

Union Calendar No. 230

116TH CONGRESS
1ST SESSION

H. R. 1980

[Report No. 116–286, Part I]

To establish in the Smithsonian Institution a comprehensive women's history museum, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 28, 2019

Mrs. CAROLYN B. MALONEY of New York (for herself, Mr. FITZPATRICK, Mrs. LAWRENCE, Mrs. WAGNER, Ms. NORTON, Mrs. DINGELL, Mr. GRIJALVA, Mr. GONZALEZ of Texas, Ms. FRANKEL, Mr. KHANNA, Ms. WILD, Mr. YARMUTH, Ms. DEAN, Ms. HAALAND, Ms. STEFANIK, Mr. BARR, Mrs. BEATTY, Mr. HURD of Texas, Mr. TURNER, Mr. STIVERS, Mr. MCNERNEY, Miss GONZÁLEZ COLÓN of Puerto Rico, Mr. HORSFORD, Ms. PINGREE, Mr. COLLINS of New York, Mr. SWALWELL of California, and Mr. ZELDIN) introduced the following bill; which was referred to the Committee on House Administration, and in addition to the Committees on Natural Resources, and Transportation and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

NOVEMBER 13, 2019

Additional sponsors: Ms. MOORE, Mr. COOPER, Mr. COHEN, Mr. PETERS, Mr. FOSTER, Mr. NADLER, Mr. SHERMAN, Ms. VELÁZQUEZ, Mr. CLAY, Mr. RUSH, Ms. DELAURO, Ms. BASS, Ms. ADAMS, Mr. POCAN, Mr. SUOZZI, Mr. ENGEL, Mr. NORCROSS, Mr. CLEAVER, Ms. LEE of California, Mr. BRENDAN F. BOYLE of Pennsylvania, Mr. SCHIFF, Ms. PRESSLEY, Mr. COURTNEY, Mr. BROWN of Maryland, Mr. CRIST, Ms. ESCOBAR, Mrs. DEMINGS, Ms. WASSERMAN SCHULTZ, Mr. LARSON of Connecticut, Mr. SARBANES, Ms. JAYAPAL, Ms. JUDY CHU of California, Mr. LEVIN of Michigan, Mr. SCHNEIDER, Ms. SCHAKOWSKY, Mr. AGUILAR, Ms. KUSTER of New Hampshire, Mr. BISHOP of Georgia, Mr. HIMES, Mr. CARTWRIGHT, Mr. MCGOVERN, Mr. JEFFRIES, Ms. FUDGE, Mr. TONKO, Mrs. WATSON COLEMAN, Mr. LEWIS, Mr. HECK, Mr. CONNOLLY, Mr. LOEBSACK, Ms. BROWNLEY of California, Ms. KELLY of Illinois, Ms.

