

**AMENDMENT IN THE NATURE OF A SUBSTITUTE
TO H.R. 1329
OFFERED BY MRS. MILLER OF ILLINOIS**

Strike all after the enacting clause and insert the following:

1 SECTION 1. SHORT TITLE.

2 This Act may be cited as the “Smithsonian American
3 Women’s History Museum Act”.

**4 SEC. 2. SITE OF SMITHSONIAN AMERICAN WOMEN’S HIS-
5 TORY MUSEUM.**

6 (a) AUTHORIZING SITE WITHIN RESERVE OF NA-
7 TIONAL MALL.—Section 107(d) of division T of the Con-
8 solidated Appropriations Act, 2021 (20 U.S.C. 80t-5(d))
9 is amended by striking “, except that” and all that follows
10 and inserting a period.

11 (b) SITE DESIGNATION.—Section 107(a) of division
12 T of the Consolidated Appropriations Act, 2021 (20
13 U.S.C. 80t-5(a)) is amended to read as follows:

14 “(a) IN GENERAL.—The site for the Museum is here-
15 by designated as the South Monument site, located on the
16 National Mall, bordered by 14th Street Southwest, Jeffer-
17 son Drive Southwest, Raoul Wallenberg Place Southwest,
18 and Independence Avenue Southwest, except that the

1 President may designate an alternative site for the Mu-
2 seum within 180 days of the date of the enactment of this
3 subsection.”.

4 (c) USE OF SITE.—

5 (1) TRANSFER.—Section 107(b) of division T
6 of the Consolidated Appropriations Act, 2021 (20
7 U.S.C. 80t-5(b)) is amended to read as follows:

8 “(b) TRANSFER OF SITE.—As soon as practicable
9 after the date of the enactment of this subsection, the
10 head of the Federal agency or entity shall transfer to the
11 Smithsonian Institution its administrative jurisdiction
12 over the land described in subsection (a).”.

13 (2) BUILDING REQUIREMENTS.—Section 107(c)
14 of division T of the Consolidated Appropriations Act,
15 2021 (20 U.S.C. 80t-5(c)) is amended to read as fol-
16 lows:

17 “(c) BUILDING.—

18 “(1) IN GENERAL.—The Board of Regents, in
19 consultation with the head of the Federal agency or
20 entity and the council established under section 104
21 and with the approval of the Commission of Fine
22 Arts, National Capital Planning Commission, the
23 National Capital Memorial Advisory Commission,
24 and the head of the Federal agency or entity, may
25 plan, design, and construct a building for the Mu-

1 seum, which shall be located at the site described in
2 subsection (a).

3 “(2) CRITERIA.—In considering site and design
4 proposals, the Commission of Fine Arts, the Na-
5 tional Capital Planning Commission, the National
6 Capital Memorial Advisory Commission, and the
7 head of the Federal agency or entity shall be guided
8 by, but not limited to the following criteria:

9 “(A) The Museum shall be located so that
10 to the maximum extent practicable, it protects
11 the open space, existing public use, and cultural
12 and natural resources.

13 “(B) The Museum shall be constructed of
14 durable material suitable to the outdoor envi-
15 ronment.

16 “(C) Landscape features of the Museum
17 shall be compatible with the climate.

18 “(D) The National Capital Planning Com-
19 mission and the Commission of Fine Arts may
20 develop such criteria or guidelines specific to
21 each site that are mutually agreed upon to en-
22 sure that the design of the Museum carries out
23 the purposes of this section.”.

24 “(3) EXPENSES.—Section 107 of division T of
25 the Consolidated Appropriations Act, 2021 (20

1 U.S.C. 80t-5) is amended by adding at the end the
2 following:

3 “(f) EXPENSES.—The Smithsonian Institution shall
4 reimburse within 60 days any and all costs incurred by
5 the head of the Federal agency or entity for implementa-
6 tion of any recommendations resulting from the approval
7 process described in subsection (c).”.

8 (d) MUSEUM PURPOSE.—Section 103 of division T
9 of the Consolidated Appropriations Act, 2021 (20 U.S.C.
10 80t-1) is amended by adding at the end the following:

11 “(c) SCOPE OF MISSION.—

12 “(1) IN GENERAL.—The Museum shall be dedi-
13 cated to preserving, researching, and presenting the
14 history, achievements, and lived experiences of bio-
15 logical women in the United States.

16 “(2) PROHIBITION.—The Museum may not
17 identify, present, describe, or otherwise depict any
18 biological male as a female.”.

19 (e) ENSURING DIVERSITY OF POLITICAL VIEW-
20 POINTS AND AUTHENTIC EXPERIENCES.—Section
21 104(b)(4) of division T of the Consolidated Appropriations
22 Act, 2021 (20 U.S.C. 80t-2(b)(4)) is amended to read as
23 follows:

24 “(4) ENSURING DIVERSITY OF POLITICAL VIEW-
25 POINTS AND AUTHENTIC EXPERIENCES.—

1 “(A) IN GENERAL.—The Council shall en-
2 sure that the exhibits and programs of the Mu-
3 seum reflect, to the extent practicable, an equal
4 representation of the diversity of the political
5 viewpoints and authentic experiences held by
6 women in the United States, accurately and
7 comprehensively representing the varied cul-
8 tures, histories, events, and values held by such
9 women.

10 “(B) SPECIFIC REQUIREMENTS.—In car-
11 rying out its duties, the Council shall ensure
12 that it seeks and utilizes to its maximum ability
13 guidance from a broad array of knowledgeable
14 and respected sources reflecting the diversity of
15 the political viewpoints and authentic experi-
16 ences held by women in the United States, and
17 shall seek such guidance for both the creation
18 and substantial revision of exhibits and pro-
19 grams.

20 “(C) DEFINITIONS.—In this paragraph—
21 “(i) the term ‘broad array’ means a
22 range of experts and publications that rep-
23 resent the broad spectrum of communities
24 of women, to include varied viewpoints, po-

1 litical ideologies, cultures, and lived experi-
2 ences in the United States; and

3 “(ii) the term ‘knowledgeable and re-
4 spected source’ means an individual who
5 has gained through education, publication,
6 or witnessing an important or historical
7 event, the ability to advise on at least one
8 unique viewpoint or experience of a par-
9 ticular community of women in the United
10 States, and whose knowledge has been re-
11 lied upon by a notable segment of that
12 community for education, heritage preser-
13 vation, or historical purposes, and includes
14 the work of such an individual which re-
15 flects such ability and knowledge.”.

16 (f) REPORTS TO CONGRESS.—Not later than 120
17 days after the date of the enactment of this Act and every
18 2 years thereafter, the Secretary of the Smithsonian shall
19 submit to the Committee on Natural Resources of the
20 House of Representatives, the Committee on Energy and
21 Natural Resources of the Senate, the Committee on House
22 Administration of the House of Representatives, the Com-
23 mittee on Rules and Administration of the Senate, the
24 Committee on Transportation and Infrastructure of the
25 House of Representatives, the Committee on Appropria-

1 tions of the House of Representatives, and the Committee
2 on Appropriations of the Senate a report on actions taken
3 by the Director of the Smithsonian American Women's
4 History Museum and the Council of the Museum to com-
5 ply with the requirements of the amendments made by
6 subsection (f), including a description of actions taken
7 with respect to substantial revisions of current exhibits
8 and programs as well the planning of future exhibits and
9 programs.

10 (g) EFFECTIVE DATE.—This section and the amend-
11 ments made by this section shall take effect as if included
12 in the enactment of title I of division T of the Consolidated
13 Appropriations Act, 2021 (20 U.S.C. 80t et seq.).

