

# Calendar No. 377

110TH CONGRESS  
1ST SESSION

# S. 1148

[Report No. 110-179]

To establish the Champlain Quadricentennial Commemoration Commission and the Hudson-Fulton 400th Commemoration Commission, and for other purposes.

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## IN THE SENATE OF THE UNITED STATES

APRIL 18, 2007

Mrs. CLINTON (for herself, Mr. SCHUMER, Mr. LEAHY, and Mr. SANDERS) introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

SEPTEMBER 17, 2007

Reported by Mr. BINGAMAN, with an amendment

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

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## A BILL

To establish the Champlain Quadricentennial Commemoration Commission and the Hudson-Fulton 400th Commemoration Commission, 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; TABLE OF CONTENTS.**

2 (a) **SHORT TITLE.**—This Act may be cited as the  
 3 “~~Hudson-Fulton-Champlain~~ **Quadricentennial Commemo-**  
 4 **ration Commission Act of 2007**”.

5 (b) **TABLE OF CONTENTS.**—The table of contents of  
 6 this Act is as follows:

Sec. 1. Short title; table of contents.  
 Sec. 2. Findings; purpose.  
 Sec. 3. Coordination.

**TITLE I—CHAMPLAIN QUADRICENTENNIAL COMMEMORATION  
 COMMISSION**

Sec. 101. Definitions.  
 Sec. 102. Establishment of Champlain Commission.  
 Sec. 103. Duties.  
 Sec. 104. Powers.  
 Sec. 105. Champlain Commission personnel matters.  
 Sec. 106. Audit of Champlain Commission.  
 Sec. 107. Authorization of appropriations.  
 Sec. 108. Termination of Champlain Commission.

**TITLE II—HUDSON-FULTON 400TH COMMEMORATION  
 COMMISSION**

Sec. 201. Definitions.  
 Sec. 202. Establishment of Hudson-Fulton Commission.  
 Sec. 203. Duties.  
 Sec. 204. Powers.  
 Sec. 205. Hudson-Fulton Commission personnel matters.  
 Sec. 206. Audit of Hudson-Fulton Commission.  
 Sec. 207. Authorization of appropriations.  
 Sec. 208. Termination of Hudson-Fulton Commission.

7 **SEC. 2. FINDINGS; PURPOSE.**

8 (a) **FINDINGS.**—Congress finds that—

9 (1) the first European exploration of the Hud-  
 10 son River and Lake Champlain and the introduction  
 11 of steam navigation to maritime commerce were  
 12 events of major historical importance, both in the  
 13 United States and internationally;

1 (2) in 1609—

2 (A) Englishman Henry Hudson, acting in  
3 service of the Dutch East India Company, was  
4 the first European to sail up the river later  
5 named for him in the vessel Half Moon; and

6 (B) French explorer Samuel de Champlain  
7 was the first European to see—

8 (i) the lake later named for him; and

9 (ii) the shores of the northern regions  
10 of the States of New York and Vermont;

11 (3) those voyages—

12 (A) were 2 of the most significant passages  
13 in the European exploration and discovery of  
14 America; and

15 (B) began 2 of the earliest contacts in the  
16 New World between Native Americans and Eu-  
17 ropeans;

18 (4) those explorations led to the establishment  
19 of—

20 (A) Fort Orange, a Dutch, and later  
21 English, settlement of what is now the capital  
22 city of the State of New York; and

23 (B) French Quebec settlements as far  
24 south as Lake George;

1           (5) the establishment of the settlements de-  
2       scribed in paragraph (4) extended the trade, com-  
3       merce, culture, and religion of the European settlers  
4       deep into the Mohawk Valley and as far west as  
5       Lake Erie;

6           (6) the early settlements of Fort George and  
7       the numerous French Quebec settlements influenced  
8       the history, culture, law, commerce, and traditions of  
9       liberty of the United States that—

10               (A) extend to the present day; and

11               (B) are constantly reflected in the position  
12       of the United States as the leader of the coun-  
13       tries of the free world;

14           (7) in 1807, Robert Fulton navigated the Hud-  
15       son River from the city of New York to Albany in  
16       the steamboat Clermont, successfully inaugurating  
17       steam navigation on a commercial basis;

18           (8) the successful navigation of the Hudson  
19       River was 1 of the most important events in the his-  
20       tory of navigation because that navigation—

21               (A) revolutionized waterborne commerce on  
22       the great rivers of the United States;

23               (B) transformed naval warfare; and

24               (C) fostered international relations through  
25       transoceanic travel and trade; and

1           (9) in 2000, the province of Quebec—

2                   (A) established a commission known as the  
3           “Quebec 400 Commission”;

4                   (B) granted to the Quebec 400 Commis-  
5           sion a budget of an amount not less than  
6           \$1,000,000; and

7                   (C) included in the responsibilities of the  
8           Quebec 400 Commission a commemoration of  
9           the Champlain voyage of 1609.

10       (b) PURPOSES.—The purposes of this Act are to es-  
11       tablish the Champlain Commission and the Hudson-Ful-  
12       ton Commission—

13                   (1) to ensure a suitable national observance of  
14       the anniversaries of Henry Hudson, Robert Fulton,  
15       and Samuel de Champlain in 2009 through coopera-  
16       tion with, and assistance to, the programs and ac-  
17       tivities of the States of New York and Vermont, and  
18       the commemorative commissions formed by those  
19       States;

20                   (2) to assist in ensuring that Hudson-Fulton-  
21       Champlain 2009 observances provide an excellent  
22       visitor experience and beneficial interaction between  
23       visitors and the natural and cultural resources of the  
24       sites located in the States;

1           (3) to assist in ensuring that Hudson-Fulton-  
 2 Champlain 2009 observances are inclusive and ap-  
 3 propriately recognize the diverse Hudson River and  
 4 Lake Champlain communities that developed over 4  
 5 centuries;

6           (4) to facilitate international involvement (in-  
 7 cluding the involvement of the Quebec 400 Commis-  
 8 sion) in the Hudson-Fulton-Champlain 2009 observ-  
 9 ances;

10          (5) to support and facilitate marketing efforts  
 11 for—

12                   (A) a commemorative coin;

13                   (B) a commemorative stamp; and

14                   (C) related activities for the Hudson-Ful-  
 15 ton-Champlain 2009 observances;

16          (6) to assist in the appropriate development of  
 17 heritage tourism and economic benefits to the  
 18 United States; and

19          (7) to support and facilitate the related efforts  
 20 of the Lake Champlain Basin Program in the co-  
 21 ordination of efforts to commemorate the voyage of  
 22 Samuel de Champlain.

23 **SEC. 3. COORDINATION.**

24          Each commission established under this Act shall co-  
 25 ordinate with the other respective commission established

1 under this Act to ensure that commemorations of Henry  
2 Hudson, Robert Fulton, and Samuel de Champlain are—

3           (1) consistent with the plans and programs of  
4           the commemorative commissions established by the  
5           States of New York and Vermont; and

6           (2) well-organized and successful.

7 **TITLE I—CHAMPLAIN QUADRI-**  
8 **CENTENNIAL COMMEMORA-**  
9 **TION COMMISSION**

10 **SEC. 101. DEFINITIONS.**

11 In this title:

12           (1) **CHAMPLAIN COMMISSION.**—The term  
13 “Champlain Commission” means the Champlain  
14 Quadricentennial Commemoration Commission es-  
15 tablished by section 102(a).

16           (2) **COMMEMORATION.**—The term “commemo-  
17 ration” means the commemoration of the 400th an-  
18 niversary of the voyage of Samuel de Champlain.

19           (3) **LAKE CHAMPLAIN BASIN PROGRAM.**—The  
20 term “Lake Champlain Basin Program” means the  
21 partnership established by section 120 of the Fed-  
22 eral Water Pollution Control Act (33 U.S.C. 1270)  
23 between the States of New York and Vermont and  
24 Federal agencies to carry out the Lake Champlain  
25 management plan entitled, “Opportunities for Ae-

1       tion: An Evolving Plan for the Lake Champlain  
2       Basin”.

3           (4) SECRETARY.—The term “Secretary” means  
4       the Secretary of the Interior.

