

108TH CONGRESS  
1ST SESSION

**H. R. 13**

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**AN ACT**

To reauthorize the Museum and Library Services  
Act, and for other purposes.



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To reauthorize the Museum and Library Services Act, and  
for other purposes.

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

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Museum and Library  
3 Services Act of 2003”.

4 **TITLE I—GENERAL PROVISIONS**

5 **SEC. 101. GENERAL DEFINITIONS.**

6 Section 202 of the Museum and Library Services Act  
7 (20 U.S.C. 9101) is amended—

8 (1) by amending paragraph (1) to read as fol-  
9 lows:

10 “(1) DETERMINED TO BE OBSCENE.—The term  
11 ‘determined to be obscene’ means determined, in a  
12 final judgment of a court of record and of competent  
13 jurisdiction in the United States, to be obscene.”;

14 (2) by striking paragraph (4);

15 (3) by redesignating paragraph (3) as para-  
16 graph (5);

17 (4) by inserting after paragraph (2) the fol-  
18 lowing:

19 “(3) FINAL JUDGMENT.—The term ‘final judg-  
20 ment’ means a judgment that is—

21 “(A) not reviewed by any other court that  
22 has authority to review such judgment; or

23 “(B) is not reviewable by any other court.

24 “(4) INDIAN TRIBE.—The term ‘Indian tribe’  
25 means any tribe, band, nation, or other organized  
26 group or community, including any Alaska native

1 village, regional corporation, or village corporation  
2 (as defined in, or established pursuant to, the Alas-  
3 ka Native Claims Settlement Act (43 U.S.C. 1601 et  
4 seq.)), which is recognized by the Secretary of the  
5 Interior as eligible for the special programs and  
6 services provided by the United States to Indians be-  
7 cause of their status as Indians.”; and

8 (5) by adding after paragraph (5) (as so redes-  
9 ignated) the following:

10 “(6) MUSEUM AND LIBRARY SERVICES  
11 BOARD.—The term ‘Museum and Library Services  
12 Board’ means the National Museum and Library  
13 Services Board established under section 207.

14 “(7) OBSCENE.—The term ‘obscene’ means,  
15 with respect to a project, that—

16 “(A) the average person, applying contem-  
17 porary community standards, would find that  
18 such project, when taken as a whole, appeals to  
19 the prurient interest;

20 “(B) such project depicts or describes sex-  
21 ual conduct in a patently offensive way; and

22 “(C) such project, when taken as a whole,  
23 lacks serious literary, artistic, political, or sci-  
24 entific value.”.

1 **SEC. 102. INSTITUTE OF MUSEUM AND LIBRARY SERVICES.**

2 Section 203 of the Museum and Library Services Act  
3 (20 U.S.C. 9102) is amended—

4 (1) in subsection (b), by striking the last sen-  
5 tence; and

6 (2) by adding at the end the following:

7 “(c) MUSEUM AND LIBRARY SERVICES BOARD.—

8 There shall be a National Museum and Library Services  
9 Board within the Institute, as provided under section  
10 207.”.

11 **SEC. 103. DIRECTOR OF THE INSTITUTE.**

12 (a) COORDINATION OF ACTIVITIES.—Section 204(e)  
13 of the Museum and Library Services Act (20 U.S.C.  
14 9103(e)) is amended by adding at the end the following:

15 “Where appropriate, the Director shall ensure that activi-  
16 ties under subtitle B are coordinated with activities under  
17 section 1251 of the Elementary and Secondary Education  
18 Act of 1965 (20 U.S.C. 6383).”.

19 (b) REGULATORY AUTHORITY.—Section 204 of such  
20 Act (20 U.S.C. 9103) is amended by adding at the end  
21 the following:

22 “(f) REGULATORY AUTHORITY.—The Director may  
23 promulgate such rules and regulations as are necessary  
24 and appropriate to implement the provisions of this title.

25 “(g) APPLICATION PROCEDURES.—

1           “(1) IN GENERAL.—In order to be eligible to  
2       receive financial assistance under this title, a person  
3       or agency shall submit an application in accordance  
4       with procedures established by the Director by regu-  
5       lation.

