

Ronald Reagan Presidential Library Digital Library Collections

This is a PDF of a folder from our textual collections.

Collection: Blackwell, Morton: Files
Folder Title: Fraternal Organizations: Elks
Box: 10

To see more digitized collections visit:

<https://reaganlibrary.gov/archives/digital-library>

To see all Ronald Reagan Presidential Library inventories visit:

<https://reaganlibrary.gov/document-collection>

Contact a reference archivist at: reagan.library@nara.gov

Citation Guidelines: <https://reaganlibrary.gov/citing>

National Archives Catalogue: <https://catalog.archives.gov/>

HILL AND KNOWLTON

Hill and Knowlton, Inc.
1201 Pennsylvania Avenue, N.W.
Washington, D.C. 20004
202-638-2800
TWX: 710-822-0178

Elks

Neal Gregory
Director, Government Relations

*Photo sent
10/7*

October 4, 1982

Mr. Morton Blackwell
Special Assistant to the President
The White House
Washington, D.C. 20500

Dear Mort:

Thank you for seeing Marvin Lewis, the new national president of the Elks. Enclosed is a photo which I would appreciate your autographing and sending to him at his home address:

Mr. Marvin Lewis
Post Office Box 1239
Brawley, CA 92227

We saw 37 Members of Congress during his two-day visit, but the meeting with Liddy Dole was clearly the highlight of his trip. Thank you for your help.

With best wishes.

Sincerely,

Neal Gregory

Enclosure:

Photograph re Mr. Lewis'
visit to Washington, D.C.

/jec



Edler

GRAND LODGE
Benevolent and Protective
ORDER OF ELKS
UNITED STATES OF AMERICA

MARVIN M. LEWIS
Grand Exalted Ruler

Box 1239
BRAWLEY, CALIFORNIA 92227

October 5, 1982

Mr. Morton Blackwell
Special Assistant to the President
The White House
Washington, D.C. 20500

Dear Mr. Blackwell:

I appreciate your visiting with me during my recent trip to Washington, You all do an amazing job in keeping track of all the many issues facing the President.

As I told you, I will be in all fifty states before my term as grand exalted ruler ends next July. I will be urging the Elks to put in an extra effort for volunteer causes in these troubled economic times.

If there is anything the Elks can do, please feel free to call on us.

With best wishes.

Sincerely,

Marvin Lewis

/jec

Neil Gregory - Kill Kinsolau
638-2800 -

H.R. 4441 - amends title 17
v copyright act,

Oct 1 pg 5 13155 + 56
Congressional Record.

pg H - 8477

- Announces Pena from signing
of bill. -

Req 10/7 - Julia - will get it
here Tuesday.

The committee of conference on the disagreeing votes of the two Houses on the amendment of the House to the bill (S. 1018) to protect and conserve fish and wildlife resources, and for other purposes, having met, after full and free conference, have agreed to recommend and do recommend to their respective Houses this report, signed by all of the conferees.

The PRESIDING OFFICER. Without objection, the Senate will proceed to the consideration of the conference report.

(The conference report will be printed in the House proceedings of the RECORD.)

Mr. CHAFEE. Mr. President, this is a simple, straightforward bill. Its purpose is to conserve our fragile, undeveloped coastal barrier beaches and islands by prohibiting Federal financial assistance for new development. At the same time, the legislation will save the taxpayers billions of dollars over the course of future years.

This legislation has received broad support. Last week, the Senate passed S. 1018 unanimously. Earlier this week, the House passed a similar version by a vote of 399 to 4. Although there were some differences between the two bills, I believe the substitute bill agreed to by the conferees is good, strong, responsible legislation. I would like to briefly comment on the contents of the conference report.

The legislation as passed by the Senate and House differed to some degree on what areas should be included in the legislation. Resolving the differences was what consumed the time of the conferees.

This bill before us today is a massive step forward in attempting to preserve these islands and beaches. When we started out this process a year and a half ago, we delineated about 600 miles of coast that would be protected. We have ended up with the delineation of about 700 miles, so we have greatly increased the number of protected areas compared to our first proposal.

Now some may suggest that we would be better off just letting the Department of the Interior cut off Federal flood insurance on undeveloped coastal barriers pursuant to the Omnibus Budget and Reconciliation Act of 1981. I strongly disagree with that approach. Cutting off Federal flood insurance is not going to stop, or probably even dramatically slow down, the development of undeveloped coastal barriers. That was a conclusion drawn by the General Accounting Office in a recent report prepared at my request.

What GAO said was that in order to discourage development on barrier islands, flood insurance must be cut off along with the cessation of other Federal assistance for roads, bridges, sewers, and other infrastructures. That is what this legislation does. It prohibits Federal expenditures for these projects, because the goal is to discourage development on undeveloped coastal barriers. To have a cutoff

of only Federal flood insurance would leave us with less than half a loaf.

The only other major difference between the Senate and House bills, besides areas included, pertains to general revenue sharing. The House bill contained a provision which exempted general revenue sharing from the prohibitions of Federal expenditures and assistance on undeveloped coastal barriers. The Senate bill had no such provision. The Senate agreed to the House position because the revenue-sharing program provides localities with Federal funds with no strings attached. Because these funds can be used at the discretion of the local governments, to prohibit their use on undeveloped coastal barriers seemed inconsistent with the philosophy of the law. However, we are somewhat concerned about the effect general revenue sharing will have on undeveloped coastal barriers, so we have asked the Department of the Interior to examine this issue and report back to us.

