

PROVIDING FOR CONSIDERATION OF THE BILL (H.R. 1592) TO PROVIDE
FEDERAL ASSISTANCE TO STATES, LOCAL JURISDICTIONS, AND INDIAN
TRIBES TO PROSECUTE HATE CRIMES, AND FOR OTHER PURPOSES

MAY 2, 2007.—Referred to the House Calendar and ordered to be printed

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

R E P O R T

[To accompany H. Res. 364]

The Committee on Rules, having had under consideration House Resolution 364, 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 the bill (H.R. 1592) to provide Federal assistance to States, local jurisdictions, and Indian tribes to prosecute hate crimes, and for other purposes. The resolution provides for one hour of debate equally divided and controlled by the chairman and ranking minority member of the Committee on the Judiciary.

The resolution waives all points of order against consideration of the bill except those arising under clause 9 or 10 of rule XXI. The resolution considers as adopted the committee amendment in the nature of a substitute, modified by the amendment printed in this report, and considers the bill, as amended, as read. The resolution waives all points of order against the bill, as amended. The resolution provides one motion to recommit with or without instructions. Finally, the resolution permits the Chair, during consideration of the bill, to postpone further consideration of it to a time designated by the Speaker.

EXPLANATION OF WAIVERS

Although the rule waives all points of order against the bill and its consideration (except for those arising under clauses 9 or 10 of rule XXI), the Committee is not aware of any points of order against the bill or its consideration. The waivers of all points of order against the bill and its consideration are 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. 153

Date: May 2, 2007.

Measure: H.R. 1592.

Motion by: Mr. Dreier.

Summary of motion: To grant an open rule.

Results: Defeated 4–9.

Vote by Members: McGovern—Nay; Hastings (FL)—Nay; Matsui—Nay; Cardoza—Nay; Welch—Nay; Castor—Nay; Arcuri—Nay; Sutton—Nay; Dreier—Yea; Diaz-Balart—Yea; Hastings (WA)—Yea; Sessions—Yea; Slaughter—Nay.

Rules Committee record vote No. 154

Date: May 2, 2007.

Measure: H.R. 1592.

Motion by: Mr. Dreier.

Summary of motion: To make in order and provide appropriate waivers for an amendment by Rep. Chabot (OH) #2 to add witnesses in a judicial proceeding to the list of categories of citizens protected by the bill.

Results: Defeated 4–9.

Vote by Members: McGovern—Nay; Hastings (FL)—Nay; Matsui—Nay; Cardoza—Nay; Welch—Nay; Castor—Nay; Arcuri—Nay; Sutton—Nay; Dreier—Yea; Diaz-Balart—Yea; Hastings (WA)—Yea; Sessions—Yea; Slaughter—Nay.

Rules Committee record vote No. 155

Date: May 2, 2007.

Measure: H.R. 1592.

Motion by: Mr. Diaz-Balart.

Summary of motion: To make in order and provide appropriate waivers for an amendment by Rep. Forbes (VA) #10 to add the category of members of the Armed Forces to the protected categories of individuals under this legislation.

Results: Defeated 4–9.

Vote by Members: McGovern—Nay; Hastings (FL)—Nay; Matsui—Nay; Cardoza—Nay; Welch—Nay; Castor—Nay; Arcuri—Nay; Sutton—Nay; Dreier—Yea; Diaz-Balart—Yea; Hastings (WA)—Yea; Sessions—Yea; Slaughter—Nay.

Rules Committee record vote No. 156

Date: May 2, 2007.

Measure: H.R. 1592.

Motion by: Mr. Diaz-Balart.

Summary of motion: To make in order and provide appropriate waivers for an amendment by Rep. Goodlatte (VA) #3 to add “senior citizens” to the list of groups protected under the bill.

Results: Defeated 4–9.

Vote by Members: McGovern—Nay; Hastings (FL)—Nay; Matsui—Nay; Cardoza—Nay; Welch—Nay; Castor—Nay; Arcuri—Nay;

Sutton—Nay; Dreier—Yea; Diaz-Balart—Yea; Hastings (WA)—Yea; Sessions—Yea; Slaughter—Nay.

Rules Committee record vote No. 157

Date: May 2, 2007.

Measure: H.R. 1592.

Motion by: Mr. Hastings (WA).

Summary of motion: To make in order and provide appropriate waivers for an amendment by Rep. Gohmert (TX) #7 to add victims of random acts of violence to those protected by this bill.

Results: Defeated 4–9.