5           (5) STATES.—

6           (A) IN GENERAL.—The term “States”  
7       means the States of New York and Vermont.

8           (B) INCLUSIONS.—The term “States” in-  
9       cludes political subdivisions of the States.

10 **SEC. 102. ESTABLISHMENT OF CHAMPLAIN COMMISSION.**

11       (a) IN GENERAL.—There is established a commission  
12       to be known as the “Champlain Quadricentennial Com-  
13       memoration Commission”.

14       (b) MEMBERSHIP.—

15           (1) COMPOSITION.—The Champlain Commis-  
16       sion shall be composed of 11 members, of whom—

17           (A) 2 members shall be employees of the  
18       National Park Service, of whom—

19           (i) 1 shall be the Director of the Na-  
20       tional Park Service (or a designee); and

21           (ii) 1 shall be an employee of the Na-  
22       tional Park Service having experience rel-  
23       evant to the commemoration, who shall be  
24       appointed by the Secretary;

1           ~~(B)~~ 4 members shall be appointed by the  
 2 Secretary from among individuals who, on the  
 3 date of enactment of this Act, are—

4           (i) serving as members of the Hudson-  
 5 Fulton-Champlain Quadricentennial Com-  
 6 mission of the State of New York; and

7           (ii) residents of Champlain Valley,  
 8 New York;

9           ~~(C)~~ 4 members shall be appointed by the  
 10 Secretary from among individuals who, on the  
 11 date of enactment of this Act, are—

12           (i) serving as members of the Lake  
 13 Champlain Quadricentennial Commission  
 14 of the State of Vermont; and

15           (ii) residents of the State of Vermont;  
 16 and

17           ~~(D)~~ 1 member shall be appointed by the  
 18 Secretary, and shall be an individual who has—

19           (i) an interest in, support for, and ex-  
 20 pertise appropriate with respect to, the  
 21 commemoration; and

22           (ii) knowledge relating to the history  
 23 of the Champlain Valley.

24           ~~(2)~~ TERM; VACANCIES.—

1           (A) ~~TERM.~~—A member of the Champlain  
2 Commission shall be appointed for the life of  
3 the Champlain Commission.

4           (B) ~~VACANCIES.~~—

5           (i) ~~IN GENERAL.~~—A vacancy on the  
6 Champlain Commission shall be filled in  
7 the same manner in which the original ap-  
8 pointment was made.

9           (ii) ~~PARTIAL TERM.~~—A member ap-  
10 pointed to fill a vacancy on the Champlain  
11 Commission shall serve for the remainder  
12 of the term for which the predecessor of  
13 the member was appointed.

14           (3) ~~INITIAL MEETING.~~—Not later than 30 days  
15 after the date on which all members of the Cham-  
16 plain Commission have been appointed, the Cham-  
17 plain Commission shall hold the initial meeting of  
18 the Champlain Commission.

19           (4) ~~MEETINGS.~~—The Champlain Commission  
20 shall meet—

21           (A) at least twice each year; or

22           (B) at the call of the Chairperson or the  
23 majority of the members of the Champlain  
24 Commission.

1           (5) QUORUM.—A majority of voting members  
2 shall constitute a quorum, but a lesser number may  
3 hold meetings.

4           (6) CHAIRPERSON AND VICE CHAIRPERSON.—

5           (A) ELECTION.—The Champlain Commis-  
6 sion shall elect the Chairperson and the Vice  
7 Chairperson of the Champlain Commission on  
8 an annual basis.

9           (B) ABSENCE OF THE CHAIRPERSON.—

10          The Vice Chairperson shall serve as the Chair-  
11 person in the absence of the Chairperson.

12          (7) VOTING.—The Champlain Commission shall  
13 act only on an affirmative vote of a majority of the  
14 voting members of the Champlain Commission.

15 **SEC. 103. DUTIES.**

16          (a) IN GENERAL.—The Champlain Commission  
17 shall—

18           (1) plan, develop, and execute programs and ac-  
19 tivities appropriate to commemorate the 400th anni-  
20 versary of the voyage of Samuel de Champlain, the  
21 first European to discover and explore Lake Cham-  
22 plain;

23           (2) facilitate activities relating to the Cham-  
24 plain Quadricentennial throughout the United  
25 States;

- 1           ~~(3)~~ coordinate the activities of the Champlain  
2 Commission with—
- 3           ~~(A)~~ State commemoration commissions;
- 4           ~~(B)~~ appropriate Federal agencies, includ-  
5 ing—
- 6           ~~(i)~~ the Department of Agriculture;
- 7           ~~(ii)~~ the Department of Defense;
- 8           ~~(iii)~~ the Department of State; and
- 9           ~~(iv)~~ the Department of Transpor-  
10 tation;
- 11           ~~(C)~~ the Lake Champlain Basin Program;
- 12           ~~(D)~~ the Chairman of the National Endow-  
13 ment for the Arts; and
- 14           ~~(E)~~ the Secretary of the Smithsonian Insti-  
15 tution;
- 16           ~~(4)~~ encourage civic, patriotic, historical, edu-  
17 cational, artistic, religious, economic, and other or-  
18 ganizations throughout the United States to orga-  
19 nize and participate in anniversary activities to ex-  
20 pand the understanding and appreciation of the sig-  
21 nificance of the voyage of Samuel de Champlain;
- 22           ~~(5)~~ provide technical assistance to States, local-  
23 ities, and nonprofit organizations to further the com-  
24 memoration;

1           (6) coordinate and facilitate for the public  
2           scholarly research on, publication about, and inter-  
3           pretation of, the voyage of Samuel de Champlain;

4           (7) ensure that the Champlain 2009 anniver-  
5           sary provides a lasting legacy and a long-term public  
6           benefit by assisting in the development of appro-  
7           priate programs and facilities;

8           (8) help ensure that the observances of the voy-  
9           age of Samuel de Champlain are inclusive and ap-  
10          propriately recognize the experiences and heritage of  
11          all people present when Samuel de Champlain ar-  
12          rived in the Champlain Valley; and

13          (9) consult and coordinate with the Lake  
14          Champlain Basin Program and other relevant orga-  
15          nizations to plan and develop programs and activi-  
16          ties to commemorate the voyage of Samuel de  
17          Champlain.

18          (b) STRATEGIC PLAN AND ANNUAL PERFORMANCE

19 PLANS.—The Champlain Commission shall prepare—

20           (1) a strategic plan in accordance with section  
21           306 of title 5, United States Code, for each day (in-  
22           cluding travel time) during which the member is en-  
23           gaged in the performance of the duties of the Cham-  
24           plain Commission; and

1           (2) annual performance plans in accordance  
2 with section 1115 of title 31, United States Code,  
3 for the activities of the Champlain Commission ear-  
4 ried out under this Act.

5 (e) REPORTS.—

6           (1) ANNUAL REPORTS.—The Champlain Com-  
7 mission shall annually submit to Congress a report  
8 that contains—

9           (A) a list of each gift, bequest, or devise  
10 with a value of more than \$250; and

11           (B) the identity of the donor of each gift,  
12 bequest, or devise provided in subparagraph

13 (A).

14           (2) FINAL REPORT.—Not later than **【Sep-**  
15 **tember 30, 2010】**, the Champlain Commission shall  
16 submit to the Secretary a final report that con-  
17 tains—

18           (A) a summary of the activities of the  
19 Champlain Commission;

20           (B) a final accounting of funds received  
21 and expended by the Champlain Commission;  
22 and

23           (C) the findings and recommendations of  
24 the Champlain Commission.

1 **SEC. 104. POWERS.**

2 (a) GIFTS.—The Champlain Commission may solicit,  
3 accept, use, and dispose of gifts, bequests, or devises of  
4 money or other real or personal property for aiding or fa-  
5 cilitating the work of the Champlain Commission.

6 (b) APPOINTMENT OF ADVISORY COMMITTEES.—The  
7 Champlain Commission may appoint such advisory com-  
8 mittees as the Champlain Commission determines to be  
9 necessary to carry out this Act.

10 (c) AUTHORIZATION OF ACTION.—The Champlain  
11 Commission may authorize any member or employee of the  
12 Champlain Commission to take any action that the Cham-  
13 plain Commission is authorized to take under this Act.

