

108TH CONGRESS  
1ST SESSION

# S. 238

To reauthorize the Museum and Library Services Act, and for other purposes.

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## IN THE SENATE OF THE UNITED STATES

JANUARY 29, 2003

Mr. REED (for himself, Mr. KENNEDY, Mr. COCHRAN, Mr. JEFFORDS, Mr. DASCHLE, Ms. COLLINS, Mr. DODD, Mrs. CLINTON, Mr. SARBANES, Mr. LEVIN, Mr. LEAHY, Mr. HARKIN, Mr. SMITH, Ms. SNOWE, Mr. CORZINE, Ms. LANDRIEU, and Mr. BAUCUS) introduced the following bill; which was read twice and referred to the Committee on Health, Education, Labor, and Pensions

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## A BILL

To reauthorize the Museum and Library Services Act, 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,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Museum and Library  
5 Services Act of 2003”.

6 **SEC. 2. TABLE OF CONTENTS.**

7 The table of contents for this Act is as follows:

Sec. 1. Short title.

Sec. 2. Table of contents.

- Sec. 101. General definitions.
- Sec. 102. Institute of Museum and Library Services.
- Sec. 103. Director of the Institute.
- Sec. 104. National Museum and Library Services Board.
- Sec. 105. Awards; analysis of impact of services.

#### TITLE II—LIBRARY SERVICES AND TECHNOLOGY

- Sec. 201. Purpose.
- Sec. 202. Definitions.
- Sec. 203. Authorization of appropriations.
- Sec. 204. Reservations and allotments.
- Sec. 205. State plans.
- Sec. 206. Grants to States.
- Sec. 207. National leadership grants, contracts, or cooperative agreements.

#### TITLE III—MUSEUM SERVICES

- Sec. 300. Short title.
- Sec. 301. Purpose.
- Sec. 302. Definitions.
- Sec. 303. Museum services activities.
- Sec. 304. Repeals.
- Sec. 305. Authorization of appropriations.

#### TITLE IV—NATIONAL COMMISSION ON LIBRARIES AND INFORMATION SCIENCE ACT

- Sec. 401. Amendment to contributions.
- Sec. 402. Amendment to membership.

#### TITLE V—MISCELLANEOUS PROVISIONS

- Sec. 501. Amendments to Arts and Artifacts Indemnity Act.
- Sec. 502. National Children's Museum.
- Sec. 503. Technical corrections.
- Sec. 504. Conforming amendment.
- Sec. 505. Repeals.
- Sec. 506. Effective date.

## 1 **TITLE I—GENERAL PROVISIONS**

### 2 **SEC. 101. GENERAL DEFINITIONS.**

3 Section 202 of the Museum and Library Services Act

4 (20 U.S.C. 9101) is amended—

5 (1) by striking paragraphs (1) and (4);

6 (2) by redesignating paragraph (2) as para-

7 graph (1);

1           (3) by inserting after paragraph (1), as redesignated by paragraph (2) of this section, the following:

2           “(2) INDIAN TRIBE.—The term ‘Indian tribe’  
3 means any tribe, band, nation, or other organized  
4 group or community, including any Alaska native  
5 village, regional corporation, or village corporation,  
6 as defined in or established pursuant to the Alaska  
7 Native Claims Settlement Act (43 U.S.C. 1601 et  
8 seq.), which is recognized by the Secretary of the In-  
9 terior as eligible for the special programs and serv-  
10 ices provided by the United States to Indians be-  
11 cause of their status as Indians.”; and

12           (4) by adding at the end the following:

13           “(4) MUSEUM AND LIBRARY SERVICES  
14 BOARD.—The term ‘Museum and Library Services  
15 Board’ means the National Museum and Library  
16 Services Board established under section 207.”.

17           **SEC. 102. INSTITUTE OF MUSEUM AND LIBRARY SERVICES.**

18           Section 203 of the Museum and Library Services Act  
19 (20 U.S.C. 9102) is amended—

20           (1) in subsection (b), by striking the last sen-  
21 tence; and

22           (2) by adding at the end the following:

23           “(c) MUSEUM AND LIBRARY SERVICES BOARD.—  
24 There shall be a National Museum and Library Services  
25

1 Board within the Institute, as provided under section  
2 207.”.

3 **SEC. 103. DIRECTOR OF THE INSTITUTE.**

4 Section 204 of the Museum and Library Services Act  
5 (20 U.S.C. 9103) is amended—

6 (1) in subsection (e), by adding at the end the  
7 following: “Where appropriate, the Director shall en-  
8 sure that activities under subtitle B are coordinated  
9 with activities under section 1251 of the Elementary  
10 and Secondary Education Act of 1965 (20 U.S.C.  
11 6383).”; and

12 (2) by adding at the end the following:

13 “(f) REGULATORY AUTHORITY.—The Director may  
14 promulgate such rules and regulations as are necessary  
15 and appropriate to implement the provisions of this title.”.

