

# Calendar No. 437

103<sup>D</sup> CONGRESS  
2D SESSION

# S. 1952

To authorize the minting of coins to commemorate the 175th anniversary  
of the founding of the United States Botanic Garden.

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## IN THE SENATE OF THE UNITED STATES

MARCH 17 (legislative day, FEBRUARY 22), 1994

Mr. JOHNSTON (for himself, Mr. MOYNIHAN, Mr. BREAU, Mr. PELL, Mr. STEVENS, Mr. THURMOND, Mr. WARNER, Mr. GORTON, Mr. SHELBY, Mr. HOLLINGS, Mr. DECONCINI, Mr. BOND, Mr. CONRAD, Mr. REID, Mr. AKAKA, Mr. BENNETT, Mr. BIDEN, Mr. BINGAMAN, Mr. BOREN, Mrs. BOXER, Mr. BRADLEY, Mr. BRYAN, Mr. BUMPERS, Mr. BYRD, Mr. CAMPBELL, Mr. COCHRAN, Mr. CRAIG, Mr. DASCHLE, Mr. DODD, Mr. DOMENICI, Mr. D'AMATO, Mr. EXON, Mr. FAIRCLOTH, Mr. FEINGOLD, Mrs. FEINSTEIN, Mr. FORD, Mr. GRASSLEY, Mr. HARKIN, Mr. HATCH, Mr. HEFLIN, Mr. HELMS, Mrs. HUTCHISON, Mr. KEMPTHORNE, Mr. LEAHY, Mr. LEVIN, Mr. LIEBERMAN, Mr. MATHEWS, Mr. McCONNELL, Mr. METZENBAUM, Ms. MIKULSKI, Ms. MOSELEY-BRAUN, Mr. PRYOR, Mr. RIEGLE, Mr. ROBB, Mr. ROCKEFELLER, Mr. SARBANES, Mr. SASSER, Mr. SIMON, Mr. WALLOP, Mr. GRAHAM, Mr. HATFIELD, Mr. INOUE, Mr. JEFFORDS, Mr. KENNEDY, Mr. MITCHELL, Mr. WOFFORD, and Mr. GLENN) introduced the following bill; which was read twice and referred to the Committee on Banking, Housing, and Urban Affairs

MAY 24 (legislative day, MAY 16), 1994

Reported by Mr. RIEGLE, with an amendment

[Strike out all after the enacting clause and insert the part printed in *italic*]

# A BILL

To authorize the minting of coins to commemorate the 175th anniversary of the founding of the United States Botanic Garden.

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

## 3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “United States Botanic  
5 Garden Commemorative Coin Act of 1995”.

## 6 **SEC. 2. COIN SPECIFICATIONS.**

7 ~~(a) ONE-DOLLAR SILVER COINS.—~~

8 ~~(1) ISSUANCE.—The Secretary of the Treasury~~  
9 ~~(hereafter in this Act referred to as the “Secretary”)~~  
10 ~~shall issue not more than 500,000 \$1 coins, which~~  
11 ~~shall weigh 26.73 grams, have a diameter of 1.500~~  
12 ~~inches, and contain 90 percent silver and 10 percent~~  
13 ~~copper.~~

14 ~~(2) DESIGN.—The design of the coins issued~~  
15 ~~under this Act shall be a rose, the national floral~~  
16 ~~emblem, and a frontal view of the French facade of~~  
17 ~~the United States Botanic Garden. On each coin~~  
18 ~~there shall be a designation of the value of the coin,~~  
19 ~~an inscription of the year “1995”, and inscriptions~~  
20 ~~of the words “Liberty”, “In God We Trust”,~~

1       “United States of America”, and “E Pluribus  
2       Unum”.

3       ~~(b) LEGAL TENDER.~~—The coins issued under this  
4 Act shall be legal tender, as provided in section 5103 of  
5 title 31, United States Code.

6       **SEC. 3. SOURCES OF BULLION.**

7       The Secretary shall obtain silver for the coins minted  
8 under this Act only from stockpiles established under the  
9 Strategic and Critical Materials Stock Piling Act.

10       **SEC. 4. SELECTION OF DESIGN.**

11       The design for the coins authorized by this Act shall  
12 be selected by the Secretary after consultation with the  
13 National Fund for the United States Botanic Garden and  
14 the Commission of Fine Arts. As required by section 5135  
15 of title 31, United States Code, the design shall also be  
16 reviewed by the Citizens Commemorative Coin Advisory  
17 Committee.

18       **SEC. 5. ISSUANCE OF COINS.**

19       ~~(a) QUALITY OF COINS.~~—Coins minted under this  
20 Act may be issued in uncirculated and proof qualities.

21       ~~(b) MINT FACILITY.~~—Not more than 1 facility of the  
22 United States Mint may be used to strike any particular  
23 quality of the coins minted under this Act.

(c) PERIOD OF ISSUANCE.—The Secretary may issue coins minted under this Act during the period beginning on January 1, 1995, and ending on December 31, 1995.

4 ~~SEC. 6. SALE OF COINS.~~

(a) SALE PRICE.—The coins authorized under this Act shall be sold by the Secretary at a price equal to the sum of the face value of the coins, the surcharge provided in subsection (d) with respect to such coins, and the cost of designing and issuing the coins (including labor, materials, dies, use of machinery, overhead expenses, marketing, and shipping).

(b) BULK SALES.—The Secretary shall make bulk sales available at a reasonable discount.

(c) PREPAID ORDERS.—The Secretary shall accept prepaid orders for the coins authorized under this Act prior to the issuance of such coins. Sales under this subsection shall be at a reasonable discount.

18       ~~(d) SURCHARGE REQUIRED.~~—All sales shall include  
19   a surcharge of \$10 per coin.

