

George W. Bush Presidential Library

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Folder Title: 12/28/2001 [H.R. 3442]

Bills Received at the White House

Date received and
notification to OMB: **12/18/2001**

Last day for action: **12/29/2001**

Signed

12/28/01

Official Title	
H.R.3442	An Act to establish the National Museum of African American History and Culture Plan for Action Presidential Commission to develop a plan of action for the establishment and maintenance of the National Museum of African American History and Culture in Washington, D.C., and for other purposes. 499980

WHITE HOUSE STAFFING MEMORANDUM

Date: 12-21-01 ACTION / CONCURRENCE / COMMENT DUE BY: 12-26-01, COB

H.R. 3442 -- COMMISSION ON NATIONAL MUSEUM OF AFRICAN AMERICAN
Subject: HISTORY AND CULTURE

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT <i>n/c</i>	☒	☐	HUBBARD	☐	☐
CARD <i>OK</i>	☒	☐	HUGHES	☒	☐
BLAKEMAN	☐	☐	IRASTORZA	☐	☐
BOLTEN <i>n/c</i>	☒	☐	JOHNSON	☒	☐
CALIO	☒	☐	LINDSEY	☒	☐
CONNAUGHTON	☐	☐	MIERS	☐	☒
DANIELS	☐	☒	RICE <i>n/c</i>	☒	☐
FLEISCHER	☐	☒	RIDGE	☐	☐
GERSON	☐	☐	ROVE <i>n/c</i>	☒	☐
GONZALES <i>alc</i>	☒	☐	SPELLINGS <i>alc</i>	☒	☐
HAGIN	☐	☐	CLERK	☐	☒
HAWKINS	☒	☐		☐	☐

REMARKS:

PLEASE SEND COMMENTS TO THE STAFF SECRETARY, EXT. 62702, FAX 62215, NO LATER THAN COB WEDNESDAY, 12-26-01. THANK YOU.

RESPONSE:

Harriet E. Miers
Assistant to the President
and Staff Secretary
Ext. 62702



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

THE DIRECTOR

December 21, 2001

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Bill H.R. 3442 - National Museum of African American History
and Culture Plan for Action Presidential Commission Act of 2001
Sponsors: Rep. Lewis (D) Georgia and 2 cosponsors

Last Day for Action

December 29, 2001 - Saturday

Purpose

Establishes a commission to make recommendations with respect to a plan of action for creating a National Museum of African American History and Culture in Washington, D.C.

*Legislative Affairs
Following up with
Sponsors -*

Agency Recommendations

Office of Management and Budget

Approval

Department of the Interior

Approval

Smithsonian Institution

No objection

Department of Justice

No objection (Informally)

District of Columbia

No objection (Informally)

Institute of Museum and Library Services

No objection (Informally)

Department of Education

Defers to Interior (Informally)

Office of Government Ethics

Defers to Justice (Informally)

Office of Personnel Management

No comment (Informally)

Discussion

H.R. 3442 would establish the National Museum of African American History and Culture Plan for Action Presidential Commission (the Commission). The Commission would have 19 voting members and 4 nonvoting members. The President would appoint 7 voting members. The Speaker of the House of Representatives and the Senate Majority Leader each would appoint 6 voting members and 2 nonvoting members. Members would have to be chosen from professional museum associations, academic institutions, and other groups committed to African American studies.

The Commission would be required to develop several reports and plans within nine months of the bill's enactment. First, the Commission would have to submit to the President and Congress recommendations with respect to a plan of action for the establishment and maintenance of the National Museum of African American History and Culture (the Museum) in Washington, D.C. In developing these recommendations, the Commission would be required to convene a national conference within three months of the enactment of H.R. 3442. Second, the Commission would submit a report to the President and Congress on the following issues: (1) the availability and cost of collections to be acquired and housed in the Museum; (2) the impact of the Museum on regional African American museums; (3) possible locations for the Museum on or adjacent to the National Mall; (4) the cost of converting the Smithsonian Institution's Arts and Industries Building into a modern museum; (5) whether the Museum should be located within the Smithsonian Institution; and (6) a governance and organizational structure for the Museum. Third, the Commission would have to submit to designated congressional committees a legislative plan of action for the creation and construction of the Museum based on the recommendations in the first two reports. Finally, the Commission would be required to produce two fundraising plans, one for contributions by the American people, and one specifically for fundraising by the African American community.

The enrolled bill would permit Commission members not currently employed by the Federal Government to be paid. Every member would be paid for any travel expenses including per diem. The Secretary of the Interior would determine the rate of pay for eligible members and the Interior Department would provide the administrative services, facilities, and funds necessary for the Commission. The Commission would terminate within 30 days after the submission of the required reports and plans.

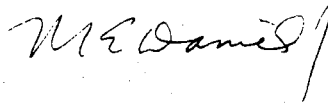
H.R. 3442 would authorize appropriations of \$3 million for FY 2002 for the Commission. The conference report for the Labor, Health and Human Services, Education, and Related Agencies Appropriations Act, H.R. 3061, appropriates \$2 million to the Institute of Museum and Library Services for the Commission. The Institute advises, informally, that it will transfer the funds to the Department of the Interior.

Conclusion and Recommendations

The Department of the Interior recommends approval of H.R. 3442, stating in its enclosed views letter that "African Americans have shaped the history of our nation in science, technology, art, music, and language . . ." and the bill "is an attempt to recognize these achievements."

The Smithsonian Institution has no objection to approval. Smithsonian notes that its Board of Regents endorsed "the establishment of a museum of African American history and culture 'by legislation which safeguards the Smithsonian's interests including those relating to governance, funding and facilities.' "

We join Interior in recommending approval of H.R. 3442, which passed the House by voice vote and the Senate by unanimous consent.

A handwritten signature in dark ink, appearing to read "M E Daniels Jr", with a stylized flourish at the end.

Mitchell E. Daniels, Jr.
Director

Enclosures



United States Department of the Interior

OFFICE OF THE SECRETARY
Washington, D.C. 20240

DEC 20 2001

Honorable Mitchell E. Daniels, Jr.
Director, Office of Management and Budget
Attention: Assistant Director for Legislative Reference
Washington, DC 20503

Dear Mr. Daniels:

This letter responds to your request for the views of the Department of the Interior with respect to H.R. 3442, the National Museum of African American History and Culture Plan for Action Presidential Commission Act of 2001.

We recommend that the President approve the enrolled bill.

African Americans have shaped the history of our nation in science, technology, art, music, and language and have made many important contributions to American life. H.R. 3442 is an attempt to recognize these achievements by creating a Presidential Commission to develop a plan of action for the establishment and maintenance of the National Museum of African American History and Culture in Washington, DC. The Commission would consist of not more than 23 members, including 7 appointed by the President, 16 appointed by the leadership of the Senate and House of Representatives. The members would be chosen from professional museum associations, academic institutions and groups committed to the research and study of African American life, art, history and culture.

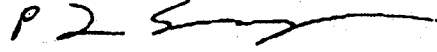
The bill directs the Commission to convene a national conference, develop a fund-raising plan, and submit two reports no later than 9 months after the date of enactment of the bill to the President and Congress, one containing its recommendations for a plan of action for establishment and maintenance of the museum and another addressing six specific issues. In addition, the Commission would be tasked with submitting to Congressional committees a legislative plan of action for creation and construction of the museum.

Under H.R. 3442, the Department of the Interior would be responsible for providing administrative services, facilities, and funding for the Commission. We understand that H.R. 3061, the conference report on the Labor-HHS-Education appropriation bill, appropriates \$2 million to the Institute of Museum and Library Services and specifies that those funds are to be awarded to the National Museum of African American History and Culture Plan for Action Presidential Commission. This funding is essential since the Department's 2002 budget does not include funding to support these activities. Beyond this support of the Commission, the Department assumes that it would not play a role in funding the proposed museum.

-2-

The Department supports the commendable goal of H.R. 3442 and, accordingly, is pleased to recommend its approval to the President.

Sincerely,



P. Lynn Scarlett
Assistant Secretary for Policy, Management
and Budget



Smithsonian Institution

Lawrence M. Small
Secretary

December 20, 2001

Mr. James J. Jukes
Assistant Director for Legislative Reference
Executive Office of the President
Office of Management and Budget
Washington, D.C. 20503

Dear Mr. Jukes:

Thank you for requesting the views of the Smithsonian Institution on H.R. 3442, the "National Museum of African American History and Culture Plan for Action Presidential Commission Act of 2001."

In June 2001, the Smithsonian's governing Board of Regents passed a resolution stating their endorsement, in principal, of the establishment of a museum of African American history and culture "by legislation which safeguards the Smithsonian's interests including those relating to governance, funding and facilities." The Smithsonian has no objection to H.R. 3442, which would establish a commission to study the establishment and maintenance of a national African America museum, and looks forward to deliberations regarding its feasibility.

