

106TH CONGRESS
2D SESSION

S. 2885

To establish the Jamestown 400th Commemoration Commission, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JULY 18, 2000

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

A BILL

To establish the Jamestown 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.**

4 This Act may be cited as the “Jamestown 400th
5 Commemoration Commission Act of 2000”.

6 **SEC. 2. FINDINGS AND PURPOSE.**

7 (a) FINDINGS.—Congress finds that—

8 (1) the founding of the colony at Jamestown,
9 Virginia in 1607, the first permanent English colony
10 in the New World, and the capital of Virginia for 92

1 years, has major significance in the history of the
2 United States;

3 (2) the settlement brought people from
4 throughout the Atlantic Basin together to form a
5 multicultural society, including English, other Euro-
6 peans, Native Americans, and Africans;

7 (3) the economic, political, religious, and social
8 institutions that developed during the first 9 decades
9 of the existence of Jamestown continue to have pro-
10 found effects on the United States, particularly in
11 English common law and language, cross cultural re-
12 lationships, and economic structure and status;

13 (4) the National Park Service, the Association
14 for the Preservation of Virginia Antiquities, and the
15 Jamestown-Yorktown Foundation of the Common-
16 wealth of Virginia collectively own and operate sig-
17 nificant resources related to the early history of
18 Jamestown; and

19 (5) in 1996—

20 (A) the Commonwealth of Virginia des-
21 ignated the Jamestown-Yorktown Foundation
22 as the State agency responsible for planning
23 and implementing the Commonwealth's portion
24 of the commemoration of the 400th anniversary
25 of the founding of the Jamestown settlement;

1 (B) the Foundation created the Celebra-
2 tion 2007 Steering Committee, known as the
3 Jamestown 2007 Steering Committee; and

4 (C) planning for the commemoration
5 began.

6 (b) PURPOSE.—The purpose of this Act is to estab-
7 lish the Jamestown 400th Commemoration Commission
8 to—

9 (1) ensure a suitable national observance of the
10 Jamestown 2007 anniversary by complementing the
11 programs and activities of the State of Virginia;

12 (2) cooperate with and assist the programs and
13 activities of the State in observance of the James-
14 town 2007 anniversary;

15 (3) assist in ensuring that Jamestown 2007 ob-
16 servances provide an excellent visitor experience and
17 beneficial interaction between visitors and the nat-
18 ural and cultural resources of the Jamestown sites;

19 (4) assist in ensuring that the Jamestown 2007
20 observances are inclusive and appropriately recognize
21 the experiences of all people present in 17th century
22 Jamestown;

23 (5) provide assistance to the development of
24 Jamestown-related programs and activities;

1 (6) facilitate international involvement in the
2 Jamestown 2007 observances;

3 (7) support and facilitate marketing efforts for
4 a commemorative coin, stamp, and related activities
5 for the Jamestown 2007 observances; and

6 (8) assist in the appropriate development of
7 heritage tourism and economic benefits to the
8 United States.

9 **SEC. 3. DEFINITIONS.**

10 In this Act:

11 (1) **COMMEMORATION.**—The term “commemo-
12 ration” means the commemoration of the 400th an-
13 niversary of the founding of the Jamestown settle-
14 ment.

15 (2) **COMMISSION.**—The term “Commission”
16 means the Jamestown 400th Commemoration Com-
17 mission established by section 4(a).

18 (3) **GOVERNOR.**—The term “Governor” means
19 the Governor of the State.

20 (4) **SECRETARY.**—The term “Secretary” means
21 the Secretary of the Interior.

22 (5) **STATE.**—

23 (A) **IN GENERAL.**—The term “State”
24 means the State of Virginia.

1 (B) INCLUSIONS.—The term “State” in-
 2 cludes agencies and entities of the State.

3 **SEC. 4. JAMESTOWN 400TH COMMEMORATION COMMIS-**
 4 **SION.**

5 (a) IN GENERAL.—There is established a commission
 6 to be known as the “Jamestown 400th Commemoration
 7 Commission”.

8 (b) MEMBERSHIP.—

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

11 (A) 4 members shall be appointed by the
 12 Secretary, taking into consideration the rec-
 13 ommendations of the Chairperson of the James-
 14 town 2007 Steering Committee;

15 (B) 4 members shall be appointed by the
 16 Secretary, taking into consideration the rec-
 17 ommendations of the Governor;

18 (C) 2 members shall be employees of the
 19 National Park Service, of which—

20 (i) 1 shall be the Director of the Na-
 21 tional Park Service (or a designee); and

22 (ii) 1 shall be an employee of the Na-
 23 tional Park Service having experience rel-
 24 evant to the commemoration, to be ap-
 25 pointed by the Secretary; and

1 (D) 5 members shall be individuals that
2 have an interest in, support for, and expertise
3 appropriate to, the commemoration, to be ap-
4 pointed by the Secretary.

5 (2) TERM; VACANCIES.—

6 (A) TERM.—A member of the Commission
7 shall be appointed for the life of the Commis-
8 sion.

9 (B) VACANCIES.—

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

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

19 (3) MEETINGS.—

20 (A) IN GENERAL.—The Commission shall
21 meet—

22 (i) at least twice each year; or

23 (ii) at the call of the Chairperson or
24 the majority of the members of the Com-
25 mission.

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

6 (4) VOTING.—

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

10 (B) QUORUM.—A majority of the Commis-
 11 sion shall constitute a quorum.

