

111TH CONGRESS  
2D SESSION

# H. R. 5523

To protect the right of individuals to bear arms on Federal lands administered by the United States Forest Service and the Bureau of Land Management.

---

## IN THE HOUSE OF REPRESENTATIVES

JUNE 15, 2010

Mr. REHBERG (for himself, Mr. BISHOP of Utah, and Mr. BROUN of Georgia) introduced the following bill; which was referred to the Committee on Natural Resources, and in addition to the Committee on Agriculture, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

---

## A BILL

To protect the right of individuals to bear arms on Federal lands administered by the United States Forest Service and the Bureau of Land Management.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE; FINDINGS.**

4 (a) SHORT TITLE.—This Act may be cited as the  
5 “Firearms Freedom on Federal Lands Act”.

6 (b) FINDINGS.—Congress finds the following:

7 (1) Section 512 of the Credit Card Account-  
8 ability Responsibility and Disclosure Act of 2009

1 (Public Law 111–24) prevents the Secretary of the  
2 Interior from promulgating or enforcing any regula-  
3 tion that prohibits an individual from possessing a  
4 firearm in any unit of the National Park System or  
5 the National Wildlife Refuge System when certain  
6 conditions are met.

7 (2) The Secretary of Agriculture is not statu-  
8 torily prevented from promulgating or enforcing reg-  
9 ulations that prohibit an individual from possessing  
10 a firearm on Federal lands administered by the  
11 United States Forest Service.

12 (3) The Secretary of the Interior is not statu-  
13 torily prevented from promulgating or enforcing any  
14 regulation that prohibits an individual from pos-  
15 sessing a firearm on Federal lands administered by  
16 the Bureau of Land Management.

17 (4) The Antiquities Act of 1906 (16 U.S.C.  
18 431–433) authorizes the President to designate Na-  
19 tional Monuments under the jurisdiction of the De-  
20 partment of Agriculture and the Department of the  
21 Interior.

22 (5) The Antiquities Act of 1906 (16 U.S.C.  
23 431–433) does not expressly prohibit the President  
24 from restricting the legal possession of firearms

1 through Executive orders establishing National  
2 Monuments.

3 (6) The Second Amendment to the Constitution  
4 provides that “the right of the people to keep and  
5 bear Arms, shall not be infringed.”.

6 **SEC. 2. PROTECTING THE RIGHT OF INDIVIDUALS TO BEAR**  
7 **ARMS ON FEDERAL LANDS ADMINISTERED**  
8 **BY THE FOREST SERVICE AND BLM.**

9 (a) IN GENERAL.—The Secretary of Agriculture and  
10 the Secretary of the Interior shall not promulgate or en-  
11 force any regulation or Executive order, including Presi-  
12 dential declarations authorized under the Antiquities Act  
13 of 1906 (16 U.S.C. 431–433), that prohibit an individual  
14 from possessing a firearm, including an assembled or func-  
15 tional firearm, in any unit administered by the United  
16 States Forest Service or the Bureau of Land Manage-  
17 ment, if—

18 (1) the individual is not otherwise prohibited by  
19 law from possessing the firearm; and

20 (2) the possession of the firearm is in compli-  
21 ance with the law of the State in which the unit of  
22 the National Forest System or the Bureau of Land  
23 Management is located.

24 (b) STATUTORY CONSTRUCTION.—Nothing in this  
25 Act shall be construed—

- 1           (1) as affecting the authority, jurisdiction, or  
2           responsibility of the several States to manage, con-  
3           trol, or regulate fish and resident wildlife under  
4           State law or regulations, including the regulation of  
5           hunting, fishing, trapping, and recreational shooting  
6           on public land managed by the Department of Agri-  
7           culture or the Department of the Interior; or  
8           (2) as limiting access for hunting, fishing, trap-  
9           ping, or recreational shooting.

○