Mr. President, as I have pointed out earlier, this legislation has the overwhelming support of both the Senate and House. It is also supported by Interior Secretary James Watt, all of the major environmental organizations, the American Red Cross, the National Taxpayers Union, and a variety of coastal groups. Of special help were Americans for the Coast, a group of distinguished Americans from a variety of fields. Mr. Laurance Rockefeller of that group and Ms. Sharon Newsome of the National Wildlife Federation worked extremely diligently and were most valuable allies. In short, Mr. President, this legislation has the support of conservatives and liberals, Democrats, Republicans, and Independents. The conference substitute is an intelligent approach to conserving our remaining undeveloped coastal barriers. I urge my colleagues to give it their full support.

Mr. President, I would like to thank all those who participated in this legislation. In particular, those members of the Environment and Public Works Committee who worked so hard—our chairman, Senator STAFFORD, our ranking member, Senator RANDOLPH, and Senators GORTON, MOYNIHAN, and MITCHELL. I would also like especially to thank Senator THURMOND for his strong support and invaluable assistance in getting this measure passed in the Senate last week.

Special thanks also go to Congressman TOM EVANS for the leadership he has shown on this matter. As the chief sponsor of the bill in the House, Congressman EVANS skillfully guided this legislation through the legislative process, overcoming what often seemed insurmountable obstacles. Congressman WALTER JONES, chairman of the House Merchant Marine and Fisheries Committee, and Congressman JOHN BREAUX, chairman of the Subcommittee on Fisheries and Wildlife, should be commended for their leadership and commitment to pro-

tecting our undeveloped coastal barriers. They have been key players in the legislation from the beginning, and without their support, understanding and willingness to work out the issues, we would have never gotten this far along.

Finally, Mr. President, I would like to thank all of the staff who have worked so long and hard on this bill in the Senate. We owe them great praise for their perseverance and hard work on this legislation. Special praise goes to Bob Hurley of my staff. Without his efforts and those of Mr. Steve Shimberg of the Environment and Public Works Committee staff, we would not have this legislation.

Mr. President, I thank the majority leader and the minority leader and all who have helped in expediting the passage of this important bill.

The PRESIDING OFFICER. The question is on agreeing to the conference report.

The conference report was agreed to.

Mr. BAKER. Mr. President, I move to reconsider the vote by which the conference report was agreed to.

Mr. CHAFEE. I move to lay that motion on the table.

The motion to lay on the table was agreed to.

FEES OF THE COPYRIGHT OFFICE—CONFERENCE REPORT

Mr. BAKER. Mr. President, is the minority leader prepared to accept the conference report on the copyright bill, which is H.R. 4441?

Mr. ROBERT C. BYRD. Mr. President, this side is ready to proceed.

Mr. BAKER. I thank the minority leader.

Mr. President, I ask the Chair to lay before the Senate the conference report on H.R. 4441.

The PRESIDING OFFICER. The report will be stated.

The assistant legislative clerk read as follows:

The committee of conference on the disagreeing votes of the two Houses on the amendments of the Senate to the bill (H.R. 4441) to amend title 17 of the United States Code with respect to the fees of the Copyright Office, and for other purposes, having met, after full and free conference, have agreed to recommend and do recommend to their respective Houses this report, signed by a majority of the conferees.

The PRESIDING OFFICER. Without objection, the Senate will proceed to the consideration of the conference report.

(The conference report will be printed in the House proceedings of the RECORD.)

Mr. THURMOND. Mr. President, this legislation provides that nonprofit veterans' and fraternal organizations would be exempt from the requirement of paying certain performance royalty fees for musical works which are used for charitable fundraising. It will promote nonprofit activities and community service without unduly de-

prising composers and other artists of the fruit of their labors. An organization can qualify for this exemption only if the performance is in conjunction with a social function, where members and invited guests attend, and the proceeds are to be used for charitable purposes.

This change in the copyright law will provide relief from copyright liability for organizations like the American Legion, Veterans of Foreign Wars, Elks, Kiwanis, Shriners, and other nonprofit, fraternal organizations. The groups raise large amounts of money for worthwhile purposes and should not be required to be subject to copyright liability if copyrighted materials are used in connection with raising these funds.

In addition these groups, where invited guests attend and not just members, should be exempt from copyright liability. It does not make sense to restrict the exemption to members only where the purpose of the group's activities is to raise money for a worthy cause.

Mr. President, I want to commend Senator ZORINSKY and Senator DeCONCINI for their efforts to get this small change in the copyright law enacted this year. I believe a good compromise has been forged with the House Judiciary Committee on this legislation. I urge the Senate to adopt the conference report.

Mr. ZORINSKY. Mr. President, I have been looking forward to this day for a long time. It was almost 3 years ago, in the 96th Congress, that I originally introduced a bill to provide an exemption to the Copyright Act for nonprofit veterans' and nonprofit fraternal organizations.

The need for this legislation was first brought to my attention by a fellow member of the Fraternal Order of Eagles in Omaha.

The community services provided by veterans and fraternal organizations are many and varied. The Loyal Order of Moose, for example, renders services to orphaned and dependent children at the Mossehaven in Orange Park, Fla. The Fraternal Order of Eagles has raised and distributed over \$12 million in the last 5 years for heart research, cancer research, gerontological research, and research into catastrophic childhood diseases. Another fraternal organization, the Benevolent Protective Order of Elks, is famous for each State's major project program, which seeks to aid cerebral palsy victims, crippled children, eye banks, youth camps, and other worthy recipients of attention.

Veterans' organizations also are generous with their revenues. The American Legion annually assists hundreds of thousands of veterans and their families, both financially and by volunteering needed services. The Legion also subsidizes Scout troops and baseball teams. The Veterans of Foreign Wars of the United States sponsor scholarships and drug abuse seminar.

This summary, though merely a cursory review of the benevolent activities of these groups, illustrates the munificent nature of their work.

In view of the fact that these organizations provide many services which benefit the public at large, and particularly less fortunate members of society, it is deemed appropriate to amend the 1976 act to reflect the situation that existed before its passage into law.

