

APPROVED

FEB 27 1976

2/27/76

THE WHITE HOUSE

ACTION

WASHINGTON

Last Day: February 28

February 23, 1976

Posted  
2/27/76

J. Archibald  
2/27/76

MEMORANDUM FOR

THE PRESIDENT

FROM:

JIM CANNON

SUBJECT:

H.R. 6949 - Wilma Rudolph Film

Attached for your consideration is H.R. 6949, sponsored by Representative Murphy, which authorizes the Director of the United States Information Agency, to make available to a United States company, Cappy Productions, Inc., a copy of a USIA-produced film entitled "Wilma Rudolph, Olympic Champion."

Additional information is provided in OMB's enrolled bill report at Tab A.

OMB, Max Friedersdorf, Counsel's Office (Lazarus), NSC and I recommend approval of the enrolled bill.

RECOMMENDATION

That you sign H.R. 6949 at Tab B.





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

FEB 20 1976

MEMORANDUM FOR THE PRESIDENT

Subject: Enrolled Bill H.R. 6949 - Wilma Rudolph  
film  
Sponsor - Rep. Murphy (D) New York

Last Day for Action

February 28, 1976 - Saturday

Purpose

Authorizes the Director of the United States Information Agency (USIA), under certain conditions, to make available to a United States company a copy of the USIA-produced film, "Wilma Rudolph, Olympic Champion."

Agency Recommendations

Office of Management and Budget	Approval
United States Information Agency	No objection

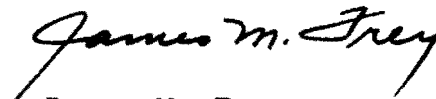
Discussion

Existing law generally prohibits the domestic dissemination of USIA program materials prepared for distribution abroad. The enrolled bill would provide an exception to this general prohibition by permitting the USIA Director to make available to a United States company a copy of a USIA-produced film entitled "Wilma Rudolph, Olympic Champion." The company, Cappy Productions, Inc., of New York, New York, wishes to include portions of the film in a television program on women gold medal winners that will be used to promote the 1976 Olympic Games.



The bill would prohibit the USIA from making available the film unless the company agrees to reimburse the United States for its expenditures in connection with the production of the film and agrees not to use the film for any purpose other than that authorized in the bill.

The need for excerpts from the USIA film arises because of Wilma Rudolph's historical prominence as an Olympic Games athlete and the apparent unavailability of alternative footage showing her in situations other than those of actual competition. It should be noted that Congress, on two other occasions, has authorized exceptions to the general prohibition noted above to allow the domestic showing of USIA films on the Kennedy Presidency and on Little League baseball.



James M. Frey  
Assistant Director for  
Legislative Reference

Enclosures

USIA  
UNITED STATES  
INFORMATION AGENCY  
WASHINGTON 20547

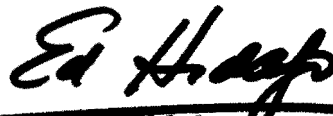
February 6, 1976

Mr. James Frey  
Assistant Director for  
Legislative Reference  
Office of Management  
and Budget  
Washington, D. C. 20503

Dear Mr. Frey:

The U.S. Information Agency has no objection to  
H.R. 6949. We so stated in the course of hearings  
held by the House Subcommittee on International  
Operations.

Sincerely,



Edward Hidalgo  
General Counsel and  
Congressional Liaison



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

FEB 20 1976

MEMORANDUM FOR THE PRESIDENT

Subject: Enrolled Bill H.R. 6949 - Wilma Rudolph  
film  
Sponsor - Rep. Murphy (D) New York

Last Day for Action

February 28, 1976 - Saturday

Purpose

Authorizes the Director of the United States Information Agency (USIA), under certain conditions, to make available to a United States company a copy of the USIA-produced film, "Wilma Rudolph, Olympic Champion."

