

**The original documents are located in Box 8, folder “1974/10/01 S3301 Pennsylvania Avenue Development Corporation Act Amendments” of the White House Records Office: Legislation Case Files at the Gerald R. Ford Presidential Library.**

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**APPROVED**  
**OCT 1 - 1974**

ACTION

**THE WHITE HOUSE**  
**WASHINGTON**

Last Day - October 1

September 27, 1974

*Posted 10/1*

*To be recalled  
10/2*

MEMORANDUM FOR: THE PRESIDENT  
FROM: KEN COLE  
SUBJECT: Enrolled Bill S. 3301

Attached is the Senate bill, S. 3301, Pennsylvania Avenue Development Corporation Act amendments, which amends the Pennsylvania Avenue Development Corporation Act to increase the appropriation authorization, to authorize employment of consultants, and to extend the moratorium on construction in the affected area.

The Counsel's office, Bill Timmons, and OMB concur.

RECOMMENDATION

That you sign the attached bill.



APPROVED  
OCT 1 - 1974

EXECUTIVE OFFICE OF THE PRESIDENT  
OFFICE OF MANAGEMENT AND BUDGET  
WASHINGTON, D.C. 20503

SEP 25 1974

MEMORANDUM FOR THE PRESIDENT

Subject: Enrolled Bill S. 3301 - Pennsylvania Avenue  
Development Corporation Act amendments  
Sponsors - Sen. Jackson (D) Washington and  
Sen. Fannin (R) Arizona

Last Day for Action

October 1, 1974 - Tuesday

Purpose

Amends the Pennsylvania Avenue Development Corporation Act to increase the appropriation authorization, to authorize employment of consultants, and to extend the moratorium on construction in the affected area.

Agency Recommendations

Office of Management and Budget	Approval
Pennsylvania Avenue Development Corporation	Approval
District of Columbia	Approval
National Capital Planning Commission	Approval (Informally)
Civil Service Commission	Approval
The Commission of Fine Arts	No objection

Discussion

This bill results from a legislative proposal submitted by the Pennsylvania Avenue Development Corporation in early 1974, and is substantially similar to that proposal.

The Corporation was established on October 27, 1972 (P.L. 92-578) as a wholly-owned Government Corporation, having a board of directors composed of seven Federal and District of Columbia officials and eight other members to be appointed from private



life by the President. It was directed to prepare a development plan for the area within the Pennsylvania Avenue National Historic Site to be transmitted to the Secretary of the Interior and the Commissioner of the District of Columbia for approval.

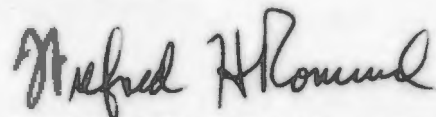
The legislation contained provisions for acquiring, operating and selling real property, for entering into necessary contracts, and for establishing development restrictions on the property included in the plan. The Act authorized appropriations of \$1 million for development of the project plan. Actual appropriations for fiscal years 1973 and 1974, together with the budget estimate for 1975 of \$831,000, substantially exceeded the \$1 million authorization. Accordingly, the Corporation submitted this legislation to the Congress to increase the authorization amount to \$1,750,000.

S. 3301 would amend P.L. 92-578 to:

- increase the appropriation authorization to \$1,750,000 and amend the language to include the operating and administrative expenses of the Corporation
- authorize the Board of Directors to procure the temporary or intermittent services of city planners, architects, engineers, etc., to assist in the development planning
- extend the moratorium on building in the designated area through June 30, 1975

Rather than maintain a large staff, the Corporation has done much of its preliminary work under contract. S. 3301 would allow the Corporation further flexibility to hire various consultants and other staff on a temporary basis to complete the plans.

The 1972 Act called for a moratorium on private building in the area through October 27, 1973; the bill would extend that moratorium until June 30, 1975. Apparently, the hiatus in the moratorium has not resulted in any problem.



Assistant Director for  
Legislative Reference

Enclosures

NATIONAL CAPITAL PLANNING COMMISSION

WASHINGTON, D.C. 20576

September 25, 1974

Mr. Wilfred H. Rommel  
Assistant Director for  
Legislative Reference  
Office of Management and Budget  
Executive Office of the President  
Washington, D.C. 20503

Dear Mr. Rommel:

Reference is made to your recent request for the Commission's comments on enrolled bill S. 3301, an Act amending the Pennsylvania Avenue Development Corporation Act of October 27, 1972 to: (1) authorize the procurement of temporary or intermittent services of experts and consultants; (2) extend the moratorium on constructing buildings which would be inconsistent with the Pennsylvania Avenue Development Plan, and (3) increase the authorization for operating and administrative expenses of the Corporation from \$1,000,000 to \$1,750,000.