MENG, Mr. LAMB, Ms. CASTOR of Florida, Mr. GOTTHEIMER, Mr. KATKO, Mr. MCCAUL, Mrs. BROOKS of Indiana, Mr. RASKIN, Ms. JACKSON LEE, Mr. GRAVES of Georgia, Mr. PHILLIPS, Ms. DELBENE, Mr. TED LIEU of California, Mrs. BUSTOS, Mr. CICILLINE, Mr. CÁRDENAS, Mr. CASTRO of Texas, Mr. GARAMENDI, Mr. CUMMINGS, Mr. WELCH, Mr. GOLDEN, Mrs. KIRKPATRICK, Ms. JOHNSON of Texas, Mr. CROW, Mr. PALLONE, Mr. KILDEE, Mr. LYNCH, Mr. RYAN, Ms. WILSON of Florida, Mr. VISCLOSKY, Ms. CLARK of Massachusetts, Mr. PAYNE, Ms. ESHOO, Mr. TAKANO, Mr. SERRANO, Mr. HIGGINS of New York, Mr. COX of California, Mr. CARBAJAL, Mr. CASE, Ms. PORTER, Mr. PAPPAS, Mr. LANGEVIN, Mr. O'HALLERAN, Mr. HASTINGS, Mr. MICHAEL F. DOYLE of Pennsylvania, Mr. HUFFMAN, Ms. DEGETTE, Mr. ESPAILLAT, Mr. CARSON of Indiana, Ms. FINKENAUER, Mr. DESAULNIER, Ms. KAPTUR, Miss RICE of New York, Mr. KILMER, Mr. SCOTT of Virginia, Ms. SLOTKIN, Mr. DANNY K. DAVIS of Illinois, Mr. HARDER of California, Mr. VAN DREW, Ms. SPEIER, Ms. MCCOLLUM, Ms. BONAMICI, Ms. GARCIA of Texas, Mr. KRISHNAMOORTHY, Ms. CLARKE of New York, Mrs. LEE of Nevada, Mr. SIRES, Ms. BLUNT ROCHESTER, Mr. PRICE of North Carolina, Mr. RUPPERSBERGER, Ms. BARRAGÁN, Mrs. HAYES, Ms. WEXTON, Mr. SAN NICOLAS, Mr. RUIZ, Mr. VARGAS, Mr. BILIRAKIS, Mr. AMODEI, Mr. HOYER, Mr. SABLAN, Ms. HILL of California, Mr. GREEN of Texas, Mr. DEFazio, Mr. KENNEDY, Mrs. TORRES of California, Mr. BERA, Mrs. MURPHY of Florida, Mrs. TRAHAN, Mr. GOMEZ, Mr. ROUDA, Ms. HOULAHAN, Mr. DEUTCH, Mr. SMITH of Washington, Mr. GARCÍA of Illinois, Mr. KIND, Mr. LAWSON of Florida, Ms. TITUS, Mr. LIPINSKI, Mr. BUTTERFIELD, Mr. MCEACHIN, Mr. CORREA, Ms. SCANLON, Mr. DAVID SCOTT of Georgia, Mr. MEEKS, Mr. KEATING, Mr. ROSE of New York, Ms. TLAIB, Mrs. NAPOLITANO, Mr. TRONE, Mr. CLYBURN, Ms. OCASIO-CORTEZ, Mr. CISNEROS, Ms. UNDERWOOD, Mr. LEVIN of California, Mr. GALLEGO, Mr. SOTO, Mr. JOHNSON of Georgia, Mr. STANTON, Ms. GABBARD, Mrs. AXNE, Mr. UPTON, Ms. HERRERA BEUTLER, Mr. COSTA, Mrs. LURIA, Mr. BRINDISI, Mr. VEASEY, Ms. SÁNCHEZ, Mr. JOHNSON of Ohio, Mr. THOMPSON of California, Mr. MALINOWSKI, Mr. MOULTON, Ms. OMAR, Mr. CASTEN of Illinois, Mr. REED, Mr. PANETTA, Mr. PASCRELL, Ms. SPANBERGER, Ms. DAVIDS of Kansas, Mr. MORELLE, Mr. NEAL, Mr. WATKINS, Mr. SEAN PATRICK MALONEY of New York, Mr. SCHRADER, Mr. CUNNINGHAM, Ms. SHERRILL, Ms. SHALALA, Mr. PERLMUTTER, Mr. RICHMOND, Mr. LUJÁN, Ms. STEVENS, Mrs. MCBATH, Mr. PETERSON, Mr. CUELLAR, Mr. BEYER, Mr. KING of New York, Mr. YOUNG, Mr. DOGGETT, Mr. LARSEN of Washington, Mr. THOMPSON of Mississippi, Mr. QUIGLEY, Mr. ALLRED, Mr. BLUMENAUER, Mr. VELA, Mr. EVANS, Ms. KENDRA S. HORN of Oklahoma, Mrs. LOWEY, Mr. FLEISCHMANN, Ms. GRANGER, Mr. MAST, Mrs. MILLER, Mr. TIPTON, Mrs. WALORSKI, Mr. NEGUSE, Mr. KIM, Ms. PLASKETT, Mr. DELGADO, Ms. SCHRIER, Mr. LONG, Mrs. DAVIS of California, Ms. SEWELL of Alabama, Ms. MUCARSEL-POWELL, Mr. LOWENTHAL, Mrs. RADEWAGEN, Mr. SENSENBRENNER, Ms. CRAIG, Mr. SCHWEIKERT, Mr. CHABOT, Mr. MCHENRY, Mr. WILLIAMS, Mr. LUETKEMEYER, Mr. KELLY of Pennsylvania, Mr. MARCHANT, Mr. GOODEN, Mr. EMMER, Mr. JOHNSON of Louisiana, Mr. MEUSER, Mr. SMUCKER, Mr. BERGMAN, Mrs. FLETCHER, Mr. MITCHELL, Mr. COOK,