The intent of this legislation is to provide assistance only to organizations whose purpose is to provide charitable services to the community. Some of the services which these organizations provide include, among others, aid to orphans, the handicapped, and the elderly; aid to hospitals, blood banks, and health research institutions; and aid to organization members and their families in times of distress. This new exemption is not intended to apply to organizations whose primary function is not to provide charitable service to the community. For example, organizations whose primary function may be financial gain, social recreation, or political education may not be covered.

The mere fact that an organization is a nonprofit veterans' or fraternal organization does not mean that all performances of music by such organizations are exempt from copyright royalty fee payment requirements. The performance must not be open to the public, it must accompany a social function, and the proceeds must be used for charitable purposes.

I thank the distinguished chairman of the Senate Judiciary Committee, Senator THURMOND, for his invaluable assistance in bringing this effort to fruition. In addition Senator DeCONCINI deserves a very special note of thanks for his support and for chairing the hearings that proved so helpful in studying this matter.

Mr. MELCHER. Mr. President, as a cosponsor of the legislation exempting nonprofit veterans and fraternal organizations from copyright performance royalties, I am happy to see that our efforts will now become law.

While some might view this success as a small victory, I feel the opposite is true.

This law is very important to the organizations involved. Many of the groups impacted do not survive on lavish budgets, but are working every day just to survive as are most of our Nation's people. This bill will make their efforts a little easier.

Certainly the creative genius of the authors and composers is an important national asset.

I am pleased that, in helping these nonprofit organizations, we have not perilously harmed nor denied this genius its fair reward.

As a former actor himself, I am sure the President realizes the value of this legislation and I encourage his approval.

Mr. GRASSLEY. Mr. President, I congratulate Senator ZORINSKY for successfully shepherding H.R. 4441 to this level of consideration. As a cosponsor of this legislation, I have been happy to lend my support to a bill that encourages private action in community-sponsored events.

The message that I as a fiscal conservative must necessarily convey is that more persons must get involved in community-based charitable programs as a means of rendering service to the less fortunate in our society. This legislation bolsters the concept of community service. Nonprofit veterans' and fraternal organizations would be exempted from the requirement of paying certain performance royalty fees for musical works which are used for charitable fundraising.

The intent of this legislation is to provide assistance only to organizations that have a primary purpose of providing charitable services to the community. In order to qualify for the exemption the performance must not be open to the public, as opposed to invitees, must accompany a social function and the proceeds must be used for a charitable purpose.

After reviewing the many worthwhile and needed activities that are conducted by groups such as the Lions' Clubs' work with seeing eye dogs, the youth program of the American Legion, the numerous activities for the elderly sponsored by the Moose lodges, as well as many other examples, it is clear to me that this legislation is invaluable. I urge all of my colleagues to support its enactment.

The PRESIDING OFFICER. Without objection, the Senate will proceed to the consideration of the conference report.

(The conference report will be printed in the House proceedings of the RECORD.)

The PRESIDING OFFICER. The question is on agreeing to the conference report.

The conference report was agreed to.

Mr. BAKER. Mr. President, I move to reconsider the vote by which the conference report was agreed to.

Mr. ROBERT C. BYRD. I move to lay that motion on the table.

The motion to lay on the table was agreed to.

MISSING CHILDREN ACT— CONFERENCE REPORT

Mr. BAKER. Mr. President, will the minority leader advise me as to whether he is in a position to consider the conference report on the missing children's bill, H.R. 6976?

Mr. ROBERT C. BYRD. Mr. President, this side of the aisle is ready to proceed.

Mr. BAKER. I thank the minority leader.

Interior Committee, cleared by the minority. It takes just a few minutes to handle them in this fashion. We are trying to legislate in an orderly way.

I must say, we are not the only committee that is here tonight trying to finish up a year's work on some of these matters.

Mr. FRENZEL. Mr. Speaker, further reserving the right to object, I yield to the gentleman from Mississippi (Mr. LOTT).

Mr. LOTT. Mr. Speaker, I would like to take up that comment. Now, dadgummit, it is 12:15 and things keep appearing here. I do not want to drag this out, but I would like to know how many of these we are going to go through like this.

Mr. FRENZEL. Mr. Speaker, further reserving the right to object, I yield to the distinguished minority whip to inquire how long we are going to be engaged here tonight?

We were given a list of things. We have exceeded that by severalfold.

I yield to the distinguished gentleman from Washington (Mr. FOLEY).

Mr. FOLEY. Mr. Speaker, a slight correction. The title is majority whip. I know the gentleman misspoke himself.

Mr. FRENZEL. It was a Freudian slip. I apologize.

Mr. FOLEY. I thank the gentleman. It is my understanding that there are very few matters that remain on the calendar.

Mr. UDALL. Mr. Speaker, if the gentleman will yield further, we have this and one other bill. This one is authored by the gentleman from Utah (Mr. MARRIOTT) who can explain it, I am sure, very well.

The gentleman from Ohio (Mr. SEIBERLING) from our committee has another three unanimous-consent requests that deal with our Interior Committee's business.

Mr. FRENZEL. Mr. Speaker, further reserving the right to object, I am going to remove my reservation, but I have been very upset by the procedures throughout this whole week.

I find some committees never bring a bill to order under the normal procedures. I think most of the Members would prefer to handle things in the regular order.

At the conclusion of what has been described here, I think we should probably have no more.

Mr. FOLEY. Mr. Speaker, will the gentleman yield one more time?

Mr. FRENZEL. Further reserving the right to object, I yield to the gentleman from Washington.

Mr. FOLEY. I cannot speak in absolute terms, but I am sure, if the gentleman will yield further, that the matters that are slated to be taken up should be disposed of within 10 minutes.

I think the House is within 10 or 15 minutes of an adjournment.

