
PROVIDING FOR CONSIDERATION OF THE BILL (H.R. 2546) TO DESIGNATE CERTAIN LANDS IN THE STATE OF COLORADO AS COMPONENTS OF THE NATIONAL WILDERNESS PRESERVATION SYSTEM, AND FOR OTHER PURPOSES; PROVIDING FOR CONSIDERATION OF THE JOINT RESOLUTION (H.J. RES. 79) REMOVING THE DEADLINE FOR THE RATIFICATION OF THE EQUAL RIGHTS AMENDMENT; AND FOR OTHER PURPOSES.

February 10, 2020.—Referred to the House Calendar and ordered to be printed.

MS. SCANLON, from the Committee on Rules, submitted the following

R E P O R T

[To accompany H. Res.____]

The Committee on Rules, having had under consideration House Resolution _____, 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. 2546, the Colorado Wilderness Act of 2019, under a structured rule. The resolution provides one hour of general debate on the bill 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 the amendment in the nature of a substitute consisting of the text of Rules Committee Print 116-50 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 H.R. 2546, as amended. The resolution makes in order only those further amendments printed in 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. The resolution waives all points of order against the amendments printed in this report. The resolution provides one motion to recommit with or without instructions. The resolution provides for consideration of H.J. Res. 79, Removing the deadline for the ratification of the equal rights amendment, under a closed rule. The resolution provides one hour of debate on the joint resolution equally divided and controlled by the chair and ranking minority member of the Committee on the Judiciary. The resolution waives all points of order against consideration of the joint resolution. The resolution provides that the amendment in the nature of a substitute recommended by the Committee on the Judiciary now printed in the joint resolution shall be considered as adopted and the joint resolution, as amended, shall be considered as read. The resolution waives all points of order against provisions in the joint resolution, as amended. The resolution provides one motion to recommit with or without instructions. The resolution provides that House Resolution 842 is hereby adopted. Section 4 of the resolution provides that on any legislative day during the period from February 14, 2020, through February 24, 2020: the Journal of the proceedings of the previous day shall be considered as approved; and the Chair may at any time declare the House adjourned to meet at a date and time to be announced by the Chair in declaring the adjournment. Section 5 of the resolution provides that the Speaker may appoint Members to perform the duties of the Chair for the duration of the period addressed by section 4 of the resolution as though under clause 8(a) of rule I.

EXPLANATION OF WAIVERS

The waiver of all points of order against consideration of H.R. 2546 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.

The waiver of all points of order against provisions in H.R. 2546, as amended, includes a waiver of the following:

- Clause 4 of rule XXI, which prohibits reporting a bill carrying an appropriation from a committee not having jurisdiction to report an appropriation.

Although the resolution waives all points of order against amendments printed in this report, 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 consideration of H.J. Res. 79, 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 provisions

in H.J. Res. 79, as amended, 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. 244

Motion by Mr. Cole to report an open rule for H.R. 2546. 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. 245

Motion by Mr. Woodall to strike Section 3 of the rule. 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. 246

Motion by Mr. Woodall to amend Section 3 of the rule to provide for consideration of H. Res. 842 under a closed rule. 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. 247

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 AMENDMENTS TO H.R. 2546 MADE IN ORDER