20 **SEC. 7. GENERAL WAIVER OF PROCUREMENT REGULA-**  
21 **TIONS.**

22 No provision of law governing procurement or public  
23 contracts shall be applicable to the procurement of goods  
24 or services necessary for carrying out the provisions of this  
25 Act. Nothing in this section shall relieve any person enter-

1 ing into a contract under the authority of this Act from  
 2 complying with any law relating to equal employment  
 3 opportunity.

4 **SEC. 8. DISTRIBUTION OF SURCHARGES.**

5 All surcharges received by the Secretary from the sale  
 6 of coins issued under this Act shall be promptly paid by  
 7 the Secretary to the National Fund for the United States  
 8 Botanic Garden.

9 **SEC. 9. AUDITS.**

10 The Comptroller General shall have the right to ex-  
 11 amine such books, records, documents, and other data of  
 12 the National Fund for the United States Botanic Garden  
 13 as may be related to the expenditures of amounts paid  
 14 under section 8.

15 **SECTION 1. SHORT TITLE.**

16 *This Act may be cited as the “United States Botanic*  
 17 *Garden Commemorative Coin Act of 1995”.*

18 **SEC. 2. COIN SPECIFICATIONS.**

19 (a) *ONE-DOLLAR SILVER COINS.*—

20 (1) *ISSUANCE.*—*The Secretary of the Treasury*  
 21 *(hereafter in this Act referred to as the “Secretary”)*  
 22 *shall mint and issue not more than 500,000 \$1 coins,*  
 23 *which shall weigh 26.73 grams, have a diameter of*  
 24 *1.500 inches, and contain 90 percent silver and 10*  
 25 *percent copper.*

1           (2) *DESIGN.*—*The design of the coins issued*  
 2           *under this Act shall be a rose, the national floral em-*  
 3           *blem, and a frontal view of the French facade of the*  
 4           *United States Botanic Garden. On each coin there*  
 5           *shall be a designation of the value of the coin, an in-*  
 6           *scription of the year “1995”, and inscriptions of the*  
 7           *words “Liberty”, “In God We Trust”, “United States*  
 8           *of America”, and “E Pluribus Unum”.*

9           (b) *LEGAL TENDER.*—*The coins issued under this Act*  
 10          *shall be legal tender, as provided in section 5103 of title*  
 11          *31, United States Code.*

12          (c) *NUMISMATIC ITEMS.*—*For purposes of section 5134*  
 13          *of title 31, United States Code, all coins minted under this*  
 14          *Act shall be considered to be numismatic items.*

15          **SEC. 3. SOURCE OF BULLION.**

16          *The Secretary shall obtain silver for the coins minted*  
 17          *under this Act only from stockpiles established under the*  
 18          *Strategic and Critical Materials Stock Piling Act.*

19          **SEC. 4. SELECTION OF DESIGN.**

20          *The design for the coins minted under this Act shall*  
 21          *be—*

22                 (1) *selected by the Secretary after consultation*  
 23                 *with the National Fund for the United States Botanic*  
 24                 *Garden and the Commission of Fine Arts; and*

1           (2) reviewed by the Citizens Commemorative  
2       Coin Advisory Committee.

3   **SEC. 5. ISSUANCE OF COINS.**

4       (a) *QUALITY OF COINS.*—Coins minted under this Act  
5   may be issued in uncirculated and proof qualities.

6       (b) *MINT FACILITY.*—Not more than 1 facility of the  
7   United States Mint may be used to strike any particular  
8   quality of the coins minted under this Act.

9       (c) *PERIOD OF ISSUANCE.*—The Secretary may issue  
10   coins minted under this Act during the period beginning  
11   on January 1, 1995, and ending on December 31, 1995.

12   **SEC. 6. SALE OF COINS.**

13       (a) *SALE PRICE.*—The coins authorized under this Act  
14   shall be sold by the Secretary at a price equal to the sum  
15   of the face value of the coins, the surcharge provided in sub-  
16   section (d) with respect to such coins, and the cost of design-  
17   ing and issuing the coins (including labor, materials, dies,  
18   use of machinery, overhead expenses, marketing, and ship-  
19   ping).

20       (b) *BULK SALES.*—The Secretary shall make bulk sales  
21   available at a reasonable discount.

22       (c) *PREPAID ORDERS.*—The Secretary shall accept  
23   prepaid orders for the coins authorized under this Act prior  
24   to the issuance of such coins. Sales under this subsection  
25   shall be at a reasonable discount.

1       (d) *SURCHARGE REQUIRED.*—All sales shall include a  
2   surcharge of \$10 per coin.

3   **SEC. 7. GENERAL WAIVER OF PROCUREMENT REGULA-**  
4                                   **TIONS.**

5       (a) *IN GENERAL.*—Except as provided in subsection  
6   (b), no provision of law governing procurement or public  
7   contracts shall be applicable to the procurement of goods  
8   and services necessary for carrying out the provisions of  
9   this Act.

10      (b) *EQUAL EMPLOYMENT OPPORTUNITY.*—Subsection  
11   (a) shall not relieve any person entering into a contract  
12   under the authority of this Act from complying with any  
13   law relating to equal employment opportunity.

14   **SEC. 8. DISTRIBUTION OF SURCHARGES.**

15      All surcharges received by the Secretary from the sale  
16   of coins issued under this Act shall be promptly paid by  
17   the Secretary to the National Fund for the United States  
18   Botanic Garden.

19   **SEC. 9. AUDITS.**

20      The Comptroller General of the United States shall  
21   have the right to examine such books, records, documents,  
22   and other data of the National Fund for the United States  
23   Botanic Garden as may be related to the expenditures of  
24   amounts paid under section 8.





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May 24 (legislative day, May 16), 1994  
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