

APPROVED
FEB 27 1976

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ACTION

THE WHITE HOUSE
WASHINGTON
February 25, 1976

Last Day: March 2

Posted
2/27/76
To Archive
2/27/76

MEMORANDUM FOR

THE PRESIDENT

FROM:

JIM CANNON

SUBJECT:

**Enrolled Bill H.R. 11645
Providing Additional Authorization
for the Library of Congress
Madison Building**

Attached for your consideration is H.R. 11645, sponsored by Representatives Jones and Harsha, which would increase the appropriation authorization for the new Madison branch of the Library of Congress from \$90 million to \$123 million.

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

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

RECOMMENDATION

That you sign H.R. 11645 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. 11645 - Providing additional
authorization for the Library of Congress
Madison Building
Sponsor - Rep. Jones (D) Alabama and Rep. Harsha (R)
Ohio

Last Day for Action

March 2, 1976 - Tuesday

Purpose

To authorize additional funds for the Library of Congress
James Madison Memorial Building.

Agency Recommendations

Office of Management and Budget

Approval

Library of Congress
General Services Administration

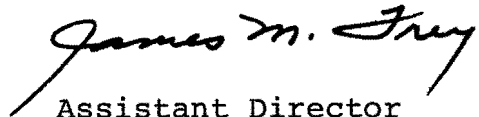
Approval
Approval (Informally)

Discussion

The enrolled bill would increase the appropriation authorization for the new Madison branch of the Library of Congress from \$90 million to \$123 million. Construction of the Madison building, the third structure in the Library of Congress complex, was initially authorized in 1965 at a level of \$75 million. In 1970 that authorization level was increased to \$90 million to take account of delays in the actual appropriation of funds and the general escalation of construction costs. The current \$33 million increase in the authorization level which the enrolled bill would provide is, in the judgment of the Architect



of the Capitol, necessary to complete the final construction stage (interior and related work) of the structure. The offer of the low bid contractor who would perform this work was to expire on February 21, 1976. The contractor has agreed to extend his offer to early March.



Assistant Director
for Legislative Reference

Enclosures



THE LIBRARY OF CONGRESS

WASHINGTON, D. C. 20540

OFFICE OF THE
ASSISTANT LIBRARIAN OF CONGRESS

February 20, 1976

Dear Mr. Frey:

This is in response to your request for the Library of Congress' views with respect to enrolled bill H.R. 11645, an act to amend the Act of October 19, 1965, to provide additional authorization for the Library of Congress James Madison Memorial Building. This act would amend the authorization for the Library of Congress James Madison Memorial Building from \$90 to \$123 million.

This amendment is necessary because of rising construction costs. It would authorize to be appropriated an additional \$33 million for completion of the Library of Congress James Madison Memorial Building. The construction of this building was planned in four phases. The first three phases are complete. The fourth phase of construction--the interior and related work--remains to be contracted for. Bids for this fourth phase of construction were received in July and all five bids received were in excess of the funds available and the \$90 million authorization. The low bidder has twice extended his bid, which will expire on February 21, and he has agreed to extend that to early March. In order to take advantage of this low bid, H.R. 11645 was introduced and passed by the Congress.

We strongly recommend that the President sign this legislation in order that final construction of this badly needed building move forward.

Sincerely yours,

A handwritten signature in cursive script that reads "Elizabeth Hamer Kegan".

(Mrs.) Elizabeth Hamer Kegan
Assistant Librarian of Congress

Mr. James M. Frey
Assistant Director for
Legislative Reference
Office of Management and Budget
New Executive Office Building
Washington, D. C. 20504





EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET

DATE: 2-26-76

TO: Bob Linder

FROM: Jim Frey

Attached is the GSA views letter
on H.R. 11645, for inclusion
in the enrolled bill file.
Thanks.

UNITED STATES OF AMERICA
GENERAL SERVICES ADMINISTRATION
WASHINGTON, DC 20405



February 24, 1976

Honorable James T. Lynn
Director, Office of
Management and Budget
Washington, DC 20503

Dear Mr. Lynn:

By letter of February 19, 1976, your office requested the views of the General Services Administration (GSA) on enrolled bill H.R. 11645, a bill "To amend the Act of October 19, 1965, to provide additional authorization for the Library of Congress James Madison Memorial Building."

GSA has reviewed the subject bill and has no objection to its enactment.

Sincerely,

A handwritten signature in cursive script, appearing to read "T. M. Chambers".

