

114TH CONGRESS
1ST SESSION

H. R. 3387

To amend the Freedom of Information Act, the Privacy Act, and the Federal Advisory Committee Act to apply the requirements of such Acts to the Smithsonian Institution, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JULY 29, 2015

Ms. NORTON introduced the following bill; which was referred to the Committee on Oversight and Government Reform

A BILL

To amend the Freedom of Information Act, the Privacy Act, and the Federal Advisory Committee Act to apply the requirements of such Acts to the Smithsonian Institution, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Open and Transparent
5 Smithsonian Act of 2015”.

1 **SEC. 2. APPLICATION OF OPEN GOVERNMENT LAWS TO**
2 **SMITHSONIAN INSTITUTION.**

3 (a) **FREEDOM OF INFORMATION ACT.**—Section 552
4 of title 5, United States Code (commonly referred to as
5 the Freedom of Information Act) is amended by adding
6 at the end the following new subsection:

7 “(m) For purposes of this section, the Smithsonian
8 Institution shall be considered an agency, and the Sec-
9 retary of the Smithsonian Institution shall be considered
10 the head of the agency.”.

11 (b) **PRIVACY ACT.**—Section 552a(a)(1) of title 5,
12 United States Code (commonly referred to as the Privacy
13 Act), is amended by striking the semicolon at the end and
14 inserting “, except that such term also includes the Smith-
15 sonian Institution;”.

16 (c) **REQUIRING OPEN MEETINGS.**—Section 552b of
17 title 5, United States Code (relating to open meetings) is
18 amended by striking the semicolon at the end and insert-
19 ing “, except that such term also includes the Smithsonian
20 Institution;”.

21 (d) **FEDERAL ADVISORY COMMITTEE ACT.**—Section
22 4 of the Federal Advisory Committee Act (5 U.S.C. App.)
23 is amended by adding at the end the following new sub-
24 section:

1 “(d) The Smithsonian Institution shall be considered
2 an advisory committee for purposes of this Act, other than
3 section 14.”.

4 **SEC. 3. EFFECTIVE DATE AND APPLICATION.**

5 (a) **EFFECTIVE DATE.**—This Act and the amend-
6 ments made by this Act shall take effect on the date of
7 enactment of this Act.

8 (b) **APPLICATION.**—This Act shall apply to—

9 (1) all actions taken by the Board of Regents
10 of the Smithsonian Institution or any officer or em-
11 ployee of the Smithsonian Institution before, on, or
12 after the date of enactment of this Act;

13 (2) any record created before, on, or after that
14 date; and

15 (3) any meeting held before, on, or after that
16 date.

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