6           “(2) REVIEW AND EVALUATION.—The Director  
7       shall establish procedures for reviewing and evalu-  
8       ating such applications. Such procedures shall not be  
9       subject to any review outside of the Institute. In es-  
10      tablishing such procedures, the Director shall ensure  
11      that the criteria by which applications are evaluated  
12      are consistent with the purposes of this title, taking  
13      into consideration general standards of decency and  
14      respect for the diverse beliefs and values of the  
15      American public.

16          “(3) TREATMENT OF PROJECTS DETERMINED  
17      TO BE OBSCENE.—

18           “(A) IN GENERAL.—The procedures de-  
19      scribed in paragraph (2) shall include provisions  
20      that clearly specify that obscenity is without lit-  
21      erary, artistic, political, or scientific merit, and  
22      is not protected speech.

23           “(B) PROHIBITION.—No financial assist-  
24      ance may be provided under this title with re-

1 spect to any project that is determined to be  
2 obscene.

3 “(C) TREATMENT OF APPLICATION DIS-  
4 APPROVAL.—The disapproval of an application  
5 by the Director shall not be construed to mean,  
6 and shall not be considered as evidence that,  
7 the project for which the applicant requested fi-  
8 nancial assistance is or is not obscene.”.

9 **SEC. 104. NATIONAL MUSEUM AND LIBRARY SERVICES**  
10 **BOARD.**

11 The Museum and Library Services Act (20 U.S.C.  
12 9101 et seq.) is amended—

13 (1) by redesignating section 207 as section 208;  
14 and

15 (2) by inserting after section 206 the following:

16 **“SEC. 207. NATIONAL MUSEUM AND LIBRARY SERVICES**  
17 **BOARD.**

18 “(a) ESTABLISHMENT.—There is established in the  
19 Institute a board to be known as the ‘National Museum  
20 and Library Services Board’.

21 “(b) MEMBERSHIP.—

22 “(1) NUMBER AND APPOINTMENT.—The Mu-  
23 seum and Library Services Board shall be composed  
24 of the following:

25 “(A) The Director.



1           “(B) The Deputy Director for the Office of  
2           Library Services.

3           “(C) The Deputy Director for the Office of  
4           Museum Services.

5           “(D) 10 members appointed by the Presi-  
6           dent, by and with the advice and consent of the  
7           Senate, from among individuals who are citi-  
8           zens of the United States and who are specially  
9           qualified in the area of library services by virtue  
10          of their education, training, or experience.

11          “(E) 10 members appointed by the Presi-  
12          dent, by and with the advice and consent of the  
13          Senate, from among individuals who are citi-  
14          zens of the United States and who are specially  
15          qualified in the area of museum services by vir-  
16          tue of their education, training, or experience.

17          “(2) SPECIAL QUALIFICATIONS.—

18          “(A) LIBRARY MEMBERS.—Of the mem-  
19          bers of the Museum and Library Services  
20          Board appointed under paragraph (1)(D)—

21                  “(i) 5 shall be professional librarians  
22                  or information specialists, of whom—

23                          “(I) at least 1 shall be knowl-  
24                          edgeable about electronic information

1 and technical aspects of library and  
2 information services and sciences; and

3 “(II) and at least 1 other shall be  
4 knowledgeable about the library and  
5 information service needs of under-  
6 served communities; and

7 “(ii) the remainder shall have special  
8 competence in, or knowledge of, the needs  
9 for library and information services in the  
10 United States.

11 “(B) MUSEUM MEMBERS.—Of the mem-  
12 bers of the Museum and Library Services  
13 Board appointed under paragraph (1)(E)—

14 “(i) 5 shall be museum professionals  
15 who are or have been affiliated with—

16 “(I) resources that, collectively,  
17 are broadly representative of the cura-  
18 torial, conservation, educational, and  
19 cultural resources of the United  
20 States; or

21 “(II) museums that, collectively,  
22 are broadly representative of various  
23 types of museums, including museums  
24 relating to science, history, tech-  
25 nology, art, zoos, botanical gardens,

1 and museums designed for children;  
2 and

3 “(ii) the remainder shall be individ-  
4 uals recognized for their broad knowledge,  
5 expertise, or experience in museums or  
6 commitment to museums.

7 “(3) GEOGRAPHIC AND OTHER REPRESENTA-  
8 TION.—Members of the Museum and Library Serv-  
9 ices Board shall be appointed to reflect persons from  
10 various geographic regions of the United States. The  
11 Museum and Library Services Board may not in-  
12 clude, at any time, more than 3 appointive members  
13 from a single State. In making such appointments,  
14 the President shall give due regard to equitable rep-  
15 resentation of women, minorities, and persons with  
16 disabilities who are involved with museums and li-  
17 braries.

