

111TH CONGRESS
2D SESSION

H. R. 5680

To require the Secretary of the Treasury to mint coins in commemoration of the 225th anniversary of the establishment of the Nation's first law enforcement agency, the United States Marshals Service.

IN THE HOUSE OF REPRESENTATIVES

JULY 1, 2010

Mr. BOOZMAN introduced the following bill; which was referred to the Committee on Financial Services

A BILL

To require the Secretary of the Treasury to mint coins in commemoration of the 225th anniversary of the establishment of the Nation's first law enforcement agency, the United States Marshals Service.

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

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “United States Mar-
5 shals Service 225th Anniversary Commemorative Coin
6 Act”.

7 **SEC. 2. FINDINGS.**

8 The Congress hereby finds as follows:

1 (1) The United States Marshals Service, the
2 first law enforcement agency in America, was estab-
3 lished under section 27 of the Act of Congress enti-
4 tled “Chapter XX.—An Act to Establish the Judi-
5 cial Courts of the United States” and enacted on
6 September 24, 1789 (commonly referred to as the
7 “Judiciary Act of September 24, 1789”), during the
8 1st Session of the 1st Congress and signed into law
9 by the 1st President of the United States, George
10 Washington.

11 (2) George Washington had carefully considered
12 the appointments to the Judicial branch long before
13 the enactment of the Judiciary Act of September 24,
14 1789, and appointed the first 13 United States Mar-
15 shals on September 26, 1789, 2 days after signing
16 the Act into law.

17 (3) The United States Marshals Service has
18 had major significance in the history in the United
19 States and has directly contributed to the safety and
20 preservation of this Nation, by serving as an instru-
21 ment of civil authority used by all 3 branches of the
22 United States Government.

23 (4) One of the original 13 United States Mar-
24 shals, Robert Forsyth of Georgia, a 40-year old vet-
25 eran of the Revolutionary War, was the first civilian

1 official of the United States Government, and the
2 first of many United States Marshals and deputies,
3 to be killed in the line of duty when he was shot on
4 January 11, 1794, while trying to serve civil process.

5 (5) The United States Marshals Service Com-
6 memorative Coin will be the first commemorative
7 coin to honor the United States Marshals Service.

8 (6) In 2008, the United States Marshals Serv-
9 ice established a 225th Anniversary Committee to
10 ensure a suitable national observance of the United
11 States Marshals Service 225th Anniversary to take
12 place on or about September 24, 2014, to support
13 and facilitate marketing efforts for a commemorative
14 coin and related activities for the United States
15 Marshals Service 2014 observances.

16 (7) A commemorative coin will bring national
17 and international attention to the lasting legacy of
18 this Nation's oldest law enforcement agency.

19 (8) The United States should pay tribute to the
20 Nation's oldest law enforcement agency, the United
21 States Marshals Service, by minting and issuing
22 commemorative coins as defined herein.

23 (9) The proceeds from a surcharge on the sale
24 of such commemorative coins will assist the financ-
25 ing of a several national monuments, museums, and

1 charitable organizations including the United States
2 Marshals Service National Museum, the National
3 Law Enforcement Museum and Memorial, and The
4 Center for Missing and Exploited Children.

5 **SEC. 3. COIN SPECIFICATIONS.**

6 (a) DENOMINATIONS.—In commemoration of the
7 225th anniversary of the establishment of the United
8 States Marshals Service, the Secretary of the Treasury
9 (hereafter in this Act referred to as the “Secretary”), shall
10 mint and issue the following coins:

11 (1) \$5 GOLD COINS.—Not more than 142,000
12 \$5 gold coins which shall—

13 (A) weigh 33.931 grams;

14 (B) have a diameter of 32.7 millimeters;

15 and

16 (C) contain 1 troy ounce of fine gold.

17 (2) \$1 SILVER COINS.—Not more than 503,000

18 \$1 coins of each of the designs specified in section

19 4(a)(3)(B), which shall—

20 (A) weigh 26.73 grams;

21 (B) have a diameter of 1.500 inches; and

22 (C) contain 90 percent silver and 10 per-

23 cent alloy.

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

4 (c) NUMISMATIC ITEMS.—For purposes of section
5 5134 of title 31, United States Code, all coins minted
6 under this Act shall be considered to be numismatic items.