1. DeGette (CO): Makes changes to Title I – Colorado Wilderness and amounts to an approximate 60,000 acres of additional wilderness designations under Title I. (10 minutes)
2. McClintock (CA): Delays wilderness designations under the Act until the affected county formally approves such designation. (10 minutes)
3. McClintock (CA): Allows the Secretary of Agriculture or the Secretary of the Interior, as appropriate, to exclude from wilderness designations under this Act any areas that do not meet the definition of wilderness in the Wilderness Act. Allows the same for river segments that do not meet the criteria for designation under the Wild and Scenic Rivers Act. (10 minutes)
4. Brown (MD): Encourages the Secretary of Interior and Secretary of Agriculture to ensure servicemember and veteran access to public lands. (10 minutes)
5. Panetta (CA): States that the Secretary of the Interior or the Secretary of Agriculture may manage for fire, insects, and diseases in wilderness areas designated by this Act. (10 minutes)
6. Westerman (AR): Allows the Secretary of Agriculture or Secretary of the Interior, as appropriate, to exempt from wilderness designations under the Act any area determined by the Secretary to be at high risk of wildfire. (10 minutes)
7. Westerman (AR): Strikes all designations of “potential” wilderness under the bill. (10 minutes)
8. Cunningham (SC), Tipton (CO): Ensures that military aircraft overflights, units of special air space, and flight training routes are allowed over wilderness areas designated by this Act. (10 minutes)
9. Tipton (CO): Strikes wilderness additions in the 3rd Congressional District. (10 minutes)
10. Tipton (CO): Requires the Department of Defense to conduct a study on the impacts that the expansion of wilderness designations in the Western United States would have on the readiness of our armed forces with respect to aviation training. (10 minutes)
11. Kilmer (WA): Clarifies that the Washington State Department of Natural Resources retains the authority to manage all lands currently owned by the state of Washington. Directs the Secretary of Agriculture to satisfy the requirements of section 3(d) of the Wild and Scenic Rivers Act (16 U.S.C. 1274(d)) for new Wild and Scenic Rivers designated on the Olympic Peninsula through an updated land management plan for the Olympic National Forest. (10 minutes)
12. Schrier (WA): Requires GAO conduct a study on how the preservation of wilderness lands can help reduce the risk of flooding in residential areas. (10 minutes)

TEXT OF AMENDMENTS TO H.R. 2546 MADE IN ORDER

1. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE DEGETTE OF COLORADO OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

~~AMENDMENT TO
RULES COMMITTEE PRINT 116-50
OFFERED BY MS. DEGETTE OF COLORADO~~

2

Page 10, lines 18 and 19, strike “‘Cross Canyon Proposed Wilderness’, dated October 9, 2019” and insert “‘Papoose & Cross Canyon Proposed Wilderness’, and dated January 29, 2020”.

Page 12, after line 13, insert the following:

1 (20) Certain lands managed by the Tres Rios
2 Field Office of the Bureau of Land Management or
3 located in the San Juan National Forest, which
4 comprise approximately 10,844 acres, as generally
5 depicted on a map titled “North & South Ponderosa
6 Gorge Proposed Wilderness”, and dated January 31,
7 2020, which shall be known as the North Ponderosa
8 Gorge Wilderness.

9 (21) Certain lands managed by the Tres Rios
10 Field Office of the Bureau of Land Management or
11 located in the San Juan National Forest, which
12 comprise approximately 12,393 acres, as generally
13 depicted on a map titled “North & South Ponderosa
14 Gorge Proposed Wilderness”, and dated January 31,

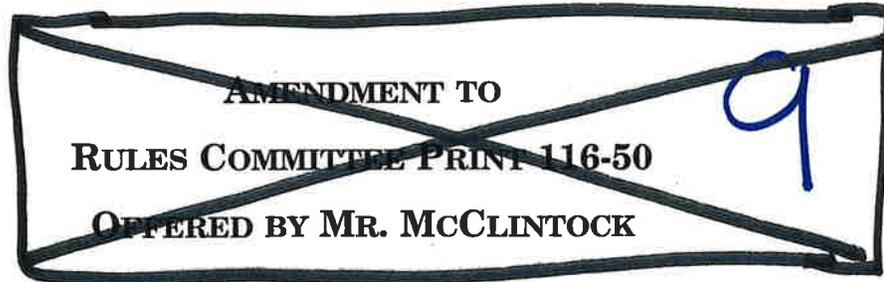
1 2020 which shall be known as the South Ponderosa
2 Gorge Wilderness.

3 (22) Certain lands managed by the Little Snake
4 Field Office of the Bureau of Land Management
5 which comprise approximately 33,168 acres, as gen-
6 erally depicted on a map titled "Diamond Breaks
7 Proposed Wilderness", and dated January 31, 2020
8 which shall be known as the Diamond Breaks Wil-
9 derness.

10 (23) Certain lands managed by the Tres Rios
11 Field Office of the Bureau of Land Management
12 which comprises approximately 4,782 acres, as gen-
13 erally depicted on the map titled "Papoose & Cross
14 Canyon Proposed Wilderness' """, and dated January
15 29, 2020 which shall be known as the Papoose Can-
16 yon Wilderness.



