

DISTINGUISHED FLYING CROSS NATIONAL MEMORIAL  
ACT

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MARCH 11, 2010.—Committed to the Committee of the Whole House on the State  
of the Union and ordered to be printed

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

R E P O R T

[To accompany H.R. 2788]

[Including cost estimate of the Congressional Budget Office]

The Committee on Natural Resources, to whom was referred the bill (H.R. 2788) to designate a Distinguished Flying Cross National Memorial at the March Field Air Museum in Riverside, California, having considered the same, report favorably thereon without amendment and recommend that the bill do pass.

PURPOSE OF THE BILL

The purpose of H.R. 2788 is to designate a Distinguished Flying Cross National Memorial at the March Field Air Museum in Riverside, California.

BACKGROUND AND NEED FOR LEGISLATION

The March Field Air Museum has begun work on a memorial in Riverside, California, to recipients of the Air Force's Distinguished Flying Cross, a medal awarded to members of the U.S. armed services who have demonstrated "heroism or extraordinary achievement while participating in an aerial flight." H.R. 2788 would designate this memorial as the Distinguished Flying Cross National Memorial.

H.R. 2788 specifies that the memorial would not become a unit of the National Park System, and states that the designation as a national memorial "shall not be construed to require or permit federal funds" to be spent on the memorial.

## COMMITTEE ACTION

H.R. 2788 was introduced by Representative Ken Calvert (R-CA) on June 10, 2009. The bill was referred to the Committee on Natural Resources, and within the Committee to the Subcommittee on National Parks, Forests and Public Lands. At a January 21, 2009, hearing, a representative of the Department of the Interior testified that as the site of the memorial is not under that agency's jurisdiction, Interior would defer to the Department of Defense for a position on H.R. 2788.

On February 24, 2010, the Subcommittee was discharged from further consideration of H.R. 2788 and the full Natural Resources Committee met to consider the bill. The bill was ordered favorably reported to the House of Representatives by voice vote.

## 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 designate a Distinguished Flying Cross National Memorial at the March Field Air Museum in Riverside, California.

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. 2788—Distinguished Flying Cross National Memorial Act*

H.R. 2788 would designate a memorial to members of the Armed Forces who have distinguished themselves in flight. The memorial, which would be located at the March Field Air Museum in Riverside, California, would not be a unit of the National Park System.

Based on information provided by the National Park Service, CBO estimates that implementing H.R. 2788 would have no effect on discretionary spending because the proposed memorial would not be constructed or operated with federal funds. Enacting the legislation would not affect revenues or direct spending; therefore, pay-as-you-go procedures would not apply.

H.R. 2788 contains no intergovernmental or private-sector mandates as defined in the Unfunded Mandates Reform Act and would not affect the budgets of state, local, or tribal governments.

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

COMPLIANCE WITH PUBLIC LAW 104-4

This bill contains no unfunded mandates.

EARMARK STATEMENT

H.R. 2788 does not contain any congressional earmarks, limited tax benefits, or limited tariff benefits as defined in clause 9 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.