Mr. FRENZEL. Mr. Speaker, I thank the gentleman for his explanation.

Mr. Speaker, I withdraw my reservation of objection.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Arizona?

There was no objection.

The Senate bill was ordered to be read a third time, was read the third time, and passed, and a motion to reconsider was laid on the table.

PROVIDING FOR REINSTATEMENT AND VALIDATION OF U.S. OIL AND GAS LEASE NUMBERED W-24153

Mr. UDALL. Mr. Speaker, I ask unanimous consent that the Committee on the Interior and Insular Affairs be discharged from further consideration of the bill (H.R. 5826) to provide for the reinstatement and validation of U.S. oil and gas lease numbered W-24153, and ask for its immediate consideration.

The Clerk read the title of the bill.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Arizona?

Mr. MARRIOTT. Mr. Speaker, reserving the right to object, could the gentleman just give us a brief description of this legislation?

Mr. UDALL. Mr. Speaker, if the gentleman will yield, this bill is very similar to the one we just passed, authored by the gentleman from Utah (Mr. MARRIOTT). It was favorably reported by our committee. It involves an oil and gas lease terminated by operation of law for which an equitable remedy is in order. This situation is not covered by a broader bill, H.R. 5121, previously approved by the House.

This has been passed by the Senate and there is no objection from the administration.

Mr. MARRIOTT. Mr. Speaker, we have reviewed this bill. We agree with the explanation.

Mr. Speaker, I withdraw my reservation of objection and urge the House to pass the bill.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Arizona (Mr. UDALL)?

There was no objection.

The Clerk read the bill, as follows:

H.R. 5826

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, notwithstanding any other provision of law or regulation, United States oil and gas lease numbered W-24153 shall be held not to have terminated by operation of law or otherwise on or about May 31, 1980, but shall be deemed to have been duly communized on such date with United States oil and gas lease numbered W-47820 and shall be deemed otherwise to continue in full force and effect in accordance with its terms so long as oil or gas is produced in paying quantities from the unit so constituted: Provided, That, within sixty days of the effective date of this Act, the last recordholder of lease numbered W-24153 and the recordholder of lease numbered W-47820 shall file an agreement in due form with the Secretary or his delegate evidencing the communization of said leases which agreement shall be approved by the Secretary or his

delegate retroactively to a date prior to May 31, 1980. And provided further, That within thirty days after the receipt of written notice from the Secretary or his delegate of the amount of any rental then accrued to the United States under lease numbered W-24153 and unpaid by the last recordholder of said lease, said recordholder shall tender payment of said amount of rental. Such notice shall be given by the Secretary within thirty days after the effective date of this Act.

The bill was ordered to be engrossed and read a third time, was read the third time, and passed, and a motion to reconsider was laid on the table.

CONFERENCE REPORT ON H.R. 4441, FEES SUBMITTED TO COPYRIGHT OFFICE IN THE LIBRARY OF CONGRESS

Mr. KASTENMEIER submitted the following conference report and statement on the bill (H.R. 4441) to amend title 17 of the United States Code with respect to the fees of the Copyright Office, and for other purposes.

CONFERENCE REPORT (H. REPT. NO. 97-930)

The committee of conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 4441) to amend title 17 of the United States Code with respect to the fees of the Copyright Office, and for other purposes, having met, after full and free conference, have agreed to recommend and do recommend to their respective Houses as follows:

That the House recede from its disagreement to the amendment of the Senate and agree to the same with an amendment as follows:

In lieu of the matter proposed to be inserted by the Senate amendment insert the following:

SECTION 1. Section 708 of chapter 7 of title 17 of the United States Code is amended—

(1) by striking out subparagraphs (1) and (2) of paragraph (a) in their entirety and inserting in lieu thereof the following:

"(1) on filing each application for registration of a copyright claim or a supplementary registration under section 408, including the issuance of a certificate of registration if registration is made, \$10;

"(2) on filing each application for registration of a claim to renewal of a subsisting copyright, in its first term under section 304(a), including the issuance of a certificate of registration if registration is made, \$6;" and

(2) in paragraph (c), by striking out everything in the last sentence following the word "section" the first time it appears therein and inserting a period in lieu thereof.

Sec. 2. This Act shall take effect thirty days after its enactment and shall apply to claims to original, supplementary, and renewal copyright received for registration in the Copyright Office on or after the effective date. Claims to original, supplementary, and renewal copyright received for registration in acceptable form in the Copyright Office before the effective date shall be governed by the provisions of section 708(a) (1) and (2) in effect prior to this enactment.

Sec. 3. That section 110 of title 17 of the United States Code is amended; (1) by adding at the end thereof the following new paragraph: "(10) notwithstanding paragraph 4 above, the following is not an infringement of copyright: performance of a nondramatic literary or musical work in the course of a social function which is orga-

nized and promoted by a nonprofit veterans' organization or a nonprofit fraternal organization to which the general public is not invited, but not including the invitees of the organizations, if the proceeds from the performance, after deducting the reasonable costs of producing the performance, are used exclusively for charitable purposes and not for financial gain. For purposes of this section the social functions of any college or university fraternity or sorority shall not be included unless the social function is held solely to raise funds for a specific charitable purpose."

Sec. 4. Title 35, United States Code, Section 3 is amended by adding the following new subsection:

"(d) The Commissioner of Patents and Trademarks shall be an Assistant Secretary of Commerce and shall receive compensation at the rate prescribed by law for Assistant Secretaries of Commerce."

And the Senate agree to the same.

ROBERT W. KASTENMEIER,
JACK BROOKE,
PAT SCHROEDER,
BARNEY FRANK,
TOM RAILSBACK,
M. CALDWELL BUTLER,
HAROLD S. SAWYER,

Managers on the Part of the House.