Agency Recommendations

Office of Management and Budget	Approval
United States Information Agency	No objection

Discussion

Existing law generally prohibits the domestic dissemination of USIA program materials prepared for distribution abroad. The enrolled bill would provide an exception to this general prohibition by permitting the USIA Director to make available to a United States company a copy of a USIA-produced film entitled "Wilma Rudolph, Olympic Champion." The company, Cappy Productions, Inc., of New York, New York, wishes to include portions of the film in a television program on women gold medal winners that will be used to promote the 1976 Olympic Games.

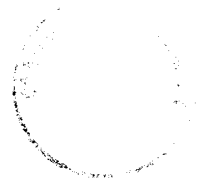
10-  
J. Conaway  
2-20-76  
6:15 p.m.

NATIONAL SECURITY COUNCIL

February 23, 1976

MEMORANDUM FOR: JAMES CAVANAUGH  
FROM: Jeanne W. Davis *JW*  
SUBJECT: Enrolled Bill H. R. 6949

The NSC Staff concurs in the proposed Enrolled Bill H. R. 6949 -  
Wilma Rudolph film.



THE WHITE HOUSE

ACTION MEMORANDUM

WASHINGTON

LOG NO.:

Date: February 20

Time: 700pm

FOR ACTION:

NSC/S *st*  
Max Friedersdorf *uh*  
Ken Lazarus *uh*  
Lynn May *uh*

cc (for information): Jack Marsh  
Him Cavanaugh

FROM THE STAFF SECRETARY

DUE: Date: February 23

Time: 200pm

SUBJECT:

Enrolled Bill H.R. 6949 - Wilma Rudolph film

ACTION REQUESTED:

For Necessary Action

For Your Recommendations

Prepare Agenda and Brief

Draft Reply

For Your Comments

Draft Remarks

REMARKS:

Please return to Judy Johnston, Ground Floor 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

ACTION MEMORANDUM

WASHINGTON

LOG NO.:

Date: February 20

Time: 700pm

FOR ACTION: NSC/S  
 Max Friedersdorf  
 Ken Lazarus  
 Lynn May

cc (for information): Jack Marsh  
 Jim Cavanaugh

FROM THE STAFF SECRETARY

DUE: Date: February 23

Time: 200pm

SUBJECT:

Enrolled Bill H.R. 6949 - Wilma Rudolph film

## ACTION REQUESTED:

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

## REMARKS:

Please return to Judy Johnston, Ground Floor West Wing

No objection - Ken Lazarus 2/23/76

**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.

JAMES H. ...  
 For the President



ACTION MEMORANDUM

WASHINGTON

LOG NO.:

Date: February 20

Time: 700pm

FOR ACTION: NSC/S  
Max Friedersdorf  
Ken Lazarus  
Lynn May

cc (for information): Jack Marsh  
Jim Cavanaugh

FROM THE STAFF SECRETARY

DUE: Date: February 23

Time: 200pm

SUBJECT:

Enrolled Bill H.R. 6949 - Wilma Rudolph film

ACTION REQUESTED:

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

REMARKS:

Please return to Judy Johnston, Ground Floor West Wing

*Recommend Approval 2/23*  
*JLM*

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.

Stamp: *James M. [unclear] For the President*

THE WHITE HOUSE

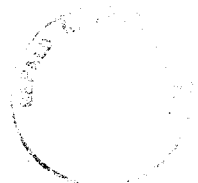
WASHINGTON

February 23, 1976

MEMORANDUM FOR: JIM CAVANAUGH  
FROM: MAX L. FRIEDERSDORF *M.L.*  
SUBJECT: Enrolled Bill H. R. 6949 - Wilma Rudolph film

The Office of Legislative Affairs concurs with the agencies  
that the bill be signed.

Attachments



## USIA FILM, "WILMA RUDOLPH OLYMPIC CHAMPION"

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NOVEMBER 18, 1975.—Committed to the Committee of the Whole House on the State of the Union and ordered to be printed.

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Mr. HAYS of Ohio, from the Committee on International Relations, submitted the following

### REPORT

[To accompany H.R. 6949]

The Committee on International Relations, to whom was referred the bill (H.R. 6949) to make the film "Wilma Rudolph Olympic Champion", which was produced by the U.S. Information Agency, available for certain limited use within the United States in conjunction with promotion of the 1976 Olympic Games, having considered the same, report favorably thereon without amendment and recommend that the bill do pass.