The Commission has no objection to the enactment of this legislation and recommends approval by the President.

Sincerely yours,

A handwritten signature in black ink, appearing to read "Charles H. Conrad", with a long horizontal flourish extending to the right.

Charles H. Conrad  
Executive Director

PENNSYLVANIA AVENUE DEVELOPMENT CORPORATION  
425 THIRTEENTH STREET N.W. WASHINGTON D.C. 20004

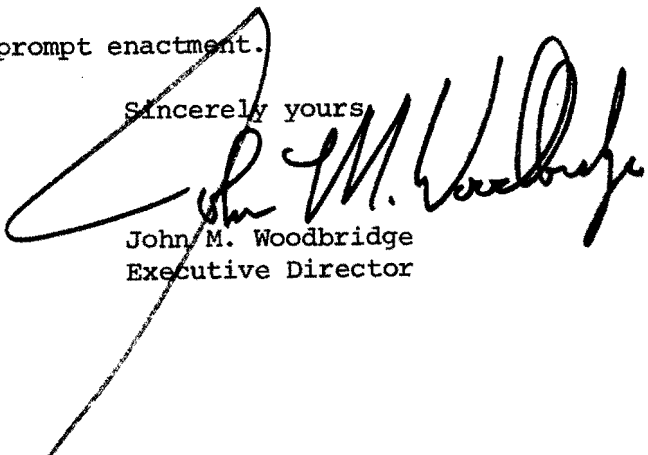
September 20, 1974

Mr. W. H. Rommel  
Assistant Director for  
Legislative Reference  
Office of Management and Budget  
Washington, D. C.

Dear Mr. Rommel:

The attached legislation, S.3301, is in response  
to the Corporation's request for changes in its Act.  
We strongly favor its prompt enactment.

Sincerely yours,



John M. Woodbridge  
Executive Director

Enclosure



THE DISTRICT OF COLUMBIA

WASHINGTON, D.C. 20004

WALTER E. WASHINGTON  
Mayor-Commissioner

September 24, 1974

Mr. Wilfred H. Rommel  
Assistant Director for  
Legislative Reference  
Office of Management and Budget  
Washington, D.C. 20503

Dear Mr. Rommel:

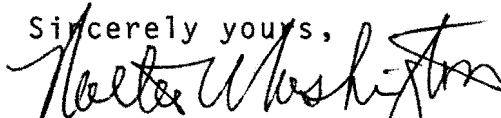
This is in reference to a facsimile of an enrolled enactment of Congress entitled:

S. 3301 - To amend the Act of October 27,  
1972 (Public Law 92-578).

The enrolled bill amends in several respects the Pennsylvania Avenue Development Corporation Act of 1972. It would authorize the Board of Directors of the Corporation to procure the temporary or intermittent services of such experts as city planners, architects, engineers, appraisers, and other as consultants directly rather than only by contract. The enrolled bill further would extend to June 30, 1975, the ban against nonconforming new construction, substantial remodeling, conversion, rebuilding, enlargement, extension, or major structural improvement of buildings within the Pennsylvania Avenue restoration area. Finally, it would amend section 17 of the Act to increase the moneys authorized to be appropriated to an amount not in excess of \$1,750,000 for the preparation and presentation of the development plan authorized by section 5 of the Act.

The District Government approves the objectives of the amendments to the Act made by the enrolled bill, and recommends the approval of S. 3301.

Sincerely yours,

  
WALTER E. WASHINGTON  
Mayor-Commissioner



UNITED STATES CIVIL SERVICE COMMISSION

WASHINGTON, D.C. 20415

CHAIRMAN

September 23, 1974

Honorable Roy L. Ash  
Director  
Office of Management and Budget  
Washington, D.C. 20503

Attention: Assistant Director for  
Legislative Reference

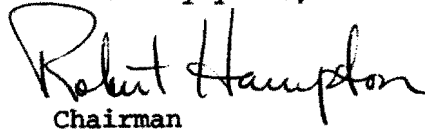
Dear Mr. Ash:

This is in response to your request for the views and recommendations of the Civil Service Commission on enrolled bill No. S. 3301, amending the Pennsylvania Avenue Development Corporation Act.

