

103^D CONGRESS
1ST SESSION

H. R. 3548

To require the Secretary of the Treasury to mint coins in commemoration of the 250th anniversary of the birth of Thomas Jefferson, Americans who have been prisoners of war, the Vietnam Veterans Memorial on the occasion of the 10th anniversary of the Memorial, and the Women in Military Service for America Memorial, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 19, 1993

Mr. KENNEDY (for himself, Mr. BONIOR, Mr. MONTGOMERY, Mr. RIDGE, Mr. PAYNE of Virginia, and Mr. PETERSON of Florida) introduced the following bill; which was referred to the Committee on Banking, Finance and Urban Affairs

A BILL

To require the Secretary of the Treasury to mint coins in commemoration of the 250th anniversary of the birth of Thomas Jefferson, Americans who have been prisoners of war, the Vietnam Veterans Memorial on the occasion of the 10th anniversary of the Memorial, and the Women in Military Service for America Memorial, 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,*

1 **TITLE I—THOMAS JEFFERSON**
2 **COMMEMORATIVE COIN**

3 **SEC. 101. SHORT TITLE.**

4 This title may be cited as the “Jefferson Commemo-
5 rative Coin Act of 1993”.

6 **SEC. 102. COIN SPECIFICATIONS.**

7 **(a) ONE-DOLLAR SILVER COINS.—**

8 **(1) ISSUANCE.**—The Secretary of the Treasury
9 (hereafter in this title referred to as the “Sec-
10 retary”) shall issue not more than 600,000 one-dol-
11 lar coins, which shall—

12 **(A)** weigh 26.73 grams;

13 **(B)** have a diameter of 1.500 inches; and

14 **(C)** contain 90 percent silver and 10 per-
15 cent copper.

16 **(2) DESIGN.**—The design of the coins issued
17 under this title shall be emblematic of a profile of
18 Thomas Jefferson and a frontal view of his home
19 Monticello. On each coin there shall be a designation
20 of the value of the coin, an inscription of the year
21 “1993”, and inscriptions of the words “Liberty”,
22 “In God We Trust”, “United States of America”,
23 and “E Pluribus Unum”.

1 (b) LEGAL TENDER.—The coins issued under this
2 title shall be legal tender, as provided in section 5103 of
3 title 31, United States Code.

4 (c) NUMISMATIC ITEMS.—For purposes of section
5 5132(a)(1) of title 31, United States Code, all coins mint-
6 ed under this title shall be considered to be numismatic
7 items.

8 **SEC. 103. SOURCES OF BULLION.**

9 The Secretary shall obtain silver for the coins minted
10 under this title only from stockpiles established under the
11 Strategic and Critical Minerals Stock Piling Act.

12 **SEC. 104. SELECTION OF DESIGN.**

13 Subject to section 102(a)(2), the design for the coins
14 authorized by this title shall be—

15 (1) selected by the Secretary after consultation
16 with the Executive Director of the Thomas Jefferson
17 Memorial Foundation and the Commission of Fine
18 Arts; and

19 (2) reviewed by the Citizens Commemorative
20 Advisory Committee.

21 **SEC. 105. ISSUANCE OF COINS.**

22 (a) QUALITY OF COINS.—Coins minted under this
23 title shall be issued in uncirculated and proof qualities.

1 (b) MINT FACILITY.—Only 1 facility of the United
2 States Mint may be used to strike any particular quality
3 of the coins minted under this title.

4 (c) PERIOD FOR ISSUANCE.—The Secretary may
5 issue coins minted under this title during the period begin-
6 ning on May 1, 1994, and ending on April 30, 1995.

7 **SEC. 106. SALE OF COINS.**

8 (a) SALE PRICE.—The coins authorized under this
9 title shall be sold by the Secretary at a price equal to the
10 sum of the face value of the coins, the surcharge provided
11 in subsection (c) with respect to such coins, and the cost
12 of designing and issuing the coins (including labor, mate-
13 rials, dies, use of machinery, overhead expenses, market-
14 ing, and shipping).

15 (b) PREPAID ORDERS.—The Secretary shall accept
16 prepaid orders for the coins authorized under this title
17 prior to the issuance of such coins. Sale prices with respect
18 to such prepaid orders shall be at a reasonable discount.