16 **SEC. 104. NATIONAL MUSEUM AND LIBRARY SERVICES**  
17 **BOARD.**

18 The Museum and Library Services Act (20 U.S.C.  
19 9101 et seq.) is amended—

20 (1) by redesignating section 207 as section 208;  
21 and

22 (2) by inserting after section 206 the following:

1 **“SEC. 207. NATIONAL MUSEUM AND LIBRARY SERVICES**

2 **BOARD.**

3 “(a) ESTABLISHMENT.—There is established in the  
4 Institute a board to be known as the ‘National Museum  
5 and Library Services Board’.

6 “(b) MEMBERSHIP.—

7 “(1) NUMBER AND APPOINTMENT.—The Mu-  
8 seum and Library Services Board shall be composed  
9 of the following:

10 “(A) The Director.

11 “(B) The Deputy Director for the Office of  
12 Library Services.

13 “(C) The Deputy Director for the Office of  
14 Museum Services.

15 “(D) The Chairman of the National Com-  
16 mission on Libraries and Information Science.

17 “(E) 10 members appointed by the Presi-  
18 dent, by and with the advice and consent of the  
19 Senate, from among individuals who are citi-  
20 zens of the United States and who are specially  
21 qualified in the area of library services by virtue  
22 of their education, training, or experience.

23 “(F) 11 members appointed by the Presi-  
24 dent, by and with the advice and consent of the  
25 Senate, from among individuals who are citi-  
26 zens of the United States and who are specially

1 qualified in the area of museum services by vir-  
2 tue of their education, training, or experience.

3 “(2) SPECIAL QUALIFICATIONS.—

4 “(A) LIBRARY MEMBERS.—Of the mem-  
5 bers of the Museum and Library Services  
6 Board appointed under paragraph (1)(E)—

7 “(i) 5 shall be professional librarians  
8 or information specialists, of whom—

9 “(I) not less than 1 shall be  
10 knowledgeable about electronic infor-  
11 mation and technical aspects of li-  
12 brary and information services and  
13 sciences; and

14 “(II) not less than 1 shall be  
15 knowledgeable about the library and  
16 information service needs of under-  
17 served communities; and

18 “(ii) the remainder shall have special  
19 competence in, or knowledge of, the needs  
20 for library and information services in the  
21 United States.

22 “(B) MUSEUM MEMBERS.—Of the mem-  
23 bers of the Museum and Library Services  
24 Board appointed under paragraph (1)(F)—

1                   “(i) 5 shall be museum professionals  
2                   who are or have been affiliated with—

3                   “(I) resources that, collectively,  
4                   are broadly representative of the cura-  
5                   torial, conservation, educational, and  
6                   cultural resources of the United  
7                   States; or

8                   “(II) museums that, collectively,  
9                   are broadly representative of various  
10                  types of museums, including museums  
11                  relating to science, history, tech-  
12                  nology, art, zoos, botanical gardens,  
13                  and museums designed for children;  
14                  and

15                  “(ii) the remainder shall be individ-  
16                  uals recognized for their broad knowledge,  
17                  expertise, or experience in museums or  
18                  commitment to museums.

19                  “(3) GEOGRAPHIC AND OTHER REPRESENTA-  
20                  TION.—Members of the Museum and Library Serv-  
21                  ices Board shall be appointed to reflect individuals  
22                  from various geographic regions of the United  
23                  States. The Museum and Library Services Board  
24                  may not include, at any time, more than 3 appoint-  
25                  ive members from a single State. In making such

1 appointments, the President shall give due regard to  
2 equitable representation of women, minorities, and  
3 persons with disabilities who are involved with muse-  
4 ums and libraries.

5 “(4) VOTING.—The Director, the Deputy Direc-  
6 tor of the Office of Library Services, and the Deputy  
7 Director of the Office of Museum Services shall be  
8 nonvoting members of the Museum and Library  
9 Services Board.

10 “(c) TERMS.—

11 “(1) IN GENERAL.—Except as otherwise pro-  
12 vided in this subsection, each member of the Mu-  
13 seum and Library Services Board appointed under  
14 subparagraph (E) or (F) of subsection (b)(1) shall  
15 serve for a term of 5 years.

16 “(2) INITIAL BOARD APPOINTMENTS.—

17 “(A) TREATMENT OF MEMBERS SERVING  
18 ON EFFECTIVE DATE.—Notwithstanding sub-  
19 section (b), each individual who is a member of  
20 the National Museum Services Board on the  
21 day before the date of enactment of the Mu-  
22 seum and Library Services Act of 2003, may,  
23 at the individual’s election, complete the bal-  
24 ance of the individual’s term as a member of  
25 the Museum and Library Services Board.