The only provision in the proposed amendment of interest to the Commission is an authorization for the Board of Directors of the Pennsylvania Avenue Development Corporation to procure the temporary or intermittent services of experts and consultants at rates not in excess of grade GS-18. Nearly every agency has authority to employ experts and consultants. Granting the authority to the Corporation would simply place it on an equal footing with other agencies. Also, as a small planning and developing agency, the Corporation would seem to have a particular need for such services.

The Commission has long recognized that, when properly used, employment of experts and consultants by agencies is a normal, economical way to improve Government services and operations. Accordingly, the Civil Service Commission recommends that the President sign the enrolled bill.

Sincerely yours,

  
Chairman



# THE COMMISSION OF FINE ARTS

ESTABLISHED BY CONGRESS MAY 17, 1910

J. CARTER BROWN, Chairman

NICOLAS ARROYO

CHLOETHIEL WOODARD SMITH

JANE O. DART

EDWARD STONE, JR.

KEVIN ROCHE

GEORGE WEYMOUTH

CHARLES H. ATHERTON, Secretary

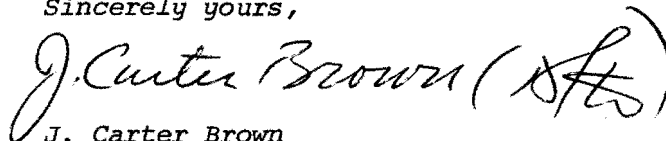
708 JACKSON PLACE, N.W.  
WASHINGTON, D.C. 20006  
202-343-5324

20 September, 1974

Dear Mr. Rommel:

The Commission of Fine Arts has no objection to the enactment of S. 3301, an Act "to amend the Act of October 27, 1972 (Public Law 92-578)" regarding the Pennsylvania Avenue Development Corporation.

Sincerely yours,



J. Carter Brown  
Chairman

Mr. W. H. Rommel  
Assistant Director for Legislative Reference  
Office of Management and Budget  
Washington, D.C.

EXECUTIVE OFFICE OF THE PRESIDENT  
OFFICE OF MANAGEMENT AND BUDGET  
WASHINGTON, D.C. 20503

SEP 25 1974

MEMORANDUM FOR THE PRESIDENT

Subject: Enrolled Bill S. 3301 - Pennsylvania Avenue  
Development Corporation Act amendments  
Sponsors - Sen. Jackson (D) Washington and  
Sen. Fannin (R) Arizona

Last Day for Action

October 1, 1974 - Tuesday

Purpose

Amends the Pennsylvania Avenue Development Corporation Act to increase the appropriation authorization, to authorize employment of consultants, and to extend the moratorium on construction in the affected area.

Agency Recommendations

Office of Management and Budget	Approval
Pennsylvania Avenue Development Corporation	Approval
District of Columbia	Approval
National Capital Planning Commission	Approval (Informally)
Civil Service Commission	Approval
The Commission of Fine Arts	No objection

Discussion

This bill results from a legislative proposal submitted by the Pennsylvania Avenue Development Corporation in early 1974, and is substantially similar to that proposal.

The Corporation was established on October 27, 1972 (P.L. 92-578) as a wholly-owned Government Corporation, having a board of directors composed of seven Federal and District of Columbia officials and eight other members to be appointed from private

September 27, 1974

**MEMORANDUM FOR:           THE PRESIDENT**  
**FROM:                       KEN COLE**  
**SUBJECT:                   Enrolled Bill S. 3301**

Attached is the Senate bill, S. 3301, Pennsylvania Avenue Development Corporation Act amendments, which amends the Pennsylvania Avenue Development Corporation Act to increase the appropriation authorization, to authorize employment of consultants, and to extend the moratorium on construction in the affected area.

The Counsel's office, Bill Timmons, and OMB concur.

**RECOMMENDATION**

That you sign the attached bill.

September 27, 1974

MEMORANDUM FOR: THE PRESIDENT  
FROM: KEN COLE  
SUBJECT: Enrolled Bill S. 3301

Attached is the Senate bill, S. 3301, Pennsylvania Avenue Development Corporation Act amendments, which amends the Pennsylvania Avenue Development Corporation Act to increase the appropriation authorization, to authorize employment of consultants, and to extend the moratorium on construction in the affected area.

The Counsel's office, Bill Timmons, and OMB concur.

RECOMMENDATION

That you sign the attached bill.

September 27, 1974

**MEMORANDUM FOR: THE PRESIDENT**  
**FROM: KEN COLE**  
**SUBJECT: Enrolled Bill S. 3301**

Attached is the Senate bill, S. 3301, Pennsylvania Avenue Development Corporation Act amendments, which amends the Pennsylvania Avenue Development Corporation Act to increase the appropriation authorization, to authorize employment of consultants, and to extend the moratorium on construction in the affected area.