19 (c) SURCHARGES.—All sales shall include a surcharge
20 of \$10 per coin.

21 **SEC. 107. GENERAL WAIVER OF PROCUREMENT REGULA-**
22 **TIONS.**

23 (a) IN GENERAL.—Except as provided in subsection
24 (b), no provision of law governing procurement or public
25 contracts shall be applicable to the procurement of goods

1 and services necessary for carrying out the provisions of
2 this title.

3 (b) EQUAL EMPLOYMENT OPPORTUNITY.—Sub-
4 section (a) shall not relieve any person entering into a con-
5 tract under the authority of this title from complying with
6 any law relating to equal employment opportunity.

7 **SEC. 108. DISTRIBUTION OF SURCHARGES.**

8 All surcharges received by the Secretary from the sale
9 of coins issued under this title shall be promptly paid by
10 the Secretary—

11 (1) in the case of surcharges received in connec-
12 tion with the sale of the first 500,000 coins issued,
13 to the Jefferson Endowment Fund, to be used—

14 (A) to establish and maintain an endow-
15 ment to be a permanent source of support for
16 Monticello and its historic furnishings; and

17 (B) for the Jefferson Endowment Fund's
18 educational programs, including the Inter-
19 national Center for Jefferson Studies; and

20 (2) in the case of surcharges received in connec-
21 tion with the sale of all other such coins, to the Cor-
22 poration for Jefferson's Poplar Forest, to be used
23 for the restoration and maintenance of Poplar
24 Forest.

1 **SEC. 109. AUDITS.**

2 The Comptroller General of the United States shall
3 have the right to examine such books, records, documents,
4 and other data of the entities specified in section 108, as
5 may be related to the expenditures of amounts paid under
6 section 108.

7 **SEC. 110. FINANCIAL ASSURANCES.**

8 (a) NO NET COST TO THE GOVERNMENT.—The Sec-
9 retary shall take such actions as may be necessary to en-
10 sure that minting and issuing coins under this title will
11 not result in any net cost to the United States Govern-
12 ment.

13 (b) PAYMENT FOR COINS.—A coin shall not be issued
14 under this title unless the Secretary has received—

15 (1) full payment for the coin;

16 (2) security satisfactory to the Secretary to in-
17 demnify the United States for full payment; or

18 (3) a guarantee of full payment satisfactory to
19 the Secretary from a depository institution whose
20 deposits are insured by the Federal Deposit Insur-
21 ance Corporation or the National Credit Union Ad-
22 ministration Board.

TITLE II—U.S. VETERANS COMMEMORATIVE COINS

SEC. 201. SHORT TITLE.

This title may be cited as the “United States Veterans Commemorative Coin Act of 1993”.

SEC. 202. COIN SPECIFICATIONS.

(a) ONE-DOLLAR SILVER COINS.—

(1) **ISSUANCE.**—The Secretary of the Treasury (hereafter in this title referred to as the “Secretary”) shall issue one-dollar coins of 3 different designs, which shall—

(A) weigh 26.73 grams;

(B) have a diameter of 1.500 inches; and

(C) contain 90 percent silver and 10 percent copper.

(2) **DESIGNATION OF VALUE AND INSCRIPTIONS.**—On each coin there shall be a designation of the value of the coin, an inscription of the year “1994”, and inscriptions of the words “Liberty”, “In God We Trust”, “United States of America”, and “E Pluribus Unum”.

(3) DESIGN OF 3 COINS.—

(A) **PRISONER-OF-WAR COMMEMORATIVE COIN.**—1 type of coin issued under this title shall be a prisoner-of-war commemorative coin

1 the design of which shall be emblematic of the
2 experience of Americans who have been pris-
3 oners-of-war.

4 (B) VIETNAM VETERANS MEMORIAL COM-
5 MEMORATIVE COIN.—1 type of coin issued
6 under this title shall be a Vietnam Veterans
7 Memorial commemorative coin the design of
8 which shall be emblematic of the Vietnam Vet-
9 erans Memorial.

10 (C) WOMEN IN MILITARY SERVICE FOR
11 AMERICA MEMORIAL COMMEMORATIVE COIN.—1
12 type of coin issued under this title shall be
13 Women in Military Service for America Memo-
14 rial commemorative coin the design of which
15 shall be symbolic of women's service in the
16 Armed Forces of the United States.

