

Calendar No. 385

110TH CONGRESS
1ST SESSION**H. R. 1520**

IN THE SENATE OF THE UNITED STATES

SEPTEMBER 25, 2007

Received; read twice and placed on the calendar

AN ACT

To establish the Champlain Quadricentennial Commemoration Commission, the Hudson-Fulton 400th Commemoration Commission, 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; TABLE OF CONTENTS.**

4 (a) SHORT TITLE.—This Act may be cited as the
5 “Hudson-Fulton-Champlain Quadricentennial Commemo-
6 ration Act of 2007”.

7 (b) TABLE OF CONTENTS.—The table of contents for
8 this Act is as follows:

Sec. 1. Short title; table of contents.

TITLE I—FINDINGS AND PURPOSE

Sec. 101. Findings and purpose.

1 (3) These voyages were two of the most signifi-
2 cant passages in the European exploration and dis-
3 covery of America, and included two of the earliest
4 contacts in the New World between Native Ameri-
5 cans and Europeans.

6 (4) These explorations led to the establishment
7 of Fort Orange, a Dutch (and later English) settle-
8 ment of what is now the capital city of the State of
9 New York, as well as the establishment of French
10 trading posts, military posts, and settlements as far
11 south as Lake George. From these early establish-
12 ments came trade, commerce, cultural, and religious
13 impact deep into the Mohawk Valley and as far west
14 as Lake Erie. These settlements influenced the Na-
15 tion's history, culture, law, commerce, and traditions
16 of liberty that extend to the present day, and that
17 are constantly reflected in the position of the United
18 States as the leader of the nations of the free world.

19 (5) In 1807, Robert Fulton navigated the Hud-
20 son River from the city of New York to Albany in
21 the steamboat CLERMONT, successfully inau-
22 gurating steam navigation on a commercial basis.
23 This event is one of the most important events in
24 the history of navigation. It revolutionized water-
25 borne commerce on the great rivers of the United

1 States, transformed naval warfare, and fostered
2 international relations through transoceanic travel
3 and trade.

4 (6) In 1909, the Congress authorized a Cham-
5 plain Tercentennial Commission and supported its
6 activities. The Congress recognized the 350th anni-
7 versary by establishing a similar commission to co-
8 ordinate Federal participation in the 1959 celebra-
9 tion of Hudson's and Champlain's discoveries.

10 (7) The National Park Service owns and oper-
11 ates significant resources in New York related to the
12 early history of the Nation and the Hudson River
13 Valley.

14 (8) In 2000, Canada's Province of Quebec es-
15 tablished a Quebec 400 Commission with a budget
16 in excess of \$1,000,000, of which commemoration of
17 the 1609 Champlain voyage into the Lake Cham-
18 plain region is a part.

19 (9) In 2002, the State of New York established
20 a Hudson-Fulton-Champlain Commission.

21 (10) In 2003, the State of Vermont established
22 a Lake Champlain Quadricentennial Commission.

23 (b) PURPOSE.—The purpose of this Act is to estab-
24 lish the Champlain Quadricentennial Commemoration

1 Commission and the Hudson-Fulton 400th Commemora-
2 tion Commission, to—

3 (1) ensure a suitable national observance of the
4 Henry Hudson, Robert Fulton, and Samuel de
5 Champlain 2009 commemorations through coopera-
6 tion with and assistance to the programs and activi-
7 ties of New York, Vermont, and the commemorative
8 commissions formed by these States;

9 (2) assist in ensuring that Hudson-Fulton-
10 Champlain 2009 observances provide an excellent
11 visitor experience and beneficial interaction between
12 visitors and the natural and cultural resources of the
13 New York and Vermont sites;

14 (3) assist in ensuring that Hudson-Fulton-
15 Champlain 2009 observances are inclusive and ap-
16 propriately recognize the diverse Hudson River and
17 Lake Champlain Valley communities that developed
18 over four centuries;

19 (4) facilitate international involvement, includ-
20 ing the involvement of the commemorative commis-
21 sion formed by Canada, in the Hudson-Fulton-
22 Champlain 2009 observances;

23 (5) support and facilitate marketing efforts for
24 a commemorative coin, a commemorative stamp, and

1 related activities for the Hudson-Fulton-Champlain
2 2009 observances;

3 (6) assist in the appropriate development of
4 heritage tourism and economic benefits to the
5 United States; and

6 (7) support and facilitate the related efforts of
7 the Lake Champlain Basin Program in the coordina-
8 tion of efforts to commemorate the voyage of Samuel
9 de Champlain.

