

104TH CONGRESS
2D SESSION

S. 2136

To require the Secretary of the Treasury to mint coins in commemoration of the 50th anniversary of the breaking of the color barrier in major league baseball by Jackie Robinson.

IN THE SENATE OF THE UNITED STATES

SEPTEMBER 27, 1996

Mr. D'AMATO (for himself, Mr. ABRAHAM, Mr. BENNETT, Mr. BOND, Mrs. BOXER, Mr. BRADLEY, Mr. BUMPERS, Mr. BURNS, Mr. CHAFEE, Mr. COATS, Mr. COCHRAN, Mr. COHEN, Mr. CONRAD, Mr. COVERDELL, Mr. CRAIG, Mr. DASCHLE, Mr. DEWINE, Mr. DODD, Mr. DOMENICI, Mr. EXON, Mr. FAIRCLOTH, Mrs. FEINSTEIN, Mrs. FRAHM, Mr. FRIST, Mr. GRAHAM, Mr. GRAMS, Mr. GRASSLEY, Mr. HATCH, Mr. HELMS, Mr. HOLLINGS, Mrs. HUTCHISON, Mr. INHOFE, Mr. INOUE, Mr. KERREY, Mr. KERRY, Mr. KYL, Mr. LAUTENBERG, Mr. LEAHY, Mr. LIEBERMAN, Mr. LEVIN, Mr. LOTT, Mr. LUGAR, Mr. MACK, Mr. MCCONNELL, Ms. MOSELEY-BRAUN, Mr. MOYNIHAN, Mr. MURKOWSKI, Mrs. MURRAY, Mr. NICKLES, Mr. PRESSLER, Mr. PRYOR, Mr. REID, Mr. ROCKEFELLER, Mr. ROTH, Mr. SANTORUM, Mr. SARBANES, Mr. SHELBY, Mr. SIMON, Mr. SIMPSON, Mr. SMITH, Mr. STEVENS, Mr. THOMPSON, Mr. THURMOND, Mr. WARNER, and Mr. WYDEN) introduced the following bill; which was read twice and referred to the Committee on Banking, Housing, and Urban Affairs

A BILL

To require the Secretary of the Treasury to mint coins in commemoration of the 50th anniversary of the breaking of the race barrier in major league baseball by Jackie Robinson.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Jackie Robinson Com-
5 memorative Coin Act”.

6 **SEC. 2. COIN SPECIFICATIONS.**

7 (a) \$1 SILVER COINS.—In commemoration of the
8 50th anniversary of the breaking of the color barrier in
9 major league baseball by Jackie Robinson and the legacy
10 that Jackie Robinson left to society, the Secretary of the
11 Treasury (hereafter in this Act referred to as the “Sec-
12 retary”) shall mint and issue not more than 500,000 \$1
13 coins, each of which shall—

14 (1) weigh 26.73 grams;

15 (2) have a diameter of 1.500 inches; and

16 (3) contain 90 percent silver and 10 percent
17 copper.

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

21 (c) NUMISMATIC ITEMS.—For purposes of section
22 5134 of title 31, United States Code, all coins minted
23 under this Act shall be considered to be numismatic items.

1 **SEC. 3. SOURCES OF BULLION.**

2 The Secretary shall obtain silver for minting coins
3 under this Act only from stockpiles established under the
4 Strategic and Critical Materials Stock Piling Act.

5 **SEC. 4. DESIGN OF COINS.**

6 (a) DESIGN REQUIREMENTS.—

7 (1) IN GENERAL.—The design of the coins
8 minted under this Act shall be emblematic of Jackie
9 Robinson and his contributions to major league
10 baseball and to society.

11 (2) DESIGNATION AND INSCRIPTIONS.—On
12 each coin minted under this Act there shall be—

13 (A) a designation of the value of the coin;

14 (B) an inscription of the year “1997”; and

15 (C) inscriptions of the words “Liberty”,
16 “In God We Trust”, “United States of Amer-
17 ica”, and “E Pluribus Unum”.