Vote by Members: McGovern—Nay; Hastings (FL)—Nay; Matsui—Nay; Cardoza—Nay; Welch—Nay; Castor—Nay; Arcuri—Nay; Sutton—Nay; Dreier—Yea; Diaz-Balart—Yea; Hastings (WA)—Yea; Sessions—Yea; Slaughter—Nay.

Rules Committee record vote No. 158

Date: May 2, 2007.

Measure: H.R. 1592.

Motion by: Mr. Hastings (WA).

Summary of motion: To make in order and provide appropriate waivers for an amendment by Rep. Gohmert (TX) #8 to add law enforcement officers to those protected by this bill.

Results: Defeated 4–9.

Vote by Members: McGovern—Nay; Hastings (FL)—Nay; Matsui—Nay; Cardoza—Nay; Welch—Nay; Castor—Nay; Arcuri—Nay; Sutton—Nay; Dreier—Yea; Diaz-Balart—Yea; Hastings (WA)—Yea; Sessions—Yea; Slaughter—Nay.

Rules Committee record vote No. 159

Date: May 2, 2007.

Measure: H.R. 1592.

Motion by: Mr. Sessions.

Summary of motion: To make in order and provide appropriate waivers for an amendment by Rep. Forbes (VA) #11 to add the category of children under the age of 18 to the protected categories of individuals under this legislation.

Results: Defeated 4–9.

Vote by Members: McGovern—Nay; Hastings (FL)—Nay; Matsui—Nay; Cardoza—Nay; Welch—Nay; Castor—Nay; Arcuri—Nay; Sutton—Nay; Dreier—Yea; Diaz-Balart—Yea; Hastings (WA)—Yea; Sessions—Yea; Slaughter—Nay.

Rules Committee record vote No. 160

Date: May 2, 2007.

Measure: H.R. 1592.

Motion by: Mr. Sessions.

Summary of motion: To make in order and provide appropriate waivers for an amendment by Rep. Lungren (CA) #13 to define the term “sexual orientation” as consensual homosexuality or heterosexuality.

Results: Defeated 4–9.

Vote by Members: McGovern—Nay; Hastings (FL)—Nay; Matsui—Nay; Cardoza—Nay; Welch—Nay; Castor—Nay; Arcuri—Nay;

Sutton—Nay; Dreier—Yea; Diaz-Balart—Yea; Hastings (WA)—Yea; Sessions—Yea; Slaughter—Nay.

Rules Committee record vote No. 161

Date: May 2, 2007.

Measure: H.R. 1592.

Motion by: Mr. Sessions.

Summary of motion: To make in order and provide appropriate waivers for an amendment by Rep. Weldon, Dave (FL) #17 to clarify that the printing, distribution, or public reading of the Bible is not prohibited by any of the provisions of the bill.

Results: Defeated 4–9.

Vote by Members: McGovern—Nay; Hastings (FL)—Nay; Matsui—Nay; Cardoza—Nay; Welch—Nay; Castor—Nay; Arcuri—Nay; Sutton—Nay; Dreier—Yea; Diaz-Balart—Yea; Hastings (WA)—Yea; Sessions—Yea; Slaughter—Nay.

Rules Committee record vote No. 162

Date: May 2, 2007.

Measure: H.R. 1592.

Motion by: Mr. McGovern.

Summary of motion: To report the rule.

Results: Adopted 9–4.

Vote by Members: McGovern—Yea; Hastings (FL)—Yea; Matsui—Yea; Cardoza—Yea; Welch—Yea; Castor—Yea; Arcuri—Yea; Sutton—Yea; Dreier—Nay; Diaz-Balart—Nay; Hastings (WA)—Nay; Sessions—Nay; Slaughter—Yea.

SUMMARY OF AMENDMENT CONSIDERED AS ADOPTED

The amendment would (1) strike section 2 (relating to findings); (2) in section 3(b)(3)(C)(iii), strike “victim services” and insert “violence recovery service”; (3) in section 5 (as redesignated) strike reference to “Department of the Treasury” as it pertains to authorization of sums necessary; (4) strike section 8 (relating to study of juvenile hate crimes by U.S. Sentencing Commission); and strike section 9 (relating to amendment of Hate Crimes Statistics Act).

TEXT OF AMENDMENT CONSIDERED AS ADOPTED

Strike section 2 (relating to Findings), and redesignate sections 3 through 7 as sections 2 through 6, respectively.

In section 3(b)(3)(C)(iii) (as so redesignated), strike “victim services” and insert “violence recovery service”.

In section 5 (as so redesignated), strike “the Department of the Treasury and”.

Strike section 8 (relating to the Federal Sentencing Commission) and section 9 (relating to Statistics), and redesignate sections 10 and 11 as sections 7 and 8, respectively.