18 “(4) VOTING.—The Director, the Deputy Direc-  
19 tor of the Office of Library Services, and the Deputy  
20 Director of the Office of Museum Services shall be  
21 nonvoting members of the Museum and Library  
22 Services Board.

23 “(c) TERMS.—

24 “(1) IN GENERAL.—Except as otherwise pro-  
25 vided in this subsection, each member of the Mu-

1       seum and Library Services Board appointed under  
2       subparagraph (D) or (E) of subsection (b)(1) shall  
3       serve for a term of 5 years.

4           “(2) INITIAL BOARD APPOINTMENTS.—

5           “(A) TREATMENT OF MEMBERS SERVING  
6       ON EFFECTIVE DATE.—Notwithstanding sub-  
7       section (b), each individual who is a member of  
8       the National Museum Services Board on the  
9       date of the enactment of the Museum and Li-  
10      brary Services Act of 2003, may, at the individ-  
11      ual’s election, complete the balance of the indi-  
12      vidual’s term as a member of the Museum and  
13      Library Services Board.

14          “(B) FIRST APPOINTMENTS.—Notwith-  
15      standing subsection (b), any appointive vacancy  
16      in the initial membership of the Museum and  
17      Library Services Board existing after the appli-  
18      cation of subparagraph (A), and any vacancy in  
19      such membership subsequently created by rea-  
20      son of the expiration of the term of an indi-  
21      vidual described in subparagraph (A), shall be  
22      filled by the appointment of a member de-  
23      scribed in subsection (b)(1)(D). When the Mu-  
24      seum and Library Services Board consists of an  
25      equal number of individuals who are specially

1 qualified in the area of library services and in-  
2 dividuals who are specially qualified in the area  
3 of museum services, this subparagraph shall  
4 cease to be effective and the board shall be ap-  
5 pointed in accordance with subsection (b).

6 “(C) AUTHORITY TO ADJUST TERMS.—The  
7 terms of the first members appointed to the  
8 Museum and Library Service Board shall be ad-  
9 justed by the President as necessary to ensure  
10 that the terms of not more than 4 members ex-  
11 pire in the same year. Such adjustments shall  
12 be carried out through designation of the ad-  
13 justed term at the time of appointment.

14 “(3) VACANCIES.—Any member appointed to  
15 fill a vacancy shall serve for the remainder of the  
16 term for which the predecessor of the member was  
17 appointed.

18 “(4) REAPPOINTMENT.—No appointive member  
19 of the Museum and Library Services Board who has  
20 been a member for more than 7 consecutive years  
21 shall be eligible for reappointment.

22 “(5) SERVICE UNTIL SUCCESSOR TAKES OF-  
23 FICE.—Notwithstanding any other provision of this  
24 subsection, an appointive member of the Museum  
25 and Library Services Board shall serve after the ex-

1       piration of the term of the member until the suc-  
2       cessor to the member takes office.

3       “(d) DUTIES AND POWERS.—

4               “(1) IN GENERAL.—The Museum and Library  
5       Services Board shall advise the Director on general  
6       policies with respect to the duties, powers, and au-  
7       thority of the Institute relating to museum and li-  
8       brary services, including financial assistance award-  
9       ed under this title.

10              “(2) NATIONAL AWARDS.—The Museum and  
11       Library Services Board shall assist the Director in  
12       making awards under section 209.

13       “(e) CHAIRPERSON.—The Director shall serve as  
14       Chairperson of the Museum and Library Services Board.

15       “(f) MEETINGS.—

16              “(1) IN GENERAL.—The Museum and Library  
17       Services Board shall meet not less than 2 times each  
18       year and at the call of the Director.

19              “(2) VOTE.—All decisions by the Museum and  
20       Library Services Board with respect to the exercise  
21       of its duties and powers shall be made by a majority  
22       vote of the members of the Board who are present  
23       and authorized to vote.

24       “(g) QUORUM.—A majority of the voting members of  
25       the Museum and Library Services Board shall constitute

1 a quorum for the conduct of business at official meetings,  
2 but a lesser number of members may hold hearings.