1           “(B) FIRST APPOINTMENTS.—Notwith-  
2 standing subsection (b), any appointive vacancy  
3 in the initial membership of the Museum and  
4 Library Services Board existing after the appli-  
5 cation of subparagraph (A), and any vacancy in  
6 such membership subsequently created by rea-  
7 son of the expiration of the term of an indi-  
8 vidual described in subparagraph (A), shall be  
9 filled by the appointment of a member de-  
10 scribed in subsection (b)(1)(E). When the Mu-  
11 seum and Library Services Board consists of an  
12 equal number of individuals who are specially  
13 qualified in the area of library services and in-  
14 dividuals who are specially qualified in the area  
15 of museum services, this subparagraph shall  
16 cease to be effective and the members of the  
17 Museum and Library Services Board shall be  
18 appointed in accordance with subsection (b).

19           “(C) AUTHORITY TO ADJUST TERMS.—The  
20 terms of the first members appointed to the  
21 Museum and Library Services Board shall be  
22 adjusted by the President as necessary to en-  
23 sure that the terms of not more than 4 mem-  
24 bers expire in the same year. Such adjustments

1           shall be carried out through designation of the  
2           adjusted term at the time of appointment.

3           “(3) VACANCIES.—Any member appointed to  
4           fill a vacancy shall serve for the remainder of the  
5           term for which the predecessor of the member was  
6           appointed.

7           “(4) REAPPOINTMENT.—No appointive member  
8           of the Museum and Library Services Board who has  
9           been a member for more than 7 consecutive years  
10          shall be eligible for reappointment.

11          “(5) SERVICE UNTIL SUCCESSOR TAKES OF-  
12          FICE.—Notwithstanding any other provision of this  
13          subsection, an appointive member of the Museum  
14          and Library Services Board shall serve after the ex-  
15          piration of the term of the member until the suc-  
16          cessor to the member takes office.

17          “(d) DUTIES AND POWERS.—

18                 “(1) IN GENERAL.—The Museum and Library  
19                 Services Board shall advise the Director on general  
20                 policies with respect to the duties, powers, and au-  
21                 thority of the Institute relating to museum and li-  
22                 brary services, including financial assistance award-  
23                 ed under this title.

1           “(2) NATIONAL AWARDS.—The Museum and  
2           Library Services Board shall assist the Director in  
3           making awards under section 209.

4           “(e) CHAIRPERSON.—The Director shall serve as  
5           Chairperson of the Museum and Library Services Board.

6           “(f) MEETINGS.—

7           “(1) IN GENERAL.—The Museum and Library  
8           Services Board shall meet not less than 2 times each  
9           year and at the call of the Director.

10           “(2) VOTE.—All decisions by the Museum and  
11           Library Services Board with respect to the exercise  
12           of its duties and powers shall be made by a majority  
13           vote of the members of the Board who are present  
14           and authorized to vote.

15           “(g) QUORUM.—A majority of the voting members of  
16           the Museum and Library Services Board shall constitute  
17           a quorum for the conduct of business at official meetings,  
18           but a lesser number of members may hold hearings.

19           “(h) COMPENSATION AND TRAVEL EXPENSES.—

20           “(1) COMPENSATION.—Each member of the  
21           Museum and Library Services Board who is not an  
22           officer or employee of the Federal Government may  
23           be compensated at a rate to be fixed by the Presi-  
24           dent, but not to exceed the daily equivalent of the  
25           maximum annual rate of pay authorized for a posi-

1       tion above grade GS–15 of the General Schedule  
2       under section 5108 of title 5, United States Code,  
3       for each day (including travel time) during which  
4       such member is engaged in the performance of the  
5       duties of the Museum and Library Services Board.  
6       Members of the Museum and Libraries Services  
7       Board who are full-time officers or employees of the  
8       Federal Government may not receive additional pay,  
9       allowances, or benefits by reason of their service on  
10      the Board.

11           “(2) TRAVEL EXPENSES.—Each member of the  
12      Museum and Library Services Board shall receive  
13      travel expenses, including per diem in lieu of subsist-  
14      ence, in accordance with applicable provisions under  
15      subchapter I of chapter 57 of title 5, United States  
16      Code.

17           “(i) COORDINATION.—The Director, with the advice  
18      of the Museum and Library Services Board, shall take  
19      steps to ensure that the policies and activities of the Insti-  
20      tute are coordinated with other activities of the Federal  
21      Government.”.

