

pointed only for the unexpired term of the member whom he succeeds, and his appointment shall be made in the same manner as the appointment of his predecessor.

(Pub. L. 90-620, Oct. 22, 1968, 82 Stat. 1294.)

HISTORICAL AND REVISION NOTES

Based on 44 U.S. Code, 1964 ed., § 393(b) (June 30, 1949, ch. 288, title V, § 503(b), as added Sept. 5, 1950, ch. 849, § 6(d), 64 Stat. 583).

§ 2503. Executive director, staff, transportation expenses

(a) The Commission may appoint, without reference to chapter 51 of title 5, an executive director. The Chairman may appoint such other employees as may be necessary to carry out the purposes of this chapter.

(b) Members of the Commission shall be allowed travel expenses (including per diem allowance in lieu of subsistence) in the same amount and to the same extent as persons serving intermittently in the Government service are allowed travel expenses under section 5703 of title 5, United States Code.

(Pub. L. 90-620, Oct. 22, 1968, 82 Stat. 1294; Pub. L. 92-546, § 1(b), Oct. 25, 1972, 86 Stat. 1155; Pub. L. 96-98, § 2(a), Nov. 1, 1979, 93 Stat. 731; Pub. L. 100-365, § 3, July 13, 1988, 102 Stat. 824.)

HISTORICAL AND REVISION NOTES

Based on 44 U.S. Code, 1964 ed., § 393(c) (June 30, 1949, ch. 288, title V, § 503(c), as added Sept. 5, 1950, ch. 849, § 6(d), 64 Stat. 583).

AMENDMENTS

1988—Pub. L. 100-365 substituted current section catchline for “Executive director; editorial and clerical staff; reimbursement of members for transportation expenses; honorarium”, and amended text generally, revising and restating as subsecs. (a) and (b) provisions formerly contained in a single undesignated paragraph.

1979—Pub. L. 96-98 substituted provisions relating to per diem allowance, instead of subsistence, pursuant to section 5703 of title 5, for provisions relating to receipt of a sum, not to exceed \$40, instead of subsistence en route to or from or at place of service.

1972—Pub. L. 92-546 increased daily allowance from \$25 to \$40.

EFFECTIVE DATE OF 1979 AMENDMENT

Pub. L. 96-98, § 2(a), Nov. 1, 1979, 93 Stat. 731, provided that the amendment made by section 2(a) is effective Oct. 1, 1979.

§ 2504. Duties; authorization of grants for historical publications and records programs; authorization for appropriations

(a) The Commission shall make plans, estimates, and recommendations for historical works and collections of sources it considers appropriate for preserving, publishing or otherwise recording at the public expense. The Chairman of the Commission shall transmit to the President and the Congress from time to time, and at least biennially, the plans, estimates, and recommendations developed and approved by the Commission.

(b) The Commission shall cooperate with, assist and encourage appropriate Federal, State, and local agencies and nongovernmental institutions, societies, and individuals in collecting

and preserving and, when it considers it desirable, in editing and publishing papers of outstanding citizens of the United States, and other documents as may be important for an understanding and appreciation of the history of the United States.

(c) The Commission may conduct institutes, training and educational programs, and recommend candidates for fellowships related to the activities of the Commission and may disseminate information about documentary sources through guides, directories, and other technical publications.

(d) The Commission may recommend the expenditure of appropriated or donated funds for the collecting, describing, preserving, compiling and publishing (including microfilming and other forms of reproduction) of documentary sources significant to the history of the United States and for the activities described in subsection (c).

(e) The Archivist of the United States may, within the limits of available appropriated and donated funds, make grants to State and local agencies and to nonprofit organizations, institutions, and individuals, for those activities in subsection (d) after considering the advice and recommendations of the Commission.

(f) GRANTS FOR PRESIDENTIAL CENTERS OF HISTORICAL EXCELLENCE.—

(1) IN GENERAL.—The Archivist, with the recommendation of the Commission, may make grants, on a competitive basis and in accordance with this subsection, to eligible entities to promote the historical preservation of, and public access to, historical records and documents relating to any former President who does not have a Presidential archival depository currently managed and maintained by the Federal Government pursuant to section 2112 (commonly known as the “Presidential Libraries Act of 1955”).

(2) ELIGIBLE ENTITY.—For purposes of this subsection, an eligible entity is—

(A) an organization described under section 501(c)(3) of the Internal Revenue Code of 1986 and exempt from taxation under section 501(a) of that Code; or

(B) a State or local government of the United States.

