

## CÉSAR ESTRADA CHÁVEZ STUDY ACT

JULY 10, 2007.—Committed to the Committee of the Whole House on the State of the Union and ordered to be printed

Mr. RAHALL, from the Committee on Natural Resources,  
submitted the following

### R E P O R T

[To accompany H.R. 359]

[Including cost estimate of the Congressional Budget Office]

The Committee on Natural Resources, to whom was referred the bill (H.R. 359) to authorize the Secretary of the Interior to conduct a special resource study of sites associated with the life of César Estrada Chávez and the farm labor movement, having considered the same, report favorably thereon with an amendment and recommend that the bill as amended do pass.

The amendment is as follows:

Strike all after the enacting clause and insert the following:

#### SECTION 1. SHORT TITLE.

This Act may be cited as the “César Estrada Chávez Study Act”.

#### SEC. 2. SPECIAL RESOURCE STUDY.

(a) IN GENERAL.—Not later than 3 years after the date on which funds are made available to carry out this Act, the Secretary of the Interior (referred to in this Act as the “Secretary”) shall complete a special resource study of sites in the State of Arizona, the State of California, and other States that are significant to the life of César E. Chávez and the farm labor movement in the western United States to determine—

- (1) appropriate methods for preserving and interpreting the sites; and
- (2) whether any of the sites meets the criteria for listing on the National Register of Historic Places or designation as a national historic landmark under—
  - (A) the Act of August 21, 1935 (16 U.S.C. 461 et seq.); or
  - (B) the National Historic Preservation Act (16 U.S.C. 470 et seq.).

(b) REQUIREMENTS.—In conducting the study under subsection (a), the Secretary shall—

- (1) consider the criteria for the study of areas for potential inclusion in the National Park System under section 8(b)(2) of Public Law 91-383 (16 U.S.C. 1a-5(b)(2)); and
- (2) consult with—
  - (A) the César E. Chávez Foundation;
  - (B) the United Farm Workers Union; and

- (C) State and local historical associations and societies, including any State historic preservation offices in the State in which the site is located.
- (c) REPORT.—On completion of the study, the Secretary shall submit to the Committee on Natural Resources of the House of Representatives and the Committee on Energy and Natural Resources of the Senate a report that describes—
- (1) the findings of the study; and
  - (2) any recommendations of the Secretary.

**SEC. 3. AUTHORIZATION OF APPROPRIATIONS.**

There are authorized to be appropriated such sums as are necessary to carry out this Act.

**PURPOSE OF THE BILL**

The purpose of H.R. 359 is to authorize the Secretary of the Interior to conduct a special resource study of the sites associated with the life of César Estrada Chávez and the farm labor movement.

**BACKGROUND AND NEED FOR LEGISLATION**

In 1962 César Chávez founded the National Farm Workers' Association, which later became the United Farm Workers of America, working to protect farm workers' rights. Chávez led the United Farm Workers for 31 years and gained for farm workers increases in wages and better working conditions. Through his work, Chávez became a national leader on civil rights and social justice.

H.R. 359 directs the Secretary of the Interior to consider sites in Arizona, California, and other States that are significant to the life of César Chávez and the farm labor movement in the western United States. The bill requires the Secretary to determine the appropriate methods for preserving and interpreting the sites and to determine whether any of them meet the criteria for being listed on the National Register of Historic Places or possible designation as national historic landmarks. In conducting the study, the Secretary must consider standard criteria for potential inclusion in the National Park System, and is required to consult with the César E. Chávez Foundation, the United Farm Workers Union, and State and local historical associations.

Under the legislation, the Secretary has three years from the date on which funds are made available to submit to the relevant committees in Congress, a report describing the findings of the study, as well as the Secretary's recommendations.

**COMMITTEE ACTION**

H.R. 359 was introduced on January 9, 2007 by Representative Hilda Solis (D-CA). The bill was referred to the Committee on Natural Resources, and within the Committee to the Subcommittee on National Parks, Forests and Public lands. On March 29, 2007, the Subcommittee held a hearing on the bill. On April 19, 2007, the Subcommittee met to markup the bill. Chairman Raúl Grijalva (D-AZ) offered an amendment to make minor technical changes to the bill. It was adopted by voice vote. The bill was then forwarded to the Full Committee as amended by voice vote.

On May 2, 2007, the Full Natural Resources Committee met to consider the bill and agreed to consider a committee print incorporating the subcommittee amendment as original text. Representative Bill Sali (R-ID) offered an amendment to state that nothing in the Act shall be construed to advance any effort to establish a

national holiday honoring César Chávez. The amendment was not adopted by rollcall vote of 5 yeas and 24 nays as follows:

Committee on Natural Resources  
U.S. House of Representatives  
110<sup>th</sup> Congress

Date: May 2, 2007

Convened:

Adjourned:

Meeting on: Markup of HR 359 - amendment offered by Mr. Sali to the Committee Print was not agreed to by a roll call vote of 5 yeas and 24 nays.