10 **SEC. 102. COORDINATION.**

11 The two commissions established under this Act shall
12 ensure coordination of their activities to achieve seamless
13 and successful commemorations, and ensure consistency
14 with the plans and programs of the commemorative com-
15 missions established by the States of New York and
16 Vermont.

17 **TITLE II—CHAMPLAIN**
18 **QUADRICENTENNIAL COM-**
19 **MEMORATION COMMISSION**

20 **SEC. 201. DEFINITIONS.**

21 In this title:

22 (1) **COMMEMORATION.**—The term “commemo-
23 ration” means the commemoration of the 400th an-
24 niversary of Samuel de Champlain’s voyage.

1 (2) COMMISSION.—The term “Commission”
2 means the Champlain Quadricentennial Commemo-
3 ration Commission established by section 202(a).

4 (3) LAKE CHAMPLAIN BASIN PROGRAM.—The
5 term “Lake Champlain Basin Program” means the
6 partnership with Federal agencies established by the
7 States of New York and Vermont under section 120
8 of the Federal Water Pollution Control Act (33
9 U.S.C. 1270) to implement the Lake Champlain
10 management plan entitled “Opportunities for Ac-
11 tion”.

12 (4) SECRETARY.—The term “Secretary” means
13 the Secretary of the Interior.

14 (5) STATES.—The term “States”—

15 (A) means the States of New York and
16 Vermont; and

17 (B) includes agencies and other entities of
18 each such State.

19 **SEC. 202. CHAMPLAIN QUADRICENTENNIAL COMMEMORA-**
20 **TION COMMISSION.**

21 (a) IN GENERAL.—The Secretary shall establish a
22 commission to be known as the “Champlain
23 Quadricentennial Commemoration Commission”.

24 (b) MEMBERSHIP.—

1 (1) IN GENERAL.—The Commission shall be
2 composed of 11 members, of whom—

3 (A) 2 members shall be employees of the
4 National Park Service, of whom—

5 (i) one shall be the Director of the
6 National Park Service (or a designee of the
7 Director); and

8 (ii) one shall be an employee of the
9 National Park Service having experience
10 relevant to the commemoration, who shall
11 be appointed by the Secretary;

12 (B) 4 members shall be appointed by the
13 Secretary from among individuals who, on the
14 date of the enactment of this Act, are serving
15 as members of the State of New York’s Hud-
16 son-Fulton-Champlain Quadricentennial Com-
17 mission and are residents of the Champlain
18 Valley;

19 (C) 4 members shall be appointed by the
20 Secretary from among individuals who, on the
21 date of the enactment of this Act, are serving
22 as members of the State of Vermont’s Lake
23 Champlain Quadricentennial Commission and
24 are residents of Vermont; and

1 (D) one member shall be appointed by the
2 Secretary from among individuals who have an
3 interest in, demonstrated their support for, and
4 demonstrated expertise appropriate to, the com-
5 memoration, and are knowledgeable of the
6 Champlain Valley.

7 (2) TERM; VACANCIES.—

8 (A) TERM.—Each member of the Commis-
9 sion shall be appointed for the life of the Com-
10 mission.

11 (B) VACANCIES.—

12 (i) IN GENERAL.—A vacancy on the
13 Commission shall be filled in the same
14 manner in which the original appointment
15 was made.

16 (ii) PARTIAL TERM.—A member ap-
17 pointed to fill a vacancy on the Commis-
18 sion shall serve for the remainder of the
19 term for which the predecessor of the
20 member was appointed.

21 (3) MEETINGS.—

22 (A) IN GENERAL.—The Commission shall
23 meet—

24 (i) at least twice each year; or

1 (ii) at the call of the chairperson or
2 the majority of the members of the Com-
3 mission.

4 (B) INITIAL MEETING.—Not later than 30
5 days after the date on which all members of the
6 Commission have been appointed, the Commis-
7 sion shall hold the initial meeting of the Com-
8 mission.

