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Folder Title: 08/21/2002 [H.R. 2440] [771391]

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Collection Code: **SECLOG**

Staff Name:

Document Date:

Correspondent: **TIM SAUNDERS**

Subject/Description: **OVERSIZE ATTACHMENT # 9467 NARA # 9358 BOX 3
FOLDER 6B BILL FILES RECEIVED FROM THE OFFICE OF
THE EXECUTIVE CLERK - AUG 21 02 ENROLLED BILL
H.R. 2440 - RENAMING OF WOLF TRAP FARM PARK**



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

02 AUG 15 PM 5:54

APPROVED

THE DIRECTOR

August 15, 2002

AUG 21 2002

MEMORANDUM FOR THE PRESIDENT

THE PRESIDENT HAS SEEN

8-21-02

SUBJECT: Enrolled Bill H.R. 2440 - Renaming of Wolf Trap Farm Park
Sponsors - Rep. Davis (R) VA and 2 cosponsors

Last Day for Action

August 24, 2002 - Saturday

Purpose

Renames "Wolf Trap Farm Park" as the "Wolf Trap National Park for the Performing Arts" and exempts the Park from laws, rules, or regulations that solely apply to National Park System units labeled as "national parks."

Agency Recommendations

Office of Management and Budget

Approval

Department of the Interior (DOI)
Council on Environmental Quality

Approval
No comment (Informally)

Discussion

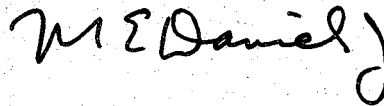
The Wolf Trap Farm Park, a performing arts center located in Northern Virginia, was established as a National Park in 1966. The National Park Service (NPS) maintains the grounds and buildings of the Park and collaborates with a separate non-profit organization, the Wolf Trap Foundation, which selects and develops programming, handles ticket sales, and raises funds to support these programs.

H.R. 2440 would change the name of the Park to the "Wolf Trap National Park for the Performing Arts." The new name would reflect the purpose of the Park as a performing arts center and its status as a unit of the National Park System. In addition, the enrolled bill would exempt the Park from laws, rules, or regulations that apply only to National Park System units labeled as "national parks" (e.g., certain air quality requirements). NPS laws, rules, and regulations that apply generally to all National Park System units would continue to apply.

Conclusion and Recommendations

DOI recommends approval of H.R. 2440, stating that the name change was sought "as a way of increasing [the Park's] visibility as a venue for performing arts and a part of the National Park System, which could potentially help with fundraising." The Department advises that "as a 'national park for the performing arts,' Wolf Trap would be in a category of its own within the National Park System, separate and distinct from the system's 56 national parks."

We join Interior in recommending approval of H.R. 2440, which passed the House by voice vote and the Senate by unanimous consent.

A handwritten signature in black ink, reading "M E Daniels, Jr." in a cursive style.

Mitchell E. Daniels, Jr.
Director

Enclosures

One Hundred Seventh Congress of the United States of America

AT THE SECOND SESSION

*Begun and held at the City of Washington on Wednesday,
the twenty-third day of January, two thousand and two*

An Act

To rename Wolf Trap Farm Park as "Wolf Trap National Park for the Performing Arts", and for other purposes.

*Be it enacted by the Senate and House of Representatives of
the United States of America in Congress assembled,*

SECTION 1. RENAMING OF WOLF TRAP FARM PARK.

(a) AMENDMENT.—The Wolf Trap Farm Park Act (Public Law 89-671; 16 U.S.C. 284 et seq.) is amended—

(1) by striking "Wolf Trap Farm Park" each place it appears and inserting "Wolf Trap National Park for the Performing Arts";

(2) in section 2, by inserting before the final period "except that laws, rules, or regulations that are applicable solely to units of the National Park System that are designated as a 'National Park' shall not apply to Wolf Trap National Park for the Performing Arts"; and

(3) by adding at the end the following new section:

"SEC. 14. REFERENCES.

"(a) BY FEDERAL EMPLOYEES.—The Secretary of the Interior, any other Federal employee, and any employee of the Foundation, with respect to any reference to the park in any map, publication, sign, notice, or other official document or communication of the Federal Government or Foundation shall refer to the park as 'Wolf Trap National Park for the Performing Arts'.

"(b) OTHER SIGNS AND NOTICES.—Any directional or official sign or notice pertaining to the park shall refer to the park as 'Wolf Trap National Park for the Performing Arts'.

"(c) FEDERAL LAWS AND DOCUMENTS.—Any reference in any law (other than this Act), regulation, document, record, map, or other paper of the United States to 'Wolf Trap Farm Park' shall be considered to be a reference to 'Wolf Trap National Park for the Performing Arts'."

(b) APPLICABILITY.—Section 14(c) of the Wolf Trap Farm Park Act (as added by subsection (a) of this section) shall not apply to this Act.

SEC. 2. TECHNICAL CORRECTIONS.

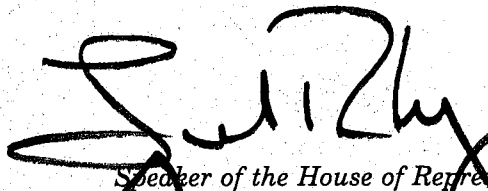
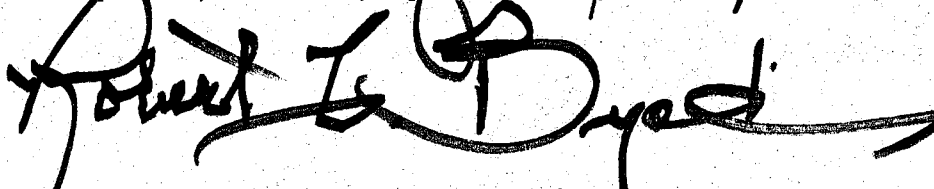
Section 4(c) of the Wolf Trap Farm Park Act (Public Law 89-671; 16 U.S.C. 284c(c)) is amended—

(1) by realigning the second sentence so as to appear flush with the left margin; and

