

108TH CONGRESS
1ST SESSION

S. 976

To provide for the issuance of a coin to commemorate the 400th anniversary of the Jamestown settlement.

IN THE SENATE OF THE UNITED STATES

MAY 1, 2003

Mr. WARNER (for himself and Mr. ALLEN) introduced the following bill; which was read twice and referred to the Committee on Banking, Housing, and Urban Affairs

A BILL

To provide for the issuance of a coin to commemorate the 400th anniversary of the Jamestown settlement.

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 An-
5 niversary Commemorative Coin Act of 2003”.

6 **SEC. 2. FINDINGS.**

7 Congress finds that—

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

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

3 (2) the Jamestown settlement brought people
4 from throughout the Atlantic Basin together to form
5 a multicultural society, including English, other Eu-
6 ropeans, 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, manufacturing, and economic structure
13 and status;

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

20 (5) in 2000, Congress established the James-
21 town 400th Commemoration Commission to ensure
22 a suitable national observance of the Jamestown
23 2007 anniversary and to support and facilitate mar-
24 keting efforts for a commemorative coin, stamp, and

1 related activities for the Jamestown 2007 observ-
2 ances;

3 (6) a commemorative coin will bring national
4 and international attention to the lasting legacy of
5 Jamestown, Virginia; and

6 (7) the proceeds from a surcharge on the sale
7 of such commemorative coin will assist the financing
8 of a suitable national observance in 2007 of the
9 400th anniversary of the founding of Jamestown,
10 Virginia.

11 **SEC. 3. COIN SPECIFICATIONS.**

12 (a) \$5 GOLD COINS.—The Secretary of the Treasury
13 (in this Act referred to as the “Secretary”) shall issue not
14 more than 100,000 \$5 coins, which shall—

15 (1) weigh 8.359 grams;

16 (2) have a diameter of 0.850 inches; and

17 (3) contain 90 percent gold and 10 percent
18 alloy.

19 (b) \$1 SILVER COINS.—The Secretary shall issue not
20 more than 500,000 \$1 coins, which shall—

21 (1) weigh 26.73 grams;

22 (2) have a diameter of 1,500 inches; and

23 (3) contain 90 percent silver and 10 percent
24 copper.

1 (c) LEGAL TENDER.—The coins minted under this
 2 Act shall be legal tender, as provided in section 5103 of
 3 title 31, United States Code.

4 (d) NUMISMATIC ITEMS.—For purposes of section
 5 5132(a)(1) of title 31, United States Code, all coins mint-
 6 ed under this Act shall be considered to be numismatic
 7 items.

8 (e) SOURCES OF BULLION.—

9 (1) GOLD.—The Secretary shall obtain gold for
 10 minting coins under this Act pursuant to the author-
 11 ity of the Secretary under section 5116 of title 31,
 12 United States Code.

13 (2) SILVER.—The Secretary shall obtain silver
 14 for the coins minted under this Act only from stock-
 15 piles established under the Strategic and Critical
 16 Minerals Stock Piling Act (50 U.S.C. 98 et seq.).

17 **SEC. 4. DESIGN OF COINS.**

18 (a) DESIGN REQUIREMENTS.—

19 (1) IN GENERAL.—The design of the coins
 20 minted under this Act shall be emblematic of the
 21 settlement of Jamestown, Virginia, the first perma-
 22 nent English settlement in America.

23 (2) DESIGNATION AND INSCRIPTIONS.—On
 24 each coin minted under this Act, there shall be—

25 (A) a designation of the value of the coin;

1 (B) an inscription of the year “2007”; and
2 (C) inscriptions of the words “Liberty”,
3 “In God We Trust”, “United States of Amer-
4 ica”, and “E Pluribus Unum”.

5 (b) DESIGN SELECTION.—Subject to subsection (a),
6 the design for the coins minted under this Act shall be—

7 (1) selected by the Secretary after consultation
8 with—

9 (A) the Jamestown 2007 Steering Com-
10 mittee, created by the Jamestown-Yorktown
11 Foundation of the Commonwealth of Virginia;

12 (B) the National Park Service; and

13 (C) the Commission of Fine Arts; and

14 (2) reviewed by the Citizens Commemorative
15 Coin Advisory Committee.

16 **SEC. 5. ISSUANCE OF COINS.**

17 (a) QUALITY OF COINS.—Coins minted under this
18 Act shall be issued in uncirculated and proof qualities.

19 (b) MINT FACILITY.—Only 1 facility of the United
20 States Mint may be used to strike any particular quality
21 of the coins minted under this Act.