18 (b) SELECTION.—The design for the coins minted
19 under this Act shall be—

20 (1) selected by the Secretary after consultation
21 with the Jackie Robinson Foundation (hereafter in
22 this Act referred to as the “Foundation”) and the
23 Commission of Fine Arts; and

24 (2) reviewed by the Citizens Commemorative
25 Coin Advisory Committee.

1 **SEC. 5. ISSUANCE OF COINS.**

2 (a) QUALITY OF COINS.—Coins minted under this
3 Act shall be issued in uncirculated and proof qualities.

4 (b) MINT FACILITY.—Only 1 facility of the United
5 States Mint may be used to strike any particular quality
6 of the coins minted under this Act.

7 (c) PERIOD FOR ISSUANCE.—The Secretary may
8 issue coins minted under this Act only during the period
9 beginning on April 15, 1997, and ending on April 15,
10 1998.

11 **SEC. 6. SALE OF COINS.**

12 (a) SALE PRICE.—The coins issued under this Act
13 shall be sold by the Secretary at a price equal to the sum
14 of—

15 (1) the face value of the coins;

16 (2) the surcharge provided in subsection (d)
17 with respect to such coins; and

18 (3) the cost of designing and issuing the coins
19 (including labor, materials, dies, use of machinery,
20 overhead expenses, marketing, and shipping).

21 (b) BULK SALES.—The Secretary shall make bulk
22 sales of the coins issued under this Act at a reasonable
23 discount.

24 (c) PREPAID ORDERS.—

1 (1) IN GENERAL.—The Secretary shall accept
2 prepaid orders for the coins minted under this Act
3 before the issuance of such coins.

4 (2) DISCOUNT.—Sale prices with respect to pre-
5 paid orders under paragraph (1) shall be at a rea-
6 sonable discount.

7 (d) SURCHARGES.—All sales shall include a sur-
8 charge of \$10 per coin.

9 **SEC. 7. GENERAL WAIVER OF PROCUREMENT REGULA-**
10 **TIONS.**

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

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

20 **SEC. 8. DISTRIBUTION OF SURCHARGES.**

21 (a) IN GENERAL.—Subject to section 10(a), all sur-
22 charges received by the Secretary from the sale of coins
23 issued under this Act shall be promptly paid by the Sec-
24 retary to the Foundation for the purposes of—

1 (1) enhancing the programs of the Foundation
2 in the fields of education and youth leadership skills
3 development; and

4 (2) increasing the availability of scholarships
5 for economically disadvantaged youths.

6 (b) AUDITS.—The Comptroller General of the United
7 States shall have the right to examine such books, records,
8 documents, and other data of the Foundation as may be
9 related to the expenditures of amounts paid under sub-
10 section (a).

11 **SEC. 9. FINANCIAL ASSURANCES.**

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

17 (b) PAYMENT FOR COINS.—A coin shall not be issued
18 under this Act unless the Secretary has received—

19 (1) full payment for the coin;

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

22 (3) a guarantee of full payment satisfactory to
23 the Secretary from a depository institution whose
24 deposits are insured by the Federal Deposit Insur-

1 ance Corporation or the National Credit Union Ad-
2 ministration Board.

3 **SEC. 10. CONDITIONS ON PAYMENT OF SURCHARGES.**

4 (a) PAYMENT OF SURCHARGES.—Notwithstanding
5 any other provision of law, no amount derived from the
6 proceeds of any surcharge imposed on the sale of coins
7 issued under this Act shall be paid to the Foundation un-
8 less—

9 (1) all numismatic operation and program costs
10 allocable to the program under which such coins are
11 produced and sold have been recovered; and

12 (2) the Foundation submits an audited finan-
13 cial statement which demonstrates to the satisfaction
14 of the Secretary of the Treasury that, with respect
15 to all projects or purposes for which the proceeds of
16 such surcharge may be used, the Foundation has
17 raised funds from private sources for such projects
18 and purposes in an amount which is equal to or
19 greater than the maximum amount the Foundation
20 may receive from the proceeds of such surcharge.