THE WHITE HOUSE

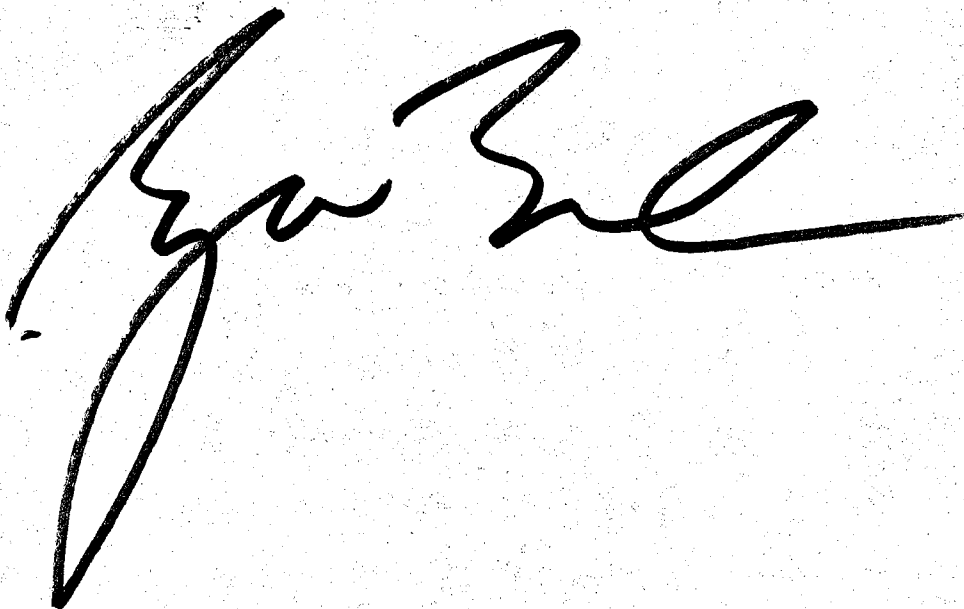
H. R. 2440—2

(2) by striking "Funds" and inserting "funds".

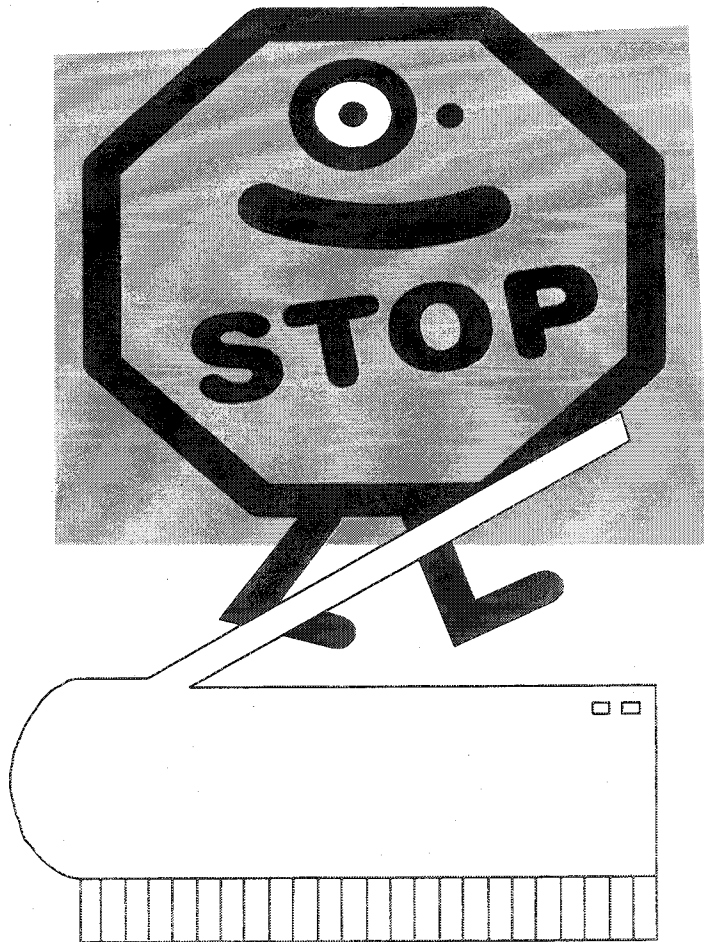

Speaker of the House of Representatives. *pro tempore*

~~Vice President of the United States and~~
~~President of the Senate.~~ *pro tempore*

APPROVED

AUG 21 2002



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Scanning insert sheet



Remainder of case not scanned



United States Department of the Interior

OFFICE OF THE SECRETARY
Washington, D.C. 20240

AUG 07 2002

Honorable Mitchell E. Daniels, Jr.
Director, Office of Management and Budget
Attention: Assistant Director for Legislative Reference
Washington, DC 20503

Dear Mr. Daniels:

This letter responds to your request for the views of the Department of the Interior with respect to H.R. 2440, a bill to rename Wolf Trap Farm Park as "Wolf Trap National Park for the Performing Arts."

We recommend that the President approve the enrolled bill.

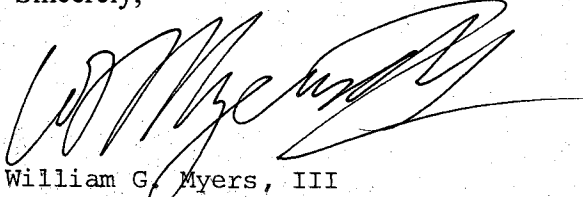
H.R. 2440 would rename "Wolf Trap Farm Park" to "Wolf Trap National Park for the Performing Arts." The proposed name change would not change Wolf Trap's legal status, nor would it alter the way that the park is administered. The National Park Service would continue the same level of management and would maintain Wolf Trap to the same standards that have always been applied at the park.

Originally, the National Park Service was concerned that the name "national park" would place Wolf Trap in a category of a type of park unit that implies a large, spectacular natural place and that the park could be subject to laws that apply only to national parks and not other units of the National Park System. H.R. 2440 successfully address these concerns by providing that any laws, rules, or regulations that are applicable solely to units of the National Park System that are designated as a "national park" shall not apply to Wolf Trap National Park for the Performing Arts. By requiring Federal employees and Foundation employees to use the new name in full for all official documents, communications, directional signs and notices, the bill makes clear that as a "national park for the performing arts," Wolf Trap would be in a category of its own within the National Park System, separate and distinct from the system's 56 national parks.

The name change has been sought by the Wolf Trap Foundation as a way of increasing its visibility as a venue for performing arts and a part of the National Park System, which could potentially help with fundraising. The Department agrees that changing the name of the park to better reflect its purpose and status makes sense. "Wolf Trap Farm" was the name of the property that became Wolf Trap Farm Park, but most people who live in the Washington, D.C. area know the park simply as "Wolf Trap." The phrase "for the performing arts" is already commonly used in literature about the park and in advertisements for performances there. In addition, most units of the National Park

System have the word "national" in their names. For these reasons, the name "Wolf Trap National Park for the Performing Arts" is appropriate for this site. Accordingly, we are pleased to recommend the approval of H.R. 2440 to the President.

