

103D CONGRESS  
1ST SESSION

# S. 294

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IN THE HOUSE OF REPRESENTATIVES

JULY 22, 1993

Referred to the Committee on Natural Resources

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## AN ACT

To authorize the Secretary of the Interior to formulate a program for the research, interpretation, and preservation of various aspects of colonial New Mexico history, 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 “Colonial New Mexico  
5 Commemorative Act”.

1 **SEC. 2. FINDINGS AND PURPOSE.**

2 (a) FINDINGS.—Congress finds that—

3 (1) in 1598, almost a decade before the first  
4 permanent English settlement was established at  
5 Jamestown, Spanish colonists entered New Mexico,  
6 beginning more than 2 centuries of colonization that  
7 would indelibly mark the character of the American  
8 Southwest;

9 (2) because of the flow of history, New Mexico  
10 has remained a unique area of the Spanish border-  
11 lands;

12 (3) as a result of its remoteness, New Mexico  
13 changed more slowly than other settlements and has  
14 retained many significant remnants of colonial cus-  
15 toms, language, and attitudes; and

16 (4) the interaction of the American Indian and  
17 Hispanic colonial heritages resulted in customs, ar-  
18 chitecture, and many other manifestations that are  
19 unique to today's American culture.

20 (b) PURPOSE.—In order to enhance the preservation,  
21 interpretation, and public understanding of various as-  
22 pects of colonial New Mexico, the purpose of this Act is  
23 to authorize the Secretary of the Interior to formulate a  
24 program for the research, interpretation, and preservation  
25 of various aspects of colonial New Mexico history.

1 **SEC. 3. DEFINITIONS.**

2 As used in this Act:

3 (1) COMMITTEE.—The term “Committee”  
4 means the Colonial New Mexico Preservation Advi-  
5 sory Committee established by section 6.

6 (2) PLAN.—The term “plan” means the com-  
7 prehensive management plan described in section 5.

8 (3) SECRETARY.—The term “Secretary” means  
9 the Secretary of the Interior.

10 **SEC. 4. DUTIES OF SECRETARY.**

11 (a) PLAN.—

12 (1) PREPARATION.—The Secretary shall pre-  
13 pare the comprehensive management plan in accord-  
14 ance with section 5.

15 (2) IMPLEMENTATION.—In close consultation  
16 with the Office of Cultural Affairs of the State of  
17 New Mexico and the Committee, the Secretary  
18 shall—

19 (A) coordinate the activities of Federal,  
20 State, and local governments, and private busi-  
21 nesses and organizations, to carry out the plan  
22 and the purpose of this Act; and

23 (B) consistent with standards established  
24 by the Secretary for the preservation of historic  
25 properties and for educational programs, and  
26 consistent with the National Historic Preserva-

1           tion Act (16 U.S.C. 470 et seq.), prepare guide-  
2           lines and standards for projects, as identified in  
3           the plan, that will further public understanding  
4           of colonial New Mexico history.

5           (b) GRANTS.—

6           (1) IN GENERAL.—From funds appropriated,  
7           donated, or otherwise made available to the Sec-  
8           retary, the Secretary shall award grants to tribal,  
9           governmental, and nongovernmental entities to con-  
10          serve and protect structures, objects, and sites, and  
11          help support cultural events, that have outstanding  
12          significance in the commemoration of colonial New  
13          Mexico, except that the Federal share shall not ex-  
14          ceed 50 percent of the cost of each project.

15          (2) NON-FEDERAL SHARE.—The non-Federal  
16          share may be in the form of cash or services, includ-  
17          ing donation of labor for project implementation.

18          (c) SURVEYS AND ARCHAEOLOGICAL INVESTIGA-  
19          TIONS.—The Secretary shall contract for surveys and ar-  
20          chaeological and historical investigations of sites relating  
21          to colonial New Mexico, including the preparation of re-  
22          ports and maps, and the curation of artifacts.

23          (d) PUBLICATIONS.—The Secretary shall publish  
24          study reports and educational materials.

1 (e) NOMINATIONS TO NATIONAL REGISTER OF HIS-  
2 TORIC PLACES.—The Secretary shall prepare thematic  
3 nominations to the National Register of Historic Places  
4 of colonial sites and resources in New Mexico.

5 (f) STAFF OF OTHER AGENCIES.—On a reimbursable  
6 basis, the Secretary may procure the services of personnel  
7 detailed from the State of New Mexico or other Federal  
8 agencies.

