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106TH CONGRESS
2d Session

HOUSE OF REPRESENTATIVES

REPORT
106–826

EFFIGY MOUNDS NATIONAL MONUMENT ADDITIONS ACT

SEPTEMBER 7, 2000.—Committed to the Committee of the Whole House on the State of the Union and ordered to be printed

Mr. YOUNG of Alaska, from the Committee on Resources, submitted the following

R E P O R T

[To accompany H.R. 3745]

[Including cost estimate of the Congressional Budget Office]

The Committee on Resources, to whom was referred the bill (H.R. 3745) to authorize the addition of certain parcels to the Effigy Mounds National Monument, Iowa, 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 "Effigy Mounds National Monument Additions Act".

SEC. 2. DEFINITIONS.

In this Act:

(1) MAP.—The term "map" means the map entitled "Proposed Boundary Adjustments/Effigy Mounds National Monument", numbered 394/800 35, and dated May 1999.

(2) MONUMENT.—The term "Monument" means the Effigy Mounds National Monument, Iowa.

(3) SECRETARY.—The term "Secretary" means the Secretary of the Interior.

SEC. 3. ADDITIONS TO EFFIGY MOUNDS NATIONAL MONUMENT.

(a) IN GENERAL.—The Secretary may acquire by purchase, from willing sellers only, each of the parcels described in subsection (b).

(b) PARCELS.—The parcels referred to in subsection (a) are the following:

(1) FERGUSON/KISTLER TRACT.—The parcel consisting of approximately 1054 acres of undeveloped, privately-owned land located in portions of secs. 28, 29, 31, 32, and 33, T. 95 N., R. 3 W., Fairview Township, Allamakee County, Iowa, as depicted on the map.

(2) RIVERFRONT TRACT.—The parcel consisting of approximately 50 acres of bottom land located between the Mississippi River and the north unit of the

Monument in secs. 27 and 34, Fairview Township, Allamakee County, Iowa, as depicted on the map.

(c) BOUNDARY ADJUSTMENT.—On acquisition of a parcel described in subsection (b), the Secretary shall modify the boundary of the Monument to include the parcel. Any parcel included within the boundary of the Monument pursuant to this subsection shall be administered by the Secretary as part of the Monument.

(d) AVAILABILITY OF MAP.—The map shall be on file and available for public inspection in appropriate offices of the National Park Service.

(e) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to carry out this Act $750,000.

PURPOSE OF THE BILL

The purpose of H.R. 3745 is to authorize the addition of certain parcels to the Effigy Mounds National Monument, Iowa.

BACKGROUND AND NEED FOR LEGISLATION

Effigy Mounds National Monument, created by Presidential Proclamation in 1949, is located in northeastern Iowa along the Mississippi River. Currently, the 1481–acre Monument protects approximately 200 mound sites built by Eastern Woodland Indians from about 500 BC to 1300 AD. Although prehistoric mounds are common from the Midwest to the Atlantic seaboard, they seldom are found in an effigy outline of mammals, birds, or reptiles. The 200 mounds, including the 29 effigy mounds, are thought to have served a variety of purposes such as territory markers, burials, or other cultural activities. The Monument hosts an estimated 80,000 visitors annually.

H.R. 3745 authorizes the Secretary of the Interior to acquire 5 tracts of land from willing sellers to expand the boundaries of Effigy Mounds National Monument. The Iowa Natural Heritage Foundation has negotiated the purchase of the Ferguson/Kistler Tract, which represents the largest of the 5 parcels at 1045 acres. This tract also contains two effigy mounds and numerous other historic and prehistoric sites. The acquired land would consist approximately 1100 acres and the Monument boundary adjusted accordingly. H.R. 3745 would authorize $750,000 to be appropriated to carry out this bill.

COMMITTEE ACTION

H.R. 3745 was introduced by Congressman James Nussle (R–IA) on February 29, 2000. The bill was referred to the Committee on Resources, and within the Committee to the Subcommittee on National Parks and Public Lands. On June 8, 2000, the Subcommittee held a hearing on the bill. On June 27, 2000, the Subcommittee met to consider the bill. An amendment in the nature of a substitute was offered by Congressman James V. Hansen (R–UT) to limit the monument expansion to the Ferguson/Kistler Tract (1,054 acres) and the Riverfront tract (15 acres). The amendment was adopted by a recorded vote of 7–6, as follows:

106th Congress
Subcommittee on National Parks & Public Lands

RECORDED VOTES

Date: June 27, 2000

Bill Number/Subject Matter: H.R. 3745 - Effigy Mound National Monument Additions Act.