Sincerely,



William G. Myers, III
Solicitor

Bills Received at the White House

Date received and
notification to OMB: **8/13/2002**

Last day for action: **8/24/2002**

H.R.2440

Official Title

An Act to rename Wolf Trap Farm Park as "Wolf Trap National Park for the Performing Arts", and for other purposes.

518671

WHITE HOUSE STAFFING MEMORANDUM

Date: 8-15-02, 11:00 PM ACTION / CONCURRENCE / COMMENT DUE BY: 8-16-02, 5:00 PMSubject: ENROLLED BILL H.R. 2440, RENAMING OF WOLF TRAP FARM PARK

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	☒	☐	HUBBARD	☐	☐
CARD <i>ok</i>	☒	☐	IRASTORZA	☐	☐
BARTLETT <i>✓</i>	☒	☐	JOHNSON	☐	☐
BLAKEMAN	☐	☐	LINDSEY	☐	☐
BOLTEN <i>n/c</i>	☒	☐	MARBURGER	☐	☐
BRIDGELAND	☐	☐	MIERS	☐	☒
CALIO <i>ok</i>	☒	☐	RICE	☐	☐
CONNAUGHTON <i>ok</i>	☒	☐	RIDGE	☐	☐
DANIELS	☐	☒	ROVE <i>wrc</i>	☒	☐
FLEISCHER	☐	☐	SPELLINGS <i>ok</i>	☒	☐
GERSON	☐	☐	CLERK	☐	☒
GONZALES <i>n/c</i>	☒	☐	_____	☐	☐
HAGIN	☐	☐	_____	☐	☐
HAWKINS	☐	☐	_____	☐	☐

REMARKS:

PLEASE SEND COMMENTS TO JOHN BURNIM, EXT. 57302, FAX 55691, NO LATER THAN 5:00 PM FRIDAY, 8-16-02, WITH COPY TO STAFF SECRETARY. THANK YOU.

RESPONSE:

Harriet E. Miers
Assistant to the President
and Staff Secretary
Ext. 62702



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

02 AUG 15 PM 4:54

THE DIRECTOR

August 15, 2002

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Bill H.R. 2440 - Renaming of Wolf Trap Farm Park
Sponsors - Rep. Davis (R) VA and 2 cosponsors

Last Day for Action

August 24, 2002 - Saturday

Purpose

Renames "Wolf Trap Farm Park" as the "Wolf Trap National Park for the Performing Arts" and exempts the Park from laws, rules, or regulations that solely apply to National Park System units labeled as "national parks."

Agency Recommendations

Office of Management and Budget

Approval

Department of the Interior (DOI)
Council on Environmental Quality

Approval
No comment (Informally)

Discussion

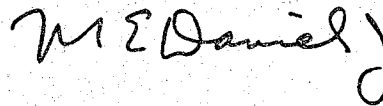
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H.R. 2440 would change the name of the Park to the "Wolf Trap National Park for the Performing Arts." The new name would reflect the purpose of the Park as a performing arts center and its status as a unit of the National Park System. In addition, the enrolled bill would exempt the Park from laws, rules, or regulations that apply only to National Park System units labeled as "national parks" (e.g., certain air quality requirements). NPS laws, rules, and regulations that apply generally to all National Park System units would continue to apply.

Conclusion and Recommendations

DOI recommends approval of H.R. 2440, stating that the name change was sought "as a way of increasing [the Park's] visibility as a venue for performing arts and a part of the National Park System, which could potentially help with fundraising." The Department advises that "as a 'national park for the performing arts,' Wolf Trap would be in a category of its own within the National Park System, separate and distinct from the system's 56 national parks."

We join Interior in recommending approval of H.R. 2440, which passed the House by voice vote and the Senate by unanimous consent.

A handwritten signature in black ink, reading "M E Daniels, Jr." in a cursive style.

Mitchell E. Daniels, Jr.
Director

Enclosures

107TH CONGRESS }
1st Session }

HOUSE OF REPRESENTATIVES

{ REPORT
107-330

TO RENAME WOLF TRAP FARM PARK AS "WOLF TRAP NATIONAL PARK FOR THE PERFORMING ARTS", AND FOR OTHER PURPOSES

DECEMBER 11, 2001.—Committed to the Committee of the Whole House on the State of the Union and ordered to be printed

Mr. HANSEN, from the Committee on Resources,
submitted the following

R E P O R T

[To accompany H.R. 2440]

[Including cost estimate of the Congressional Budget Office]

The Committee on Resources, to whom was referred the bill (H.R. 2440) to rename Wolf Trap Farm Park as "Wolf Trap National Park for the Performing Arts"; and for other purposes, 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. RENAMING OF WOLF TRAP FARM PARK.

(a) AMENDMENT.—The Wolf Trap Farm Park Act (Public Law 89-671; 16 U.S.C. 284 et seq.) is amended—

(1) by striking "Wolf Trap Farm Park" each place it appears and inserting "Wolf Trap National Park for the Performing Arts";

(2) in section 2, by inserting before the final period " , except that laws, rules, or regulations that are applicable solely to units of the National Park System that are designated as a 'National Park' shall not apply to Wolf Trap National Park for the Performing Arts"; and

(3) by adding at the end the following new section:

"SEC. 14. REFERENCES.

"(a) BY FEDERAL EMPLOYEES.—The Secretary of the Interior, any other Federal employee, and any employee of the Foundation, with respect to any reference to the park in any map, publication, sign, notice, or other official document or communication of the Federal Government or Foundation shall refer to the park as 'Wolf Trap National Park for the Performing Arts'.

"(b) OTHER SIGNS AND NOTICES.—Any directional or official sign or notice pertaining to the park shall refer to the park as 'Wolf Trap National Park for the Performing Arts'.

"(c) FEDERAL LAWS AND DOCUMENTS.—Any reference in any law (other than this Act), regulation, document, record, map, or other paper of the United States to 'Wolf

Trap Farm Park' shall be considered to be a reference to 'Wolf Trap National Park for the Performing Arts'."

(b) APPLICABILITY.—Section 14(c) of the Wolf Trap Farm Park Act (as added by subsection (a) of this section) shall not apply to this Act.