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



Page 234, after line 21, insert the following (and re-designate subsequent provisions accordingly):

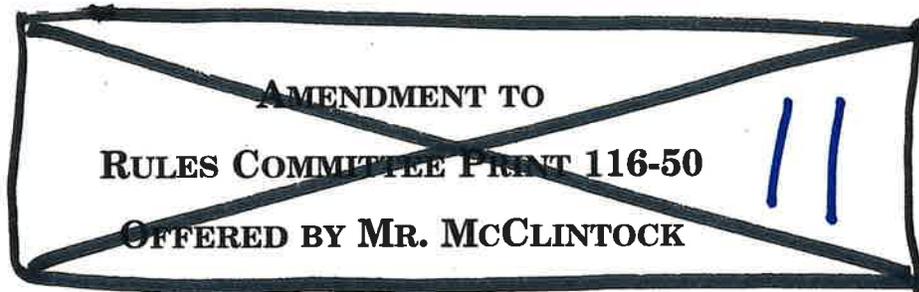
1 **TITLE VII—COUNTY APPROVAL**
2 **OF WILDERNESS DESIGNATIONS**

3 **SEC. 701. COUNTY APPROVAL.**

4 No wilderness designation under this Act shall be ef-
5 fective in any county until the county formally approves
6 such designation.



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



Page 234, after line 21, insert the following (and re-designate subsequent provisions accordingly):

1 **TITLE VII—PRESERVING WIL-**
2 **DERNESS CHARACTER AND**
3 **WILD AND SCENIC RIVER**
4 **CHARACTER**

5 **SEC. 701. PRESERVING WILDERNESS AND WILD AND SCE-**
6 **NIC RIVER CHARACTER.**

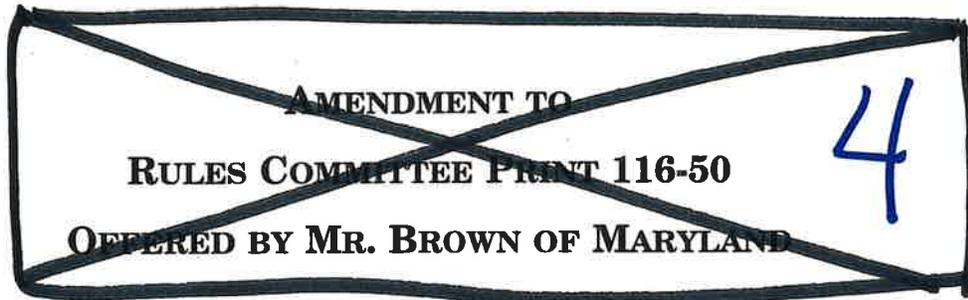
7 (a) WILDERNESS.—The Secretary of Agriculture or
8 the Secretary of the Interior, as appropriate, may exempt
9 from any wilderness designated under this Act any area
10 determined by that Secretary not to meet the definition
11 of wilderness under the Wilderness Act (16 U.S.C. 1131
12 et seq.).

13 (b) WILD AND SCENIC RIVERS.—The Secretary of
14 Agriculture or the Secretary of the Interior, as appro-
15 priate, may exempt from any wild and scenic river des-
16 ignated by an amendment in this Act any area determined
17 by that Secretary not to meet the qualifications for a wild,

- 1 scenic, or recreational river under the Wild and Scenic
- 2 Rivers Act (16 U.S.C. 1271 et seq.).



4. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE BROWN OF MARYLAND OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

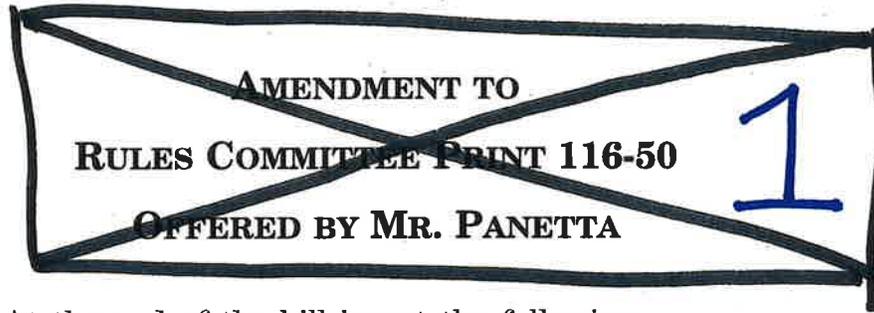


At the end of the bill insert the following:

