AMENDMENT NO. _____  
Calendar No. _____

Purpose: To establish standards for determining whether a recipient of funds under the National Endowment for the Arts and the Humanities Act of 1965 has used such funds in an obscene or racist manner, or in a manner which denigrates a particular religion.


AMENDMENT intended to be proposed by Mr. HATCH

Viz:

1 At the appropriate place, insert the following:

2 SEC. __. STANDARDS.

3 Section 10 of the Act is amended by inserting at the end thereof the following new subsection.

4 "...1 The Chairperson shall establish and publish standards for determining whether a recipient of funds under this Act has used such funds in a manner which is
obscene or racist, or in a manner which denigrates a particular religion.

"(2) The Chairperson shall ensure that all recipients of funds under such Act will comply with such standards.

"(3) The Chairperson shall establish sanctions for violation of the standards established pursuant to paragraph (1).

"(4) The sanctions described in paragraph (3) shall include, but not be limited to, the repayment of the total amount of funds received under this Act within 90 days of the determination of such violation, and ineligibility for assistance under this Act for a period of 5 years.

"(5) The Chairperson shall ensure that all State and local arts councils, and individuals receiving funds from such councils pursuant to this Act comply with the provisions of this section.

"(6) The Chairperson shall consult with the National Council on the Arts in carrying out the provisions of this section.

"(7) For the purposes of this section, the term 'recipient' means a person or organization receiving, either directly or indirectly, funds pursuant to the provisions of this Act and—
"(A) performing a project or production assisted under this Act which violates the standards established pursuant to this subsection; or

(B) providing a forum for a project or production assisted under this Act which violates the standards established pursuant to paragraph (1)."