9 (4) CHAIRPERSON AND VICE CHAIRPERSON.—

10 (A) IN GENERAL.—The Commission shall
11 elect the chairperson and the vice chairperson
12 of the Commission on an annual basis.

13 (B) VICE CHAIRPERSON.—The vice chair-
14 person shall serve as the chairperson in the ab-
15 sence of the chairperson.

16 (5) QUORUM.—A majority of voting members of
17 the Commission shall constitute a quorum, but a
18 lesser number may hold meetings.

19 (6) VOTING.—The Commission shall act only
20 on an affirmative vote of a majority of the voting
21 members of the Commission.

22 (c) DUTIES.—

23 (1) IN GENERAL.—The Commission shall—

24 (A) plan, develop, and execute programs
25 and activities appropriate to commemorate the

1 400th anniversary of the voyage of Samuel de
2 Champlain, the first European to discover and
3 explore Lake Champlain;

4 (B) facilitate Champlain-related activities
5 throughout the United States;

6 (C) coordinate its activities with State
7 commemoration commissions and appropriate
8 Federal Government entities, including the De-
9 partments of Agriculture, Defense, State, and
10 Transportation, the Lake Champlain Basin
11 Program, the National Endowment for the Hu-
12 manities and the National Endowment for the
13 Arts, and the Smithsonian Institution;

14 (D) encourage civic, patriotic, historical,
15 educational, artistic, religious, economic, and
16 other organizations throughout the United
17 States to organize and participate in anniver-
18 sary activities to expand the understanding and
19 appreciation of the significance of the voyage of
20 Samuel de Champlain;

21 (E) provide technical assistance to States,
22 localities, and nonprofit organizations to further
23 the commemoration;

24 (F) coordinate and facilitate for the public
25 scholarly research on, publication about, and in-

1 terpretation of, the voyage of Samuel de Cham-
2 plain;

3 (G) ensure that the Champlain 2009 anni-
4 versary provides a lasting legacy and long-term
5 public benefit by assisting in the development of
6 appropriate programs and facilities;

7 (H) assist in ensuring that the observances
8 of the voyage of Samuel de Champlain are in-
9 clusive and appropriately recognize the experi-
10 ences and heritage of all people present when
11 Samuel de Champlain arrived in the Champlain
12 Valley; and

13 (I) consult and coordinate with the Lake
14 Champlain Basin Program and other relevant
15 organizations in the planning and development
16 of programs and activities for the commemora-
17 tion of the voyage of Samuel de Champlain.

18 (2) STRATEGIC PLAN AND ANNUAL PERFORM-
19 ANCE PLANS.—The Commission shall prepare a
20 strategic plan in accordance with section 306 of title
21 5, United States Code, and annual performance
22 plans in accordance with section 1115 of title 31,
23 United States Code, for the activities of the Com-
24 mission carried out under this Act.

25 (3) REPORTS.—

1 (A) ANNUAL REPORT.—The Commission
2 shall submit to the Congress an annual report
3 that contains a list of each gift, bequest, or de-
4 vise with a value of more than \$250, together
5 with the identity of the donor of each such gift,
6 bequest, or devise.

7 (B) FINAL REPORT.—Not later than Sep-
8 tember 30, 2010, the Commission shall submit
9 to the Secretary a final report that contains—

10 (i) a summary of the activities of the
11 Commission;

12 (ii) a final accounting of funds re-
13 ceived and expended by the Commission;
14 and

15 (iii) the findings and recommenda-
16 tions of the Commission.

17 (d) POWERS OF THE COMMISSION.—

18 (1) IN GENERAL.—The Commission may—

19 (A) solicit, accept, use, and dispose of
20 gifts, bequests, or devises of money or other
21 real or personal property for the purpose of aid-
22 ing or facilitating the work of the Commission;

23 (B) appoint such advisory committees as
24 the Commission determines to be necessary to
25 carry out this Act;

1 (C) authorize any member or employee of
2 the Commission to take any action that the
3 Commission is authorized to take by this Act;

4 (D) subject to the availability of appropria-
5 tions, procure supplies, services, and property,
6 and make or enter into contracts, leases, or
7 other legal agreements, to carry out this Act,
8 except that any contracts, leases, or other legal
9 agreements made or entered into by the Com-
10 mission directly or with administrative assist-
11 ance from the Lake Champlain Basin Program
12 shall not extend beyond the date of the termi-
13 nation of the Commission;

