

TO REDESIGNATE THE FEDERAL BUILDING LOCATED AT  
167 NORTH MAIN STREET IN MEMPHIS, TENNESSEE AS  
THE “ODELL HORTON FEDERAL BUILDING”

NOVEMBER 1, 2021.—Referred to the House Calendar and ordered to be printed

Mr. DEFazio, from the Committee on Transportation and  
Infrastructure, submitted the following

R E P O R T

[To accompany H.R. 390]

The Committee on Transportation and Infrastructure, to whom  
was referred the bill (H.R. 390) to redesignate the Federal building  
located at 167 North Main Street in Memphis, Tennessee as the  
“Odell Horton Federal Building”, having considered the same, re-  
ports favorably thereon without amendment and recommends that  
the bill do pass.

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## PURPOSE OF LEGISLATION

The purpose of H.R. 390 is to redesignate the federal building located at 167 North Main Street in Memphis, Tennessee, as the “Odell Horton Federal Building”.

## BACKGROUND AND NEED FOR LEGISLATION

H.R. 390 redesignates the federal building at 167 North Main Street in Memphis, Tennessee, (currently known as the “Clifford Davis and Odell Horton Federal Building”) as the “Odell Horton Federal Building”.

Prior to 2007, the federal building in downtown Memphis was named for former Congressman Clifford Davis. Davis, who was supported by the Memphis chapter of the Ku Klux Klan,<sup>1</sup> was elected to the U.S. House of Representatives in 1940, where he was best known for cosponsoring the Federal-Aid Highway Act and passing legislation to establish the Tennessee Valley Authority.

In 2007, Representative Steve Cohen and Representative Marsha Blackburn secured the passage of legislation which renamed the “Clifford Davis Federal Building” the “Clifford Davis and Odell Horton Federal Building”.

Judge Odell Horton, the first black federal judge and assistant U.S. attorney in Tennessee was nominated by President Carter and confirmed by the U.S. Senate in 1980. Prior to his appointment, Judge Horton served in the Marines, earned a bachelor’s degree from Morehouse College in 1951 and a law degree from Howard University in 1956, and served as an assistant U.S. attorney from 1962 to 1967. Judge Horton retired from the bench in 1997 and died in 2006.

H.R. 390, sponsored by the entire Tennessee delegation, removes Congressman Clifford Davis’s name from the federal building at 167 North Main Street in Memphis, Tennessee.

## HEARINGS

For the purposes of rule XIII, clause 3(c)6(A) of the 117th Congress, no hearings were held on H.R. 390 in the 117th Congress.

## LEGISLATIVE HISTORY AND CONSIDERATION

H.R. 390 was introduced in the House on January 21, 2021, by Mr. Cohen and eight original cosponsors and referred to the Committee on Transportation and Infrastructure. Within the Committee, H.R. 390 was referred to the Subcommittee on Economic Development, Public Buildings, and Emergency Management.

The Subcommittee on Economic Development, Public Buildings, and Emergency Management was discharged from further consideration of H.R. 390 on March 24, 2021.

The Full Committee considered H.R. 390 on March 24, 2021, and ordered the measure to be reported to the House with a favorable recommendation, by voice vote.

## COMMITTEE VOTES

Clause 3(b) of rule XIII of the Rules of the House of Representatives requires each committee report to include the total number of

<sup>1</sup> <https://tennesseencyclopedia.net/entries/clifford-davis/>

votes cast for and against on each record vote on a motion to report and on any amendment offered to the measure or matter, and the names of those members voting for and against.

No record votes were requested during consideration of H.R. 390.

#### COMMITTEE OVERSIGHT FINDINGS

With respect to the requirements of clause 3(c)(1) of rule XIII of the Rules of the House of Representatives, the Committee's oversight findings and recommendations are reflected in this report.

