

PROVIDING FOR CONSIDERATION OF THE BILL (H.R. 205) TO AMEND THE GULF OF MEXICO ENERGY SECURITY ACT OF 2006 TO PERMANENTLY EXTEND THE MORATORIUM ON LEASING IN CERTAIN AREAS OF THE GULF OF MEXICO; PROVIDING FOR CONSIDERATION OF THE BILL (H.R. 1146) TO AMEND PUBLIC LAW 115-97 (COMMONLY KNOWN AS THE TAX CUTS AND JOBS ACT) TO REPEAL THE ARCTIC NATIONAL WILDLIFE REFUGE OIL AND GAS PROGRAM, AND FOR OTHER PURPOSES; AND PROVIDING FOR CONSIDERATION OF THE BILL (H.R. 1941) TO AMEND THE OUTER CONTINENTAL SHELF LANDS ACT TO PROHIBIT THE SECRETARY OF THE INTERIOR INCLUDING IN ANY LEASING PROGRAM CERTAIN PLANNING AREAS, AND FOR OTHER PURPOSES

SEPTEMBER 9, 2019.—Referred to the House Calendar and ordered to be printed

Mr. HASTINGS, from the Committee on Rules,
submitted the following

R E P O R T

[To accompany H. Res. 548]

The Committee on Rules, having had under consideration House Resolution 548, by a record vote of 9 to 4, 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. 205, Protecting and Securing Florida's Coastline Act of 2019, 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 an amendment in the nature of a substitute consisting of the text of Rules Committee Print 116-29, modified by the amendment printed in part A of this report, shall be considered as adopted and the bill, as amended, shall be considered as read. The resolution waives all points of order against provisions in the bill, as amended. The resolution makes in order only those amendments printed in part B of 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 part B of this report. The resolution provides one motion to recommit with or without instructions. The resolution provides for consideration of H.R. 1146, the Arctic Cultural and Coastal Plain Protection 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 an amendment in the nature of a substitute consisting of the text of Rules Committee Print 116-30, modified by the amendment printed in part C of this report, shall be considered as adopted and the bill, as amended, shall be considered as read. The resolution waives all points of order against provisions in the bill, as amended. The resolution makes in order only those amendments printed in part D of 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 part D of this report. The resolution provides for one motion to recommit with or without instructions. The resolution provides for consideration of H.R. 1941, the Coastal and Marine Economies Protection 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 an amendment in the nature of a substitute consisting of the text of Rules Committee Print 116-31, modified by the amendment printed in part E of this report, shall be considered as adopted and the bill, as amended, shall be considered as read. The resolution waives all points of order against provisions in the bill, as amended. The resolution makes in order only those amendments printed in part F of 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 part F of this report. The resolution provides one motion to recommit with or without instructions.

EXPLANATION OF WAIVERS

The waiver of all points of order against consideration of H.R. 205 includes waivers of the following:

- Clause 12(a)(1) of rule XXI, which prohibits consideration of a bill unless there is a searchable electronic comparative print that shows how the bill proposes to change current law.

- Clause 12(b) of rule XXI, which prohibits consideration of a bill unless there is a searchable electronic comparative print that shows how the text of the bill as proposed to be considered differs from the text of the bill as reported.

Although the resolution waives all points of order against provisions in H.R. 205, as amended, the Committee is not aware of any points of order. The waiver is prophylactic in nature.

Although the resolution waives all points of order against the amendments printed in part B of this report, the Committee is not aware of any points of order. The waiver is prophylactic in nature.

The waiver of all points of order against consideration of H.R. 1146 includes waivers of the following:

- Clause 12(a)(1) of rule XXI, which prohibits consideration of a bill unless there is a searchable electronic comparative print that shows how the bill proposes to change current law.
- Clause 12(b) of rule XXI, which prohibits consideration of a bill unless there is a searchable electronic comparative print that shows how the text of the bill as proposed to be considered differs from the text of the bill as reported.
- Clause 10 of rule XXI, which prohibits consideration of a measure that has a net effect of increasing the deficit or reducing the surplus over the five- or 10-year period; however, the budgetary effects of the bill are fully offset over the 10-year period.

The waiver of all points of order against provisions in H.R. 1146, as amended, includes a waiver of the following:

- Clause 5(a) of rule XXI, which prohibits a bill carrying a tax or tariff measure from being reported by a committee not having jurisdiction to report tax or tariff measures.

Although the resolution waives all points of order against the amendments printed in part D of this report, the Committee is not aware of any points of order. The waiver is prophylactic in nature.

The waiver of all points of order against consideration of H.R. 1941 includes:

- Clause 12(a)(1) of rule XXI, which prohibits consideration of a bill unless there is a searchable electronic comparative print that shows how the bill proposes to change current law.
- Clause 12(b) of rule XXI, which prohibits consideration of a bill unless there is a searchable electronic comparative print that shows how the text of the bill as proposed to be considered differs from the text of the bill as reported.

