

(2) Dr. King preached a doctrine of non-violent civil disobedience to combat segregation, discrimination, and racial injustice;

(3) Dr. King led the Montgomery bus boycott for 381 days to protest the arrest of Mrs. Rosa Parks and the segregation of the bus system of Montgomery, Alabama;

(4) in 1963, Dr. King led the march on Washington, D.C., that was followed by his famous address, the "I Have a Dream" speech;

(5) through his work and reliance on non-violent protest, Dr. King was instrumental in the passage of the Civil Rights Act of 1964, and the Voting Rights Act of 1965;

(6) despite efforts to derail his mission, Dr. King acted on his dream of America and succeeded in making the United States a better place;

(7) Dr. King was assassinated for his beliefs on April 4, 1968, in Memphis, Tennessee;

(8) Mrs. King stepped into the civil rights movement in 1955 during the Montgomery bus boycott, and played an important role as a leading participant in the American civil rights movement;

(9) while raising 4 children, Mrs. King devoted herself to working alongside her husband for nonviolent social change and full civil rights for African Americans;

(10) with a strong educational background in music, Mrs. King established and performed several Freedom Concerts, which were well received, and which combined prose and poetry narration with musical selections to increase awareness and understanding of the Southern Christian Leadership Conference (of which Dr. King served as the first president);

(11) Mrs. King demonstrated composure in deep sorrow, as she led the Nation in mourning her husband after his brutal assassination;

(12) after the assassination, Mrs. King devoted all of her time and energy to developing and building the Atlanta-based Martin Luther King Jr. Center for Nonviolent Social Change (hereafter referred to as the "Center") as an enduring memorial to her husband's life and his dream of nonviolent social change and full civil rights for all Americans;

(13) under Mrs. King's guidance and direction, the Center has flourished;

(14) the Center was the first institution built in honor of an African American leader;

(15) the Center provides local, national, and international programs that have trained tens of thousands of people in Dr. King's philosophy and methods, and claims the largest archive of the civil rights movement; and

(16) Mrs. King led the massive campaign to establish Dr. King's birthday as a national holiday, and the holiday is now celebrated in more than 100 countries.

SEC. 2. CONGRESSIONAL GOLD MEDAL.

(a) PRESENTATION AUTHORIZED.—The President is authorized to present, on behalf of the Congress, a gold medal of appropriate design to Reverend Doctor Martin Luther King, Jr. (posthumously) and his widow Coretta Scott King, in recognition of their service to the Nation.

(b) DESIGN AND STRIKING.—For the purpose of the presentations referred to in subsection (a), the Secretary of the Treasury shall strike a gold medal with suitable emblems, devices, and inscriptions, to be determined by the Secretary.

SEC. 3. DUPLICATE MEDALS.

The Secretary of the Treasury shall strike and sell duplicates in bronze of the gold medal struck pursuant to section 2, under such regulations as the Secretary may prescribe, at a price sufficient to cover the costs of the duplicate medals and the gold medal (including labor, materials, dies, use of machinery, and overhead expenses).

SEC. 4. NATIONAL MEDALS.

The medals struck under this Act are national medals for purposes of chapter 51 of title 31, United States Code.

SEC. 5. FUNDING AND PROCEEDS OF SALE.

(a) AUTHORIZATION.—There is authorized to be charged against the United States Mint Public Enterprise Fund an amount not to exceed \$30,000 to pay for the cost of the medals authorized by this Act.

(b) PROCEEDS OF SALE.—Amounts received from the sale of duplicate bronze medals under section 3 shall be deposited in the United States Mint Public Enterprise Fund.

The Senate bill was ordered to be read a third time, was read the third time, and passed, and a motion to reconsider was laid on the table.

GENERAL LEAVE

Mr. LATOURETTE. Mr. Speaker, I ask unanimous consent that all Members may have 5 legislative days within which to revise and extend their remarks and include extraneous material on H.R. 1533 and S. 1368.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Ohio?

There was no objection.

PRIVILEGED REPORT REQUESTING THE PRESIDENT AND THE SECRETARY OF HEALTH AND HUMAN SERVICES PROVIDE CERTAIN DOCUMENTS RELATING TO THE MEDICARE PRESCRIPTION DRUG LEGISLATION

Mr. BARTON of Texas from the Committee on Energy and Commerce, submitted a privileged report (Rept. No. 108-754, Part II) on the resolution (H. Res. 776) of inquiry requesting the President and directing the Secretary of Health and Human Services provide certain documents to the House of Representatives relating to estimates and analyses of the cost of the Medicare prescription drug legislation, which was referred to the House Calendar and ordered to be printed.

MODIFYING AND EXTENDING CERTAIN PRIVATIZATION REQUIREMENTS OF THE COMMUNICATIONS SATELLITE ACT OF 1962

Mr. BARTON of Texas. Mr. Speaker, I ask unanimous consent to take from the Speaker's table the Senate bill (S. 2896) to modify and extend certain privatization requirements of the Communications Satellite Act of 1962, and ask for its immediate consideration in the House.

The Clerk read the title of the Senate bill.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Texas?

