

Public Law 102-379
102d Congress

An Act

Oct. 5, 1992
[H.R. 5126]

Civil War
Battlefield
Commemorative
Coin Act of 1992.
31 USC 5112
note.

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To direct the Secretary of the Treasury to mint coins in commemoration of the 100th anniversary of the beginning of the protection of Civil War battlefields, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the "Civil War Battlefield Commemorative Coin Act of 1992".

SEC. 2. COIN SPECIFICATIONS.

(a) **FIVE DOLLAR GOLD COINS.**—The Secretary of the Treasury (hereafter in this Act referred to as the "Secretary") shall issue not more than 300,000 five dollar coins which shall—

- (1) weigh 8.359 grams,
- (2) have a diameter of 0.850 inches, and
- (3) contain 90 percent gold and 10 percent alloy.

(b) **ONE DOLLAR SILVER COINS.**—The Secretary shall issue not more than 1,000,000 one dollar coins which shall—

- (1) weigh 26.73 grams,
- (2) have a diameter of 1.500 inches, and
- (3) contain 90 percent silver and 10 percent copper.

(c) **HALF DOLLAR CLAD COINS.**—The Secretary shall issue not more than 2,000,000 half dollar coins which shall be minted to the specifications for half dollar coins contained in section 5112(b) of title 31, United States Code.

(d) **DESIGN.**—

(1) **DESIGN REQUIREMENTS.**—The design of the coins authorized under this Act shall be emblematic of the Civil War. On each such coin there shall be a designation of the value of the coin, an inscription of the year "1995", and inscriptions of the words "Liberty", "In God We Trust", "United States of America", and "E Pluribus Unum".

(2) **SELECTION OF DESIGN.**—The Secretary shall select the design of each coin authorized under this Act after consultation with the Secretary of the Interior, the Commission of Fine Arts, and the Civil War Battlefield Foundation (hereafter in this Act referred to as the "Foundation").

(e) **LEGAL TENDER.**—The coins issued under this Act shall be legal tender as provided in section 5103 of title 31, United States Code.

(f) **TERMINATION OF AUTHORITY.**—Coins may not be minted under this Act after December 31, 1995.

(g) **PROOF AND UNCIRCULATED COINS.**—The coins authorized under this section shall be issued in uncirculated and proof qualities.

(h) **BUREAU OF THE MINT.**—Not more than 1 facility of the Bureau of the Mint may be used to strike any particular combination of denomination and quality of coins under this Act.

SEC. 3. SOURCES OF BULLION.

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note.

(a) **GOLD.**—The Secretary shall obtain gold for the coins minted under this Act pursuant to the authority of the Secretary under existing law.

(b) **SILVER.**—The Secretary shall obtain silver for the coins minted under this Act only from stockpiles established under the Strategic and Critical Minerals Stock Piling Act (50 U.S.C. 98 et seq.).

SEC. 4. SALE OF COINS.

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note.

(a) **SALE PRICE.**—Notwithstanding any other provision of law, the coins issued under this Act shall be sold by the Secretary at a price equal to the face value, used in minting such coins, plus the cost of designing and issuing such coins (including labor, materials, dies, use of machinery, overhead expenses, marketing, and shipping).

(b) **BULK SALES.**—The Secretary shall make bulk sales of coins issued under this Act at a reasonable discount.

(c) **PREPAID ORDERS AT A DISCOUNT.**—The Secretary shall accept prepaid orders for the coins issued under this Act prior to the issuance of such coins. Sales under this subsection shall be at a reasonable discount.

(d) **SURCHARGE REQUIRED.**—All sales of coins issued under this Act shall include a surcharge of \$35 per coin for the five dollar coins, \$7 per coin for the one dollar coins, and \$2 per coin for the half dollar coins.

(e) **MARKETING.**—The Secretary, in cooperation with the Foundation, shall develop and implement a marketing program to promote and sell the coins authorized under this Act both within the United States and internationally.

SEC. 5. COINAGE PROFIT FUND.

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note.

(a) **DEPOSITS.**—All amounts received from the sale of coins issued under this Act shall be deposited into the coinage profit fund.

(b) **PAYMENTS.**—The Secretary shall pay the amounts authorized under section 6 from the coinage profit fund.

(c) **EXPENDITURES.**—The Secretary shall charge the coinage profit fund with all expenditures under this Act.

SEC. 6. DISTRIBUTION AND USE OF SURCHARGES.

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note.

(a) **DISTRIBUTION.**—Notwithstanding any other provision of law, the total surcharges received by the Secretary from the sale of coins issued under this Act shall be promptly paid by the Secretary to the Foundation and used by the Foundation for the preservation of historically significant Civil War battlefields.

(b) **APPROVAL OF EXPENDITURES REQUIRED.**—The Foundation may not expend any amount attributable to amounts paid to the Foundation under this section unless the Secretary of the Interior approves that expenditure.

(c) **ACCOUNTING.**—The Foundation shall account for all sums received by the Foundation under this section in accordance with generally accepted accounting principles and shall utilize such sums in a prudent manner to achieve battlefield protection. The books and records of the Foundation shall be made available to the Secretary and the Secretary of the Interior upon request.

(d) **AUDITS.**—The Comptroller General of the United States shall have the right to examine such books, records, documents, and other data of the Foundation as may be related to the expenditure of amounts paid to the Foundation under this section.

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SEC. 7. GENERAL WAIVER OF PROCUREMENT REGULATIONS.

(a) **IN GENERAL.**—Except as provided in subsection (b), no provision of law governing procurement or public contracts shall be applicable to the procurement of goods or services necessary for carrying out the provisions of this Act.

(b) **EQUAL EMPLOYMENT OPPORTUNITY.**—Subsection (a) shall not relieve any person entering into a contract under the authority of this Act from complying with any law relating to equal employment opportunity.

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SEC. 8. FINANCIAL ASSURANCES.

(a) **NO NET COST.**—The Secretary shall take such actions as may be necessary to ensure that the minting and issuance of coins under this Act will not result in any net cost to the Federal Government.

(b) **FULL PAYMENT.**—No coin shall be issued under this Act unless the Secretary has received—

- (1) full payment for the coin;
- (2) security satisfactory to the Secretary to indemnify the United States for full payment; or

(3) a guarantee of full payment satisfactory to the Secretary from a depository institution the deposits of which are insured by the Federal Deposit Insurance Corporation or the National Credit Union Administration.

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SEC. 9. REPORTS TO CONGRESS.

(a) **REPORTS REQUIRED.**—Not later than 15 days after the last day of each calendar quarter which ends before April 1, 1996, the Secretary shall transmit to the Committee on Banking, Finance

and Urban Affairs of the House of Representatives and the Committee on Banking, Housing, and Urban Affairs of the Senate a report detailing activities carried out under this Act during such quarter.

(b) **CONTENTS OF REPORT.**—The report shall include a review of all marketing activities under section 4 and a financial statement.

Approved October 5, 1992.

LEGISLATIVE HISTORY—H.R. 5126:

CONGRESSIONAL RECORD, Vol. 138 (1992):

June 30, considered and passed House.

Sept. 18, considered and passed Senate.

WEEKLY COMPILATION OF PRESIDENTIAL DOCUMENTS, Vol. 28 (1992):

Oct. 5, Presidential statement.