T. M. CHAMBERS
Deputy Administrator

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. 11645 - Providing additional
authorization for the Library of Congress
Madison Building
Sponsor - Rep. Jones (D) Alabama and Rep. Harsha (R)
Ohio

Last Day for Action

March 2, 1976 - Tuesday

Purpose

To authorize additional funds for the Library of Congress
James Madison Memorial Building.

Agency Recommendations

Office of Management and Budget	Approval
Library of Congress	Approval
General Services Administration	Approval (Informally)

Discussion

The enrolled bill would increase the appropriation authorization for the new Madison branch of the Library of Congress from \$90 million to \$123 million. Construction of the Madison building, the third structure in the Library of Congress complex, was initially authorized in 1965 at a level of \$75 million. In 1970 that authorization level was increased to \$90 million to take account of delays in the actual appropriation of funds and the general escalation of construction costs. The current \$33 million increase in the authorization level which the enrolled bill would provide is, in the judgment of the Architect

THE WHITE HOUSE

ACTION MEMORANDUM

WASHINGTON

LOG NO.:

Date: February 28

Time: 700pm

FOR ACTION: Kathy Ryan *ok*
 Max Friedersdorf *ok* cc (for information): Jack Marsh
 Ken Lazarus *ok* Jim Cavanaugh
~~Debra~~

FROM THE STAFF SECRETARY

DUE: Date: February 23

Time: 300pm

SUBJECT:

H.R. 11645 - Providing additional
 authorization for the Library of Congress
 Madison Building

ACTION REQUESTED:

- | | |
|---|---|
| <input type="checkbox"/> For Necessary Action | <input type="checkbox"/> For Your Recommendations |
| <input type="checkbox"/> Prepare Agenda and Brief | <input type="checkbox"/> Draft Reply |
| <input checked="" type="checkbox"/> For Your Comments | <input type="checkbox"/> 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 23

Time: 700pm

FOR ACTION: Kathy Ryan
Max Friedersdorf
Ken Lazarus

cc (for information): Jack Marsh
Jim Cavanaugh

FROM THE STAFF SECRETARY

DUE: Date: February 25

Time: 300pm

SUBJECT:

H.R. 11645 - Providing additional
authorization for the Library of Congress
Madison Building

ACTION REQUESTED:

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

REMARKS:

Please return to Judy Johnston, Ground Floor West Wing

No objection -- Ken Lazarus 2/25/76

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.

SEARCHED
SERIALIZED
INDEXED
FILED

THE WHITE HOUSE

ACTION MEMORANDUM

WASHINGTON

LOG NO.:

Date: February 23

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authorization for the Library of Congress
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ACTION REQUESTED:

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| <input type="checkbox"/> For Necessary Action | <input type="checkbox"/> For Your Recommendations |
| <input type="checkbox"/> Prepare Agenda and Brief | <input type="checkbox"/> Draft Reply |
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REMARKS:

Please return to Judy Johnston, Ground Floor West Wing

*See with me from Arts & Architect of
the Capitol standpoint.
David Lissy is doing libraries. KAR.*

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.

FOR THE STAFF SECRETARY

THE WHITE HOUSE

WASHINGTON

February 24, 1976

MEMORANDUM FOR: JIM CAVANAUGH
FROM: MAX L. FRIEDERSDORF *M. L. F.*
SUBJECT: H. R. 11645 - Providing additional authorization
for the Library of Congress Madison Building

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

Attachments

LIBRARY OF CONGRESS MADISON MEMORIAL BUILDING

FEBRUARY 4, 1976.—Committed to the Committee of the Whole House on the State of the Union and ordered to be printed

Mr. JONES of Alabama, from the Committee on Public Works and Transportation, submitted the following

REPORT

[To accompany H.R. 11645]

The Committee on Public Works and Transportation to whom was referred the bill (H.R. 11645) to amend the Act of October 19, 1965, to provide additional authorization for the Library of Congress James Madison Memorial Building, having considered the same, report favorably thereon without amendment and recommend that the bill do pass.

GENERAL STATEMENT

In 1965, the Congress enacted P.L. 89-260 authorizing the Architect of the Capitol to construct the third Library of Congress building in square 732 in the District of Columbia, property adjacent to the Cannon House Office Building, to be named the Library of Congress James Madison Memorial Building. The building is to contain a suitable memorial hall honoring the fourth President of the United States for his many and brilliant achievements as one of the Nation's Founding Fathers. The legislation authorized the appropriation of not to exceed \$75 million to construct the building, including the preparation of necessary designs, plans, and specifications.