STROM THURMOND,
CHARLES McC. MATHIAS,
JR.,
PAUL LAXALT,
DENNIS DeCONCINI,
EDWARD ZORINSKY,

Managers on the Part of the Senate.

JOINT EXPLANATORY STATEMENT OF THE
COMMITTEE OF CONFERENCE

The managers on the part of the House and the Senate at the conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 4441) to amend section 110 of title 17 of the U.S. Code relating to copyright royalty payments, submit the following joint statement to the House and the Senate in explanation of the effect of the action agreed upon by the managers and recommend in the accompanying conference report:

The House recedes from its disagreement to the amendment of the Senate.

The purpose of the amendment to section 110 of title 17 U.S. Code is to provide an exemption for nonprofit veterans' and fraternal organizations from the requirement of paying certain performance royalty fees for musical works which are used for charitable fundraising.

It is the feeling of the conferees that the invitees for the organizations are not to be considered the general public, if they are the guests of members.

It is the intention of the conferees to provide an exemption to copyright act to college and university fraternities and sororities only for those specific events that are held to raise funds for a specific charitable purpose. Events held by these groups that are merely social in nature are not intended to be covered.

The House bill did not contain any provision relating to the title of Commissioner of Patents and Trademarks. The Senate amendment upgraded the present position of Commissioner of Patents and Trademarks to the Assistant Secretary of Commerce. The House receded from its disagreement to the amendment of the Senate and agreed to the same. It is the intent of the conferees to upgrade this office at this time because the Commissioner of Patents and Trademarks is the chief governmental spokesman for the delegation representing the United States at the third Session of the Diplomatic Conference on the Revision

of the Paris Convention for the protection of industrial property which will take place in Geneva, Switzerland in October 1982. Industries and intellectual property involves billions of dollars in exports and thousands of U.S. jobs. This session is of critical importance to the United States and the representatives from our government to this conference should come from the highest levels of our government. This will provide the President and the Secretary of Commerce with an authoritative advisor on a wide variety of intellectual property issues confronting the nation.

ROBERT W. KASTENMEIER,
JACK BROOKE,
PAT SCHROEDER,
BARNEY FRANK,
TOM RAILSBACK,
M. CALDWELL BUTLER,
HAROLD S. SAWYER,

Managers on the Part of the House.

STROM THURMOND,
CHARLES McC. MATHIAS,
JR.,
PAUL LAXALT,
DENNIS DeCONCINI,
EDWARD ZORINSKY,

Managers on the Part of the Senate.

Mr. KASTENMEIER. Mr. Speaker, I ask unanimous consent for the immediate consideration of the conference report on the bill (H.R. 4441) to amend title 17 of the United States Code with respect to the fees of the Copyright Office, and for other purposes, and that the statement of the managers be read in lieu of the report. The Clerk read the title of the bill.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Wisconsin?

There was no objection.

The Clerk read the statement.

(For conference report and statement, see proceedings of the House of today, October 1, 1982.)

Mr. KASTENMEIER (during the reading). Mr. Speaker, I ask unanimous consent that further reading of the statement be dispensed with.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Wisconsin?

There was no objection.

The SPEAKER pro tempore. The gentleman from Wisconsin (Mr. KASTENMEIER) is recognized for 30 minutes.

□ 2420

Mr. KASTENMEIER. Mr. Speaker, I yield myself such time as I may consume.

Mr. Speaker, this is a simple and uncontroversial matter. The original House-passed bill simply clarified an ambiguity in existing law with regard to the power of the Register of Copyrights to retain the \$10 application fee in situations where an applicant for copyright registration failed to complete processing of an application. It will save the taxpayers about \$400,000 per year.

The Senate passed the bill with an amendment similar to a bill, H.R. 2007, pending in the House. The amendment provided for an exemption form copyright liability for public performance of copyrighted music by vet-

erans' and fraternal groups. Rather than process the House bill separately, we agreed to consider the issue of the copyright exemption for veterans' and fraternal groups in the context of a conference of H.R. 4441. After consultation with representatives of our Nation's veterans' and fraternal organizations as well as representatives of copyright owners we have reached a fair compromise. It is supported by the veterans' and fraternal groups involved.

In addition we have accepted a Senate amendment to upgrade the status of the Commissioner of Patents. All House and Senate conferees have agreed to the report. I know of no opposition.

Mr. BUTLER. Mr. Speaker, we on the minority side concur in all the remarks of the gentleman from Wisconsin and ask for the immediate adoption of the conference report.

The SPEAKER pro tempore. Without objection, the previous question is ordered on the conference report.

There was no objection.

The conference report was agreed to.

A motion to reconsider was laid on the table.

CONFERENCE REPORT ON S.
2457, AUTHORIZATION FOR IN-
CREASED FEDERAL PAYMENTS
TO THE DISTRICT OF COLUM-
BIA

Mr. DELLUMS submitted the following conference report and statement of managers on the Senate bill (S. 2457) to amend the District of Columbia Self-Government and Governmental Reorganization Act to increase the amount authorized to be appropriated as the annual Federal payment to the District of Columbia:

CONFERENCE REPORT (H. REPT. NO. 97-931)

The committee of conference on the disagreeing votes of the two Houses on an amendment of the House to the bill, S. 2457, an act to amend the District of Columbia Self-Government and Governmental Reorganization Act to increase the amount authorized to be appropriated as the annual Federal payment to the District of Columbia, having met, after full and free conference, have agreed to recommend and do recommend to their respective Houses as follows:

That the House recede from its amendment.

RONALD V. DELLUMS,
WALTER E. FAUNTROY,
MICKEY LELAND,
STEWART B. MCKINNEY,
TOM BLILEY,
STAN PARRIS,

Managers on the Part of the House.

CHARLES McC. MATHIAS,
JR.,
WARREN B. RUDMAN,
TOM EAGLETON,

Managers on the Part of the Senate.