There was no objection.

The Clerk read the Senate bill, as follows:

S. 2896

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

SECTION 1. PRIVATIZATION REQUIREMENTS MODIFIED AND EXTENDED.

Section 621(5) of the Communications Satellite Act of 1962 (47 U.S.C. 763) is amended—

(1) in subparagraph (A)(ii), by striking "June 30, 2004" and inserting "June 30, 2005"; and

(2) by adding at the end the following new subparagraph:

"(F) Notwithstanding subparagraphs (A) and (B), a successor entity may be deemed a national corporation and may forgo an initial public offering and public securities listing and still achieve the purposes of this section if—

"(i) the successor entity certifies to the Commission that—

"(I) the successor entity has achieved substantial dilution of the aggregate amount of signatory or former signatory financial interest in such entity;

"(II) any signatories and former signatories that retain a financial interest in such successor entity do not possess, together or individually, effective control of such successor entity; and

"(III) no intergovernmental organization has any ownership interest in a successor entity of INTELSAT or more than a minimal ownership interest in a successor entity of Inmarsat;

"(ii) the successor entity provides such financial and other information to the Commission as the Commission may require to verify such certification; and

"(iii) the Commission determines, after notice and comment, that the successor entity is in compliance with such certification.

"(G) For purposes of subparagraph (F), the term 'substantial dilution' means that a majority of the financial interests in the successor entity is no longer held or controlled, directly or indirectly, by signatories or former signatories."

The Senate bill was ordered to be read a third time, was read the third time, and passed, and a motion to reconsider was laid on the table.

Mr. BARTON of Texas. Mr. Speaker, I rise today in support of S. 2896 and urge swift passage of this noncontroversial legislation. Earlier this week, the Senate passed S. 2896, to extend the deadline by which INTELSAT and Inmarsat are required to conduct an initial public offering (IPO) under the ORBIT Act and to further broaden the options available to these companies to divest their government shareholders. I commend my colleagues in the Senate for expeditiously addressing this important issue.

The ORBIT Act was enacted in March 2000 to promote a competitive market for satellite communications through the privatization of inter-governmental organizations. To achieve that competitive satellite marketplace, the ORBIT Act called on Inmarsat and INTELSAT to conduct an initial public offering (IPO) by a date certain—December 31, 2001. The purpose of this IPO requirement was to ensure independence by substantially diluting the ownership of these privatized companies by their former owners, many of which were foreign governmental entities. Such dilution would facilitate a more competitive satellite marketplace devoid of the perverse influences associated with government ownership and control.

However, due to volatility in the financial markets, and the telecommunications sector specifically, Congress has repeatedly been forced to grant additional time for these companies to conduct their statutorily mandated IPOs. Unfortunately, the market conditions

have not improved. Today, these companies, instead of going to the public equity markets, have opted to use private equity deals to divest themselves of government ownership.

I fully supported the goal of independence and competition when we enacted the ORBIT Act, and I still do today. Indeed, the action we take today is fully consistent with this policy objective.

This bill, while it does not eliminate the IPO requirement, allows other methods, which are currently being used in the marketplace to show "substantial dilution." This bill makes the ORBIT Act consistent with what is happening today in the real world.

There are certainly other issues in the ORBIT Act that deserve to be explored and I intend to ask Telecommunications and Internet Subcommittee Chairman UPTON to hold a hearing on the Act early next year to examine what further needs to be accomplished. But today, I fully support S. 2896 and I urge my colleagues to support it as well.

GENERAL LEAVE

Mr. BARTON of Texas. Mr. Speaker, I ask unanimous consent that all Members may have 5 legislative days within which to revise and extend their remarks and include extraneous material on S. 2896.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Texas?

There was no objection.

JOHN F. KENNEDY CENTER REAUTHORIZATION ACT OF 2004

Mr. LATOURETTE. Mr. Speaker, I ask unanimous consent that the Committee on Transportation and Infrastructure be discharged from further consideration of the bill (H.R. 5294) to amend the John F. Kennedy Center Act to authorize appropriations for the John F. Kennedy Center for the Performing Arts, and for other purposes, and ask for its immediate consideration in the House.

The Clerk read the title of the bill.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Ohio?

Mr. OBERSTAR. Mr. Speaker, reserving the right to object, I yield to the chairman of the subcommittee for an explanation of the measure before us.

Mr. LATOURETTE. I thank the gentleman from Minnesota (Mr. OBERSTAR) for yielding under his reservation.

Mr. Speaker, H.R. 5294 is virtually identical to H.R. 3198, the John F. Kennedy Center Reauthorization Act of 2003, which passed the House of Representatives on November 17, 2003.

The legislation reauthorizes the programs of the Kennedy Center for 4 years. This is a bipartisan bill. I urge our colleagues to support the bill.

I want to thank the gentleman from Minnesota (Mr. OBERSTAR), the distinguished ranking member of the full Committee on Transportation and Infrastructure, for his work; also the gentlewoman from the District of Columbia (Ms. NORTON), the ranking member

of our subcommittee, for the outstanding work on this bill and so many others during the 108th Congress.

