

114TH CONGRESS  
1ST SESSION

# H. R. 1069

To amend title 44, United States Code, to require information on contributors to Presidential library fundraising organizations, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 25, 2015

Mr. DUNCAN of Tennessee (for himself and Mr. CUMMINGS) introduced the following bill; which was referred to the Committee on Oversight and Government Reform

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## A BILL

To amend title 44, United States Code, to require information on contributors to Presidential library fundraising organizations, 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,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Presidential Library  
5 Donation Reform Act of 2015”.

6 **SEC. 2. PRESIDENTIAL LIBRARIES.**

7 (a) IN GENERAL.—Section 2112 of title 44, United  
8 States Code, is amended by adding at the end the fol-  
9 lowing new subsection:

1       “(h) PRESIDENTIAL LIBRARY FUNDRAISING ORGA-  
2       NIZATION REPORTING REQUIREMENT.—

3               “(1) REPORTING REQUIREMENT.—Not later  
4       than 15 days after the end of a calendar quarter  
5       and until the end of the requirement period de-  
6       scribed in paragraph (2), each Presidential library  
7       fundraising organization shall submit to the Archi-  
8       vist information for that quarter in an electronic  
9       searchable and sortable format with respect to every  
10      contributor who gave the organization a contribution  
11      or contributions (whether monetary or in-kind) total-  
12      ing \$200 or more for the quarterly period.

13              “(2) DURATION OF REPORTING REQUIRE-  
14      MENT.—The requirement to submit information  
15      under paragraph (1) shall continue until the later of  
16      the following occurs:

17                      “(A) The Archivist has accepted, taken  
18                      title to, or entered into an agreement to use any  
19                      land or facility for the Presidential archival de-  
20                      pository for the President for whom the Presi-  
21                      dential library fundraising organization was es-  
22                      tablished.

23                      “(B) The President whose archives are  
24                      contained in the deposit no longer holds the Of-  
25                      fice of President.

1           “(3) INFORMATION REQUIRED TO BE PUB-  
2           LISHED.—The Archivist shall publish on the website  
3           of the National Archives and Records Administra-  
4           tion, within 30 days after each quarterly filing, any  
5           information that is submitted under paragraph (1),  
6           without a fee or other access charge in a  
7           downloadable database.

8           “(4) SUBMISSION OF FALSE MATERIAL INFOR-  
9           MATION PROHIBITED.—

10           “(A) INDIVIDUAL.—

11           “(i) PROHIBITION.—It shall be unlaw-  
12           ful for any person who makes a contribu-  
13           tion described in paragraph (1) to know-  
14           ingly and willfully submit false material in-  
15           formation or omit material information  
16           with respect to the contribution to an orga-  
17           nization described in such paragraph.

18           “(ii) PENALTY.—The penalties de-  
19           scribed in section 1001 of title 18, United  
20           States Code, shall apply with respect to a  
21           violation of clause (i) in the same manner  
22           as a violation described in such section.

23           “(B) ORGANIZATION.—

24           “(i) PROHIBITION.—It shall be unlaw-  
25           ful for any Presidential library fundraising

1 organization to knowingly and willfully  
2 submit false material information or omit  
3 material information under paragraph (1).

4 “(ii) PENALTY.—The penalties de-  
5 scribed in section 1001 of title 18, United  
6 States Code, shall apply with respect to a  
7 violation of clause (i) in the same manner  
8 as a violation described in such section.

9 “(5) PROHIBITION ON CONTRIBUTION.—

10 “(A) IN GENERAL.—It shall be unlawful  
11 for a person to knowingly and willfully—

12 “(i) make a contribution described in  
13 paragraph (1) in the name of another per-  
14 son;

15 “(ii) permit his or her name to be  
16 used to effect a contribution described in  
17 paragraph (1); or

18 “(iii) accept a contribution described  
19 in paragraph (1) that is made by one per-  
20 son in the name of another person.

21 “(B) PENALTY.—The penalties set forth in  
22 section 309(d) of the Federal Election Cam-  
23 paign Act of 1971 (2 U.S.C. 437g(d)) shall  
24 apply to a violation of subparagraph (A) in the  
25 same manner as if such violation were a viola-

1           tion of section 316(b)(3) of such Act (2 U.S.C.  
2           441b(b)(3)).

3           “(6) REGULATIONS REQUIRED.—The Archivist  
4           shall promulgate regulations for the purpose of car-  
5           rying out this subsection.

6           “(7) DEFINITIONS.—In this subsection:

7           “(A) INFORMATION.—The term ‘informa-  
8           tion’ means the following:

9           “(i) The amount or value of each con-  
10          tribution made by a contributor referred to  
11          in paragraph (1) in the quarter covered by  
12          the submission.

13          “(ii) The source of each such con-  
14          tribution, and the address of the entity or  
15          individual that is the source of the con-  
16          tribution.

17          “(iii) If the source of such a contribu-  
18          tion is an individual, the occupation of the  
19          individual.

20          “(iv) The date of each such contribu-  
21          tion.

22          “(B) PRESIDENTIAL LIBRARY FUND-  
23          RAISING ORGANIZATION.—The term ‘Presi-  
24          dential library fundraising organization’ means  
25          an organization that is established for the pur-

1           pose of raising funds for creating, maintaining,  
2           expanding, or conducting activities at—

3                       “(i) a Presidential archival depository;

4                       or

5                       “(ii) any facilities relating to a Presi-  
6                       dential archival depository.”.

7           (b) APPLICABILITY.—Section 2112(h) of title 44,  
8           United States Code (as added by subsection (a))—

9                       (1) shall apply to an organization established  
10           for the purpose of raising funds for creating, main-  
11           taining, expanding, or conducting activities at a  
12           Presidential archival depository or any facilities re-  
13           lating to a Presidential archival depository before,  
14           on, or after the date of the enactment of this Act;  
15           and

16                       (2) shall only apply with respect to contribu-  
17           tions (whether monetary or in-kind) made after the  
18           date of the enactment of this Act.

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