SEC. 2. TECHNICAL CORRECTIONS.

Section 4(c) of the Wolf Trap Farm Park Act (Public Law 89-671; 16 U.S.C. 284c(c)) is amended—

- (1) by realigning the second sentence so as to appear flush with the left margin; and
- (2) by striking "Funds" and inserting "funds".

PURPOSE OF THE BILL

The purpose of H.R. 2440 is to rename Wolf Trap Farm Park as "Wolf Trap National Park for the Performing Arts", and for other purposes.

BACKGROUND AND NEED FOR LEGISLATION

The Wolf Trap Farm Park began as a gift to the American people from Catherine Filene Shouse. Mrs. Shouse decided to preserve the former farm as a park where people could find enjoyment in the peacefulness of nature and the performing arts. Mrs. Shouse donated the land, five existing buildings, and the funds to build the Filene Center, a performing arts complex. Congress then accepted Mrs. Shouse's gift and the Wolf Trap Farm Park was authorized as the first National Park unit for the performing arts.

Today, Wolf Trap enjoys a reputation as one of the premier venues for the performing arts anywhere. Wolf Trap plays host to every conceivable type of performing arts, from Native American folk festivals to interpretive dance recitals, rock concerts and classical symphonies.

Wolf Trap Farm Park is roughly 136 acres, and is run by the Wolf Trap Foundation, a 501(c)(3) not-for-profit organization, that creates and selects programming; develops education programs; handles ticket sales, marketing, publicity and public relations; and raises funds to support these programs. The National Park Service is responsible for the grounds and buildings, and provides technical assistance for one of the performing arts centers.

The name change proposed by H.R. 2440 would alleviate confusion and assist the Wolf Trap Foundation in private fund raising efforts. The name change will not change the Park's legal status or federal funding levels.

COMMITTEE ACTION

H.R. 2440 was introduced on July 10, 2001, by Congressman Tom Davis (R-VA). The bill was referred to the Committee on Resources, and within the Committee to the Subcommittee on National Parks, Recreation and Public Lands. On November 15, 2001, the Subcommittee met to mark up the bill. Representative George Radanovich (R-CA) offered an amendment in the nature of a substitute to ensure that all federal documents referring to Wolf Trap Farm Park would refer to the Park's new name. It was adopted by unanimous consent. The bill was then ordered favorably reported to the Full Committee by unanimous consent. On November 28, 2001, the Full Resources Committee met to consider the bill. No further amendments were offered and the bill as amended was or-

dered favorably reported to the House of Representatives by unanimous consent.

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 and Article IV, section 3 of the Constitution of the United States grant 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.*—This bill does not authorize funding and therefore, clause 3(c)(4) of rule XIII of the Rules of the House of Representatives does not apply.

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, December 6, 2001.

Hon. JAMES V. HANSEN,
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. 2440, a bill to rename Wolf Trap Farm Park as "Wolf Trap National Park for the Performing Arts," and for other purposes.

If you wish further details on this estimate, we will be pleased to provide them. The CBO staff contacts for this estimate are Deborah Reis (for federal costs) and Majorie Miller (for the state and local impact).

Sincerely,

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

Enclosure.

H.R. 2440—A bill to rename Wolf Trap Farm Park as "Wolf Trap National Park for the Performing Arts," and for other purposes

H.R. 2440 would rename the Wolf Trap Farm Park as the Wolf Trap National Park for the Performing Arts. Implementing this change would have no significant effect on the budget of the National Park Service, which administers the park as a unit of the National Park System. The bill would affect direct spending or receipts; therefore, pay-as-you-go procedures would not apply.

H.R. 2440 contains an intergovernmental mandate as defined in the Unfunded Mandates Reform Act (UMRA) because it would require that any sign or notice pertaining to the park refer to it by the complete new name—a requirement that would apply to signs erected by the State of Virginia. Based on information provided by state officials, however, CBO estimates that the costs of complying with this mandate would be minimal, and so would be well below the threshold established by UMRA (\$56 million in 2001, adjusted annually for inflation).

Enactment of this bill would have no other impact on the budgets of State, local, or tribal governments. The bill contains no new private-sector mandates as defined in UMRA.

The CBO staff contacts for this estimate are Deborah Reis (for federal costs) and Marjorie Miller (for the State and local impact). This estimate was approved by Peter H. Fontaine, Deputy Assistant Director for Budget Analysis.

COMPLIANCE WITH PUBLIC LAW 104-4

This bill contains an unfunded mandate but the level is below that specified in Public Law 104-4.

PREEMPTION OF STATE, LOCAL OR TRIBAL LAW

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

CHANGES IN EXISTING LAW MADE BY THE BILL, AS REPORTED

In compliance with clause 3(e) of rule XIII of the Rules of the House of Representatives, changes in existing law made by the bill, as reported, are shown as follows (existing law proposed to be omitted is enclosed in black brackets, new matter is printed in italic, existing law in which no change is proposed is shown in roman):

WOLF TRAP FARM PARK ACT

* * * * *

AN ACT To provide for the establishment of the Wolf Trap Farm Park in Fairfax County, Virginia, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That for the purpose of establishing in the National Capital area a park for the performing arts and related educational programs, and for recreation use in connection therewith, the Secretary of the Interior is authorized to establish, develop, improve, operate, and maintain the [Wolf Trap Farm Park] *Wolf Trap National Park for the Performing Arts* in Fairfax County, Virginia. The park shall encompass the portions of the property formerly known as Wolf Trap

Farm and Symphony Hill in Fairfax County, Virginia, to be donated for park purposes to the United States, and such additional lands or interests therein as the Secretary may acquire for purposes of the park by donation or purchase with donated or appropriated funds, the aggregate of which shall not exceed one hundred and forty-five acres.

SEC. 2. The Secretary of the Interior shall administer the park in accordance with the provisions of section 1 of this Act and the Act of August 25, 1916 (39 Stat. 535; 16 U.S.C. 1-4), as amended and supplemented, *except that laws, rules, or regulations that are applicable solely to units of the National Park System that are designated as a "National Park" shall not apply to Wolf Trap National Park for the Performing Arts.*

* * * * *

SEC. 4. (a) * * *

* * * * *

(c) No grants or loans may be made under this section unless the Secretary has entered into a written agreement with the Foundation under which the Foundation agrees—

(1) * * *

* * * * *

(3) to maintain, during the term of the cooperative agreement described in section (5), and at the Foundation's expense, insurance on the Center respecting such risks, in such amounts, and containing such terms and conditions, as are satisfactory to the Secretary.