12 (5) CHAIRPERSON.—The Secretary shall ap-
 13 point a Chairperson of the Commission, taking into
 14 consideration any recommendations of the Governor.

15 (c) DUTIES.—

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

17 (A) plan, develop, and execute programs
 18 and activities appropriate to commemorate the
 19 400th anniversary of the founding of James-
 20 town;

21 (B) generally facilitate Jamestown-related
 22 activities throughout the United States;

23 (C) encourage civic, patriotic, historical,
 24 educational, religious, economic, and other or-
 25 ganizations throughout the United States to or-

1 ganize and participate in anniversary activities
2 to expand the understanding and appreciation
3 of the significance of the founding and early
4 history of Jamestown;

5 (D) coordinate and facilitate for the public
6 scholarly research on, publication about, and in-
7 terpretation of, Jamestown; and

8 (E) ensure that the 400th anniversary of
9 Jamestown provides a lasting legacy and long-
10 term public benefit by assisting in the develop-
11 ment of appropriate programs and facilities.

12 (2) PLANS; REPORTS.—

13 (A) STRATEGIC PLAN; ANNUAL PERFORM-
14 ANCE PLANS.—In accordance with the Govern-
15 ment Performance and Results Act of 1993
16 (Public Law 103–62; 107 Stat. 285), the Com-
17 mission shall prepare a strategic plan and an-
18 nual performance plans for the activities of the
19 Commission carried out under this Act.

20 (B) FINAL REPORT.—Not later than Sep-
21 tember 30, 2008, the Commission shall com-
22 plete a final report that contains—

23 (i) a summary of the activities of the
24 Commission;

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

4 (iii) the findings and recommenda-
5 tions of the Commission.

6 (d) POWERS OF THE COMMISSION.—The Commission
7 may—

8 (1) accept donations and make dispersions of
9 money, personal services, and real and personal
10 property related to Jamestown and of the signifi-
11 cance of Jamestown in the history of the United
12 States;

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

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

19 (4) procure supplies, services, and property, and
20 make or enter into contracts, leases or other legal
21 agreements, to carry out this Act (except that any
22 contracts, leases or other legal agreements made or
23 entered into by the Commission shall not extend be-
24 yond the date of termination of the Commission);

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

4 (6) subject to approval by the Commission,
5 make grants in amounts not to exceed \$10,000 to
6 communities and nonprofit organizations to develop
7 programs to assist in the commemoration;

8 (7) make grants to research and scholarly orga-
9 nizations to research, publish, or distribute informa-
10 tion relating to the early history of Jamestown; and

11 (8) provide technical assistance to States, local-
12 ities, and nonprofit organizations to further the com-
13 memoration.

14 (e) COMMISSION PERSONNEL MATTERS.—

15 (1) COMPENSATION OF MEMBERS OF THE COM-
16 MISSION.—

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

20 (B) FEDERAL EMPLOYEES.—A member of
21 the Commission who is an officer or employee
22 of the Federal Government shall serve without
23 compensation in addition to the compensation
24 received for the services of the member as an
25 officer or employee of the Federal Government.

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

9 (2) STAFF.—

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

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

21 (3) COMPENSATION.—

22 (A) IN GENERAL.—Except as provided in
23 subparagraph (B), the Chairperson of the Com-
24 mission may fix the compensation of the execu-
25 tive director and other personnel without regard

1 to the provisions of chapter 51 and subchapter
2 III of chapter 53 of title 5, United States Code,
3 relating to classification of positions and Gen-
4 eral Schedule pay rates.

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

10 (4) DETAIL OF GOVERNMENT EMPLOYEES.—

11 (A) FEDERAL EMPLOYEES.—

12 (i) IN GENERAL.—On the request of
13 the Commission, the head of any Federal
14 agency may detail, on a reimbursable or
15 non-reimbursable basis, any of the per-
16 sonnel of the agency to the Commission to
17 assist the Commission in carrying out the
18 duties of the Commission under this Act.

19 (ii) CIVIL SERVICE STATUS.—The de-
20 tail of an employee under clause (i) shall
21 be without interruption or loss of civil serv-
22 ice status or privilege.

23 (B) STATE EMPLOYEES.—The Commission
24 may—

1 (i) accept the services of personnel de-
2 tailed from States (including subdivisions
3 of States); and

4 (ii) reimburse States for services of
5 detailed personnel.

6 (5) VOLUNTEER AND UNCOMPENSATED SERV-
7 ICES.—Notwithstanding section 1342 of title 31,
8 United States Code, the Commission may accept and
9 use voluntary and uncompensated services as the
10 Commission determines necessary.

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

15 (f) PROCUREMENT OF TEMPORARY AND INTERMIT-
16 TENT SERVICES.—The Chairperson of the Commission
17 may procure temporary and intermittent services in ac-
18 cordance with section 3109(b) of title 5, United States
19 Code, at rates for individuals that do not exceed the daily
20 equivalent of the annual rate of basic pay prescribed for
21 level V of the Executive Schedule under section 5316 of
22 that title.

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

1 (h) NO EFFECT ON AUTHORITY.—Nothing in this
2 section supersedes the authority of the State, the National
3 Park Service, or the Association for the Preservation of
4 Virginia Antiquities, concerning the commemoration.

5 (i) TERMINATION.—The Commission shall terminate
6 on December 31, 2008.

7 **SEC. 5. AUTHORIZATION OF APPROPRIATIONS.**

8 There are authorized to be appropriated such sums
9 as are necessary to carry out this Act.

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