

AMENDMENT TO RULES COMMITTEE
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OFFERED BY MR. VELA OF TEXAS

At the end of title LX of division E, insert the following:

1 **SEC. 6013. MARINE CORPS HERITAGE CENTER AND NA-**
2 **TIONAL MUSEUM OF THE MARINE CORPS.**

3 (a) AMENDMENT GRANTING CERTAIN AUTHORITY.—
4 Chapter 861 of part IV of subtitle C of title 10, United
5 States Code, is amended by adding at the end the fol-
6 lowing new section:

7 **“SEC. 8636. AUTHORITY TO DEVELOP, MAINTAIN, AND OP-**
8 **ERATE THE MARINE CORPS HERITAGE CEN-**
9 **TER AND THE NATIONAL MUSEUM OF THE**
10 **MARINE CORPS AT MARINE CORPS BASE,**
11 **QUANTICO, VIRGINIA.**

12 “(a) AUTHORITY TO ENTER INTO JOINT VEN-
13 TURE.—The Secretary of the Navy may enter into a joint
14 venture with the Marine Corps Heritage Foundation for
15 the design and construction, and the continued mainte-
16 nance and operation of a multipurpose facility to be used
17 for historical displays for public viewing, curation and
18 storage of artifacts, research facilities, classrooms, offices,

1 and associated activities consistent with the mission of the
2 Marine Corps University. The facility shall be known as
3 the Marine Corps Heritage Center and the National Mu-
4 seum of the Marine Corps.

5 “(b) DESIGN AND CONSTRUCTION.—For each phase
6 of development of the facility described in subsection (a),
7 the Secretary may—

8 “(1) permit the Marine Corps Heritage Foun-
9 dation to contract for the design, construction, or
10 both, of such phase of development; or

11 “(2) accept funds from the Marine Corps Herit-
12 age Foundation for the design, construction, or both,
13 of such phase of development.

14 “(c) ACCEPTANCE AUTHORITY.—Upon completion of
15 construction of any phase of development of the facility
16 described in subsection (a) by the Marine Corps Heritage
17 Foundation to the satisfaction of the Secretary, and the
18 satisfaction of any financial obligations incident thereto by
19 the Marine Corps Heritage Foundation, the facility shall
20 become the property of the Department of the Navy with
21 all right, title, and interest in and to facility being in the
22 United States.

23 “(d) MAINTENANCE, OPERATION, AND SUPPORT.—
24 For purposes of continued maintenance and operation of

1 the Marine Corps Heritage Center, the Secretary may
2 carry out the following:

3 “(1) Enter contracts and cooperative agree-
4 ments, on a sole-source basis, with the Marine Corps
5 Heritage Foundation, for the procurement of prop-
6 erty or services for the direct benefit or use of the
7 Marine Corps Heritage Center.

8 “(2) Enter into a lease under section 2667 of
9 this title, notwithstanding the requirements of sub-
10 section 2667(h) and under such terms and condi-
11 tions as the Secretary considers appropriate for the
12 joint venture authorized by subsection (a), portions
13 of the facility developed under that subsection to the
14 Marine Corps Heritage Foundation for use in gener-
15 ating revenue for activities of the facility and for
16 such administrative purposes as may be necessary
17 for support of the facility. In making a determina-
18 tion of fair market value under section 2667(b)(4),
19 the Secretary is authorized to consider the entirety
20 of the Marine Corps Heritage Foundation’s edu-
21 cational efforts, support to the Marine Corps Herit-
22 age Center History Division, funding of museum
23 programs and exhibits, or other related activities, in
24 addition to the types of in-kind consideration pro-
25 vided under section 2667(c) of this title.

1 “(3) The Secretary may allow the Marine Corps
2 Heritage Foundation to use other real or personal
3 property within the Marine Corps Heritage Center
4 and National Museum of the Marine Corps to con-
5 duct additional revenue-generating activities, as the
6 Secretary deems reasonable, in light of the Marine
7 Corps Heritage Foundation’s work and needs of the
8 Marine Corps Heritage Center and National Mu-
9 seum of the Marine Corps. Such activities shall be
10 on a noninterference basis with military activities, or
11 the activities of the Marine Corps Heritage Center
12 and National Museum of the Marine Corps.

13 “(4) Notwithstanding any other provision of
14 law, funds received under this section may be re-
15 tained for use in support of the Marine Corps Herit-
16 age Center and the National Museum of the Marine
17 Corps, or related activities that achieve the purpose
18 of this section, and shall remain available until ex-
19 pended. Any interest on funds received under this
20 section shall be retained and used for support of the
21 Marine Corps Heritage Center and the National Mu-
22 seum of the Marine Corps.

23 “(e) USE OF CERTAIN GIFTS.—

24 “(1) IN GENERAL.—Under regulations pre-
25 scribed by the Secretary of the Navy, the Com-

1 mandant of the Marine Corps may, without regard
2 to section 2601 of this title, accept, hold, administer,
3 invest, and spend any gift, devise, or bequest of per-
4 sonal property of a value of \$250,000 or less made
5 to the United States if such gift, devise, or bequest
6 if for the benefit of the Marine Corps Heritage Cen-
7 ter or the National Museum of the Marine Corps.

8 “(2) PAYMENT AUTHORIZED.—The Secretary
9 may pay or authorize the payment of any reasonable
10 and necessary expense in connection with the con-
11 veyance or transfer of a gift, devise, or bequest
12 under this subsection.

13 “(f) ADDITIONAL TERMS AND CONDITIONS.—The
14 Secretary may require such additional terms and condi-
15 tions in connection with the joint venture authorized under
16 subsection (a) as the Secretary considers appropriate to
17 protect the interests of the United States.”.

18 (b) REPEAL.—Section 2884 of the Floyd D. Spence
19 National Defense Authorization Act for Fiscal Year 2001
20 (Public Law 106–398) is repealed.