The Counsel's office, Bill Timmons, and OMB concur.

**RECOMMENDATION**

That you sign the attached bill.

THE WHITE HOUSE

ACTION MEMORANDUM

WASHINGTON

LOG NO.: 601

Date: September 26, 1974

Time: 10:30 a. m.

FOR ACTION:  Geoff Shepard  
 Andre Buckles  
 Phil Buchen  
 Bill Timmons

cc (for information): Warren K. Hendriks  
Jerry Jones  
Paul Theis

FROM THE STAFF SECRETARY

DUE: Date: Friday, September 27, 1974

Time: 2:00 p. m.

SUBJECT: Enrolled Bill S. 3301 - Pennsylvania Avenue Development Corporation Act amendments

ACTION REQUESTED:

For Necessary Action

For Your Recommendations

Prepare Agenda and Brief

Draft Reply

For Your Comments

Draft Remarks

REMARKS:

Please return to Kathy Tindle - West Wing

PLEASE ATTACH THIS COPY TO MATERIAL SUBMITTED.

If you have any questions or if you anticipate a delay in submitting the required material, please telephone the Staff Secretary immediately.

\_\_\_\_\_  
K. R. COLE, JR.  
For the President

THE WHITE HOUSE  
WASHINGTON

9/25/74

TO: WARREN HENDRIKS

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

*RDL x.*  
Robert D. Linder

THE WHITE HOUSE

ACTION MEMORANDUM

WASHINGTON

LOG NO.: 601

Date: September 26, 1974

Time: 10:30 a. m.

FOR ACTION: Geoff Shepard  
Andre Buckles  
✓ Phil Buchen  
Bill Timmons

cc (for information): Warren K. Hendriks  
Jerry Jones  
Paul Theis

FROM THE STAFF SECRETARY

DUE: Date: Friday, September 27, 1974

Time: 2:00 p. m.

SUBJECT: Enrolled Bill S. 3301 - Pennsylvania Avenue Development Corporation Act amendments

ACTION REQUESTED:

- |   |  |
|---|--|
| <input type="checkbox"/> For Necessary Action     | <input checked="" type="checkbox"/> For Your Recommendations |
| <input type="checkbox"/> Prepare Agenda and Brief | <input type="checkbox"/> Draft Reply                         |
| <input type="checkbox"/> For Your Comments        | <input type="checkbox"/> Draft Remarks                       |

REMARKS:

Please return to Kathy Tindle - West Wing

*No objection  
D.C.*

PLEASE ATTACH THIS COPY TO MATERIAL SUBMITTED.

If you have any questions or if you anticipate a delay in submitting the required material, please telephone the Staff Secretary immediately.

Warren K. Hendriks  
For the President



THE WHITE HOUSE  
WASHINGTON  
September 26, 1974

MEMORANDUM FOR: MR. WARREN HENDRIKS  
FROM: WILLIAM E. TIMMONS *BT*  
SUBJECT: Action Memorandum - Log No. 601  
Enrolled Bill S. 3301 - Pennsylvania Avenue  
Development Corporation Act Amendments

The Office of Legislative Affairs concurs in the attached proposal and has no additional recommendations.

Attachment

Date: September 26, 1974

Time: 10:30 a. m.

FOR ACTION: Geoff ~~Shepard~~  
 Andre Buckles  
 Phil Buchen  
 ✓ Bill Timmons

cc (for information): Warren K. Hendriks  
 Jerry Jones  
 Paul Theis

FROM THE STAFF SECRETARY

DUE: Date: Friday, September 27, 1974

Time: 2:00 p. m.

SUBJECT: Enrolled Bill S. 3301 - Pennsylvania Avenue Development  
Corporation Act amendments

## ACTION REQUESTED:

 For Necessary Action For Your Recommendations Prepare Agenda and Brief Draft Reply For Your Comments Draft Remarks

## REMARKS:

Please return to Kathy Tindle - West Wing

**PLEASE ATTACH THIS COPY TO MATERIAL SUBMITTED.**

If you have any questions or if you anticipate a delay in submitting the required material, please telephone the Staff Secretary immediately.

Warren K. Hendriks  
 For the President

THE WHITE HOUSE

ACTION MEMORANDUM

WASHINGTON

LOG NO.: 601

Date: September 26, 1974

Time: 10:30 a. m.