22 (c) PERIOD FOR ISSUANCE.—The Secretary may
23 issue coins minted under this Act only during the period
24 beginning on January 1, 2007, and ending on December
25 31, 2007.

1 **SEC. 6. SALE OF COINS.**

2 (a) SALE PRICE.—The coins minted under this Act
3 shall be sold by the Secretary at a price equal to the sum
4 of—

5 (1) the face value of the coins;

6 (2) the surcharge provided in subsection (c)
7 with respect to such coins; and

8 (3) the cost of designing and issuing the coins
9 (including labor, materials, dies, use of machinery,
10 overhead expenses, marketing, and shipping).

11 (b) PREPAID ORDERS.—

12 (1) IN GENERAL.—The Secretary shall accept
13 prepaid orders for the coins minted under this Act
14 before the issuance of such coins.

15 (2) DISCOUNT.—Sale prices with respect to pre-
16 paid orders under paragraph (1) shall be at a rea-
17 sonable discount.

18 (c) BULK SALES.—The Secretary shall make bulk
19 sales of the coins minted under this Act at a reasonable
20 discount.

21 (d) SURCHARGE.—All sales of coins minted under
22 this Act shall include a surcharge of—

23 (1) \$35 per coin for the \$5 coin; and

24 (2) \$10 per coin for the \$1 coin.

1 **SEC. 7. GENERAL WAIVER OF PROCUREMENT REGULA-**
2 **TIONS.**

3 (a) IN GENERAL.—Except as provided in subsection
4 (b), no provision of law governing procurement or public
5 contracts shall be applicable to the procurement of goods
6 and services necessary for carrying out the provisions of
7 this Act.

8 (b) EQUAL EMPLOYMENT OPPORTUNITY.—Sub-
9 section (a) shall not relieve any person entering into a con-
10 tract under the authority of this Act from complying with
11 any law relating to equal employment opportunity.

12 **SEC. 8. DISTRIBUTION OF SURCHARGES.**

13 (a) RECIPIENTS.—

14 (1) IN GENERAL.—All surcharges received by
15 the Secretary from the sale of coins minted under
16 this Act shall be promptly paid by the Secretary to
17 the recipients listed under paragraphs (2) and (3).

18 (2) JAMESTOWN-YORKTOWN FOUNDATION.—
19 The Secretary shall distribute 50 percent of the sur-
20 charges described under paragraph (1) to the
21 Jamestown-Yorktown Foundation of the Common-
22 wealth of Virginia, to support programs to promote
23 the understanding of the legacies of Jamestown.

24 (3) OTHER RECIPIENTS.—

25 (A) IN GENERAL.—The Secretary shall
26 distribute 50 percent of the surcharges de-

1 scribed under paragraph (1) to the entities
2 specified under subparagraph (B), in equal
3 shares, for the purposes of—

4 (i) sustaining the ongoing mission of
5 preserving Jamestown;

6 (ii) enhancing the national and inter-
7 national educational programs;

8 (iii) improving infrastructure and ar-
9 chaeological research activities; and

10 (iv) conducting other programs to
11 support the commemoration of the 400th
12 anniversary of Jamestown.

13 (B) ENTITIES SPECIFIED.—Entities speci-
14 fied under this subparagraph are—

15 (i) the Secretary of the Department of
16 the Interior;

17 (ii) the President of the Association
18 for the Preservation of Virginia Antiq-
19 uities; and

20 (iii) the Chairman of the Jamestown
21 Yorktown Foundation.

22 (b) AUDITS.—The Comptroller General of the United
23 States shall have the right to examine such books, records,
24 documents, and other data of the entities specified in sub-

1 section (a), as may be related to the expenditure of
2 amounts distributed under subsection (a).

3 **SEC. 9. FINANCIAL ASSURANCES.**

4 (a) NO NET COST TO THE GOVERNMENT.—The Sec-
5 retary shall take such actions as may be necessary to en-
6 sure that minting and issuing coins under this Act will
7 not result in any net cost to the United States Govern-
8 ment.

9 (b) PAYMENT FOR COINS.—A coin shall not be issued
10 under this Act unless the Secretary has received—

11 (1) full payment for the coin;

12 (2) security satisfactory to the Secretary to in-
13 demnify the United States for full payment; or

14 (3) a guarantee of full payment satisfactory to
15 the Secretary from a depository institution, the de-
16 posits of which are insured by the Federal Deposit
17 Insurance Corporation or the National Credit Union
18 Administration.

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