9 (g) DONATIONS.—The Secretary may seek and ac-  
10 cept donations of funds or services from public and private  
11 entities to carry out this Act.

12 **SEC. 5. COMPREHENSIVE MANAGEMENT PLAN.**

13 (a) IN GENERAL.—Not later than 3 years after funds  
14 are made available for purposes of this Act, the Secretary,  
15 in consultation with the Committee, the State of New  
16 Mexico, units of local government, and private groups,  
17 shall prepare a comprehensive management plan to pro-  
18 vide direction for commemorative actions and projects.

19 (b) CONTENTS.—The plan shall—

20 (1) establish a process and procedures for un-  
21 dertaking research relating to colonial New Mexico  
22 and a program for regular publication of research  
23 materials and findings;

1           (2) develop a survey program to further evalu-  
2           ate known resources and identify sites and features  
3           that require additional study;

4           (3) identify a core system of interpretive sites  
5           and features that would provide a comprehensive  
6           overview of the colonial New Mexico story;

7           (4) prepare interpretive materials to address  
8           the colonial New Mexico story and identify locations  
9           where this material will be available to the public;

10          (5) evaluate and recommend high priority sites  
11          and resources that need protection and assistance;

12          (6) with the assistance of site owners, prepare  
13          options for the protection and management of high  
14          priority colonial New Mexico resources;

15          (7) evaluate and recommend highway routes, in  
16          existence on the date of the plan, that could be des-  
17          ignated by the State of New Mexico as colonial New  
18          Mexico tour routes; and

19          (8) evaluate the feasibility of and need for de-  
20          veloping commemorative centers in New Mexico in  
21          accordance with section 7(a).

22 **SEC. 6. ESTABLISHMENT OF ADVISORY COMMITTEE.**

23          (a) IN GENERAL.—There is established in the De-  
24          partment of the Interior the Colonial New Mexico Preser-

1 vation Advisory Committee to advise the Secretary with  
2 respect to the administration of this Act.

3 (b) MEMBERSHIP.—

4 (1) COMPOSITION.—The Committee shall be  
5 composed of 15 members who have knowledge of  
6 New Mexico colonial history and culture and who  
7 shall be appointed by the Secretary, of whom—

8 (A) three members shall be appointed from  
9 recommendations submitted by the Governor of  
10 New Mexico, of whom one member shall rep-  
11 resent the Office of Cultural Affairs of the  
12 State of New Mexico;

13 (B) one member shall be appointed from  
14 recommendations submitted by the All Indian  
15 Pueblo Council;

16 (C) one member—

17 (i) shall be from the general public;

18 and

19 (ii) shall have knowledge of colonial  
20 history in New Mexico;

21 (D) four members—

22 (i) shall be appointed from rec-  
23 ommendations submitted by local govern-  
24 ments in New Mexico; and

1 (ii) shall represent Hispanic commu-  
2 nities;

3 (E) one member shall be appointed from  
4 recommendations submitted by the President of  
5 the University of New Mexico;

6 (F) one member shall be appointed from  
7 recommendations submitted by the President of  
8 New Mexico State University;

9 (G) one member shall be appointed from  
10 recommendations jointly submitted by the Nav-  
11 ajo and Apache tribal governments;

12 (H) one member shall have professional ex-  
13 pertise in the colonial history of New Mexico;

14 (I) one member shall have professional ex-  
15 pertise in architectural history; and

16 (J) one member shall be the Secretary or  
17 the Secretary's designee and shall serve in an  
18 ex-officio capacity.

19 (2) CHAIRPERSON.—

20 (A) IN GENERAL.—The Committee shall  
21 elect a chairperson from among its members.

22 (B) TERM.—The chairperson shall serve  
23 for a term of 2 years.

1           (3) VACANCIES.—A vacancy in the Committee  
2 shall be filled in the manner in which the original  
3 appointment was made.

4           (4) TERMS.—

5           (A) IN GENERAL.—Each member of the  
6 Committee shall be appointed for a term of 5  
7 years.

8           (B) MEMBERS FILLING VACANCIES.—A  
9 member appointed to fill a vacancy shall serve  
10 for the remainder of the term for which the  
11 member's predecessor was appointed.

12           (C) EXTENDED SERVICE.—A member of  
13 the Committee may serve after the expiration of  
14 the member's term until a successor is ap-  
15 pointed.

16           (5) COMPENSATION.—Members of the Commit-  
17 tee shall serve without compensation.