- 1 **TITLE VIII—MISCELLANEOUS**
- 2 **SEC. 801. PROMOTING HEALTH AND WELLNESS FOR VET-**
- 3 **ERANS AND SERVICEMEMBERS.**
- 4 The Secretary of Interior and the Secretary of Agri-
- 5 culture are encouraged to ensure servicemember and vet-
- 6 eran access to public lands designed by this Act for the
- 7 purposes of outdoor recreation and to participate in out-
- 8 door-related volunteer and wellness programs.



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



At the end of the bill insert the following:

1 **TITLE VIII—MISCELLANEOUS**

2 **SEC. 801. FIRE, INSECTS, AND DISEASES.**

3 Nothing in this Act may be construed to limit the
4 authority of the Secretary of the Interior or the Secretary
5 of Agriculture under section 4(d)(1) of the Wilderness Act
6 (16 U.S.C. 1133(d)(1)), in accordance with existing laws
7 (including regulations).



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

~~AMENDMENT TO
RULES COMMITTEE PRINT 116-50
OFFERED BY Mr. Westerman~~ 13L

Page 234, after line 21, insert the following (and re-designate subsequent provisions accordingly):

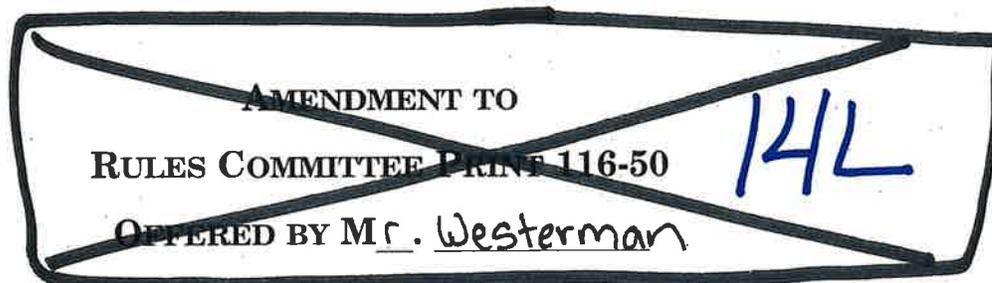
1 **TITLE VII—PROTECTION FROM**
2 **HIGH RISK OF WILDFIRE**

3 **SEC. 701. PROTECTION FROM HIGH RISK OF WILDFIRE.**

4 The Secretary of Agriculture or the Secretary of the
5 Interior, as appropriate, may exempt from any wilderness
6 designated under this Act any area determined by that
7 Secretary to be at high risk for wildfire.

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



Page 17, strike line 17 and all that follows through
page 19, line 20.

Strike section 233.

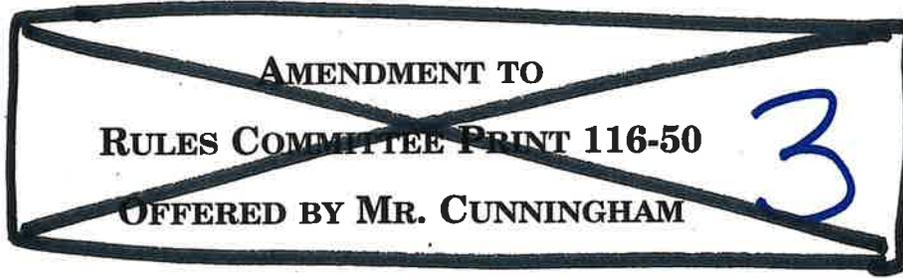
Strike section 304.

Strike section 307.

Page 220, strike line 11 and all that follows through
page 221, line 2.



8. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE CUNNINGHAM OF SOUTH CAROLINA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES



At the end of the bill insert the following:

1 **TITLE VIII—MISCELLANEOUS**

2 **SEC. 801. MILITARY ACTIVITIES.**

3 Nothing in this Act precludes—

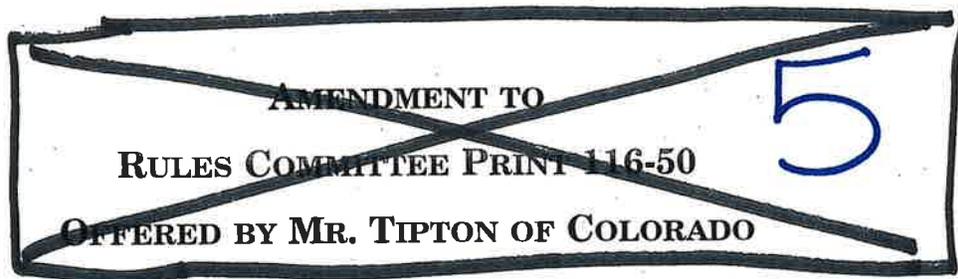
4 (1) low-level overflights of military aircraft over
5 wilderness areas;

6 (2) the designation of new units of special air-
7 space over wilderness areas; or

8 (3) the establishment of military flight training
9 routes over wilderness areas.



9. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE TIPTON OF COLORADO OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

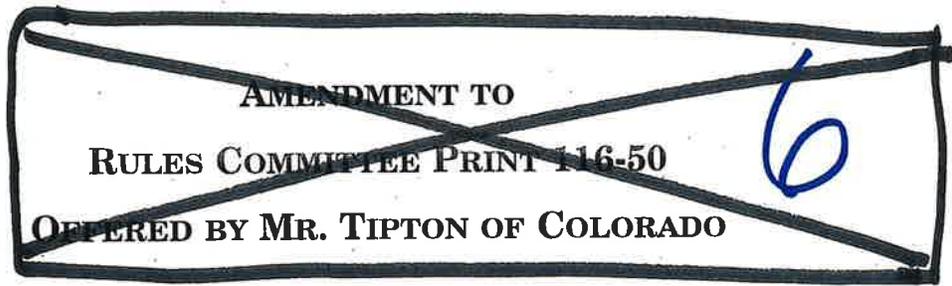


Page 10, strike lines 15 through 20.

Page 11, strike lines 3 through 9.



10. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE TIPTON
OF COLORADO OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES



After section 105, insert the following:

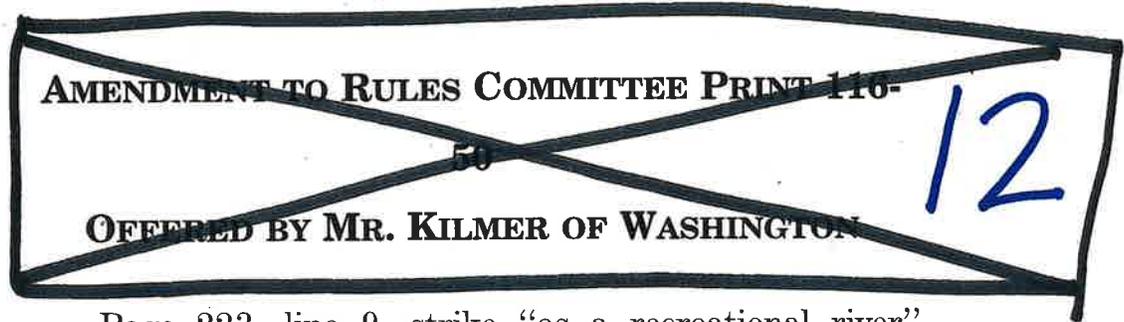
1 **SEC. 106. DEPARTMENT OF DEFENSE STUDY ON IMPACTS**
2 **THAT THE EXPANSION OF WILDERNESS DES-**
3 **IGNATIONS IN THE WESTERN UNITED STATES**
4 **WOULD HAVE ON THE READINESS OF THE**
5 **ARMED FORCES OF THE UNITED STATES**
6 **WITH RESPECT TO AVIATION TRAINING.**

7 (a) **STUDY REQUIRED.**—The Secretary of Defense
8 shall conduct a study on the impacts that the expansion
9 of wilderness designations in the Western United States
10 would have on the readiness of the Armed Forces of the
11 United States with respect to aviation training.