FOR ACTION: ✓ Geoff Shepard  
Andre Buckles  
Phil Buchen  
Bill Timmons

cc (for information): Warren K. Hendriks  
Jerry Jones  
Paul Theis

FROM THE STAFF SECRETARY

DUE: Date: Friday, September 27, 1974

Time: 2:00 p. m.

SUBJECT: Enrolled Bill S. 3301 - Pennsylvania Avenue Development Corporation Act amendments

ACTION REQUESTED:

For Necessary Action

For Your Recommendations

Prepare Agenda and Brief

Draft Reply

For Your Comments

Draft Remarks

REMARKS:

Please return to Kathy Tindle - West Wing

*Refer to Buckles  
H.C.S.*

PLEASE ATTACH THIS COPY TO MATERIAL SUBMITTED.

If you have any questions or if you anticipate a delay in submitting the required material, please telephone the Staff Secretary immediately.

Warren K. Hendriks  
For the President

Date: September 26, 1974

Time: 10:30 a. m.

FOR ACTION: Geoff Shepard  
✓ Andre Buckles  
Phil Buchen  
Bill Timmons

cc (for information): Warren K. Hendriks  
Jerry Jones  
Paul Theis

FROM THE STAFF SECRETARY

DUE: Date: Friday, September 27, 1974

Time: 2:00 p. m.

SUBJECT: Enrolled Bill S. 3301 - Pennsylvania Avenue Development Corporation Act amendments

ACTION REQUESTED:

For Necessary Action

For Your Recommendations

Prepare Agenda and Brief

Draft Reply

For Your Comments

Draft Remarks

REMARKS:

Please return to Kathy Tindle - West Wing

*No Objection - AHWB*

PLEASE ATTACH THIS COPY TO MATERIAL SUBMITTED.

If you have any questions or if you anticipate a delay in submitting the required material, please telephone the Staff Secretary immediately.

Warren K. Hendriks  
For the President

October 1, 1974

Office of the White House Press Secretary

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NOTICE TO THE PRESS

The President has signed S. 3301 - Pennsylvania Avenue Development Corporation Act amendments which amends the Pennsylvania Avenue Development Corporation Act to increase the appropriation authorization to authorize employment of consultants, and to extend the moratorium on construction of the affected areas.

# # #

EXECUTIVE OFFICE OF THE PRESIDENT  
OFFICE OF MANAGEMENT AND BUDGET  
WASHINGTON, D.C. 20503

SEP 25 1974

~~MEMORANDUM FOR THE PRESIDENT~~ *has signed*

~~Subject: Enrolled Bill S. 3301 - Pennsylvania Avenue  
Development Corporation Act amendments  
Sponsors - Sen. Jackson (D) Washington and  
Sen. Fannin (R) Arizona~~

Last Day for Action

October 1, 1974 - Tuesday

Purpose

*Amends* Amends the Pennsylvania Avenue Development Corporation Act to increase the appropriation authorization, to authorize employment of consultants, and to extend the moratorium on construction in the affected area. *# # #*

Agency Recommendations

Office of Management and Budget

Approval

Pennsylvania Avenue Development Corporation

Approval

District of Columbia

Approval

National Capital Planning Commission

Approval (Informally)

Civil Service Commission

Approval

The Commission of Fine Arts

No objection

Discussion

This bill results from a legislative proposal submitted by the Pennsylvania Avenue Development Corporation in early 1974, and is substantially similar to that proposal.

The Corporation was established on October 27, 1972 (P.L. 92-578) as a wholly-owned Government Corporation, having a board of directors composed of seven Federal and District of Columbia officials and eight other members to be appointed from private

1186 by the President. It was directed to prepare a development plan for the area within the Pennsylvania Avenue National Historic Site to be transmitted to the Secretary of the Interior and the Commissioner of the District of Columbia for approval.

The legislation contained provisions for acquiring, operating and selling real property, for entering into necessary contracts, and for establishing development restrictions on the property included in the plan. The Act authorized appropriations of \$1 million for development of the project plan.

Actual appropriations for fiscal years 1973 and 1974, together with the budget estimate for 1975 of \$831,000, substantially exceeded the \$1 million authorization. Accordingly, the Corporation submitted this legislation to the Congress to increase the authorization amount to \$1,750,000.

S. 3301 would amend P.L. 92-576 to:

- increase the appropriation authorization to \$1,750,000 and amend the language to include the operating and administrative expenses of the Corporation
- authorize the Board of Directors to procure the temporary or intermittent services of city planners, architects, engineers, etc., to assist in the development planning
- extend the moratorium on building in the designated area through June 30, 1975

Rather than maintain a large staff, the Corporation has done much of its preliminary work under contract. S. 3301 would allow the Corporation further flexibility to hire various consultants and other staff on a temporary basis to complete the plans.

