

AUTHORIZING THE USE OF THE CAPITOL GROUNDS FOR THE NATIONAL PEACE OFFICERS MEMORIAL SERVICE AND THE NATIONAL HONOR GUARD AND PIPE BAND EXHIBITION

SEPTEMBER 4, 2020.—Referred to the House Calendar and ordered to be printed

Mr. DEFazio, from the Committee on Transportation and Infrastructure, submitted the following

R E P O R T

[To accompany H. Con. Res. 90]

The Committee on Transportation and Infrastructure, to whom was referred the concurrent resolution (H. Con. Res. 90) authorizing the use of the Capitol Grounds for the National Peace Officers Memorial Service and the National Honor Guard and Pipe Band Exhibition, having considered the same, reports favorably thereon without amendment and recommends that the concurrent resolution do pass.

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PURPOSE OF LEGISLATION

The purpose of H. Con. Res. 90 is to authorize the use of the Capitol Grounds for the National Peace Officers Memorial Service and the National Honor Guard and Pipe Band Exhibition.

BACKGROUND AND NEED FOR LEGISLATION

In 1962, President John F. Kennedy signed a proclamation which designated May 15th as “Peace Officers’ Memorial Day” and the week in which that date falls as “Police Week.” Today, tens of thousands of law enforcement officers from around the world come to Washington, D.C. to participate in events during that week to honor the men and woman of law enforcement who have made the ultimate sacrifice.

Among the events during “Police Week” are the National Peace Officers’ Memorial Service and the National Honor Guard and Pipe Band Exhibition.

The resolution authorizes the Grand Lodge of the Fraternal Order of Police to sponsor a public event on May 15, 2020, the 39th Annual National Peace Officers’ Memorial Service on the Capitol Grounds, in order to honor the law enforcement officers who died in the line of duty. More than 300 fallen federal, state, and local law enforcement officers will be honored during the ceremony for their sacrifice. The fallen officers that will be honored in 2020 include 135 killed in the line of duty in 2019 and 172 officers who died in prior years that were not previously honored.

In addition, the resolution authorizes the Fraternal Order of Police National Honor Guard and Pipe Band Exhibition to utilize the area surrounding the Grant Statue on the East side of the Capitol Reflection Pool on May 14, 2020, to provide for law enforcement from around the country to exhibit their ability to demonstrate Honor Guard programs and for a separate Big Pipe Band exhibition.

HEARINGS

No hearings were held on H. Con. Res. 90 during the 116th Congress.

LEGISLATIVE HISTORY AND CONSIDERATION

H. Con. Res. 90 was introduced in the House on February 12, 2020, by Ms. Titus and Mr. Meadows and referred to the Committee on Transportation and Infrastructure. Within the Committee, H. Con. Res. 90 was referred to the Subcommittee on Economic Development, Public Buildings, and Emergency Management.

On February 26, 2020, the Chair discharged the Subcommittee on Economic Development, Public Buildings, and Emergency Management from further consideration of H. Con. Res. 90.

The Committee met in open session to consider H. Con. Res. 90 on February 26, 2020, and ordered the measure to be reported to the House with a favorable recommendation, without amendment, by voice vote, a quorum being present.

COMMITTEE VOTES

Clause 3(b) of rule XIII of the Rules of the House of Representatives requires each committee report to include the total number of votes cast for and against on each record vote on a motion to report and on any amendment offered to the measure or matter, and the names of those members voting for and against.

There were no recorded votes taken in connection with consideration of H. Con. Res. 90.

COMMITTEE OVERSIGHT FINDINGS

With respect to the requirements of clause 3(c)(1) of rule XIII of the Rules of the House of Representatives, the Committee's oversight findings and recommendations are reflected in this report.

NEW BUDGET AUTHORITY AND TAX EXPENDITURES

With respect to the requirements of clause 3(c)(2) of rule XIII of the Rules of the House of Representatives and section 308(a) of the Congressional Budget Act of 1974 and with respect to requirements of clause (3)(c)(3) of rule XIII of the Rules of the House of Representatives and section 402 of the Congressional Budget Act of 1974, the Committee has requested but not received a cost estimate for this bill from the Director of Congressional Budget Office. The Committee has requested but not received from the Director of the Congressional Budget Office a statement as to whether this bill contains any new budget authority, spending authority, credit authority, or an increase or decrease in revenues or tax expenditures. The Chairman of the Committee shall cause such estimate and statement to be printed in the Congressional Record upon its receipt by the Committee.