(3) USE OF FUNDS.—Amounts received by an eligible entity under paragraph (1) shall be used to promote the historical preservation of, and public access to, historical records or historical documents relating to any former President covered under paragraph (1).

(4) PROHIBITION ON USE OF FUNDS.—Amounts received by an eligible entity under paragraph (1) may not be used for the maintenance, operating costs, or construction of any facility to house the historical records or historical documents relating to any former President covered under paragraph (1).

(5) APPLICATION.—

(A) IN GENERAL.—An eligible entity seeking a grant under this subsection shall submit to the Commission an application at such time, in such manner, and containing or accompanied by such information as the Commission may require, including a description of the activities for which a grant under this subsection is sought.

(B) APPROVAL OF APPLICATION.—The Commission shall not consider or recommend a grant application submitted under subparagraph (A) unless an eligible entity establishes that such entity—

(i) possesses, with respect to any former President covered under paragraph (1), historical works and collections of historical sources that the Commission considers appropriate for preserving, publishing, or otherwise recording at the public expense;

(ii) has appropriate facilities and space for preservation of, and public access to, the historical works and collections of historical sources;

(iii) shall ensure preservation of, and public access to, such historical works and collections of historical sources at no charge to the public;

(iv) has educational programs that make the use of such documents part of the mission of such entity;

(v) has raised funds from non-Federal sources in support of the efforts of the entity to promote the historical preservation of, and public access to, such historical works and collections of historical sources in an amount equal to the amount of the grant the entity seeks under this subsection;

(vi) shall coordinate with any relevant Federal program or activity, including programs and activities relating to Presidential archival depositories;

(vii) shall coordinate with any relevant non-Federal program or activity, including programs and activities conducted by State and local governments and private educational historical entities; and

(viii) has a workable plan for preserving and providing public access to such historical works and collections of historical sources.

(g)(1) For the purposes specified in this section, there is hereby authorized to be appropriated to the National Historical Publications and Records Commission—

(A) \$6,000,000 for fiscal year 1989;

(B) \$8,000,000 for fiscal year 1990;

(C) \$10,000,000 for each of the fiscal years 1991, 1992, and 1993;

(D) \$6,000,000 for fiscal year 1994;

(E) \$7,000,000 for fiscal year 1995;

(F) \$8,000,000 for fiscal year 1996;

(G) \$10,000,000 for fiscal year 1997;

(H) \$10,000,000 for fiscal year 1998;

(I) \$10,000,000 for fiscal year 1999;

(J) \$10,000,000 for fiscal year 2000;

(K) \$10,000,000 for fiscal year 2001;

(L) \$10,000,000 for fiscal year 2002;

(M) \$10,000,000 for fiscal year 2003;

(N) \$10,000,000 for fiscal year 2004;

(O) \$10,000,000 for fiscal year 2005;

(P) \$10,000,000 for fiscal year 2006;

(Q) \$10,000,000 for fiscal year 2007;

(R) \$10,000,000 for fiscal year 2008; and

(S) \$10,000,000 for fiscal year 2009.

(2) Amounts appropriated under this subsection shall be available until expended when so provided in appropriation Acts.

(Pub. L. 90-620, Oct. 22, 1968, 82 Stat. 1294; Pub. L. 92-546, §1(c), Oct. 25, 1972, 86 Stat. 1155; Pub. L. 93-536, §1(c), Dec. 22, 1974, 88 Stat. 1735; Pub. L. 96-98, §1, Nov. 1, 1979, 93 Stat. 731; Pub. L. 98-189, Nov. 30, 1983, 97 Stat. 1323; Pub. L. 98-497, title I, §107(b)(10), Oct. 19, 1984, 98 Stat. 2287; Pub. L. 100-365, §4, July 13, 1988, 102 Stat. 824; Pub. L. 103-262, §1, May 31, 1994, 108 Stat. 706; Pub. L. 104-274, §1, Oct. 9, 1996, 110 Stat. 3321; Pub. L. 106-410, Nov. 1, 2000, 114 Stat. 1788; Pub. L. 108-383, §6, Oct. 30, 2004, 118 Stat. 2219; Pub. L. 110-404, §2, Oct. 13, 2008, 122 Stat. 4281.)