17 (4) MAXIMUM NUMBER FOR COINS OF EACH
18 DESIGN.—The Secretary shall issue no more than
19 500,000 coins of each design.

20 (b) LEGAL TENDER.—The coins issued under this
21 title shall be legal tender, as provided in section 5103 of
22 title 31, United States Code.

23 (c) NUMISMATIC ITEMS.—For purposes of section
24 5132(a)(1) of title 31, United States Code, all coins

1 minted under this title shall be considered to be numis-
2 matic items.

3 **SEC. 203. SOURCES OF BULLION.**

4 The Secretary shall obtain silver for the coins minted
5 under this title only from stockpiles established under the
6 Strategic and Critical Minerals Stock Piling Act.

7 **SEC. 204. SELECTION OF DESIGN.**

8 Subject to section 202(a)(3), the design for the coins
9 authorized by this title shall be—

10 (1) selected by the Secretary after consultation
11 with the Commission of Fine Arts and—

12 (A) in the case of the coin described in sec-
13 tion 202(a)(3)(B), the Vietnam Veterans Me-
14 morial Fund; and

15 (B) in the case of the coin described in
16 section 202(a)(3)(C), the Women in Military
17 Service for America Memorial Foundation, In-
18 corporated; and

19 (2) reviewed by the Citizens Commemorative
20 Advisory Committee.

21 **SEC. 205. SALE OF COINS.**

22 (a) **SALE PRICE.**—The coins issued under this title
23 shall be sold by the Secretary at a price equal to the face
24 value, plus the cost of designing and issuing such coins
25 (including labor, materials, dies, use of machinery, and

1 overhead expenses) and the surcharge provided for in sub-
2 section (d).

3 (b) BULK SALES.—The Secretary shall make bulk
4 sales at a reasonable discount.

5 (c) PREPAID ORDERS.—The Secretary shall accept
6 prepaid orders for the coins issued under this title before
7 the issuance of such coins. Sales under this subsection
8 shall be at a reasonable discount to reflect the benefit of
9 prepayment.

10 (d) SURCHARGES.—All sales of coins issued under
11 this title shall include a surcharge of \$10 per coin.

12 **SEC. 206. ISSUANCE OF THE COINS.**

13 (a) COMMENCEMENT OF ISSUANCE.—The coins mint-
14 ed under this title may be issued beginning May 1, 1994.

15 (b) TERMINATION OF AUTHORITY.—The coins au-
16 thorized under this title may not be minted after April
17 30, 1995.

18 (c) PROOF AND UNCIRCULATED COINS.—The coins
19 authorized under this title shall be issued in uncirculated
20 and proof qualities.

21 (d) 3-COIN SETS.—

22 (1) IN GENERAL.—In addition to any other
23 manner and form of sales of coins minted under this
24 title, the Secretary shall make a portion of such
25 coins available for sale in 3-coin sets containing 1 of

1 each of the 3 designs of coins required pursuant to
2 section 202(a)(3).

3 (2) NUMBER OF SETS.—The number of 3-coin
4 sets made available pursuant to paragraph (1) shall
5 be at the discretion of the Secretary.

6 **SEC. 207. GENERAL WAIVER OF PROCUREMENT REGULA-**
7 **TIONS.**

8 (a) IN GENERAL.—Except as provided in subsection
9 (b), no provision of law governing procurement or public
10 contracts shall be applicable to the procurement of goods
11 and services necessary for carrying out the provisions of
12 this title.

13 (b) EQUAL EMPLOYMENT OPPORTUNITY.—Sub-
14 section (a) shall not relieve any person entering into a con-
15 tract under the authority of this title from complying with
16 any law relating to equal employment opportunity.

17 **SEC. 208. DISTRIBUTION OF SURCHARGES.**

18 (a) PRISONER-OF-WAR COMMEMORATIVE COINS.—
19 Except as provided in subsection (d), an amount equal to
20 the surcharges received by the Secretary from the sale of
21 prisoner-of-war commemorative coins described in section
22 202(a)(3)(A) shall be promptly paid by the Secretary in
23 the order that follows:

24 (1) AMOUNTS TO BE MADE AVAILABLE FOR
25 CONSTRUCTION OF MUSEUM.—The Secretary of the

1 Treasury shall make available to the Secretary of
2 the Interior the first \$3,000,000 of such surcharges
3 for the construction of the Andersonville Prisoner-of-
4 War Museum in Andersonville, Georgia.