Mr. OBERSTAR. Further reserving the right to object, Mr. Speaker, I compliment the chairman of the subcommittee for his diligent work in shepherding this bill through this historic moment.

He has been a dedicated and informed and forthright leader of the subcommittee and on the issues under its jurisdiction, particularly those relating to the John F. Kennedy Center for the Performing Arts.

For the last decade, as a member of the Board of Trustees, I have watched firsthand the center undertake major capital projects, renovating the theaters, creating state-of-the-art concert halls, the Opera House, replacing a badly deteriorated roof.

Throughout all these major capital maintenance renovation construction projects, the center opened every day of the year and welcomed over 5 million visitors and has stayed true to its mission as a national cultural arts center and a living memorial to our 35th President.

The chairman has described the principal features of the bill. What I want to emphasize, however, is the great difficulty of running this incredible living memorial and arts center while managing the major construction initiatives. The Kennedy Center, in doing so, and the chairman I know agrees with this position, must improve its construction management.

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The General Accounting Office reviewed the Kennedy Center's operation and found that the Center needs, one, to develop policy and procedures to guide the plans and management of its construction projects; two, ensure that its construction contractors provide schedule and cost information in a timely fashion; and three, invest in the key human capital resources and the expertise to manage better its construction projects.

The Center has made progress. The chairman has held hearings on this matter, and we greatly appreciate those hearings. They reveal that the Center needs to do much better.

Just last month, GAO reported that the Center has not updated its building plan each year as the law requires. The building plan does not explain how the Kennedy Center prioritizes its capital projects. It fails to provide adequate information on project-specific status, updates and budgets so that we in the Congress and the board of trustees will have the information necessary to ensure that the Center's capital projects are well managed.

I think this legislation, by requiring further steps to strengthen the construction management process, will move the Kennedy Center forward in directions that we feel are important, and for that, I thank the chairman for his vigilance and greatly appreciate the partnership.

Mr. Speaker, I withdraw my reservation of objection.

The SPEAKER pro tempore (Mr. SIMPSON). Is there objection to the request of the gentleman from Ohio?

There was no objection.

The Clerk read the bill, as follows:

H.R. 5294

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 "John F. Kennedy Center Reauthorization Act of 2004".

SEC. 2. AUTHORIZATIONS OF APPROPRIATIONS.

Section 13 of the John F. Kennedy Center Act (20 U.S.C. 76r) is amended by striking subsections (a) and (b) and inserting the following:

"(a) MAINTENANCE, REPAIR, AND SECURITY.—There are authorized to be appropriated to the Board to carry out section 4(a)(1)(H)—

"(1) \$17,000,000 for fiscal year 2004; and

"(2) \$18,000,000 for each of fiscal years 2005, 2006, and 2007.

"(b) CAPITAL PROJECTS.—There are authorized to be appropriated to the Board to carry out subparagraphs (F) and (G) of section 4(a)(1)—

"(1) \$16,000,000 for fiscal year 2004; and

"(2) \$18,000,000 for each of fiscal years 2005, 2006, and 2007."

SEC. 3. JOHN F. KENNEDY CENTER PLAZA.

(a) RESPONSIBILITIES OF THE SECRETARY.—Section 12(b) of the John F. Kennedy Center Act (20 U.S.C. 76q-1(b)) is amended by adding at the end the following:

"(6) PROJECT TEAM.—

"(A) ESTABLISHMENT.—To further construction of the Project, the Secretary shall establish a Project Team.

"(B) MEMBERSHIP.—The Project Team shall be composed of the following members:

"(i) The Secretary (or the Secretary's designee).

"(ii) The Administrator of General Services (or the Administrator's designee).

"(iii) The Chairman of the Board (or the Chairman's designee).

"(iv) Such other individuals as the Project Team considers appropriate.

"(C) PROJECT DIRECTOR.—The Project Team shall have a Project Director who shall be appointed by the Secretary, in consultation with the Administrator of General Services and the Chairman of the Board. The Project Director shall report directly to the Project Team."

(b) RESPONSIBILITIES OF THE BOARD.—

(1) IN GENERAL.—Section 12(c)(1) of such Act (20 U.S.C. 76q-1(c)(1)) is amended by inserting ", in consultation with the Project Team," after "The Board".

(2) CONSTRUCTION OF BUILDINGS.—Section 12(c)(3) of such Act (20 U.S.C. 76q-1(c)(3)) is amended by inserting ", in consultation with the Project Team," after "The Board".

(3) APPROVAL BY PROJECT TEAM.—Section 12(c) of such Act (20 U.S.C. 76q-1(c)) is amended by adding at the end the following:

"(5) APPROVAL BY PROJECT TEAM.—Notwithstanding section 5(e), any decision by the Board that will significantly affect, as determined by the Project Team in consultation with the Board, the scope, cost, schedule, or engineering feasibility of any element of the Project, other than buildings to be constructed on the Plaza, shall be subject to the approval of the Project Team."

(c) GAO REVIEW.—Section 12 of such Act (20 U.S.C. 76q-1) is amended by adding at the end the following: