

Calendar No. 395113TH CONGRESS
2^D SESSION**S. 995****[Report No. 113–169]**

To authorize the National Desert Storm Memorial Association to establish the National Desert Storm and Desert Shield Memorial as a commemorative work in the District of Columbia, and for other purposes.

IN THE SENATE OF THE UNITED STATES

MAY 21, 2013

Mr. BOOZMAN (for himself and Mr. DONNELLY) introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

MAY 22, 2014

Reported by Ms. LANDRIEU, without amendment

A BILL

To authorize the National Desert Storm Memorial Association to establish the National Desert Storm and Desert Shield Memorial as a commemorative work in the District of Columbia, 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,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “National Desert Storm
3 and Desert Shield War Memorial Act”.

4 **SEC. 2. DEFINITIONS.**

5 In this Act:

6 (1) ASSOCIATION.—The term “Association”
7 means the National Desert Storm Memorial Associa-
8 tion, a corporation that is—

9 (A) organized under the laws of the State
10 of Arkansas; and

11 (B)(i) described in section 501(c)(3) of the
12 Internal Revenue Code of 1986; and

13 (ii) exempt from taxation under 501(a) of
14 that Code.

15 (2) MEMORIAL.—The term “memorial” means
16 the National Desert Storm and Desert Shield Memo-
17 rial authorized to be established under section 3.

18 **SEC. 3. NATIONAL DESERT STORM AND DESERT SHIELD**
19 **MEMORIAL.**

20 (a) AUTHORIZATION TO ESTABLISH COMMEMORA-
21 TIVE WORK.—The Association may establish the National
22 Desert Storm and Desert Shield Memorial as a commemo-
23 rative work, on Federal land in the District of Columbia
24 to commemorate and honor the members of the Armed
25 Forces that served on active duty in support of Operation
26 Desert Storm or Operation Desert Shield.

1 (b) COMPLIANCE WITH STANDARDS FOR COMMEMO-
2 RATIVE WORKS ACT.—The establishment of the memorial
3 under this section shall be in accordance with chapter 89
4 of title 40, United States Code (commonly known as the
5 “Commemorative Works Act”).

6 (c) USE OF FEDERAL FUNDS PROHIBITED.—

7 (1) IN GENERAL.—Federal funds may not be
8 used to pay any expense of the establishment of the
9 memorial under this section.

10 (2) RESPONSIBILITY OF ASSOCIATION.—The
11 Association shall be solely responsible for acceptance
12 of contributions for, and payment of the expenses of,
13 the establishment of the memorial.

14 (d) DEPOSIT OF EXCESS FUNDS.—If, on payment of
15 all expenses for the establishment of the memorial (includ-
16 ing the maintenance and preservation amount required by
17 section 8906(b)(1) of title 40, United States Code), or on
18 expiration of the authority for the memorial under section
19 8903(e) of title 40, United States Code, there remains a
20 balance of funds received for the establishment of the me-
21 morial, the Association shall transmit the amount of the
22 balance to the Secretary of the Interior for deposit in the
23 account provided for in section 8906(b)(3) of title 40,
24 United States Code.

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