts Indemni-
2 ty Act, hereinafter through section 40 of the bill referred to
3 as "Act" (20 U.S.C. 974), is amended by striking out
4 "\$1,200,000,000" and inserting in lieu thereof
5 "\$3,000,000,000".

6 SEC. 40. Section 5(c) of the Act (20 U.S.C. 974) is
7 amended by striking out "\$125,000,000" and inserting in
8 lieu thereof "\$300,000,000".

9 SEC. 41. Section 5(d) of the Act (20 U.S.C. 974) is
10 amended==

11 (1) by striking out "or" at the end of paragraph
12 (2);

13 (2) by revising paragraph (3) to read as follows:

14 "(3) \$10,000,000 but less than \$125,000,000,
15 then coverage under this Act shall extend to loss or
16 damage in excess of the first \$50,000 of loss or
17 damage to items covered;" and

18 (3) by inserting the following new paragraphs (4)
19 and (5):

20 "(4) \$125,000,000 but less than \$200,000,000,
21 then coverage under this Act shall extend to loss or
22 damage in excess of the first \$100,000 of loss or
23 damage to items covered; or

24 (5) \$200,000,000 or more, than coverage under
25 the Act shall extend only to loss or damage in excess

1 of the first \$200,000 of loss or damage to items
2 covered.”.

3 SEC. 42. Title IV of the Arts, Humanities and Museums
4 Amendments of 1985, section 401, is stricken.

5 SEC. 43. Chapter 53 of title 5, United States Code, is
6 amended in section 5315 by adding at the end thereof
7 “Director of the Institute of Museum Services”.

8 SEC. 44. These amendments shall be effective on the
9 date of enactment.

Union Calendar No. 350

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H. R. 4825

[Report No. 101-566]

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the Humanities Act of 1965, and for other purposes.

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