22      **SEC. 105. AWARDS; ANALYSIS OF IMPACT OF SERVICES.**

23           The Museum and Library Services Act (20 U.S.C.  
24      9101 et seq.) is amended by inserting after section 208  
25      (as redesignated by section 104 of this Act) the following:

1 **“SEC. 209. AWARDS.**

2 “The Director, with the advice of the Museum and  
3 Library Services Board, may annually award National  
4 Awards for Library Service and National Awards for Mu-  
5 seum Service to outstanding libraries and outstanding mu-  
6 seums, respectively, that have made significant contribu-  
7 tions in service to their communities.

8 **“SEC. 210. ANALYSIS OF IMPACT OF MUSEUM AND LIBRARY**  
9 **SERVICES.**

10 “From amounts appropriated under sections 214(c)  
11 and 274(b), the Director shall carry out and publish anal-  
12 yses of the impact of museum and library services. Such  
13 analyses—

14 “(1) shall be conducted in ongoing consultation  
15 with—

16 “(A) State library administrative agencies;

17 “(B) State, regional, and national library  
18 and museum organizations; and

19 “(C) other relevant agencies and organiza-  
20 tions;

21 “(2) shall identify national needs for, and  
22 trends of, museum and library services provided with  
23 funds made available under subtitles B and C;

24 “(3) shall report on the impact and effective-  
25 ness of programs conducted with funds made avail-  
26 able by the Institute in addressing such needs; and

1           “(4) shall identify, and disseminate information  
2           on, the best practices of such programs to the agen-  
3           cies and entities described in paragraph (1).”.

4           **TITLE II—LIBRARY SERVICES**  
5           **AND TECHNOLOGY**

6           **SEC. 201. PURPOSE.**

7           Section 212 of the Library Services and Technology  
8           Act (20 U.S.C. 9121) is amended by striking paragraphs  
9           (2) through (5) and inserting the following:

10           “(2) to promote improvement in library services  
11           in all types of libraries in order to better serve the  
12           people of the United States;

13           “(3) to facilitate access to resources in all types  
14           of libraries for the purpose of cultivating an edu-  
15           cated and informed citizenry; and

16           “(4) to encourage resource sharing among all  
17           types of libraries for the purpose of achieving eco-  
18           nomical and efficient delivery of library services to  
19           the public.”.

20           **SEC. 202. DEFINITIONS.**

21           Section 213 of the Library Services and Technology  
22           Act (20 U.S.C. 9122) is amended—

23           (1) by striking paragraph (1); and

1           (2) by redesignating paragraphs (2), (3), (4),  
2           (5), and (6) as paragraphs (1), (2), (3), (4), and  
3           (5), respectively.

4 **SEC. 203. AUTHORIZATION OF APPROPRIATIONS.**

5           Section 214 of the Library Services and Technology  
6 Act (20 U.S.C. 9123) is amended—

7           (1) by amending subsection (a) to read as fol-  
8           lows:

9           “(a) IN GENERAL.—There are authorized to be ap-  
10          propriated to carry out this subtitle \$350,000,000 for fis-  
11          cal year 2004 and such sums as may be necessary for fis-  
12          cal years 2005 through 2009.”; and

13          (2) in subsection (c), by striking “3 percent”  
14          and inserting “3.5 percent”.

15 **SEC. 204. RESERVATIONS AND ALLOTMENTS.**

16          Section 221(b)(3) of the Library Services and Tech-  
17          nology Act (20 U.S.C. 9131(b)(3)) is amended to read as  
18          follows:

19          “(3) MINIMUM ALLOTMENTS.—

20                 “(A) IN GENERAL.—For purposes of this  
21                 subsection, the minimum allotment for each  
22                 State shall be \$340,000, except that the min-  
23                 imum allotment shall be \$40,000 in the case of  
24                 the United States Virgin Islands, Guam, Amer-  
25                 ican Samoa, the Commonwealth of the North-

1           ern Mariana Islands, the Republic of the Mar-  
2           shall Islands, the Federated States of Micro-  
3           nesia, and the Republic of Palau.

4           “(B) RATABLE REDUCTIONS.—Notwith-  
5           standing subparagraph (A), if the sum appro-  
6           priated under the authority of section 214 and  
7           not reserved under subsection (a) for any fiscal  
8           year is insufficient to fully satisfy the require-  
9           ment of subparagraph (A), each of the min-  
10          imum allotments under such subparagraph shall  
11          be reduced ratably.

12          “(C) EXCEPTION.—

13           “(i) IN GENERAL.—Notwithstanding  
14           subparagraph (A), if the sum appropriated  
15           under the authority of section 214 and not  
16           reserved under subsection (a) for any fiscal  
17           year exceeds the aggregate of the allot-  
18           ments for all States under this subsection  
19           for fiscal year 2003—

20           “(I) the minimum allotment for  
21           each State otherwise receiving a min-  
22           imum allotment of \$340,000 under  
23           subparagraph (A) shall be increased  
24           to \$680,000; and

1                   “(II) the minimum allotment for  
2                   each State otherwise receiving a min-  
3                   imum allotment of \$40,000 under  
4                   subparagraph (A) shall be increased  
5                   to \$60,000.

