

PROVIDING FOR CONSIDERATION OF THE BILL (H.R. 1459) TO ENSURE THAT THE NATIONAL ENVIRONMENTAL POLICY ACT OF 1969 APPLIES TO THE DECLARATION OF NATIONAL MONUMENTS, AND FOR OTHER PURPOSES, AND PROVIDING FOR CONSIDERATION OF MOTIONS TO SUSPEND THE RULES

MARCH 25, 2014.—Referred to the House Calendar and ordered to be printed

Mr. BISHOP of Utah, from the Committee on Rules,
submitted the following

R E P O R T

[To accompany H. Res. 524]

The Committee on Rules, having had under consideration House Resolution 524, by a record vote of 6 to 3, report the same to the House with the recommendation that the resolution be adopted.

SUMMARY OF PROVISIONS OF THE RESOLUTION

The resolution provides for consideration of H.R. 1459, the Ensuring Public Involvement in the Creation of National Monuments Act, under a structured rule. The resolution provides one hour of general debate equally divided and controlled by the chair and ranking minority member of the Committee on Natural Resources. The resolution waives all points of order against consideration of the bill. The resolution provides that the bill shall be considered as read. The resolution waives all points of order against provisions in the bill. The resolution makes in order only those amendments printed in this report. Each such amendment may be offered only in the order printed in this report, may be offered only by a Member designated in this report, shall be considered as read, shall be debatable for the time specified in this report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. The resolution waives all points of order against the amendments printed in this report. The resolution provides one motion to recommit with or without instructions.

Section 2 of the resolution provides that it shall be in order at any time on the legislative day of March 27, 2014, for the Speaker to entertain motions that the House suspend the rules relating to

a measure addressing the Medicare payment system for physicians and a measure addressing Ukraine.

EXPLANATION OF WAIVERS

Although the resolution waives all points of order against consideration of the bill, the Committee is not aware of any points of order. The waiver is prophylactic in nature.

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COMMITTEE VOTES

The results of each record vote on an amendment or motion to report, together with the names of those voting for and against, are printed below:

Rules Committee record vote No. 120

Motion by Mr. Bishop of Utah to report the rule. Adopted: 6–3

Majority Members	Vote	Minority Members	Vote
Ms. Foxx	Yea	Ms. Slaughter
Mr. Bishop of Utah	Yea	Mr. McGovern	Nay
Mr. Cole	Mr. Hastings of Florida	Nay
Mr. Woodall	Yea	Mr. Polis	Nay
Mr. Nugent	Yea		
Mr. Webster	Yea		
Ms. Ros-Lehtinen		
Mr. Burgess		
Mr. Sessions, Chairman	Yea		

SUMMARY OF THE AMENDMENTS MADE IN ORDER

1. Bishop, Rob (UT): MANAGERS Clarifies process for monument designations of 5,000 acres or less which allows temporary designation if imminent threat to antiquity and permanent designation if President follows NEPA review process or Congress enacts law. Also clarifies that President is to use existing resources for monument designation process. (10 minutes)

2. Barber (AZ): Requires the bill's feasibility study to include an assessment of the monument declaration's benefits, including jobs and tourism dollars associated with managing a monument in perpetuity. (10 minutes)

3. Tsongas (MA): Preserves the ability of the President to declare as national monuments those that provide for the "protection or conservation of historic or cultural resources related to American military history," regardless of their size. (10 minutes)

TEXT OF AMENDMENTS MADE IN ORDER

1. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE BISHOP OF UTAH OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 4, beginning on line 6, strike "if it affects more than 5,000 acres;" and insert "except if it affects 5,000 acres or less, in which case—

“(A) the declaration shall be categorically excluded from the National Environmental Policy Act of 1969;

“(B) the declaration shall expire three years after the date of the declaration; and

“(C) the declaration may become permanent if—

“(i) specifically designated as a monument by Federal statute; or

“(ii) the President follows the review process under the National Environmental Policy Act of 1969; and

Page 4, strike lines 8 through 13.

Page 4, line 14, strike “(4)” and insert “(3)”.

At the end of the bill, add the following new section:

SEC. 3. USE OF EXISTING FUNDS.

This Act shall not be construed to increase the amount of funds that are authorized to be appropriated for any fiscal year.

2. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE BARBER OF ARIZONA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 4, line 17, after “revenue,” insert “and the benefits associated with managing the monument in perpetuity, including jobs created and tourism dollars associated with managing the monument,”.

3. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE TSONGAS OF MASSACHUSETTS OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of the bill, add the following new section:

SEC. 3. APPLICABILITY.

The amendments made by this Act shall not apply to any use of section 2 of the Act of June 8, 1906 (16 U.S.C. 431; commonly known of as the “Antiquities Act of 1906”) the purpose of which is the protection or conservation of historic or cultural resources related to American military history.