

Union Calendar No. 406

109TH CONGRESS
2^D SESSION

H. R. 2134

[Report No. 109–584, Parts I and II]

To establish the Commission to Study the Potential Creation of a National Museum of the American Latino Community to develop a plan of action for the establishment and maintenance of a National Museum of the American Latino Community in Washington, DC, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MAY 5, 2005

Mr. BECERRA (for himself, Ms. ROS-LEHTINEN, Mrs. NAPOLITANO, Mr. LINCOLN DIAZ-BALART of Florida, Mr. LEWIS of Georgia, Mr. MARIO DIAZ-BALART of Florida, Mr. BACA, Mr. BEAUPREZ, Ms. ROYBAL-ALLARD, Mr. SHIMKUS, Mr. GRIJALVA, Mr. WELLER, Ms. BERKLEY, Mr. BERMAN, Mr. BROWN of Ohio, Mr. CARDOZA, Mr. CLYBURN, Mr. COSTA, Mr. CROWLEY, Mr. CUELLAR, Ms. DELAURO, Mr. DOGGETT, Mr. FALEOMAVAEGA, Mr. FILNER, Mr. GONZALEZ, Mr. AL GREEN of Texas, Mr. GENE GREEN of Texas, Mr. GUTIERREZ, Mr. HINOJOSA, Ms. NORTON, Mr. HONDA, Mr. ISRAEL, Ms. JACKSON-LEE of Texas, Mr. CONYERS, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. LARSON of Connecticut, Ms. LEE, Ms. ZOE LOFGREN of California, Ms. MATSUI, Mrs. MCCARTHY, Mr. MEEKS of New York, Mr. MEEK of Florida, Mr. MENENDEZ, Ms. MOORE of Wisconsin, Mr. MORAN of Virginia, Mr. NADLER, Mr. ORTIZ, Mr. OWENS, Mr. PALLONE, Mr. PASTOR, Mr. PAYNE, Ms. PELOSI, Mr. RANGEL, Mr. REYES, Mr. SALAZAR, Ms. LINDA T. SÁNCHEZ of California, Ms. LORETTA SANCHEZ of California, Ms. SCHAKOWSKY, Mr. SCOTT of Georgia, Mr. SERRANO, Ms. SOLIS, Mr. STARK, Mr. TOWNS, Mrs. JONES of Ohio, Mr. UDALL of Colorado, Mr. UDALL of New Mexico, Mr. VAN HOLLEN, Ms. VELÁZQUEZ, Mr. WEINER, and Mr. WEXLER) introduced the following bill; which was referred to the Committee on Resources, and in addition to the Committee on House Administration, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

JULY 20, 2006

Reported from the Committee on Resources

JULY 20, 2006

Referral to the Committee on House Administration extended for a period
ending not later than September 29, 2006

SEPTEMBER 25, 2006

Additional sponsors: Mr. McDERMOTT, Ms. BALDWIN, Mr. SHERMAN, Mrs. MALONEY, Mr. KILDEE, Ms. WATSON, Mr. FORTUÑO, Mr. KIRK, Ms. CARSON, Mr. RENZI, Mr. LANTOS, Mr. MCGOVERN, Mr. LARSEN of Washington, Mr. THOMPSON of Mississippi, Mrs. CAPPS, Mr. GEORGE MILLER of California, Mr. SCHIFF, Mr. EMANUEL, Mr. McNULTY, Ms. WASSERMAN SCHULTZ, Mr. ROTHMAN, Mr. WALSH, Mr. MOORE of Kansas, Mr. MARKEY, Mr. BRADY of Pennsylvania, Ms. HARMAN, Mr. BISHOP of Georgia, Ms. WOOLSEY, Mr. SANDERS, Ms. MCKINNEY, Mr. MILLER of North Carolina, Mr. EVANS, Mr. KUCINICH, Ms. CORRINE BROWN of Florida, Mr. FOLEY, Mr. BUTTERFIELD, Ms. HERSETH, Mr. HOYER, Mr. MCCOTTER, Mr. JEFFERSON, Mr. MEEHAN, Mr. KUHLMAN of New York, Mr. LAHOOD, and Mr. OLVER

SEPTEMBER 25, 2006

Reported from the Committee on House Administration with an amendment,
committed to the Committee of the Whole House on the State of the
Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in italic]

A BILL

To establish the Commission to Study the Potential Creation of a National Museum of the American Latino Community to develop a plan of action for the establishment and maintenance of a National Museum of the American Latino Community 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,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Commission to Study
3 the Potential Creation of a National Museum of the Amer-
4 ican Latino Community Act of 2005”.

5 **SEC. 2. ESTABLISHMENT OF COMMISSION.**

6 (a) **IN GENERAL.**—There is established the Commis-
7 sion to Study the Potential Creation of a National Mu-
8 seum of the American Latino Community (hereafter in
9 this Act referred to as the “Commission”).

10 (b) **MEMBERSHIP.**—The Commission shall consist of
11 23 members appointed not later than 6 months after the
12 date of the enactment of this Act as follows:

13 (1) The President shall appoint 7 voting mem-
14 bers.