14 (E) use the United States mails in the
15 same manner and under the same conditions as
16 other Federal agencies;

17 (F) subject to approval by the Commission
18 and the availability of appropriations, make
19 grants in amounts not to exceed \$20,000 to
20 communities, nonprofit organizations, and com-
21 memorative commissions formed by the States
22 to develop programs to assist in the commemo-
23 ration;

24 (G) subject to the availability of appropria-
25 tions, make grants in amounts not to exceed

1 \$20,000 to research and scholarly organizations
2 to research, publish, or distribute information
3 relating to the early history of the voyage of
4 Champlain; and

5 (H) provide technical assistance to the
6 States, localities, and nonprofit organizations to
7 develop programs and facilities to further the
8 commemoration.

9 (2) COORDINATION AND CONSULTATION WITH
10 LAKE CHAMPLAIN BASIN PROGRAM.—The Commis-
11 sion shall coordinate and consult with the Lake
12 Champlain Basin Program in providing grants and
13 technical assistance under subparagraphs (F), (G),
14 and (H) of paragraph (1) for the conduct of activi-
15 ties relating to the commemoration of the voyage of
16 Samuel de Champlain.

17 (e) COMMISSION PERSONNEL MATTERS.—

18 (1) COMPENSATION OF MEMBERS OF THE COM-
19 MISSION.—

20 (A) IN GENERAL.—Except as provided in
21 subparagraph (B), a member of the Commis-
22 sion shall serve without compensation.

23 (B) FEDERAL EMPLOYEES.—A member of
24 the Commission who is an officer or employee
25 of the Federal Government shall serve without

1 compensation in addition to the compensation
2 received for the services of the member as an
3 officer or employee of the Federal Government.

4 (C) TRAVEL EXPENSES.—A member of the
5 Commission shall be allowed travel expenses, in-
6 cluding per diem in lieu of subsistence, at rates
7 authorized for an employee of an agency under
8 subchapter I of chapter 57 of title 5, United
9 States Code, while away from the home or reg-
10 ular place of business of the member in the per-
11 formance of the duties of the Commission.

12 (2) STAFF.—

13 (A) IN GENERAL.—The chairperson of the
14 Commission may, without regard to the civil
15 service laws (including regulations), appoint
16 and terminate an executive director and such
17 other additional personnel as are necessary to
18 enable the Commission to perform the duties of
19 the Commission.

20 (B) CONFIRMATION OF EXECUTIVE DIREC-
21 TOR.—The employment of an executive director
22 shall be subject to confirmation by the Commis-
23 sion.

24 (3) COMPENSATION.—

1 (A) IN GENERAL.—Except as provided in
2 subparagraph (B), the chairperson of the Com-
3 mission may fix the compensation of the execu-
4 tive director and other personnel without regard
5 to the provisions of chapter 51 and subchapter
6 III of chapter 53 of title 5, United States Code,
7 relating to classification of positions and Gen-
8 eral Schedule pay rates.

9 (B) MAXIMUM RATE OF PAY.—The rate of
10 pay for the executive director and other per-
11 sonnel shall not exceed the rate payable for
12 level V of the Executive Schedule under section
13 5316 of title 5, United States Code.

14 (4) DETAIL OF GOVERNMENT AND LAKE CHAM-
15 PLAIN BASIN PROGRAM EMPLOYEES.—

16 (A) FEDERAL EMPLOYEES.—

17 (i) IN GENERAL.—At the request of
18 the Commission, the head of any Federal
19 agency may detail, on a reimbursable or
20 nonreimbursable basis, any of the per-
21 sonnel of the agency to the Commission to
22 assist the Commission in carrying out the
23 duties of the Commission under this Act.

24 (ii) CIVIL SERVICE STATUS.—The de-
25 tail of an employee under clause (i) shall

1 be without interruption or loss of civil serv-
2 ice status or privilege.

3 (B) STATE EMPLOYEES.—The Commission
4 may—

5 (i) accept the services of personnel de-
6 tailed from States (including subdivisions
7 of States); and

8 (ii) reimburse States for services of
9 detailed personnel.