14 (d) PROCUREMENT.—The Champlain Commission  
15 may procure supplies, services, and property, and make  
16 or enter into contracts, leases, or other legal agreements,  
17 to carry out this Act (except that a contract, lease, or  
18 other legal agreement made or entered into by the Cham-  
19 plain Commission (or with administrative assistance from  
20 the Lake Champlain Basin Program) shall not extend be-  
21 yond the date of termination of the Champlain Commis-  
22 sion).

23 (e) POSTAL SERVICES.—The Champlain Commission  
24 may use the United States mails in the same manner and  
25 under the same conditions as other agencies of the Federal  
26 Government.

1       (f) GRANTS.—Subject to approval by the Champlain  
2 Commission, the Champlain Commission may—

3           (1) make grants in amounts not to exceed  
4 \$20,000 to communities, nonprofit organizations,  
5 and State commemorative commissions to develop  
6 programs to assist in the commemoration; and

7           (2) make grants in amounts not to exceed  
8 \$20,000 to research and scholarly organizations to  
9 research, publish, or distribute information relating  
10 to the early history of the voyage of Samuel de  
11 Champlain.

12       (g) TECHNICAL ASSISTANCE.—The Champlain Com-  
13 mission shall provide technical assistance to States, local-  
14 ities, and nonprofit organizations to further the com-  
15 memoration.

16       (h) COORDINATION AND CONSULTATION WITH LAKE  
17 CHAMPLAIN BASIN PROGRAM.—The Champlain Commis-  
18 sion shall coordinate and consult with the Lake Champlain  
19 Basin Program to provide grants and technical assistance  
20 under subsections (f) and (g) for the development of ac-  
21 tivities commemorating the voyage of Samuel de Cham-  
22 plain.

23 **SEC. 105. CHAMPLAIN COMMISSION PERSONNEL MATTERS.**

24       (a) COMPENSATION OF MEMBERS.—

1           (1) IN GENERAL.—Except as provided in para-  
2           graph (2), a member of the Champlain Commission  
3           shall serve without compensation.

4           (2) FEDERAL EMPLOYEES.—A member of the  
5           Champlain Commission who is an officer or em-  
6           ployee of the Federal Government shall serve with-  
7           out compensation in addition to the compensation  
8           received for the services of the member as an officer  
9           or employee of the Federal Government.

10          (b) TRAVEL EXPENSES.—A member of the Cham-  
11          plain Commission shall be allowed travel expenses, includ-  
12          ing per diem in lieu of subsistence, at rates authorized  
13          for an employee of an agency under subchapter I of chap-  
14          ter 57 of title 5, United States Code, while away from  
15          the home or regular place of business of the member in  
16          the performance of the duties of the Champlain Commis-  
17          sion.

18          (c) STAFF.—

19               (1) IN GENERAL.—The Chairperson of the  
20               Champlain Commission may, without regard to the  
21               civil service laws (including regulations), appoint and  
22               terminate an Executive Director and such other ad-  
23               ditional personnel as are necessary to enable the  
24               Champlain Commission to perform the duties of the  
25               Champlain Commission.

1           (2) CONFIRMATION OF EXECUTIVE DIRECTOR.—The employment of an Executive Director  
2 shall be subject to confirmation by the Champlain  
3 Commission.  
4

5           (d) COMPENSATION.—

6           (1) IN GENERAL.—Except as provided in paragraph (2), the Chairperson of the Champlain Commission may fix the compensation of the Executive  
7 Director and other personnel without regard to the  
8 provisions of chapter 51 and subchapter III of chapter 53 of title 5, United States Code, relating to  
9 classification of positions and General Schedule pay  
10 rates.  
11

12           (2) MAXIMUM RATE OF PAY.—The rate of pay  
13 for the Executive Director and other personnel shall  
14 not exceed the rate payable for level V of the Executive  
15 Schedule under section 5316 of title 5, United  
16 States Code.  
17

18           (e) DETAIL OF GOVERNMENT EMPLOYEES.—

19           (1) FEDERAL EMPLOYEES.—

20           (A) IN GENERAL.—At the request of the  
21 Champlain Commission, the head of any Federal  
22 agency may detail, on a reimbursable or  
23 nonreimbursable basis, any of the personnel of  
24 the agency to the Champlain Commission to as-  
25

1           sist the Champlain Commission in carrying out  
2           the duties of the Champlain Commission under  
3           this Act.

4           ~~(B) CIVIL SERVICE STATUS.—~~The detail of  
5           an employee under subparagraph (A) shall be  
6           without interruption or loss of civil service sta-  
7           tus or privilege.

8           ~~(2) STATE EMPLOYEES.—~~The Champlain Com-  
9           mission may—

10           ~~(A) accept the services of personnel de-~~  
11           ~~tailed from States (including subdivisions of~~  
12           ~~States); and~~

13           ~~(B) reimburse States for services of de-~~  
14           ~~tailed personnel.~~

15           ~~(3) LAKE CHAMPLAIN BASIN PROGRAM EM-~~  
16           ~~PLOYEES.—~~The Champlain Commission may—

17           ~~(A) accept the services of personnel de-~~  
18           ~~tailed from the Lake Champlain Basin Pro-~~  
19           ~~gram; and~~

20           ~~(B) reimburse the Lake Champlain Basin~~  
21           ~~Program for services of detailed personnel.~~

22           ~~(4) PROCUREMENT OF TEMPORARY AND INTER-~~  
23           ~~MITTENT SERVICES.—~~The Chairperson of the Cham-  
24           plain Commission may procure temporary and inter-  
25           mittent services in accordance with section ~~3109(b)~~

1 of title 5, United States Code, at rates for individ-  
 2 uals that do not exceed the daily equivalent of the  
 3 annual rate of basic pay prescribed for level V of the  
 4 Executive Schedule under section 5316 of that title.

5 (f) VOLUNTEER AND UNCOMPENSATED SERVICES.—  
 6 Notwithstanding section 1342 of title 31, United States  
 7 Code, the Champlain Commission may accept and use vol-  
 8 untary and uncompensated services as the Champlain  
 9 Commission determines necessary.

10 (g) SUPPORT SERVICES.—The Director of the Na-  
 11 tional Park Service shall provide to the Champlain Com-  
 12 mission, on a reimbursable basis, such administrative sup-  
 13 port services as the Champlain Commission may request.

14 (h) FACA NONAPPLICABILITY.—Section 14(b) of the  
 15 Federal Advisory Committee Act (5 U.S.C. App.) shall not  
 16 apply to the Champlain Commission.

17 (i) NO EFFECT ON AUTHORITY.—Nothing in this  
 18 section supersedes the authority of the States or the Na-  
 19 tional Park Service concerning the commemoration.

20 **SEC. 106. AUDIT OF CHAMPLAIN COMMISSION.**

21 The Inspector General of the Department of the Inte-  
 22 rior shall—

23 (1) annually conduct an audit of the Champlain  
 24 Commission;

1           (2) make available to the public the results of  
2 the annual audit; and

3           (3) submit the results of the annual audit to  
4 the Committee on Government Reform of the House  
5 of Representatives.

6 **SEC. 107. AUTHORIZATION OF APPROPRIATIONS.**

7           (a) **IN GENERAL.**—There is authorized to be appro-  
8 priated to carry out this Act \$500,000 for each of fiscal  
9 years **[2008 through 2011]**; to remain available until ex-  
10 pended.

11           (b) **ALLOCATION.**—Of amounts made available under  
12 subsection (a) for fiscal year **[2008]** and each fiscal year  
13 thereafter—

14           (1) 45 percent shall be provided for activities in  
15 the State of New York relating to the commemora-  
16 tion of Samuel de Champlain;

17           (2) 45 percent shall be provided for activities in  
18 the State of Vermont relating to the commemoration  
19 of Samuel de Champlain; and

20           (3) 10 percent shall be distributed by the  
21 Champlain Commission for activities relating to the  
22 commemoration of Samuel de Champlain, in accord-  
23 ance with this Act.

1 **SEC. 108. TERMINATION OF CHAMPLAIN COMMISSION.**

2 (a) **DATE OF TERMINATION.**—The Champlain Com-  
3 mission shall terminate on ~~December 31, 2010~~.