Mr. LAHOOD, Mr. THOMPSON of Pennsylvania, Mr. BURCHETT, Mrs. LESKO, Mr. BACON, Mr. RIGGLEMAN, Ms. TORRES SMALL of New Mexico, Mr. MCADAMS, Ms. LOFGREN, Mr. KELLER, Mr. FLORES, Mr. OLSON, Mr. RESCHENTHALER, Mr. GUTHRIE, and Mr. GONZALEZ of Ohio

NOVEMBER 13, 2019

Reported from the Committee on House Administration with an amendment

[Insert the part printed in *italic*]

NOVEMBER 13, 2019

The Committees on Natural Resources and Transportation and Infrastructure discharged; committed to the Committee of the Whole House on the State of the Union and ordered to be printed

[Insert the part printed in *italic*]

A BILL

To establish in the Smithsonian Institution a comprehensive women's history museum, 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,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Smithsonian Women’s
5 History Museum Act”.

6 **SEC. 2. FINDINGS.**

7 Congress finds the following:

8 (1) Since its founding, the United States has
9 greatly benefitted from the contributions of women.

10 (2) Historical accounts, monuments, memorials,
11 and museums disproportionately represent men’s
12 achievements and contributions and often neglect
13 those of women. For example—

14 (A) a study of 18 American history text-
15 books concluded that 10 percent of the material
16 documented contributions of women;

17 (B) 9 statues out of 91 in the United
18 States Capitol’s National Statuary Hall depict
19 women; and

20 (C) only one of the 44 monuments oper-
21 ated by the National Park Service specifically
22 honors the achievements of women after the
23 2016 designation of the Belmont-Paul Women’s
24 Equality National Monument.

1 (3) There exists no national museum in the
2 United States that is devoted to the documentation
3 of women's contributions throughout the Nation's
4 history.

5 (4) Establishing a comprehensive women's his-
6 tory museum representing a diverse range of view-
7 points, experience, and backgrounds is necessary to
8 more accurately depict the history of the United
9 States and would add value to the Smithsonian In-
10 stitution.

11 **SEC. 3. ESTABLISHMENT OF MUSEUM.**

12 (a) ESTABLISHMENT.—There is established within
13 the Smithsonian Institution a comprehensive women's his-
14 tory museum, to be named by the Board of Regents in
15 consultation with the council established under section 4.

16 (b) PURPOSE.—The purpose of the museum estab-
17 lished under this section shall be to provide for—

18 (1) the collection, study, and establishment of
19 programs relating to women's contributions to var-
20 ious fields and throughout different periods of his-
21 tory that have influenced the direction of the United
22 States;

23 (2) collaboration with other Smithsonian Insti-
24 tution museums and facilities, outside museums, and
25 educational institutions; and

1 (3) the creation of exhibitions and programs
2 that recognize diverse perspectives on women's his-
3 tory and contributions.

4 **SEC. 4. COUNCIL.**

5 (a) ESTABLISHMENT.—There is established within
6 the Smithsonian Institution a council to carry out the du-
7 ties set forth under subsection (b) and other provisions
8 of this Act.

9 (b) DUTIES.—

10 (1) IN GENERAL.—The council established
11 under this section shall—

12 (A) make recommendations to the Board
13 of Regents concerning the planning, design, and
14 construction of the museum established under
15 section 3;

16 (B) advise and assist the Board of Regents
17 on all matters relating to the administration,
18 operation, maintenance, and preservation of the
19 museum;

20 (C) recommend annual operating budgets
21 for the museum to the Board of Regents;

22 (D) report annually to the Board of Re-
23 gents on the acquisition, disposition, and dis-
24 play of objects relating to women's art, history,
25 and culture; and

1 (E) adopt bylaws for the operation of the
2 council.