#### PURPOSE OF THE BILL

The purpose of H.R. 6949 is to make extracts of the film "Wilma Rudolph Olympic Champion," which was produced by the United States Information Agency, available for certain limited use within the United States in conjunction with the promotion of the 1976 Olympic Games.

#### BACKGROUND

This legislation is necessary because of the prohibition contained in section 501 of The United States Information and Educational Exchange Act of 1948, as amended. That section reads:

Sec. 501. The Secretary is authorized, when he finds it appropriate, to provide for the preparation, and dissemination abroad, of information about the United States, its people, and its policies, through press, publications, radio, motion pictures, and other information media, and through information centers and instructors abroad. Any such information (other than "Problems of Communism" which may continue to be sold by the Government Printing Office) shall not be disseminated within the United States, its territories, or possessions, but, on request, shall be available in the Eng-

lish language at the Department of State, at all reasonable times following its release as information abroad, for examination only by representatives of United States press associations, newspapers, magazines, radio systems, and stations, and by research students and scholars, and, on request, shall be made available for examination only to Members of Congress.

#### COMMITTEE ACTION

On May 13, 1975, Representative John Murphy of New York introduced the bill, H.R. 6949, which was referred on that date to the Committee on International Relations. On July 11, 1975, H.R. 6949 was referred to the Subcommittee on International Operations, of which Mr. Hays is chairman.

H.R. 6949 would permit certain sections, amounting to approximately two minutes of footage of the film, to be made available to Cappy Productions, Incorporated, of New York, to be used for purposes of promotion of the 1976 Olympic Games.

The Subcommittee held a hearing on October 20, 1975, and Mr. Murphy testified, accompanied by a representative of Cappy Productions. Mr. Murphy stated that Cappy Productions is producing eight one-hour specials to be played on worldwide television immediately prior to the 1976 Olympic Games. One segment is entitled "Women Gold Medal Winners" in Olympic competition and features five women athletes, including Wilma Rudolph. The USIA film deals with aspects of Wilma Rudolph's life, such as training, education, and home life; these are the only known views of this Olympic champion in situations other than actual competition.

The bill requires Cappy Productions to reimburse the United States for its expenditures in connection with the production of that film and specifically excludes the use of the film for any purpose other than the promotion of the 1976 Olympic Games.

Mr. Edward Hidalgo, General Counsel of the United States Information Agency, was present, and stated the Agency had no objections to the bill.

After viewing the ten minute film, the subcommittee ordered the bill reported without objection. The bill was considered by the Committee on International Relations on November 12, 1975, and ordered favorably reported without objection.

#### COST ESTIMATE

No cost to the United States Government will be incurred by the proposed legislation. The bill provides that Cappy Productions will reimburse the United States Government for its expenditures in connection with the production of the film.

#### CHANGES IN EXISTING LAW MADE BY THE BILL AS REPORTED

No changes in existing law are made by the bill as reported.

#### STATEMENT REQUIRED BY RULE XI (1) (3) OF HOUSE RULES

Pursuant to the requirements of rule XI (1) (3) of the Rules of the House of Representatives, the following statements are made:

(A) *Oversight findings and recommendations.*—No oversight findings or recommendations were submitted to the Committee.

(B) *Congressional Budget Act section 308 (a) requirement.*—The measure provides for no new budget authority or increased tax expenditures.

(C) *Congressional Budget Office estimate and comparison.*—No estimate and comparison prepared by the Director of the Congressional Budget Office under Section 403 of the Congressional Budget Act of 1974 has been received by the Committee.

(D) *Committee on Government Operations summary.*—No oversight findings and recommendations have been received which relate to this measure from the Committee on Government Operations under clause 2(b) (2) of Rule X.

#### INFLATIONARY IMPACT STATEMENT

The proposed legislation would have no inflationary impact.

