

TO DESIGNATE THE EL PASO COMMUNITY HEALING  
GARDEN NATIONAL MEMORIAL, AND FOR OTHER PUR-  
POSES

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MARCH 9, 2022.—Committed to the Committee of the Whole House on the State of  
the Union and ordered to be printed

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

R E P O R T

[To accompany H.R. 4380]

[Including cost estimate of the Congressional Budget Office]

The Committee on Natural Resources, to whom was referred the bill (H.R. 4380) to designate the El Paso Community Healing Garden National Memorial, and for other purposes, having considered the same, reports favorably thereon without amendment and recommends that the bill do pass.

PURPOSE OF THE BILL

The purpose of H.R. 4380 is to designate the El Paso Community Healing Garden National Memorial.

BACKGROUND AND NEED FOR LEGISLATION

On August 3rd, 2019, El Paso, Texas, was the target of a horrific domestic terrorist attack that took 23 lives, injured another 23 people, and devastated communities across the nation. The mass shooting occurred at a Walmart Supercenter on the east side of El Paso and is arguably the deadliest targeted attack against Latinos in modern American history. Following the attack, the County of El Paso approved the construction of the El Paso Community Healing Garden to provide the community with a space to honor victims and survivors and heal.

H.R. 4380 would designate the El Paso Community Healing Garden located at 6900 Delta Drive, El Paso, Texas, as the El Paso Community Healing Garden National Memorial. The legislation stipulates that the national memorial would not be considered a

unit of the National Park Service and no federal funds may be used for any purpose related to the designation.

#### COMMITTEE ACTION

H.R. 4380 was introduced on July 9, 2021, by Representative Veronica Escobar (D-TX). The bill was referred solely to the Committee on Natural Resources, and within the Committee to the Subcommittee on National Parks, Forests, and Public Lands. On October 14, 2021, the Subcommittee held a hearing on the bill. On January 19, 2022, the Natural Resources Committee met to consider the bill. The Subcommittee was discharged by unanimous consent. No amendments were offered, and the bill was adopted and ordered favorably reported to the House of Representatives by unanimous consent.

#### HEARINGS

For the purposes of clause 3(c)(6) of House Rule XIII, the following hearing was used to develop or consider this measure: hearing by the Subcommittee on National Parks, Forests, and Public Lands held on October 14, 2021.

#### 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.

#### COMPLIANCE WITH HOUSE RULE XIII AND CONGRESSIONAL BUDGET ACT

1. *Cost of Legislation and the Congressional Budget Act.* With respect to the requirements of clause 3(c)(2) and (3) of rule XIII of the Rules of the House of Representatives and sections 308(a) and 402 of the Congressional Budget Act of 1974, the Committee has received the following estimate for the bill from the Director of the Congressional Budget Office:

U.S. CONGRESS,  
CONGRESSIONAL BUDGET OFFICE,  
*Washington, DC, February 15, 2022.*

Hon. RAÚL GRIJALVA  
*Chairman, Committee on Natural Resources,  
House of Representatives, Washington, DC.*

DEAR MR. CHAIRMAN: The Congressional Budget Office has prepared the enclosed cost estimate for H.R. 4380, a bill to designate the El Paso Community Healing Garden National Memorial, and for other purposes.

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

Sincerely,

MARK P. HOELLER  
(For Phillip L. Swagel, Director).

Enclosure.

<b>H.R. 4380, a bill to designate the El Paso Community Healing Garden National Memorial, and for other purposes</b>			
<b>As ordered reported by the House Committee on Natural Resources on January 19, 2022</b>			
By Fiscal Year, Millions of Dollars	2022	2022-2026	2022-2031
Direct Spending (Outlays)	0	0	0
Revenues	0	0	0
Increase or Decrease (-) in the Deficit	0	0	0
Spending Subject to Appropriation (Outlays)	0	0	not estimated
Statutory pay-as-you-go procedures apply?	No	<b>Mandate Effects</b>	
Increases on-budget deficits in any of the four consecutive 10-year periods beginning in 2032?	No	Contains intergovernmental mandate?	No
		Contains private-sector mandate?	No

H.R. 4380 would designate the Healing Garden located at 6900 Delta Drive, El Paso, Texas, as the El Paso Community Healing Garden National Memorial. The bill would prohibit federal funds from being used on any activities related to the memorial, which would not be designated as a unit of the National Park System. Consequently, CBO estimates that implementing H.R. 4380 would not affect the federal budget.

The CBO staff contact for this estimate is Madeleine Fox. The estimate was reviewed by H. Samuel Papenfuss, Deputy Director of Budget Analysis.

2. *General Performance Goals and Objectives.* As required by clause 3(c)(4) of rule XIII, the general performance goals and objectives of this bill are to designate the El Paso Community Healing Garden National Memorial.

#### EARMARK STATEMENT

This bill does not contain any Congressional earmarks, limited tax benefits, or limited tariff benefits as defined under clause 9(e), 9(f), and 9(g) of rule XXI of the Rules of the House of Representatives.

#### UNFUNDED MANDATES REFORM ACT STATEMENT

According to CBO, this bill contains no unfunded mandates as defined by the Unfunded Mandates Reform Act.

#### EXISTING PROGRAMS

This bill does not establish or reauthorize a program of the federal government known to be duplicative of another program.

#### 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.

PREEMPTION OF STATE, LOCAL, OR TRIBAL LAW

Any preemptive effect of this bill over state, local, or tribal law is intended to be consistent with the bill's purposes and text and the Supremacy Clause of Article VI of the U.S. Constitution.

CHANGES IN EXISTING LAW

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

SUPPLEMENTAL, MINORITY, ADDITIONAL, OR DISSENTING VIEWS

None.