4 (b) **TRANSFER OF DOCUMENTS AND MATERIALS.**—  
5 Before the date of termination specified in subsection (a),  
6 the Champlain Commission shall transfer all documents  
7 and materials of the Champlain Commission to the Na-  
8 tional Archives or another appropriate Federal entity.

9 **TITLE H—HUDSON-FULTON**  
10 **400TH COMMEMORATION**  
11 **COMMISSION**

12 **SEC. 201. DEFINITIONS.**

13 In this title:

14 (1) **COMMEMORATION.**—The term “commemo-  
15 ration” means the commemoration of—

16 (A) the 200th anniversary of the voyage of  
17 Robert Fulton in the Clermont; and

18 (B) the 400th anniversary of the voyage of  
19 Henry Hudson in the Half Moon.

20 (2) **GOVERNOR.**—The term “Governor” means  
21 the Governor of the State of New York.

22 (3) **HUDSON-FULTON COMMISSION.**—The term  
23 “Hudson-Fulton Commission” means the Hudson-  
24 Fulton 400th Commemoration Commission estab-  
25 lished by section 202(a).

1           (4) SECRETARY.—The term “Secretary” means  
2 the Secretary of the Interior.

3           (5) STATE.—

4           (A) IN GENERAL.—The term “State”  
5 means the State of New York.

6           (B) INCLUSIONS.—The term “State” in-  
7 cludes political subdivisions of that State.

8 **SEC. 202. ESTABLISHMENT OF HUDSON-FULTON COMMIS-**  
9 **SION.**

10          (a) ESTABLISHMENT.—There is established a com-  
11 mission to be known as the “Hudson-Fulton 400th Com-  
12 memoration Commission”.

13          (b) MEMBERSHIP.—

14           (1) COMPOSITION.—The Hudson-Fulton Com-  
15 mission shall be composed of 16 members, of  
16 whom—

17           (A) 1 member shall be appointed by the  
18 Secretary, after taking into consideration the  
19 recommendation of the Governor;

20           (B) 6 members shall be appointed by the  
21 Secretary, after taking into consideration the  
22 recommendations of the Members of the House  
23 of Representatives whose districts encompass  
24 the Hudson River Valley;

1           (C) 2 members shall be appointed by the  
2 Secretary, after taking into consideration the  
3 recommendations of the Members of the Senate  
4 from the State of New York;

5           (D) 2 members shall be employees of the  
6 National Park Service, of whom—

7           (i) 1 shall be the Director of the Na-  
8 tional Park Service (or a designee); and

9           (ii) 1 shall be an employee of the Na-  
10 tional Park Service having experience rel-  
11 evant to the commemoration, who shall be  
12 appointed by the Secretary;

13           (E) 2 members shall be appointed by the  
14 Secretary, and shall be individuals that have an  
15 interest in, support for, and expertise appro-  
16 priate with respect to, the commemoration, of  
17 whom—

18           (i) 1 member shall be an individual  
19 with expertise in the Hudson River Valley  
20 National Heritage Area; and

21           (ii) 1 member shall be an individual  
22 with expertise in the State of New York, as  
23 it relates to the commemoration;

24           (F) 1 member shall be the Chairperson of  
25 a commemorative commission formed by the

1 State of New York (or the designee of the  
2 Chairperson); and

3 ~~(G) 2~~ members shall be appointed by the  
4 Secretary, after—

5 (i) taking into consideration the rec-  
6 ommendation of the Mayor of the city of  
7 New York; and

8 (ii) consulting the Members of the  
9 House of Representatives whose districts  
10 encompass the city of New York.

11 ~~(2) TERM; VACANCIES.—~~

12 ~~(A) TERM.—~~A member of the Hudson-Ful-  
13 ton Commission shall be appointed for the life  
14 of the Hudson-Fulton Commission.

15 ~~(B) VACANCIES.—~~

16 (i) ~~IN GENERAL.—~~A vacancy on the  
17 Hudson-Fulton Commission shall be filled  
18 in the same manner in which the original  
19 appointment was made.

20 (ii) ~~PARTIAL TERM.—~~A member ap-  
21 pointed to fill a vacancy on the Hudson-  
22 Fulton Commission shall serve for the re-  
23 mainder of the term for which the prede-  
24 cessor of the member was appointed.

1           (3) INITIAL MEETING.—Not later than 30 days  
2 after the date on which all members of the Hudson-  
3 Fulton Commission have been appointed, the Hud-  
4 son-Fulton Commission shall hold the initial meeting  
5 of the Hudson-Fulton Commission.

6           (4) MEETINGS.—The Hudson-Fulton Commis-  
7 sion shall meet—

8                   (A) at least twice each year; or

9                   (B) at the call of the Chairperson or the  
10 majority of the members of the Hudson-Fulton  
11 Commission.

12           (5) QUORUM.—A majority of voting members  
13 shall constitute a quorum, but a lesser number may  
14 hold meetings.

15           (6) CHAIRPERSON AND VICE CHAIRPERSON.—

16                   (A) ELECTION.—The Hudson-Fulton Com-  
17 mission shall elect the Chairperson and the Vice  
18 Chairperson of the Hudson-Fulton Commission  
19 on an annual basis.

20                   (B) ABSENCE OF THE CHAIRPERSON.—

21 The Vice Chairperson shall serve as the Chair-  
22 person in the absence of the Chairperson.

23           (7) VOTING.—The Hudson-Fulton Commission  
24 shall act only on an affirmative vote of a majority

1 of the voting members of the Hudson-Fulton Com-  
2 mission.

3 ~~(8) NONVOTING MEMBER.~~—A member of the  
4 Hudson-Fulton Commission appointed under sub-  
5 paragraph (D)(ii) of paragraph (1) shall be a non-  
6 voting member.

7 **SEC. 203. DUTIES.**

8 ~~(a) IN GENERAL.~~—The Hudson-Fulton Commission  
9 shall—

10 ~~(1) plan, develop, and execute programs and ac-~~  
11 ~~tivities appropriate to commemorate—~~

12 ~~(A) the 400th anniversary of the voyage of~~  
13 ~~Henry Hudson, the first European to sail up~~  
14 ~~the Hudson River; and~~

15 ~~(B) the 200th anniversary of the voyage of~~  
16 ~~Robert Fulton, the first person to use steam~~  
17 ~~navigation on a commercial basis;~~

18 ~~(2) facilitate activities relating to the Hudson-~~  
19 ~~Fulton-Champlain Quadricentennial throughout the~~  
20 ~~United States;~~

21 ~~(3) coordinate the activities of the Hudson-Ful-~~  
22 ~~ton Commission with—~~

23 ~~(A) State commemoration commissions;~~

24 ~~(B) appropriate Federal agencies, includ-~~  
25 ~~ing—~~

- 1 (i) the Department of Agriculture;  
2 (ii) the Department of Defense;  
3 (iii) the Department of State; and  
4 (iv) the Department of Transportation;  
5  
6 (C) the Director of the National Park  
7 Service, with respect to the Hudson River Valley  
8 National Heritage Area;  
9 (D) the American Heritage Rivers Initiative  
10 Interagency Committee established by Executive  
11 Order 13061, dated September 11,  
12 1997;  
13 (E) the Chairman of the National Endowment  
14 for the Humanities;  
15 (F) the Chairman of the National Endowment  
16 for the Arts; and  
17 (G) the Secretary of the Smithsonian Institution;  
18  
19 (4) encourage civic, patriotic, historical, educational,  
20 artistic, religious, economic, and other organizations  
21 throughout the United States to organize and participate  
22 in anniversary activities to expand the understanding and  
23 appreciation of the significance of the voyages of Henry  
24 Hudson and Robert Fulton;  
25

1           (5) provide technical assistance to States, local-  
2           ities, and nonprofit organizations to further the com-  
3           memoration;

4           (6) coordinate and facilitate for the public  
5           scholarly research on, publication about, and inter-  
6           pretation of, the voyages of Henry Hudson and Rob-  
7           ert Fulton;

8           (7) ensure that the Hudson-Fulton 2009 com-  
9           memorations provide a lasting legacy and long-term  
10          public benefit by assisting in the development of ap-  
11          propriate programs and facilities; and

12          (8) help ensure that the observances of Henry  
13          Hudson are inclusive and appropriately recognize the  
14          experiences and heritage of all people present when  
15          Henry Hudson sailed the Hudson River.

