

S. 205

[Report No. 67]

IN THE SENATE OF THE UNITED STATES

JANUARY 6, 1961

Mr. MAGNUSON (for himself, Mr. SCHOEPEL, Mr. METCALF, Mr. COOPER, Mr. PASTORE, Mr. MONRONEY, Mr. SMATHERS, Mr. YARBOROUGH, Mr. ENGLE, Mr. BARTLETT, Mr. HARTKE, Mr. MCGEE, Mr. KEFAUVER, Mr. BUTLER, Mr. COTTON, Mr. CASE of New Jersey, Mr. MORTON, and Mr. SCOTT) introduced the following bill; which was read twice and referred to the Committee on Interstate and Foreign Commerce

MARCH 14, 1961

Reported by Mr. MAGNUSON, with an amendment

[Insert the part printed in italic]

A BILL

To expedite the utilization of television transmission facilities in our public schools and colleges, and in adult training programs.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That there is hereby authorized to be appropriated such
4 amounts as may be necessary to assist the States and certain
5 organizations therein to establish or improve television broad-
6 casting for educational purposes, in accordance with the pro-
7 visions of this Act, by providing for the establishment and
8 improvement of television broadcasting facilities.

1 SEC. 2. Any agency or officer, or organization in a
2 State, described in clause (b) (2) of this section, which is
3 establishing or improving television broadcasting facilities,
4 may receive a grant as authorized in this Act to cover the
5 cost of such establishment or improvement by—

6 (a) making application therefor in such form as is
7 prescribed by the United States Commissioner of Edu-
8 cation; and

9 (b) providing assurance satisfactory to the Com-
10 missioner of Education—

11 (1) that the necessary funds to operate and
12 maintain such facilities will be available;

13 (2) that the operation of such facilities will be
14 under the control of (a) the agency or officer
15 primarily responsible for the State supervision of
16 public elementary and secondary schools, (b) a
17 nonprofit foundation, corporation, or association
18 organized primarily to engage in or encourage edu-
19 cational television broadcasting, (c) a duly con-
20 stituted State educational television commission, or

21 (d) a State controlled college or university; and

22 (3) that such facilities will be used only for
23 educational purposes.

24 SEC. 3. Upon determining that an agency or officer of
25 an organization has satisfied the requirements of section 2

1 of this Act, the Commissioner of Education is authorized to
2 make a grant to such agency, officer, or organization in such
3 amount as is determined by the Commissioner to be reason-
4 able and necessary to cover the cost of such establishment
5 or improvement of facilities. An agency or officer or an
6 organization may receive one or more grants under the
7 provisions of this Act, but the total amount of such grants
8 for television broadcasting facilities in any State shall not
9 exceed \$1,000,000. Such grants shall be made out of
10 funds appropriated for the purposes of this Act, and may be
11 made in such installments as the Commissioner deems
12 appropriate.

13 SEC. 4. As used in this Act the term "establishing or
14 improving television broadcasting facilities" means the ac-
15 quisition and installation of transmission apparatus necessary
16 for television (including closed-circuit television) broadcast-
17 ing, and does not include the construction or repair of struc-
18 tures to house such apparatus, and the term "State" means
19 the several States and the District of Columbia.

20 SEC. 5. The Federal Communications Commission is
21 authorized to provide such assistance in carrying out the pro-
22 visions of this Act as may be requested by the Commissioner
23 of Education.

24 SEC. 6. Nothing in this Act shall be deemed (a) to give
25 the Commissioner of Education any control over television

1 broadcasting, or (b) to amend any provision of, or require-
2 ment under, the Federal Communications Act.

3 SEC. 7. No application for any grant under this Act may
4 be accepted by the Commissioner of Education after the day
5 which is five years after the date of enactment of this Act.

6 SEC. 8. (a) *Each recipient of assistance under section 3*
7 *of this Act shall keep such records as the Commissioner shall*
8 *prescribe, including records which fully disclose the amount*
9 *and the disposition by such recipient of the proceeds of such*
10 *assistance, the total cost of the project or undertaking in con-*
11 *nection with which such assistance is given or used, and the*
12 *amount and nature of that portion of the cost of the project*
13 *or undertaking supplied by other sources, and such other*
14 *records as will facilitate an effective audit.*

15 (b) *The Commissioner and the Comptroller General*
16 *of the United States, or any of their duly authorized repre-*
17 *sentatives, shall have access for the purpose of audit and*
18 *examination to any books, documents, papers, and records of*
19 *the recipient that are pertinent to assistance received under*
20 *section 3 of this Act.*

Calendar No. 65

87TH CONGRESS
1ST SESSION

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1 establishing or improving television broadcasting facilities,
2 may receive a grant as authorized in this Act to cover the
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4 (a) making application therefor in such form as is
5 prescribed by the United States Commissioner of Edu-
6 cation; and

7 (b) providing assurance satisfactory to the Com-
8 missioner of Education—

9 (1) that the necessary funds to operate and
10 maintain such facilities will be available;

11 (2) that the operation of such facilities will be
12 under the control of (a) the agency or officer
13 primarily responsible for the State supervision of
14 public elementary and secondary schools, (b) a
15 nonprofit foundation, corporation, or association
16 organized primarily to engage in or encourage edu-
17 cational television broadcasting, (c) a duly con-
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21 educational purposes.

22 SEC. 3. Upon determining that an agency or officer of
23 an organization has satisfied the requirements of section 2
24 of this Act, the Commissioner of Education is authorized to
25 make a grant to such agency, officer, or organization in such

1 amount as is determined by the Commissioner to be reason-
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3 or improvement of facilities. An agency or officer or an
4 organization may receive one or more grants under the
5 provisions of this Act, but the total amount of such grants
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