15 (2) The Speaker of the House of Representa-
16 tives, the minority leader of the House of Represent-
17 atives, the majority leader of the Senate, and the mi-
18 nority leader of the Senate shall each appoint 3 vot-
19 ing members.

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

1 ~~(e)~~ QUALIFICATIONS.—Members of the Commission
2 shall be chosen from among individuals, or representatives
3 of institutions or entities, who possess either—

4 ~~(1)~~ a demonstrated commitment to the re-
5 search, study, or promotion of American Latino life,
6 art, history, political or economic status, or culture,
7 together with—

8 ~~(A)~~ expertise in museum administration;

9 ~~(B)~~ expertise in fundraising for nonprofit
10 or cultural institutions;

11 ~~(C)~~ experience in the study and teaching of
12 Latino culture and history at the post-sec-
13 ondary level;

14 ~~(D)~~ experience in studying the issue of the
15 Smithsonian Institution's representation of
16 American Latino art, life, history, and culture;
17 or

18 ~~(E)~~ extensive experience in public or elect-
19 ed service; or

20 ~~(2)~~ experience in the administration of, or the
21 planning for the establishment of, museums devoted
22 to the study and promotion of the role of ethnic, ra-
23 cial, or cultural groups in American history.

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

2 (a) **PLAN OF ACTION FOR ESTABLISHMENT AND**
3 **MAINTENANCE OF MUSEUM.**—The Commission shall sub-
4 mit a report to the President and the Congress containing
5 its recommendations with respect to a plan of action for
6 the establishment and maintenance of a National Museum
7 of the American Latino Community in Washington, DC
8 (hereafter in this Act referred to as the “Museum”).

9 (b) **FUNDRAISING PLAN.**—The Commission shall de-
10 velop a fundraising plan for supporting the creation and
11 maintenance of the Museum through contributions by the
12 American people, and a separate plan on fundraising by
13 the American Latino community.

14 (c) **REPORT ON ISSUES.**—The Commission shall ex-
15 amine (in consultation with the Secretary of the Smithso-
16 nian Institution), and submit a report to the President
17 and the Congress on, the following issues:

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

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

22 (3) Possible locations for the Museum in Wash-
23 ington, DC and its environs, to be considered in con-
24 sultation with the National Capital Planning Com-
25 mission and the Commission of Fine Arts.

1 (4) Whether the Museum should be located
2 within the Smithsonian Institution.

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

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

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

21 (e) NATIONAL CONFERENCE.—In carrying out its
22 functions under this section, the Commission shall convene
23 a national conference on the Museum, comprised of indi-
24 viduals committed to the advancement of American Latino

1 life, art, history, and culture, not later than 9 months
2 after the date of the enactment of this Act.

3 **SEC. 4. ADMINISTRATIVE PROVISIONS.**

4 (a) **FACILITIES AND SUPPORT OF SECRETARY OF IN-**
5 **TERIOR.**—The Secretary of the Interior shall provide the
6 administrative services, facilities, and funds necessary for
7 the performance of the Commission's functions.

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

14 (c) **TRAVEL EXPENSES.**—Each member shall receive
15 travel expenses, including per diem in lieu of subsistence,
16 in accordance with applicable provisions under subchapter
17 I of chapter 57 of title 5, United States Code.

18 **SEC. 5. DEADLINE FOR SUBMISSION OF REPORTS; TERMI-**
19 **NATION.**

20 (a) **DEADLINE.**—The Commission shall submit final
21 versions of the reports and plans required under section
22 4 not later than 18 months after the date of the enactment
23 of this Act.

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

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

5 There are authorized to be appropriated for carrying
6 out the activities of the Commission ~~\$2,100,000~~ for fiscal
7 year 2006 and ~~\$1,100,000~~ for fiscal year 2007.

8 **SECTION 1. SHORT TITLE.**

9 *This Act may be cited as the “Commission to Study*
10 *the Potential Creation of a National Museum of the Amer-*
11 *ican Latino Community Act of 2006”.*

12 **SEC. 2. ESTABLISHMENT OF COMMISSION.**

13 (a) *IN GENERAL.*—*There is established the Commis-*
14 *sion to Study the Potential Creation of a National Museum*
15 *of the American Latino Community (hereafter in this Act*
16 *referred to as the “Commission”).*

17 (b) *MEMBERSHIP.*—*The Commission shall consist of*
18 *23 members appointed not later than 6 months after the*
19 *date of the enactment of this Act as follows:*

20 (1) *The President shall appoint 7 voting mem-*
21 *bers.*

22 (2) *The Speaker of the House of Representatives,*
23 *the minority leader of the House of Representatives,*
24 *the majority leader of the Senate, and the minority*

1 *leader of the Senate shall each appoint 3 voting mem-*
2 *bers.*

3 *(3) In addition to the members appointed under*
4 *paragraph (2), the Speaker of the House of Represent-*
5 *atives, the minority leader of the House of Represent-*
6 *atives, the majority leader of the Senate, and the mi-*
7 *nority leader of the Senate shall each appoint 1 non-*
8 *voting member.*