The legislation was necessary due to acute space problems facing the Library of Congress. Growth of the collection and demands for expansion of services to the citizens of the United States and the Congress over the past years without any additional space being made available contributed to the need for this legislation.

In 1970, the Congress enacted P.L. 91-214, which amended P.L. 89-260, increasing the estimated cost to \$90 million and prohibiting the use of the third Library of Congress building for general office building purposes. The increase was caused by the delay in appropriating the funds for the facility in a timely fashion consistent with the original construction schedule of this building and because of the rapidly escalating construction costs in general.

NEED FOR THE LEGISLATION

This legislation would authorize to be appropriated an additional \$33 million for completion of the James Madison Memorial building. The building is in its final stage of construction (phase four) consisting of interior and related work which remains to be contracted and performed. To complete the project, based on competitive bids received for final stage of construction work and other required, projected expenditures, the Architect of the Capitol estimates that an increase of \$33 million in the authorized limit of cost will be required. Accordingly, a breakdown of costs both actual and projected for the uncompleted work follows:

Library of Congress James Madison Memorial Building Project

Total authorized limit of cost of project-----	\$90,000,000
Total appropriated for project-----	\$90,000,000
Total Expended and Obligated to Jan. 1, 1976:	
Phase I: Excavations and foundations-----	7,301,224
Phase II: Exterior stone-----	5,304,802
Phase III: Superstructure-----	25,273,828
Shop inspection of structural steel-----	9,629
Relocation of water and sewer lines and street and curb work-----	268,858
Soil testing, surveys, and miscellaneous construction costs-----	10,855
Modeling and carving Madison statue-----	100,000
Design and installation of decorative screen, main entrance-----	50,000
Design model, sculptural fountain-----	24,500
Design and sculpturing of two bronze medallions-----	8,150
Design-carving in glass Library of Congress seal-----	3,900
Exhibit consultant services-----	70,000
Architectural and engineering services, including preliminary plans and supplements to such plans-----	4,070,749
Administrative and miscellaneous expenses-----	2,539,905
Total expended and obligated to January 1, 1976-----	—45,036,400
Unobligated balance January 1, 1976-----	44,963,600
Projected obligations required to complete project:	
Administrative and miscellaneous expenses-----	3,600,000
Minimum construction work under phase IV—interior work—based on low bid July 23, 1975-----	44,480,000
Additional architectural and engineering fee, based on minimum construction work, phase IV, low base bid-----	324,000
Other construction work under original approved phase IV program, based on low bid July 23, 1975 for such items, stated as separate—additive—prices over and above base bid-----	12,846,000
Additional architectural and engineering fee, based on other construction work, phase IV, low bid additives—original approved program-----	642,300
Total-----	—61,892,300
Excess cost based on all work included in original, approved program-----	—16,928,700

Library of Congress James Madison Memorial Building Project—Continued

Other construction work, not approved in original approved program, but approved for inclusion in modified program, based on low bid July 23, 1975 for such items, phase IV, stated as separate—additive—prices, over and above base bid-----	9,709,300
Additional architectural and engineering fee, based on other construction work, phase IV, low bid additives, not included in original approved program-----	485,465
Contingency allowance-----	5,876,535
Total-----	—14,071,300
Excess cost to complete project-----	—33,000,000

By direction of the House Office Building Commission, Senate Office Building Commission, and Joint Committee on the Library, vested by law with authority over the project, the five bidders on phase four were requested to extend the time for acceptance of their bids from the required acceptance date of September 21, 1975 to November 21, 1975, which all five agreed to do. They were again requested to extend the modified acceptance date from November 21, 1975 to January 21, 1976, which two of the five bidders agreed to do. Those two bidders were further requested to extend the acceptance date from January 21, 1976 to February 21, 1976, which they both agreed to do. One of these two bidders was the bidder who submitted the lowest bid for the overall project.

It is thus imperative, if the government is to have the benefit of the low bid, that legislative action be taken which will provide authorization and appropriations prior to February 21, 1976.

The Library of Congress is the nation's intellectual treasure house containing more than 75 million books, prints and other items. It is of indispensable assistance to Congress itself through factual analyses of legislative issues and provides the public with specialized services too numerous to mention.

The Library, having long ago outgrown its two existing buildings, has staff and collections scattered in ten different locations in Washington and nearby suburbs. The bookstacks are overcrowded, therefore, large collections of books, maps, newspapers and other library items have been forced to be located in rental space off Capitol Hill. This has caused serious inconvenience to Congress and to scholars who visit the Library. It also has a damaging effect on the collections due to unsatisfactory conditions they are stored in and the transporting back and forth of such materials. In addition, large numbers of library staff are now housed in cramped, poorly ventilated spaces.