All the best,

Smithsonian Institution Building
1000 Jefferson Drive SW
Washington DC 20560-0016
202.357.1846 Telephone
202.786.2515 Fax



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

01 DEC 21 10:41 AM

THE DIRECTOR

December 21, 2001

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Bill H.R. 3442 - National Museum of African American History
and Culture Plan for Action Presidential Commission Act of 2001
Sponsors: Rep. Lewis (D) Georgia and 2 cosponsors

Last Day for Action

December 29, 2001 - Saturday

Purpose

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Agency Recommendations

Office of Management and Budget	Approval
Department of the Interior	Approval
Smithsonian Institution	No objection
Department of Justice	No objection (Informally)
District of Columbia	No objection (Informally)
Institute of Museum and Library Services	No objection (Informally)
Department of Education	Defers to Interior (Informally)
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Office of Personnel Management	No comment (Informally)

Discussion

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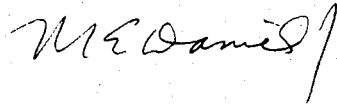
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Mitchell E. Daniels, Jr.
Director

Enclosures



United States Department of the Interior

OFFICE OF THE SECRETARY
Washington, D.C. 20240

DEC 20 2001

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Director, Office of Management and Budget
Attention: Assistant Director for Legislative Reference
Washington, DC 20503

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We recommend that the President approve the enrolled bill.

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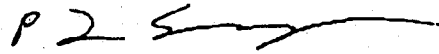
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-2-

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P. Lynn Scarlett
Assistant Secretary for Policy, Management
and Budget



Smithsonian Institution

Lawrence M. Small
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'01 DEC 21 PM8:29

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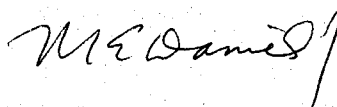
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Enclosures



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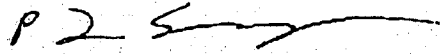
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The Department supports the commendable goal of H.R. 3442 and, accordingly, is pleased to recommend its approval to the President.

Sincerely,



P. Lynn Scarlett
Assistant Secretary for Policy, Management
and Budget



Smithsonian Institution

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December 20, 2001

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Executive Office of the President
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All the best,

One Hundred Seventh Congress of the United States of America

AT THE FIRST SESSION

*Begun and held at the City of Washington on Wednesday,
the third day of January, two thousand and one*

An Act

To establish the National Museum of African American History and Culture Plan for Action Presidential Commission to develop a plan of action for the establishment and maintenance of the National Museum of African American History and Culture in Washington, D.C., and for other purposes.

*Be it enacted by the Senate and House of Representatives of
the United States of America in Congress assembled,*

SECTION 1. SHORT TITLE.

This Act may be cited as the "National Museum of African American History and Culture Plan for Action Presidential Commission Act of 2001".

SEC. 2. ESTABLISHMENT OF COMMISSION.

(a) IN GENERAL.—There is established the National Museum of African American History and Culture Plan for Action Presidential Commission (hereafter in this Act referred to as the "Commission").

(b) MEMBERSHIP.—The Commission shall consist of not more than 23 members appointed as follows:

(1) The President shall appoint seven voting members.

(2) The Speaker of the House of Representatives and the Senate Majority Leader shall each appoint six voting members.

(3) In addition to the members appointed under paragraph (2), the Speaker of the House of Representatives and the Senate Majority Leader shall each appoint two additional nonvoting members.

(c) QUALIFICATIONS.—Members of the Commission shall be chosen from the following professional groups:

(1) Professional museum associations, including the Association of African American Museums and African American Museum Cultural Complex, Inc.

(2) Academic institutions and groups committed to the research and study of African American life, art, history, and culture, including Historically Black Colleges and Universities and the Joint Center for Political and Economic Studies.

SEC. 3. FUNCTIONS OF THE COMMISSION.

(a) PLAN OF ACTION FOR ESTABLISHMENT AND MAINTENANCE OF MUSEUM.—

(1) IN GENERAL.—The Commission shall submit a report to the President and the Congress containing its recommendations with respect to a plan of action for the establishment and maintenance of the National Museum of African American

History and Culture in Washington, D.C. (hereafter in this Act referred to as the "Museum").

(2) NATIONAL CONFERENCE.—In developing the recommendations, the Commission shall convene a national conference on the Museum, comprised of individuals committed to the advancement of African American life, art, history, and culture, not later than 3 months after the date of the enactment of this Act.

(b) FUNDRAISING PLAN.—The Commission shall develop a fundraising plan for supporting the creation and maintenance of the Museum through contributions by the American people, and a separate plan on fundraising by the African American community.

(c) REPORT ON ISSUES.—The Commission shall examine and submit a report to the President and the Congress on the following issues:

(1) The availability and cost of collections to be acquired and housed in the Museum.

(2) The impact of the Museum on regional African American museums.

(3) Possible locations for the Museum on or adjacent to the National Mall in Washington, D.C.

(4) The cost of converting the Smithsonian Institution's Arts and Industries Building into a modern museum with requisite temperature and humidity controls.

(5) Whether the Museum should be located within the Smithsonian Institution.

(6) The governance and organizational structure from which the Museum should operate.

(d) LEGISLATION TO CARRY OUT PLAN OF ACTION.—Based on the recommendations contained in the report submitted under subsection (a) and the report submitted under subsection (c), the Commission shall submit for consideration to the Committee on Transportation and Infrastructure of the House of Representatives, the Committee on House Administration of the House of Representatives, the Committee on Rules and Administration of the Senate, and the Committees on Appropriations of the House of Representatives and Senate a legislative plan of action to create and construct the Museum.

SEC. 4. ADMINISTRATIVE PROVISIONS.

(a) FACILITIES AND SUPPORT OF SECRETARY OF THE INTERIOR.—The Secretary of the Interior shall provide the administrative services, facilities, and funds necessary for the performance of the Commission's functions.

(b) COMPENSATION.—Each member of the Commission who is not an officer or employee of the Federal Government may receive compensation for each day on which the member is engaged in the work of the Commission, at a daily rate to be determined by the Secretary of the Interior.

(c) TRAVEL EXPENSES.—Each member shall receive travel expenses, including per diem in lieu of subsistence, in accordance with applicable provisions under subchapter I of chapter 57 of title 5, United States Code.

SEC. 5. DEADLINE FOR SUBMISSION OF REPORTS; TERMINATION.

(a) DEADLINE.—The Commission shall submit final versions of the reports and plans required under section 3 not later than 9 months after the date of the enactment of this Act.

H. R. 3442—3

(b) TERMINATION.—The Commission shall terminate not later than 30 days after submitting the final versions of reports and plans pursuant to subsection (a).

SEC. 6. AUTHORIZATION OF APPROPRIATIONS.

There are authorized to be appropriated \$3,000,000 for activities of the Commission during fiscal year 2002.

Speaker of the House of Representatives.

*Vice President of the United States and
President of the Senate.*



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

01 DEC 21 PM 12:29

THE DIRECTOR

December 21, 2001

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Establishes a commission to make recommendations with respect to a plan of action for creating a National Museum of African American History and Culture in Washington, D.C.

Agency Recommendations

Office of Management and Budget	Approval
Department of the Interior	Approval
Smithsonian Institution	No objection
Department of Justice	No objection (Informally)
District of Columbia	No objection (Informally)
Institute of Museum and Library Services	No objection (Informally)
Department of Education	Defers to Interior (Informally)
Office of Government Ethics	Defers to Justice (Informally)
Office of Personnel Management	No comment (Informally)

Discussion

H.R. 3442 would establish the National Museum of African American History and Culture Plan for Action Presidential Commission (the Commission). The Commission would have 19 voting members and 4 nonvoting members. The President would appoint 7 voting members. The Speaker of the House of Representatives and the Senate Majority Leader each would appoint 6 voting members and 2 nonvoting members. Members would have to be chosen from professional museum associations, academic institutions, and other groups committed to African American studies.

The Commission would be required to develop several reports and plans within nine months of the bill's enactment. First, the Commission would have to submit to the President and Congress recommendations with respect to a plan of action for the establishment and maintenance of the National Museum of African American History and Culture (the Museum) in Washington, D.C. In developing these recommendations, the Commission would be required to convene a national conference within three months of the enactment of H.R. 3442. Second, the Commission would submit a report to the President and Congress on the following issues: (1) the availability and cost of collections to be acquired and housed in the Museum; (2) the impact of the Museum on regional African American museums; (3) possible locations for the Museum on or adjacent to the National Mall; (4) the cost of converting the Smithsonian Institution's Arts and Industries Building into a modern museum; (5) whether the Museum should be located within the Smithsonian Institution; and (6) a governance and organizational structure for the Museum. Third, the Commission would have to submit to designated congressional committees a legislative plan of action for the creation and construction of the Museum based on the recommendations in the first two reports. Finally, the Commission would be required to produce two fundraising plans, one for contributions by the American people, and one specifically for fundraising by the African American community.

