

TO DESIGNATE THE NATIONAL PULSE MEMORIAL LO-
CATED AT 1912 SOUTH ORANGE AVENUE, ORLANDO,
FLORIDA, 32806, AND FOR OTHER PURPOSES

—————
JUNE 24, 2020.—Committed to the Committee of the Whole House on the State of
the Union and ordered to be printed

—————

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

R E P O R T

[To accompany H.R. 3094]

[Including cost estimate of the Congressional Budget Office]

The Committee on Natural Resources, to whom was referred the bill (H.R. 3094) to designate the National Pulse Memorial located at 1912 South Orange Avenue, Orlando, Florida, 32806, and for other purposes, having considered the same, reports favorably thereon with an amendment and recommends that the bill as amended do pass.

The amendment is as follows:

Strike all after the enacting clause and insert the following:

SECTION 1. DESIGNATION OF NATIONAL PULSE MEMORIAL.

(a) IN GENERAL.—The Pulse Memorial located at 1912 South Orange Avenue, Orlando, Florida, 32806, is designated as the “National Pulse Memorial”.

(b) EFFECT OF DESIGNATION.—The national memorial designated by this section is not a unit of the National Park System and the designation of the National Pulse Memorial shall not require or permit Federal funds to be expended for any purpose related to that national memorial.

PURPOSE OF THE BILL

The purpose of H.R. 3094 is to designate the National Pulse Memorial located at 1912 South Orange Avenue, Orlando, Florida, 32806, and for other purposes.

BACKGROUND AND NEED FOR LEGISLATION

In the early hours of June 12, 2016, more than 300 people were gathered at Pulse, an LGBTQ nightclub in Orlando, Florida, on the club’s “Latin Night.” Around 2:00 a.m., an American-born man who

had pledged allegiance to ISIS opened fire in the nightclub, beginning a horrific three-hour standoff between the shooter and Orlando police and the deadliest mass shooting by a single shooter in U.S. history at the time. The attack killed 49 people and wounded more than 50 others. This shooting was also the deadliest attack ever directed against the LGBTQ community in U.S. history and is the second-deadliest terrorist attack in U.S. history.¹ President Obama called the event an “act of terror” and an “act of hate.”²

H.R. 3094 designates the National Pulse Memorial at 1912 South Orange Avenue, Orlando, Florida. The national memorial would not be a unit of the National Park System, and the bill stipulates that no federal funds may be used for any purpose related to the designation of the national memorial.

COMMITTEE ACTION

H.R. 3094 was introduced on June 4, 2019, by Representative Darren Soto (D–FL). 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 December 4, 2019, the Subcommittee held a hearing on the bill. On March 11, 2020, the Natural Resources Committee met to consider the bill. The Subcommittee was discharged by unanimous consent. Chair Raúl M. Grijalva (D–AZ) offered an amendment in the nature of a substitute. The amendment was agreed to by unanimous consent. The bill, as amended, was adopted and ordered favorably reported to the House of Representatives by unanimous consent.

HEARINGS

For the purposes of section 103(i) of H. Res. 6 of the 116th Congress—the following hearing was used to develop or consider H.R. 3094: legislative hearing by the Subcommittee on National Parks, Forests, and Public Lands held on December 4, 2019.

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:

¹See, e.g., FRANK STRAUB, JACK CAMBRIA, JANE CASTOR, BEN GORBAN, BRETT MEADE, DAVID WALTEMAYER & JENNIFER ZEUNIK, CRITICAL RESPONSE INITIATIVE, RESCUE, RESPONSE, AND RESILIENCE: A CRITICAL INCIDENT REVIEW OF THE ORLANDO PUBLIC SAFETY RESPONSE TO THE ATTACK ON THE PULSE NIGHTCLUB, AT 121 (2017), <https://cops.usdoj.gov/RIC/Publications/cops-w0857-pub.pdf>.

²Barack Obama, President of the United States, Remarks by the President on Mass Shooting in Orlando (June 12, 2016), <https://obamawhitehouse.archives.gov/the-press-office/2016/06/12/remarks-president-mass-shooting-orlando>.

U.S. CONGRESS,
CONGRESSIONAL BUDGET OFFICE,
Washington, DC, June 4, 2020.

Hon. RAÚL M. 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. 3094, a bill to designate the National Pulse Memorial located at 1912 South Orange Avenue, Orlando, Florida, 32806, and for other purposes.

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

Sincerely,

PHILLIP L. SWAGEL,
Director.

Enclosure.

H.R. 3094, a bill to designate the National Pulse Memorial located at 1912 South Orange Avenue, Orlando, Florida, 32806, and for other purposes			
As ordered reported by the House Committee on Natural Resources on March 11, 2020			
By Fiscal Year, Millions of Dollars	2020	2020-2025	2020-2030
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	Mandate Effects	
Increases on-budget deficits in any of the four consecutive 10-year periods beginning in 2031?	No	Contains intergovernmental mandate?	No
		Contains private-sector mandate?	No

H.R. 3094 would designate the Pulse Memorial located at 1912 South Orange Avenue, Orlando, Florida, as the “National Pulse Memorial.” The bill would prohibit federal funds from being used on any activities related to the memorial, and would not designate the memorial as a unit of the National Park System. Because of those provisions, CBO estimates that implementing H.R. 3094 would not affect the federal budget.

The CBO staff contact for this estimate is David Hughes. 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 National Pulse Memorial located at 1912 South Orange Avenue, Orlando, Florida, 32806.

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

This bill contains no unfunded mandates.

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.