18           (6) TRAVEL EXPENSES.—While away from  
19 their homes or regular places of business in the per-  
20 formance of services for the Committee, members of  
21 the Committee shall be allowed travel expenses, in-  
22 cluding per diem in lieu of subsistence, in the same  
23 manner as persons employed intermittently in the  
24 Government service are allowed expenses under sec-  
25 tion 5703 of title 5, United States Code.

1 (c) MEETINGS.—

2 (1) IN GENERAL.—The Committee shall meet  
3 at least twice annually or at the call of the chair-  
4 person or a majority of the members of the Commit-  
5 tee.

6 (2) QUORUM.—A simple majority of members  
7 of the Committee shall constitute a quorum.

8 (d) HEARINGS.—To carry out this section, the Com-  
9 mittee may hold public hearings, take testimony, and  
10 record the views of the public regarding the plan and im-  
11 plementation of the plan.

12 (e) TERMINATION.—The Committee shall terminate  
13 10 years after completion of the appointment of the first  
14 group of members.

15 **SEC. 7. COMMEMORATIVE CENTERS.**

16 (a) IN GENERAL.—

17 (1) IN GENERAL.—The Secretary may develop  
18 commemorative centers, operate educational pro-  
19 grams, provide technical assistance, conduct cultural  
20 events, and prepare media materials, except that the  
21 Federal share of a project shall not exceed 50 per-  
22 cent of the total cost of development.

23 (2) NON-FEDERAL SHARE.—The non-Federal  
24 share may be in the form of cash or services.

25 (b) ESPAÑOLA PLAZA CENTER.—

1           (1) IN GENERAL.—The Secretary may, through  
2           a cooperative agreement, pay to the city of  
3           Española, New Mexico, the Federal share of plan-  
4           ning and design of a cultural center as an element  
5           of Española Plaza.

6           (2) FEDERAL SHARE.—The Federal share may  
7           not exceed 50 percent of the total cost of the  
8           Española Plaza project.

9           (3) NON-FEDERAL SHARE.—The non-Federal  
10          share may be in the form of cash or services.

11 **SEC. 8. GALISTEO BASIN STUDY.**

12          In accordance with the National Park Service docu-  
13          ment entitled “Alternative Concepts for Commemorating  
14          Spanish Colonization” and dated February 1991, the Sec-  
15          retary shall undertake a special resource study of the  
16          major prehistoric and historic sites in the Galisteo Basin  
17          relating to colonial New Mexico. The study shall include  
18          evaluations of significance, site integrity, threats, and pro-  
19          tection and management options.

20 **SEC. 9. PUEBLO TRAIL.**

21          (a) REDESIGNATION.—The Masau Trail, as des-  
22          ignated by title II of Public Law 100–225 (16 U.S.C.  
23          460uu–11 et seq.), is redesignated as the Pueblo Trail.

24          (b) LEGAL REFERENCES.—Any reference in any  
25          record, map, or other document of the United States to

1 the Masau Trail is deemed to be a reference to the Pueblo  
2 Trail.

3 (c) CONFORMING AMENDMENTS.—

4 (1) The title heading of title II of Public Law  
5 100–225 (16 U.S.C. 460uu–11 et seq.) is amended  
6 by striking “MASAU” and inserting “PUEBLO”.

7 (2) Public Law 100–225 (16 U.S.C. 460uu et  
8 seq.) is amended by striking “Masau” each place it  
9 appears in sections 201, 204, and 510 and inserting  
10 “Pueblo”.

11 **SEC. 10. ANNUAL REPORTS.**

12 (a) IN GENERAL.—The Secretary shall submit an an-  
13 nual report to Congress that lists with respect to this  
14 Act—

15 (1) actions taken by the Secretary;

16 (2) entities to which any grants were made dur-  
17 ing the fiscal year and any recipients of technical as-  
18 sistance; and

19 (3) actions taken to protect and interpret sig-  
20 nificant sites, structures, and objects relating to co-  
21 lonial New Mexico.

22 (b) COST ESTIMATES.—The report shall include de-  
23 tailed cost estimates of projects that are proposed to be  
24 funded under this Act during the next fiscal year.

1 **SEC. 11. AUTHORIZATION OF APPROPRIATIONS.**

2       There are authorized to be appropriated to the De-  
3 partment of the Interior \$5,000,000 to carry out this Act,  
4 to remain available until expended.

      Passed the Senate July 21 (legislative day, June  
30), 1993.

Attest:

WALTER J. STEWART,

*Secretary.*