Amendment: Amendment in the Nature of a Substitute Offered By: Mr. Hansen

Roll Call: Passed: X Defeated: ____

Republicans	Yea	Nay	Pres	Democrats	Yea	Nay	Pres.
Mr. Hansen	✔			*Mr. Romero-Barceló*		✔	
Mr. Gallegly				*Mr. Rahall*			
Mr. Duncan	✔			*Mr. Vento*			
Mr. Hefley	✔			*Mr. Kildee*			
Mr. Pombo				*Mrs. Christiansen*		✔	
Mrs. Cubin				*Mr. Kind*			
Mr. Radanovich				*Mr. Inslee*		✔	
Mr. Jones				*Mr. Tom Udall*		✔	
Mr. Cannon				*Mr. Mark Udall*		✔	
Mr. Hill	✔			*Mr. Crowley*			
Mr. Gibbons	✔			*Mr. Holt*		✔	
Mr. Souder	✔						
Mr. Sherwood	✔						
Total Republicans	7			*Total Democrats*		6	

No further amendments were offered, and the bill, as amended, was ordered favorably reported to the Resources Committee by voice vote. The Resources Committee met to consider the bill on July 26, 2000. The bill, as amended, was ordered favorably reported to the House of Representatives by unanimous consent, with a technical amendment changing the acreage of the Riverfront tract from 15 acres to 50 acres.

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 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. Government Reform Oversight Findings. Under clause 3(c)(4) of rule XIII of the Rules of the House of Representatives, the Committee has received no report of oversight findings and recommendations from the Committee on Government Reform on this bill.

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.

U.S. CONGRESS,
CONGRESSIONAL BUDGET OFFICE,
Washington, DC, August 3, 2000.

Hon. DON YOUNG,
Chairman, Committee on Resources,
House of Representatives, Washington, DC.

DEAR MR. CHAIRMAN: The Congressional Budget Office has prepared the enclosed cost estimate for H.R. 3745, the Effigy Mounds National Monument Additions Act.

If you wish further details on this estimate, we will be pleased to provide them. The CBO staff contact is Deborah Reis.

Sincerely,

BARRY B. ANDERSON
(For Dan L. Crippen, Director).

Enclosure.

H.R. 3745—Effigy Mounds National Monument Additions Act

H.R. 3745 would authorize the Secretary of the Interior to purchase two parcels of land totaling about 1,100 acres to be added to the Effigy Mounds National Monument in Iowa. For this purpose, the bill would authorize the appropriation of $750,000.

Assuming appropriation of the necessary amounts and based on information provided by the National Park Service (NPS), CBO estimates that implementing H.R. 3745 would cost the federal government about $2 million over the next five years. Of this amount, $750,000 would be used to purchase the two parcels authorized for inclusion in the monument's boundaries and $500,000 would be used to construct a visitor contact station on the larger of the two parcels, the Ferguson/Kistler tract. Finally, annual costs to operate the expanded monument would increase by about $250,000 as a result of the bill.

H.R. 3745 would not affect direct spending or receipts; therefore, pay-as-you-go procedures would not apply. The bill contains no intergovernmental or private-sector mandates as defined in the Unfunded Mandates Reform Act and would have no significant impact on the budgets of state, local, or tribal governments.

On July 19, 2000, CBO submitted a cost estimate for S. 1643, the Effigy Mounds National Monument Additions Act, as ordered reported by the Senate Committee on Energy and Natural Resources on July 13, 2000. The Senate bill would allow three more land parcels to be acquired by the NPS and would authorize $250,000 more for that purpose.

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

COMPLIANCE WITH PUBLIC LAW 104–4

This bill contains no unfunded mandates.

PREEMPTION OF STATE, LOCAL, OR TRIBAL LAW

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

CHANGES IN EXISTING LAW

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

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