

Calendar No. 119

114TH CONGRESS
1ST SESSION

S. 558

[Report No. 114-65]

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

IN THE SENATE OF THE UNITED STATES

FEBRUARY 25, 2015

Mr. CARPER (for himself, Mr. JOHNSON, Ms. AYOTTE, and Mr. BOOKER) introduced the following bill; which was read twice and referred to the Committee on Homeland Security and Governmental Affairs

JUNE 15, 2015

Reported by Mr. JOHNSON, without amendment

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”.

1 **SEC. 2. PRESIDENTIAL LIBRARIES.**

2 (a) IN GENERAL.—Section 2112 of title 44, United
3 States Code, is amended by adding at the end the fol-
4 lowing:

5 “(h) PRESIDENTIAL LIBRARY FUNDRAISING ORGA-
6 NIZATION REPORTING REQUIREMENT.—

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

8 “(A) CONTRIBUTION.—The term ‘contribu-
9 tion’ means a contribution or contributions
10 made by an individual or entity to a Presi-
11 dential library fundraising organization totaling
12 not less than \$200 (whether monetary or in-
13 kind) in a single calendar quarter.

14 “(B) PRESIDENTIAL LIBRARY FUND-
15 RAISING ORGANIZATION.—The term ‘Presi-
16 dential library fundraising organization’ means
17 an organization established to raise funds to
18 create, maintain, expand, or conduct activities
19 at—

20 “(i) a Presidential archival depository;

21 or

22 “(ii) any facility relating to a Presi-
23 dential archival depository.

24 “(2) REPORTING REQUIREMENT.—

25 “(A) IN GENERAL.—During the period be-
26 ginning on the date of enactment of this sub-

1 section, and ending on the date described in
2 subparagraph (B), and not later than 15 days
3 after the end of each calendar quarter, each
4 Presidential library fundraising organization
5 shall submit to the Archivist, in a searchable
6 and sortable electronic format, information on
7 each contribution made during that quarter,
8 which shall include—

9 “(i) the amount or value of the con-
10 tribution;

11 “(ii) the source of the contribution,
12 including the address of the individual or
13 entity that is the source of the contribu-
14 tion;

15 “(iii) if the source of the contribution
16 is an individual, the occupation of the indi-
17 vidual; and

18 “(iv) the date of the contribution.

19 “(B) DURATION OF REPORTING REQUIRE-
20 MENT.—The date described in this subpara-
21 graph is the later of—

22 “(i) the date on which the Archivist
23 accepts, takes title to, or enters into an
24 agreement to use any land or facility for
25 the Presidential archival depository for the

1 President for whom the Presidential li-
2 brary fundraising organization was estab-
3 lished; and

4 “(ii) the date on which the President
5 whose archives are contained in the Presi-
6 dential archival depository for whom the
7 Presidential library fundraising organiza-
8 tion was established no longer holds the
9 Office of President.

10 “(C) INFORMATION REQUIRED TO BE PUB-
11 LISHED.—Not later than 30 days after each
12 submission under subparagraph (A), the Archi-
13 vist shall publish the information submitted on
14 the website of the National Archives and
15 Records Administration, without a fee or other
16 access charge, in a searchable, sortable, and
17 downloadable format.

18 “(3) PROHIBITION ON THE SUBMISSION OF
19 FALSE MATERIAL INFORMATION.—

20 “(A) INDIVIDUAL.—

21 “(i) PROHIBITION.—It shall be unlaw-
22 ful for any person who makes a contribu-
23 tion to knowingly and willfully submit ma-
24 terially false information or omit material

1 information with respect to the contribu-
2 tion.

3 “(ii) PENALTY.—Any person who
4 commits an offense described in clause (i)
5 shall be punished as provided under section
6 1001 of title 18.

7 “(B) ORGANIZATION.—

8 “(i) PROHIBITION.—It shall be unlaw-
9 ful for any Presidential library fundraising
10 organization to knowingly and willfully
11 submit materially false information or omit
12 material information required to be sub-
13 mitted under paragraph (2)(A).

14 “(ii) PENALTY.—Any Presidential li-
15 brary fundraising organization that com-
16 mits an offense described in clause (i) shall
17 be punished as provided under section
18 1001 of title 18.

19 “(4) PROHIBITION ON CERTAIN CONTRIBU-
20 TIONS.—

21 “(A) IN GENERAL.—It shall be unlawful
22 for any person to knowingly and willfully—

23 “(i) make a contribution in the name
24 of another person;

1 “(ii) allow the name of the person to
2 be used by another person to effect a con-
3 tribution; or

4 “(iii) accept a contribution that is
5 made by 1 person in the name of another
6 person.

7 “(B) PENALTY.—Any person who commits
8 an offense described in subparagraph (A) shall
9 be punished as provided under section 309(d) of
10 the Federal Election Campaign Act of 1971 (52
11 U.S.C. 30109(d)) in the same manner as if the
12 offense were a violation of section 316(b)(3) of
13 such Act (52 U.S.C. 30118(b)(3)).

14 “(5) REGULATIONS.—The Archivist shall pro-
15 mulgate regulations for the purpose of carrying out
16 this subsection.”.

17 (b) APPLICABILITY OF AMENDMENTS.—

18 (1) DEFINITIONS.—In this subsection, the
19 terms “contribution” and “Presidential library fund-
20 raising organization” have the meanings given those
21 terms in section 2112(h) of title 44, United States
22 Code (as added by subsection (a)).

23 (2) APPLICABILITY.—Section 2112(h) of title
24 44, United States Code (as added by subsection (a))
25 shall apply—

1 (A) to a Presidential library fundraising
2 organization established before, on, or after the
3 date of enactment of this Act; and

4 (B) with respect to a contribution made
5 after the date of enactment of this Act.

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