The James Madison Memorial building has been designed for the Library's needs. The building is a specialized structure that will offer the conditions needed to preserve, store, and efficiently use the information in its valued collections. Reading rooms in the shell of the building have already been provided for in the design. Large areas, rather than individual offices, have also been designed to provide efficient work space for large scale technical operations. In essence, the building will provide 1.5 million square feet of well-planned space.

COMMITTEE VIEWS

The James Madison Memorial Building must be completed, and promptly, if the Library of Congress is to continue to grow and meet its responsibilities to the Congress, the research and academic communities, and the Nation. The Public Works and Transportation Committee therefore recommends that the authorized appropriation of \$90 million to complete construction of the building be increased to \$123 million.

COMPLIANCE WITH CLAUSE 2(1) OF RULE XI OF THE RULES OF THE HOUSE OF REPRESENTATIVES

(1) With reference to Clause 2(1)(3)(A) of Rule XI of the Rules of the House of Representatives, no separate hearings were held on the subject matter of this legislation by the Subcommittee on Investigation and Review, however, the Subcommittee on Public Buildings and Grounds and the Full Committee held hearings on the subject matter which resulted in H.R. 11645, as reported.

(2) Clause (2)(1)(3)(B) of Rule XI of the Rules of the House of Representatives requires that the report of any committee on a measure which has been approved by the committee shall include the statement required by section 308(a) of the Congressional Budget Act of 1974, if the measure provides new budget authority of new or increased tax expenditures. H.R. 11645 authorizes appropriations of \$33 million but does not provide additional budget authority.

(3) With respect to Clause 2(1)(3)(C) of the Rules of the House of Representatives, the Committee has not received an estimate and comparison prepared by the Director of the Congressional Budget Office under section 403 of the Congressional Budget Act.

(4) With respect to Clause 2(1)(4) of Rule XI of the Rules of the House of Representatives, the Committee has not received a report from the Committee on Government Operations pertaining to the subject matter.

(5) With reference to Clause 2(1)(4) of Rule XI of the Rules of the House of Representatives, the following information is provided:

The total amount of \$33,000,000 requested in H.R. 11645 would have minimal overall inflationary impact on prices and costs in the operation of the national economy.

The legislation would provide a reduction in unemployment during the period 1977-1979 when the funds are estimated to be disbursed. It is estimated that during this period, workers employed by the construction contractor and subcontractors would average around 500 year during the greater part of the period.

Since the time for acceptance of 2 of the 5 bids received, pursuant to request for competitive bids, has been extended to February 21, 1976, if immediate action is taken on H.R. 11645, it is reasonable to conclude that cost escalation will be less than if the project is further delayed and new bids requested and the period of construction correspondingly extended.

Since the superstructure and exterior of the building have been completed, there would obviously be a major economic waste for the building not to be completed.

COST OF LEGISLATION

In accordance with Rule XIII(7) of the Rules of the House of Representatives, the following information is furnished on the cost to the United States in carrying out H.R. 11645, as reported, in Fiscal Year 1976 and in each of the five following fiscal years. The estimate is based on total amount of authorizations contained in H.R. 11645, as reported.

1976 -----	\$33,000,000
Transition quarter -----	None
1977 -----	None
1978 -----	None
1979 -----	None
1980 -----	None
1981 -----	None

VOTE

The Committee ordered the bill reported by voice vote.

CHANGES IN EXISTING LAW MADE BY THE BILL, AS REPORTED

In compliance with clause 3 of Rule XIII of the Rules of the House of Representatives, changes in existing law made by the bill, as reported, are shown as follows (existing law proposed to be omitted is enclosed in black brackets, new matter is printed in italics, existing law in which no change is proposed is shown in romans):

ACT OF OCTOBER 19, 1965

JOINT RESOLUTION To authorize the Architect of the Capitol to construct the third Library of Congress building in square 732 in the District of Columbia to be named the James Madison Memorial Building and to contain a Madison Memorial Hall, and for other purposes.