JOINT EXPLANATORY STATEMENT OF THE
COMMITTEE OF CONFERENCE

The managers on the part of the House and the Senate at the conference on the disagreeing votes of the two Houses on the

18

Morton Blackwell

The White House
Washington

MS

phone

~~*[scribble]*~~

Nancy

Kennedy

~~*[scribble]*~~

WHC014(1743)(4-053136S277)PD 10/04/82 1743

1982 OCT 4 PM 7 18

ICS IPMMTZZ CSP

7172322443 POM IDMT HARRISBURG PA 80 10-04 0543P EST

PMS PRESIDENT RONALD REAGAN RPT DLY MGM

WHITE HOUSE DC

MR PRESIDENT,

ON BEHALF OF THE MEMBER ORGANIZATIONS OF THE PENNSYLVANIA ASSOCIATION OF NATIONALLY CHARTERED ORGANIZATIONS (PANCO), MAINLY THE AMERICAN LEGION, VETERANS OF FOREIGN WARS, JEWISH WAR VETERANS, PENNSYLVANIA FRATERNAL ORDER OF EAGLES, PENNSYLVANIA MOOSE ASSOCIATION, AND PENNSYLVANIA ELK'S STATE ASSOCIATION, WE RESPECTFULLY REQUEST THAT YOU SIGN INTO LAW HR4441. OUR MEMBERS ARE DEDICATED TO THE SUPPORT OF YOUR PROGRAM ON VOLUNTEERISM AND THE RESTORATION OF OUR EXEMPTION TO THE COPYRIGHT LAW WILL MATERIALLY AID US IN OUR VOLUNTEERISM EFFORT.

DONALD OESTERLING EXECUTIVE DIRECTOR PANCO

PO BOX 968

HARRISBURG PA 17108

NNNN

The American Legion

★ WASHINGTON OFFICE ★ 1608 "K" STREET, N. W. ★ WASHINGTON, D. C. 20006 ★
(202) 861-2711 ★



OFFICE OF THE
EXECUTIVE DIRECTOR

October 4, 1982

Mr. Morton Blackwell
Office of Public Liaison
Old Executive Office Building
Room #190
Washington, DC 20503

Dear Morton:

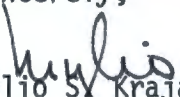
On October 1 the House and Senate approved the conference report to H.R. 4441, legislation designed to modify the fee mechanism at the U. S. Copyright Office. This measure also included a provision to reinstate an exemption from the copyright license obligation for veterans organizations which use live music at local Post facilities.

The American Legion strongly supports H.R. 4441. We use live music extensively during various events at local Posts which are principally organized to raise money for community service projects and we have found over the last several years (while the license obligation was in effect) that our fund raising activities were being hampered. The impact of the copyright obligation on our volunteer efforts was clearly presented during testimony before the House and Senate Judiciary Committees over the last two years.

Morton, as mentioned previously, H.R. 4441 simply reinstates an exemption which was removed by the enactment of P.L. 94-553. We have worked closely with the staff and members of both Judiciary Committees to insure that the exemption would only apply to legitimate fund raising events where the proceeds of such events will be spent for recognized community service activities.

We trust that you will convey this information to the President if he seeks your advice on the matter prior to signing the bill into law.

Sincerely,


Mylio S. Kraja
Executive Director

18
DEPT OF PENNSYLVANIA VFW C NASAT
201 NORTH FRONT ST
HARRISBURG PA 17105

western union Mailgram®



1-0271208280 10/07/82 ICS IPMMTZZ CSP WWSA
7172347927 NMM TDMT HARRISBURG PA 72 10-07 0134P EST

Morton Blackwell

PRESIDENT RONALD REAGAN
WHITE HOUSE
WASHINGTON DC 20500

ON BEHALF OF THE DEPARTMENT OF PENNSYLVANIA VETERANS OF FOREIGN WARS
OF THE U.S. AND ITS 175,000 MEMBERS WE RESPECTFULLY REQUEST THAT YOU
SIGN INTO LAW HOUSE BILL 4441. OUR MEMBERS ARE DEDICATED TO THE
SUPPORT OF YOUR PROGRAM ON VOLUNTARISM AND THE RESTORATION OF OUR
EXEMPTION TO THE COPYRIGHT LAW WILL MATERIALLY AID US IN OUR
VOLUNTARISM EFFORT
THOMAS J DOUGHERTY
STATE COMMANDER

13:35 EST

MGMCOMP

18

GEORGE KOSANOVICH
1442 GOMPERS AVE
INDIANAPOLIS PA 15701

western union Mailgram



1-0073418283 10/10/82 ICS IPMTZZ CSP WXSA
4124655928 MGM IDMT INDIANAPOLIS PA 46 10-10 0211P EST

Morton Blackwell

PRESIDENT RONALD REAGAN
WHITE HOUSE
WASHINGTON DC 20500

THE PENNSYLVANIA WAR VETERANS COUNCIL COMPRISED OF 16 VETERANS
ORGANIZATION REPRESENTING 1,800,000 VETERANS IN THE STATE OF
PENNSYLVANIA HOPEFULLY AWAIT YOUR SIGNATURE ON THE COPYRIGHT BILL
HB4441 WHICH JUST PASSED CONGRESS
GEORGE KOSANOVICH SECRETARY PENNSYLVANIA WAR VETERANS COUNCIL

14:14 EST

MGMCCMP

107/11/1 1070

DESCRIPTION OF H.R.2007

SHORT TITLE: INTERNAL REVENUE CODE OF 1954, AMENDMENT

SPONSOR: YOUNG, BILL (R-FL)

A BILL TO AMEND TITLE 17 OF THE UNITED STATES CODE TO EXEMPT NONPROFIT VETERANS' ORGANIZATIONS AND NONPROFIT FRATERNAL ORGANIZATIONS FROM THE REQUIREMENT THAT CERTAIN PERFORMANCE ROYALTIES TO PAID TO COPYRIGHT HOLDERS.