9 *(c) QUALIFICATIONS.—Members of the Commission*
10 *shall be chosen from among individuals, or representatives*
11 *of institutions or entities, who possess either—*

12 *(1) a demonstrated commitment to the research,*
13 *study, or promotion of American Latino life, art, his-*
14 *tory, political or economic status, or culture, together*
15 *with—*

16 *(A) expertise in museum administration;*

17 *(B) expertise in fundraising for nonprofit*
18 *or cultural institutions;*

19 *(C) experience in the study and teaching of*
20 *Latino culture and history at the post-secondary*
21 *level;*

22 *(D) experience in studying the issue of the*
23 *Smithsonian Institution’s representation of*
24 *American Latino art, life, history, and culture;*
25 *or*

1 (E) *extensive experience in public or elected*
2 *service; or*

3 (2) *experience in the administration of, or the*
4 *planning for the establishment of, museums devoted to*
5 *the study and promotion of the role of ethnic, racial,*
6 *or cultural groups in American history.*

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

8 (a) *PLAN OF ACTION FOR ESTABLISHMENT AND MAIN-*
9 *TENANCE OF MUSEUM.*—*The Commission shall submit a re-*
10 *port to the President and the Congress containing its rec-*
11 *ommendations with respect to a plan of action for the estab-*
12 *lishment and maintenance of a National Museum of the*
13 *American Latino Community in Washington, DC (here-*
14 *after in this Act referred to as the “Museum”).*

15 (b) *FUNDRAISING PLAN.*—*The Commission shall de-*
16 *velop a fundraising plan for supporting the creation and*
17 *maintenance of the Museum through contributions by the*
18 *American people, and a separate plan on fundraising by*
19 *the American Latino community.*

20 (c) *REPORT ON ISSUES.*—*The Commission shall exam-*
21 *ine (in consultation with the Secretary of the Smithsonian*
22 *Institution), and submit a report to the President and the*
23 *Congress on, the following issues:*

24 (1) *The availability and cost of collections to be*
25 *acquired and housed in the Museum.*

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

3 (3) *Possible locations for the Museum in Wash-*
4 *ington, DC and its environs, to be considered in con-*
5 *sultation with the National Capital Planning Com-*
6 *mission and the Commission of Fine Arts.*

7 (4) *Whether the Museum should be located within*
8 *the Smithsonian Institution.*

9 (5) *The governance and organizational structure*
10 *from which the Museum should operate.*

11 (6) *How to engage the American Latino commu-*
12 *nity in the development and design of the Museum.*

13 (d) *LEGISLATION TO CARRY OUT PLAN OF ACTION.—*
14 *Based on the recommendations contained in the report sub-*
15 *mitted under subsection (a) and the report submitted under*
16 *subsection (c), the Commission shall submit for consider-*
17 *ation to the Committee on Transportation and Infrastruc-*
18 *ture of the House of Representatives, the Committee on*
19 *House Administration of the House of Representatives, the*
20 *Committee on Rules and Administration of the Senate, the*
21 *Committee on Resources of the House of Representatives,*
22 *the Committee on Energy and Natural Resources of the Sen-*
23 *ate, and the Committees on Appropriations of the House*
24 *of Representatives and the Senate recommendations for a*

1 *legislative plan of action to create and construct the Mu-*
2 *seum.*

3 (e) *NATIONAL CONFERENCE.*—*In carrying out its*
4 *functions under this section, the Commission shall convene*
5 *a national conference on the Museum, comprised of individ-*
6 *uals committed to the advancement of American Latino life,*
7 *art, history, and culture, not later than 9 months after the*
8 *date of the enactment of this Act.*

9 **SEC. 4. ADMINISTRATIVE PROVISIONS.**

10 (a) *FACILITIES AND SUPPORT OF SECRETARY OF IN-*
11 *TERIOR.*—*The Secretary of the Interior shall provide the*
12 *administrative services, facilities, and funds necessary for*
13 *the performance of the Commission’s functions.*

14 (b) *COMPENSATION.*—*Each member of the Commission*
15 *who is not an officer or employee of the Federal Government*
16 *may receive compensation for each day on which the mem-*
17 *ber is engaged in the work of the Commission, at a daily*
18 *rate to be determined by the Secretary of the Interior.*

19 (c) *TRAVEL EXPENSES.*—*Each member shall receive*
20 *travel expenses, including per diem in lieu of subsistence,*
21 *in accordance with applicable provisions under subchapter*
22 *I of chapter 57 of title 5, United States Code.*

1 **SEC. 5. DEADLINE FOR SUBMISSION OF REPORTS; TERMI-**
2 **NATION.**

3 (a) *DEADLINE.*—*The Commission shall submit final*
4 *versions of the reports and plans required under section 4*
5 *not later than 18 months after the date of the enactment*
6 *of this Act.*

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

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

11 *There are authorized to be appropriated for carrying*
12 *out the activities of the Commission \$2,100,000 for fiscal*
13 *year 2007 and \$1,100,000 for fiscal year 2008.*

Union Calendar No. 406

109TH CONGRESS
2^D SESSION

H. R. 2134

[Report No. 109-584, Parts I and II]

A BILL

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SEPTEMBER 25, 2006

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed