

# Calendar No. 641

113TH CONGRESS  
2D SESSION

# S. 2873

[Report No. 113-301]

To authorize the Secretary of the Interior to acknowledge contributions at units of the National Park System.

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## IN THE SENATE OF THE UNITED STATES

SEPTEMBER 18, 2014

Mr. COBURN (for himself, Mr. WARNER, and Mr. ENZI) introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

DECEMBER 10, 2014

Reported by Ms. LANDRIEU, with an amendment

[Strike out all after the enacting clause and insert the part printed in italic]

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## A BILL

To authorize the Secretary of the Interior to acknowledge contributions at units of the National Park System.

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 “National Park System  
5 ~~Donor Acknowledgment Act of 2014~~”.

1 **SEC. 2. DEFINITIONS.**

2 In this Act:

3 (1) **DONOR ACKNOWLEDGMENT.—**

4 (A) **IN GENERAL.—**The term “donor ac-  
 5 knowledge<sup>2</sup>” means a statement, logo, trade-  
 6 mark, proper legal name, or other reasonable  
 7 form of credit acknowledging a contribution by  
 8 a donor.

9 (B) **EXCLUSIONS.—**The term “donor ac-  
 10 knowledge<sup>2</sup>” does not include—

11 (i) a sign or other fixture that would  
 12 block or obstruct a natural or historic site  
 13 or view; or

14 (ii) a statement or credit that pro-  
 15 motes a political candidate or issue.

16 (2) **ELIGIBLE STRUCTURE.—**

17 (A) **IN GENERAL.—**The term “eligible  
 18 structure<sup>2</sup>” means a structure at a unit of the  
 19 National Park System.

20 (B) **INCLUSIONS.—**The term “eligible  
 21 structure<sup>2</sup>” includes—

22 (i) a visitor center;

23 (ii) an administrative structure; and

24 (iii) a specific room or section of a  
 25 visitor center or an administrative struc-  
 26 ture.

1           (C) EXCLUSION.—The term “eligible  
2 structure” does not include a commemorative  
3 work (as defined in section 8902(a) of title 40,  
4 United States Code).

5           (3) LANDSCAPE FEATURE.—

6           (A) IN GENERAL.—The term “landscape  
7 feature” means a component that contributes to  
8 the character significance of a landscape.

9           (B) INCLUSIONS.—The term “landscape  
10 feature” includes land, water, vegetation, walls,  
11 pathways, stairways, and plazas.

12           (4) SECRETARY.—The term “Secretary” means  
13 the Secretary of the Interior.

14 **SEC. 3. DONOR ACKNOWLEDGMENTS AT STRUCTURES IN**  
15 **UNITS OF THE NATIONAL PARK SYSTEM.**

16           (a) IN GENERAL.—Subject to subsection (b), the Sec-  
17 retary may authorize donor acknowledgments at an eligi-  
18 ble structure to recognize contributions for a museum col-  
19 lection or landscape feature at a unit of the National Park  
20 System.

21           (b) REQUIREMENTS.—Donor acknowledgments under  
22 subsection (a) shall be displayed—

23           (1) in a manner that is approved by the Sec-  
24 retary, in consultation with the Superintendent at  
25 the unit of the National Park System in which the

1 eligible structure, museum collection, or landscape  
 2 feature is located, after taking into account any  
 3 input from the donating entity; and

4 (2) for a period of time, as determined by the  
 5 Secretary, in consultation with the Superintendent  
 6 at the unit of the National Park System in which  
 7 the eligible structure, museum collection, or land-  
 8 scape feature is located, that is commensurate with  
 9 the amount of the contribution and the life of the el-  
 10 ible structure.

11 (c) PLACEMENT.—

12 (1) IN GENERAL.—Donor acknowledgments  
 13 under subsection (a) may be affixed to benches, fur-  
 14 nishings, bricks, vehicles, walls, pathways, plazas,  
 15 and staircases.

16 (2) LIMITATION.—Any donor acknowledgment  
 17 under subsection (a) associated with land, water,  
 18 vegetation, an item in a museum collection, or a his-  
 19 toric structure shall be freestanding.

20 (d) EXPANSION OF DONOR ACKNOWLEDGMENTS.—

21 The Secretary may authorize the use of donor acknowledg-  
 22 ments under this section to include acknowledgments on  
 23 digital and media platforms, including online applications  
 24 and web-based product downloads relating to a specific  
 25 unit of the National Park System.

1 (e) IMPLEMENTATION.—Not later than 180 days  
 2 after the date of enactment of this Act, the Secretary shall  
 3 implement this section.

4 (f) EFFECT OF SECTION.—Nothing in this section re-  
 5 quires the Secretary to accept a donation.

6 **SEC. 4. DONOR ACKNOWLEDGMENTS TO BE DISPLAYED AT**  
 7 **COMMEMORATIVE WORKS AND LANDSCAPE**  
 8 **FEATURES.**

9 Section 8905 of title 40, United States Code, is  
 10 amended—

11 (1) in subsection (b), by striking paragraph (7);  
 12 and

13 (2) by adding at the end the following:

14 “(e) DONOR CONTRIBUTIONS.—

15 “(1) DEFINITION OF LANDSCAPE FEATURE.—

16 “(A) IN GENERAL.—The term ‘landscape  
 17 feature’ means a component that contributes to  
 18 the character or significance of a landscape.

19 “(B) INCLUSIONS.—The term ‘landscape  
 20 feature’ includes walls, pathways, stairways,  
 21 plazas, and other features that are considered  
 22 to be components of a landscape in accordance  
 23 with applicable National Park Service regula-  
 24 tions.

1           “(2) ACKNOWLEDGMENT OF DONOR CONTRIBU-  
 2           TION.—Except as otherwise provided in this sub-  
 3           section, the Secretary of the Interior or Adminis-  
 4           trator of General Services, as applicable, may ac-  
 5           knowledge or permit a sponsor to acknowledge,  
 6           donor contributions at the commemorative work.

7           “(3) REQUIREMENTS.—An acknowledgment  
 8           under paragraph (2) shall—

9                   “(A) be displayed—

10                           “(i) inside an ancillary structure asso-  
 11                           ciated with the commemorative work; or

12                           “(ii) as part of a landscape feature;

13                   and

14                   “(B) conform to applicable National Park  
 15           Service or General Services Administration  
 16           guidelines for donor recognition, as applicable.

17           “(4) LIMITATIONS.—An acknowledgment under  
 18           paragraph (2) shall—

19                   “(A) be limited to an appropriate state-  
 20           ment or credit recognizing the contribution;

21                   “(B) be displayed in a form approved by—

22                           “(i) the National Mall and Memorial  
 23           Parks Donor Recognition Plan or other ap-  
 24           plicable National Park Service guidelines  
 25           for donor recognition; and

1                   “(ii) General Services Administration  
2                   guidelines;

3                   “(C) be displayed for a period of up to 10  
4                   years, with the display period to be commensu-  
5                   rate with the level of the contribution, as deter-  
6                   mined in accordance with the plan and guide-  
7                   lines described in subparagraph (B); and

8                   “(D) be freestanding.

9                   “(5) COST.—The sponsor shall bear all ex-  
10                  penses related to the display of donor acknowledg-  
11                  ments under paragraph (2).

12                  “(6) APPLICABILITY.—This subsection shall  
13                  apply to any commemorative work dedicated after  
14                  January 1, 2010.”.

15 **SECTION 1. SHORT TITLE.**

16                  *This Act may be cited as the “National Park System*  
17 *Donor Acknowledgment Act”.*

18 **SEC. 2. DEFINITIONS.**

19                  *In this Act:*

20                  (1) *DONOR ACKNOWLEDGMENT.—The term*  
21 *“donor acknowledgment” means an appropriate state-*  
22 *ment or credit acknowledging a donation.*

23                  (2) *NATIONAL PARK SYSTEM.—The term “Na-*  
24 *tional Park System” includes each program and indi-*  
25 *vidual unit of the National Park System.*

1           (3) *SECRETARY.*—*The term “Secretary” means*  
 2           *the Secretary of the Interior.*

3 **SEC. 3. DONOR ACKNOWLEDGMENTS IN UNITS OF NA-**  
 4                               **TIONAL PARK SYSTEM.**

5           (a) *IN GENERAL.*—*The Secretary may authorize a*  
 6           *donor acknowledgment to recognize a donation to—*

7                       (1) *the National Park Service; or*

8                       (2) *the National Park System.*

9           (b) *RESTRICTIONS.*—*A donor acknowledgment shall*  
 10           *not be used to state or imply—*

11                      (1) *recognition of the donor or any product or*  
 12                      *service of the donor as an official sponsor, or any*  
 13                      *similar form of recognition, of the National Park*  
 14                      *Service or the National Park System;*

15                      (2) *a National Park Service endorsement of the*  
 16                      *donor or any product or service of the donor; or*

17                      (3) *naming rights to any unit of the National*  
 18                      *Park System or a National Park System facility, in-*  
 19                      *cluding a visitor center.*

20           (c) *REQUIREMENTS.*—

21                      (1) *DISPLAY.*—*A donor acknowledgment shall be*  
 22                      *displayed—*

23                               (A) *in a manner that is approved by the*  
 24                      *Secretary; and*



1           (B) for a period of time, as determined by  
2           the Secretary, that is commensurate with the  
3           amount of the contribution and the life of the  
4           structure.