HISTORICAL AND REVISION NOTES

Based on 44 U.S. Code, 1964 ed., §393(d) (June 30, 1949, ch. 288, title V, §503(d), as added Sept. 5, 1950, ch. 849, §6(d), 64 Stat. 583, and amended July 28, 1964, Pub. L. 88-383, 78 Stat. 335).

REFERENCES IN TEXT

Section 501 of the Internal Revenue Code of 1986, referred to in subsec. (f)(2)(A), is classified to section 501 of Title 26, Internal Revenue Code.

AMENDMENTS

2008—Subsecs. (f), (g). Pub. L. 110-404 added subsec. (f) and redesignated former subsec. (f) as (g).

2004—Subsec. (f)(1)(P) to (S). Pub. L. 108-383 added subpars. (P) to (S).

2000—Subsec. (f)(1)(L) to (O). Pub. L. 106-410 added subpars. (L) to (O).

1996—Subsec. (f)(1)(H) to (K). Pub. L. 104-274 added subpars. (H) to (K).

1994—Subsec. (f)(1)(D) to (G). Pub. L. 103-262 added subpars. (D) to (G).

1988—Pub. L. 100-365 substituted current section catchline for “Duties; authorization of grants for collection, reproduction, and publication of documentary historical source material”, and amended text generally, revising and restating as subsecs. (a) to (f) provisions of former subsecs. (a) and (b).

1984—Subsec. (a). Pub. L. 98-497, §107(b)(10)(A)–(D), substituted “Archivist of the United States” for “Administrator of General Services” in third sentence, substituted “Archivist” for “Administrator” in fourth sentence, inserted “and Records” after “Historical Preservation” in fourth sentence, and substituted “transmit to the President and the Congress” for “transmit to the Administrator” in last sentence.

Subsec. (b). Pub. L. 98-497, §107(b)(10)(E), substituted “National Archives and Records Administration” for “General Services Administration”.

1983—Subsec. (b). Pub. L. 98-189 substituted provisions authorizing appropriations for fiscal year ending Sept. 30, 1984, and for each of the four succeeding fiscal years, for provisions authorizing appropriations for fiscal year ending Sept. 30, 1981.

1979—Subsec. (b). Pub. L. 96-98 substituted provisions authorizing appropriations for fiscal year ending Sept. 30, 1981, for provisions authorizing appropriations for fiscal year ending June 30, 1975, and for each of four succeeding fiscal years.

1974—Subsec. (b). Pub. L. 93-536 substituted “1975” for “1973” and “\$4,000,000” for “\$2,000,000”.

1972—Pub. L. 92-546 designated existing provisions as subsec. (a) and added subsec. (b).

EFFECTIVE DATE OF 1984 AMENDMENT

Amendment by Pub. L. 98-497 effective Apr. 1, 1985, see section 301 of Pub. L. 98-497, set out as a note under section 2102 of this title.

TERMINATION OF REPORTING REQUIREMENTS

For termination, effective May 15, 2000, of provisions in subsec. (a) of this section relating to the requirement that the Chairman of the Commission transmit biennial reports to Congress, see section 3003 of Pub. L.

104-66, as amended, set out as a note under section 1113 of Title 31, Money and Finance, and the 16th item on page 183 of House Document No. 103-7.

GRANTS FOR ESTABLISHMENT OF STATE AND LOCAL DATABASES FOR RECORDS OF SERVITUDE, EMANCIPATION, AND POST-CIVIL WAR RECONSTRUCTION

Pub. L. 110-404, §8, Oct. 13, 2008, 122 Stat. 4285, provided that:

“(a) IN GENERAL.—The Executive Director of the National Historical Publications and Records Commission of the National Archives and Records Administration may make grants to States, colleges and universities, museums, libraries, and genealogical associations to preserve records and establish electronically searchable databases consisting of local records of servitude, emancipation, and post-Civil War reconstruction.

“(b) MAINTENANCE.—Any database established using a grant under this section shall be maintained by appropriate agencies or institutions designated by the Executive Director of the National Historical Publications and Records Commission.”

§ 2505. Special advisory committees; membership; reimbursement

The Commission may establish special advisory committees to consult with and make recommendations to it, from among the leading historians, political scientists, archivists, librarians, and other specialists of the Nation. Members of special advisory committees shall be reimbursed for transportation and other expenses on the same basis as members of the Commission.

(Pub. L. 90-620, Oct. 22, 1968, 82 Stat. 1294.)