7 (d) MINTAGE LEVEL COORDINATION.—Section
8 5112(m)(2)(A) of title 31, United States Code, shall not
9 apply to any mintage levels authorized under subsection
10 (a).

11 **SEC. 4. DESIGN OF COINS.**

12 (a) DESIGN REQUIREMENTS.—

13 (1) IN GENERAL.—The design of the coins
14 minted under this Act shall be emblematic of the
15 225 years of exemplary and unparalleled achieve-
16 ments of the United States Marshals Service.

17 (2) DESIGNATION AND INSCRIPTIONS.—On
18 each coin minted under this Act there shall be—

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

20 (B) an inscription of the year “2014–
21 2015”; and

22 (C) inscriptions of the words “Liberty”,
23 “In God We Trust”, “United States of Amer-
24 ica”, and “E Pluribus Unum”, and such other

1 inscriptions as the Secretary may determine to
2 be appropriate for the designs of the coins.

3 (3) COIN IMAGES.—

4 (A) \$5 GOLD COINS.—

5 (i) OBVERSE.—The obverse of the \$5
6 coins issued under this Act shall bear an
7 image of the Marshals Services Star (a.k.a.
8 “America’s Star”).

9 (ii) REVERSE.—The reverse of the \$5
10 coins issued under this Act shall bear a de-
11 sign emblematic of the sacrifice and service
12 of the men and women of the United
13 States Marshals Service who lost their lives
14 in the line of duty.

15 (iii) EDGE INCUSION.—It is the sense
16 of the Congress that, to the extent prac-
17 ticable, the edge of the \$5 coins issued
18 under this Act shall bear the motto of the
19 United States Marshals Service “Justice,
20 Integrity, Service”.

21 (iv) HIGH RELIEF.—The design and
22 inscriptions on the obverse and reverse of
23 the \$5 coins issued under this Act shall be
24 in high relief.

25 (B) \$1 SILVER COINS.—

1 (i) OBVERSE.—The obverse of the \$1
2 coins issued under this Act shall bear an
3 image of the Marshals Services Star (a.k.a.
4 “America’s Star”).

5 (ii) EDGE INCUSION.—It is the sense
6 of the Congress that, to the extent prac-
7 ticable, the edge of each \$1 coin shall bear
8 the motto of the United States Marshals
9 Service “Justice, Integrity, Service”.

10 (4) REALISTIC AND HISTORICALLY ACCURATE
11 DEPICTIONS.—The images for the designs of coins
12 issued under this Act shall be selected on the basis
13 of the realism and historical accuracy of the images
14 and on the extent to which the images are reminis-
15 cent of the dramatic and beautiful artwork on coins
16 of the so-called “Golden Age of Coinage” in the
17 United States, at the beginning of the Twentieth
18 Century, with the participation of such noted sculp-
19 tors and medallie artists as James Earle Fraser, Au-
20 gustus Saint-Gaudens, Victor David Brenner, Ad-
21 olph A. Weinman, Charles E. Barber, and George T.
22 Morgan.

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

1 (1) selected by the Secretary, after consultation
2 with the Director of the United States Marshals
3 Service, the Historian of the United States Marshals
4 Service, and the Commission of Fine Arts; and

5 (2) reviewed by—

6 (A) the Citizens Coin Advisory Committee;
7 and

8 (B) the United States Marshals Service
9 225th Anniversary Committee, a panel to be
10 formed consisting of administrative and oper-
11 ational members of the United States Marshals
12 Service, past or present.

13 **SEC. 5. ISSUANCE OF COINS.**

14 (a) **QUALITY OF COINS.**—Coins minted under this
15 Act shall be issued in proof quality and uncirculated qual-
16 ity.

17 (b) **MINT FACILITY.**—Only 1 facility of the United
18 States Mint may be used to strike any particular combina-
19 tion of denomination and quality of the coins minted under
20 this Act.

21 (c) **COMMENCEMENT OF ISSUANCE.**—The Secretary
22 may issue coins, to the public, minted under this Act be-
23 ginning on or after September 24, 2014, the 225th anni-
24 versary date of the United States Marshals Service, except
25 for a limited number to be issued prior to this date to

1 the Director of the United States Marshals Service and
2 employees of the Service for display and presentation dur-
3 ing the 225th Anniversary celebration. Coins issued under
4 this Act shall be treated as a coin program for calendar
5 year 2015 for purposes of section 5112(m)(1) of title 31,
6 United States Code.