3 (2) PRINCIPAL RESPONSIBILITIES.—The coun-
4 cil, subject to the general policies of the Board of
5 Regents, shall have sole authority to—

6 (A) purchase, accept, borrow, and other-
7 wise acquire artifacts for addition to the collec-
8 tions of the museum;

9 (B) loan, exchange, sell, and otherwise dis-
10 pose of any part of the collections of the mu-
11 seum, but only if the funds generated by that
12 disposition are used for additions to the collec-
13 tions of the museum; or

14 (C) specify criteria with respect to the use
15 of the collections and resources of the museum,
16 including policies on programming, education,
17 exhibitions, and research with respect to—

18 (i) the life, art, history, and culture of
19 women;

20 (ii) the role of women in the history of
21 the United States; and

22 (iii) the contributions of women to so-
23 ciety.

1 (3) OTHER RESPONSIBILITIES.—The council,
2 subject to the general policies of the Board of Re-
3 gents, shall have authority—

4 (A) to provide for preservation, restoration,
5 and maintenance of the collections of the mu-
6 seum; and

7 (B) to solicit, accept, use, and dispose of
8 gifts, bequests, and devises of personal property
9 for the purpose of aiding and facilitating the
10 work of the museum.

11 (4) *ENSURING DIVERSITY OF POLITICAL VIEW-*
12 *POINTS IN EXHIBITS AND PROGRAMS.*—*In carrying*
13 *out its duties, the council shall ensure that the exhib-*
14 *its and programs of the museum reflect the diversity*
15 *of the political viewpoints held by women of the*
16 *United States on the events and issues relating to the*
17 *history of women in the United States.*

18 (c) COMPOSITION AND APPOINTMENT.—

19 (1) IN GENERAL.—The council shall be com-
20 posed of 25 voting members as provided under para-
21 graph (2).

22 (2) VOTING MEMBERS.—The council shall in-
23 clude the following voting members:

24 (A) The Secretary of the Smithsonian In-
25 stitution.

1 (B) One member of the Board of Regents,
2 appointed by the Board of Regents.

3 (C) 23 individuals appointed by the Board
4 of Regents. In appointing members under this
5 subparagraph, the Board of Regents should
6 give special consideration to appointing—

7 (i) members of the Congressional
8 Commission;

9 (ii) board members of the National
10 Women’s History Museum, a nonprofit,
11 educational organization described in sec-
12 tion 501(c)(3) of the Internal Revenue
13 Code of 1986 that was incorporated in
14 1996 in the District of Columbia and that
15 is dedicated for the purpose of establishing
16 a women’s history museum; and

17 (iii) scholars and representatives of
18 organizations that are committed to the
19 study of women’s history.

20 (3) INITIAL APPOINTMENTS.—The Board of
21 Regents shall make initial appointments to the coun-
22 cil under paragraph (2) not later than 180 days
23 after the date of the enactment of this Act.

24 (d) TERMS.—

1 (1) IN GENERAL.—Except as provided in this
2 subsection, each appointed member of the council
3 shall be appointed for a term of 3 years.

4 (2) INITIAL APPOINTEES.—As designated by
5 the Board of Regents at the time of appointment, of
6 the voting members first appointed under subpara-
7 graph (C) of subsection (c)(2)—

8 (A) 8 members shall be appointed for a
9 term of 1 year;

10 (B) 8 members shall be appointed for a
11 term of 2 years; and

12 (C) 7 members shall be appointed for a
13 term of 3 years.

14 (3) REAPPOINTMENT.—A member of the coun-
15 cil may be reappointed, except that no individual
16 may serve on the council for a total of more than
17 2 terms. For purposes of this paragraph, the num-
18 ber of terms an individual serves on the council shall
19 not include any portion of a term for which an indi-
20 vidual is appointed to fill a vacancy under paragraph
21 (4)(B).

22 (4) VACANCIES.—

23 (A) IN GENERAL.—A vacancy on the coun-
24 cil—

1 (i) shall not affect the powers of the
2 council; and

3 (ii) shall be filled in the same manner
4 as the original appointment was made.