5 (2) AMOUNTS TO BE PAID TO ENDOWMENT
6 FUND.—After payment of the amount required by
7 paragraph (1), the Secretary of the Treasury shall
8 pay 50 percent of the remaining surcharges to the
9 endowment fund established pursuant to section
10 209(a).

11 (3) AMOUNTS TO BE PAID TO MAINTAIN NA-
12 TIONAL CEMETERIES.—After payment of the
13 amount required by paragraph (1), the Secretary
14 shall pay 50 percent of the remaining surcharges to
15 the Secretary of Veterans Affairs for purposes of
16 maintaining national cemeteries pursuant to chapter
17 24 of title 38, United States Code.

18 (b) VIETNAM VETERANS MEMORIAL COMMEMORA-
19 TIVE COINS.—Except as provided in subsection (d), an
20 amount equal to the surcharges received by the Secretary
21 from the sale of Vietnam Veterans Memorial commemora-
22 tive coins described in section 202(a)(3)(B) shall be
23 promptly paid by the Secretary to the Vietnam Veterans
24 Memorial Fund to assist the Fund's efforts to raise an
25 endowment to be a permanent source of support for the

1 repair, maintenance, and addition of names to the Viet-
2 nam Veterans Memorial.

3 (c) WOMEN IN MILITARY SERVICE FOR AMERICA
4 MEMORIAL COMMEMORATIVE COINS.—Except as provided
5 in subsection (d), an amount equal to the surcharges re-
6 ceived by the Secretary from the sale of Women in Military
7 Service for America Memorial commemorative coins de-
8 scribed in section 202(a)(3)(C) shall be promptly paid by
9 the Secretary to the Women in Military Service for Amer-
10 ica Memorial Foundation, Inc., for the purpose of creat-
11 ing, endowing, and dedicating the Women in Military
12 Service for America Memorial.

13 (d) SURCHARGES FROM 3-COIN SETS.—In the case
14 of surcharges derived from the sale of 3-coin sets pursuant
15 to section 206(d)—

16 (1) $\frac{1}{3}$ of such amount shall be distributed as
17 provided in subsection (a);

18 (2) $\frac{1}{3}$ shall be distributed as provided in sub-
19 section (b); and

20 (3) $\frac{1}{3}$ shall be distributed as provided in sub-
21 section (c).

22 **SEC. 209. ANDERSONVILLE PRISONER-OF-WAR MUSEUM EN-**
23 **DOWMENT FUND.**

24 (a) ESTABLISHMENT.—There is hereby established in
25 the Department of the Interior an endowment fund (here-

1 in after in this section referred to as the “fund”) to be
2 administered by the Secretary of the Interior and to con-
3 sist of the amounts deposited under subsection (b).

4 (b) DEPOSIT INTO FUND.—

5 (1) DEPOSIT FROM SURCHARGES.—There shall
6 be deposited into the fund such amounts that are
7 paid by the Secretary under section 208(a)(2).

8 (2) INVESTMENT.—The Secretary of the Inte-
9 rior shall have the authority to invest the portion of
10 the fund that is not, in the determination of such
11 Secretary, required to meet the current needs of the
12 fund, in obligations of the United States or in obli-
13 gations guaranteed as to the principal and interest
14 by the United States. In making such investments,
15 the Secretary of the Interior shall select obligations
16 having maturities suitable to the needs of the fund.

17 (c) EXPENDITURES.—The Secretary of the Interior
18 may use the amounts deposited in the fund under this title
19 to pay for the maintenance of the Andersonville Prisoner-
20 of-War Museum in Andersonville, Georgia.

21 **SEC. 210. AUDITS.**

22 The Comptroller General of the United States shall
23 have the right to examine such books, records, documents,
24 and other data of the entities specified in section 208, as

1 may be related to the expenditures of amounts paid under
2 section 208.

3 **SEC. 211. FINANCIAL ASSURANCES.**

4 (a) NO NET COST TO THE GOVERNMENT.—The Sec-
5 retary shall take such actions as may be necessary to en-
6 sure that minting and issuing coins under this title will
7 not result in any net cost to the United States Govern-
8 ment.