HISTORICAL AND REVISION NOTES

Based on 44 U.S. Code, 1964 ed., §393(e) (June 30, 1949, ch. 288, title V, §503, as added Sept. 5, 1950, ch. 849, §6(d), 64 Stat. 583, and amended July 28, 1964, Pub. L. 88-383, 78 Stat. 335).

TERMINATION OF ADVISORY COMMITTEES

Advisory committees in existence on Jan. 5, 1973, to terminate not later than the expiration of the 2-year period following Jan. 5, 1973, unless, in the case of a committee established by the President or an officer of the Federal Government, such committee is renewed by appropriate action prior to the expiration of such 2-year period, or in the case of a committee established by the Congress, its duration is otherwise provided by law. See section 14 of Pub. L. 92-463, Oct. 6, 1972, 86 Stat. 776, set out in the Appendix to Title 5, Government Organization and Employees.

ADVISORY COMMITTEE ON FOUNDING FATHERS EDITORIAL PROJECTS

Pub. L. 110-404, §5, Oct. 13, 2008, 122 Stat. 4283, provided that:

“(a) ESTABLISHMENT.—The Archivist of the United States may establish an advisory committee to—

“(1) review the progress of the Founding Fathers editorial projects funded by the National Historical Publications and Records Commission;

“(2) develop, in consultation with the various Founding Fathers editorial projects, appropriate completion goals for the projects described in paragraph (1);

“(3) annually review such goals and report to the Archivist on the progress of the various projects in meeting the goals; and

“(4) recommend to the Archivist measures that would aid or encourage the projects in meeting such goals.

“(b) REPORTS TO THE ADVISORY COMMITTEE.—Each of the projects described in subsection (a)(1) shall provide

annually to the advisory committee established under subsection (a) a report on the progress of the project toward accomplishing the completion goals and any assistance needed to achieve such goals, including the following:

“(1) The proportion of total project funding for the funding year in which the report is submitted from—

“(A) Federal, State, and local government sources;

“(B) the host institution for the project;

“(C) private or public foundations; and

“(D) individuals.

“(2) Information on all activities carried out using nongovernmental funding.

“(3) Any and all information related to performance goals for the funding year in which the report is submitted.

“(c) COMPOSITION; MEETINGS; REPORT; SUNSET; ACTION.—The advisory committee established under subsection (a) shall—

“(1) be comprised of 3 nationally recognized historians appointed for not more than 2 consecutive 4-year terms;

“(2) meet not less frequently than once a year;

“(3) provide a report on the information obtained under subsection (b) to the Committee on Homeland Security and Governmental Affairs of the Senate and the Committee on Oversight and Government Reform of the House of Representatives not later than 1 year after the date of enactment of this Act [Oct. 13, 2008] and annually thereafter;

“(4) terminate on the date that is 8 years after the date of enactment of this Act; and

“(5) recommend legislative or executive action that would facilitate completion of the performance goals for the Founding Fathers editorial projects.”

§ 2506. Records to be kept by grantees

(a) Each recipient of grant assistance under section 2504 of this title shall keep such records as the Archivist of the United States prescribes, including records which fully disclose the amount and disposition by the recipient of the proceeds of the grants, the total cost of the project or undertaking in connection with which funds are given or used, and the amount of that portion of the cost of the project or undertaking supplied by other sources, and any other records as will facilitate an effective audit.

(b) The Archivist and the Comptroller General of the United States or their authorized representatives shall have access for the purposes of audit and examination to books, documents, papers, and records of the recipients that are pertinent to the grants received under section 2504 of this title.

(Pub. L. 90-620, Oct. 22, 1968, 82 Stat. 1294; Pub. L. 98-497, title I, §107(b)(11), Oct. 19, 1984, 98 Stat. 2287.)

HISTORICAL AND REVISION NOTES

Based on 44 U.S. Code, 1964 ed., §393(g) (June 30, 1949, ch. 288, title V, §503, as added Sept. 5, 1950, ch. 849, §6(d), 64 Stat. 583, and amended July 28, 1964, Pub. L. 88-383, 78 Stat. 335).

AMENDMENTS

1984—Subsec. (a). Pub. L. 98-497 substituted “Archivist of the United States” for “Administrator of General Services”.

Subsec. (b). Pub. L. 98-497 substituted “Archivist” for “Administrator”.

EFFECTIVE DATE OF 1984 AMENDMENT

Amendment by Pub. L. 98-497 effective Apr. 1, 1985, see section 301 of Pub. L. 98-497, set out as a note under section 2102 of this title.