16          (b) STRATEGIC PLAN AND ANNUAL PERFORMANCE  
17          PLANS.—The Hudson-Fulton Commission shall prepare—

18               (1) a strategic plan in accordance with section  
19               306 of title 5, United States Code, for each day (in-  
20               cluding travel time) during which the member is en-  
21               gaged in the performance of the duties of the Hud-  
22               son-Fulton Commission; and

23               (2) annual performance plans in accordance  
24               with section 1115 of title 31, United States Code;

1 for the activities of the Hudson-Fulton Commission  
 2 carried out under this Act.

3 ~~(c) REPORTS.—~~

4 ~~(1) ANNUAL REPORTS.—~~The Hudson-Fulton  
 5 Commission shall annually submit to Congress a re-  
 6 port that contains—

7 ~~(A)~~ a list of each gift, bequest, or devise  
 8 with a value of more than \$250; and

9 ~~(B)~~ the identity of the donor of each gift,  
 10 bequest, or devise provided under subparagraph  
 11 ~~(A)~~.

12 ~~(2) FINAL REPORT.—~~Not later than ~~【Sep-~~  
 13 ~~tember 30, 2010】~~, the Hudson-Fulton Commission  
 14 shall submit to the Secretary a final report that con-  
 15 tains—

16 ~~(A)~~ a summary of the activities of the  
 17 Hudson-Fulton Commission;

18 ~~(B)~~ a final accounting of funds received  
 19 and expended by the Hudson-Fulton Commis-  
 20 sion; and

21 ~~(C)~~ the findings and recommendations of  
 22 the Hudson-Fulton Commission.

23 **SEC. 204. POWERS.**

24 ~~(a) GIFTS.—~~The Hudson-Fulton Commission may  
 25 solicit, accept, use, and dispose of gifts, bequests, or de-

1 vises of money or other real or personal property for use  
2 in aiding or facilitating the work of the Hudson-Fulton  
3 Commission.

4 (b) APPOINTMENT OF ADVISORY COMMITTEES.—The  
5 Hudson-Fulton Commission may appoint such advisory  
6 committees as the Hudson-Fulton Commission determines  
7 to be necessary to carry out this Act.

8 (c) AUTHORIZATION OF ACTION.—The Hudson-Ful-  
9 ton Commission may authorize any member or employee  
10 of the Hudson-Fulton Commission to take any action that  
11 the Hudson-Fulton Commission is authorized to take  
12 under this Act.

13 (d) PROCUREMENT.—The Hudson-Fulton Commis-  
14 sion may procure supplies, services, and property, and  
15 make or enter into contracts, leases, or other legal agree-  
16 ments, to carry out this Act (except that a contract, lease,  
17 or other legal agreement made or entered into by the Hud-  
18 son-Fulton Commission shall not extend beyond the date  
19 of termination of the Hudson-Fulton Commission).

20 (e) POSTAL SERVICES.—The Hudson-Fulton Com-  
21 mission may use the United States mails in the same man-  
22 ner and under the same conditions as other agencies of  
23 the Federal Government.

1 (f) GRANTS.—Subject to approval by the Hudson-  
 2 Fulton Commission, the Hudson-Fulton Commission  
 3 may—

4 (1) make grants in amounts not to exceed  
 5 \$20,000 to communities, nonprofit organizations,  
 6 and State commemorative commissions to develop  
 7 programs to assist in the commemoration; and

8 (2) make grants in amounts not to exceed  
 9 \$20,000 to research and scholarly organizations to  
 10 research, publish, or distribute information relating  
 11 to the early history of the voyages of Hudson and  
 12 Fulton.

13 (g) TECHNICAL ASSISTANCE.—The Hudson-Fulton  
 14 Commission shall provide technical assistance to States,  
 15 localities, and nonprofit organizations to further the com-  
 16 memoration.

17 **SEC. 205. HUDSON-FULTON COMMISSION PERSONNEL MAT-**  
 18 **TERS.**

19 (a) COMPENSATION OF MEMBERS.—

20 (1) IN GENERAL.—Except as provided in para-  
 21 graph (2), a member of the Hudson-Fulton Commis-  
 22 sion shall serve without compensation.

23 (2) FEDERAL EMPLOYEES.—A member of the  
 24 Hudson-Fulton Commission who is an officer or em-  
 25 ployee of the Federal Government shall serve with-

1 out compensation in addition to the compensation  
2 received for the services of the member as an officer  
3 or employee of the Federal Government.

4 (b) TRAVEL EXPENSES.—A member of the Hudson-  
5 Fulton Commission shall be allowed travel expenses, in-  
6 cluding per diem in lieu of subsistence, at rates authorized  
7 for an employee of an agency under subchapter I of chap-  
8 ter 57 of title 5, United States Code, while away from  
9 the home or regular place of business of the member in  
10 the performance of the duties of the Hudson-Fulton Com-  
11 mission.

12 (c) STAFF.—

13 (1) IN GENERAL.—The Chairperson of the  
14 Hudson-Fulton Commission may, without regard to  
15 the civil service laws (including regulations), appoint  
16 and terminate an Executive Director and such other  
17 additional personnel as are necessary to enable the  
18 Hudson-Fulton Commission to perform the duties of  
19 the Hudson-Fulton Commission.

20 (2) CONFIRMATION OF EXECUTIVE DIREC-  
21 TOR.—The employment of an Executive Director  
22 shall be subject to confirmation by the Hudson-Ful-  
23 ton Commission.

24 (d) COMPENSATION.—

1           (1) ~~IN GENERAL.~~—Except as provided in para-  
2           graph (2), the Chairperson of the Hudson-Fulton  
3           Commission may fix the compensation of the Execu-  
4           tive Director and other personnel without regard to  
5           the provisions of chapter 51 and subchapter III of  
6           chapter 53 of title 5, United States Code, relating  
7           to classification of positions and General Schedule  
8           pay rates.

9           (2) ~~MAXIMUM RATE OF PAY.~~—The rate of pay  
10          for the Executive Director and other personnel shall  
11          not exceed the rate payable for level V of the Execu-  
12          tive Schedule under section 5316 of title 5, United  
13          States Code.

14         (e) ~~DETAIL OF GOVERNMENT EMPLOYEES.~~—

15                 (1) ~~FEDERAL EMPLOYEES.~~—

16                         (A) ~~IN GENERAL.~~—At the request of the  
17                         Hudson-Fulton Commission, the head of any  
18                         Federal agency may detail, on a reimbursable  
19                         or nonreimbursable basis, any of the personnel  
20                         of the agency to the Hudson-Fulton Commis-  
21                         sion to assist the Hudson-Fulton Commission in  
22                         carrying out the duties of the Hudson-Fulton  
23                         Commission under this Act.

24                         (B) ~~CIVIL SERVICE STATUS.~~—The detail of  
25                         an employee under subparagraph (A) shall be

1 without interruption or loss of civil service sta-  
2 tus or privilege.

3 ~~(2) STATE EMPLOYEES.—~~The Hudson-Fulton  
4 Commission may—

5 (A) accept the services of personnel de-  
6 tailed from States (including subdivisions of  
7 States); and

8 (B) reimburse States for services of de-  
9 tailed personnel.

10 ~~(3) PROCUREMENT OF TEMPORARY AND INTER-~~  
11 ~~MITTENT SERVICES.—~~The Chairperson of the Hud-  
12 son-Fulton Commission may procure temporary and  
13 intermittent services in accordance with section  
14 3109(b) of title 5, United States Code, at rates for  
15 individuals that do not exceed the daily equivalent of  
16 the annual rate of basic pay prescribed for level V  
17 of the Executive Schedule under section 5316 of  
18 that title.

19 ~~(f) VOLUNTEER AND UNCOMPENSATED SERVICES.—~~  
20 Notwithstanding section 1342 of title 31, United States  
21 Code, the Hudson-Fulton Commission may accept and use  
22 voluntary and uncompensated services as the Hudson-Ful-  
23 ton Commission determines necessary.

