

104TH CONGRESS
1ST SESSION

S. 704

To establish the Gambling Impact Study Commission.

IN THE SENATE OF THE UNITED STATES

APRIL 6 (legislative day, APRIL 5), 1995

Mr. SIMON introduced the following bill; which was read twice and referred to the Committee on Governmental Affairs

A BILL

To establish the Gambling Impact Study Commission.

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 “Gambling Impact Study
5 Commission Act”.

6 **SEC. 2. FINDINGS.**

7 Congress finds that—

8 (1) many State and local governments and Na-
9 tive American tribal governments support develop-
10 ment of a gambling industry as a source of jobs and
11 additional revenue; and

1 (2) the benefits to residents and communities of
2 revenue generated by gambling bring problems as
3 well as benefits.

4 **SEC. 3. ESTABLISHMENT OF COMMISSION.**

5 (a) ESTABLISHMENT.—There is established a com-
6 mission to be known as the Gambling Impact Study Com-
7 mission (hereafter in this Act referred to as the “Commis-
8 sion”).

9 (b) MEMBERSHIP.—

10 (1) COMPOSITION.—The Commission shall be
11 composed of 9 members of whom—

12 (A) 3 shall be appointed by the President;

13 (B) 3 shall be appointed by the president
14 pro tempore of the Senate, upon the rec-
15 ommendation of the majority and minority lead-
16 ers of the Senate; and

17 (C) 3 shall be appointed by the Speaker of
18 the House of Representatives, in consultation
19 with the minority leader of the House of
20 Representatives.

21 (c) PERIOD OF APPOINTMENT; VACANCIES.—Mem-
22 bers shall be appointed for the life of the Commission. Any
23 vacancy in the Commission shall not affect its powers, but
24 shall be filled in the same manner as the original appoint-
25 ment.

1 (d) INITIAL MEETING.—No later than 30 days after
2 the date on which all members of the Commission have
3 been appointed, the Commission shall hold its first meet-
4 ing as directed by the President.

5 (e) MEETINGS.—After the initial meeting, the Com-
6 mission shall meet at the call of the Chairman.

7 (f) QUORUM.—A majority of the members of the
8 Commission shall constitute a quorum, but a lesser num-
9 ber of members may hold hearings.

10 (g) CHAIRMAN AND VICE CHAIRMAN.—The Commis-
11 sion shall select a Chairman and Vice Chairman from
12 among its members.

13 **SEC. 4. DUTIES OF THE COMMISSION.**

14 (a) STUDY.—

15 (1) IN GENERAL.—The Commission shall con-
16 duct a thorough study of all matters relating to the
17 impact of gambling on States, political subdivisions
18 of States, and Native American tribes.

19 (2) MATTERS STUDIED.—The matters studied
20 by the Commission shall include—

21 (A) the impact of gambling on States, po-
22 litical subdivisions of States, and Native Amer-
23 ican tribes; and

1 (B) possible alternative sources of revenue
2 for States, political subdivisions of States, and
3 Native American Indian tribes.

4 (b) REPORT.—No later than 18 months after the
5 date of the enactment of this Act, the Commission shall
6 submit a report to the President and the Congress which
7 shall contain a detailed statement of the findings and con-
8 clusions of the Commission, together with its rec-
9 ommendations for such legislation and administrative ac-
10 tions as it considers appropriate.

11 **SEC. 5. POWERS OF THE COMMISSION.**

12 (a) HEARINGS.—The Commission may hold such
13 hearings, sit and act at such times and places, take such
14 testimony, and receive such evidence as the Commission
15 considers advisable to carry out the purposes of this Act.

16 (b) INFORMATION FROM FEDERAL AGENCIES.—The
17 Commission may secure directly from any Federal depart-
18 ment or agency such information as the Commission con-
19 siders necessary to carry out the provisions of this Act.
20 Upon request of the Chairman of the Commission, the
21 head of such department or agency shall furnish such in-
22 formation to the Commission.

23 **SEC. 6. COMMISSION PERSONNEL MATTERS.**

24 (a) COMPENSATION OF MEMBERS.—Each member of
25 the Commission who is not an officer or employee of the

1 Federal Government shall be compensated at a rate equal
2 to the daily equivalent of the annual rate of basic pay pre-
3 scribed for level IV of the Executive Schedule under sec-
4 tion 5315 of title 5, United States Code, for each day (in-
5 cluding travel time) during which such member is engaged
6 in the performance of the duties of the Commission. All
7 members of the Commission who are officers or employees
8 of the United States shall serve without compensation in
9 addition to that received for their services as officers or
10 employees of the United States.

11 (b) TRAVEL EXPENSES.—The members of the Com-
12 mission shall be allowed travel expenses, including per
13 diem in lieu of subsistence, at rates authorized for employ-
14 ees of agencies under subchapter I of chapter 57 of title
15 5, United States Code, while away from their homes or
16 regular places of business in the performance of services
17 for the Commission.

18 (c) STAFF.—

19 (1) IN GENERAL.—The Chairman of the Com-
20 mission may, without regard to the civil service laws
21 and regulations, appoint and terminate an executive
22 director and such other additional personnel as may
23 be necessary to enable the Commission to perform
24 its duties. The employment of an executive director
25 shall be subject to confirmation by the Commission.

1 (2) COMPENSATION.—The executive director
2 shall be compensated at \$75,000 annually. The
3 Chairman of the Commission may fix the compensa-
4 tion of other personnel without regard to the provi-
5 sions of chapter 51 and subchapter III of chapter 53
6 of title 5, United States Code, relating to classifica-
7 tion of positions and General Schedule pay rates, ex-
8 cept that the rate of pay for such personnel may not
9 exceed the rate payable for level V of the Executive
10 Schedule under section 5316 of such title.

11 (d) DETAIL OF GOVERNMENT EMPLOYEES.—Any
12 Federal Government employee may be detailed to the
13 Commission without reimbursement, and such detail shall
14 be without interruption or loss of civil service status or
15 privilege.

16 (e) PROCUREMENT OF TEMPORARY AND INTERMIT-
17 TENT SERVICES.—The Chairman of the Commission may
18 procure temporary and intermittent services under section
19 3109(b) of title 5, United States Code, at rates for individ-
20 uals which do not exceed the daily equivalent of the annual
21 rate of basic pay prescribed for level V of the Executive
22 Schedule under section 5316 of such title.

1 **SEC. 7. TERMINATION OF THE COMMISSION.**

2 The Commission shall terminate 90 days after the
3 date on which the Commission submits its report under
4 section 4.

5 **SEC. 8. AUTHORIZATION OF APPROPRIATIONS.**

6 (a) IN GENERAL.—There is authorized to be appro-
7 priated \$250,000 to the Commission to carry out the pur-
8 poses of this Act.

9 (b) AVAILABILITY.—Any sums appropriated under
10 the authorization contained in this section shall remain
11 available, without fiscal year limitation, until expended.

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