10 (C) LAKE CHAMPLAIN BASIN PROGRAM
11 EMPLOYEES.—The Commission may—

12 (i) accept the services of personnel
13 from the Lake Champlain Basin Program;
14 and

15 (ii) reimburse the Lake Champlain
16 Basin Program for services of detailed per-
17 sonnel.

18 (5) VOLUNTEER AND UNCOMPENSATED SERV-
19 ICES.—Notwithstanding section 1342 of title 31,
20 United States Code, the Commission may accept and
21 use voluntary and uncompensated services as the
22 Commission determines necessary.

23 (6) SUPPORT SERVICES.—The Director of the
24 National Park Service shall provide to the Commis-

1 sion, on a reimbursable basis, such administrative
2 support services as the Commission may request.

3 (f) **PROCUREMENT OF TEMPORARY AND INTERMIT-**
4 **TENT SERVICES.**—Subject to the availability of appropria-
5 tions, the chairperson of the Commission may procure
6 temporary and intermittent services in accordance with
7 section 3109(b) of title 5, United States Code, at rates
8 for individuals that do not exceed the daily equivalent of
9 the annual rate of basic pay prescribed for level V of the
10 Executive Schedule under section 5316 of that title.

11 (g) **FACA NONAPPLICABILITY.**—Section 14(b) of the
12 Federal Advisory Committee Act (5 U.S.C. App.) shall not
13 apply to the Commission.

14 (h) **NO EFFECT ON AUTHORITY.**—Nothing in this
15 section supersedes the authority of the States or the Na-
16 tional Park Service concerning the commemoration.

17 (i) **TERMINATION.**—The Commission shall terminate
18 on December 31, 2010, and shall transfer all documents
19 and materials of the Commission to the National Archives
20 or other appropriate Federal entity.

21 **SEC. 203. AUDIT OF COMMISSION.**

22 The Inspector General of the Department of the Inte-
23 rior shall perform an annual audit of the Commission,
24 shall make the results of the audit available to the public,

1 and shall transmit such results to the Committee on Gov-
2 ernment Reform of the House of Representatives.

3 **SEC. 204. AUTHORIZATION OF APPROPRIATIONS.**

4 There is authorized to be appropriated \$500,000 for
5 each of fiscal years 2007 through 2011 to carry out this
6 title, of which—

7 (1) 45 percent shall be for New York activities
8 relating to the Samuel de Champlain commemora-
9 tion;

10 (2) 45 percent shall be for Vermont activities
11 relating to the Samuel de Champlain commemora-
12 tion; and

13 (3) 10 percent shall be for distribution by the
14 Commission in accordance with this Act for activities
15 relating to the commemoration.

16 **TITLE III—HUDSON-FULTON**
17 **400TH COMMEMORATION**
18 **COMMISSION**

19 **SEC. 301. DEFINITIONS.**

20 In this title:

21 (1) **COMMEMORATION.**—The term “commemo-
22 ration” means the commemoration of—

23 (A) the 200th anniversary of Robert Ful-
24 ton’s voyage in the CLERMONT; and

1 (B) the 400th anniversary of Henry Hud-
2 son's voyage in the HALF MOON.

3 (2) COMMISSION.—The term “Commission”
4 means the Hudson-Fulton 400th Commemoration
5 Commission established by section 302(a).

6 (3) GOVERNOR.—The term “Governor” means
7 the Governor of the State of New York.

8 (4) SECRETARY.—The term “Secretary” means
9 the Secretary of the Interior.

10 (5) STATE.—The term “State”—

11 (A) means the State of New York; and

12 (B) includes agencies and entities of each
13 such State.

14 **SEC. 302. HUDSON-FULTON 400TH COMMEMORATION COM-**
15 **MISSION.**

16 (a) IN GENERAL.—The Secretary shall establish a
17 commission to be known as the “Hudson-Fulton 400th
18 Commemoration Commission”.

