

111TH CONGRESS  
1ST SESSION

# S. 2106

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.

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IN THE SENATE OF THE UNITED STATES

OCTOBER 29, 2009

Mrs. LINCOLN (for herself and Mr. PRYOR) introduced the following bill; which was read twice and referred to the Committee on Banking, Housing, and Urban Affairs

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## 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 Marshals Service 225th Anniversary Commemorative Coin Act”.

7 **SEC. 2. FINDINGS.**

8       The Congress hereby finds as follows:

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 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 100,000  
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 500,000  
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 LIMIT.**—Notwithstanding the  
8 mintage level limit described under section  
9 5112(m)(2)(A)(ii) of title 31, United States Code, the Sec-  
10 retary of the Treasury may mint and issue not more than  
11 500,000 of each of the \$1 coins and 100,000 of each of  
12 the \$5 coins authorized to be minted under this Act.

**13 SEC. 4. DESIGN OF COINS.**

14       (a) **DESIGN REQUIREMENTS.**—

15           (1) **IN GENERAL.**—The design of the coins  
16 minted under this Act shall be emblematic of the  
17 225 years of exemplary and unparalleled achieve-  
18 ments of the United States Marshals Service.

19           (2) **DESIGNATION AND INSCRIPTIONS.**—On  
20 each coin minted under this Act there shall be—

21                   (A) a designation of the value of the coin;  
22                   (B) an inscription of the year “2014”; and  
23                   (C) inscriptions of the words “Liberty”,  
24                   “*In God We Trust*”, “United States of Amer-  
25                   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.

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”.

(4) REALISTIC AND HISTORICALLY ACCURATE DEPICTIONS.—The images for the designs of coins issued under this Act shall be selected on the basis of the realism and historical accuracy of the images and on the extent to which the images are reminiscent of the dramatic and beautiful artwork on coins of the so-called “Golden Age of Coinage” in the United States, at the beginning of the Twentieth Century, with the participation of such noted sculptors and medallic artists as James Earle Fraser, Augustus Saint-Gaudens, Victor David Brenner, Adolph A. Weinman, Charles E. Barber, and George T. Morgan.

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

5 (2) reviewed by—

6 (A) the Citizens Coin Advisory Committee;

7 and

### 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.

4 (d) TERMINATION OF MINTING AUTHORITY.—No  
5 coins may be minted under this Act after December 31,  
6 2014.

7 **SEC. 6. SALE OF COINS.**

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

11 (1) the face value of the coins;  
12 (2) the surcharge provided in section 7(a) with  
13 respect to such coins; and  
14 (3) the cost of designing and issuing the coins  
15 (including labor, materials, dies, use of machinery,  
16 overhead expenses, marketing, and shipping).

17 (b) PREPAID ORDERS.—

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

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

24 (3) UNITED STATES MARSHALS SERVICE EM-  
25 PLOYEES.—To the extent possible the Secretary

1 shall make arrangements to ensure that current,  
2 former, and retired employees of the United States  
3 Marshals Service, names to be verified by the Direc-  
4 tor USMS, or his designee, have an exclusive defined  
5 period of time to place prepaid orders under para-  
6 graph (1) at the same reasonable discount referred  
7 to in paragraph (2).

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

15 **SEC. 7. SURCHARGES.**

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

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

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

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

12 (B) \$1,000,000 to the National Law En-  
13 forcement Officers Memorial Fund located in  
14 Washington, DC, in support of the National  
15 Law Enforcement Museum and the National  
16 Law Enforcement Officers Memorial.

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

19 (D) \$500,000 to the William "Bill" Degan  
20 Scholarship Fund, which provides scholarships  
21 for spouses and children of law enforcement of-  
22 ficers killed in the line of duty.

23 (E) \$500,000 to the Robert D. May Schol-  
24 arship Fund, which provides scholarships for

1           spouses and children of law enforcement offi-  
2           cers killed in the line of duty.

3           (F) \$500,000 to the Community Oriented  
4           Policing Service.

5           (G) \$500,000 to the Retired United States  
6           Marshals Service Association, an IRS 501(c)3  
7           charitable organization located in Miami, FL.

8           (c) AUDITS.—All organizations, associations, and  
9           funds shall be subject to the audit requirements of section  
10          5134(f)(2) of title 31, United States Code, with regard  
11          to the amounts received under subsection (b).

12          **SEC. 8. BRONZE DUPLICATES.**

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

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