7 (d) TERMINATION OF MINTING AUTHORITY.—No
8 coins may be minted under this Act after December 31,
9 2015.

10 **SEC. 6. SALE OF COINS.**

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

14 (1) the face value of the coins;

15 (2) the surcharge provided in section 7(a) with
16 respect to such coins; and

17 (3) the cost of designing and issuing the coins
18 (including labor, materials, dies, use of machinery,
19 overhead expenses, marketing, and shipping).

20 (b) PREPAID ORDERS.—

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

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

4 (3) UNITED STATES MARSHAL SERVICE EM-
5 PLOYEES.—To the extent possible the Secretary
6 shall make arrangements to ensure that current,
7 former, and retired employees of the United States
8 Marshals Service, names to be verified by the Direc-
9 tor USMS, or his designee, have an exclusive defined
10 period of time to place prepaid orders under para-
11 graph (1) at the same reasonable discount referred
12 to in paragraph (2).

13 (c) PRESENTATION.—In addition to the issuance of
14 coins under this Act in such other methods of presentation
15 as the Secretary of the Treasury determines to be appro-
16 priate, the Secretary shall provide, as a sale option, a pres-
17 entation case which displays the \$5 gold and the \$1 silver
18 coins. The presentation case should bear a depiction of
19 the current badge of the United States Marshal Service.

20 **SEC. 7. SURCHARGES.**

21 (a) IN GENERAL.—All sales of coins minted under
22 this Act shall include a surcharge as follows:

23 (1) A surcharge of \$35 per coin for the \$5 gold
24 coin.

1 (2) A surcharge of \$10 per coin for the \$1 sil-
2 ver coin.

3 (b) DISTRIBUTION.—Subject to section 5134(f) of
4 title 31, United States Code, all surcharges received by
5 the Secretary from the sale of coins issued under this Act
6 shall be promptly distributed as follows:

7 (1) The first \$5,000,000 available for distribu-
8 tion under this section to the Director of the United
9 States Marshals Service National Museum located in
10 Fort Smith, Arkansas, for the preservation, mainte-
11 nance, and display of artifacts and documents of the
12 United States Marshals Service.

13 (2) Of amounts available for distribution after
14 the payment under paragraph (1)—

15 (A) \$1,000,000 to the National Center for
16 Missing and Exploited Children located in
17 Washington, DC.

18 (B) \$1,000,000 to the National Law En-
19 forcement Officers Memorial Fund located in
20 Washington, DC, in support of the National
21 Law Enforcement Museum and the National
22 Law Enforcement Officers Memorial.

23 (C) \$1,000,000 to the Federal Law En-
24 forcement Officers Association.

1 (D) \$500,000 to the William “Bill” Degan
2 Scholarship Fund, which provides scholarships
3 for spouses and children of law enforcement of-
4 ficers killed in the line of duty.

5 (E) \$500,000 to the Robert D. May Schol-
6 arship Fund, which provides scholarships for
7 spouses and children of law enforcement officer
8 killed in the line of duty.

9 (F) \$500,000 to the Community Oriented
10 Policing Service.

11 (G) \$500,000 to the United States Mar-
12 shals Service Association, an IRS 501 3(c)
13 charitable organization located in Miami, FL.

14 (c) AUDITS.—All organizations, associations, and
15 funds shall be subject to the audit requirements of section
16 5134(f)(2) of title 31, United States Code, with regard
17 to the amounts received under subsection (b).

18 (d) LIMITATION.—Notwithstanding subsection (a),
19 no surcharge may be included with respect to the issuance
20 under this Act of any coin during a calendar year if, as
21 of the time of such issuance, the issuance of such coin
22 would result in the number of commemorative coin pro-
23 grams issued during such year to exceed the annual 2
24 commemorative coin program issuance limitation under
25 section 5112(m)(1) of title 31, United States Code (as in

1 effect on the date of the enactment of this Act). The Sec-
2 retary of the Treasury may issue guidance to carry out
3 this subsection.

4 **SEC. 8. BRONZE DUPLICATES.**

5 The Secretary may strike and sell bronze duplicates
6 of the \$5 gold coins authorized under this Act, at a price
7 the Secretary determines to be appropriate.

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