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PROVIDING FOR CONSIDERATION OF THE BILL (H.R. 1039) TO  
AMEND SECTION 3606 OF TITLE 18, UNITED STATES CODE,  
TO GRANT PROBATION OFFICERS AUTHORITY TO ARREST  
HOSTILE THIRD PARTIES WHO OBSTRUCT OR IMPEDE A  
PROBATION OFFICER IN THE PERFORMANCE OF OFFICIAL  
DUTIES

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May 16, 2017.—Referred to the House Calendar and ordered to be printed.

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MR. COLLINS OF GEORGIA, 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 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 H.R. 1039, the Probation Officer Protection Act of 2017, under a structured rule. The resolution provides one hour of debate 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 bill. The resolution provides that the bill shall be considered as read. The resolution waives all points of order against provisions in the bill. The resolution makes in order only the amendment printed in this report, if offered by the Member designated in this report, which 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 amendment printed in this report. The resolution provides one motion to recommit with or without instructions.

## EXPLANATION OF WAIVERS

Although the resolution waives all points of order against consideration of the bill, 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 the bill, 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 the amendment printed in this report, 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. 56

Motion by Ms. Slaughter to make in order and provide the appropriate waivers to amendment # 2, offered by Rep. Kennedy (MA), which reinstates the authority to appoint an independent counsel for the purpose of an independent investigation on the forced resignation of Michael Flynn, National Security Adviser by the President with regard to alleged collusion with Russia, as well as investigation on the President's alleged collusion with Russia in Presidential elections, potential private business ties, and potential conflict of interests as a result; and amendment # 3 by Rep. Demings (FL), which states that the Director of FBI may be removed only for inefficiency, neglect of duty, or malfeasance in office; and amendment #5 by Rep. Lieu (CA), which reinstates the authority to appoint an independent counsel for the purpose of an independent investigation on the firing of James Comey, the Director of the FBI, as well as an investigation on the President's alleged collusions with Russia in Presidential elections, potential business ties, and the potential conflict of interests as a result; and amendment #6 by Rep. Moulton (MA), which reinstates the authority to appoint an independent counsel for the purpose of an independent investigation on the firing of Sally Yates, the Deputy Attorney General, and the President's understanding of the Department of Justice legal order.  
Defeated: 4-8

Majority Members	Vote	Minority Members	Vote
Mr. Cole.....	Nay	Ms. Slaughter.....	Yea
Mr. Woodall.....	Nay	Mr. McGovern.....	Yea
Mr. Burgess.....	Nay	Mr. Hastings of Florida.....	Yea
Mr. Collins.....	Nay	Mr. Polis.....	Yea
Mr. Byrne.....	Nay		
Mr. Newhouse.....			
Mr. Buck.....	Nay		
Ms. Cheney.....	Nay		
Mr. Sessions, Chairman.....	Nay		

**SUMMARY OF THE AMENDMENT MADE IN ORDER**

1. **Jackson Lee (TX): Requests a comprehensive study on the new authority of probation officers and sunsets that authority 30 months later after enactment. (10 minutes)**

**TEXT OF AMENDMENT MADE IN ORDER**

1. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE JACKSON LEE OF TEXAS OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

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**AMENDMENT TO H.R. 1039, AS REPORTED**  
**OFFERED BY M . \_\_\_\_\_**

Add, at the end of the bill, the following:

1 **SEC. 3. COMPTROLLER GENERAL REPORT ON NEW AU-**  
2 **THORITY OF PROBATION OFFICERS.**

3 Not later than 2 years after the effective date of this  
4 act, the Comptroller General of the United States shall  
5 complete a study, and report to the Committee on the Ju-  
6 diciary of the House of Representatives and the Com-  
7 mittee on the Judiciary of the Senate on the results there-  
8 of, on the arrest authority provided to probation officers  
9 under subsection (b) of section 3606 of title 18, United  
10 States Code, as added by section 2 of this Act. Such study  
11 shall include information about—

12 (1) any instance of an abuse of power in the ex-  
13 ercise of such arrest authority;

14 (2) any complaints filed about the exercise of  
15 such arrest authority; and

16 (3) any harm resulting from the exercise of  
17 such arrest authority, including any civil action al-  
18 leging the violation of a civil right in the exercise of  
19 such arrest authority.

1 **SEC. 4. SUNSET OF ARREST AUTHORITY.**

2 (a) **IN GENERAL.**—Subject to subsection (b) of this  
3 section, section 3606 of title 18, United States Code, is  
4 amended by striking subsection (b).

5 (b) **EFFECTIVE DATE.**—Subsection (a) of this section  
6 shall take effect on the date that is 30 months after the  
7 effective date of this Act.