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## DOMESTIC USE OF USIA FILM "WILMA RUDOLPH, OLYMPIC CHAMPION"

FEBRUARY 4, 1976.—Ordered to be printed

Mr. SPARKMAN, from the Committee on Foreign Relations,  
submitted the following

### REPORT

[To accompany H.R. 6949]

The Committee on Foreign Relations to which was referred the bill (H.R. 6949) to make available, for certain limited use within the United States, portions of the U.S. Information Agency film "Wilma Rudolph, Olympic Champion," having considered the same, reports favorably thereon without amendment and recommends that the bill do pass.

#### PURPOSE OF THE BILL

The purpose of H.R. 6949 is to authorize the United States Information Agency to make available, for use within the United States, at no cost to the U.S. Government, excerpts from the USIA-produced film "Wilma Rudolph, Olympic Champion."

#### BACKGROUND

The United States Information and Educational Exchange Act of 1948, as amended, contains, in section 501, a general prohibition on the dissemination within the United States of informational material—including films and printed matter—prepared by the U.S. Government for distribution abroad. The section reads as follows:

SEC. 501. The Secretary is authorized, when he finds it appropriate, to provide for the preparation, and dissemination abroad, of information about the United States, its people, and its policies, through press, publications, radio, motion pictures, and other information media, and through information centers and instructors abroad. Any such information (other than "Problems of Communism" which may

continue to be sold by the Government Printing Office) shall not be disseminated within the United States, its territories, or possessions, but, on request, shall be available in the English language at the Department of State, at all reasonable times following its release as information abroad, for examination only by representatives of United States press associations, newspapers, magazines, radio systems, and stations, and by research students and scholars, and, on request, shall be made available for examination only to Members of Congress.

As indicated above, the prohibition allows one standing exception, which permits the USIA-produced periodical "Problems of Communism" to be sold within the United States by the Government Printing Office. In addition, on infrequent occasion, Congress has authorized other exceptions: specifically, to allow the domestic showing of a USIA film on the Kennedy Presidency and another on Little League baseball.

H.R. 6949 would authorize an additional, limited exception, by permitting approximately two minutes of footage from a ten-minute USIA film on Wilma Rudolph, made in 1961, to be made available to a U.S. company which is preparing a series of hour-length films for presentation on American network television in connection with the 1976 Olympic Games. The need for excerpts from the USIA film arises because of Wilma Rudolph's historical prominence as an Olympic Games athlete and the apparent unavailability of alternative footage showing her in situations other than those of actual competition. The cost of making the excerpts available is to be borne by the U.S. company, Cappy Productions, Inc., which is producing the television documentaries; and no other use of the USIA footage would be authorized.

#### COMMITTEE ACTION

On February 3, 1976, the Foreign Relations Committee met in open session and voted, by voice vote without dissent, to report the bill favorably without amendment.

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# Ninety-fourth Congress of the United States of America

AT THE SECOND SESSION

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

## An Act

To make the film "Wilma Rudolph Olympic Champion", which was produced by the United States Information Agency, available for certain limited use within the United States in conjunction with promotion of the 1976 Olympic Games.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That notwithstanding the second sentence of section 501 of the United States Information and Educational Exchange Act of 1948 (22 U.S.C. 1461), the Director of the United States Information Agency shall, upon satisfaction of the conditions established by section 2 of this Act, make available to Cappy Productions, Incorporated, of New York, New York, a master copy of the film entitled "Wilma Rudolph Olympic Champion", produced in 1961 by the United States Information Agency, in order that portions of such film may be used in a television program entitled "Women Gold Medal Winners" which is being produced by Cappy Productions, Incorporated, and which will be shown in the United States and elsewhere to promote the 1976 Olympic Games.

SEC. 2. The Director of the United States Information Agency may not make available to Cappy Productions, Incorporated, a master copy of the film entitled "Wilma Rudolph Olympic Champion" unless—

- (1) Cappy Productions, Incorporated, pays to the United States the amount necessary to reimburse the United States for its expenditures in connection with the production of such film; and
- (2) the Director receives assurances satisfactory to him that—
  - (A) such film will be used solely for purposes of the television program described in the first section of this Act, and
  - (B) such television program will be used solely to promote the 1976 Olympic Games.

*Speaker of the House of Representatives.*

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