☞ Recorded Vote

Vote # 4

Total: Yeas: 5

Nays: 24

MEMBERS	Yea	Nay	Pres	MEMBERS	Yea	Nay	Pres
Mr. Rahall, WV		✓		Mrs. McMorris Rodgers, WA			
Mr. Young, AK				Mrs. Bernaldo, VI		✓	
Mr. Miller, CA				Mr. Jindal, LA	✓		
Mr. Saxton, NJ				Mr. Costa, CA		✓	
Mr. Markey, MA		✓		Mr. Gohmert, TX			
Mr. Gallegly, CA				Mr. Boren, OK		✓	
Mr. Kildee, MI		✓		Mr. Cole, OK		✓	
Mr. Duncan, TN	✓			Mr. Sarbanes, MD		✓	
Mr. DeFazio, OR				Mr. Bishop, UT	✓		
Mr. Gilchrest, MD				Mr. Hinchey, NY		✓	
Mr. Faleomavaega, AS		✓		Mr. Shuster, PA			
Mr. Calvert, CA				Mr. Kennedy, RI			
Mr. Abercrombie, HI		✓		Mr. Heller, NV		✓	
Mr. Cannon, UT				Mr. Kind, WI		✓	
Mr. Ortiz, TX				Mr. Sali, ID	✓		
Mr. Tancredo, CO				Mrs. Capps, CA		✓	
Mr. Pallone, NJ				Mr. Lamborn, CO	✓		
Mr. Flake, AZ		✓		Mr. Inslee, WA		✓	
Mrs. Christensen, VI				Mr. Mark Udall, CO			
Mr. Pearce, NM				Mr. Baca, CA		✓	
Mrs. Napolitano, CA		✓		Ms. Solis, CA		✓	
Mr. Brown, SC				Ms. Herseth, SD		✓	
Mr. Holt, NJ		✓		Mr. Shuler, NC		✓	
Mr. Fortuño, PR		✓					
Mr. Grijalva, AZ		✓					
				<b>Total</b>	5	24	

Markups - 1/3 to meet (16), 25 to report  
May 3, 2007 (3:26pm)

The bill, as amended, was then ordered favorably reported to the House of Representatives by voice vote.

#### SECTION-BY-SECTION ANALYSIS

##### *Section 1. Short title*

Section 1 entitles the bill the “César Estrada Chávez Study Act.”

##### *Section 2. Special resource study*

Section 2(a) requires the Secretary of the Interior to complete a special resource study of sites in California, Arizona, and other States significant to the life of César Chávez and the farm labor movement in the western United States to determine the appropriate methods for preserving and interpreting the sites and whether any meet the criteria for listing on the National Register of Historic Places or designation as a national historic landmark. This study is required to be completed within three years after funding is made available.

Section 2(b) requires the Secretary, when undertaking the study, to consider the criteria for the study of areas for potential inclusion in the National Park System, and requires the Secretary to consult with certain entities in conducting the study.

Section 2(c) requires the Secretary, upon completion of the study, to submit a report to Congress that describes the findings of the study and any recommendations.

##### *Section 3. Authorization of appropriations*

Section 3 authorizes appropriation of such sums as may be necessary to carry out the Act.

#### COMMITTEE OVERSIGHT FINDINGS AND RECOMMENDATIONS

Regarding clause 2(b)(1) of rule X and clause 3(c)(1) of rule XIII of the Rules of the House of Representatives, the Committee on Natural Resources’ oversight findings and recommendations are reflected in the body of this report.

#### CONSTITUTIONAL AUTHORITY STATEMENT

Article I, section 8 of the Constitution of the United States grants Congress the authority to enact this bill.

#### COMPLIANCE WITH HOUSE RULE XIII

1. **Cost of Legislation.** Clause 3(d)(2) of rule XIII of the Rules of the House of Representatives requires an estimate and a comparison by the Committee of the costs which would be incurred in carrying out this bill. However, clause 3(d)(3)(B) of that rule provides that this requirement does not apply when the Committee has included in its report a timely submitted cost estimate of the bill prepared by the Director of the Congressional Budget Office under section 402 of the Congressional Budget Act of 1974.

2. **Congressional Budget Act.** As required by clause 3(c)(2) of rule XIII of the Rules of the House of Representatives and section 308(a) of the Congressional Budget Act of 1974, this bill does not contain any new budget authority, spending authority, credit authority, or an increase or decrease in revenues or tax expenditures.

3. General Performance Goals and Objectives. As required by clause 3(c)(4) of rule XIII, the general performance goal or objective of this bill is to authorize the Secretary of the Interior to conduct a special resource study of the sites associated with the life of César Estrada Chávez and the farm labor movement.

4. Congressional Budget Office Cost Estimate. Under clause 3(c)(3) of rule XIII of the Rules of the House of Representatives and section 403 of the Congressional Budget Act of 1974, the Committee has received the following cost estimate for this bill from the Director of the Congressional Budget Office:

*H.R. 359—César Estrada Chávez Study Act*

H.R. 359 would direct the Department of the Interior to conduct a study of sites in Arizona, California, and other States that might be suitably preserved and used to interpret the life of César Chávez and the farm labor movement. The study would also determine whether any of the sites meet the criteria for listing in the National Register of Historic Places or designating as a national historic landmark. The bill would authorize the appropriation of whatever amounts are necessary for the study and would require the department to report on its findings and recommendations within three years of receiving funds.

Assuming the availability of appropriated funds, CBO estimates that it would cost \$250,000 over the next three years to complete the required study and report. Enacting the bill would not affect revenues or direct spending.

H.R. 359 contains no intergovernmental or private-sector mandates as defined in the Unfunded Mandates Reform Act and would impose no costs on State, local, or tribal governments.

The CBO staff contact for this estimate is Deborah Reis. The estimate was approved by Peter H. Fontaine, Deputy Assistant Director of the Budget Analysis Division.

COMPLIANCE WITH PUBLIC LAW 104-4

This bill contains no unfunded mandates.

EARMARK STATEMENT

H.R. 359 does not contain any congressional earmarks, limited tax benefits, or limited tariff benefits as defined in clause 9(d), 9(e) or 9(f) of rule XXI.

PREEMPTION OF STATE, LOCAL OR TRIBAL LAW

This bill is not intended to preempt any State, local or tribal law.

CHANGES IN EXISTING LAW

If enacted, this bill would make no changes in existing law.