24 ~~(g) SUPPORT SERVICES.—~~The Director of the Na-  
25 tional Park Service shall provide to the Hudson-Fulton

1 Commission, on a reimbursable basis, such administrative  
2 support services as the Hudson-Fulton Commission may  
3 request.

4 (h) **FACA NONAPPLICABILITY.**—Section 14(b) of the  
5 Federal Advisory Committee Act (5 U.S.C. App.) shall not  
6 apply to the Hudson-Fulton Commission.

7 (i) **NO EFFECT ON AUTHORITY.**—Nothing in this  
8 section supersedes the authority of the States or the Na-  
9 tional Park Service concerning the commemoration.

10 **SEC. 206. AUDIT OF HUDSON-FULTON COMMISSION.**

11 The Inspector General of the Department of the Inte-  
12 rior shall—

13 (1) annually conduct an audit of the Hudson-  
14 Fulton Commission;

15 (2) make available to the public the results of  
16 the annual audit; and

17 (3) submit the results of the annual audit to  
18 the Committee on Government Reform of the House  
19 of Representatives.

20 **SEC. 207. AUTHORIZATION OF APPROPRIATIONS.**

21 (a) **IN GENERAL.**—There is authorized to be appro-  
22 priated to carry out this Act \$500,000 for each of fiscal  
23 years 2008 through 2011, to remain available until ex-  
24 pended.

1 (b) ALLOCATION.—Of amounts made available under  
 2 subsection (a) for fiscal year 2008 and each fiscal year  
 3 thereafter—

4 (1) 80 percent shall be provided for activities in  
 5 the Hudson Valley relating to the commemoration;

6 (2) 10 percent shall be provided for activities in  
 7 the city of New York relating to the commemora-  
 8 tion; and

9 (3) 10 percent shall be distributed by the Hud-  
 10 son-Fulton Commission for activities relating to the  
 11 commemoration, in accordance with this Act.

12 **SEC. 208. TERMINATION OF HUDSON-FULTON COMMISSION.**

13 (a) DATE OF TERMINATION.—The Hudson-Fulton  
 14 Commission shall terminate on December 31, 2010.

15 (b) TRANSFER OF DOCUMENTS AND MATERIALS.—  
 16 Before the date of termination specified in subsection (a),  
 17 the Hudson-Fulton Commission shall transfer all docu-  
 18 ments and materials of the Hudson-Fulton Commission  
 19 to the National Archives or another appropriate Federal  
 20 entity.

21 **SECTION 1. SHORT TITLE.**

22 *This Act may be cited as the “Hudson-Fulton-Cham-*  
 23 *plain Quadricentennial Commemoration Commission Act*  
 24 *of 2007”.*

1 **SEC. 2. COORDINATION.**

2 *Each commission established under this Act shall co-*  
 3 *ordinate with the other respective commission established*  
 4 *under this Act to ensure that commemorations of Henry*  
 5 *Hudson, Robert Fulton, and Samuel de Champlain are—*

6 (1) *consistent with the plans and programs of*  
 7 *the commemorative commissions established by the*  
 8 *States of New York and Vermont; and*

9 (2) *well-organized and successful.*

10 **SEC. 3. DEFINITIONS.**

11 *In this Act:*

12 (1) *CHAMPLAIN COMMEMORATION.—The term*  
 13 *“Champlain commemoration” means the commemora-*  
 14 *tion of the 400th anniversary of the voyage of Samuel*  
 15 *de Champlain.*

16 (2) *CHAMPLAIN COMMISSION.—The term “Cham-*  
 17 *plain Commission” means the Champlain*  
 18 *Quadricentennial Commemoration Commission estab-*  
 19 *lished by section 4(a).*

20 (3) *COMMISSION.—The term “Commission”*  
 21 *means each of the Champlain Commission and the*  
 22 *Hudson-Fulton Commission.*

23 (4) *HUDSON-FULTON COMMEMORATION.—The*  
 24 *term “Hudson-Fulton commemoration” means the*  
 25 *commemoration of—*

1                   (A) *the 200th anniversary of the voyage of*  
2                   *Robert Fulton in the Clermont; and*

3                   (B) *the 400th anniversary of the voyage of*  
4                   *Henry Hudson in the Half Moon.*

5                   (5) *HUDSON-FULTON COMMISSION.*—*The term*  
6                   *“Hudson-Fulton Commission” means the Hudson-*  
7                   *Fulton 400th Commemoration Commission estab-*  
8                   *lished by section 5(a).*

9                   (6) *LAKE CHAMPLAIN BASIN PROGRAM.*—*The*  
10                   *term “Lake Champlain Basin Program” means the*  
11                   *partnership established by section 120 of the Federal*  
12                   *Water Pollution Control Act (33 U.S.C. 1270) be-*  
13                   *tween the States of New York and Vermont and Fed-*  
14                   *eral agencies to carry out the Lake Champlain man-*  
15                   *agement plan entitled, “Opportunities for Action: An*  
16                   *Evolving Plan for the Lake Champlain Basin”.*

17                   (7) *SECRETARY.*—*The term “Secretary” means*  
18                   *the Secretary of the Interior.*

19 **SEC. 4. ESTABLISHMENT OF CHAMPLAIN COMMISSION.**

20                   (a) *IN GENERAL.*—*There is established a commission*  
21                   *to be known as the “Champlain Quadricentennial Com-*  
22                   *memoration Commission”.*

23                   (b) *MEMBERSHIP.*—

24                   (1) *COMPOSITION.*—*The Champlain Commission*  
25                   *shall be composed of 10 members, of whom—*

1           (A) 1 member shall be the Director of the  
2           National Park Service (or a designee);

3           (B) 4 members shall be appointed by the  
4           Secretary from among individuals who, on the  
5           date of enactment of this Act, are—

6                   (i) serving as members of the Hudson-  
7                   Fulton-Champlain Quadricentennial Com-  
8                   mission of the State of New York; and

9                   (ii) residents of Champlain Valley,  
10                  New York;

11           (C) 4 members shall be appointed by the  
12           Secretary from among individuals who, on the  
13           date of enactment of this Act, are—

14                   (i) serving as members of the Lake  
15                   Champlain Quadricentennial Commission  
16                   of the State of Vermont; and

17                   (ii) residents of the State of Vermont;  
18                  and

19           (D) 1 member shall be appointed by the  
20           Secretary, and shall be an individual who has—

21                   (i) an interest in, support for, and ex-  
22                   pertise appropriate with respect to, the  
23                   Champlain commemoration; and

24                   (ii) knowledge relating to the history of  
25                  the Champlain Valley.

1           (2) *TERM; VACANCIES.*—

2                   (A) *TERM.*—*A member of the Champlain*  
3                   *Commission shall be appointed for the life of the*  
4                   *Champlain Commission.*

5                   (B) *VACANCIES.*—*A vacancy on the Cham-*  
6                   *plain Commission shall be filled in the same*  
7                   *manner in which the original appointment was*  
8                   *made.*

9           (c) *DUTIES.*—*The Champlain Commission shall—*

10                   (1) *plan, develop, and execute programs and ac-*  
11                   *tivities appropriate to commemorate the 400th anni-*  
12                   *versary of the voyage of Samuel de Champlain, the*  
13                   *first European to discover and explore Lake Cham-*  
14                   *plain;*

15                   (2) *facilitate activities relating to the Champlain*  
16                   *Quadricentennial throughout the United States;*

17                   (3) *coordinate the activities of the Champlain*  
18                   *Commission with—*

19                           (A) *State commemoration commissions;*

20                           (B) *appropriate Federal agencies;*

21                           (C) *the Lake Champlain Basin Program;*

22                           (D) *the National Endowment for the Arts;*

23                   and

24                           (E) *the Smithsonian Institution;*

1           (4) *encourage civic, patriotic, historical, edu-*  
2           *cational, artistic, religious, economic, and other orga-*  
3           *nizations throughout the United States to organize*  
4           *and participate in anniversary activities to expand*  
5           *the understanding and appreciation of the signifi-*  
6           *cance of the voyage of Samuel de Champlain;*

7           (5) *provide technical assistance to States, local-*  
8           *ities, and nonprofit organizations to further the*  
9           *Champlain commemoration;*

10          (6) *coordinate and facilitate for the public schol-*  
11          *arly research on, publication about, and interpreta-*  
12          *tion of, the voyage of Samuel de Champlain;*

