

Calendar No. 643

108TH CONGRESS
2^D SESSION**H. R. 3277**

IN THE SENATE OF THE UNITED STATES

JULY 19, 2004

Received; read twice and placed on the calendar

AN ACT

To require the Secretary of the Treasury to mint coins in commemoration of the 230th Anniversary of the United States Marine Corps, and to support construction of the Marine Corps Heritage Center.

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 “Marine Corps 230th
5 Anniversary Commemorative Coin Act”.

6 **SEC. 2. FINDINGS.**

7 The Congress finds that—

8 (1) November 10, 2005, marks the 230th anni-
9 versary of the United States Marine Corps;

1 (2) the United States Marine Corps has, over
2 the course of its illustrious 230-year history, fought
3 gallantly in defense of the United States;

4 (3) the United States Marine Corps has, over
5 the course of its storied history, established itself as
6 the Nation’s military leader in amphibious warfare,
7 and will continue in that role as the United States
8 faces the challenges of the 21st Century;

9 (4) the United States Marine Corps continues
10 to exemplify the warrior ethos that has made it a
11 fighting force of international repute;

12 (5) all Americans should commemorate the leg-
13 acy of the United States Marine Corps so that the
14 values embodied in the “Corps” are recognized for
15 the significant contribution they have made in pro-
16 tecting the United States against its enemies;

17 (6) in 2001, the Congress authorized the con-
18 struction of the Marine Corps Heritage Center, the
19 purpose of which is to provide a multipurpose facil-
20 ity to be used for historical displays for the public
21 viewing, curation, and storage of artifacts, research
22 facilities, classrooms, offices, and associated activi-
23 ties, consistent with the mission of the Marine
24 Corps;

1 (7) the Marine Corps Heritage Center is sched-
2 uled to open on November 10, 2005;

3 (8) the United States should pay tribute to the
4 230th anniversary of the United States Marine
5 Corps by minting and issuing a commemorative sil-
6 ver dollar coin; and

7 (9) the surcharge proceeds from the sale of a
8 commemorative coin, which would have no net costs
9 to the taxpayers, would raise valuable funding for
10 the construction of the Marine Corps Heritage Cen-
11 ter.

12 **SEC. 3. COIN SPECIFICATIONS.**

13 (a) \$1 SILVER COINS.—The Secretary of the Treas-
14 ury (hereafter in this Act referred to as the “Secretary”)
15 shall mint and issue not more than 500,000 \$1 coins, each
16 of which shall—

17 (1) weigh 26.73 grams;

18 (2) have a diameter of 1.500 inches; and

19 (3) contain 90 percent silver and 10 percent
20 copper.

21 (b) LEGAL TENDER.—The coins minted under this
22 Act shall be legal tender, as provided in section 5103 of
23 title 31, United States Code.

24 **SEC. 4. DESIGN OF COINS.**

25 (a) DESIGN REQUIREMENTS.—

1 (1) IN GENERAL.—The design of the coins
2 minted under this Act shall be emblematic of the
3 warrior ethos of the United States Marine Corps.

4 (2) DESIGNATION AND INSCRIPTIONS.—On
5 each coin minted under this Act, there shall be—

6 (A) a designation of the value of the coin;

7 (B) an inscription of the year “2005”; and

8 (C) inscriptions of the words “Liberty”,
9 “In God We Trust”, “United States of Amer-
10 ica”, and “E Pluribus Unum”.

11 (b) SELECTION.—The design for the coins minted
12 under this Act shall be—

13 (1) selected by the Secretary, after consultation
14 with the Marine Corps Historical Division and the
15 Commission of Fine Arts; and

16 (2) reviewed by the Citizens Coinage Advisory
17 Committee.

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

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

21 (b) MINT FACILITY.—Only 1 facility of the United
22 States Mint may be used to strike any particular quality
23 of the coins minted under this Act.

1 (c) PERIOD FOR ISSUANCE.—The Secretary may
2 issue coins minted under this Act only during the 1-year
3 period beginning on January 1, 2005.

4 **SEC. 6. SALE OF COINS.**

5 (a) SALE PRICE.—The coins issued under this Act
6 shall be sold by the Secretary at a price equal to the sum
7 of—

8 (1) the face value of the coins;

9 (2) the surcharge provided in subsection (b)
10 with respect to such coins; and

11 (3) the cost of designing and issuing the coins
12 (including labor, materials, dies, use of machinery,
13 overhead expenses, marketing, and shipping).

14 (b) SURCHARGES.—All sales of coins issued under
15 this Act shall include a surcharge of \$10 per coin.

16 (c) BULK SALES.—The Secretary shall make bulk
17 sales of coins issued under this Act at a reasonable dis-
18 count.

19 (d) PREPAID ORDERS.—

20 (1) IN GENERAL.—The Secretary shall accept
21 prepaid orders for coins minted under this Act be-
22 fore the issuance of such coins.

23 (2) DISCOUNT.—Sale prices with respect to pre-
24 paid orders under paragraph (1) should be at a rea-
25 sonable discount.

1 (e) LIMITATION.—Notwithstanding subsection (b), no
 2 surcharge may be included with respect to the issuance
 3 under this Act of any coin during a calendar year if, as
 4 of the time of such issuance, the issuance of such coin
 5 would result in the number of commemorative coin pro-
 6 grams issued during such year to exceed the annual 2
 7 commemorative coin program issuance limitation under
 8 section 5112(m)(1) of title 31, United States Code (as in
 9 effect on the date of the enactment of this Act). The Sec-
 10 retary of the Treasury may issue guidance to carry out
 11 this subsection.

12 **SEC. 7. DISTRIBUTION OF SURCHARGES.**

13 (a) DISTRIBUTION.—Subject to section 5134(f) of
 14 title 31, United States Code, all surcharges received by
 15 the Secretary from the sale of coins issued under this Act
 16 shall be promptly paid by the Secretary to the Marine
 17 Corps Heritage Foundation for the purposes of construc-
 18 tion of the Marine Corps Heritage Center, as authorized
 19 by section 1 of Public Law 106–398 (114 Stat. 1654).

20 (b) AUDIT.—The Marine Corps Heritage Foundation
 21 shall be subject to the audit requirements of section
 22 5134(f)(2) of title 31, United States Code, with regard
 23 to the amounts received under subsection (a).

Passed the House of Representatives July 14, 2004.

Attest:

JEFF TRANDAHL,

Clerk.

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