The enrolled bill would permit Commission members not currently employed by the Federal Government to be paid. Every member would be paid for any travel expenses including per diem. The Secretary of the Interior would determine the rate of pay for eligible members and the Interior Department would provide the administrative services, facilities, and funds necessary for the Commission. The Commission would terminate within 30 days after the submission of the required reports and plans.

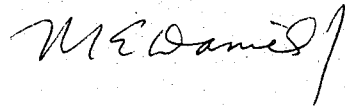
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Conclusion and Recommendations

The Department of the Interior recommends approval of H.R. 3442, stating in its enclosed views letter that "African Americans have shaped the history of our nation in science, technology, art, music, and language . . . " and the bill "is an attempt to recognize these achievements."

The Smithsonian Institution has no objection to approval. Smithsonian notes that its Board of Regents endorsed "the establishment of a museum of African American history and culture 'by legislation which safeguards the Smithsonian's interests including those relating to governance, funding and facilities.' "

We join Interior in recommending approval of H.R. 3442, which passed the House by voice vote and the Senate by unanimous consent.

A handwritten signature in black ink, appearing to read "M E Daniels Jr", with a stylized flourish at the end.

Mitchell E. Daniels, Jr.
Director

Enclosures



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

01 DEC 21 PM 0:29

THE DIRECTOR

December 21, 2001

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Bill H.R. 3442 - National Museum of African American History
and Culture Plan for Action Presidential Commission Act of 2001
Sponsors: Rep. Lewis (D) Georgia and 2 cosponsors

Last Day for Action

December 29, 2001 - Saturday

Purpose

Establishes a commission to make recommendations with respect to a plan of action for creating a National Museum of African American History and Culture in Washington, D.C.

Agency Recommendations

Office of Management and Budget

Approval

Department of the Interior
Smithsonian Institution
Department of Justice
District of Columbia
Institute of Museum and Library Services
Department of Education
Office of Government Ethics
Office of Personnel Management

Approval
No objection
No objection (Informally)
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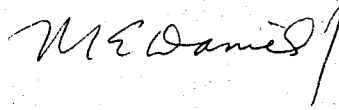
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Enclosures



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

THE DIRECTOR

December 21, 2001

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Bill H.R. 3442 - National Museum of African American History
and Culture Plan for Action Presidential Commission Act of 2001
Sponsors: Rep. Lewis (D) Georgia and 2 cosponsors

Last Day for Action

December 29, 2001 - Saturday

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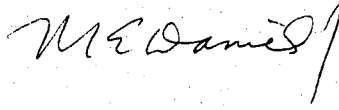
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Mitchell E. Daniels, Jr.
Director

Enclosures

WHITE HOUSE STAFFING MEMORANDUM

Date: 12-21-01 ACTION / CONCURRENCE / COMMENT DUE BY: 12-26-01, COB

Subject: H.R. 3442 -- COMMISSION ON NATIONAL MUSEUM OF AFRICAN AMERICAN
HISTORY AND CULTURE

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	☒	☐	HUBBARD	☐	☐
CARD	☒	☐	HUGHES	☒	☐
BLAKEMAN	☐	☐	IRASTORZA	☐	☐
BOLTEN	☒	☐	JOHNSON	☒	☐
CALIO	☒	☐	LINDSEY	☒	☐
CONNAUGHTON	☐	☐	MIERS	☐	☒
DANIELS	☐	☒	RICE	☒	☐
FLEISCHER	☐	☒	RIDGE	☐	☐
GERSON	☐	☐	ROVE	☒	☐
GONZALES	☒	☐	SPELLINGS	☒	☐
HAGIN	☐	☐	CLERK	☐	☒
HAWKINS	☒	☐	_____	☐	☐

REMARKS:

PLEASE SEND COMMENTS TO THE STAFF SECRETARY, EXT. 62702, FAX 62215, NO LATER THAN COB WEDNESDAY, 12-26-01. THANK YOU.

RESPONSE:

Harriet E. Miers
 Assistant to the President
 and Staff Secretary
 Ext. 62702



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

THE DIRECTOR

December 21, 2001

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Bill H.R. 3442 - National Museum of African American History
and Culture Plan for Action Presidential Commission Act of 2001
Sponsors: Rep. Lewis (D) Georgia and 2 cosponsors

Last Day for Action

December 29, 2001 - Saturday

Purpose

Establishes a commission to make recommendations with respect to a plan of action for creating a National Museum of African American History and Culture in Washington, D.C.

Agency Recommendations

Office of Management and Budget	Approval
Department of the Interior	Approval
Smithsonian Institution	No objection
Department of Justice	No objection (Informally)
District of Columbia	No objection (Informally)
Institute of Museum and Library Services	No objection (Informally)
Department of Education	Defers to Interior (Informally)
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Discussion

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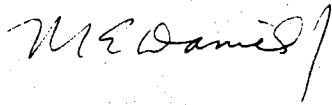
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Conclusion and Recommendations

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We join Interior in recommending approval of H.R. 3442, which passed the House by voice vote and the Senate by unanimous consent.

A handwritten signature in dark ink, appearing to read "ME Daniels", with a stylized flourish at the end.

Mitchell E. Daniels, Jr.
Director

Enclosures



United States Department of the Interior

OFFICE OF THE SECRETARY
Washington, D.C. 20240

DEC 20 2001

Honorable Mitchell E. Daniels, Jr.
Director, Office of Management and Budget
Attention: Assistant Director for Legislative Reference
Washington, DC 20503

Dear Mr. Daniels:

This letter responds to your request for the views of the Department of the Interior with respect to H.R. 3442, the National Museum of African American History and Culture Plan for Action Presidential Commission Act of 2001.

We recommend that the President approve the enrolled bill.

African Americans have shaped the history of our nation in science, technology, art, music, and language and have made many important contributions to American life. H.R. 3442 is an attempt to recognize these achievements by creating a Presidential Commission to develop a plan of action for the establishment and maintenance of the National Museum of African American History and Culture in Washington, DC. The Commission would consist of not more than 23 members, including 7 appointed by the President, 16 appointed by the leadership of the Senate and House of Representatives. The members would be chosen from professional museum associations, academic institutions and groups committed to the research and study of African American life, art, history and culture.

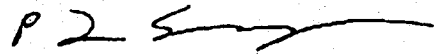
The bill directs the Commission to convene a national conference, develop a fund-raising plan, and submit two reports no later than 9 months after the date of enactment of the bill to the President and Congress, one containing its recommendations for a plan of action for establishment and maintenance of the museum and another addressing six specific issues. In addition, the Commission would be tasked with submitting to Congressional committees a legislative plan of action for creation and construction of the museum.

Under H.R. 3442, the Department of the Interior would be responsible for providing administrative services, facilities, and funding for the Commission. We understand that H.R. 3061, the conference report on the Labor-HHS-Education appropriation bill, appropriates \$2 million to the Institute of Museum and Library Services and specifies that those funds are to be awarded to the National Museum of African American History and Culture Plan for Action Presidential Commission. This funding is essential since the Department's 2002 budget does not include funding to support these activities. Beyond this support of the Commission, the Department assumes that it would not play a role in funding the proposed museum.

-2-

The Department supports the commendable goal of H.R. 3442 and, accordingly, is pleased to recommend its approval to the President.

Sincerely,

A handwritten signature in dark ink, appearing to read "P. Lynn Scarlett", with a long horizontal flourish extending to the right.

P. Lynn Scarlett
Assistant Secretary for Policy, Management
and Budget



Smithsonian Institution

Lawrence M. Small
Secretary

December 20, 2001

Mr. James J. Jukes
Assistant Director for Legislative Reference
Executive Office of the President
Office of Management and Budget
Washington, D.C. 20503

Dear Mr. Jukes:

Thank you for requesting the views of the Smithsonian Institution on H.R. 3442, the "National Museum of African American History and Culture Plan for Action Presidential Commission Act of 2001."

In June 2001, the Smithsonian's governing Board of Regents passed a resolution stating their endorsement, in principal, of the establishment of a museum of African American history and culture "by legislation which safeguards the Smithsonian's interests including those relating to governance, funding and facilities." The Smithsonian has no objection to H.R. 3442, which would establish a commission to study the establishment and maintenance of a national African America museum, and looks forward to deliberations regarding its feasibility.