21 (b) ANNUAL AUDITS.—

22 (1) ANNUAL AUDITS OF RECIPIENTS RE-
23 QUIRED.—The Foundation shall provide, as a condi-
24 tion for receiving any amount derived from the pro-
25 ceeds of any surcharge imposed on the sale of coins

1 issued under this Act, for an annual audit, in ac-
2 cordance with generally accepted government audit-
3 ing standards by an independent public accountant
4 selected by the Foundation, of all such payments to
5 the Foundation beginning in the first fiscal year of
6 the Foundation in which any such amount is re-
7 ceived and continuing until all such amounts re-
8 ceived by the Foundation with respect to such sur-
9 charges are fully expended or placed in trust.

10 (2) MINIMUM REQUIREMENTS FOR ANNUAL AU-
11 DITS.—At a minimum, each audit of the Foundation
12 pursuant to paragraph (1) shall report—

13 (A) the amount of payments received by
14 the Foundation during the fiscal year of the
15 Foundation for which the audit is conducted
16 which are derived from the proceeds of any sur-
17 charge imposed on the sale of coins issued
18 under this Act;

19 (B) the amount expended by the Founda-
20 tion from the proceeds of such surcharges dur-
21 ing the fiscal year of the Foundation for which
22 the audit is conducted; and

23 (C) whether all expenditures by the Foun-
24 dation from the proceeds of such surcharges
25 during the fiscal year of the Foundation for

1 which the audit is conducted were for author-
2 ized purposes.

3 (3) RESPONSIBILITY OF FOUNDATION TO AC-
4 COUNT FOR EXPENDITURES OF SURCHARGES.—The
5 Foundation shall take appropriate steps, as a condi-
6 tion for receiving any payment of any amount de-
7 rived from the proceeds of any surcharge imposed on
8 the sale of coins issued under this Act, to ensure
9 that the receipt of the payment and the expenditure
10 of the proceeds of such surcharge by the Foundation
11 in each fiscal year of the Foundation can be ac-
12 counted for separately from all other revenues and
13 expenditures of the Foundation.

14 (4) SUBMISSION OF AUDIT REPORT.—Not later
15 than 90 days after the end of any fiscal year of the
16 Foundation for which an audit is required under
17 paragraph (1), the Foundation shall—

18 (A) submit a copy of the report to the Sec-
19 retary of the Treasury; and

20 (B) make a copy of the report available to
21 the public.

22 (5) USE OF SURCHARGES FOR AUDITS.—The
23 Foundation may use any amount received from pay-
24 ments derived from the proceeds of any surcharge
25 imposed on the sale of coins issued under this Act

1 to pay the cost of an audit required under para-
2 graph (1).

3 (6) WAIVER OF SUBSECTION.—The Secretary
4 of the Treasury may waive the application of any
5 paragraph of this subsection to the Foundation for
6 any fiscal year after taking into account the amount
7 of surcharges which such Foundation received or ex-
8 pended during such year.

9 (7) AVAILABILITY OF BOOKS AND RECORDS.—
10 The Foundation shall provide, as a condition for re-
11 ceiving any payment derived from the proceeds of
12 any surcharge imposed on the sale of coins issued
13 under this Act, to the Inspector General of the De-
14 partment of the Treasury or the Comptroller Gen-
15 eral of the United States, upon the request of such
16 Inspector General or the Comptroller General, all
17 books, records, and workpapers belonging to or used
18 by the Foundation, or by any independent public ac-
19 countant who audited the Foundation in accordance
20 with paragraph (1), which may relate to the receipt
21 or expenditure of any such amount by the Founda-
22 tion.

23 (c) USE OF AGENTS OR ATTORNEYS TO INFLUENCE
24 COMMEMORATIVE COIN LEGISLATION.—No portion of any
25 payment to the Foundation from amounts derived from

1 the proceeds of surcharges imposed on the sale of coins
2 issued under this Act may be used, directly or indirectly,
3 by the Foundation to compensate any agent or attorney
4 for services rendered to support or influence in any way
5 legislative action of the Congress relating to the coins
6 minted and issued under this Act.

