

112TH CONGRESS
1ST SESSION

H. R. 775

To amend title 44, United States Code, to require any organization that is established for the purpose of raising funds for creating, maintaining, expanding, or conducting activities at a Presidential archival depository or any facilities relating to a Presidential archival depository to disclose the sources and amounts of any funds raised, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 17, 2011

Mr. DUNCAN of Tennessee (for himself, Mr. BURTON of Indiana, and Mr. JONES) introduced the following bill; which was referred to the Committee on Oversight and Government Reform

A BILL

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1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. REQUIREMENT TO DISCLOSE SOURCES AND**
2 **AMOUNTS OF FUNDS RAISED FOR PRESI-**
3 **DENTIAL ARCHIVAL DEPOSITORY.**

4 (a) IN GENERAL.—Section 2112 of title 44, United
5 States Code, is amended by adding at the end the fol-
6 lowing new subsection:

7 “(h)(1) Any organization that is established for the
8 purpose of raising funds for creating, maintaining, ex-
9 panding, or conducting activities at a Presidential archival
10 depository or any facilities relating to a Presidential archi-
11 val depository shall submit to the Administration, the
12 Committee on Oversight and Government Reform of the
13 House of Representatives, and the Committee on Home-
14 land Security and Governmental Affairs of the Senate on
15 an annual basis, by not later than the applicable date spec-
16 ified in paragraph (2), information with respect to every
17 contributor who, during the year covered by the submis-
18 sion, with respect to a Presidential archival depository of
19 a President who currently holds the Office of President
20 or for which the Archivist has not accepted, taken title
21 to, or entered into an agreement to use any land or facil-
22 ity, gave the organization a contribution or contributions
23 (whether monetary or in-kind) totaling \$200 or more for
24 the year.

25 “(2) For purposes of paragraph (1), the applicable
26 date for a submission of information under that paragraph

1 is January 31 of the year following the year covered by
2 the submission.

3 “(3) As used in this subsection, the term ‘informa-
4 tion’ means the following:

5 “(A) The amount or value of each contribution
6 made by a contributor referred to in paragraph (1)
7 in the year covered by the submission.

8 “(B) The source of each such contribution, and
9 the address of the entity or individual that is the
10 source of the contribution.

11 “(C) If the source of such a contribution is an
12 individual, the occupation of the individual.

13 “(D) The date of each such contribution.

14 “(4) The Archivist shall make available to the public
15 through the Internet (or a successor technology readily
16 available to the public) any information that is submitted
17 in accordance with paragraph (1).

18 “(5)(A) It shall be unlawful for any person who
19 makes a contribution described in paragraph (1) to know-
20 ingly and willfully submit false material information or
21 omit material information with respect to the contribution
22 to an organization described in such paragraph.

23 “(B) The penalties described in section 1001 of title
24 18, United States Code, shall apply with respect to a viola-

1 tion of subparagraph (A) in the same manner as a viola-
2 tion described in such section.

3 “(6)(A) It shall be unlawful for any organization de-
4 scribed in paragraph (1) to knowingly and willfully submit
5 false material information or omit material information
6 under such paragraph.

7 “(B) The penalties described in section 1001 of title
8 18, United States Code, shall apply with respect to a viola-
9 tion of subparagraph (A) in the same manner as a viola-
10 tion described in such section.

11 “(7)(A) It shall be unlawful for a person to knowingly
12 and willfully—

13 “(i) make a contribution described in paragraph
14 (1) in the name of another person;

15 “(ii) permit his or her name to be used to effect
16 a contribution described in paragraph (1); or

17 “(iii) accept a contribution described in para-
18 graph (1) that is made by one person in the name
19 of another person.

20 “(B) The penalties set forth in section 309(d) of the
21 Federal Election Campaign Act of 1971 (2 U.S.C.
22 437g(d)) shall apply to a violation of subparagraph (A)
23 in the same manner as if such violation were a violation
24 of section 316(b)(3) of such Act.

1 “(8) The Archivist shall promulgate regulations for
2 the purpose of carrying out this subsection.”.

3 (b) APPLICABILITY.—Section 2112(h) of title 44,
4 United States Code (as added by subsection (a))—

5 (1) shall apply to an organization established
6 for the purpose of raising funds for creating, main-
7 taining, expanding, or conducting activities at a
8 Presidential archival depository or any facilities re-
9 lating to a Presidential archival depository before,
10 on, or after the date of the enactment of this Act;
11 and

12 (2) shall only apply with respect to contribu-
13 tions (whether monetary or in-kind) made after the
14 date of the enactment of this Act.

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