

104TH CONGRESS
1ST SESSION

H. R. 209

To amend the National Foundation on the Arts and the Humanities Act of 1965 to abolish the National Endowment for the Arts and the National Council on the Arts.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 4, 1995

Mr. CRANE introduced the following bill; which was referred to the Committee on Economic and Educational Opportunities

A BILL

To amend the National Foundation on the Arts and the Humanities Act of 1965 to abolish the National Endowment for the Arts and the National Council on the Arts.

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 “Privatization of Art
5 Act”.

1 **SEC. 2. TERMINATION OF THE NATIONAL ENDOWMENT FOR**
2 **THE ARTS.**

3 Sections 5, 5A, and 6 of the National Foundation on
4 the Arts and the Humanities Act of 1965 (42 U.S.C. 954,
5 954A, 955) are repealed.

6 **SEC. 3. CONFORMING AMENDMENTS.**

7 (a) DECLARATION OF PURPOSE.—Section 2 of the
8 National Foundation on the Arts and the Humanities Act
9 of 1965 (20 U.S.C. 951) is amended—

10 (1) in paragraphs (1) and (6) by striking “arts
11 and the”,

12 (2) in paragraphs (2) and (5) by striking “and
13 the arts”,

14 (3) in paragraphs (4), (5), and (9) by striking
15 “the arts and”,

16 (4) in paragraph (7) by striking “the practice
17 of art and”,

18 (5) by striking paragraph (11), and

19 (6) in paragraph (12) by striking “the Arts
20 and” and redesignating such paragraph as para-
21 graph (11).

22 (b) DEFINITIONS.—Section 3 of the National Foun-
23 dation on the Arts and the Humanities Act of 1965 (20
24 U.S.C. 952) is amended—

25 (1) by striking subsections (b), (c), and (f), and

26 (2) in subsection (d)—

1 (A) by striking “to foster American artistic
2 creativity, to commission works of art,”,

3 (B) in paragraph (1)—

4 (i) by striking “the National Council
5 on the Arts or”, and

6 (ii) by striking “, as the case may
7 be,”,

8 (C) in paragraph (2)—

9 (i) by striking “sections 5(l) and” and
10 inserting “section”,

11 (ii) in subparagraph (A) by striking
12 “artistic or”, and

13 (iii) in subparagraph (B)—

14 (I) by striking “the National
15 Council on the Arts and”, and

16 (II) by striking “, as the case
17 may be,”, and

18 (D) by striking “(d)” and inserting “(b)”,

19 and

20 (3) by redesignating subsections (e) and (g) as
21 subsections (c) and (d), respectively.

22 (c) ESTABLISHMENT OF NATIONAL FOUNDATION ON
23 THE ARTS AND HUMANITIES.—Section 4(a) of the Na-
24 tional Foundation on the Arts and the Humanities Act
25 of 1965 (20 U.S.C. 953(a)) is amended—

1 (1) in subsection (a)—

2 (A) by striking “the Arts and” each place
3 it appears, and

4 (B) by striking “a National Endowment
5 for the Arts,”

6 (2) in subsection (b) by striking “and the arts”,
7 and

8 (3) in the heading of such section by striking
9 “THE ARTS AND”.

10 (d) FEDERAL COUNCIL ON THE ARTS AND THE HU-
11 MANITIES.—Section 9 of the National Foundation on the
12 Arts and the Humanities Act of 1965 (20 U.S.C. 958)
13 is amended—

14 (1) in subsection (a) by striking “the Arts
15 and”,

16 (2) in subsection (b) by striking “the Chair-
17 person of the National Endowment for the Arts,”

18 (3) in subsection (c)—

19 (A) in paragraph (1) by striking “the
20 Chairperson of the National Endowment for the
21 Arts and”,

22 (B) in paragraph (3)—

23 (i) by striking “the National Endow-
24 ment for the Arts”, and

1 (ii) by striking “Humanities,” and in-
2 sserting “Humanities”, and
3 (C) in paragraphs (6) and (7) by striking
4 “the arts and”.

5 (e) ADMINISTRATIVE FUNCTIONS.—Section 10 of the
6 National Foundation on the Arts and the Humanities Act
7 of 1965 (20 U.S.C. 959) is amended—

8 (1) in subsection (a)—

9 (A) in the matter preceding paragraph
10 (1)—

11 (i) by striking “in them”,

12 (ii) by striking “the Chairperson of
13 the National Endowment for the Arts
14 and”, and

15 (iii) by striking “, in carrying out
16 their respective functions,”,

17 (B) by striking “of an Endowment” each
18 place it appears,

19 (C) in paragraph (2)—

20 (i) by striking “of that Endowment”
21 the first place it appears and inserting
22 “the National Endowment for the Human-
23 ities”,