Although the resolution waives all points of order against provisions in H.R. 1941, as amended, the Committee is not aware of any points of order. The waiver is prophylactic in nature.

Although the resolution waives all points of order against the amendments printed in part F of this report, the Committee is not aware of any points of order. The waiver is prophylactic in nature.

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. 165

Motion by Mr. Cole to add a section to the rule that provides that it shall be in order at any time through September 27, 2019, for the Speaker to entertain motions that the House suspend the rules relating to the bill (H.R. 553) to amend Title 10, United States Code, to repeal the requirement for reduction of survivor annuities under the Survivor Benefit Plan for military surviving spouses to offset the receipt of veterans dependency and indemnity compensation, and for other purposes. Defeated: 4–9.

Majority Members	Vote	Minority Members	Vote
Mr. Hastings	Nay	Mr. Cole	Yea
Mrs. Torres	Nay	Mr. Woodall	Yea
Mr. Perlmutter	Nay	Mr. Burgess	Yea
Mr. Raskin	Nay	Mrs. Lesko	Yea
Ms. Scanlon	Nay		
Mr. Morelle	Nay		
Ms. Shalala	Nay		
Mr. DeSaulnier	Nay		
Mr. McGovern, Chairman	Nay		

Rules Committee record vote No. 166

Motion by Ms. Scanlon to report the rule. Adopted: 9–4.

Majority Members	Vote	Minority Members	Vote
Mr. Hastings	Yea	Mr. Cole	Nay
Mrs. Torres	Yea	Mr. Woodall	Nay
Mr. Perlmutter	Yea	Mr. Burgess	Nay
Mr. Raskin	Yea	Mrs. Lesko	Nay
Ms. Scanlon	Yea		
Mr. Morelle	Yea		
Ms. Shalala	Yea		
Mr. DeSaulnier	Yea		
Mr. McGovern, Chairman	Yea		

SUMMARY OF THE AMENDMENT TO H.R. 205 IN PART A CONSIDERED AS ADOPTED

1. Grijalva (AZ): Makes a technical correction.

SUMMARY OF THE AMENDMENTS TO H.R. 205 IN PART B MADE IN ORDER

1. Crist (FL), Buchanan (FL), Hastings (FL), Shalala (FL), Wasserman Schultz (FL), Deutch (FL), Frankel (FL), Mucarsel-Powell (FL), Murphy (FL), Soto (FL): Codifies the Well Control Rule and the Production Safety Systems Rule in their original forms. (10 minutes)

2. Barragán (CA): Contracts the study entitled “Review and Update of Bureau of Safety and Environmental Enforcement Offshore Oil and Gas Operations Inspection Program” to the National Academy of Sciences, Engineering, and Medicine. (10 minutes)

3. Gosar (AZ): Allows the bill to go into effect when DOI, in consultation with USFWS, certifies that the offshore energy moratorium in the bill will not kill a substantial number of minority and women jobs. (10 minutes)

SUMMARY OF THE AMENDMENT TO H.R. 1146 IN PART C CONSIDERED
AS ADOPTED

1. Grijalva (AZ): Makes technical corrections.

SUMMARY OF THE AMENDMENTS TO H.R. 1146 IN PART D MADE IN
ORDER

1. Young (AK): States that the repeal shall not take effect until the Alaska Natives who live and work closest to the proposed oil and gas development in the Coastal Plain of ANWR are thoroughly consulted regarding the effect of the bill on their quality of life and future. (10 minutes)

2. Gosar (AZ): Allows the bill to go into effect when DOI, in consultation with DOL, certifies that the offshore energy moratorium in the bill will not kill a substantial number of Native American, minority and women jobs. (10 minutes)

3. Gosar (AZ): Allows the bill to go into effect when DOI, in consultation with DOL, certifies that the bill will not harm Caribou herd populations. (10 minutes)

SUMMARY OF THE AMENDMENT TO H.R. 1941 IN PART E CONSIDERED
AS ADOPTED

1. Grijalva (AZ): Makes a technical correction.

SUMMARY OF THE AMENDMENTS TO H.R. 1941 IN PART F MADE IN
ORDER

1. McClintock (CA): Allows (but does not mandate) the Pacific OCS planning area to be included in a future five-year leasing plan under the Outer Continental Shelf Lands Act. (10 minutes)

2. Gosar (AZ): Changes the name of the bill to the Russian Energy Reliance and U.S. Poverty Act. (10 minutes)

3. Lesko (AZ): Requires the Department of the Interior, in consultation with the Department of Defense, to confirm that this legislation poses no national security risk due to potential increases in dependence on foreign oil. (10 minutes)