13          (7) *ensure that the Champlain 2009 anniversary*  
14          *provides a lasting legacy and a long-term public ben-*  
15          *efit by assisting in the development of appropriate*  
16          *programs and facilities;*

17          (8) *help ensure that the observances of the voyage*  
18          *of Samuel de Champlain are inclusive and appro-*  
19          *priately recognize the experiences and heritage of all*  
20          *people present when Samuel de Champlain arrived in*  
21          *the Champlain Valley; and*

22          (9) *consult and coordinate with the Lake Cham-*  
23          *plain Basin Program and other relevant organiza-*  
24          *tions to plan and develop programs and activities to*  
25          *commemorate the voyage of Samuel de Champlain.*

1 **SEC. 5. ESTABLISHMENT OF HUDSON-FULTON COMMIS-**  
2 **SION.**

3 (a) *ESTABLISHMENT.*—*There is established a commis-*  
4 *sion to be known as the “Hudson-Fulton 400th Commemo-*  
5 *ration Commission”.*

6 (b) *MEMBERSHIP.*—

7 (1) *COMPOSITION.*—*The Hudson-Fulton Com-*  
8 *mission shall be composed of 15 members, of whom—*

9 (A) *1 member shall be the Director of the*  
10 *National Park Service (or a designee);*

11 (B) *1 member shall be appointed by the*  
12 *Secretary, after considering the recommendation*  
13 *of the Governor of the State of New York;*

14 (C) *6 members shall be appointed by the*  
15 *Secretary, after considering the recommendations*  
16 *of the Members of the House of Representatives*  
17 *whose districts encompass the Hudson River Val-*  
18 *ley;*

19 (D) *2 members shall be appointed by the*  
20 *Secretary, after considering the recommendations*  
21 *of the Members of the Senate from the State of*  
22 *New York;*

23 (E) *2 members shall be—*

24 (i) *appointed by the Secretary; and*

25 (ii) *individuals who have an interest*  
26 *in, support for, and expertise appropriate*

1                   with respect to, the Hudson-Fulton com-  
2                   memoration, of whom—

3                   (I) 1 member shall be an indi-  
4                   vidual with expertise in the Hudson  
5                   River Valley National Heritage Area;  
6                   and

7                   (II) 1 member shall be an indi-  
8                   vidual with expertise in the State of  
9                   New York, as it relates to the Hudson-  
10                  Fulton commemoration;

11                  (F) 1 member shall be the Chairperson of a  
12                  commemorative commission formed by the State  
13                  of New York (or the designee of the Chairperson);  
14                  and

15                  (G) 2 members shall be appointed by the  
16                  Secretary, after—

17                   (i) considering the recommendation of  
18                   the Mayor of the city of New York; and

19                   (ii) consulting the Members of the  
20                   House of Representatives whose districts en-  
21                   compass the city of New York.

22                  (2) *TERM; VACANCIES.*—

23                   (A) *TERM.*—A member of the Hudson-Ful-  
24                   ton Commission shall be appointed for the life of  
25                   the Hudson-Fulton Commission.

1           (B) *VACANCIES.*—*A vacancy on the Hud-*  
2           *son-Fulton Commission shall be filled in the*  
3           *same manner in which the original appointment*  
4           *was made.*

5           (c) *DUTIES.*—*The Hudson-Fulton Commission shall—*

6           (1) *plan, develop, and execute programs and ac-*  
7           *tivities appropriate to commemorate—*

8                   (A) *the 400th anniversary of the voyage of*  
9                   *Henry Hudson, the first European to sail up the*  
10                  *Hudson River; and*

11                  (B) *the 200th anniversary of the voyage of*  
12                  *Robert Fulton, the first person to use steam*  
13                  *navigation on a commercial basis;*

14           (2) *facilitate activities relating to the Hudson-*  
15           *Fulton-Champlain Quadricentennial throughout the*  
16           *United States;*

17           (3) *coordinate the activities of the Hudson-Ful-*  
18           *ton Commission with—*

19                   (A) *State commemoration commissions;*

20                   (B) *appropriate Federal agencies;*

21                   (C) *the National Park Service, with respect*  
22           *to the Hudson River Valley National Heritage*  
23           *Area;*

1           (D) *the American Heritage Rivers Initia-*  
2           *tive Interagency Committee established by Exec-*  
3           *utive Order 13061, dated September 11, 1997;*

4           (E) *the National Endowment for the Hu-*  
5           *manities;*

6           (F) *the National Endowment for the Arts;*  
7           *and*

8           (G) *the Smithsonian Institution;*

9           (4) *encourage civic, patriotic, historical, edu-*  
10          *cational, artistic, religious, economic, and other orga-*  
11          *nizations throughout the United States to organize*  
12          *and participate in anniversary activities to expand*  
13          *the understanding and appreciation of the signifi-*  
14          *cance of the voyages of Henry Hudson and Robert*  
15          *Fulton;*

16          (5) *provide technical assistance to States, local-*  
17          *ities, and nonprofit organizations to further the Hud-*  
18          *son-Fulton commemoration;*

19          (6) *coordinate and facilitate for the public schol-*  
20          *arly research on, publication about, and interpreta-*  
21          *tion of, the voyages of Henry Hudson and Robert*  
22          *Fulton;*

23          (7) *ensure that the Hudson-Fulton 2009 com-*  
24          *memorations provide a lasting legacy and long-term*

1        *public benefit by assisting in the development of ap-*  
2        *propriate programs and facilities; and*

3            (8) *help ensure that the observances of Henry*  
4        *Hudson are inclusive and appropriately recognize the*  
5        *experiences and heritage of all people present when*  
6        *Henry Hudson sailed the Hudson River.*

7        **SEC. 6. COMMISSION MEETINGS.**

8            (a) *INITIAL MEETING.*—*Not later than 30 days after*  
9        *the date on which all members of a commission established*  
10       *under this Act have been appointed, the applicable Commis-*  
11       *sion shall hold an initial meeting.*

12          (b) *MEETINGS.*—*A commission established under this*  
13       *Act shall meet—*

14            (1) *at least twice each year; or*

15            (2) *at the call of the Chairperson or the majority*  
16       *of the members of the Commission.*

17          (c) *QUORUM.*—*A majority of voting members shall*  
18       *constitute a quorum, but a lesser number may hold meet-*  
19       *ings.*

20          (d) *CHAIRPERSON AND VICE CHAIRPERSON.*—

21            (1) *ELECTION.*—*The Commission shall elect the*  
22       *Chairperson and the Vice Chairperson of the Commis-*  
23       *sion on an annual basis.*

1           (2) *ABSENCE OF THE CHAIRPERSON.*—*The Vice*  
2           *Chairperson shall serve as the Chairperson in the ab-*  
3           *sence of the Chairperson.*

4           (e) *VOTING.*—*A commission established under this Act*  
5           *shall act only on an affirmative vote of a majority of the*  
6           *voting members of the applicable Commission.*

7           **SEC. 7. COMMISSION POWERS.**

8           (a) *GIFTS.*—*The Commission may solicit, accept, use,*  
9           *and dispose of gifts, bequests, or devises of money or other*  
10          *property for aiding or facilitating the work of the Commis-*  
11          *sion.*

12          (b) *APPOINTMENT OF ADVISORY COMMITTEES.*—*The*  
13          *Commission may appoint such advisory committees as the*  
14          *Commission determines to be necessary to carry out this*  
15          *Act.*

16          (c) *AUTHORIZATION OF ACTION.*—*The Commission*  
17          *may authorize any member or employee of the Commission*  
18          *to take any action that the Commission is authorized to*  
19          *take under this Act.*

20          (d) *PROCUREMENT.*—

21                 (1) *IN GENERAL.*—*The Commission may procure*  
22                 *supplies, services, and property, and make or enter*  
23                 *into contracts, leases, or other legal agreements, to*  
24                 *carry out this Act (except that a contract, lease, or*  
25                 *other legal agreement made or entered into by the*

1       *Commission shall not extend beyond the date of ter-*  
2       *mination of the Commission).*

3               (2) *LIMITATION.*—*The Commission may not pur-*  
4       *chase real property.*