Any repairs or reconstruction carried out with [Funds] funds obtained from the receipt of the proceeds of any such insurance shall be subject to the approval of the Secretary.

* * * * *

SEC. 11. As used in this Act, the term—

(1) * * *

(2) "Park" means the [Wolf Trap Farm Park] *Wolf Trap National Park for the Performing Arts* established under this Act, including the Center.

SEC. 12. This Act may be referred to as the "[Wolf Trap Farm Park Act] *Wolf Trap National Park for the Performing Arts*".

* * * * *

SEC. 14. REFERENCES.

(a) *BY FEDERAL EMPLOYEES.*—The Secretary of the Interior, any other Federal employee, and any employee of the Foundation, with respect to any reference to the park in any map, publication, sign, notice, or other official document or communication of the Federal Government or Foundation shall refer to the park as "Wolf Trap National Park for the Performing Arts".

(b) *OTHER SIGNS AND NOTICES.*—Any directional or official sign or notice pertaining to the park shall refer to the park as "Wolf Trap National Park for the Performing Arts".

(c) *FEDERAL LAWS AND DOCUMENTS.*—Any reference in any law (other than this Act), regulation, document, record, map, or other paper of the United States to "Wolf Trap Farm Park" shall be con-

sidered to be a reference to "Wolf Trap National Park for the Performing Arts".

○

Calendar No. 450

107TH CONGRESS }
2d Session }

SENATE

{ REPORT
107-182

RENAMING WOLF TRAP FARM PARK AS "WOLF TRAP NATIONAL PARK FOR THE PERFORMING ARTS," AND FOR OTHER PURPOSES

JUNE 26, 2002.—Ordered to be printed

Mr. BINGAMAN, from the Committee on Energy and Natural Resources, submitted the following

R E P O R T

[To accompany H.R. 2440]

The Committee on Energy and Natural Resources, to which was referred the Act (H.R. 2440) to rename Wolf Trap Park as "Wolf Trap National Park for the Performing Arts," and for other purposes, having considered the same, reports favorably thereon without amendment and recommends that the Act do pass.

PURPOSE

The purpose of H.R. 2440 is to rename Wolf Trap Farm Park as "Wolf Trap National Park for the Performing Arts," and for other purposes.

BACKGROUND AND NEED

Catherine Filene Shouse donated 100 acres of her Vienna, Virginia farmland to the U.S. Government, as well as funds to build a 6,800 seat theater, in order to reserve the former farm as a park where people could enjoy nature and the performing arts. Congress accepted her gift in 1966 and in 1971 Wolf Trap's Filene Center was built. The Wolf Trap Farm Park was authorized as the first National Park System unit for the performing arts.

Wolf Trap Farm Park now encompasses approximately 130 acres of rolling countryside in Virginia. The National Park Service collaborates with the Wolf Trap Foundation, a 501(c)(3) non-profit organization in a public-private partnership to offer cultural, natural and educational opportunities to the public. The National Park Service maintains the grounds of Wolf Trap Farm Park while the

Wolf Trap Foundation selects and develops the educational programming, handles ticket sales, marketing, and publicity, and raises the necessary funds to support these programs.

The name change proposed by this legislation would alleviate public confusion about the park's name, while recognizing the role this facility plays in the nation's natural, cultural and educational life.

LEGISLATIVE HISTORY

H.R. 2440, sponsored by Representative Tom Davis, was passed by the House of Representatives on November 28, 2001. The Subcommittee on National Parks held a hearing on H.R. 2440 on February 14, 2002. The Committee on Energy and Natural Resources considered H.R. 2440 at its business meeting on May 15, 2002, and ordered the bill favorably reported at its business meeting on June 5, 2002.

COMMITTEE RECOMMENDATION

The Senate Committee on Energy and Natural Resources, in open business session on June 5, 2002, by a voice vote of a quorum present, recommends that the Senate pass H.R. 2440.

SECTION-BY-SECTION ANALYSIS

Section 1 amends the Wolf Trap Farm Park Act (Public 89-671; 16 U.S.C. 284) to—

- (1) rename Wolf Trap Farm Park as the "Wolf Trap National Park for the Performing Arts";
- (2) exempt Wolf Trap National Park for the Performing Arts from laws, rules, and regulations that are applicable solely to units of the National Park System that are designated as a "National Park"; and
- (3) require any map, publication, sign, notice, or other official document or communication of the Federal Government or the Wolf Trap Foundation to refer to the park as "Wolf Trap National Park for the Performing Arts."

Section 2 makes technical corrections in the Wolf Trap Farm Park Act.

COST AND BUDGETARY CONSIDERATIONS

The following estimate of the costs of this measure has been provided by the Congressional Budget Office:

U.S. CONGRESS,
CONGRESSIONAL BUDGET OFFICE,
Washington, DC, June 11, 2002.

Hon. JEFF BINGAMAN,
Chairman, Committee on Energy and Natural Resources,
U.S. Senate, Washington, DC.

DEAR MR. CHAIRMAN: The Congressional Budget Office has prepared the enclosed cost estimate for H.R. 2440, an act to rename Wolf Trap Farm Park as "Wolf Trap National Park for the Performing Arts."

If you wish further details on this estimate, we will be pleased to provide them. The CBO staff contacts for this estimate are Deborah Reis (for federal costs), and Marjorie Miller (for the state and local impact).

Sincerely,

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

Enclosure.

H.R. 2440—An act to rename Wolf Trap Farm Park as "Wolf Trap National Park for the Performing Arts"

H.R. 2440 would rename the Wolf Trap Farm Park as the Wolf Trap National Park for the Performing Arts. Implementing this change would have no significant effect on the budget of the National Park Service, which administers the park as a unit of the National Park System. The act would not affect direct spending or receipts; therefore, pay-as-you-go procedures would not apply.

H.R. 2440 contains an intergovernmental mandate as defined in the Unfunded Mandates Reform Act (UMRA) because it would require that any sign or notice pertaining to the park refer to it by the complete new name—a requirement that would apply to signs erected by the state of Virginia. Based on information provided by state officials, however, CBO estimates that the costs of complying with this mandate would be minimal, and so would be well below the threshold established by UMRA (\$58 million in 2002, adjusted annually for inflation).