24 (ii) by striking “sections 6(f) and”
25 and inserting “section”, and

1 (iii) by striking “sections 5(c) and”
2 and inserting “section”, and

3 (D) in paragraph (3) by striking “Chair-
4 person’s functions, define their duties, and su-
5 pervise their activities” and inserting “func-
6 tions, define the activities, and supervise the ac-
7 tivities of the Chairperson”,

8 (2) in subsection (b)—

9 (A) by striking paragraphs (1), (2), and
10 (3), and

11 (B) in paragraph (4)—

12 (i) by striking “one of its Endow-
13 ments and received by the Chairperson of
14 an Endowment” and inserting “the Na-
15 tional Endowment for the Humanities and
16 received by the Chairperson of that En-
17 dowment”, and

18 (ii) by striking “(4)”,

19 (3) by striking subsection (c),

20 (4) in subsection (d)—

21 (A) by striking “Chairperson of the Na-
22 tional Endowment for the Arts and the”, and

23 (B) by striking “each” the first place it
24 appears,

25 (5) in subsection (e)—

1 (A) by striking “National Council on the
2 Arts and the”, and

3 (B) by striking “, respectively,”, and
4 (6) in subsection (f)—

5 (A) in paragraph (1)—

6 (i) by striking “Chairperson of the
7 National Endowment for the Arts and
8 the”, and

9 (ii) by striking “sections 5(c) and”
10 and inserting “section”,

11 (B) in paragraph (2)(A)—

12 (i) by striking “either of the Endow-
13 ments” and inserting “National Endow-
14 ment for the Humanities”, and

15 (ii) by striking “involved”, and

16 (C) in paragraph (3)—

17 (i) by striking “that provided such fi-
18 nancial assistance” each place it appears,
19 and

20 (ii) in subparagraph (C) by striking
21 “the National Endowment for the Arts
22 or”.

1 **SEC. 4. AUTHORIZATION OF APPROPRIATIONS.**

2 Section 11 of the National Foundation on the Arts
3 and the Humanities Act of 1965 (42 U.S.C. 960) is
4 amended—

5 (1) in subsection (a)(1)—

6 (A) by striking subparagraphs (A) and
7 (C), and

8 (B) in subparagraph (B) by striking
9 “(B)”,

10 (2) in subsection (a)(2)—

11 (A) by striking subparagraph (A), and

12 (B) in subparagraph (B)—

13 (i) by striking “(B)”, and

14 (ii) by redesignating clauses (i) and
15 (ii) as subparagraphs (A) and (B), respec-
16 tively,

17 (3) in subsection (a)(3)—

18 (A) by striking subparagraph (A),

19 (B) by redesignating subparagraph (B) as
20 subparagraph (A),

21 (C) by striking subparagraph (C), and

22 (D) in subparagraph (D)—

23 (i) by striking “(D)” and inserting
24 “(B)”, and

25 (ii) by striking “and subparagraph
26 (B)”,

1 (4) in subsection (a)(4)—

2 (A) by striking “Chairperson of the Na-
3 tional Endowment for the Arts and the”,

4 (B) by striking “, as the case may be,”,
5 and

6 (C) by striking “section 5(e), section
7 5(l)(2), section 7(f),” and inserting “section
8 7(f)”,

9 (5) in subsection (c)—

10 (A) by striking paragraph (1), and

11 (B) in paragraph (2) by striking “(2)”,

12 (6) in subsection (d)—

13 (A) by striking paragraph (1), and

14 (B) in paragraph (2) by striking “(2)”,

15 and

16 (7) by striking subsection (f).

17 **SEC. 5. SHORT TITLE.**

18 Section 1 of the National Foundation on the Arts and
19 the Humanities Act of 1965 (20 U.S.C. 951 note) is
20 amended by striking “the Arts and”.

21 **SEC. 6. TRANSITION PROVISIONS.**

22 The Director of the Office of Management and Budg-
23 et shall provide for the termination of the affairs of the
24 National Endowment for the Arts and the National Coun-
25 cil on the Arts, including the appropriate transfer or other

1 disposition of personnel, assets, liabilities, grants, con-
2 tracts, property, records, and unexpended balances of ap-
3 propriations, authorizations, allocations, and other funds
4 held, used, arising from, available to, or to be made avail-
5 able in connection with implementing the authorities ter-
6 minated by the amendments made by this Act.

7 **SEC. 7. EFFECTIVE DATES.**

8 (a) GENERAL EFFECTIVE DATE.—Except as pro-
9 vided in subsection (b), this Act shall take effect on the
10 date of the enactment of this Act.

11 (b) EFFECTIVE DATE OF AMENDMENTS.—Sections
12 2, 3, 4, and 5 shall take effect on the first day of the
13 first fiscal year beginning after the date of the enactment
14 of this Act.