19 (b) MEMBERSHIP.—

20 (1) IN GENERAL.—The Commission shall be
21 composed of 16 members, of whom—

22 (A) 1 member shall be appointed by the
23 Secretary, after consideration of the rec-
24 ommendation of the Governor;

1 (B) 6 members shall be appointed by the
2 Secretary, after consideration of the rec-
3 ommendations from the Members of the House
4 of Representatives whose districts encompass
5 the Hudson River Valley;

6 (C) 2 members shall be appointed by the
7 Secretary, after consideration of the rec-
8 ommendations from the Members of the Senate
9 from New York;

10 (D) 2 members shall be employees of the
11 National Park Service, of whom—

12 (i) one shall be the Director of the
13 National Park Service (or a designee of the
14 Director); and

15 (ii) one shall be an employee of the
16 National Park Service having experience
17 relevant to the commemoration, who shall
18 be appointed by the Secretary;

19 (E) 2 members shall be appointed by the
20 Secretary from among individuals who have an
21 interest in, demonstrated their support for, and
22 demonstrated expertise appropriate to, the com-
23 memoration, of whom—

1 (i) one shall be knowledgeable of the
2 Hudson River Valley National Heritage
3 Area; and

4 (ii) one shall be knowledgeable of New
5 York City as it relates to the commemora-
6 tion;

7 (F) one member shall be the chairperson of
8 any commemorative commission formed by New
9 York, or the designee of the chairperson; and

10 (G) two members shall be appointed by the
11 Secretary, after consideration of the rec-
12 ommendation of the mayor of the City of New
13 York and after consultation with Members of
14 the House of Representatives whose districts
15 encompass the City of New York.

16 (2) TERM; VACANCIES.—

17 (A) TERM.—Each member of the Commis-
18 sion shall be appointed for the life of the Com-
19 mission.

20 (B) VACANCIES.—

21 (i) IN GENERAL.—A vacancy on the
22 Commission shall be filled in the same
23 manner in which the original appointment
24 was made.

1 (ii) PARTIAL TERM.—A member ap-
2 pointed to fill a vacancy on the Commis-
3 sion shall serve for the remainder of the
4 term for which the predecessor of the
5 member was appointed.

6 (3) MEETINGS.—

7 (A) IN GENERAL.—The Commission shall
8 meet—

9 (i) at least twice each year; or

10 (ii) at the call of the chairperson or
11 the majority of the members of the Com-
12 mission.

13 (B) INITIAL MEETING.—Not later than 30
14 days after the date on which all members of the
15 Commission have been appointed, the Commis-
16 sion shall hold the initial meeting of the Com-
17 mission.

18 (4) CHAIRPERSON AND VICE CHAIRPERSON.—

19 (A) IN GENERAL.—The Commission shall
20 elect the chairperson and the vice chairperson
21 of the Commission on an annual basis.

22 (B) VICE CHAIRPERSON.—The vice chair-
23 person shall serve as the chairperson in the ab-
24 sence of the chairperson.

1 (5) QUORUM.—A majority of voting members
2 shall constitute a quorum, but a lesser number may
3 hold meetings.

4 (6) VOTING.—

5 (A) IN GENERAL.—The Commission shall
6 act only on an affirmative vote of a majority of
7 the voting members of the Commission.

8 (B) NONVOTING MEMBER.—The individual
9 appointed under subparagraph (D)(ii) of para-
10 graph (1) shall be a nonvoting member, and
11 shall serve only in an advisory capacity.

12 (c) DUTIES.—

13 (1) IN GENERAL.—The Commission shall—

14 (A) plan, develop, and execute programs
15 and activities appropriate to commemorate the
16 400th anniversary of the voyage of Henry Hud-
17 son, the first European to sail up the Hudson
18 River, and the 200th anniversary of the voyage
19 of Robert Fulton, the first person to use steam
20 navigation on a commercial basis;

21 (B) facilitate Hudson-Fulton-related activi-
22 ties throughout the United States;

23 (C) coordinate its activities with the State
24 commemoration commission and appropriate
25 Federal Government agencies, including the De-

1 partments of Agriculture, Defense, State, and
2 Transportation, the National Park Service with
3 respect to the Hudson River Valley National
4 Heritage Area, and the American Heritage Riv-
5 ers Initiative Interagency Committee estab-
6 lished by Executive Order 13061, dated Sep-
7 tember 11, 1997, the National Endowment for
8 the Humanities and the National Endowment
9 for the Arts, and the Smithsonian Institution;

10 (D) encourage civic, patriotic, historical,
11 educational, artistic, religious, economic, and
12 other organizations throughout the United
13 States to organize and participate in anniver-
14 sary activities to expand the understanding and
15 appreciation of the significance of the voyages
16 of Henry Hudson and Robert Fulton;