CONGRESSIONAL BUDGET OFFICE COST ESTIMATE

With respect to the requirement of clause 3(c)(3) of rule XIII of the Rules of the House of Representatives, a cost estimate provided by the Congressional Budget Office pursuant to section 402 of the Congressional Budget Act of 1974 was not made available to the Committee in time for the filing of this report. The Chairman of the Committee shall cause such estimate to be printed in the Congressional Record upon its receipt by the Committee.

PERFORMANCE GOALS AND OBJECTIVES

With respect to the requirement of clause 3(c)(4) of rule XIII of the Rules of the House of Representatives, the performance goal and objective of this legislation is to authorize the use of the Capitol Grounds for the National Peace Officers Memorial Service and the National Honor Guard and Pipe Band Exhibition.

DUPLICATION OF FEDERAL PROGRAMS

Pursuant to clause 3(c)(5) of rule XIII of the Rules of the House of Representatives, the Committee finds that no provision of H. Con. Res. 90 establishes or reauthorizes a program of the federal government known to be duplicative of another federal program, a program that was included in any report from the Government Accountability Office to Congress pursuant to section 21 of Public Law 111-139, or a program related to a program identified in the most recent Catalog of Federal Domestic Assistance.

CONGRESSIONAL EARMARKS, LIMITED TAX BENEFITS, AND LIMITED TARIFF BENEFITS

In compliance with rule XXI of the Rules of the House of Representatives, this bill, as reported, contains no congressional ear-

marks, limited tax benefits, or limited tariff benefits as defined in clause 9(e), 9(f), or 9(g) of the rule XXI.

FEDERAL MANDATES STATEMENT

An estimate of federal mandates prepared by the Director of the Congressional Budget Office pursuant to section 423 of the Unfunded Mandates Reform Act was not made available to the Committee in time for the filing of this report. The Chairman of the Committee shall cause such estimate to be printed in the Congressional Record upon its receipt by the Committee.

PREEMPTION CLARIFICATION

Section 423 of the Congressional Budget Act of 1974 requires the report of any Committee on a bill or joint resolution to include a statement on the extent to which the bill or joint resolution is intended to preempt state, local, or tribal law. The Committee finds that H. Con. Res. 90 does not preempt any state, local, or tribal law.

ADVISORY COMMITTEE STATEMENT

No advisory committees within the meaning of section 5(b) of the Federal Advisory Committee Act were created by this legislation.

APPLICABILITY TO LEGISLATIVE BRANCH

The Committee finds that the legislation does not relate to the terms and conditions of employment or access to public services or accommodations within the meaning of section 102(b)(3) of the Congressional Accountability Act (Public Law 104–1).

SECTION-BY-SECTION ANALYSIS OF THE LEGISLATION

Section 1. Use of the Capitol Grounds for National Peace Officers Memorial Service

Section 1 authorizes the Grand Lodge of the Fraternal Order of Police and its auxiliary to sponsor a public event, the 39th Annual National Peace Officers' Memorial Service, on the Capitol Grounds on May 15, 2020, or on such other date as the Speaker of the House of Representatives and the Senate Committee on Rules and Administration jointly designate, in order to honor the law enforcement officers who died in the line of duty during 2019, with preparation for the event to begin on May 11, 2020, and takedown completed on May 16, 2020.

Sec. 2. Use of the Capitol Grounds for National Honor Guard and Pipe Band Exhibition

Section 2 authorizes the Grand Lodge of the Fraternal Order of Police and its auxiliary to sponsor a public event, the National Honor Guard and Pipe Band Exhibition, on the Capitol Grounds, in order to allow law enforcement representatives to exhibit their ability to demonstrate Honor Guard programs and provide for a bagpipe exhibition on May 14, 2020, or on such other date as the Speaker of the House of Representatives and the Senate Committee on Rules and Administration jointly designate.

Sec. 3. Terms and conditions

Section 3 requires the event to be free of admission charge and open to the public and arranged to not interfere with the needs of Congress. This section also makes clear the sponsor of the event shall assume full responsibility for all expenses and liabilities incident to all activities associated with the event.

Sec. 4. Event preparations

Section 4 authorizes the sponsor, subject to the approval of the Architect of the Capitol, to erect upon the Capitol Grounds such stage, sound amplification devices, and other related structures and equipment, as may be required for the event.

Sec. 5. Enforcement of restrictions

Section 5 requires the Capitol Police Board to enforce all the restrictions contained in section 5104(c) of title 40, United States Code, concerning sales, advertisements, displays, and solicitations on the Capitol Grounds, as well as other restrictions applicable to the Capitol Grounds in connection with the event.

CHANGES IN EXISTING LAW MADE BY THE BILL, AS REPORTED

H. Con. Res. 90 makes no changes to existing law.