6                   “(ii) INSUFFICIENT FUNDS TO AWARD  
7                   ALTERNATIVE MINIMUM.—If the sum ap-  
8                   propriated under the authority of section  
9                   214 and not reserved under subsection (a)  
10                  for any fiscal year exceeds the aggregate of  
11                  the allotments for all States under this  
12                  subsection for fiscal year 2003 yet is insuf-  
13                  ficient to fully satisfy the requirement of  
14                  clause (i), such excess amount shall first  
15                  be allotted among the States described in  
16                  clause (i)(I) so as to increase equally the  
17                  minimum allotment for each such State  
18                  above \$340,000. After the requirement of  
19                  clause (i)(I) is fully satisfied for any fiscal  
20                  year, any remainder of such excess amount  
21                  shall be allotted among the States de-  
22                  scribed in clause (i)(II) so as to increase  
23                  equally the minimum allotment for each  
24                  such State above \$40,000.

25                  “(D) SPECIAL RULE.—

1           “(i) IN GENERAL.—Notwithstanding  
2           any other provision of this subsection and  
3           using funds allotted for the Republic of the  
4           Marshall Islands, the Federated States of  
5           Micronesia, and the Republic of Palau  
6           under this subsection, the Director shall  
7           award grants to the United States Virgin  
8           Islands, Guam, American Samoa, the Com-  
9           monwealth of the Northern Mariana Is-  
10          lands, the Republic of the Marshall Is-  
11          lands, the Federated States of Micronesia,  
12          or the Republic of Palau to carry out ac-  
13          tivities described in this subtitle in accord-  
14          ance with the provisions of this subtitle  
15          that the Director determines are not incon-  
16          sistent with this subparagraph.

17           “(ii) AWARD BASIS.—The Director  
18           shall award grants pursuant to clause (i)  
19           on a competitive basis and pursuant to rec-  
20           ommendations from the Pacific Region  
21           Educational Laboratory in Honolulu, Ha-  
22           waii.

23           “(iii) ADMINISTRATIVE COSTS.—The  
24           Director may provide not more than 5 per-  
25           cent of the funds made available for grants

1 under this subparagraph to pay the admin-  
2 istrative costs of the Pacific Region Edu-  
3 cational Laboratory regarding activities as-  
4 sisted under this subparagraph.”.

5 **SEC. 205. STATE PLANS.**

6 Section 224 of the Library Services and Technology  
7 Act (20 U.S.C. 9134) is amended—

8 (1) in subsection (a)(1), by striking “not later  
9 than April 1, 1997.” and inserting “once every 5  
10 years, as determined by the Director.”; and

11 (2) in subsection (f)—

12 (A) by striking “this Act” each place such  
13 term appears and inserting “this subtitle”;

14 (B) in paragraph (1)—

15 (i) by striking “1934,” and all that  
16 follows through “Act, may” and inserting  
17 “1934 (47 U.S.C. 254(h)(6)) may”; and

18 (ii) by striking “section 213(2)(A) or  
19 (B)” and inserting “section 213(1)(A) or  
20 (B)”;

21 (C) in paragraph (7)—

22 (i) in the matter preceding subpara-  
23 graph (A), by striking “section:” and in-  
24 sserting “subsection:”; and

1 (ii) in subparagraph (D), by striking  
2 “given” and inserting “applicable to”.

3 **SEC. 206. GRANTS TO STATES.**

4 Section 231 of the Library Services and Technology  
5 Act (20 U.S.C. 9141) is amended—

6 (1) in subsection (a), by striking paragraphs  
7 (1) and (2) and inserting the following:

8 “(1) expanding services for learning and access  
9 to information and educational resources in a variety  
10 of formats, in all types of libraries, for individuals  
11 of all ages;

12 “(2) developing library services that provide all  
13 users access to information through local, State, re-  
14 gional, national, and international electronic net-  
15 works;

16 “(3) providing electronic and other linkages  
17 among and between all types of libraries;

18 “(4) developing public and private partnerships  
19 with other agencies and community-based organiza-  
20 tions;

21 “(5) targeting library services to individuals of  
22 diverse geographic, cultural, and socioeconomic back-  
23 grounds, to individuals with disabilities, and to indi-  
24 viduals with limited functional literacy or informa-  
25 tion skills; and

1           “(6) targeting library and information services  
 2           to persons having difficulty using a library and to  
 3           underserved urban and rural communities, including  
 4           children (from birth through age 17) from families  
 5           with incomes below the poverty line (as defined by  
 6           the Office of Management and Budget and revised  
 7           annually in accordance with section 673(2) of the  
 8           Community Services Block Grant Act (42 U.S.C.  
 9           9902(2))) applicable to a family of the size in-  
 10          volved.”; and

11           (2) in subsection (b), by striking “between the  
 12          two purposes described in paragraphs (1) and (2) of  
 13          such subsection,” and inserting “among such pur-  
 14          poses,”.

