

107TH CONGRESS  
2D SESSION

# S. 2910

To amend the Constitution Heritage Act of 1988 to provide for the operation of the National Constitution Center.

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IN THE SENATE OF THE UNITED STATES

SEPTEMBER 5, 2002

Mr. SANTORUM introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

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## A BILL

To amend the Constitution Heritage Act of 1988 to provide for the operation of the National Constitution Center.

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. OPERATION OF THE NATIONAL CONSTITUTION**

4 **CENTER.**

5 Section 4 of the Constitution Heritage Act of 1988  
6 (16 U.S.C. 407cc) is amended by adding at the end the  
7 following:

8 “(c) OPERATION OF THE CENTER.—

9 “(1) IN GENERAL.—A cooperative agreement  
10 entered into under subsection (b) shall—

1           “(A) authorize the Center, in cooperation  
2 with the Secretary, to—

3                   “(i) operate the Center; and

4                   “(ii) provide to visitors to the Center  
5 any activities and services relating to and  
6 consistent with any functions of the Center  
7 under section 3;

8           “(B) authorize the Center, acting as a pri-  
9 vate nonprofit organization, to—

10                   “(i) carry out activities that are ap-  
11 propriate for the operation of the Center,  
12 including charging fees, conducting events,  
13 and selling and marketing merchandise,  
14 tickets for activities of the Center, and  
15 food to visitors to the Center; and

16                   “(ii) negotiate and enter into any  
17 agreements, leases, contracts, or other ar-  
18 rangements with any person, firm, associa-  
19 tion, organization, corporation, or govern-  
20 mental entity (including the Federal Gov-  
21 ernment and any State and local govern-  
22 ments) appropriate to carry out activities  
23 at the Center;

1           “(C) provide that any revenues from facili-  
2           ties and services of the Center shall be used to  
3           offset the expenses of operating the Center;

4           “(D) authorize the Center to occupy the  
5           site and any structures provided under sub-  
6           section (a)—

7                   “(i) for a term specified in the cooper-  
8                   ative agreement not to exceed 99 years;  
9                   and

10                   “(ii) in accordance with any terms  
11                   and conditions of the cooperative agree-  
12                   ment; and

13           “(E) include any other terms and condi-  
14           tions that the Secretary determines to be appro-  
15           priate.

16           “(2) EXEMPTION FROM APPLICABLE LAW.—An  
17           agreement, lease, contract, or other arrangement en-  
18           tered into under paragraph (1) shall not be subject  
19           to section 3(k) of Public Law 91–383 (16 U.S.C.  
20           1a–2(k)) or section 321 of the Act of June 30, 1939  
21           (40 U.S.C. 303(b)).”.

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