INTRODUCED: 02/23/81

CURRENTLY 96 COSPONSORS: 46 DEMOCRATS, 50 REPUBLICANS

COMMITTEE REFERRALS:
HOUSE COMMITTEE ON THE JUDICIARY

MOST RECENT ACTION:
07/22/81 -- IN THE HOUSE
HEARINGS ADJOURNED BY COURTS, CIVIL LIBERTIES, AND THE ADMINISTRATION OF JUSTICE SUBCOMMITTEE

KEYWORDS:
-NON-PROFIT OR CHARITABLE ORGANIZATIONS -VETERANS BENEFITS AND COMPENSATION
-COPYRIGHTS, TRADEMARKS AND PATENTS

SEE ALSO:
S.603 BY ZORINSKY (D-NE) -- COPYRIGHTS, TITLE 17 U.S.C., AMENDMENT
H.R.2006 BY YOUNG, BILL (R-FL) -- COPYRIGHTS, TITLE 17 U.S.C., AMENDMENT
H.R.2108 BY DONNELLY (D-MA) -- COPYRIGHTS, TITLE 17 U.S.C., AMENDMENT

HILL AND KNOWLTON

H.R.2007 BY YOUNG, BILL (R-FL) -- INTERNAL REVENUE CODE OF 1954, AMENDMENT

CURRENTLY 96 COSPONSORS: 46 DEMOCRATS, 50 REPUBLICANS

MEMBERS WHO BECAME COSPONSORS AFTER 01/01/81

03/30/81 -- ADDED	(1)		
MOLLOHAN (D-WV)			
05/19/81 -- ADDED	(9)		
BEDELL (D-IA)		EMERY (R-ME)	PANETTA (D-CA)
BURGENER (R-CA)		FUGUA (D-FL)	PEPPER (D-FL)
DUNCAN (R-TN)		LE BOUTILLIER (R-NY)	ROBINSON (R-VA)
06/15/81 -- ADDED	(4)		
BAILEY, DON (D-PA)		HOWARD (D-NJ)	
CHAPPELL (D-FL)		SILJANDER (R-MI)	
07/17/81 -- ADDED	(3)		
CORCORAN (R-IL)		FITHIAN (D-IN)	GINGRICH (R-GA)
09/14/81 -- ADDED	(16)		
BENJAMIN (D-IN)		FARY (D-IL)	PASHAYAN (R-CA)
BEREUTER (R-NE)		FLORIO (D-NJ)	PATTERSON (D-CA)
BURTON, JOHN (D-CA)		HAMMERSCHMIDT (R-AR)	STANGELAND (R-MN)
CARNEY (R-NY)		HYDE (R-IL)	TAUKE (R-IA)
DANNEMEYER (R-CA)		KINDNESS (R-OH)	
DAVIS (R-MI)		MILLER, CLARENCE (R-OH)	
10/06/81 -- ADDED	(2)		
HILLIS (R-IN)		JOHNSTON, EUGENE (R-NC)	
11/16/81 -- ADDED	(2)		
MCCOLLUM (R-FL)		^e WHITEHURST (R-VA)	
11/30/81 -- ADDED	(2)		
HUTTO (D-FL)		GUILLEN (R-TN)	
12/16/81 -- ADDED	(2)		
ALEXANDER (D-AR)		HOLT (R-MD)	
02/02/82 -- ADDED	(3)		
CLINGER (R-PA)		GUNDERSON (R-WI)	LONG, CLARENCE (D-MD)
03/10/82 -- ADDED	(8)		
EMERSON (R-MO)		NEAL (D-NC)	YATRON (D-PA)
HILER (R-IN)		PORTER (R-IL)	DOWDY (D-MS)
KRAMER (R-CO)		WEAVER (D-OR)	
04/01/82 -- ADDED	(3)		
BUTLER (R-VA)		LOWRY (D-WA)	SMITH, CHRISTOPHER (R-NJ)
04/26/82 -- ADDED	(3)		
BAFALIS (R-FL)		MITCHELL, DONALD (R-NY)	SANTINI (D-NV)

HILL AND KNOWLTON

04/28/82 -- ADDED	(11)		
BEVILL (D-AL)		HORTON (R-NY)	WHITLEY (D-NC)
DWYER (D-NJ)		HUBBARD (D-KY)	WOLF (R-VA)
FORSYTHE (R-NJ)		MYERS (R-IN)	WON PAT (D-GM)
HATCHER (D-GA)		ROBERTS, CLINT (R-SD)	
05/03/82 -- ADDED	(8)		
CONTE (R-MA)		DE LA GARZA (D-TX)	JEFFORDS (R-VT)
COURTER (R-NJ)		FASCELL (D-FL)	OTTINGER (D-NY)
DAUB (R-NE)		FAZIO (D-CA)	RAHALL (D-WV)
05/11/82 -- ADDED	(4)		
FERRARO (D-NY)		JONES, WALTER (D-NC)	
HUCKABY (D-LA)		MURPHY (D-PA)	
05/26/82 -- ADDED	(3)		
BENNETT (D-FL)		ERTEL (D-PA)	MINISH (D-NJ)
DYSON (D-MD)		HARKIN (D-IA)	OXLEY (R-OH)
06/16/82 -- ADDED	(2)		
CHENEY (R-WY)		GOODLING (R-PA)	
06/24/82 -- ADDED	(1)		
JACOBBS (D-IN)			
07/20/82 -- ADDED	(2)		
FOLEY (D-WA)		HECKLER (R-MA)	
08/03/82 -- ADDED	(1)		
GREGG (R-NH)			
08/05/82 -- ADDED	(1)		
EDWARDS, MICKEY (R-CK)			
08/14/82 -- ADDED	(1)		
WALGREN (D-PA)			