5           (2) *GUIDELINES.*—The Secretary shall establish  
6           donor acknowledgment guidelines that take into ac-  
7           count the unique requirements of individual units  
8           and programs of the National Park System.

9           (3) *USE OF SLOGANS PROHIBITED.*—A donor ac-  
10          knowledgment shall not permit the use of—

11                   (A) an advertising slogan; or

12                   (B) a statement or credit promoting or op-  
13                   posing a political candidate or issue.

14          (d) *PLACEMENT.*—

15           (1) *VISITOR AND ADMINISTRATIVE FACILITIES.*—  
16          A donor acknowledgment may be located on or inside  
17          a visitor center or administrative facility of the Na-  
18          tional Park System (including in a specific room or  
19          section) or any other appropriate location, such as on  
20          a donor recognition wall or plaque.

21           (2) *OUTSIDE.*—A donor acknowledgment may be  
22          located in an area outside of a visitor or administra-  
23          tive facility described in paragraph (1), including a  
24          bench, brick, pathway, area of landscaping, or plaza.

1           (3) *PROJECTS.*—A donor acknowledgment may  
2           be located near a park construction or restoration  
3           project, if the donation directly relates to the project.

4           (4) *VEHICLES.*—A donor acknowledgment may  
5           be placed on a National Park Service vehicle, if the  
6           donation directly relates to the vehicle.

7           (5) *LIMITATION.*—Any donor acknowledgment  
8           associated with a historic structure or placed outside  
9           a park restoration project—

10                   (A) shall be freestanding; and

11                   (B) shall not obstruct a natural or histor-  
12                   ical site or view.

13           (e) *PRINTED, DIGITAL, AND MEDIA PLATFORMS.*—The  
14           Secretary may authorize the use of donor acknowledgments  
15           under this section to include donor acknowledgments on  
16           printed, digital, and media platforms, including brochures  
17           or Internet websites relating to a specific unit of the Na-  
18           tional Park System.

19   **SEC. 4. COMMEMORATIVE WORKS ACT AMENDMENTS.**

20           Section 8905 of title 40, United States Code, is amend-  
21           ed—

22                   (1) in subsection (b), by striking paragraph (7);

23                   and

24                   (2) by adding at the end the following:

25                   “(c) *DONOR CONTRIBUTIONS.*—

1           “(1) *ACKNOWLEDGMENT OF DONOR CONTRIBU-*  
2           *TION.—Except as otherwise provided in this sub-*  
3           *section, the Secretary of the Interior or Administrator*  
4           *of General Services, as applicable, may permit a*  
5           *sponsor to acknowledge donor contributions at the*  
6           *commemorative work.*

7           “(2) *REQUIREMENTS.—An acknowledgment*  
8           *under paragraph (1) shall—*

9                   “(A) *be displayed—*

10                           “(i) *inside an ancillary structure asso-*  
11                           *ciated with the commemorative work; or*

12                           “(ii) *as part of a manmade landscape*  
13                           *feature at the commemorative work; and*

14                   “(B) *conform to applicable National Park*  
15                   *Service or General Services Administration*  
16                   *guidelines for donor recognition, as applicable.*

17           “(3) *LIMITATIONS.—An acknowledgment under*  
18           *paragraph (1) shall—*

19                   “(A) *be limited to an appropriate statement*  
20                   *or credit recognizing the contribution;*

21                   “(B) *be displayed in a form in accordance*  
22                   *with National Park Service and General Services*  
23                   *Administration guidelines;*

24                   “(C) *be displayed for a period of up to 10*  
25                   *years, with the display period to be commensu-*

1           *rate with the level of the contribution, as deter-*  
 2           *mined in accordance with the plan and guide-*  
 3           *lines described in subparagraph (B);*

4                   *“(D) be freestanding; and*

5                   *“(E) not be affixed to—*

6                           *“(i) any landscape feature at the com-*  
 7                           *memorative work; or*

8                           *“(ii) any object in a museum collec-*  
 9                           *tion.*

10                   *“(4) COST.—The sponsor shall bear all expenses*  
 11           *related to the display of donor acknowledgments*  
 12           *under paragraph (1).*

13                   *“(5) APPLICABILITY.—This subsection shall*  
 14           *apply to any commemorative work dedicated after*  
 15           *January 1, 2010.”.*

16 **SEC. 5. EFFECT OF ACT.**

17           *Nothing in this Act or an amendment made by this*  
 18 *Act—*

19                   (1) *requires the Secretary to accept a donation;*

20           *or*

21                   (2) *modifies section 145 of Public Law 108–108*

22           *(16 U.S.C. 1a–1 note; 117 Stat. 1280).*



Calendar No. 641

113<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

**S. 2873**

[Report No. 113-301]

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## **A BILL**

To authorize the Secretary of the Interior to acknowledge contributions at units of the National Park System.

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DECEMBER 10, 2014

Reported with an amendment