17 (E) provide technical assistance to States,
18 localities, and nonprofit organizations to further
19 the commemoration;

20 (F) coordinate and facilitate for the public
21 scholarly research on, publication about, and in-
22 terpretation of, the voyages of Henry Hudson
23 and Robert Fulton;

24 (G) ensure that the Hudson-Fulton 2009
25 commemorations provide a lasting legacy and

1 long-term public benefit by assisting in the de-
2 velopment of appropriate programs and facili-
3 ties; and

4 (H) assist in ensuring that the observances
5 of the voyage of Henry Hudson are inclusive
6 and appropriately recognize the experiences and
7 heritage of all people present when Henry Hud-
8 son sailed the Hudson River.

9 (2) STRATEGIC PLAN AND ANNUAL PERFORM-
10 ANCE PLANS.—The Commission shall prepare a
11 strategic plan in accordance with section 306 of title
12 5, United States Code, and annual performance
13 plans in accordance with section 1115 of title 31,
14 United States Code, for the activities of the Com-
15 mission carried out under this Act.

16 (3) REPORTS.—

17 (A) ANNUAL REPORT.—The Commission
18 shall submit to the Congress an annual report
19 that contains a list of each gift, bequest, or de-
20 vise with a value of more than \$250, together
21 with the identity of the donor of each such gift,
22 bequest, or devise.

23 (B) FINAL REPORT.—Not later than Sep-
24 tember 30, 2010, the Commission shall submit
25 to the Secretary a final report that contains—

1 (i) a summary of the activities of the
2 Commission;

3 (ii) a final accounting of funds re-
4 ceived and expended by the Commission;
5 and

6 (iii) the findings and recommenda-
7 tions of the Commission.

8 (d) POWERS OF THE COMMISSION.—

9 (1) IN GENERAL.—The Commission may—

10 (A) solicit, accept, use, and dispose of
11 gifts, bequests, or devises of money or other
12 real or personal property for the purpose of aid-
13 ing or facilitating the work of the Commission;

14 (B) appoint such advisory committees as
15 the Commission determines to be necessary to
16 carry out this Act;

17 (C) authorize any member or employee of
18 the Commission to take any action that the
19 Commission is authorized to take by this Act;

20 (D) subject to the availability of appropria-
21 tions, procure supplies, services, and property,
22 and make or enter into contracts, leases, or
23 other legal agreements, to carry out this Act ex-
24 cept that any contracts, leases, or other legal
25 agreements made or entered into by the Com-

1 mission shall not extend beyond the date of the
2 termination of the Commission;

3 (E) use the United States mails in the
4 same manner and under the same conditions as
5 other Federal agencies;

6 (F) subject to approval by the Commission
7 and the availability of appropriations, make
8 grants in amounts not to exceed \$20,000 to
9 communities, nonprofit organizations, and com-
10 memorative commissions formed by the State to
11 develop programs to assist in the commemora-
12 tion;

13 (G) subject to the availability of appropria-
14 tions, make grants in amounts not to exceed
15 \$20,000 to research and scholarly organizations
16 to research, publish, or distribute information
17 relating to the early history of the voyages of
18 Hudson and Fulton; and

19 (H) provide technical assistance to the
20 State, localities, and nonprofit organizations to
21 develop programs and facilities to further the
22 commemoration.

23 (e) COMMISSION PERSONNEL MATTERS.—

24 (1) COMPENSATION OF MEMBERS OF THE COM-
25 MISSION.—

1 (A) IN GENERAL.—Except as provided in
2 subparagraph (B), a member of the Commis-
3 sion shall serve without compensation.

4 (B) FEDERAL EMPLOYEES.—A member of
5 the Commission who is an officer or employee
6 of the Federal Government shall serve without
7 compensation in addition to the compensation
8 received for the services of the member as an
9 officer or employee of the Federal Government.

10 (C) TRAVEL EXPENSES.—A member of the
11 Commission shall be allowed travel expenses, in-
12 cluding per diem in lieu of subsistence, at rates
13 authorized for an employee of an agency under
14 subchapter I of chapter 57 of title 5, United
15 States Code, while away from the home or reg-
16 ular place of business of the member in the per-
17 formance of the duties of the Commission.