3 “(h) COMPENSATION AND TRAVEL EXPENSES.—

4 “(1) COMPENSATION.—Each member of the  
5 Museum and Library Services Board who is not an  
6 officer or employee of the Federal Government may  
7 be compensated at a rate to be fixed by the Presi-  
8 dent, but not to exceed the daily equivalent of the  
9 maximum annual rate of pay authorized for a posi-  
10 tion above grade GS–15 of the General Schedule  
11 under section 5108 of title 5, United States Code,  
12 for each day (including travel time) during which  
13 such member is engaged in the performance of the  
14 duties of the Museum and Library Services Board.  
15 Members of the Museum and Libraries Services  
16 Board who are full-time officers or employees of the  
17 Federal Government may not receive additional pay,  
18 allowances, or benefits by reason of their service on  
19 the Board.

20 “(2) TRAVEL EXPENSES.—Each member of the  
21 Museum and Library Services Board shall receive  
22 travel expenses, including per diem in lieu of subsist-  
23 ence, in accordance with applicable provisions under  
24 subchapter I of chapter 57 of title 5, United States  
25 Code.

1       “(i) COORDINATION.—The Director, with the advice  
2 of the Museum and Library Services Board, shall take  
3 steps to ensure that the policies and activities of the Insti-  
4 tute are coordinated with other activities of the Federal  
5 Government.”.

6   **SEC. 105. AWARDS; ANALYSIS OF IMPACT OF SERVICES.**

7       The Museum and Library Services Act (20 U.S.C.  
8 9101 et seq.) is amended by inserting after section 208  
9 (as redesignated by section 104 of this Act) the following:

10   **“SEC. 209. AWARDS.**

11       “The Director, with the advice of the Museum and  
12 Library Services Board, may annually award National  
13 Awards for Library Service and National Awards for Mu-  
14 seum Service to outstanding libraries and outstanding mu-  
15 seums, respectively, that have made significant contribu-  
16 tions in service to their communities.

17   **“SEC. 210. ANALYSIS OF IMPACT OF MUSEUM AND LIBRARY**  
18                           **SERVICES.**

19       “From amounts described in sections 214(c) and  
20 275(b), the Director shall carry out and publish analyses  
21 of the impact of museum and library services. Such  
22 analyses—

23               “(1) shall be conducted in ongoing consultation  
24       with—

25                       “(A) State library administrative agencies;



1 “(B) State, regional, and national library  
2 and museum organizations; and

3 “(C) other relevant agencies and organiza-  
4 tions;

5 “(2) shall identify national needs for, and  
6 trends of, museum and library services provided with  
7 funds made available under subtitles B and C;

8 “(3) shall report on the impact and effective-  
9 ness of programs conducted with funds made avail-  
10 able by the Institute in addressing such needs; and

11 “(4) shall identify, and disseminate information  
12 on, the best practices of such programs to the agen-  
13 cies and entities described in paragraph (1).”.

## 14 **TITLE II—LIBRARY SERVICES** 15 **AND TECHNOLOGY**

### 16 **SEC. 201. PURPOSE.**

17 Section 212 of the Library Services and Technology  
18 Act (20 U.S.C. 9121) is amended by striking paragraphs  
19 (2) through (5) and inserting the following:

20 “(2) to promote improvement in library services  
21 in all types of libraries in order to better serve the  
22 people of the United States;

23 “(3) to facilitate access to resources in all types  
24 of libraries for the purpose of cultivating an edu-  
25 cated and informed citizenry; and

1           “(4) to encourage resource sharing among all  
2       types of libraries for the purpose of achieving eco-  
3       nomical and efficient delivery of library services to  
4       the public.”.

5   **SEC. 202. DEFINITIONS.**

6       Section 213 of the Library Services and Technology  
7   Act (20 U.S.C. 9122) is amended—

8           (1) by striking paragraph (1); and

9           (2) by redesignating paragraphs (2) through  
10       (6) as paragraphs (1) through (5), respectively.

11   **SEC. 203. AUTHORIZATION OF APPROPRIATIONS.**

12       Section 214 of the Library Services and Technology  
13   Act (20 U.S.C. 9123) is amended—

14           (1) by amending subsection (a) to read as fol-  
15       lows:

16       “(a) IN GENERAL.—There are authorized to be ap-  
17   propriated to carry out this subtitle \$210,000,000 for fis-  
18   cal year 2004 and such sums as may be necessary for fis-  
19   cal years 2005 through 2009.”; and

20           (2) in subsection (c), by striking “3 percent”  
21       and inserting “3.5 percent”.