12 (b) **REPORT.**—Not later than 180 days after the date
13 of the enactment of this Act, the Secretary shall submit
14 to the Committees on Armed Services of the Senate and
15 House of Representatives a report on the study required
16 under subsection (a).



11. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE
KILMER OF WASHINGTON OR HIS DESIGNEE, DEBATABLE FOR
10 MINUTES



Page 223, line 9, strike “as a recreational river” and insert “to be administered as a recreational river through a cooperative management agreement between the State of Washington and the Secretary of Agriculture as provided in section 10(e) of the Wild and Scenic Rivers Act (16 U.S.C. 1281(e))”.

Page 226, lines 6 and 7, strike “as a recreational river” and insert “to be administered as a recreational river through a cooperative management agreement between the State of Washington and the Secretary of Agriculture as provided in section 10(e) of the Wild and Scenic Rivers Act (16 U.S.C. 1281(e))”.

Page 230, lines 7 and 8, strike “as a scenic river” and insert “to be administered as a scenic river through a cooperative management agreement between the State of Washington and the Secretary of Agriculture as provided in section 10(e) of the Wild and Scenic Rivers Act (16 U.S.C. 1281(e))”.

Page 231, lines 5 and 6, strike “as a recreational river” and insert “to be administered as a recreational river through a cooperative management agreement between the State of Washington and the Secretary of Agriculture as provided in section 10(e) of the Wild and Scenic Rivers Act (16 U.S.C. 1281(e))”.

On page 233, after line 20, insert the following:

1 (c) UPDATES TO LAND AND RESOURCE MANAGE-
2 MENT PLANS.—

3 (1) IN GENERAL.—Except as provided in para-
4 graph (2), not later than 3 years after the date of
5 the enactment of this Act, the Secretary of Agri-
6 culture shall, with respect to the designations made
7 under subsection (a) on lands under the jurisdiction
8 of the Secretary, incorporate such designations into
9 updated management plans for units of the National
10 Forest System in accordance with applicable laws
11 (including regulations).

12 (2) EXCEPTION.—The date specified in para-
13 graph (1) shall be 5 years after the date of the en-
14 actment of this Act if the Secretary of Agriculture—

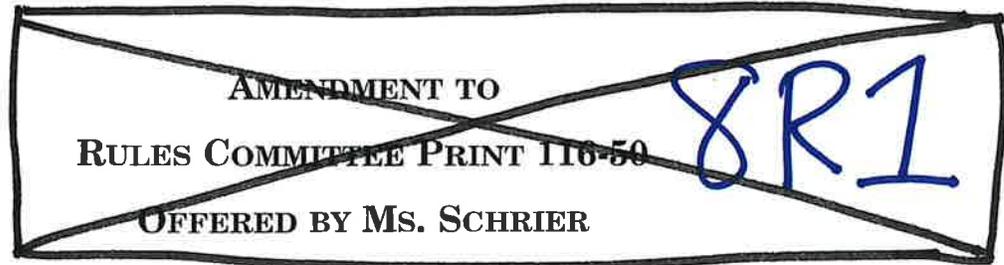
15 (A) is unable to meet the requirement
16 under such paragraph by the date specified in
17 such paragraph; and

1 (B) not later than 3 years after the date
2 of the enactment of this Act, includes in the
3 Department of Agriculture annual budget sub-
4 mission to Congress a request for additional
5 sums as may be necessary to meet the require-
6 ment of such paragraph.

7 (3) COMPREHENSIVE MANAGEMENT PLAN RE-
8 QUIREMENTS.—Updated management plans under
9 paragraph (1) or (2) satisfy the requirements under
10 section 3(d) of the Wild and Scenic Rivers Act (16
11 U.S.C. 1274(d)).



12. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE SCHRIER OF WASHINGTON OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES



Page 234, after line 21, insert the following (and re-designate subsequent provisions accordingly):

1 **TITLE VII—STUDY ON FLOOD**
2 **RISK MITIGATION**

3 **SEC. 701. STUDY ON FLOOD RISK MITIGATION.**

4 The Comptroller General shall conduct a study to de-
5 termine the contributions of wilderness designations under
6 this Act to protections to flood risk mitigation in residen-
7 tial areas.