H.R. 3367 BY YOUNG, BILL (R-FL) 2 DEMOCRATS, 5 REPUBLICANS
MEMBERS WHO BECAME COSPONSORS AFTER 01/01/81

07/17/81 -- ADDED (1)
CORRADA (D-PR)

08/14/81 -- ADDED (2)
DANNEMEYER (R-CA) ROBINSON (R-VA)

10/06/81 -- ADDED (2)
STANGELAND (R-MN) TRIBLE (R-VA)

03/10/82 -- ADDED (1)
WHITEHURST (R-VA)

04/01/82 -- ADDED (1)
BOWEN (D-MS)

S.603 BY ZORINSKY (D-NE) -- COPYRIGHTS, TITLE 17 U.S.C., AMENDMENT

CURRENTLY 14 COSPONSORS: 6 DEMOCRATS, 8 REPUBLICANS

MEMBERS WHO BECAME COSPONSORS AFTER 01/01/81

03/03/81 -- AS INTRODUCED (5)

COCHRAN (R-MS)

MELCHER (D-MT)

THURMOND (R-SC)

DECONCINI (D-AZ)

SIMPSON (R-WY)

03/27/81 -- ADDED (4)

BURDICK (D-ND)

HUDDLESTON (D-KY)

EXON (D-NE)

SCHMITT (R-NM)

06/10/81 -- ADDED (1)

CHILES (D-FL)

09/28/81 -- ADDED (2)

EAST (R-NC)

GRASSLEY (R-IA)

10/20/81 -- ADDED (1)

KASTEN (R-WI)

05/12/82 -- ADDED (1)

JEPSEN (R-IA)

DESCRIPTION OF H.R.2006

SHORT TITLE: COPYRIGHTS, TITLE 17 U.S.C., AMENDMENT

SPONSOR: YOUNG, BILL (R-FL)

A BILL TO AMEND TITLE 17, UNITED STATES CODE, TO AUTHORIZE THE NONPROFIT USE OF COPYRIGHTED WORKS, AND FOR OTHER PURPOSES.

INTRODUCED: 02/23/81

CURRENTLY NO COSPONSORS

COMMITTEE REFERRALS:

HOUSE COMMITTEE ON THE JUDICIARY

MOST RECENT ACTION:

02/23/81 -- IN THE HOUSE

REFERRED TO HOUSE COMMITTEE ON THE JUDICIARY

KEYWORDS:

-NON-PROFIT OR CHARITABLE ORGANIZATIONS -COPYRIGHTS, TRADEMARKS AND PATENTS

SEE ALSO:

S.603 BY ZORINSKY (D-NE) -- COPYRIGHTS, TITLE 17 U.S.C., AMENDMENT

H.R.2007 BY YOUNG, BILL (R-FL) -- INTERNAL REVENUE CODE OF 1954, AMENDMENT

H.R.2108 BY DONNELLY (D-MA) -- COPYRIGHTS, TITLE 17 U.S.C., AMENDMENT

DESCRIPTION OF H.R.3392

SPONSOR: YOUNG, BILL (R-FL)

A BILL TO AMEND TITLE 17 OF THE UNITED STATES CODE TO AUTHORIZE CERTAIN
NONPROFIT USE OF COPYRIGHTED WORKS.

INTRODUCED: 05/01/81

CURRENTLY 7 COSPONSORS: 2 DEMOCRATS, 5 REPUBLICANS

COMMITTEE REFERRALS:

HOUSE COMMITTEE ON THE JUDICIARY

MOST RECENT ACTION:

05/01/81 -- IN THE HOUSE

REFERRED TO HOUSE COMMITTEE ON THE JUDICIARY

KEYWORDS:

-NON-PROFIT OR CHARITABLE ORGANIZATIONS -TEACHERS AND TEACHING
-COPYRIGHTS, TRADEMARKS AND PATENTS -RELIGIOUS AFFAIRS

DESCRIPTION OF S.603

SHORT TITLE: COPYRIGHTS, TITLE 17 U.S.C., AMENDMENT

SPONSOR: ZORINSKY (D-NE)

A BILL TO AMEND TITLE 17 OF THE UNITED STATES CODE TO EXEMPT NONPROFIT VETERANS' ORGANIZATIONS AND NONPROFIT FRATERNAL ORGANIZATIONS FROM THE REQUIREMENT THAT CERTAIN PERFORMANCE ROYALTIES BE PAID TO COPYRIGHT HOLDERS.

INTRODUCED: 03/03/81

CURRENTLY 14 COSPONSORS: 6 DEMOCRATS, 8 REPUBLICANS

COMMITTEE REFERRALS:

SENATE COMMITTEE ON THE JUDICIARY

MOST RECENT ACTION:

03/03/81 -- IN THE SENATE

REFERRED TO SENATE COMMITTEE ON THE JUDICIARY

KEYWORDS:

-PERFORMING ARTS

-BUSINESS/CORPORATE INCOME

-NON-PROFIT OR CHARITABLE ORGANIZATIONS -VETERANS BENEFITS AND COMPENSATION

-COPYRIGHTS, TRADEMARKS AND PATENTS

SEE ALSO:

H.R.2008 BY YOUNG, BILL (R-FL) -- COPYRIGHTS, TITLE 17 U.S.C., AMENDMENT

H.R.2007 BY YOUNG, BILL (R-FL) -- INTERNAL REVENUE CODE OF 1954, AMENDMENT

H.R.2106 BY DONNELLY (D-MA) -- COPYRIGHTS, TITLE 17 U.S.C., AMENDMENT