22   **SEC. 204. RESERVATIONS AND ALLOTMENTS.**

23       Section 221(b)(3) of the Library Services and Tech-  
24   nology Act (20 U.S.C. 9131(b)(3)) is amended to read as  
25   follows:

1 “(3) MINIMUM ALLOTMENTS.—

2 “(A) IN GENERAL.—For purposes of this  
3 subsection, the minimum allotment for each  
4 State shall be \$340,000, except that the min-  
5 imum allotment shall be \$40,000 in the case of  
6 the United States Virgin Islands, Guam, Amer-  
7 ican Samoa, the Commonwealth of the North-  
8 ern Mariana Islands, the Republic of the Mar-  
9 shall Islands, the Federated States of Micro-  
10 nesia, and the Republic of Palau.

11 “(B) RATABLE REDUCTIONS.—Notwith-  
12 standing subparagraph (A), if the sum appro-  
13 priated under the authority of section 214 and  
14 not reserved under subsection (a) for any fiscal  
15 year is insufficient to fully satisfy the require-  
16 ment of subparagraph (A), each of the min-  
17 imum allotments under such subparagraph shall  
18 be reduced ratably.

19 “(C) EXCEPTION.—

20 “(i) IN GENERAL.—Notwithstanding  
21 subparagraph (A), if the sum appropriated  
22 under the authority of section 214 and not  
23 reserved under subsection (a) for any fiscal  
24 year exceeds the aggregate of the allot-

1           ments for all States under this subsection  
2           for fiscal year 2003—

3                   “(I) the minimum allotment for  
4                   each State otherwise receiving a min-  
5                   imum allotment of \$340,000 under  
6                   subparagraph (A) shall be increased  
7                   to \$680,000; and

8                   “(II) the minimum allotment for  
9                   each State otherwise receiving a min-  
10                  imum allotment of \$40,000 under  
11                  subparagraph (A) shall be increased  
12                  to \$60,000.

13                  “(ii) INSUFFICIENT FUNDS TO AWARD  
14                  ALTERNATIVE MINIMUM.—If the sum ap-  
15                  propriated under the authority of section  
16                  214 and not reserved under subsection (a)  
17                  for any fiscal year exceeds the aggregate of  
18                  the allotments for all States under this  
19                  subsection for fiscal year 2003 yet is insuf-  
20                  ficient to fully satisfy the requirement of  
21                  clause (i), such excess amount shall first  
22                  be allotted among the States described in  
23                  clause (i)(I) so as to increase equally the  
24                  minimum allotment for each such State  
25                  above \$340,000. After the requirement of

1 clause (i)(I) is fully satisfied for any fiscal  
2 year, any remainder of such excess amount  
3 shall be allotted among the States de-  
4 scribed in clause (i)(II) so as to increase  
5 equally the minimum allotment for each  
6 such State above \$40,000.

7 “(D) SPECIAL RULE.—

8 “(i) IN GENERAL.—Notwithstanding  
9 any other provision of this subsection and  
10 using funds allotted for the Republic of the  
11 Marshall Islands, the Federated States of  
12 Micronesia, and the Republic of Palau  
13 under this subsection, the Director shall  
14 award grants to the United States Virgin  
15 Islands, Guam, American Samoa, the Com-  
16 monwealth of the Northern Mariana Is-  
17 lands, the Republic of the Marshall Is-  
18 lands, the Federated States of Micronesia,  
19 or the Republic of Palau to carry out ac-  
20 tivities described in this subtitle in accord-  
21 ance with the provisions of this subtitle  
22 that the Director determines are not incon-  
23 sistent with this subparagraph.

24 “(ii) AWARD BASIS.—The Director  
25 shall award grants pursuant to clause (i)

on a competitive basis and pursuant to recommendations from the Pacific Region Educational Laboratory in Honolulu, Hawaii.

“(iii) ADMINISTRATIVE COSTS.—The Director may provide not more than 5 percent of the funds made available for grants under this subparagraph to pay the administrative costs of the Pacific Region Educational Laboratory regarding activities assisted under this subparagraph.”.