4. Langevin (RI): Requires a GAO study on the impacts of offshore drilling on coastal communities and coastal economies. (10 minutes)

5. Rouda (CA): Adds a provision to the bill that would direct the Department of the Interior to make the information from the inspections and payments made into the 'Ocean Energy Safety Fund' required by the bill available to the public, including information related to the operators, facilities, amounts paid into the fund, and inspection results. (10 minutes)

6. Levin, Andy (MI), Van Drew (NJ), Beyer (VA), Smith, Christopher (NJ): Establishes a moratorium on oil, gas, and methane hydrate-related seismic activities in the Atlantic Ocean. (10 minutes)

7. Gosar (AZ): Allows the bill to go into effect when DOI, in consultation with DOL, certifies that the offshore energy moratorium in the bill will not kill a substantial number of minority and women jobs. (10 minutes)

8. Rouda (CA): Adds a provision to the bill that would require the Department of Commerce to complete an economic impact study/assessment of potential damage related to offshore oil drilling—including tourism, commercial fishing, recreational fishing, boating,

transportation, and other waterfront-related and coastal-related business. (10 minutes)

PART A—TEXT OF AMENDMENT TO H.R. 205 CONSIDERED AS ADOPTED

Page 4, line 21, strike “rigs” and insert “non-rig units”.

PART B—TEXT OF AMENDMENTS TO H.R. 205 MADE IN ORDER

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

Page 1, after line 10, insert the following:

SEC. 3. PRODUCTION SAFETY SYSTEMS AND WELL CONTROL.

Subparts D, E, F, G, H, and Q of section 250 of title 30, Code of Federal Regulations (as in effect on January 1, 2018), shall have the same force and effect of law as if such subparts had been enacted by an Act of Congress.

Page 1, line 11, strike “3” and insert “4”.

Page 5, line 5, strike “4” and insert “5”.

2. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE BARRAGÁN OF CALIFORNIA OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of the bill, add the following:

SEC. 5. STUDY ON BSEE OFFSHORE OIL AND GAS OPERATIONS INSPECTION PROGRAM.

The Secretary of the Interior shall contract with the National Academies of Sciences, Engineering, and Medicine to complete, not later than 21 months after the date of the enactment of this Act, the study entitled “Review and Update of Bureau of Safety and Environmental Enforcement Offshore Oil and Gas Operations Inspection Program” that the Secretary of the Interior had previously contracted with the National Academies of Sciences, Engineering, and Medicine to complete.

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

At the end of the bill, insert the following:

SEC. 5. EFFECTIVE DATE.

Section 2 of this Act shall not be effective until the Secretary of the Interior, in consultation with the Director of the United States Fish and Wildlife Service, finds that the moratorium under such section will not adversely affect jobs available to minorities and women.

PART C—TEXT OF AMENDMENT TO H.R. 1146 CONSIDERED AS ADOPTED

Page 3, line 15, strike “\$23,000” and insert “\$25,300”.

Page 3, line 18, strike “\$37,000” and insert “\$40,700”.

Page 3, line 21, strike “\$69,000” and insert “\$75,900”.

Page 4, line 3, strike “\$67,000” and insert “\$73,700”.

Page 4, line 5, strike “\$37,000” and insert “\$40,700”.

Page 4, line 13, strike “\$26,520” and insert “\$29,172”.

Page 4, line 16, strike “\$23,060” and insert “\$25,366”.

Page 4, line 19, strike “\$8,940” and insert “\$9,834”.
 Page 4, line 19, strike “rigs” and insert “non-rig units”.

PART D—TEXT OF AMENDMENTS TO H.R. 1146 MADE IN ORDER

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

On page 1, line 6, strike “Section” and insert the following:

(a) Section

On page 1, after line 7, insert the following:

(b) TRIBAL CONSULTATION REQUIREMENT.—The repeal made by subsection (a) shall not take effect until—

(1) the Secretary of the Interior completes a thorough consultation with the Inupiat people regarding the effect of this Act on the quality of life, human rights, and future of the Inupiat people; and

(2) by formal action Kaktovic Village approves of such repeal.

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

At the end of the bill, insert the following:

SEC. 5. EFFECTIVE DATE.

Section 2 of this Act shall not be effective until the Secretary of the Interior, in consultation with the Secretary of Labor, finds that the repeal under section 2 will not adversely affect jobs available to Native Americans, other minorities and women.

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

At the end of the bill, insert the following:

SEC. 5. EFFECTIVE DATE.

Section 2 of this Act shall not be effective until the Secretary of the Interior, in consultation with the Secretary of Labor, finds that the repeal under section 2 will not adversely affect Caribou herd populations.

PART E—TEXT OF AMENDMENT TO H.R. 1941 CONSIDERED AS ADOPTED

Page 5, line 7, strike “rigs” and insert “non-rig units”.

