

Calendar No. 234

110TH CONGRESS  
1ST SESSION**H. R. 512****[Report No. 110-104]**

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IN THE SENATE OF THE UNITED STATES

FEBRUARY 7, 2007

Received; read twice and referred to the Committee on Energy and Natural  
Resources

JUNE 26, 2007

Reported by Mr. BINGAMAN, without amendment

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## **AN ACT**

To establish the Commission to Study the Potential Creation of the National Museum of the American Latino to develop a plan of action for the establishment and maintenance of a National Museum of the American Latino in Washington, DC, 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 “Commission to Study  
5 the Potential Creation of the National Museum of the  
6 American Latino Act of 2007”.

1 **SEC. 2. ESTABLISHMENT OF COMMISSION.**

2 (a) IN GENERAL.—There is established the Commis-  
3 sion to Study the Potential Creation of a National Mu-  
4 seum of the American Latino (hereafter in this Act re-  
5 ferred to as the “Commission”).

6 (b) MEMBERSHIP.—The Commission shall consist of  
7 23 members appointed not later than 6 months after the  
8 date of the enactment of this Act as follows:

9 (1) The President shall appoint 7 voting mem-  
10 bers.

11 (2) The Speaker of the House of Representa-  
12 tives, the minority leader of the House of Represent-  
13 atives, the majority leader of the Senate, and the mi-  
14 nority leader of the Senate shall each appoint 3 vot-  
15 ing members.

16 (3) In addition to the members appointed under  
17 paragraph (2), the Speaker of the House of Rep-  
18 resentatives, the minority leader of the House of  
19 Representatives, the majority leader of the Senate,  
20 and the minority leader of the Senate shall each ap-  
21 point 1 nonvoting member.

22 (c) QUALIFICATIONS.—Members of the Commission  
23 shall be chosen from among individuals, or representatives  
24 of institutions or entities, who possess either—

25 (1) a demonstrated commitment to the re-  
26 search, study, or promotion of American Latino life,

1 art, history, political or economic status, or culture,  
2 together with—

3 (A) expertise in museum administration;

4 (B) expertise in fundraising for nonprofit  
5 or cultural institutions;

6 (C) experience in the study and teaching of  
7 Latino culture and history at the post-sec-  
8 ondary level;

9 (D) experience in studying the issue of the  
10 Smithsonian Institution's representation of  
11 American Latino art, life, history, and culture;  
12 or

13 (E) extensive experience in public or elect-  
14 ed service; or

15 (2) experience in the administration of, or the  
16 planning for the establishment of, museums devoted  
17 to the study and promotion of the role of ethnic, ra-  
18 cial, or cultural groups in American history.

19 **SEC. 3. FUNCTIONS OF THE COMMISSION.**

20 (a) **PLAN OF ACTION FOR ESTABLISHMENT AND**  
21 **MAINTENANCE OF MUSEUM.**—The Commission shall sub-  
22 mit a report to the President and the Congress containing  
23 its recommendations with respect to a plan of action for  
24 the establishment and maintenance of a National Museum

1 of the American Latino in Washington, DC (hereafter in  
2 this Act referred to as the “Museum”).

3 (b) FUNDRAISING PLAN.—The Commission shall de-  
4 velop a fundraising plan for supporting the creation and  
5 maintenance of the Museum through contributions by the  
6 American people, and a separate plan on fundraising by  
7 the American Latino community.

8 (c) REPORT ON ISSUES.—The Commission shall ex-  
9 amine (in consultation with the Secretary of the Smithso-  
10 nian Institution), and submit a report to the President  
11 and the Congress on, the following issues:

12 (1) The availability and cost of collections to be  
13 acquired and housed in the Museum.

14 (2) The impact of the Museum on regional  
15 Hispanic- and Latino-related museums.

16 (3) Possible locations for the Museum in Wash-  
17 ington, DC and its environs, to be considered in con-  
18 sultation with the National Capital Planning Com-  
19 mission and the Commission of Fine Arts, the De-  
20 partment of the Interior and Smithsonian Institu-  
21 tion.

22 (4) Whether the Museum should be located  
23 within the Smithsonian Institution.

24 (5) The governance and organizational struc-  
25 ture from which the Museum should operate.

1           (6) How to engage the American Latino com-  
2           munity in the development and design of the Mu-  
3           seum.

4           (7) The cost of constructing, operating, and  
5           maintaining the Museum.

6           (d) LEGISLATION TO CARRY OUT PLAN OF AC-  
7           TION.—Based on the recommendations contained in the  
8           report submitted under subsection (a) and the report sub-  
9           mitted under subsection (c), the Commission shall submit  
10          for consideration to the Committee on Transportation and  
11          Infrastructure of the House of Representatives, the Com-  
12          mittee on House Administration of the House of Rep-  
13          resentatives, the Committee on Rules and Administration  
14          of the Senate, the Committee on Natural Resources of the  
15          House of Representatives, the Committee on Energy and  
16          Natural Resources of the Senate, and the Committees on  
17          Appropriations of the House of Representatives and the  
18          Senate recommendations for a legislative plan of action  
19          to create and construct the Museum.

20          (e) NATIONAL CONFERENCE.—In carrying out its  
21          functions under this section, the Commission may convene  
22          a national conference on the Museum, comprised of indi-  
23          viduals committed to the advancement of American Latino  
24          life, art, history, and culture, not later than 18 months  
25          after the commission members are selected.

1 **SEC. 4. ADMINISTRATIVE PROVISIONS.**

2 (a) FACILITIES AND SUPPORT OF DEPARTMENT OF  
3 THE INTERIOR.—The Department of the Interior shall  
4 provide from funds appropriated for this purpose adminis-  
5 trative services, facilities, and funds necessary for the per-  
6 formance of the Commission’s functions. These funds shall  
7 be made available prior to any meetings of the Commis-  
8 sion.

9 (b) COMPENSATION.—Each member of the Commis-  
10 sion who is not an officer or employee of the Federal Gov-  
11 ernment may receive compensation for each day on which  
12 the member is engaged in the work of the Commission,  
13 at a daily rate to be determined by the Secretary of the  
14 Interior.

15 (c) TRAVEL EXPENSES.—Each member shall be enti-  
16 tled to travel expenses, including per diem in lieu of sub-  
17 sistence, in accordance with applicable provisions under  
18 subchapter I of chapter 57 of title 5, United States Code.

19 (d) FEDERAL ADVISORY COMMITTEE ACT.—The  
20 Commission is not subject to the provisions of the Federal  
21 Advisory Committee Act.

22 **SEC. 5. DEADLINE FOR SUBMISSION OF REPORTS; TERMI-**  
23 **NATION.**

24 (a) DEADLINE.—The Commission shall submit final  
25 versions of the reports and plans required under section

1 3 not later than 24 months after the date of the Commis-  
2 sion's first meeting.

3 (b) TERMINATION.—The Commission shall terminate  
4 not later than 30 days after submitting the final versions  
5 of reports and plans pursuant to subsection (a).

6 **SEC. 6. AUTHORIZATION OF APPROPRIATIONS.**

7 There are authorized to be appropriated for carrying  
8 out the activities of the Commission \$2,100,000 for the  
9 first fiscal year beginning after the date of the enactment  
10 of this Act and \$1,100,000 for the second fiscal year be-  
11 ginning after the date of the enactment of this Act.

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