**SEC. 205. STATE PLANS.**

Section 224 of the Library Services and Technology Act (20 U.S.C. 9134) is amended—

(1) in subsection (a)(1), by striking “not later than April 1, 1997.” and inserting “once every 5 years, as determined by the Director.”; and

(2) in subsection (f)—

(A) by striking “this Act” each place such term appears and inserting “this subtitle”;

(B) in paragraph (1), by striking “1934,” and all that follows through “Act, may” and inserting “1934 (47 U.S.C. 254(h)(6)) may”; and

(C) in paragraph (7)—

1 (i) in the matter preceding subpara-  
2 graph (A), by striking “section:” and in-  
3 serting “subsection:”; and

4 (ii) in subparagraph (D), by striking  
5 “given” and inserting “applicable to”.

6 **SEC. 206. GRANTS TO STATES.**

7 Section 231 of the Library Services and Technology  
8 Act (20 U.S.C. 9141) is amended—

9 (1) in subsection (a), by striking paragraphs  
10 (1) and (2) and inserting the following:

11 “(1) expanding services for learning and access  
12 to information and educational resources in a variety  
13 of formats, in all types of libraries, for individuals  
14 of all ages;

15 “(2) developing library services that provide all  
16 users access to information through local, State, re-  
17 gional, national, and international electronic net-  
18 works;

19 “(3) providing electronic and other linkages  
20 among and between all types of libraries;

21 “(4) developing public and private partnerships  
22 with other agencies and community-based organiza-  
23 tions;

24 “(5) targeting library services to individuals of  
25 diverse geographic, cultural, and socioeconomic

1 backgrounds, to individuals with disabilities, and to  
2 individuals with limited functional literacy or infor-  
3 mation skills; and

4 “(6) targeting library and information services  
5 to persons having difficulty using a library and to  
6 underserved urban and rural communities, including  
7 children (from birth through age 17) from families  
8 with incomes below the poverty line (as defined by  
9 the Office of Management and Budget and revised  
10 annually in accordance with section 673(2) of the  
11 Community Services Block Grant Act (42 U.S.C.  
12 9902(2))) applicable to a family of the size in-  
13 volved.”; and

14 (2) in subsection (b), by striking “between the  
15 two purposes described in paragraphs (1) and (2) of  
16 such subsection,” and inserting “among such pur-  
17 poses,”.

18 **SEC. 207. NATIONAL LEADERSHIP GRANTS, CONTRACTS, OR**

19 **COOPERATIVE AGREEMENTS.**

20 Section 262(a)(1) of the Library Services and Tech-  
21 nology Act (20 U.S.C. 9162(a)(1)) is amended by striking  
22 “education and training” and inserting “education, re-  
23 cruitment, and training”.



1     **TITLE III—MUSEUM SERVICES**

2     **SEC. 301. PURPOSE.**

3         Section 271 of the Museum and Library Services Act  
4     (20 U.S.C. 9171) is amended to read as follows:

5     **“SEC. 271. PURPOSE.**

6         “It is the purpose of this subtitle—

7             “(1) to encourage and support museums in car-  
8         rying out their public service role of connecting the  
9         whole of society to the cultural, artistic, historical,  
10        natural, and scientific understandings that con-  
11        stitute our heritage;

12            “(2) to encourage and support museums in car-  
13         rying out their educational role, as core providers of  
14         learning and in conjunction with schools, families,  
15         and communities;

16            “(3) to encourage leadership, innovation, and  
17         applications of the most current technologies and  
18         practices to enhance museum services;

19            “(4) to assist, encourage, and support museums  
20         in carrying out their stewardship responsibilities to  
21         achieve the highest standards in conservation and  
22         care of the cultural, historic, natural, and scientific  
23         heritage of the United States to benefit future gen-  
24         erations;

1           “(5) to assist, encourage, and support museums  
2           in achieving the highest standards of management  
3           and service to the public, and to ease the financial  
4           burden borne by museums as a result of their in-  
5           creasing use by the public; and

6           “(6) to support resource sharing and partner-  
7           ships among museums, libraries, schools, and other  
8           community organizations.”.

9   **SEC. 302. DEFINITIONS.**

10       Section 272(1) of the Museum and Library Services  
11   Act (20 U.S.C. 9172(1)) is amended by adding at the end  
12   the following: “Such term includes aquariums, arbore-  
13   tums, botanical gardens, art museums, children’s muse-  
14   ums, general museums, historic houses and sites, history  
15   museums, nature centers, natural history and anthro-  
16   pology museums, planetariums, science and technology  
17   centers, specialized museums, and zoological parks.”.