#### NEW BUDGET AUTHORITY AND TAX EXPENDITURES

With respect to the requirements of 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 and with respect to requirements of clause (3)(c)(3) of rule XIII of the Rules of the House of Representatives and section 402 of the Congressional Budget Act of 1974, the Committee has requested but not received a cost estimate for this bill from the Director of Congressional Budget Office. The Committee has requested but not received from the Director of the Congressional Budget Office a statement as to whether this bill contains any new budget authority, spending authority, credit authority, or an increase or decrease in revenues or tax expenditures. The Chairman of the Committee shall cause such estimate and statement to be printed in the *Congressional Record* upon its receipt by the Committee.

#### CONGRESSIONAL BUDGET OFFICE COST ESTIMATE

With respect to the requirement of clause 3(c)(3) of rule XIII of the Rules of the House of Representatives, a cost estimate provided by the Congressional Budget Office pursuant to section 402 of the Congressional Budget Act of 1974 was not made available to the Committee in time for the filing of this report. The Chairman of the Committee shall cause such estimate to be printed in the *Congressional Record* upon its receipt by the Committee.

#### PERFORMANCE GOALS AND OBJECTIVES

With respect to the requirement of clause 3(c)(4) of rule XIII of the Rules of the House of Representatives, the performance goal and objective of H.R. 390 is to redesignate the federal building at 167 North Main Street in Memphis, Tennessee, (currently known as the Clifford Davis and Odell Horton Federal Building) as the Odell Horton Federal Building.

#### DUPLICATION OF FEDERAL PROGRAMS

Pursuant to clause 3(c)(5) of rule XIII of the Rules of the House of Representatives, the Committee finds that no provision of H.R. 390 establishes or reauthorizes a program of the federal government known to be duplicative of another federal program, a program that was included in any report from the Government Accountability Office to Congress pursuant to section 21 of Public Law 111-139, or a program related to a program identified in the most recent Catalog of Federal Domestic Assistance.

CONGRESSIONAL EARMARKS, LIMITED TAX BENEFITS, AND LIMITED  
TARIFF BENEFITS

In compliance with clause 9 of rule XXI of the Rules of the House of Representatives, this bill, as reported, contains no congressional earmarks, limited tax benefits, or limited tariff benefits as defined in clause 9(e), 9(f), or 9(g) of the rule XXI.

FEDERAL MANDATES STATEMENT

An estimate of federal mandates prepared by the Director of the Congressional Budget Office pursuant to section 423 of the Unfunded Mandates Reform Act was not made available to the Committee in time for the filing of this report. The Chairman of the Committee shall cause such estimate to be printed in the *Congressional Record* upon its receipt by the Committee.

PREEMPTION CLARIFICATION

Section 423 of the Congressional Budget Act of 1974 requires the report of any Committee on a bill or joint resolution to include a statement on the extent to which the bill or joint resolution is intended to preempt state, local, or tribal law. The Committee finds that H.R. 390 does not preempt any state, local, or tribal law.

ADVISORY COMMITTEE STATEMENT

No advisory committees within the meaning of section 5(b) of the Federal Advisory Committee Act were created by this legislation.

APPLICABILITY TO LEGISLATIVE BRANCH

The Committee finds that the legislation does not relate to the terms and conditions of employment or access to public services or accommodations within the meaning of section 102(b)(3) of the Congressional Accountability Act (Public Law 104–1).

SECTION-BY-SECTION ANALYSIS OF THE LEGISLATION

*Section 1. Redesignation*

This section provides that the federal building located at 167 North Main Street in Memphis, Tennessee, commonly known as the “Clifford Davis and Odell Horton Federal Building”, shall be redesignated as the “Odell Horton Federal Building”.

*Sec. 2. References*

This section provides that any reference in a law, map, regulation, document, paper, or other record of the United States to the Federal building referred to in section one shall be deemed to be a reference to the “Odell Horton Federal Building”.

CHANGES IN EXISTING LAW MADE BY THE BILL, AS REPORTED

As reported by the Committee, H.R. 390 makes no changes in existing law.