

## § 1281.4

## 36 CFR Ch. XII (7-1-08 Edition)

*Endowment library.* This term means a Presidential library that is subject to the endowment requirements of 44 U.S.C. 2112(g). The term includes the existing libraries of presidents who took the oath of office as President for the first time on or after January 20, 1985, the proposed library of President George W. Bush, and the libraries of presidents who take the oath of office as President for the first time on or after July 1, 2002.

*Equipment.* As used in this part, the term means operating equipment that must be furnished with the new library and included in the calculation of the required endowment. Operating equipment is fundamental to the operation of the library and is normally built into the facility or permanently mounted to the structure.

*Existing library.* This term means a Presidential library that has been accepted by the Archivist under 44 U.S.C. 2112(a) and established as part of the system of Presidential libraries managed by NARA.

*Facility operations.* This term means those activities, including administrative services, involved with maintaining, operating, protecting, and improving a Presidential library.

*Foundation.* This term means a private organization organized under state law to construct a new Presidential library. The term usually refers to nonprofit charitable organizations that meet the requirements of section 501(c)(3) of the Internal Revenue Code (26 CFR 501(c)(3)). The term specifically includes “foundation” and “institute,” as those terms are used in 44 U.S.C. 2112(a)(1)(B).

*Historical materials.* The term “historical materials” has the meaning set forth at 44 U.S.C. 2101.

*New library.* This term means a Presidential library for a President who took the oath of office as President for the first time on or after January 20, 1985, that has not been accepted by the Archivist under 44 U.S.C. 2112(a). Presidential libraries that have been accepted by the Archivist and established as part of the system of Presidential libraries that are managed by NARA are “existing libraries.”

*Physical or material change or addition.* This term means any addition of

square footage, as defined by the BOMA Standard (incorporated by reference in §1281.2) or any physical or material change to the existing structure of an existing library that results in a significant increase in the cost of facility operations.

*Presidential library.* This term means a Presidential archival depository as defined in 44 U.S.C. 2101.

*Presidential records.* The term has the meaning set forth at 44 U.S.C. 2201.

### **§1281.4 What are the architectural and design standards for Presidential libraries?**

The Archivist is required by 44 U.S.C. 2112(a)(2) to promulgate architectural and design standards for Presidential libraries. The standards address the architectural, design, and structural requirements of a new Presidential library and additions or renovations, and they ensure that Presidential libraries are safe and efficient to operate and provide adequate and secure research and museum facilities. A copy of the standards is provided to the foundation upon request and is available from the Office of Presidential Libraries (NL), Room 2200, 8601 Adelphi Rd., College Park, MD 20740-6001.

### **§1281.6 What certifications must be provided to NARA?**

(a) The foundation must provide to NARA design and construction certifications specified in the architectural and design standards.

(b) Any item that NARA finds is not in compliance with the architectural and design standards must be corrected by the foundation or, if not corrected by the foundation, will be corrected by NARA with the foundation paying the full cost of taking necessary corrective action.

### **§1281.8 What information must be provided to NARA for its report to Congress on a new Presidential library facility?**

(a) NARA must submit a report to Congress on a proposed new library pursuant to 44 U.S.C. 2112(a)(3). The foundation that is building the library must help NARA as necessary in compiling the information needed for this report. If a State, political subdivision,