18   **SEC. 303. MUSEUM SERVICES ACTIVITIES.**

19       Section 273 of the Museum and Library Services Act  
20   (20 U.S.C. 9173) is amended to read as follows:

21   **“SEC. 273. MUSEUM SERVICES ACTIVITIES.**

22       “(a) IN GENERAL.—The Director, subject to the pol-  
23   icy advice of the Museum and Library Services Board,  
24   may enter into arrangements, including grants, contracts,  
25   cooperative agreements, and other forms of assistance to

1 museums and other entities as the Director considers ap-  
2 propriate, to pay for the Federal share of the cost—

3 “(1) to support museums in providing learning  
4 and access to collections, information, and edu-  
5 cational resources in a variety of formats (including  
6 exhibitions, programs, publications, and websites)  
7 for individuals of all ages;

8 “(2) to support museums in building learning  
9 partnerships with the Nation’s schools and devel-  
10 oping museum resources and programs in support of  
11 State and local school curricula;

12 “(3) to support museums in assessing, con-  
13 serving, researching, maintaining, and exhibiting  
14 their collections, and in providing educational pro-  
15 grams to the public through the use of their collec-  
16 tions;

17 “(4) to stimulate greater collaboration among  
18 museums, libraries, schools, and other community  
19 organizations in order to share resources and  
20 strengthen communities;

21 “(5) to encourage the use of new technologies  
22 and broadcast media to enhance access to museum  
23 collections, programs, and services;

24 “(6) to support museums in providing services  
25 to people of diverse geographic, cultural, and socio-

1 economic backgrounds and to individuals with dis-  
2 abilities;

3 “(7) to support museums in developing and car-  
4 rying out specialized programs for specific segments  
5 of the public, such as programs for urban neighbor-  
6 hoods, rural areas, Indian reservations, and State  
7 institutions;

8 “(8) to support professional development and  
9 technical assistance programs to enhance museum  
10 operations at all levels, in order to ensure the high-  
11 est standards in all aspects of museum operations;

12 “(9) to support museums in research, program  
13 evaluation, and the collection and dissemination of  
14 information to museum professionals and the public;  
15 and

16 “(10) to encourage, support, and disseminate  
17 model programs of museum and library collabora-  
18 tion.

19 “(b) FEDERAL SHARE.—

20 “(1) 50 PERCENT.—Except as provided in para-  
21 graph (2), the Federal share described in subsection  
22 (a) shall be not more than 50 percent.

23 “(2) GREATER THAN 50 PERCENT.—The Direc-  
24 tor may use not more than 20 percent of the funds  
25 made available under this subtitle for a fiscal year

1 to enter into arrangements under subsection (a) for  
2 which the Federal share may be greater than 50  
3 percent.

4 “(3) OPERATIONAL EXPENSES.—No funds for  
5 operational expenses may be provided under this sec-  
6 tion to any entity that is not a museum.

7 “(c) REVIEW AND EVALUATION.—

8 “(1) IN GENERAL.—The Director shall establish  
9 procedures for reviewing and evaluating arrange-  
10 ments described in subsection (a) entered into under  
11 this subtitle.

12 “(2) APPLICATIONS FOR TECHNICAL ASSIST-  
13 ANCE.—

14 “(A) IN GENERAL.—The Director may use  
15 up to 10 percent of the funds appropriated to  
16 carry out this subtitle for technical assistance  
17 awards.

18 “(B) INDIVIDUAL MUSEUMS.—Individual  
19 museums may receive not more than 3 technical  
20 assistance awards under subparagraph (A), but  
21 subsequent awards for technical assistance shall  
22 be subject to review outside the Institute.

23 “(d) SERVICES FOR NATIVE AMERICANS.—From  
24 amounts appropriated under section 275, the Director  
25 shall reserve 1.75 percent to award grants to, or enter into

1 contracts or cooperative agreements with, Indian tribes  
2 and organizations that primarily serve and represent Na-  
3 tive Hawaiians (as defined in section 7207 of the Native  
4 Hawaiian Education Act (20 U.S.C. 7517)), to enable  
5 such tribes and organizations to carry out the activities  
6 described in subsection (a).”.