18 (2) STAFF.—

19 (A) IN GENERAL.—The chairperson of the
20 Commission may, without regard to the civil
21 service laws (including regulations), appoint
22 and terminate an executive director and such
23 other additional personnel as are necessary to
24 enable the Commission to perform the duties of
25 the Commission.

1 (B) CONFIRMATION OF EXECUTIVE DIREC-
2 TOR.—The employment of an executive director
3 shall be subject to confirmation by the Commis-
4 sion.

5 (3) COMPENSATION.—

6 (A) IN GENERAL.—Except as provided in
7 subparagraph (B), the chairperson of the Com-
8 mission may fix the compensation of the execu-
9 tive director and other personnel without regard
10 to the provisions of chapter 51 and subchapter
11 III of chapter 53 of title 5, United States Code,
12 relating to classification of positions and Gen-
13 eral Schedule pay rates.

14 (B) MAXIMUM RATE OF PAY.—The rate of
15 pay for the executive director and other per-
16 sonnel shall not exceed the rate payable for
17 level V of the Executive Schedule under section
18 5316 of title 5, United States Code.

19 (4) DETAIL OF GOVERNMENT EMPLOYEES.—

20 (A) FEDERAL EMPLOYEES.—

21 (i) IN GENERAL.—At the request of
22 the Commission, the head of any Federal
23 agency may detail, on a reimbursable or
24 nonreimbursable basis, any of the per-
25 sonnel of the agency to the Commission to

1 assist the Commission in carrying out the
2 duties of the Commission under this Act.

3 (ii) CIVIL SERVICE STATUS.—The de-
4 tail of an employee under clause (i) shall
5 be without interruption or loss of civil serv-
6 ice status or privilege.

7 (B) STATE EMPLOYEES.—The Commission
8 may—

9 (i) accept the services of personnel de-
10 tailed from the State (including subdivi-
11 sions of the State); and

12 (ii) reimburse the State for services of
13 detailed personnel.

14 (5) VOLUNTEER AND UNCOMPENSATED SERV-
15 ICES.—Notwithstanding section 1342 of title 31,
16 United States Code, the Commission may accept and
17 use voluntary and uncompensated services as the
18 Commission determines necessary.

19 (6) SUPPORT SERVICES.—The Director of the
20 National Park Service shall provide to the Commis-
21 sion, on a reimbursable basis, such administrative
22 support services as the Commission may request.

23 (f) PROCUREMENT OF TEMPORARY AND INTERMIT-
24 TENT SERVICES.—Subject to the availability of appropria-
25 tions, the chairperson of the Commission may procure

1 temporary and intermittent services in accordance with
2 section 3109(b) of title 5, United States Code, at rates
3 for individuals that do not exceed the daily equivalent of
4 the annual rate of basic pay prescribed for level V of the
5 Executive Schedule under section 5316 of that title.

6 (g) FACA NONAPPLICABILITY.—Section 14(b) of the
7 Federal Advisory Committee Act (5 U.S.C. App.) shall not
8 apply to the Commission.

9 (h) NO EFFECT ON AUTHORITY.—Nothing in this
10 section supersedes the authority of the States or the Na-
11 tional Park Service concerning the commemoration.

12 (i) TERMINATION.—The Commission shall terminate
13 on December 31, 2010, and shall transfer all documents
14 and materials of the Commission to the National Archives
15 or other appropriate Federal entity.

16 **SEC. 303. AUDIT OF COMMISSION.**

17 The Inspector General of the Department of the Inte-
18 rior shall perform an annual audit of the Commission,
19 shall make the results of the audit available to the public,
20 and shall transmit such results to the Committee on Gov-
21 ernment Reform of the House of Representatives.

22 **SEC. 304. AUTHORIZATION OF APPROPRIATIONS.**

23 There is authorized to be appropriated \$500,000 for
24 each of fiscal years 2007 through 2011 to carry out this
25 title, of which—

Calendar No. 385

110TH CONGRESS
1ST Session

H. R. 1520

AN ACT

To establish the Champlain Quadricentennial Commemoration Commission, the Hudson-Fulton 400th Commemoration Commission, and for other purposes.

SEPTEMBER 25, 2007

Received; read twice and placed on the calendar