All the best,

Smithsonian Institution Building
1000 Jefferson Drive SW
Washington DC 20560-0016
202.357.1846 Telephone
202.786.2515 Fax

WHITE HOUSE STAFFING MEMORANDUM

Date: 12-21-01 ACTION / CONCURRENCE / COMMENT DUE BY: 12-26-01, COB

H.R. 3442 -- COMMISSION ON NATIONAL MUSEUM OF AFRICAN AMERICAN
 Subject: HISTORY AND CULTURE

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	☒	☐	HUBBARD	☐	☐
CARD	☒	☐	HUGHES	☒	☐
BLAKEMAN	☐	☐	IRASTORZA	☐	☐
BOLTEN	☒	☐	JOHNSON	☒	☐
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CONNAUGHTON	☐	☐	MIERS	☐	☒
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GONZALES	☒	☐	SPELLINGS	☒	☐
HAGIN	☐	☐	CLERK	☐	☒
HAWKINS	☒	☐	_____	☐	☐

REMARKS:

PLEASE SEND COMMENTS TO THE STAFF SECRETARY, EXT. 62702, FAX 62215, NO LATER THAN COB WEDNESDAY, 12-26-01. THANK YOU.

RESPONSE:

Harriet E. Miers
 Assistant to the President
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 Ext. 62702



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

THE DIRECTOR

December 21, 2001

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Bill H.R. 3442 - National Museum of African American History
and Culture Plan for Action Presidential Commission Act of 2001
Sponsors: Rep. Lewis (D) Georgia and 2 cosponsors

Last Day for Action

December 29, 2001 - Saturday

Purpose

Establishes a commission to make recommendations with respect to a plan of action for creating a National Museum of African American History and Culture in Washington, D.C.

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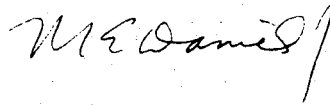
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Director

Enclosures



United States Department of the Interior

OFFICE OF THE SECRETARY
Washington, D.C. 20240

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Smithsonian Institution

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Smithsonian Institution Building
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Washington DC 20560-0016
202.357.1846 Telephone
202.786.2515 Fax

WHITE HOUSE STAFFING MEMORANDUM

01 DEC 24 AM 11:45

Date: 12-21-01 ACTION / CONCURRENCE / COMMENT DUE BY: 12-26-01, COB

H.R. 3442 -- COMMISSION ON NATIONAL MUSEUM OF AFRICAN AMERICAN
 Subject: HISTORY AND CULTURE

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	☒	☐	HUBBARD	☐	☐
CARD →	☒	☐	HUGHES	☒	☐
BLAKEMAN	☐	☐	IRASTORZA	☐	☐
BOLTEN	☒	☐	JOHNSON	☒	☐
CALIO	☒	☐	LINDSEY	☒	☐
CONNAUGHTON	☐	☐	MIERS	☐	☒
DANIELS	☐	☒	RICE	☒	☐
FLEISCHER	☐	☒	RIDGE	☐	☐
GERSON	☐	☐	ROVE	☒	☐
GONZALES	☒	☐	SPELLINGS	☒	☐
HAGIN	☐	☐	CLERK	☐	☒
HAWKINS	☒	☐		☐	☐

REMARKS:

PLEASE SEND COMMENTS TO THE STAFF SECRETARY, EXT. 62702, FAX 62215, NO LATER THAN COB WEDNESDAY, 12-26-01. THANK YOU.

RESPONSE:

2 MK

*This went to
 Harriet by
 Fed Ex
 Wed 12-26,
 but had not gone
 to President yet as
 of tonight.*



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

THE DIRECTOR

December 21, 2001

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Bill H.R. 3442 - National Museum of African American History
and Culture Plan for Action Presidential Commission Act of 2001
Sponsors: Rep. Lewis (D) Georgia and 2 cosponsors

Last Day for Action

December 29, 2001 - Saturday

Purpose

Establishes a commission to make recommendations with respect to a plan of action for creating a National Museum of African American History and Culture in Washington, D.C.

Agency Recommendations

Office of Management and Budget	Approval
Department of the Interior	Approval
Smithsonian Institution	No objection
Department of Justice	No objection (Informally)
District of Columbia	No objection (Informally)
Institute of Museum and Library Services	No objection (Informally)
Department of Education	Defers to Interior (Informally)
Office of Government Ethics	Defers to Justice (Informally)
Office of Personnel Management	No comment (Informally)

Discussion

H.R. 3442 would establish the National Museum of African American History and Culture Plan for Action Presidential Commission (the Commission). The Commission would have 19 voting members and 4 nonvoting members. The President would appoint 7 voting members. The Speaker of the House of Representatives and the Senate Majority Leader each would appoint 6 voting members and 2 nonvoting members. Members would have to be chosen from professional museum associations, academic institutions, and other groups committed to African American studies.

The Commission would be required to develop several reports and plans within nine months of the bill's enactment. First, the Commission would have to submit to the President and Congress recommendations with respect to a plan of action for the establishment and maintenance of the National Museum of African American History and Culture (the Museum) in Washington, D.C. In developing these recommendations, the Commission would be required to convene a national conference within three months of the enactment of H.R. 3442. Second, the Commission would submit a report to the President and Congress on the following issues: (1) the availability and cost of collections to be acquired and housed in the Museum; (2) the impact of the Museum on regional African American museums; (3) possible locations for the Museum on or adjacent to the National Mall; (4) the cost of converting the Smithsonian Institution's Arts and Industries Building into a modern museum; (5) whether the Museum should be located within the Smithsonian Institution; and (6) a governance and organizational structure for the Museum. Third, the Commission would have to submit to designated congressional committees a legislative plan of action for the creation and construction of the Museum based on the recommendations in the first two reports. Finally, the Commission would be required to produce two fundraising plans, one for contributions by the American people, and one specifically for fundraising by the African American community.

The enrolled bill would permit Commission members not currently employed by the Federal Government to be paid. Every member would be paid for any travel expenses including per diem. The Secretary of the Interior would determine the rate of pay for eligible members and the Interior Department would provide the administrative services, facilities, and funds necessary for the Commission. The Commission would terminate within 30 days after the submission of the required reports and plans.

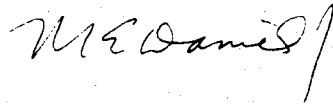
H.R. 3442 would authorize appropriations of \$3 million for FY 2002 for the Commission. The conference report for the Labor, Health and Human Services, Education, and Related Agencies Appropriations Act, H.R. 3061, appropriates \$2 million to the Institute of Museum and Library Services for the Commission. The Institute advises, informally, that it will transfer the funds to the Department of the Interior.

Conclusion and Recommendations

The Department of the Interior recommends approval of H.R. 3442, stating in its enclosed views letter that "African Americans have shaped the history of our nation in science, technology, art, music, and language . . ." and the bill "is an attempt to recognize these achievements."

The Smithsonian Institution has no objection to approval. Smithsonian notes that its Board of Regents endorsed "the establishment of a museum of African American history and culture 'by legislation which safeguards the Smithsonian's interests including those relating to governance, funding and facilities.' "

We join Interior in recommending approval of H.R. 3442, which passed the House by voice vote and the Senate by unanimous consent.

A handwritten signature in dark ink, appearing to read "M E Daniels Jr", with a stylized flourish at the end.

Mitchell E. Daniels, Jr.
Director

Enclosures



United States Department of the Interior

OFFICE OF THE SECRETARY
Washington, D.C. 20240

DEC 20 2001

Honorable Mitchell E. Daniels, Jr.
Director, Office of Management and Budget
Attention: Assistant Director for Legislative Reference
Washington, DC 20503

Dear Mr. Daniels:

This letter responds to your request for the views of the Department of the Interior with respect to H.R. 3442, the National Museum of African American History and Culture Plan for Action Presidential Commission Act of 2001.

We recommend that the President approve the enrolled bill.

African Americans have shaped the history of our nation in science, technology, art, music, and language and have made many important contributions to American life. H.R. 3442 is an attempt to recognize these achievements by creating a Presidential Commission to develop a plan of action for the establishment and maintenance of the National Museum of African American History and Culture in Washington, DC. The Commission would consist of not more than 23 members, including 7 appointed by the President, 16 appointed by the leadership of the Senate and House of Representatives. The members would be chosen from professional museum associations, academic institutions and groups committed to the research and study of African American life, art, history and culture.

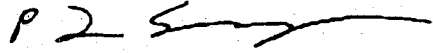
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Under H.R. 3442, the Department of the Interior would be responsible for providing administrative services, facilities, and funding for the Commission. We understand that H.R. 3061, the conference report on the Labor-HHS-Education appropriation bill, appropriates \$2 million to the Institute of Museum and Library Services and specifies that those funds are to be awarded to the National Museum of African American History and Culture Plan for Action Presidential Commission. This funding is essential since the Department's 2002 budget does not include funding to support these activities. Beyond this support of the Commission, the Department assumes that it would not play a role in funding the proposed museum.