PART F—TEXT OF AMENDMENTS TO H.R. 1941 MADE IN ORDER

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

Page 1, line 12–13, strike “or the Pacific Region planning areas,”.

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

Page 1, beginning on line 2, strike “**COASTAL AND MARINE ECONOMIES PROTECTION**” and insert “**RUSSIAN ENERGY RELIANCE AND UNITED STATES POVERTY**”.

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

At the end of the bill, add the following:

SEC. 5. RISK TO NATIONAL SECURITY.

The Secretary of the Interior, after consulting with the Secretary of Defense, shall report to Congress on whether this Act poses a risk to national security due to potential increase in dependence on foreign oil.

4. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE LANGEVIN OF RHODE ISLAND OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Add at the end the following:

SEC. 5. STUDYING THE IMPACTS OF OFFSHORE DRILLING ON COASTAL COMMUNITIES AND COASTAL ECONOMIES.

(a) REPORT.—Not later than one year after the date of enactment of this Act, the Comptroller General shall submit to the Committee on Natural Resources of the House of Representatives and the Committee on Energy and Natural Resources of the Senate a report on the impacts of offshore drilling on coastal communities and coastal economies.

(b) CONTENTS.—The report required by subsection (a) shall—

(1) address how oil and gas companies interact with local stakeholders in advance of a siting decision, including their meetings with fishermen;

(2) investigate the impacts of offshore drilling on tourism, including tradeoffs during normal operations and economic impacts after a spill;

(3) describe how the Bureau of Ocean Energy Management works with other agencies, including the National Marine Fisheries Service, to include stakeholder input in advance of a siting decision;

(4) address how quickly response teams can mitigate environmental damage after a spill and how long regional ecosystems take to recover following a spill;

(5) describe any limitations on the quantity of comparative data available on impacts to regions of the Outer Continental Shelf that have not been sited for drilling;

(6) describe the impacts on commercial and recreational fisheries from offshore drilling; and

(7) address the economic impacts of oil spills on the food supply of a region, including those food sources that are distinctive to a region’s culture.

5. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE ROUDA OF CALIFORNIA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 1, after line 3, insert the following:

SEC. 2. PUBLICATION OF INSPECTION RESULTS.

Section 22(c) of the Outer Continental Shelf Lands Act (43 U.S.C. 1348(c)) is amended—

(1) by striking “The” and inserting the following:

“(a) IN GENERAL.—The”; and

(2) by adding at the end the following:

“(b) PUBLICATION.—The Secretary shall make the following available to the public:

“(1) Any reports produced under this subsection.

“(2) The following information about each payment made into the Ocean Energy Safety Fund under subsection (g):

“(A) The facility that was inspected.

“(B) The name of the operator of such facility.

“(C) The amount of the payment.”.

On page 1, line 4, strike “2” and insert “3”.

On page 2, line 1, strike “3” and insert “4”.

On page 5, line 16, strike “4” and insert “5”.

6. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE LEVIN OF MICHIGAN OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of the bill, add the following:

SEC. 5. MORATORIUM ON SEISMIC ACTIVITIES RELATED TO OIL, GAS, AND METHANE HYDRATE EXPLORATION AND DEVELOPMENT IN THE NORTH ATLANTIC, MID-ATLANTIC, SOUTH ATLANTIC, AND STRAITS OF FLORIDA PLANNING AREAS.

Section 11 of the Outer Continental Shelf Lands Act (43 U.S.C. 1340) is amended by adding at the end the following:

“(i) MORATORIUM ON SEISMIC ACTIVITIES RELATED TO OIL, GAS, AND METHANE HYDRATE EXPLORATION AND DEVELOPMENT IN THE NORTH ATLANTIC, MID-ATLANTIC, SOUTH ATLANTIC, AND STRAITS OF FLORIDA PLANNING AREAS.—Notwithstanding any other provision of law, no agency of the United States or person may conduct or authorize any other person to conduct geological or geophysical activities in support of oil, gas, or methane hydrate exploration and development in any area located in the North Atlantic, Mid-Atlantic, South Atlantic, and Straits of Florida Planning Areas of the outer Continental Shelf.”.

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

At the end of the bill, insert the following:

SEC. 5. EFFECTIVE DATE.

Section 2 of this Act shall not be effective until the Secretary of the Interior, in consultation with the Secretary of Labor, finds that the prohibition under section 2 will not adversely affect jobs available to minorities and women.

8. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE ROUDA OF CALIFORNIA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of the bill, insert the following:

SEC. 5. ECONOMIC IMPACT STUDY.

Not later than 1 year after the date of enactment of this Act, the Secretary of Commerce shall conduct a study to determine the potential economic impact of offshore drilling on tourism, commercial fishing, recreational fishing, boating, transportation, and other waterfront-related and coastal-related business.