5 (B) TERM.—Any member of the council
6 appointed to fill a vacancy occurring before the
7 expiration of the term for which the member's
8 predecessor was appointed shall be appointed
9 for the remainder of that term.

10 (e) COMPENSATION.—

11 (1) IN GENERAL.—Except as provided in para-
12 graph (2), a member of the council shall serve with-
13 out pay.

14 (2) TRAVEL EXPENSES.—A member of the
15 council shall be allowed travel expenses, including
16 per diem in lieu of subsistence, at rates authorized
17 for an employee of an agency under subchapter I of
18 chapter 57 of title 5, while away from the home or
19 regular place of business of the member in the per-
20 formance of the duties of the council.

21 (f) CHAIRPERSON.—By a majority vote of its voting
22 members, the council shall elect a chairperson from its
23 members.

24 (g) MEETINGS.—

1 (1) IN GENERAL.—The council shall meet at
2 the call of the chairperson or on the written request
3 of a majority of the voting members of the council,
4 but not fewer than twice each year.

5 (2) INITIAL MEETINGS.—During the 1-year pe-
6 riod beginning on the date of the first meeting of the
7 council, the council shall meet not fewer than 4
8 times for the purpose of carrying out the duties of
9 the council under this subchapter.

10 (h) QUORUM.—A majority of the voting members of
11 the council holding office shall constitute a quorum for
12 the purpose of conducting business, but a lesser number
13 may receive information on behalf of the council.

14 **SEC. 5. DIRECTOR AND STAFF OF THE MUSEUM.**

15 (a) DIRECTOR.—

16 (1) IN GENERAL.—The museum established
17 under section 3 shall have a Director who shall be
18 appointed by the Secretary, taking into consideration
19 individuals recommended by the council established
20 under section 4.

21 (2) DUTIES.—The Director shall manage the
22 museum subject to the policies of the Board of Re-
23 gents.

24 (b) STAFF.—The Secretary may appoint two addi-
25 tional employees to serve under the Director, except that

1 such additional employees may be appointed without re-
2 gard to the provisions of title 5, United States Code, gov-
3 erning appointments in the competitive service.

4 (c) PAY.—The employees appointed by the Secretary
5 under subsection (b) may be paid without regard to the
6 provisions of chapter 51 and subchapter III of chapter 53
7 of title 5, United States Code, relating to classification
8 of positions and General Schedule pay rates.

9 **SEC. 6. EDUCATIONAL AND LIAISON PROGRAMS.**

10 (a) PROGRAMS AUTHORIZED.—The Director of the
11 museum established under section 3 may carry out edu-
12 cational and liaison programs in support of the goals of
13 the museum.

14 (b) COLLABORATION WITH SCHOOLS.—In carrying
15 out this section, the Director shall carry out educational
16 programs in collaboration with elementary schools, sec-
17 ondary schools, and postsecondary schools.

18 **SEC. 7. BUILDING.**

19 (a) IN GENERAL.—

20 (1) LOCATION.—

21 (A) IN GENERAL.—Not later than 6
22 months after the date of the enactment of this
23 Act, the Board of Regents shall designate a site
24 for the museum established under section 3.

1 (B) SITES FOR CONSIDERATION.—In des-
2 ignating a site under subparagraph (A), the
3 Board of Regents shall select from among the
4 following sites in the District of Columbia:

5 (i) The site known as the “South
6 Monument site”, located on the National
7 Mall and bordered by 14th Street North-
8 west, Jefferson Drive Southwest, Raoul
9 Wallenberg Place Southwest, and Inde-
10 pendence Avenue Southwest.

11 (ii) The Northwest United States
12 Capitol site, bordered by 3rd Street North-
13 west, Constitution Avenue Northwest, 1st
14 Street Northwest, and Pennsylvania Ave-
15 nue Northwest.

16 (iii) Any other appropriate location as
17 identified by the Board of Regents in con-
18 sultation with the council established under
19 section 4.

20 (C) AVAILABILITY OF SITE.—

21 (i) IN GENERAL.—The sites described
22 in clauses (i) and (ii) of subparagraph (B)
23 shall remain available until the date on
24 which the Board of Regents designates a

1 site for the museum under subparagraph
2 (A).