-2-

The Department supports the commendable goal of H.R. 3442 and, accordingly, is pleased to recommend its approval to the President.

Sincerely,



P. Lynn Scarlett
Assistant Secretary for Policy, Management
and Budget



Smithsonian Institution

Lawrence M. Small
Secretary

December 20, 2001

Mr. James J. Jukes
Assistant Director for Legislative Reference
Executive Office of the President
Office of Management and Budget
Washington, D.C. 20503

Dear Mr. Jukes:

Thank you for requesting the views of the Smithsonian Institution on H.R. 3442, the "National Museum of African American History and Culture Plan for Action Presidential Commission Act of 2001."

In June 2001, the Smithsonian's governing Board of Regents passed a resolution stating their endorsement, in principal, of the establishment of a museum of African American history and culture "by legislation which safeguards the Smithsonian's interests including those relating to governance, funding and facilities." The Smithsonian has no objection to H.R. 3442, which would establish a commission to study the establishment and maintenance of a national African America museum, and looks forward to deliberations regarding its feasibility.

All the best,



OFFICE OF THE VICE PRESIDENT
WASHINGTON

December 26, 2001

MEMORANDUM FOR HARRIET MIERS
STAFF SECRETARY

FROM: **JONATHAN BURKS** 
DEPUTY STAFF SECRETARY TO THE VICE PRESIDENT

SUBJECT: **Enrolled Bill – Commission on National Museum of
African American History and Culture**

The Office of the Vice President has reviewed the above-referenced draft and has no comment.

SS/ RM NO. 499980**WHITE HOUSE STAFFING MEMORANDUM**Date: 12-21-01 ACTION / CONCURRENCE / COMMENT DUE BY: 12-26-01, COBSubject: H.R. 3442 -- COMMISSION ON NATIONAL MUSEUM OF AFRICAN AMERICAN
HISTORY AND CULTURE

	ACTION	FYI		ACTION	FYI
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GONZALES	☒	☐	SPELLINGS	☒	☐
HAGIN	☐	☐	CLERK	☐	☒
HAWKINS	☒	☐		☐	☐

REMARKS:

PLEASE SEND COMMENTS TO THE STAFF SECRETARY, EXT. 62702, FAX 62215, NO LATER THAN COB WEDNESDAY, 12-26-01. THANK YOU.

RESPONSE:

*No Comment*Harriet E. Miers
Assistant to the President
and Staff Secretary
Ext. 62702

WHITE HOUSE STAFFING MEMORANDUM

Date: 12-21-01 ACTION / CONCURRENCE / COMMENT DUE BY: 12-26-01, COB

H.R. 3442 -- COMMISSION ON NATIONAL MUSEUM OF AFRICAN AMERICAN
Subject: HISTORY AND CULTURE

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GONZALES →	☒	☐	SPELLINGS	☒	☐
HAGIN	☐	☐	CLERK	☐	☒
HAWKINS	☒	☐		☐	☐

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RESPONSE:

No objection - C Elwood

Harriet E. Miers
Assistant to the President
and Staff Secretary
Ext. 62702



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

THE DIRECTOR

December 21, 2001

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Bill H.R. 3442 - National Museum of African American History
and Culture Plan for Action Presidential Commission Act of 2001
Sponsors: Rep. Lewis (D) Georgia and 2 cosponsors

Last Day for Action

December 29, 2001 - Saturday

Purpose

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Agency Recommendations

Office of Management and Budget	Approval
Department of the Interior	Approval
Smithsonian Institution	No objection
Department of Justice	No objection (Informally)
District of Columbia	No objection (Informally)
Institute of Museum and Library Services	No objection (Informally)
Department of Education	Defers to Interior (Informally)
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Discussion

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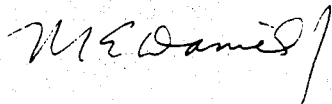
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Mitchell E. Daniels, Jr.
Director

Enclosures



United States Department of the Interior

OFFICE OF THE SECRETARY
Washington, D.C. 20240

DEC 20 2001

Honorable Mitchell E. Daniels, Jr.
Director, Office of Management and Budget
Attention: Assistant Director for Legislative Reference
Washington, DC 20503

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We recommend that the President approve the enrolled bill.

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-2-

The Department supports the commendable goal of H.R. 3442 and, accordingly, is pleased to recommend its approval to the President.

Sincerely,



P. Lynn Scarlett
Assistant Secretary for Policy, Management
and Budget



Smithsonian Institution

Lawrence M. Small
Secretary

December 20, 2001

Mr. James J. Jukes
Assistant Director for Legislative Reference
Executive Office of the President
Office of Management and Budget
Washington, D.C. 20503

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All the best,

Smithsonian Institution Building
1000 Jefferson Drive SW
Washington DC 20560-0016
202.357.1846 Telephone
202.786.2515 Fax

WHITE HOUSE STAFFING MEMORANDUM

Date: 12-21-01 ACTION / CONCURRENCE / COMMENT DUE BY: 12-26-01, COB

Subject: H.R. 3442 -- COMMISSION ON NATIONAL MUSEUM OF AFRICAN AMERICAN
HISTORY AND CULTURE

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HAGIN	☐	☐	CLERK	☐	☒
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REMARKS:

PLEASE SEND COMMENTS TO THE STAFF SECRETARY, EXT. 62702, FAX 62215, NO LATER THAN COB WEDNESDAY, 12-26-01. THANK YOU.

OL

RESPONSE:

Harriet E. Miers
 Assistant to the President
 and Staff Secretary
 Ext. 62702



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

THE DIRECTOR

December 21, 2001

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Bill H.R. 3442 - National Museum of African American History
and Culture Plan for Action Presidential Commission Act of 2001
Sponsors: Rep. Lewis (D) Georgia and 2 cosponsors

Last Day for Action

December 29, 2001 - Saturday

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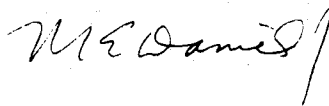
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Conclusion and Recommendations

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Mitchell E. Daniels, Jr.
Director

Enclosures



United States Department of the Interior

OFFICE OF THE SECRETARY
Washington, D.C. 20240

DEC 20 2001

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Director, Office of Management and Budget
Attention: Assistant Director for Legislative Reference
Washington, DC 20503

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We recommend that the President approve the enrolled bill.

African Americans have shaped the history of our nation in science, technology, art, music, and language and have made many important contributions to American life. H.R. 3442 is an attempt to recognize these achievements by creating a Presidential Commission to develop a plan of action for the establishment and maintenance of the National Museum of African American History and Culture in Washington, DC. The Commission would consist of not more than 23 members, including 7 appointed by the President, 16 appointed by the leadership of the Senate and House of Representatives. The members would be chosen from professional museum associations, academic institutions and groups committed to the research and study of African American life, art, history and culture.

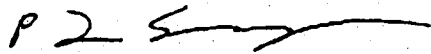
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Sincerely,



P. Lynn Scarlett
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Smithsonian Institution

Lawrence M. Small
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December 20, 2001

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Executive Office of the President
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All the best,

SS/ RM NO. 499980

WHITE HOUSE STAFFING MEMORANDUM

Date: 12-21-01 ACTION / CONCURRENCE / COMMENT DUE BY: 12-26-01, COBSubject: H.R. 3442 -- COMMISSION ON NATIONAL MUSEUM OF AFRICAN AMERICAN HISTORY AND CULTURE

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FLEISCHER	☐	☒	RIDGE	☐	☐
GERSON	☐	☐	ROVE	☒	☐
GONZALES	☒	☐	SPELLINGS	☒	☐
HAGIN	☐	☐	CLERK	☐	☒
HAWKINS	☒	☐		☐	☐

REMARKS:

PLEASE SEND COMMENTS TO THE STAFF SECRETARY, EXT. 62702, FAX 62215, NO LATER THAN COB WEDNESDAY, 12-26-01. THANK YOU.