15 **SEC. 207. NATIONAL LEADERSHIP GRANTS, CONTRACTS, OR**  
 16 **COOPERATIVE AGREEMENTS.**

17          Section 262(a)(1) of the Library Services and Tech-  
 18          nology Act (20 U.S.C. 9162(a)(1)) is amended by striking  
 19          “education and training” and inserting “education, re-  
 20          cruitment, and training”.

21 **TITLE III—MUSEUM SERVICES**

22 **SEC. 300. SHORT TITLE.**

23          Subtitle C of the Museum and Library Services Act  
 24          (20 U.S.C. 9171 et seq.) is amended by inserting before  
 25          section 271 the following:

1 **“SEC. 270. SHORT TITLE.**

2 “This subtitle may be cited as the ‘Museum Services  
3 Act’.”.

4 **SEC. 301. PURPOSE.**

5 Section 271 of the Museum and Library Services Act  
6 (20 U.S.C. 9171) is amended to read as follows:

7 **“SEC. 271. PURPOSE.**

8 “It is the purpose of this subtitle—

9 “(1) to encourage and support museums in car-  
10 rying out their public service role of connecting the  
11 whole of society to the cultural, artistic, historical,  
12 natural, and scientific understandings that con-  
13 stitute our heritage;

14 “(2) to encourage and support museums in car-  
15 rying out their educational role, as core providers of  
16 learning and in conjunction with schools, families,  
17 and communities;

18 “(3) to encourage leadership, innovation, and  
19 applications of the most current technologies and  
20 practices to enhance museum services;

21 “(4) to assist, encourage, and support museums  
22 in carrying out their stewardship responsibilities to  
23 achieve the highest standards in conservation and  
24 care of the cultural, historic, natural, and scientific  
25 heritage of the United States to benefit future gen-  
26 erations;

1           “(5) to assist, encourage, and support museums  
2           in achieving the highest standards of management  
3           and service to the public, and to ease the financial  
4           burden borne by museums as a result of their in-  
5           creasing use by the public; and

6           “(6) to support resource sharing and partner-  
7           ships among museums, libraries, schools, and other  
8           community organizations.”.

9 **SEC. 302. DEFINITIONS.**

10          Section 272(1) of the Museum and Library Services  
11 Act (20 U.S.C. 9172(1)) is amended by adding at the end  
12 the following: “Such term includes aquariums, arbore-  
13 tums, botanical gardens, art museums, children’s muse-  
14 ums, general museums, historic houses and sites, history  
15 museums, nature centers, natural history and anthro-  
16 pology museums, planetariums, science and technology  
17 centers, specialized museums, and zoological parks.”.

18 **SEC. 303. MUSEUM SERVICES ACTIVITIES.**

19          Section 273 of the Museum and Library Services Act  
20 (20 U.S.C. 9173) is amended to read as follows:

21 **“SEC. 273. MUSEUM SERVICES ACTIVITIES.**

22          “(a) IN GENERAL.—The Director, subject to the pol-  
23 icy advice of the Museum and Library Services Board,  
24 may enter into arrangements, including grants, contracts,  
25 cooperative agreements, and other forms of assistance to

1 museums and other entities as the Director considers ap-  
2 propriate, to pay for the Federal share of the cost—

3           “(1) to support museums in providing learning  
4           and access to collections, information, and edu-  
5           cational resources in a variety of formats (including  
6           exhibitions, programs, publications, and websites)  
7           for individuals of all ages;

8           “(2) to support museums in building learning  
9           partnerships with the Nation’s schools and devel-  
10          oping museum resources and programs in support of  
11          State and local school curricula;

12          “(3) to support museums in assessing, con-  
13          serving, researching, maintaining, and exhibiting  
14          their collections, and in providing educational pro-  
15          grams to the public through the use of their collec-  
16          tions;

17          “(4) to stimulate greater collaboration among  
18          museums, libraries, schools, and other community  
19          organizations in order to share resources and  
20          strengthen communities;

21          “(5) to encourage the use of new technologies  
22          and broadcast media to enhance access to museum  
23          collections, programs, and services;

24          “(6) to support museums in providing services  
25          to people of diverse geographic, cultural, and socio-

1 economic backgrounds and to individuals with dis-  
2 abilities;

3 “(7) to support museums in developing and car-  
4 rying out specialized programs for specific segments  
5 of the public, such as programs for urban neighbor-  
6 hoods, rural areas, Indian reservations, and State  
7 institutions;

8 “(8) to support professional development and  
9 technical assistance programs to enhance museum  
10 operations at all levels, in order to ensure the high-  
11 est standards in all aspects of museum operations;

12 “(9) to support museums in research, program  
13 evaluation, and the collection and dissemination of  
14 information to museum professionals and the public;  
15 and

16 “(10) to encourage, support, and disseminate  
17 model programs of museum and library collabora-  
18 tion.