Enactment for this legislation would have no other impact on the budgets of state, local, or tribal governments. The act contains no new private-sector mandates as defined in UMRA.

On December 6, 2001, CBO transmitted a cost estimate for H.R. 2440 as ordered reported by the House Committee on Resources on November 28, 2001. The two versions of the legislation are identical, as are our cost estimates.

The CBO staff contacts for this estimate are Deborah Reis (for federal costs), and Marjorie Miller (for the state and local impact). This estimate was approved by Peter H. Fontaine, Deputy Assistant Director for Budget Analysis.

REGULATORY IMPACT EVALUATION

In compliance with paragraph 11(b) of rule XXVI of the Standing Rules of the Senate, the Committee makes the following evaluation of the regulatory impact which would be incurred in carrying out H.R. 2440. The bill is not a regulatory measure in the sense of imposing Government-established standards or significant responsibilities on private individuals and businesses.

No personal information would be collected in administering the program. Therefore, there would be no impact on personal property.

Little, if any, additional paperwork would result from the enactment of H.R. 2440.

EXECUTIVE COMMUNICATIONS

The testimony provided by the National Park Service at the subcommittee hearing follows:

STATEMENT OF DURAND JONES, DEPUTY DIRECTOR,
NATIONAL PARK SERVICE, DEPARTMENT OF THE INTERIOR

Mr. Chairman, thank you for the opportunity to appear before you today to present the views of the Department of the Interior on S. 202 and H.R. 2440, bills that would rename Wolf Trap Farm Park as "Wolf Trap National Park for the Performing Arts."

The Department supports the intent of both bills, but recommends the approval of H.R. 2440 as passed by the House of Representatives on December 11, 2001.

A name change from "Wolf Trap Farm Park" to "Wolf Trap National Park for the Performing Arts" has been sought by the Wolf Trap Foundation as a way of increasing its visibility as a venue for performing arts and a part of the National Park System, which could potentially help with fundraising. The Wolf Trap Foundation has been an extraordinary partner for the park, bringing a high degree of professionalism to both its operational responsibilities and its fundraising initiatives, and running excellent educational and artistic programs.

The Department agrees that changing the name of the park to better reflect its purpose and status makes sense. "Wolf Trap Farm" was the name of the property that became Wolf Trap Farm Park, but most people who live in the Washington, D.C. area know the park simply as "Wolf Trap." The phrase "for the performing arts" is already commonly used in literature about the park and in advertisements for performances there. In addition, most units of the National Park System have the word "national" in their names. For these reasons, the name "Wolf Trap National Park for the Performing Arts" is appropriate for this site.

The proposal to rename Wolf Trap Farm Park as "Wolf Trap National Park for the Performing Arts" was first introduced a few years ago. Originally, the National Park Service was concerned that use of the name "National Park" would place Wolf Trap in a category of a type of park unit that implies a large, spectacular natural place that has a wide variety of attributes, often including significant historic assets. Additionally, we were concerned that the park could be subject to laws that apply only to national parks and not other units of the National Park System.

Both S. 202 and H.R. 2440 successfully address these concerns by providing that any laws, rules, or regulations that are applicable solely to units of the National Park System that are designated as a "national park" shall not apply to Wolf Trap National Park for the Performing Arts. Both bills also require the use of the full name "Wolf Trap National Park for the Performing Arts," at least for official purposes. These provisions help make it clear that as a "national park for the performing arts," Wolf Trap would be in a category of its own within the National Park Sys-

tem that would be separate and distinct from the system's 56 national parks.

The reason we recommend approval of H.R. 2440 as passed by the House is because it contains a simple requirement that Federal employees and Foundation employees use the new name in full in all official documents and communications, and that the full name also be used on directional signs and official signs and notices. S. 202, by contrast, contains a general prohibition on any reference to the park other than by the name "Wolf Trap National Park for the Performing Arts," which presents legal concerns about the ability of the Federal government to enforce this provision with non-Federal entities.

Finally, the proposed name change would not change Wolf Trap's legal status, nor would it alter the way that the park is administered. The National Park Service would continue the same level of management and would maintain Wolf Trap to the same standards that have always been applied at the park.

Mr. Chairman, that concludes my statement. I would be happy to respond to any questions you or other committee members may have regarding these bills.

CHANGES IN EXISTING LAW

In compliance with paragraph 12 of rule XXVI of the Standing Rules of the Senate, changes in existing law made by the Act H.R. 2440, as ordered reported, are shown as follows (existing law proposed to be omitted is enclosed in black brackets, new matter is printed in italic, existing law in which no change is proposed is shown in roman):

Public Law 89-671

AN ACT To provide for the establishment of the Wolf Trap Farm Park in Fairfax County, Virginia, and for other purposes

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That for the purpose of establishing in the National Capital area a park for the performing arts and related educational programs, and for recreation use in connection therewith, the Secretary of the Interior is authorized to establish, develop, improve, operate, and maintain the [Wolf Trap Farm Park] *Wolf Trap National Park for the Performing Arts* in Fairfax County, Virginia. The park shall encompass the portions of the property formerly known as Wolf Trap Farm and Symphony Hill in Fairfax County, Virginia, to be donated for park purposes to the United States, and such additional lands or interests therein as the Secretary may acquire for purposes of the park by donation or purchase with donated or appropriated funds, the aggregate of which shall not exceed one hundred and forty-five acres.

SEC. 2. The Secretary of the Interior shall administer the park in accordance with the provisions of section 1 of this Act and the Act of August 25, 1916 (39 Stat. 535; 16 U.S.C. 1-4), as amended and supplemented, *except that laws, rules, or regulations that are applicable solely to units of the National Park System that are des-*

ignated as a "National Park" shall not apply to Wolf Trap National Park for the Performing Arts.

* * * * *

SEC. 4. (a) * * *

* * * * *

(c) No grants or loans may be made under this section unless the Secretary has entered into a written agreement with the Foundation under which the Foundation agrees—

(1) * * *

* * * * *

(3) to maintain, during the term of the cooperative agreement described in section (5), and at the Foundation's expense, insurance on the Center respecting such risks, in such amounts, and containing such terms and conditions, as are satisfactory to the Secretary.

Any repairs or reconstruction carried out with [Funds] funds obtained from the receipt of the proceeds of any such insurance shall be subject to the approval of the Secretary.

* * * * *

SEC. 11. As used in this Act, the term—

(1) * * *

(2) "Park" means the [Wolf Trap Farm Park] Wolf Trap National Park for the Performing Arts established under this Act, including the Center.