NO COMMENT

RESPONSE:

Harriet E. Miers
Assistant to the President
and Staff Secretary
Ext. 62702

WHITE HOUSE STAFFING MEMORANDUMDate: 12-21-01 ACTION / CONCURRENCE / COMMENT DUE BY: 12-26-01, COBSubject: H.R. 3442 -- COMMISSION ON NATIONAL MUSEUM OF AFRICAN AMERICAN HISTORY AND CULTURE

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	☒	☐	HUBBARD	☐	☐
CARD	☒	☐	HUGHES	☒	☐
BLAKEMAN	☐	☐	IRASTORZA	☐	☐
BOLTEN	☒	☐	JOHNSON	☒	☐
CALIO	☒	☐	LINDSEY	☒	☐
CONNAUGHTON	☐	☐	MIERS	☐	☒
DANIELS	☐	☒	RICE	☒	☐
FLEISCHER	☐	☒	RIDGE	☐	☐
GERSON	☐	☐	ROVE	☒	☐
GONZALES	☒	☐	SPELLINGS	☒	☐
HAGIN	☐	☐	CLERK	☐	☒
HAWKINS	☒	☐		☐	☐

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PLEASE SEND COMMENTS TO THE STAFF SECRETARY, EXT. 62702, FAX 62215, NO LATER THAN COB WEDNESDAY, 12-26-01. THANK YOU.

00 02 10

RESPONSE:

Harriet E. Miers
Assistant to the President
and Staff Secretary
Ext. 62702



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

THE DIRECTOR

December 21, 2001

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Bill H.R. 3442 - National Museum of African American History
and Culture Plan for Action Presidential Commission Act of 2001
Sponsors: Rep. Lewis (D) Georgia and 2 cosponsors

Last Day for Action

December 29, 2001 - Saturday

Purpose

Establishes a commission to make recommendations with respect to a plan of action for creating a National Museum of African American History and Culture in Washington, D.C.

Agency Recommendations

Office of Management and Budget	Approval
Department of the Interior	Approval
Smithsonian Institution	No objection
Department of Justice	No objection (Informally)
District of Columbia	No objection (Informally)
Institute of Museum and Library Services	No objection (Informally)
Department of Education	Defers to Interior (Informally)
Office of Government Ethics	Defers to Justice (Informally)
Office of Personnel Management	No comment (Informally)

Discussion

H.R. 3442 would establish the National Museum of African American History and Culture Plan for Action Presidential Commission (the Commission). The Commission would have 19 voting members and 4 nonvoting members. The President would appoint 7 voting members. The Speaker of the House of Representatives and the Senate Majority Leader each would appoint 6 voting members and 2 nonvoting members. Members would have to be chosen from professional museum associations, academic institutions, and other groups committed to African American studies.

The Commission would be required to develop several reports and plans within nine months of the bill's enactment. First, the Commission would have to submit to the President and Congress recommendations with respect to a plan of action for the establishment and maintenance of the National Museum of African American History and Culture (the Museum) in Washington, D.C. In developing these recommendations, the Commission would be required to convene a national conference within three months of the enactment of H.R. 3442. Second, the Commission would submit a report to the President and Congress on the following issues: (1) the availability and cost of collections to be acquired and housed in the Museum; (2) the impact of the Museum on regional African American museums; (3) possible locations for the Museum on or adjacent to the National Mall; (4) the cost of converting the Smithsonian Institution's Arts and Industries Building into a modern museum; (5) whether the Museum should be located within the Smithsonian Institution; and (6) a governance and organizational structure for the Museum. Third, the Commission would have to submit to designated congressional committees a legislative plan of action for the creation and construction of the Museum based on the recommendations in the first two reports. Finally, the Commission would be required to produce two fundraising plans, one for contributions by the American people, and one specifically for fundraising by the African American community.

The enrolled bill would permit Commission members not currently employed by the Federal Government to be paid. Every member would be paid for any travel expenses including per diem. The Secretary of the Interior would determine the rate of pay for eligible members and the Interior Department would provide the administrative services, facilities, and funds necessary for the Commission. The Commission would terminate within 30 days after the submission of the required reports and plans.

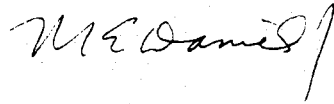
H.R. 3442 would authorize appropriations of \$3 million for FY 2002 for the Commission. The conference report for the Labor, Health and Human Services, Education, and Related Agencies Appropriations Act, H.R. 3061, appropriates \$2 million to the Institute of Museum and Library Services for the Commission. The Institute advises, informally, that it will transfer the funds to the Department of the Interior.

Conclusion and Recommendations

The Department of the Interior recommends approval of H.R. 3442, stating in its enclosed views letter that "African Americans have shaped the history of our nation in science, technology, art, music, and language . . . " and the bill "is an attempt to recognize these achievements."

The Smithsonian Institution has no objection to approval. Smithsonian notes that its Board of Regents endorsed "the establishment of a museum of African American history and culture 'by legislation which safeguards the Smithsonian's interests including those relating to governance, funding and facilities.' "

We join Interior in recommending approval of H.R. 3442, which passed the House by voice vote and the Senate by unanimous consent.

A handwritten signature in dark ink, appearing to read "M E Daniels Jr", with a stylized flourish at the end.

Mitchell E. Daniels, Jr.
Director

Enclosures



United States Department of the Interior

OFFICE OF THE SECRETARY
Washington, D.C. 20240

DEC 20 2001

Honorable Mitchell E. Daniels, Jr.
Director, Office of Management and Budget
Attention: Assistant Director for Legislative Reference
Washington, DC 20503

Dear Mr. Daniels:

This letter responds to your request for the views of the Department of the Interior with respect to H.R. 3442, the National Museum of African American History and Culture Plan for Action Presidential Commission Act of 2001.

We recommend that the President approve the enrolled bill.

African Americans have shaped the history of our nation in science, technology, art, music, and language and have made many important contributions to American life. H.R. 3442 is an attempt to recognize these achievements by creating a Presidential Commission to develop a plan of action for the establishment and maintenance of the National Museum of African American History and Culture in Washington, DC. The Commission would consist of not more than 23 members, including 7 appointed by the President, 16 appointed by the leadership of the Senate and House of Representatives. The members would be chosen from professional museum associations, academic institutions and groups committed to the research and study of African American life, art, history and culture.

The bill directs the Commission to convene a national conference, develop a fund-raising plan, and submit two reports no later than 9 months after the date of enactment of the bill to the President and Congress, one containing its recommendations for a plan of action for establishment and maintenance of the museum and another addressing six specific issues. In addition, the Commission would be tasked with submitting to Congressional committees a legislative plan of action for creation and construction of the museum.

Under H.R. 3442, the Department of the Interior would be responsible for providing administrative services, facilities, and funding for the Commission. We understand that H.R. 3061, the conference report on the Labor-HHS-Education appropriation bill, appropriates \$2 million to the Institute of Museum and Library Services and specifies that those funds are to be awarded to the National Museum of African American History and Culture Plan for Action Presidential Commission. This funding is essential since the Department's 2002 budget does not include funding to support these activities. Beyond this support of the Commission, the Department assumes that it would not play a role in funding the proposed museum.

-2-

The Department supports the commendable goal of H.R. 3442 and, accordingly, is pleased to recommend its approval to the President.

Sincerely,



P. Lynn Scarlett
Assistant Secretary for Policy, Management
and Budget



Smithsonian Institution

Lawrence M. Small
Secretary

December 20, 2001

Mr. James J. Jukes
Assistant Director for Legislative Reference
Executive Office of the President
Office of Management and Budget
Washington, D.C. 20503

Dear Mr. Jukes:

Thank you for requesting the views of the Smithsonian Institution on H.R. 3442, the "National Museum of African American History and Culture Plan for Action Presidential Commission Act of 2001."

In June 2001, the Smithsonian's governing Board of Regents passed a resolution stating their endorsement, in principal, of the establishment of a museum of African American history and culture "by legislation which safeguards the Smithsonian's interests including those relating to governance, funding and facilities." The Smithsonian has no objection to H.R. 3442, which would establish a commission to study the establishment and maintenance of a national African America museum, and looks forward to deliberations regarding its feasibility.

All the best,

A handwritten signature in black ink, appearing to be "L. M. Small", written over a horizontal line.

Smithsonian Institution Building
1000 Jefferson Drive SW
Washington DC 20560-0016
202.357.1846 Telephone
202.786.2515 Fax

45337

Congress of the United States

Washington, DC 20515

April 10, 2000

The Honorable George W. Bush
President of the United States
1600 Pennsylvania Ave.
Washington, D.C. 20500

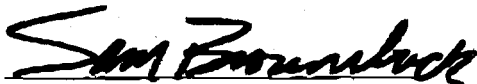
Dear Mr. President:

We will soon introduce legislation to authorize the establishment of a National Museum of African American History and Culture in Washington, D.C. This bipartisan legislation will create a permanent collection of artifacts and historical materials that will showcase the 400 year legacy of African American history. The museum will be funded by a federal-private partnership, and also calls for the establishment of a council that will oversee the building and management of the museum.