Whereas the Library of Congress has been critically in need of an additional building for several years and in 1958 submitted to the Joint Committee on the Library justification in support thereof, and the Architect of the Capitol, pursuant to statutory authorization set forth in Public Law 86-469, May 14, 1960, and the appropriation of funds by Public Law 86-628, July 12, 1960, and with the approval of the Joint Committee on the Library, undertook the preparation of preliminary plans and estimates of cost for an additional Library of Congress building of two million square feet, net area, to be constructed on four squares east of the Library Annex and to provide for the Library's growth for thirty-five years after 1960;

Whereas the James Madison Memorial Commission was established by Act of Congress of April 8, 1960, "for the purpose of considering and formulating plans for the design, construction, and location of a permanent memorial to James Madison in the city of Washington, District of Columbia or its immediate environs", and, pursuant to said Act, planned and recommended a Madison Memorial Research Library in square 732 which would have been limited to a Madison Memorial Hall and facilities for research by scholars and other experts with an underground annex consisting of three floors in

which could be stored the papers of the twenty-three Presidents of the United States and other valuable documents now in the Library of Congress which would be made available for research in the memorial library;

Whereas the House Office Building Commission's jurisdiction over square 732, which is owned by the United States, and the said Commission's approval of the Madison Memorial Commission proposal for a Madison Memorial Research Library to be constructed on square 732 resulted in redirecting the preparation of preliminary plans and estimates of cost for an additional Library of Congress building to include, as a part of the Library's building program, the proposal Madison Memorial Research Library and underground annex, both to be administered by the Librarian of Congress. Such redirection of the Library's building program as developed and reported to the Joint Committee on the Library in 1961 would have provided about 24 per centum of the Library's projected new space in the memorial and underground annex and the remaining 76 per centum on two squares east of the annex, in place of the initial plan for a single structure on four squares east of the annex;

Whereas the provision of an additional Library of Congress building is a dire necessity and should be undertaken without further delay and square 732, although limited to about 85 per centum of the space sought in an additional Library of Congress building, is a desirable location for such building, has been cleared of all structures, and would present no delay to building construction;

Whereas the construction of a third Library building in square 732 would render unnecessary at this time the acquisition and use of residential blocks east of the present Library Annex for a Library building; and

Whereas the designation of the Library of Congress third building as the Library of Congress James Madison Memorial Building and the inclusion of a Madison Memorial Hall would memorialize Madison in such a way as to bring to the attention of the American people and particularly students who come to Washington by the hundreds of thousands each year, the principles of government conceived by Madison which are embodied in the Constitution and the Bill of Rights: Now, therefore, be it

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That (a) the Architect of the Capitol under the direction jointly of the House Office Building Commission, the Senate Office Building Commission, and the Joint Committee on the Library, after consultation with a committee designated by the American Institute of Architects, is authorized and directed to construct (including, but not limited to, the preparation of all necessary designs, plans, and specifications) in square 732 in the District of Columbia a third Library of Congress fireproof building, which shall be known as the Library of Congress James Madison Memorial Building. The design of such building shall include a Madison Memorial Hall and shall be in keeping with the prevailing architecture of the Federal buildings on Capitol Hill. The Madison Memorial Hall shall be developed in consultation with the James Madison Memorial Commission.

(b) In carrying out his authority under this joint resolution, the Architect of the Capitol, under the direction jointly of the House Office Building Commission, the Senate Office Building Commission, and the Joint Committee on the Library, is authorized (1) to provide for such equipment, such connections with the Capitol Power Plant and other utilities, such access facilities over or under public streets, such changes in the present Library of Congress buildings, such changes in or additions to the present tunnels, and such other appurtenant facilities, as may be necessary, and (2) to do such landscaping as may be necessary by reason of the construction authorized by this joint resolution.

SEC. 2. The structural and mechanical care of the building authorized by this joint resolution and the care of the surrounding grounds shall be under the Architect of the Capitol.

SEC. 3. There is hereby authorized to be appropriated not to exceed ~~[\$90,000,000]~~ \$123,000,000 to construct the building authorized by this joint resolution (including the preparation of all necessary designs, plans, and specifications).

There is also authorized to be appropriated not exceeding \$10,000 to pay the expenses of the James Madison Memorial Commission.

○

H. R. 11645

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 amend the Act of October 19, 1965, to provide additional authorization for the Library of Congress James Madison Memorial Building.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 3 of the joint resolution entitled "Joint resolution to authorize the Architect of the Capitol to construct the third Library of Congress building in square 732 in the District of Columbia to be named the James Madison Memorial Building and to contain a Madison Memorial Hall, and for other purposes", approved October 19, 1965 (79 Stat. 986; Public Law 89-260), is amended by striking out "\$90,000,000" and inserting in lieu thereof "\$123,000,000".

Speaker of the House of Representatives.

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