7 **SEC. 304. REPEALS.**

8 Sections 274 and 275 of the Museum and Library  
9 Services Act (20 U.S.C. 9174 and 9175) are repealed.

10 **SEC. 305. AUTHORIZATION OF APPROPRIATIONS.**

11 Section 276 of the Museum and Library Services Act  
12 (20 U.S.C. 9176)—

13 (1) is redesignated as section 275 of such Act;

14 and

15 (2) is amended, in subsection (a), by striking

16 “\$28,700,000 for the fiscal year 1997, and such

17 sums as may be necessary for each of the fiscal

18 years 1998 through 2002.” and inserting

19 “\$35,000,000 for fiscal year 2004 and such sums as

20 may be necessary for fiscal years 2005 through

21 2009.”.

22 **SEC. 306. SHORT TITLE.**

23 Subtitle C of the Museum and Library Services Act

24 (20 U.S.C. 9171 et seq.) is amended—

1 (1) by redesignating sections 271 through 273  
2 as sections 272 through 274, respectively; and

3 (2) by inserting after the subtitle heading the  
4 following:

5 **“SEC. 271. SHORT TITLE.**

6 “This subtitle may be cited as the ‘Museum Services  
7 Act’.”.

8 **TITLE IV—TECHNICAL CORREC-**  
9 **TIONS; REPEALS; EFFECTIVE**  
10 **DATE**

11 **SEC. 401. TECHNICAL CORRECTIONS.**

12 (a) TITLE HEADING.—The title heading for the Mu-  
13 seum and Library Services Act (20 U.S.C. 9101 et seq.)  
14 is amended to read as follows:

15 **“TITLE II—MUSEUM AND**  
16 **LIBRARY SERVICES”.**

17 (b) SUBTITLE A HEADING.—The subtitle heading for  
18 subtitle A of the Museum and Library Services Act (20  
19 U.S.C. 9101 et seq.) is amended to read as follows:

20 **“Subtitle A—General Provisions”.**

21 (c) SUBTITLE B HEADING.—The subtitle heading for  
22 subtitle B of the Museum and Library Services Act (20  
23 U.S.C. 9121 et seq.) is amended to read as follows:

1   **“Subtitle B—Library Services and**  
 2       **Technology”.**

3       (d) SUBTITLE C HEADING.—The subtitle heading for  
 4 subtitle C of the Museum and Library Services Act (20  
 5 U.S.C. 9171 et seq.) is amended to read as follows:

6       **“Subtitle C—Museum Services”.**

7       (e) CONTRIBUTIONS.—Section 208 of the Museum  
 8 and Library Services Act (20 U.S.C. 9106) (as redesign-  
 9 nated by section 104 of this Act) is amended by striking  
 10 “property of services” and inserting “property or serv-  
 11 ices”.

12       (f) STATE PLAN CONTENTS.—Section 224(b)(5) of  
 13 the Library Services and Technology Act (20 U.S.C.  
 14 9134(b)(5)) is amended by striking “and” at the end.

15       (g) NATIONAL LEADERSHIP GRANTS, CONTRACTS,  
 16 OR COOPERATIVE AGREEMENTS.—Section 262(b)(1) of  
 17 the Library Services and Technology Act (20 U.S.C.  
 18 9162(b)(1)) is amended by striking “cooperative agree-  
 19 ments, with,” and inserting “cooperative agreements  
 20 with,”.

21   **SEC. 402. REPEALS.**

22       (a) NATIONAL COMMISSION ON LIBRARIES AND IN-  
 23 FORMATION SCIENCE ACT.—Section 5 of the National  
 24 Commission on Libraries and Information Science Act (20  
 25 U.S.C. 1504) is amended by striking subsections (b) and



1 (c) and redesignating subsections (d), (e), and (f) as sub-  
2 sections (b), (c), and (d), respectively.

3 (b) MUSEUM AND LIBRARY SERVICES ACT OF  
4 1996.—Sections 704 through 707 of the Museum and Li-  
5 brary Services Act of 1996 (20 U.S.C. 9102 note, 9103  
6 note, and 9105 note) are repealed.

7 **SEC. 403. EFFECTIVE DATE.**

8 The amendments made by this Act shall take effect  
9 on the date of the enactment of this Act, except that the  
10 amendments made by sections 203, 204, and 305 shall  
11 take effect on October 1, 2003.

Passed the House of Representatives March 6,  
2003.

Attest:

*Clerk.*