

PROVIDING FOR CONSIDERATION OF THE SENATE AMENDMENTS TO THE BILL (H.R. 146) TO ESTABLISH A BATTLEFIELD ACQUISITION GRANT PROGRAM FOR THE ACQUISITION AND PROTECTION OF NATIONALLY SIGNIFICANT BATTLEFIELDS AND ASSOCIATED SITES OF THE REVOLUTIONARY WAR AND THE WAR OF 1812, AND FOR OTHER PURPOSES

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MARCH 24, 2009.—Referred to the House Calendar and ordered to be printed

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Ms. PINGREE, from the Committee on Rules,  
submitted the following

## R E P O R T

[To accompany H. Res. 280]

The Committee on Rules, having had under consideration House Resolution 280, 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 the consideration of the Senate amendments to H.R. 146, the “Omnibus Public Land Management Act of 2009.” The resolution makes in order a motion by the Chair of the Committee on Natural Resources to concur in the Senate amendments. The resolution waives all points of order against the motion except clause 10 of rule XXI. The resolution provides that the Senate amendments and the motion shall be considered as read. The resolution provides one hour of debate on the motion equally divided and controlled by the chairman and ranking minority member of the Committee on Natural Resources.

### EXPLANATION OF WAIVERS

Although the rule waives all points of order against consideration of the motion (except for clause 10 of rule XXI) the Committee is not aware of any points of order against the motion. The waiver of all points of order against the motion 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. 50*

Date: March 24, 2009.

Measure: Senate amendments to H.R. 146.

Motion by: Mr. Dreier.

Summary of motion: To make in order and provide appropriate waivers for an amendment by Rep. Hastings of Washington, #1, which would restore the right of possession of concealed firearms in national parks and national wildlife refuges (as allowed under state law) overturned by a federal district court on March 19, 2009.

Results: Defeated 2–9.

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

*Rules Committee record vote No. 51*

Date: March 24, 2009.

Measure: Senate amendments to H.R. 146.

Motion by: Mr. Dreier.

Summary of motion: To make in order and provide appropriate waivers for an amendment by Rep. Radanovich, #14, which would temporarily suspend the Endangered Species Act (ESA) restrictions on the Sacramento-San Joaquin Delta pumps when the Governor of California declares a drought emergency. The amendment would also direct the Department of the Interior to work with the State of California in creating a Delta Smelt conservation hatchery.

Results: Defeated 3–8.

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

*Rules Committee record vote No. 52*

Date: March 24, 2009.

Measure: Senate amendments to H.R. 146.

Motion By: Mr. Dreier.

Summary of motion: To make in order en bloc and provide appropriate waivers for amendments by Rep. Hastings of Washington, #11, which would ensure that nothing in this Act will limit recreational access for the disabled, and #12, which would ensure that nothing in this Act will limit recreational access for disabled veterans.

Results: Defeated 2–9.

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

*Rules Committee record vote No. 53*

Date: March 24, 2009.

Measure: Senate amendments to H.R. 146.

Motion by: Dr. Foxx.

Summary of motion: To make in order and provide appropriate waivers for an amendment by Rep. Hastings of Washington, #6, which would ensure that nothing in the section establishing the Taunton Wild and Scenic River will impact the supply of domestically-produced energy resources.

Results: Defeated 2–9.

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

*Rules Committee record vote No. 54*

Date: March 24, 2009.

Measure: Senate amendments to H.R. 146.

Motion By: Dr. Foxx.

Summary of motion: To make in order and provide appropriate waivers for an amendment by Rep. Hastings of Washington, #3, which would ensure that nothing in the section creating the National Landscape Conservation System impedes efforts by the Department of Homeland Security to secure the borders of the United States.

Results: Defeated 2–9.

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

*Rules Committee record vote No. 55*

Date: March 24, 2009.

Measure: Senate amendments to H.R. 146.

Motion by: Dr. Foxx.

Summary of motion: To make in order and provide appropriate waivers for an amendment by Rep. Hastings of Washington, #9, which would grandfather in any existing motorized access to public lands to ensure full access to national parks, national trails, heritage areas, wild and scenic rivers, and recreational areas by all Americans.

Results: Defeated 2–9.

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