19 “(b) FEDERAL SHARE.—

20 “(1) 50 PERCENT.—Except as provided in para-  
21 graph (2), the Federal share described in subsection  
22 (a) shall be not more than 50 percent.

23 “(2) GREATER THAN 50 PERCENT.—The Direc-  
24 tor may use not more than 20 percent of the funds  
25 made available under this subtitle for a fiscal year

1 to enter into arrangements under subsection (a) for  
2 which the Federal share may be greater than 50  
3 percent.

4 “(3) OPERATIONAL EXPENSES.—No funds for  
5 operational expenses may be provided under this sec-  
6 tion to any entity that is not a museum.

7 “(c) REVIEW AND EVALUATION.—The Director shall  
8 establish procedures for reviewing and evaluating arrange-  
9 ments described in subsection (a) entered into under this  
10 subtitle. Procedures for reviewing such arrangements shall  
11 not be subject to any review outside of the Institute.

12 “(d) SERVICES FOR NATIVE AMERICANS.—From  
13 amounts appropriated under section 274, the Director  
14 shall reserve 1.75 percent to award grants to, or enter into  
15 contracts or cooperative agreements with, Indian tribes  
16 and to organizations that primarily serve and represent  
17 Native Hawaiians (as defined in section 7207 of the Na-  
18 tive Hawaiian Education Act (20 U.S.C. 7517)) to enable  
19 such tribes and organizations to carry out the activities  
20 described in subsection (a).”.

21 **SEC. 304. REPEALS.**

22 Sections 274 and 275 of the Museum and Library  
23 Services Act (20 U.S.C. 9174 and 9175) are repealed.

1 **SEC. 305. AUTHORIZATION OF APPROPRIATIONS.**

2 Section 276 of the Museum and Library Services Act  
3 (20 U.S.C. 9176)—

4 (1) is redesignated as section 274 of such Act;  
5 and

6 (2) is amended, in subsection (a), by striking  
7 “\$28,700,000 for the fiscal year 1997, and such  
8 sums as may be necessary for each of the fiscal  
9 years 1998 through 2002.” and inserting  
10 “\$65,000,000 for fiscal year 2004 and such sums as  
11 may be necessary for fiscal years 2005 through  
12 2009.”.

13 **TITLE IV—NATIONAL COMMIS-**  
14 **SION ON LIBRARIES AND IN-**  
15 **FORMATION SCIENCE ACT**

16 **SEC. 401. AMENDMENT TO CONTRIBUTIONS.**

17 Section 4 of the National Commission on Libraries  
18 and Information Science Act (20 U.S.C. 1503) is amended  
19 by striking “accept, hold, administer, and utilize gifts, be-  
20 quests, and devises of property,” and inserting “solicit, ac-  
21 cept, hold, administer, invest in the name of the United  
22 States, and utilize gifts, bequests, and devises of services  
23 or property,”.

1 **SEC. 402. AMENDMENT TO MEMBERSHIP.**

2 Section 6(a) of the National Commission on Libraries  
3 and Information Science Act (20 U.S.C. 1505(a)) is  
4 amended—

5 (1) in the second sentence, by striking “and at  
6 least one other of whom shall be knowledgeable with  
7 respect to the library and information service and  
8 science needs of the elderly”;

9 (2) by amending the fourth sentence to read as  
10 follows: “A majority of members of the Commission  
11 who have taken office and are serving on the Com-  
12 mission shall constitute a quorum for conduct of  
13 business at official meetings of the Commission”;  
14 and

15 (3) in the fifth sentence, by striking “five years,  
16 except that” and all that follows through the period  
17 and inserting “five years, except that—

18 “(1) a member of the Commission appointed to  
19 fill a vacancy occurring prior to the expiration of the  
20 term for which the member’s predecessor was ap-  
21 pointed, shall be appointed only for the remainder of  
22 such term; and

23 “(2) any member of the Commission may con-  
24 tinue to serve after an expiration of the member’s  
25 term of office until such member’s successor is ap-

1 pointed, has taken office, and is serving on the Com-  
 2 mission.”.

