

Public Law 100-467  
100th Congress

An Act

To require the Secretary of the Treasury to mint and issue one-dollar coins in commemoration of the 100th anniversary of the birth of Dwight David Eisenhower.

Oct. 3, 1988  
[S. 2789]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

Dwight David  
Eisenhower  
Commemorative  
Coin Act of 1988.  
31 USC 5112  
note.

SECTION 1. SHORT TITLE.

This Act may be cited as the "Dwight David Eisenhower Commemorative Coin Act of 1988".

SEC. 2. DWIGHT DAVID EISENHOWER COMMEMORATIVE COINS.

31 USC 5112  
note.

(a) **AUTHORIZATION.**—Subject to subsection (b), the Secretary of the Treasury (hereinafter in this Act referred to as the "Secretary") shall mint and issue one-dollar coins in commemoration of the one hundredth anniversary of the birth of Dwight David Eisenhower.

(b) **LIMITATION ON THE NUMBER OF COINS.**—The Secretary may not mint more than four million of the coins referred to in subsection (a).

(c) **SPECIFICATIONS AND DESIGN OF COINS.**—Each coin referred to in subsection (a) shall—

- (1) weigh 26.73 grams;
- (2) have a diameter of 1.500 inches;
- (3) contain 90 percent silver and 10 percent copper;
- (4) designate the value of such coin;
- (5) have an inscription of—
  - (A) the year "1990"; and
  - (B) the words "Liberty", "In God We Trust", "United States of America", and "E Pluribus Unum";
- (6) have the likeness of Dwight David Eisenhower on the obverse side of such coin; and
- (7) have an illustration of the home of Dwight David Eisenhower located in the Gettysburg National Historic Site on the reverse side of such coin.

(d) **NUMISMATIC ITEMS.**—For purposes of section 5132(a)(1) of title 31, United States Code, the coins referred to in subsection (a) shall be considered to be numismatic items.

(e) **LEGAL TENDER.**—The coins referred to in subsection (a) shall be legal tender as provided in section 5103 of title 31, United States Code.

SEC. 3. SOURCES OF BULLION.

31 USC 5112  
note.

The Secretary shall obtain silver for the coins referred to in section 1(a) only from stockpiles established under the Strategic and Critical Materials Stock Piling Act (50 U.S.C. 98 et seq.).

SEC. 4. MINTING AND ISSUANCE OF COINS.

31 USC 5112  
note.

(a) **UNCIRCULATED AND PROOF QUALITIES.**—The Secretary may mint and issue the coins referred to in section 1(a) in uncirculated and proof qualities.

(b) **USE OF THE UNITED STATES MINT.**—The Secretary may not use more than 1 facility of the United States Mint to strike each such quality of the coins referred to in section 1(a).

(c) **COMMENCEMENT OF AUTHORITY TO SELL COINS.**—The Secretary may begin selling the coins referred to in section 1(a) on January 1, 1990.

(d) **TERMINATION OF AUTHORITY TO MINT COINS.**—The Secretary may not mint the coins referred to in section 1(a) after December 31, 1990.

31 USC 5112  
note.

#### SEC. 5. SALE OF COINS.

(a) **IN GENERAL.**—Subject to subsections (b) and (c), and notwithstanding any other provision of law, the Secretary shall sell the coins referred to in section 1(a) at a price equal to—

- (1) the face value of such coins; and
- (2) the cost of designing, minting, dies, use of machinery, and overhead expenses.

(b) **BULK SALES.**—The Secretary shall make any bulk sales of the coins referred to in section 1(a) at a reasonable discount to reflect the lower costs of such sales.

(c) **PREPAID ORDERS.**—Before January 1, 1990, the Secretary shall accept prepaid orders for the coins referred to in section 1(a). The Secretary shall make sales with respect to such prepaid orders at a reasonable discount to reflect the benefit to the Federal Government of prepayment.

(d) **SURCHARGES.**—The Secretary shall include a surcharge of \$7 per coin on all sales of the coins referred to in section 1(a).

31 USC 5112  
note.

#### SEC. 6. FINANCIAL ASSURANCES.

(a) **NO NET COST TO THE GOVERNMENT.**—The Secretary shall take such actions as may be necessary to ensure that the minting and issuance of the coins referred to in section 1(a) shall result in no net costs to the Federal Government.

(b) **PAYMENT FOR THE COINS.**—The Secretary may not sell a coin referred to in section 1(a) unless the Secretary has received—

- (1) full payment for such coin;
- (2) security satisfactory to the Secretary to indemnify the Federal Government for full payment; or
- (3) a guarantee of full payment satisfactory to the Secretary from a depository institution whose deposits are insured by the Federal Deposit Insurance Corporation, the Federal Savings and Loan Insurance Corporation, or the National Credit Union Administration Board.

31 USC 5112  
note.

#### SEC. 7. PROCUREMENT OF GOODS AND SERVICES.

(a) **IN GENERAL.**—Except as provided in subsection (b), no provision of law governing procurement or public contracts shall be applicable to the procurement of goods or services necessary for carrying out the provisions of this Act.

(b) **EQUAL EMPLOYMENT OPPORTUNITY.**—Subsection (a) shall not apply with respect to any law relating to equal employment opportunity.

**SEC. 8. REDUCTION OF FEDERAL DEBT.**31 USC 5112  
note.

The Secretary shall deposit in the general fund of the Treasury for the purpose of reducing the Federal debt an amount equal to the amount of all surcharges that are received by the Secretary from the sale of the coins referred to in section 1(a).

Approved October 3, 1988.

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**LEGISLATIVE HISTORY—S. 2789 (H.R. 3654):**

**CONGRESSIONAL RECORD**, Vol. 134 (1988):

Sept. 14, considered and passed Senate.

Sept. 16, H.R. 3654 considered and passed House; proceedings vacated and S. 2789 passed in lieu.