The 1972 Act called for a moratorium on private building in the area through October 27, 1973; the bill would extend that moratorium until June 30, 1975. Apparently, the hiatus in the moratorium has not resulted in any problem.

(signed) Willard H. Rowmel

Assistant Director for  
Legislative Reference

Enclosures

## AMENDING PENNSYLVANIA AVENUE DEVELOPMENT CORPORATION ACT

---

MAY 28, 1974.—Ordered to be printed

---

Mr. METCALF, from the Committee on Interior and Insular Affairs, submitted the following

### REPORT

[To accompany S. 3301]

The Committee on Interior and Insular Affairs, to which was referred the bill (S. 3301) to amend the act of October 27, 1972 (Public Law 92-578), having considered the same, reports favorably thereon without amendment and recommends that the bill do pass.

#### PURPOSE OF BILL

The purpose of S. 3301 is to amend several sections of the Pennsylvania Avenue Development Corporation's enabling act to enhance its capabilities to plan and redevelop the north side of Pennsylvania Avenue between the Capitol and the White House.

The Pennsylvania Avenue Development Corporation was established by the act of October 27, 1972 (86 Stat. 1266) which provided for the preparation and carrying out of a development plan for certain areas between the White House and the Capitol. The powers and management of the Corporation are vested in a 15-member Board of Directors.

S. 3301 would amend the Pennsylvania Avenue Development Corporation Act as follows:

By adding a new subsection 4(b) which would provide the Corporation with the usual authority for noncompetitive hiring of experts and consultants for limited periods of time. This provision would improve the process of development planning by permitting the Corporation to hire experts within the limits of section 3109 of title 5, United States Code, but without regard to advertising and at rates not in excess of the rate in effect for grade GS-18 of the General Schedule:



By inserting a new subsection 7(b) in lieu of the existing subsection 7(b). This would reinstate the expired moratorium on construction within the development area, and continue it until such time as the Corporation's plans are expected to have been fully reviewed by Congress. The present law prohibits non-Corporation certified construction in the development area after October 27, 1972, unless the development plan for the area did not become effective by October 28, 1973, in which case the provision is of no effect until the plan becomes effective. The amendment would differ only in that the former date would become the date of enactment of S. 3301, and the latter date would become December 31, 1974.

By inserting a new section 17 in lieu of the present section 17, which authorizes appropriation of not to exceed \$1 million for the preparation of the development plan and provides that Land and Water Conservation Fund moneys shall not be used to effect the subject act. The amended subsection 17 would authorize appropriation of not to exceed \$1,750,000 for the preparation and presentation of the development plan and for Corporation operating and administrative expenses.

#### COST

S. 3301 would amend the authorization for appropriations by raising the sum from \$1 million to \$1,750,000 to provide for funding of the Corporation's operating and administrative expenses in fiscal year 1975, and in succeeding fiscal years.

#### COMMITTEE RECOMMENDATION

The Parks and Recreation Subcommittee held an open hearing on S. 3301 on May 9, 1974, and reported the bill to the full Committee. The Committee on Interior and Insular Affairs in open markup session on May 16, 1974, unanimously ordered S. 3301 reported to the Senate.

#### EXECUTIVE COMMUNICATIONS

A letter from the Pennsylvania Avenue Development Corporation submitting and recommending this legislation and a report from the Department of the Interior are set forth in full as follows:

PENNSYLVANIA AVENUE DEVELOPMENT CORPORATION,  
Washington, D.C., March 19, 1974.

HON. GERALD R. FORD,  
President, U.S. Senate,  
Washington, D.C.

DEAR MR. PRESIDENT: Transmitted herewith for referral to the appropriate committee is a draft bill prepared by the Pennsylvania Avenue Development Corporation "To amend the Act of October 27, 1972 (Public Law 92-578)". The proposed legislation is designed to amend several sections of the Corporation's enabling statute and thereby enhance its capabilities to plan and redevelop the north side of Pennsylvania Avenue between the Capitol and the White House.

The first section of the draft bill would provide the Corporation, with the usual authority for noncompetitive hiring of experts and

consultants for limited periods of time. In view of the Corporation's sole task, essentially that of a small planning and development agency, temporary requirements for the services of experts in architecture, design, engineering, and urban economics have frequently arisen, and such requirements are expected to escalate. It has proved to be difficult to produce these needed services by contracting for finished work-products under existing contracting authority and applicable regulations. The proposed amendment would improve the process of development planning by permitting the Corporation to hire experts within the limits of section 3109 of title 5, United States Code, but without regard to advertising.

