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AMENDMENT NO.______ Calendar No.______

Purpose: To amend the National Endowment of the Arts and Humanities Act of 1965 to provide sanctions.


(No.)______

(title)_________________________________________________________

______________________________________________________________

Referral 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. HATCH

Viz:

1. At the appropriate place in the bill, insert the follow-

2. ing:

3. SEC. ___ SANCTION.

4. Section 10 of the Act is amended by inserting at the

5. end thereof the following new subsection:

6. "(g)(1) The Chairperson shall establish sanctions for

7. recipients of funds under this Act whose project or produc-

8. tion is obscene, as determined in accordance with State

9. law.

the state or (this court would apply)
(2) The Chairperson shall establish procedures to pay the attorney’s fees of any plaintiff who successfully brings an action against any recipient of funds under this Act whose project or production is obscene, as determined in accordance with State law.

(3) The sanctions described in paragraph (1) shall include, but not be limited to, repayment of the total amount of the funds received under this Act within 90 days of such determination, and ineligibility for assistance under this Act for a period of not less than 10 years. In carrying the provisions of this section the Chairperson shall consult with the National Council on the Arts.