

105TH CONGRESS
2D SESSION

S. 2297

To provide for the distribution of certain publications in units of the National Park System under a sales agreement between the Secretary of the Interior and a private contractor.

IN THE SENATE OF THE UNITED STATES

JULY 14, 1998

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

A BILL

To provide for the distribution of certain publications in units of the National Park System under a sales agreement between the Secretary of the Interior and a private contractor.

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. DISTRIBUTION OF COMMERCIAL INFORMA-**
4 **TIONAL PUBLICATIONS IN THE NATIONAL**
5 **PARK SYSTEM.**

6 (a) DEFINITIONS.—

7 (1) COMMERCIAL INFORMATIONAL PUBLICA-
8 TION.—

1 (A) IN GENERAL.—In this section, the
2 term “commercial informational publication”
3 means a guide, directory, periodical, or other
4 publication that—

5 (i) is produced by a private person
6 and is intended by the person to be distrib-
7 uted to visitors to a unit of the National
8 Park System;

9 (ii) consists primarily of information
10 regarding any unit or units of the National
11 Park System; and

12 (iii) contains advertising.

13 (B) EXCLUSION.—The term “commercial
14 information publication” does not include a
15 publication that is produced and distributed by
16 a cooperating association or other friends-of-
17 the-park group recognized by the Secretary.

18 (2) SECRETARY.—The term “Secretary” means
19 the Secretary of the Interior, acting through the Di-
20 rector of the National Park Service.

21 (b) PROHIBITION.—It shall be unlawful for any per-
22 son to distribute a commercial informational publication
23 in a unit of the National Park System except in accord-
24 ance with a sales agreement under subsection (c).

25 (c) SALES AGREEMENTS.—

1 (1) IN GENERAL.—The Secretary shall enter
2 into 1 sales agreement with a private person under
3 which the private person shall be authorized to dis-
4 tribute commercial informational publications in all
5 of the units of the National Park System.

6 (2) PROVISIONS.—A sales agreement shall pro-
7 vide for—

8 (A) participation by the Secretary, in co-
9 operation with the contractor, in the prepara-
10 tion of editorial content and the distribution of
11 commercial informational publications; and

12 (B) payment by the contractor of a portion
13 of the advertising revenue and publication sales
14 revenue.

15 (3) QUALIFICATION.—A contractor selected for
16 a sales agreement shall be a person that dem-
17 onstrates experience in providing service to the
18 United States Government, experience in United
19 States Government-related publications, and success
20 in generating advertising revenue to be shared with
21 the National Park Service.

22 (d) USE OF PROCEEDS.—Amounts paid by a contrac-
23 tor under subsection (c)(2)(B) shall be deposited in a sep-
24 arate account in the Treasury of the United States and
25 shall be available to the Secretary, without further Act of

- 1 appropriation, for use in the unit of the National Park
- 2 System in which the proceeds were generated.