9 (b) PAYMENT FOR COINS.—A coin shall not be issued
10 under this title unless the Secretary has received—

11 (1) full payment for the coin;

12 (2) security satisfactory to the Secretary to in-
13 demnify the United States for full payment; or

14 (3) a guarantee of full payment satisfactory to
15 the Secretary from a depository institution whose
16 deposits are insured by the Federal Deposit Insur-
17 ance Corporation or the National Credit Union Ad-
18 ministration Board.

19 **TITLE III—REFORM OF COM-**
20 **MEMORATIVE COIN PRO-**
21 **GRAMS**

22 **SEC. 301. SENSE OF CONGRESS RESOLUTION.**

23 (A) FINDINGS.—The Congress hereby makes the fol-
24 lowing findings:

1 (1) Congress has authorized 18 commemorative
2 coin programs in the 9 years since 1984.

3 (2) There are more meritorious causes, events,
4 and people worthy of commemoration than can be
5 honored with commemorative coinage.

6 (3) Commemorative coin legislation has in-
7 creased at a pace beyond that which the numismatic
8 community can reasonably be expected to absorb.

9 (4) It is in the interests of all Members of Con-
10 gress that a policy be established to control the flow
11 of commemorative coin legislation.

12 (b) DECLARATION.—It is the sense of the Congress
13 that the Committee on Banking, Finance and Urban Af-
14 fairs of the House of Representatives and the Committee
15 on Banking, Housing, and Urban Affairs of the Senate
16 should not report or otherwise clear for consideration by
17 the House of Representatives or the Senate legislation
18 providing for more than 2 commemorative coin programs
19 for any year, unless the committee determines, on the
20 basis of a recommendation by the Citizens Commemora-
21 tive Coin Advisory Committee, that extraordinary merit
22 exists for an additional commemorative coin program.

23 **SEC. 302. REPORTS BY RECIPIENTS OF COMMEMORATIVE**
24 **COIN SURCHARGES.**

25 (a) QUARTERLY FINANCIAL REPORT.—

1 (1) IN GENERAL.—Each person who receives,
2 after the date of the enactment of this Act, any sur-
3 charge derived from the sale of commemorative coins
4 under any Act of Congress shall submit a quarterly
5 financial report to the Director of the United States
6 Mint and the Comptroller General of the United
7 States describing in detail the expenditures made by
8 such person from the proceeds of the surcharge.

9 (2) INFORMATION TO BE INCLUDED.—The re-
10 port under paragraph (1) shall include information
11 on the proportion of the surcharges received during
12 the period covered by the report to the total revenue
13 of such person during such period, expressed as a
14 percentage, and the percentage of total revenue dur-
15 ing such period which was spent on administrative
16 expenses (including salaries, travel, overhead, and
17 fund raising).

18 (3) DUE DATES.—Quarterly reports under this
19 subsection shall be due at the end of the 30-day pe-
20 riod beginning on the last day of any calendar quar-
21 ter during which any surcharge derived from the
22 sale of commemorative coins is received by any per-
23 son.

24 (b) FINAL REPORT.—Each person who receives, after
25 the date of the enactment of this Act, any surcharge de-

1 rived from the sale of commemorative coins under any Act
2 of Congress shall submit a final report on the expenditures
3 made by such person from the proceeds of all surcharges
4 received by such person, including information described
5 in subsection (a)(2), before the end of the 1-year period
6 beginning on the last day on which sales of such coins
7 may be made.

8 **SEC. 303. GAO REPORTS TO CONGRESS.**

9 Before the end of the 1-year period beginning on the
10 last day on which sales of commemorative coins may be
11 made under the Act of Congress which authorized such
12 coins, the Comptroller General of the United States shall
13 submit a financial accounting statement to the Congress
14 on the payment of any surcharges derived from the sale
15 of such coins and the use and expenditure of the proceeds
16 of such surcharges by any recipient (other than a recipient
17 which is an agency or department of the Federal Govern-
18 ment) based on the reports filed by such recipient with
19 the Comptroller General in accordance with section 302
20 and any audit of such recipient which is conducted by the
21 Comptroller General with respect to the use and expendi-
22 ture of such proceeds.

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