

PROVIDING FOR CONSIDERATION OF THE BILL (S. 352)
TO POSTPONE THE DTV TRANSITION DATE

FEBRUARY 3, 2009.—Referred to the House Calendar and ordered to be printed

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

R E P O R T

[To accompany H. Res. 108]

The Committee on Rules, having had under consideration House Resolution 108, by a nonrecord vote, 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 S. 352, the “DTV Delay Act,” under a closed rule. The resolution provides for one hour of debate equally divided and controlled by the chair and ranking minority member of the Committee on Energy and Commerce.

The resolution waives all points of order against consideration of the bill except those arising under clause 10 of rule XXI. The bill shall be considered as read. The resolution waives all points of order against the bill. The resolution provides one motion to commit the bill with or without instructions.

Finally, the rule amends section 2 of H. Res. 92 to provide that the chair of the Committee on Appropriations shall insert in the Congressional Record no later than February 26, 2009, such material as he may deem explanatory of appropriations measures for fiscal year 2009.

EXPLANATION OF WAIVERS

Although the rule waives all points of order against consideration of the bill (except for those arising under clause 10 of rule XXI), the Committee is not aware of any points of order against the bill’s consideration. The waiver of all points of order against consideration of the bill is prophylactic. Although the rule waives all points of order against the bill, the Committee is not aware of any points

of order against the bill. The waiver of all points of order against the bill is prophylactic.

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. 24

Date: February 3, 2009.

Measure: S. 352.

Motion by: Mr. Dreier.

Summary of motion: To make in order and provide appropriate waivers for an amendment in the nature of a substitute by Rep. Barton, Joe (TX) and Rep. Burgess, Michael (TX), #1, which would authorize \$250 million for the converter box coupon program. It also extends the FCC's spectrum auction authority to 2012.

Results: Defeated 2-7.

Vote by Members: MCGovern—Nay; Hastings—Nay; Matsui—Nay; Arcuri—Nay; Perlmutter—Nay; Pingree—Nay; Polis—Nay; Dreier—Yea; Foxx—Yea.

Rules Committee record vote No. 25

Date: February 3, 2009.

Measure: S. 352.

Motion by: Dr. Foxx.

Summary of motion: To make in order and provide appropriate waivers for an amendment by Rep. Walden, Greg (OR), #2, which would provide that the FCC has no discretion to prevent a broadcaster from transitioning voluntarily before the deadline as long as they will not cause interference with public safety or other stations. The station must have given viewers 30 days notice prior to the cutoff.

Results: Defeated 2-7.

Vote by Members: MCGovern—Nay; Hastings—Nay; Matsui—Nay; Arcuri—Nay; Perlmutter—Nay; Pingree—Nay; Polis—Nay; Dreier—Yea; Foxx—Yea.