The second section of the enclosed draft bill would reinstate the expired moratorium on construction within the development area, and continue it until such time as the Corporation's plans are expected to have been fully reviewed by Congress. The Corporation's enabling law prohibited construction, alteration, et cetera, within the development area except by permission from the Corporation upon a finding that the proposed work would be in conformity with the development plan. This moratorium expired one calendar year after enactment of the legislation on October 27, 1973. The Corporation, however, was not staffed and funded until 8 months after passage of its act, with the result that the moratorium was in effect for only the first 4 months of the planning process. The restoration of the moratorium would permit the development plan to be prepared and reviewed by the designated agencies and Congress unhampered by nonconforming construction in the interim.

The third and last section of the draft bill would amend the authorization for appropriations to provide for funding of the Corporation's operating and administrative expenses in fiscal year 1975, and in succeeding fiscal years.

For the reasons stated above, prompt favorable consideration of the enclosed draft bill is requested.

The Office of Management and Budget has advised that, from the standpoint of the administration's program, there is no objection to the submission of this proposed legislation to Congress.

Sincerely,

E. R. QUESADA, *Chairman.*

Enclosure.

U.S. DEPARTMENT OF THE INTERIOR,  
OFFICE OF THE SECRETARY,  
Washington, D.C., May 7, 1974.

HON. HENRY M. JACKSON,  
*Chairman, Committee on Interior and Insular Affairs, U.S. Senate,*  
Washington, D.C.

DEAR MR. CHAIRMAN: There is pending before your committee S. 3301, a bill "To amend the Act of October 27, 1972 (Public Law 92-578)."

The Act of October 27, 1972 (86 Stat. 1266), which is cited as the "Pennsylvania Avenue Development Corporation Act of 1972," established the Pennsylvania Avenue Development Corporation to provide

for the preparation and carrying out of a development plan for certain areas between the White House and the Capitol. The powers and management of the Corporation are vested in a 15-member Board of Directors.

S. 3301 would amend three sections of the Pennsylvania Avenue Development Corporation Act, as follows:

1. By adding a new subsection 4(b), and redesignating the former subsection 4(b) as 4(c). The new subsection would authorize the Board of Directors to procure the temporary or intermittent services of experts or consultants, or organizations thereof, in accordance with section 3109 of title 5, United States Code, at rates not in excess of the rate in effect for grade GS-18 of the General Schedule.

2. By inserting a new subsection 7(b) in lieu of the existing subsection 7(b). The present subsection prohibits non-Corporation certified construction in the development area after October 27, 1972, unless the development plan for the area did not become effective by October 28, 1973, in which case the subsection is of no effect until that plan becomes effective. The amended subsection would differ only in that the former date would become the date of enactment of S. 3301, and the latter date would become December 31, 1974.

3. By inserting a new section 17 in lieu of the present section 17, which authorizes appropriation of not to exceed \$1 million for the preparation of the development plan and provides that Land and Water Conservation Fund moneys shall not be used to effect the subject Act. The amended subsection 17 would authorize appropriation of not to exceed \$1,750,000 for the preparation and presentation of the development plan and for Corporation operating and administrative expenses.

The amendments proposed in S. 3301 would have no direct effect upon programs administered by the Department of the Interior. Furthermore, we believe that an assessment of the advisability and feasibility of those amendments could best be made by the Corporation Board of Directors. Accordingly, we defer to that body as to the merits of S. 3301.

The Office of Management and Budget has advised that there is no objection to the presentation of this report from the standpoint of the administration's program.

Sincerely yours,

JOHN KYL,  
*Assistant Secretary of the Interior.*

CHANGES IN EXISTING LAW

In compliance with subsection (4) of rule XXIX of the Standing Rules of the Senate, changes in existing law made by the bill (S. 3301), as reported, are shown as follows (existing law proposed to be omitted is enclosed in black brackets; new matter is printed in italic; existing law in which no change is proposed is shown in roman).

PENNSYLVANIA AVENUE DEVELOPMENT CORPORATION ACT OF 1972

(Public Law 92-578—October 27, 1972) (86 Stat. 1266)

\* \* \* \* \*

SEC. 4. (a) The Board of Directors shall have the power to appoint and fix the compensation and duties of the Executive Director and such other officers and employees of the Corporation as may be necessary for the efficient administration of the Corporation; the Executive Director and two other officers of the Corporation may be appointed and compensated without regard to the provisions of title 5 of the United States Code governing appointments in the competitive service and chapter 51 and subchapter 53 of title 5 of the United States Code.