5               (e) *POSTAL SERVICES.*—*The Commission may use the*  
6       *United States mails in the same manner and under the*  
7       *same conditions as other agencies of the Federal Govern-*  
8       *ment.*

9               (f) *GRANTS.*—

10              (1) *CHAMPLAIN COMMISSION.*—*The Champlain*  
11       *Commission may make grants in amounts not to ex-*  
12       *ceed \$20,000—*

13                       (A) *to communities, nonprofit organiza-*  
14                       *tions, and State commemorative commissions to*  
15                       *develop programs to assist in the Champlain*  
16                       *commemoration; and*

17                       (B) *to research and scholarly organizations*  
18                       *to research, publish, or distribute information re-*  
19                       *lating to the early history of the voyage of Sam-*  
20                       *uel de Champlain.*

21              (2) *HUDSON-FULTON COMMISSION.*—*The Hud-*  
22       *son-Fulton Commission may make grants in amounts*  
23       *not to exceed \$20,000—*

24                       (A) *to communities, nonprofit organiza-*  
25                       *tions, and State commemorative commissions to*

1           *develop programs to assist in the Hudson-Fulton*  
2           *commemoration; and*

3                   *(B) to research and scholarly organizations*  
4           *to research, publish, or distribute information re-*  
5           *lating to the early history of the voyages of*  
6           *Henry Hudson and Robert Fulton.*

7           *(g) TECHNICAL ASSISTANCE.—The Commission shall*  
8           *provide technical assistance to States, localities, and non-*  
9           *profit organizations to further the Champlain commemora-*  
10          *tion and Hudson-Fulton commemoration, as applicable.*

11          *(h) COORDINATION AND CONSULTATION WITH LAKE*  
12          *CHAMPLAIN BASIN PROGRAM.—The Champlain Commis-*  
13          *sion shall coordinate and consult with the Lake Champlain*  
14          *Basin Program to provide grants and technical assistance*  
15          *under subsections (f)(1) and (g) for the development of ac-*  
16          *tivities commemorating the voyage of Samuel de Cham-*  
17          *plain.*

18          **SEC. 8. COMMISSION PERSONNEL MATTERS.**

19                *(a) COMPENSATION OF MEMBERS.—*

20                    *(1) IN GENERAL.—Except as provided in para-*  
21            *graph (2), a member of the Commission shall serve*  
22            *without compensation.*

23                    *(2) FEDERAL EMPLOYEES.—A member of the*  
24            *Commission who is an officer or employee of the Fed-*  
25            *eral Government shall serve without compensation in*

1       *addition to the compensation received for the services*  
2       *of the member as an officer or employee of the Federal*  
3       *Government.*

4       **(b) TRAVEL EXPENSES.**—*A member of the Commission*  
5       *shall be allowed travel expenses, including per diem in lieu*  
6       *of subsistence, at rates authorized for an employee of an*  
7       *agency under subchapter I of chapter 57 of title 5, United*  
8       *States Code, while away from the home or regular place*  
9       *of business of the member in the performance of the duties*  
10      *of the Commission.*

11      **(c) STAFF.**—*The Commission may, without regard to*  
12      *the civil service laws (including regulations), appoint and*  
13      *terminate an Executive Director and such other additional*  
14      *personnel as are necessary to enable the Commission to per-*  
15      *form the duties of the Commission.*

16      **(d) COMPENSATION.**—

17              **(1) IN GENERAL.**—*Except as provided in para-*  
18              *graph (2), the Commission may fix the compensation*  
19              *of the Executive Director and other personnel without*  
20              *regard to the provisions of chapter 51 and subchapter*  
21              *III of chapter 53 of title 5, United States Code, relat-*  
22              *ing to classification of positions and General Schedule*  
23              *pay rates.*

24              **(2) MAXIMUM RATE OF PAY.**—*The rate of pay for*  
25              *the Executive Director and other personnel shall not*

1 *exceed the rate payable for level V of the Executive*  
2 *Schedule under section 5316 of title 5, United States*  
3 *Code.*

4 *(e) DETAIL OF GOVERNMENT EMPLOYEES.—*

5 *(1) FEDERAL EMPLOYEES.—*

6 *(A) IN GENERAL.—At the request of the*  
7 *Commission, the head of any Federal agency*  
8 *may detail, on a reimbursable or nonreimburs-*  
9 *able basis, any of the personnel of the agency to*  
10 *the Commission to assist the Commission in car-*  
11 *rying out the duties of the Commission under*  
12 *this Act.*

13 *(B) CIVIL SERVICE STATUS.—The detail of*  
14 *an employee under subparagraph (A) shall be*  
15 *without interruption or loss of civil service sta-*  
16 *tus or privilege.*

17 *(2) STATE EMPLOYEES.—The Commission*  
18 *may—*

19 *(A) accept the services of personnel detailed*  
20 *from the State of New York or the State of*  
21 *Vermont, as appropriate (including subdivisions*  
22 *of the States); and*

23 *(B) reimburse the State of New York or the*  
24 *State of Vermont for services of detailed per-*  
25 *sonnel.*

1           (3) *LAKE CHAMPLAIN BASIN PROGRAM EMPLOY-*  
2           *EES.—The Champlain Commission may—*

3                   (A) *accept the services of personnel detailed*  
4                   *from the Lake Champlain Basin Program; and*

5                   (B) *reimburse the Lake Champlain Basin*  
6                   *Program for services of detailed personnel.*

7           (4) *PROCUREMENT OF TEMPORARY AND INTER-*  
8           *MITTENT SERVICES.—The Commission may procure*  
9           *temporary and intermittent services in accordance*  
10           *with section 3109(b) of title 5, United States Code, at*  
11           *rates for individuals that do not exceed the daily*  
12           *equivalent of the annual rate of basic pay prescribed*  
13           *for level V of the Executive Schedule under section*  
14           *5316 of that title.*

15           (f) *VOLUNTEER AND UNCOMPENSATED SERVICES.—*  
16           *Notwithstanding section 1342 of title 31, United States*  
17           *Code, the Commission may accept and use voluntary and*  
18           *uncompensated services as the Commission determines nec-*  
19           *essary.*

20           (g) *SUPPORT SERVICES.—The Secretary shall provide*  
21           *to the Commission, on a reimbursable basis, such adminis-*  
22           *trative support services as the Commission may request.*

23           (h) *FACA NONAPPLICABILITY.—Section 14(b) of the*  
24           *Federal Advisory Committee Act (5 U.S.C. App.) shall not*  
25           *apply to the Commission.*

1 **SEC. 9. REPORTS.**

2 *Not later than September 30, 2010, the Commission*  
3 *shall submit to the Secretary a report that contains—*

4 *(1) a summary of the activities of the Commis-*  
5 *sion;*

6 *(2) a final accounting of funds received and ex-*  
7 *pended by the Commission; and*

8 *(3) the findings and recommendations of the*  
9 *Commission.*

10 **SEC. 10. TERMINATION OF COMMISSIONS.**

11 *(a) DATE OF TERMINATION.—The Commission shall*  
12 *terminate on December 31, 2010.*

13 *(b) TRANSFER OF DOCUMENTS AND MATERIALS.—Be-*  
14 *fore the date of termination specified in subsection (a), the*  
15 *Commission shall transfer all of its documents and mate-*  
16 *rials of the Commission to the National Archives or another*  
17 *appropriate Federal entity.*

18 **SEC. 11. AUTHORIZATION OF APPROPRIATIONS.**

19 *(a) IN GENERAL.—There are authorized to be appro-*  
20 *priated to carry out this Act for each of fiscal years 2008*  
21 *through 2011—*

22 *(1) \$500,000 to the Champlain Commission; and*

23 *(2) \$500,000 to the Hudson-Fulton Commission.*

24 *(b) AVAILABILITY.—Amounts made available under*  
25 *subsection (a) shall remain available until expended.*



Calendar No. 377

110<sup>TH</sup> CONGRESS  
1<sup>ST</sup> Session

**S. 1148**

[Report No. 110-179]

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## **A BILL**

To establish the Champlain Quadricentennial Commemoration Commission and the Hudson-Fulton 400th Commemoration Commission, and for other purposes.

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SEPTEMBER 17, 2007

Reported with an amendment