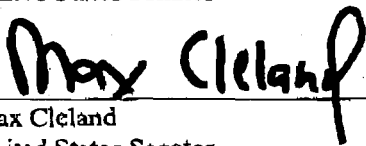
Legislation authorizing a national museum devoted to African American history and culture has been introduced during every Congress since 1988. The legislation passed the Senate unanimously in one Congress, and passed the House unanimously in another Congress. However, it has not yet become law. The sponsors of the legislation in the 107th Congress believe that the time has come for final passage of this legislation, so that families across America who visit the nation's capital can better understand American history and the significant contributions of African Americans.

We believe that this museum will continue the much needed process of racial reconciliation, and invite you to join us in supporting this legislation. We are anxious to meet with you and/or members of your staff to discuss the museum further. Please contact Brent Orrell, Legislative Director, in Senator Brownback's office at (202) 224-3575 for more information. We look forward to working with you on this most worthy endeavor.

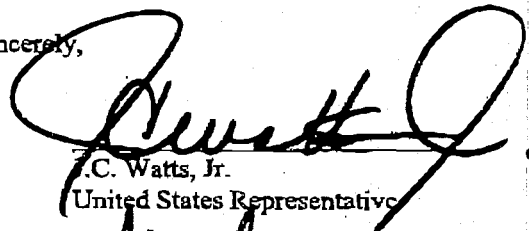
Sincerely,



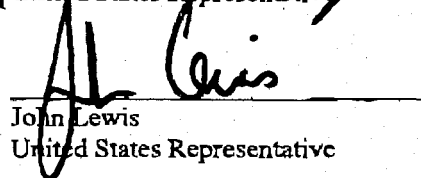
Sam Brownback
United States Senator



Max Cleland
United States Senator



J.C. Watts, Jr.
United States Representative



John Lewis
United States Representative

Cc: Andrew H. Card, Jr., Chief of Staff to the President
Karl Rove, Senior Advisor to the President
Karen Hughes, Counselor to the President
I. Lewis Libby, Jr., Asst. to the President, Chief of Staff & Counselor to the Vice President
Nicholas Calio, Asst. To the President and Director for Legislative Affairs
Townsend McNitt, Special Assistant to the President

PRINTED ON RECYCLED PAPER

Congress of the United States

Washington, DC 20515

NATIONAL MUSEUM OF AFRICAN AMERICAN HISTORY AND CULTURE

Summary of Legislation

Authorizes the establishment of a National Museum within the Smithsonian Institution addressing African-American history, culture, life and art.

Authorizes use of the Smithsonian's Arts and Industries Building on the Mall as the site for the new museum, together with a potential annex facility if feasible on or adjacent to the Mall.

Establishes a Council to be responsible for overseeing renovation of the Arts and Industries Building and establishment of museum collections. The Council will include 13 members with relevant expertise in African-American issues or museums, 10 members of African-American descent, 2 Smithsonian representatives, and 7 non-voting members from Congress selected on a bipartisan basis. Authorizes \$15,000,000 for the Council to carry out this act in FY 2002.

Authorizes an educational and scholarship component for the new museum as well as affiliations with other museums of African-American history and organizations dedicated to African-American studies. Public educational programs will include utilizing digital, electronic, and interactive technologies, and programs in collaboration with elementary schools, secondary schools, and colleges. Authorizes \$10,000,000 for the Office of Educational and Liaison Programs.

Provides for 1/3-2/3 federal-private sector cost sharing to cover renovation of the Arts and Industries Building and establishment of museum exhibition areas.

PRINTED ON RECYCLED PAPER

Congress of the United States

Washington, DC 20515

NATIONAL MUSEUM OF AFRICAN AMERICAN HISTORY AND CULTURE LIST OF SUPPORTERS

- African-American Civil War Memorial
- African-American Heritage Preservation Foundation
- African-American Museum Association
- Association for the Study of African-American Life and History
- Benedict College
- Bowie State University
- Center for New Black Leadership
- Coalition on Urban Renewal and Education
- Concerned Women For America
- Congressional Black Caucus
- Congressional Black Caucus Foundation
- Hudson Institute
- Life Education and Resource Network, Inc.
- Charles Mann
- Rev. Dr. Louis-Charles Harvey, Pastor Metropolitan African Methodist Episcopal Church Washington, D.C.
- Mitchell Collection of African-American History
- Art Monk
- National African-American Museum and Cultural Complex
- National Center for Neighborhood Enterprise
- National Congress of Black Women
- Oakwood College
- Pastor Wintley Phipps, Seabrook Seventh Day Adventist Church
- Rita Thompson
- David Barton, Wall Builders Association

PRINTED ON RECYCLED PAPER



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

'01 DEC 21 PMB:29

THE DIRECTOR

December 21, 2001

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Bill H.R. 3442 - National Museum of African American History
and Culture Plan for Action Presidential Commission Act of 2001
Sponsors: Rep. Lewis (D) Georgia and 2 cosponsors

Last Day for Action

December 29, 2001 - Saturday

Purpose

Establishes a commission to make recommendations with respect to a plan of action for creating a National Museum of African American History and Culture in Washington, D.C.

Agency Recommendations

Office of Management and Budget

Approval

Department of the Interior

Approval

Smithsonian Institution

No objection

Department of Justice

No objection (Informally)

District of Columbia

No objection (Informally)

Institute of Museum and Library Services

No objection (Informally)

Department of Education

Defers to Interior (Informally)

Office of Government Ethics

Defers to Justice (Informally)

Office of Personnel Management

No comment (Informally)

Discussion

H.R. 3442 would establish the National Museum of African American History and Culture Plan for Action Presidential Commission (the Commission). The Commission would have 19 voting members and 4 nonvoting members. The President would appoint 7 voting members. The Speaker of the House of Representatives and the Senate Majority Leader each would appoint 6 voting members and 2 nonvoting members. Members would have to be chosen from professional museum associations, academic institutions, and other groups committed to African American studies.

The Commission would be required to develop several reports and plans within nine months of the bill's enactment. First, the Commission would have to submit to the President and Congress recommendations with respect to a plan of action for the establishment and maintenance of the National Museum of African American History and Culture (the Museum) in Washington, D.C. In developing these recommendations, the Commission would be required to convene a national conference within three months of the enactment of H.R. 3442. Second, the Commission would submit a report to the President and Congress on the following issues: (1) the availability and cost of collections to be acquired and housed in the Museum; (2) the impact of the Museum on regional African American museums; (3) possible locations for the Museum on or adjacent to the National Mall; (4) the cost of converting the Smithsonian Institution's Arts and Industries Building into a modern museum; (5) whether the Museum should be located within the Smithsonian Institution; and (6) a governance and organizational structure for the Museum. Third, the Commission would have to submit to designated congressional committees a legislative plan of action for the creation and construction of the Museum based on the recommendations in the first two reports. Finally, the Commission would be required to produce two fundraising plans, one for contributions by the American people, and one specifically for fundraising by the African American community.

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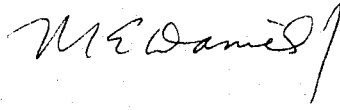
H.R. 3442 would authorize appropriations of \$3 million for FY 2002 for the Commission. The conference report for the Labor, Health and Human Services, Education, and Related Agencies Appropriations Act, H.R. 3061, appropriates \$2 million to the Institute of Museum and Library Services for the Commission. The Institute advises, informally, that it will transfer the funds to the Department of the Interior.

Conclusion and Recommendations

The Department of the Interior recommends approval of H.R. 3442, stating in its enclosed views letter that "African Americans have shaped the history of our nation in science, technology, art, music, and language . . . " and the bill "is an attempt to recognize these achievements."

The Smithsonian Institution has no objection to approval. Smithsonian notes that its Board of Regents endorsed "the establishment of a museum of African American history and culture 'by legislation which safeguards the Smithsonian's interests including those relating to governance, funding and facilities.' "

We join Interior in recommending approval of H.R. 3442, which passed the House by voice vote and the Senate by unanimous consent.

A handwritten signature in black ink, appearing to read "M E Daniels Jr", with a stylized flourish at the end.

Mitchell E. Daniels, Jr.
Director

Enclosures

WHITE HOUSE STAFFING MEMORANDUMDate: 12-21-01 ACTION / CONCURRENCE / COMMENT DUE BY: 12-26-01, COBH.R. 3442 -- COMMISSION ON NATIONAL MUSEUM OF AFRICAN AMERICAN
Subject: HISTORY AND CULTURE

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	☒	☐	HUBBARD	☐	☐
CARD	☒	☐	HUGHES	☒	☐
BLAKEMAN	☐	☐	IRASTORZA	☐	☐
BOLTEN	☒	☐	JOHNSON	☒	☐
CALIO	☒	☐	LINDSEY	☒	☐
CONNAUGHTON	☐	☐	MIERS	☐	☒
DANIELS	☐	☒	RICE	☒	☐
FLEISCHER	☐	☒	RIDGE	☐	☐
GERSON	☐	☐	ROVE	☒	☐
GONZALES	☒	☐	SPELLINGS	☒	☐
HAGIN	☐	☐	CLERK	☐	☒
HAWKINS	☒	☐		☐	☐

REMARKS:

PLEASE SEND COMMENTS TO THE STAFF SECRETARY, EXT. 62702, FAX 62215, NO LATER THAN COB WEDNESDAY, 12-26-01. THANK YOU.