3 (ii) TRANSFER TO SMITHSONIAN IN-
4 STITUTION.—If the site designated for the
5 museum is in an area that is under the ad-
6 ministrative jurisdiction of a Federal agen-
7 cy, as soon as practicable after the date on
8 which the designation is made, the head of
9 the Federal agency shall transfer to the
10 Smithsonian Institution administrative ju-
11 risdiction over the area.

12 (D) FACTORS CONSIDERED.—In desig-
13 nating a site under subparagraph (A), the
14 Board of Regents shall take into consideration
15 each of the following factors:

16 (i) An estimate of the costs associated
17 with each potential site.

18 (ii) An assessment of the suitability of
19 the space of each potential site, including
20 size, proximity to other buildings and
21 transportation, and other external environ-
22 mental conditions, as appropriate.

23 (iii) The recommendations of the Con-
24 gressional Commission.

1 (E) CONSULTATION.—The Board of Re-
2 gents shall carry out its duties under this para-
3 graph in consultation with each of the fol-
4 lowing:

5 (i) The Chair of the National Capital
6 Planning Commission.

7 (ii) The Chair of the Commission on
8 Fine Arts.

9 (iii) The Chair of the Congressional
10 Commission.

11 (iv) The chair and ranking minority
12 member of the Committees on Appropria-
13 tions and Rules and Administration of the
14 Senate.

15 (v) The chair and ranking minority
16 member of the Committees on Appropria-
17 tions, House Administration, and Trans-
18 portation and Infrastructure of the House
19 of Representatives.

20 (F) PRIORITY.—In designating a site
21 under subparagraph (A), the Board of Regents
22 shall give priority to a site which is on or near
23 the National Mall.

24 (b) CONSTRUCTION OF BUILDING.—The Board of
25 Regents, in consultation with the council established under

1 section 4, may plan, design, and construct a building for
2 the museum, which shall be located at the site designated
3 by the Board of Regents under subsection (a).

4 (c) NONAPPLICABILITY OF PROVISIONS RELATING
5 TO MONUMENTS AND COMMEMORATIVE WORKS.—Chap-
6 ter 89 of title 40, United States Code, shall not apply with
7 respect to the museum.

8 (d) COST SHARING.—The Board of Regents shall
9 pay—

10 (1) 50 percent of the costs of carrying out this
11 section from Federal funds; and

12 (2) 50 percent of the costs of carrying out this
13 section from non-Federal sources.

14 **SEC. 8. DEFINITIONS.**

15 In this Act, the following definitions apply:

16 (1) The term “Board of Regents” means the
17 Board of Regents of the Smithsonian Institution.

18 (2) The term “Congressional Commission”
19 means the Commission to Study the Potential Cre-
20 ation of a National Women’s History Museum, es-
21 tablished under section 3056 of the Military Con-
22 struction Authorization Act for Fiscal Year 2015
23 (Public Law 113–291; 128 Stat. 3810).

24 (3) The term “Secretary” means the Secretary
25 of the Smithsonian Institution.

1 **SEC. 9. AUTHORIZATION OF APPROPRIATIONS.**

2 (a) IN GENERAL.—There are authorized to be appro-
3 priated to the Smithsonian Institution to carry out this
4 Act, including the planning, design, construction, and op-
5 eration of the museum established under section 3, such
6 sums as may be necessary for fiscal year 2020 and each
7 succeeding fiscal year.

8 (b) AVAILABILITY.—Amounts appropriated pursuant
9 to the authorization under this section shall remain avail-
10 able until expended.

11 (c) USE OF FUNDS FOR FUNDRAISING.—Amounts
12 appropriated pursuant to the authorization under this sec-
13 tion may be used to conduct fundraising in support of the
14 museum established under section 3 from private sources.

Union Calendar No. 230

116TH CONGRESS
1ST Session

H. R. 1980

[Report No. 116-286, Part I]

A BILL

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The Committees on Natural Resources and Transportation and Infrastructure discharged; committed to the Committee of the Whole House on the State of the Union and ordered to be printed