(b) *The Board of Directors is authorized to procure the temporary (not in excess of one year) or intermittent services of city planners, architects, engineers, appraisers, and other experts or consultants or organizations thereof in accordance with section 3109 of title 5, United States Code, but at rates for individuals not in excess of the rate in effect for grade GS-18 of the General Schedule.*

[(b)] (c) Administrative services shall be provided by the General Services Administration on a reimbursable basis.

\* \* \* \* \*

SEC. 7. (a) Nothing in this Act shall preclude other agencies or instrumentalities of the Federal Government or of the District of Columbia from exercising any lawful powers in the development area consistent with the development plan or the provisions and purposes of this Act; but no such agency or instrumentality shall release, modify, or depart from any feature or detail of the development plan without the prior approval of the Corporation.

[(b)] After the date of the enactment of this Act, no new construction (including substantial remodeling, conversion, rebuilding, enlargement, extension, or major structural improvement of existing building, but not including ordinary maintenance or remodeling or changes necessary to continue occupancy) shall be authorized or conducted within the development area except upon prior certification by the Corporation that the construction is, or may reasonably be expected to be, consistent with the carrying out of the development plan for the area: *Provided*, That if the development plan for the area does not become effective under the provisions of section 5 within twelve months of the date of enactment of this Act, this subsection shall be of no further force and effect until such time as the development plan does become effective under that section.]

(b) *After the date of the enactment of the Act to amend the Act of October 27, 1972 (Public Law 92-578) no new construction (including*

*substantial remodeling, conversion, rebuilding, enlargement, extension, or major structural improvement of existing building, but not including ordinary maintenance or remodeling or changes necessary to continue occupancy) shall be authorized or conducted within the development area except upon prior certification by the Corporation that the construction is, or may reasonably be expected to be, consistent with the carrying out of the development plan for the area: Provided, That if the development plan for the area does not become effective under the provisions of section 5 by December 31, 1974, this subsection shall be of no further force and effect until such time as the development plan does become effective under that section.*

\* \* \* \* \*

**【SEC. 17. There are hereby authorized to be appropriated not to exceed \$1,000,000 for the development of the plan to be prepared pursuant to section 5 of this Act. No appropriations shall be made from the Land and Water Conservation Fund established by the Act of September 3, 1964 (78 Stat. 897, as amended, 16 U.S.C. 4601), to effectuate the purposes of this Act.】**

*SEC. 17. There are hereby authorized to be appropriated not to exceed \$1,750,000 for the preparation and presentation of the development plan pursuant to section 5 of this Act and for operating and administrative expenses of the Corporation for the fiscal year ending June 30, 1975; and for operating and administrative expenses of the Corporation for succeeding fiscal years such sums as may be necessary.*

○

# Ninety-third Congress of the United States of America

AT THE SECOND SESSION

*Begun and held at the City of Washington on Monday, the twenty-first day of January,  
one thousand nine hundred and seventy-four*

## An Act

To amend the Act of October 27, 1972 (Public Law 92-578).

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act of October 27, 1972 (86 Stat. 1266), is hereby amended as follows:*

1. By designating subsection 4(b) to be subsection 4(c), and by adding a new subsection 4(b) to read as follows:

“(b) The Board of Directors is authorized to procure the temporary (not in excess of one year) or intermittent services of city planners, architects, engineers, appraisers, and other experts or consultants or organizations thereof in accordance with section 3109 of title 5, United States Code, but at rates for individuals not in excess of the rate in effect for grade GS-18 of the General Schedule.”

2. In subsection 7(b),

(i) delete “this Act,” and insert “the Act to amend the Act of October 27, 1972 (86 Stat. 1266),”;

(ii) delete “within twelve months of the date of enactment of this Act,” and insert “by June 30, 1975,”.

3. In section 17, delete “\$1,000,000” and insert “\$1,750,000 for the operating and administrative expenses of the Corporation and”.

*Speaker of the House of Representatives.*

*Vice President of the United States and  
President of the Senate.*

September 19, 1974

Dear Mr. Director:

The following bills were received at the White House on September 19th:

H.R. 6395 ✓

H.R. 12000 ✓

H.R. 13595 ✓

S. 210 ✓

S. 3301 ✓

Please let the President have reports and recommendations as to the approval of these bills as soon as possible.

Sincerely,

Robert D. Linder  
Chief Executive Clerk

The Honorable Roy L. Ash  
Director  
Office of Management and Budget  
Washington, D. C.