

118TH CONGRESS
1ST SESSION

H. R. 5401

To provide a one-time grant for the operation, security, and maintenance of the National September 11 Memorial & Museum at the World Trade Center to commemorate the events, and honor the victims, of the terrorist attacks of September 11, 2001, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 12, 2023

Mr. D'ESPOSITO (for himself, Mr. CARTER of Louisiana, Ms. CLARKE of New York, Mr. CRENSHAW, Mr. FITZPATRICK, Mr. GARBARINO, Mr. GOLDMAN of New York, Mr. GOTTHEIMER, Mr. GUEST, Mr. HIGGINS of Louisiana, Mr. KEAN of New Jersey, Mr. LALOTA, Mr. LANGWORTHY, Mr. LAWLER, Ms. MALLIOTAKIS, Mr. MCCAUL, Mr. NADLER, Mr. RYAN, Mr. PFLUGER, Mr. TONKO, Mr. WILLIAMS of New York, and Mr. MOLINARO) introduced the following bill; which was referred to the Committee on Natural Resources

A BILL

To provide a one-time grant for the operation, security, and maintenance of the National September 11 Memorial & Museum at the World Trade Center to commemorate the events, and honor the victims, of the terrorist attacks of September 11, 2001, 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,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “9/11 Memorial and
3 Museum Act”.

4 **SEC. 2. DEFINITIONS.**

5 In this Act:

6 (1) NATIONAL SEPTEMBER 11 MEMORIAL & MU-
7 SEUM.—The term “National September 11 Memo-
8 rial & Museum” means the National September 11
9 Memorial & Museum at the World Trade Center
10 Foundation, Inc., established to commemorate the
11 events of, and honor the victims of, the terrorist at-
12 tacks on the World Trade Center on September 11,
13 2001, at the site of such attacks.

14 (2) ELIGIBLE ENTITY.—The term “eligible enti-
15 ty” means the official organization, as in existence
16 on the date of enactment of this Act, that—

17 (A) operates the National September 11
18 Memorial & Museum; and

19 (B) is an organization described in section
20 501(c)(3) of the Internal Revenue Code of 1986
21 and exempt from taxation under section 501(a)
22 of such Code.

23 (3) SECRETARY.—The term “Secretary” means
24 the Secretary of Homeland Security.

1 **SEC. 3. ONE-TIME GRANT FOR NATIONAL SEPTEMBER 11**
2 **MEMORIAL & MUSEUM.**

3 (a) IN GENERAL.—Subject to the availability of ap-
4 propriations, the Secretary shall award to the eligible enti-
5 ty a grant in an amount determined by the Secretary sub-
6 ject to subsection (c), to be used by such entity solely for
7 the purposes described in subsection (b), if upon review
8 of the application submitted pursuant to subsection (d),
9 the Secretary makes a determination pursuant to sub-
10 section (e) that such entity satisfies the criteria required
11 under subsection (f).

12 (b) PURPOSE.—The one-time grant awarded under
13 subsection (a) shall be used by the eligible entity for the
14 operation, security, and maintenance of the National Sep-
15 tember 11 Memorial & Museum.

16 (c) GRANT AMOUNT.—The one-time grant under this
17 section may not be for less than \$5,000,000 or more than
18 \$10,000,000.

19 (d) APPLICATION.—To be considered for an award of
20 the one-time grant under this section, the eligible entity
21 shall submit to the Secretary an application at such time,
22 in such manner, and containing such information as the
23 Secretary may require.

24 (e) REVIEW; DEADLINE FOR AWARD.—If the Sec-
25 retary, after review of the application from the eligible en-
26 tity, determines that the eligible entity satisfies the cri-

1 teria under subsection (f), the Secretary shall award the
2 one-time grant to the eligible entity, not later than 90 days
3 after the date of receipt by the Secretary of the completed
4 application submitted by such entity.

5 (f) CRITERIA.—In determining the amount of the
6 one-time grant consistent with subsection (c), the Sec-
7 retary shall consider the following:

8 (1) The needs of the eligible entity, and ability
9 and commitment of such eligible entity to use grant
10 funds, with respect to ensuring the security and
11 safety of visitors at the National September 11 Me-
12 morial & Museum.

13 (2) The number of visitors to the National Sep-
14 tember 11 Memorial & Museum who would benefit.

15 (3) The ability and commitment of the eligible
16 entity to use grant funds to—

17 (A) preserve the facilities and grounds of
18 the National September 11 Memorial & Mu-
19 seum; and

20 (B) educate future generations.

21 (4) The ability and commitment of the eligible
22 entity to use grant funds to increase the numbers of
23 economically disadvantaged visitors to the National
24 September 11 Memorial & Museum.

1 (g) CONDITION ON RECEIPT OF GRANT.—As a condi-
2 tion on receipt of a grant under this section, the eligible
3 entity shall—

4 (1) provide for—

5 (A) free admission to all facilities and mu-
6 seums associated with the National September
7 11 Memorial & Museum for active and retired
8 members of the Armed Forces, individuals who
9 were registered first responders to the attacks
10 of September 11, 2001, and family members of
11 victims of such attacks; and

12 (B) dedicated free admission hours for the
13 general public at least once a week; and

14 (2) allow for annual Federal audits of the fi-
15 nancial statements of such entity, including revenues
16 associated with ticket sales, charitable donations,
17 grants, and all expenditures on salaries and oper-
18 ations, which shall be subject to review by the Sec-
19 retary and made available to the public.

20 (h) REPORTS.—Not later than 90 days after the end
21 of each fiscal year for which the recipient obligates or ex-
22 pends funds made available to the recipient pursuant to
23 this section, the recipient shall submit to the Committee
24 on Homeland Security of the House of Representatives
25 and the Committee on Homeland Security and Govern-

1 mental Affairs of the Senate a report that includes, for
2 the fiscal year covered by the report, each of the following:

3 (1) Information relating to the amount of grant
4 funds obligated or expended for the preceding fiscal
5 year.

6 (2) Information relating to any purposes for
7 which such funds were obligated or expended.

8 (3) Any other information the Secretary may
9 require to effectively administer the one-time grant
10 program under this section, as determined by the
11 Secretary, if not later than the last day of the fiscal
12 year the Secretary notified such entity of such re-
13 quested information.

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