SEC. 12. This Act may be referred to as the "[Wolf Trap Farm Park] Wolf Trap National Park for the Performing Arts Act."

* * * * *

SEC. 14. REFERENCES.

(a) BY FEDERAL EMPLOYEES.—The Secretary of the Interior, any other Federal employee, and any employee of the Foundation, with respect to any reference to the park in any map, publication, sign, notice, or other official document or communication of the Federal Government or Foundation shall refer to the park as "Wolf Trap National Park for the Performing Arts".

(b) OTHER SIGNS AND NOTICES.—Any directional or official sign or notice pertaining to the park shall refer to the park as "Wolf Trap National Park for the Performing Arts".

(c) FEDERAL LAWS AND DOCUMENTS.—Any reference in any law (other than this Act), regulation, document, record, map, or other paper of the United States to "Wolf Trap Farm Park" shall be considered to be a reference to "Wolf Trap National Park for the Performing Arts".

One Hundred Seventh Congress
of the
United States of America

AT THE SECOND SESSION

*Begun and held at the City of Washington on Wednesday,
the twenty-third day of January, two thousand and two*

An Act

To rename Wolf Trap Farm Park as "Wolf Trap National Park for the Performing Arts", and for other purposes.

*Be it enacted by the Senate and House of Representatives of
the United States of America in Congress assembled,*

SECTION 1. RENAMING OF WOLF TRAP FARM PARK.

(a) AMENDMENT.—The Wolf Trap Farm Park Act (Public Law 89-671; 16 U.S.C. 284 et seq.) is amended—

(1) by striking "Wolf Trap Farm Park" each place it appears and inserting "Wolf Trap National Park for the Performing Arts";

(2) in section 2, by inserting before the final period "except that laws, rules, or regulations that are applicable solely to units of the National Park System that are designated as a 'National Park' shall not apply to Wolf Trap National Park for the Performing Arts"; and

(3) by adding at the end the following new section:

"SEC. 14. REFERENCES.

"(a) BY FEDERAL EMPLOYEES.—The Secretary of the Interior, any other Federal employee, and any employee of the Foundation, with respect to any reference to the park in any map, publication, sign, notice, or other official document or communication of the Federal Government or Foundation shall refer to the park as 'Wolf Trap National Park for the Performing Arts'.

"(b) OTHER SIGNS AND NOTICES.—Any directional or official sign or notice pertaining to the park shall refer to the park as 'Wolf Trap National Park for the Performing Arts'.

"(c) FEDERAL LAWS AND DOCUMENTS.—Any reference in any law (other than this Act), regulation, document, record, map, or other paper of the United States to 'Wolf Trap Farm Park' shall be considered to be a reference to 'Wolf Trap National Park for the Performing Arts'."

(b) APPLICABILITY.—Section 14(c) of the Wolf Trap Farm Park Act (as added by subsection (a) of this section) shall not apply to this Act.

SEC. 2. TECHNICAL CORRECTIONS.

Section 4(c) of the Wolf Trap Farm Park Act (Public Law 89-671; 16 U.S.C. 284c(c)) is amended—

(1) by realigning the second sentence so as to appear flush with the left margin; and

H. R. 2440—2

(2) by striking “Funds” and inserting “funds”.

Speaker of the House of Representatives.

*Vice President of the United States and
President of the Senate.*



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D. C. 20503

THE DIRECTOR

August 15, 2002

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Bill H.R. 2440 - Renaming of Wolf Trap Farm Park
Sponsors - Rep. Davis (R) VA and 2 cosponsors

Last Day for Action

August 24, 2002 - Saturday

Purpose

Renames "Wolf Trap Farm Park" as the "Wolf Trap National Park for the Performing Arts" and exempts the Park from laws, rules, or regulations that solely apply to National Park System units labeled as "national parks."

Agency Recommendations

Office of Management and Budget

Approval

Department of the Interior (DOI)
Council on Environmental Quality

Approval
No comment (Informally)

Discussion

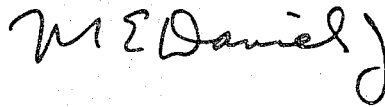
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H.R. 2440 would change the name of the Park to the "Wolf Trap National Park for the Performing Arts." The new name would reflect the purpose of the Park as a performing arts center and its status as a unit of the National Park System. In addition, the enrolled bill would exempt the Park from laws, rules, or regulations that apply only to National Park System units labeled as "national parks" (e.g., certain air quality requirements). NPS laws, rules, and regulations that apply generally to all National Park System units would continue to apply.

Conclusion and Recommendations

DOI recommends approval of H.R. 2440, stating that the name change was sought "as a way of increasing [the Park's] visibility as a venue for performing arts and a part of the National Park System, which could potentially help with fundraising." The Department advises that "as a 'national park for the performing arts,' Wolf Trap would be in a category of its own within the National Park System, separate and distinct from the system's 56 national parks."

We join Interior in recommending approval of H.R. 2440, which passed the House by voice vote and the Senate by unanimous consent.

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Mitchell E. Daniels, Jr.
Director

Enclosures



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OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

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Discussion

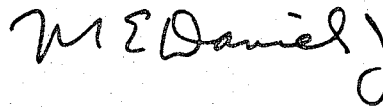
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Mitchell E. Daniels, Jr.
Director

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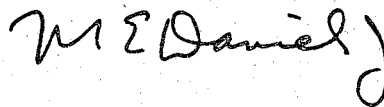
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Enclosures

WHITE HOUSE STAFFING MEMORANDUM

Date: 8-15-02, 11:00 PM ACTION / CONCURRENCE / COMMENT DUE BY: 8-16-02, 5:00 PMSubject: ENROLLED BILL H.R. 2440, RENAMING OF WOLF TRAP FARM PARK

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	☒	☐	HUBBARD	☐	☐
CARD	☒	☐	IRASTORZA	☐	☐
BARTLETT	☒	☐	JOHNSON	☐	☐
BLAKEMAN	☐	☐	LINDSEY	☐	☐
BOLTEN	☒	☐	MARBURGER	☐	☐
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FLEISCHER	☐	☐	SPELLINGS	☒	☐
GERSON	☐	☐	CLERK	☐	☒
GONZALES	☒	☐	_____	☐	☐
HAGIN	☐	☐	_____	☐	☐
HAWKINS	☐	☐	_____	☐	☐

REMARKS:

PLEASE SEND COMMENTS TO JOHN BURNIM, EXT. 57302, FAX 55691, NO LATER THAN 5:00 PM FRIDAY, 8-16-02, WITH COPY TO STAFF SECRETARY. THANK YOU.