RESPONSE:

Harriet E. Miers
Assistant to the President
and Staff Secretary
Ext. 62702



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

THE DIRECTOR

December 21, 2001

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Bill H.R. 3442 - National Museum of African American History
and Culture Plan for Action Presidential Commission Act of 2001
Sponsors: Rep. Lewis (D) Georgia and 2 cosponsors

Last Day for Action

December 29, 2001 - Saturday

Purpose

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Agency Recommendations

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Approval

Department of the Interior

Approval

Smithsonian Institution

No objection

Department of Justice

No objection (Informally)

District of Columbia

No objection (Informally)

Institute of Museum and Library Services

No objection (Informally)

Department of Education

Defers to Interior (Informally)

Office of Government Ethics

Defers to Justice (Informally)

Office of Personnel Management

No comment (Informally)

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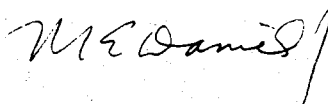
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Conclusion and Recommendations

The Department of the Interior recommends approval of H.R. 3442, stating in its enclosed views letter that "African Americans have shaped the history of our nation in science, technology, art, music, and language . . . " and the bill "is an attempt to recognize these achievements."

The Smithsonian Institution has no objection to approval. Smithsonian notes that its Board of Regents endorsed "the establishment of a museum of African American history and culture 'by legislation which safeguards the Smithsonian's interests including those relating to governance, funding and facilities.' "

We join Interior in recommending approval of H.R. 3442, which passed the House by voice vote and the Senate by unanimous consent.

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Mitchell E. Daniels, Jr.
Director

Enclosures



United States Department of the Interior

OFFICE OF THE SECRETARY
Washington, D.C. 20240

DEC 20 2001

Honorable Mitchell E. Daniels, Jr.
Director, Office of Management and Budget
Attention: Assistant Director for Legislative Reference
Washington, DC 20503

Dear Mr. Daniels:

This letter responds to your request for the views of the Department of the Interior with respect to H.R. 3442, the National Museum of African American History and Culture Plan for Action Presidential Commission Act of 2001.

We recommend that the President approve the enrolled bill.

African Americans have shaped the history of our nation in science, technology, art, music, and language and have made many important contributions to American life. H.R. 3442 is an attempt to recognize these achievements by creating a Presidential Commission to develop a plan of action for the establishment and maintenance of the National Museum of African American History and Culture in Washington, DC. The Commission would consist of not more than 23 members, including 7 appointed by the President, 16 appointed by the leadership of the Senate and House of Representatives. The members would be chosen from professional museum associations, academic institutions and groups committed to the research and study of African American life, art, history and culture.

The bill directs the Commission to convene a national conference, develop a fund-raising plan, and submit two reports no later than 9 months after the date of enactment of the bill to the President and Congress, one containing its recommendations for a plan of action for establishment and maintenance of the museum and another addressing six specific issues. In addition, the Commission would be tasked with submitting to Congressional committees a legislative plan of action for creation and construction of the museum.

Under H.R. 3442, the Department of the Interior would be responsible for providing administrative services, facilities, and funding for the Commission. We understand that H.R. 3061, the conference report on the Labor-HHS-Education appropriation bill, appropriates \$2 million to the Institute of Museum and Library Services and specifies that those funds are to be awarded to the National Museum of African American History and Culture Plan for Action Presidential Commission. This funding is essential since the Department's 2002 budget does not include funding to support these activities. Beyond this support of the Commission, the Department assumes that it would not play a role in funding the proposed museum.

-2-

The Department supports the commendable goal of H.R. 3442 and, accordingly, is pleased to recommend its approval to the President.

Sincerely,



P. Lynn Scarlett
Assistant Secretary for Policy, Management
and Budget



Smithsonian Institution

Lawrence M. Small
Secretary

December 20, 2001

Mr. James J. Jukes
Assistant Director for Legislative Reference
Executive Office of the President
Office of Management and Budget
Washington, D.C. 20503

Dear Mr. Jukes:

Thank you for requesting the views of the Smithsonian Institution on H.R. 3442, the "National Museum of African American History and Culture Plan for Action Presidential Commission Act of 2001."

In June 2001, the Smithsonian's governing Board of Regents passed a resolution stating their endorsement, in principal, of the establishment of a museum of African American history and culture "by legislation which safeguards the Smithsonian's interests including those relating to governance, funding and facilities." The Smithsonian has no objection to H.R. 3442, which would establish a commission to study the establishment and maintenance of a national African America museum, and looks forward to deliberations regarding its feasibility.

All the best,

Smithsonian Institution Building
1000 Jefferson Drive SW
Washington DC 20560-0016
202.357.1846 Telephone
202.786.2515 Fax

One Hundred Seventh Congress of the United States of America

AT THE FIRST SESSION

*Begun and held at the City of Washington on Wednesday,
the third day of January, two thousand and one*

An Act

To establish the National Museum of African American History and Culture Plan for Action Presidential Commission to develop a plan of action for the establishment and maintenance of the National Museum of African American History and Culture in Washington, D.C., and for other purposes.

*Be it enacted by the Senate and House of Representatives of
the United States of America in Congress assembled,*

SECTION 1. SHORT TITLE.

This Act may be cited as the "National Museum of African American History and Culture Plan for Action Presidential Commission Act of 2001".

SEC. 2. ESTABLISHMENT OF COMMISSION.

(a) IN GENERAL.—There is established the National Museum of African American History and Culture Plan for Action Presidential Commission (hereafter in this Act referred to as the "Commission").

(b) MEMBERSHIP.—The Commission shall consist of not more than 23 members appointed as follows:

(1) The President shall appoint seven voting members.

(2) The Speaker of the House of Representatives and the Senate Majority Leader shall each appoint six voting members.

(3) In addition to the members appointed under paragraph (2), the Speaker of the House of Representatives and the Senate Majority Leader shall each appoint two additional nonvoting members.

(c) QUALIFICATIONS.—Members of the Commission shall be chosen from the following professional groups:

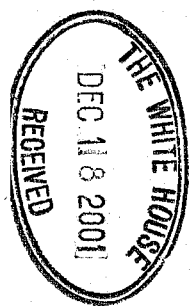
(1) Professional museum associations, including the Association of African American Museums and African American Museum Cultural Complex, Inc.

(2) Academic institutions and groups committed to the research and study of African American life, art, history, and culture, including Historically Black Colleges and Universities and the Joint Center for Political and Economic Studies.

SEC. 3. FUNCTIONS OF THE COMMISSION.

(a) PLAN OF ACTION FOR ESTABLISHMENT AND MAINTENANCE OF MUSEUM.—

(1) IN GENERAL.—The Commission shall submit a report to the President and the Congress containing its recommendations with respect to a plan of action for the establishment and maintenance of the National Museum of African American

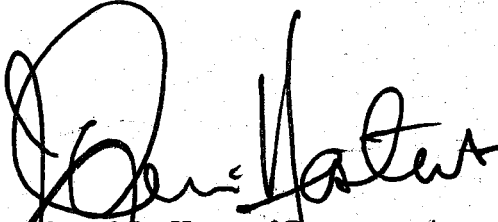


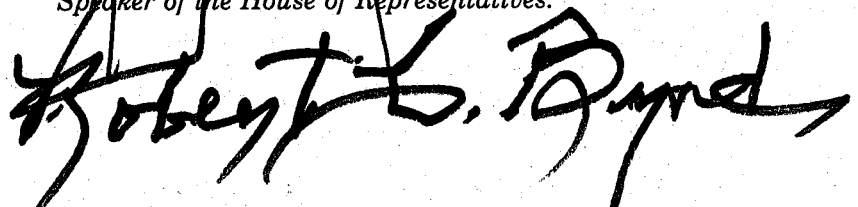
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(b) **TERMINATION.**—The Commission shall terminate not later than 30 days after submitting the final versions of reports and plans pursuant to subsection (a).

SEC. 6. AUTHORIZATION OF APPROPRIATIONS.

There are authorized to be appropriated \$3,000,000 for activities of the Commission during fiscal year 2002.


Speaker of the House of Representatives.


~~Vice President of the United States and~~
President of the Senate *pro tempore*.

APPROVED
DEC 28 2001