3 **TITLE V—MISCELLANEOUS**  
 4 **PROVISIONS**

5 **SEC. 501. AMENDMENTS TO ARTS AND ARTIFACTS INDEM-**  
 6 **NITY ACT.**

7 Section 5 of the Arts and Artifacts Indemnity Act  
 8 (20 U.S.C. 974) is amended—

9 (1) in subsection (b), by striking  
 10 “\$5,000,000,000” and inserting “\$8,000,000,000”;

11 (2) in subsection (c), by striking  
 12 “\$500,000,000” and inserting “\$750,000,000”; and

13 (3) in subsection (d)—

14 (A) in paragraph (6), by striking “or”  
 15 after the semicolon;

16 (B) by striking paragraph (7) and insert-  
 17 ing the following:

18 “(7) not less than \$400,000,000 but less than  
 19 \$500,000,000, then coverage under this chapter  
 20 shall extend only to loss or damage in excess of the  
 21 first \$400,000 of loss or damage to items covered;  
 22 or

23 “(8) \$500,000,000 or more, then coverage  
 24 under this chapter shall extend only to loss or dam-

1 age in excess of the first \$500,000 of loss or damage  
2 to items covered.”.

3 **SEC. 502. NATIONAL CHILDREN’S MUSEUM.**

4 (a) DESIGNATION.—The Capital Children’s Museum  
5 located at 800 Third Street, NE, Washington, D.C. (or  
6 any successor location), organized under the laws of the  
7 District of Columbia, is designated as the “National Chil-  
8 dren’s Museum”.

9 (b) REFERENCES.—Any reference in a law, map, reg-  
10 ulation, document, paper, or other record of the United  
11 States to the Capital Children’s Museum referred to in  
12 subsection (a) shall be deemed to be a reference to the  
13 National Children’s Museum.

14 **SEC. 503. TECHNICAL CORRECTIONS.**

15 (a) TITLE HEADING.—The title heading for the Mu-  
16 seum and Library Services Act (20 U.S.C. 9101 et seq.)  
17 is amended to read as follows:

18 **“TITLE II—MUSEUM AND**  
19 **LIBRARY SERVICES”.**

20 (b) SUBTITLE A HEADING.—The subtitle heading for  
21 subtitle A of the Museum and Library Services Act (20  
22 U.S.C. 9101 et seq.) is amended to read as follows:

1 **“Subtitle A—General Provisions”.**

2 (c) SUBTITLE B HEADING.—The subtitle heading for  
3 subtitle B of the Museum and Library Services Act (20  
4 U.S.C. 9121 et seq.) is amended to read as follows:

5 **“Subtitle B—Library Services and  
6 Technology”.**

7 (d) SUBTITLE C HEADING.—The subtitle heading for  
8 subtitle C of the Museum and Library Services Act (20  
9 U.S.C. 9171 et seq.) is amended to read as follows:

10 **“Subtitle C—Museum Services”.**

11 (e) CONTRIBUTIONS.—Section 208 of the Museum  
12 and Library Services Act (20 U.S.C. 9106) (as redesign-  
13 nated by section 104 of this Act) is amended by striking  
14 “property of services” and inserting “property or serv-  
15 ices”.

16 (f) STATE PLAN CONTENTS.—Section 224(b)(5) of  
17 the Library Services and Technology Act (20 U.S.C.  
18 9134(b)(5)) is amended by striking “and” at the end.

19 (g) NATIONAL LEADERSHIP GRANTS, CONTRACTS,  
20 OR COOPERATIVE AGREEMENTS.—Section 262(b)(1) of  
21 the Library Services and Technology Act (20 U.S.C.  
22 9162(b)(1)) is amended by striking “cooperative agree-  
23 ments, with,” and inserting “cooperative agreements  
24 with,”.

1 **SEC. 504. CONFORMING AMENDMENT.**

2 Section 170(e)(6)(B)(i)(III) of the Internal Revenue  
3 Code of 1986 (relating to the special rule for contributions  
4 of computer technology and equipment for educational  
5 purposes) is amended by striking “section 213(2)(A) of  
6 the Library Services and Technology Act (20 U.S.C.  
7 9122(2)(A))” and inserting “section 213(1)(A) of the Li-  
8 brary Services and Technology Act (20 U.S.C.  
9 9122(1)(A))”.

10 **SEC. 505. REPEALS.**

11 (a) NATIONAL COMMISSION ON LIBRARIES AND IN-  
12 FORMATION SCIENCE ACT.—Section 5 of the National  
13 Commission on Libraries and Information Science Act (20  
14 U.S.C. 1504) is amended by striking subsections (b) and  
15 (c) and redesignating subsections (d), (e), and (f) as sub-  
16 sections (b), (c), and (d), respectively.

17 (b) MUSEUM AND LIBRARY SERVICES ACT OF  
18 1996.—Sections 704 through 707 of the Museum and Li-  
19 brary Services Act of 1996 (20 U.S.C. 9102 note, 9103  
20 note, and 9105 note) are repealed.

21 **SEC. 506. EFFECTIVE DATE.**

22 The amendments made by this Act shall take effect  
23 on October 1, 2003.

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