RESPONSE:

Harriet E. Miers
 Assistant to the President
 and Staff Secretary
 Ext. 62702



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

THE DIRECTOR

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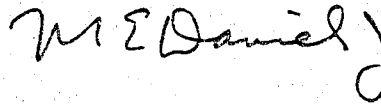
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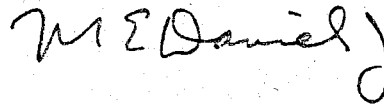
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Mitchell E. Daniels, Jr.
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Enclosures

SS/ RM NO. 518671

02 AUG 16 AM 9:45

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NO COMMENT

RESPONSE:

9th / 16 AM 7:46
 EXEC. OFF. PRESIDENT
 WM STRATEGIC INITIATIVES

Harriet E. Miers
 Assistant to the President
 and Staff Secretary
 Ext. 62702

02 AUG 15 4:10:55

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CALIO	☒	☐	RICE	☐	☐
CONNAUGHTON	☒	☐	RIDGE	☐	☐
DANIELS	☐	☒	ROVE	☒	☐
FLEISCHER	☐	☐	SPELLINGS	☒	☐
GERSON	☐	☐	CLERK	☐	☒
GONZALES	☒	☐	_____	☐	☐
HAGIN	☐	☐	_____	☐	☐
HAWKINS	☐	☐	_____	☐	☐

REMARKS:

PLEASE SEND COMMENTS TO JOHN BURNIM, EXT. 57302, FAX 55691, NO LATER THAN 5:00 PM FRIDAY, 8-16-02, WITH COPY TO STAFF SECRETARY. THANK YOU.

RESPONSE:

Harriet E. Miers
Assistant to the President
and Staff Secretary
Ext. 62702



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

THE DIRECTOR

August 15, 2002

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Bill H.R. 2440 - Renaming of Wolf Trap Farm Park
Sponsors - Rep. Davis (R) VA and 2 cosponsors

Last Day for Action

August 24, 2002 - Saturday

Purpose

Renames "Wolf Trap Farm Park" as the "Wolf Trap National Park for the Performing Arts" and exempts the Park from laws, rules, or regulations that solely apply to National Park System units labeled as "national parks."

Agency Recommendations

Office of Management and Budget

Approval

Department of the Interior (DOI)
Council on Environmental Quality

Approval
No comment (Informally)

Discussion

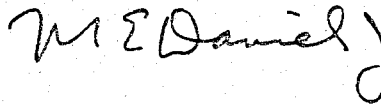
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Conclusion and Recommendations

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Mitchell E. Daniels, Jr.
Director

Enclosures

SS/ RM NO. 518671

02 AUG 16 PM 3:09

WHITE HOUSE STAFFING MEMORANDUM

Date: 8-15-02, 11:00 PM ACTION / CONCURRENCE / COMMENT DUE BY: 8-16-02, 5:00 PM

Subject: ENROLLED BILL H.R. 2440, RENAMING OF WOLF TRAP FARM PARK

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	☒	☐	HUBBARD	☐	☐
CARD	☒	☐	IRASTORZA	☐	☐
BARTLETT	☒	☐	JOHNSON	☐	☐
BLAKEMAN	☐	☐	LINDSEY	☐	☐
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RESPONSE:

per DRA

Harriet E. Miers
Assistant to the President
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Ext. 62702

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RESPONSE:

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Harriet E. Miers
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and Staff Secretary
Ext. 62702



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

02 AUG 15 2002

THE DIRECTOR

August 15, 2002

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Sponsors - Rep. Davis (R) VA and 2 cosponsors

Last Day for Action

August 24, 2002 - Saturday

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Agency Recommendations

Office of Management and Budget

Approval

Department of the Interior (DOI)
Council on Environmental Quality

Approval
No comment (Informally)

Discussion

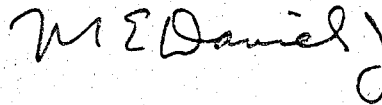
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Mitchell E. Daniels, Jr.
Director

Enclosures

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Discussion

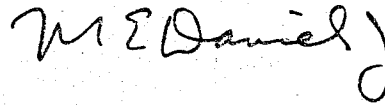
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Mitchell E. Daniels, Jr.
Director

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no comment

RESPONSE:

Harriet E. Miers
Assistant to the President
and Staff Secretary
Ext. 62702



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

THE DIRECTOR

August 15, 2002

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Bill H.R. 2440 - Renaming of Wolf Trap Farm Park
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Office of Management and Budget

Approval

Department of the Interior (DOI)
Council on Environmental Quality

Approval
No comment (Informally)

Discussion

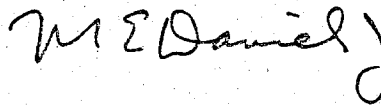
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Mitchell E. Daniels, Jr.
Director

Enclosures

SS/ RM NO. 518671

WHITE HOUSE STAFFING MEMORANDUM

Kyle

Date: 8-15-02, 11:00 PM ACTION / CONCURRENCE / COMMENT DUE BY: 8-16-02, 5:00 PM

Subject: ENROLLED BILL H.R. 2440, RENAMING OF WOLF TRAP FARM PARK

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GERSON	☐	☐	CLERK	☐	☒
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HAWKINS	☐	☐		☐	☐

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No comment.

RESPONSE:

Kyle S. ...
WtCO
6-5257

Harriet E. Miers
Assistant to the President
and Staff Secretary
Ext. 62702



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

THE DIRECTOR

August 15, 2002

MEMORANDUM FOR THE PRESIDENT

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Office of Management and Budget

Approval

Department of the Interior (DOI)
Council on Environmental Quality

Approval
No comment (Informally)

Discussion

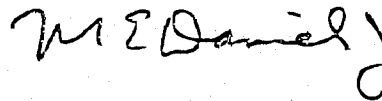
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Mitchell E. Daniels, Jr.
Director

Enclosures

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RESPONSE:

Harriet E. Miers
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EXECUTIVE OFFICE OF THE PRESIDENT
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10/10/02

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Council on Environmental Quality

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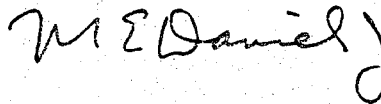
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