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PROVIDING FOR CONSIDERATION OF THE BILL (H.R. 822) TO  
AMEND TITLE 18, UNITED STATES CODE, TO PROVIDE A  
NATIONAL STANDARD IN ACCORDANCE WITH WHICH  
NONRESIDENTS OF A STATE MAY CARRY CONCEALED  
FIREARMS IN THE STATE.

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November 14, 2011.—Referred to the House Calendar and ordered to be  
printed.

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MR. NUGENT, from the Committee on Rules, submitted the following

R E P O R T

[To accompany H. Res. 443]

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. 822, the National  
Right-to-Carry Reciprocity Act of 2011. The resolution provides one hour of  
general 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 amendment in the nature of a substitute recommended by the  
Committee on the Judiciary now printed in the bill shall be considered as  
original text for the purpose of amendment and shall be considered as read.  
The resolution waives all points of order against the committee amendment  
in the nature of a substitute. The resolution makes in order only those  
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.

Finally, 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 H.R. 822, the Committee is not aware of any points of order. The waiver of all points of order is prophylactic in nature.

The waiver of all points of order against the committee amendment in the nature of a substitute includes a waiver of clause 7 of rule XVI, prohibiting the consideration of non-germane amendments, because the Committee on the Judiciary adopted an amendment not germane to the introduced bill during the Judiciary Committee mark-up on October 25, 2011.

Although the resolution waives all points of order against the amendments 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. 149

Motion by Mr. McGovern to report an open rule. Defeated: 3-8

Majority Members	Vote	Minority Members	Vote
Mr. Sessions.....	Nay	Mr. McGovern.....	Yea
Ms. Foxx.....	Nay	Mr. Hastings of Florida.....	Yea
Mr. Bishop of Utah.....	Nay	Mr. Polis.....	Yea
Mr. Woodall.....	Nay		
Mr. Nugent.....	Nay		
Mr. Scott of South Carolina...	Nay		
Mr. Webster.....	Nay		
Mr. Dreier, Chairman.....	Nay		

##### Rules Committee Record Vote No. 150

Motion by Mr. Hastings of Florida to make in order and provide the necessary waivers for amendment #12, offered by Rep. Nadler (NY), which would prohibit a person known or suspected to be a terrorist from

possessing or carrying a concealed firearm under the bill; and amendment #8, offered by Rep. Bishop (NY), which would direct the GAO to study the number of jobs created by enacting the bill. Defeated: 3-8

Majority Members	Vote	Minority Members	Vote
Mr. Sessions.....	Nay	Mr. McGovern.....	Yea
Ms. Foxx.....	Nay	Mr. Hastings of Florida.....	Yea
Mr. Bishop of Utah.....	Nay	Mr. Polis.....	Yea
Mr. Woodall.....	Nay		
Mr. Nugent.....	Nay		
Mr. Scott of South Carolina...	Nay		
Mr. Webster.....	Nay		
Mr. Dreier, Chairman.....	Nay		

#### SUMMARY OF AMENDMENTS MADE IN ORDER

1. Woodall (GA): Would protect the rights of states that already have reciprocal agreements in place for the concealed carry of firearms to continue enforcing those preexisting agreements. (10 minutes)
2. McCarthy, Carolyn (NY): Would specify that the legislation can only go into effect in states that have passed legislation enacting the bill. (10 minutes)
3. Hastings, Alcee (FL): Would exempt states from issuing a carry permit on the basis of state reciprocity which do not require individuals to apply for and complete a carry permit application at their local law enforcement station. (10 minutes)
4. Jackson Lee (TX): Would require a state to create a comprehensive database that would contain all permits and licenses issued by the State for carrying a concealed weapon and would make this comprehensive database available to law enforcement officers from all states 24 hours a day. (10 minutes)
5. Conyers (MI): Would preserve state laws with respect to eligibility for concealed-carry. (10 minutes)
6. Johnson, Hank (GA): Would require the possession or carrying of a concealed handgun in a state to be subject to that state's law regarding concealed carry in regards to firearm safety training that includes live-fire exercise. (10 minutes)
7. Cohen (TN): Would exempt from the bill any State law requiring a person to be at least 21 years of age to possess or carry a concealed handgun. (10 minutes)
8. Jackson Lee (TX): Would require a person provide at least 24 hours notice to a law enforcement officer of the State of the intention to possess or carry a concealed handgun in the State (10 minutes)
9. Cicilline (RI): Would limit the bill from taking effect in a state until the State Attorney General, head of the State police, and the Secretary of State have jointly certified that the other state's carry laws are substantially similar to its own licensing or permitting requirements. (10 minutes)
10. Reichert (WA): Would require a GAO study on the ability of state and local law enforcement authorities to verify the validity of out-of-state concealed firearms permits. (10 minutes)

**TEXT OF AMENDMENTS MADE IN ORDER**

1. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE  
WOODALL OF GEORGIA OR HIS DESIGNEE, DEBATABLE FOR 10  
MINUTES

**AMENDMENT TO H.R. 822, AS REPORTED  
OFFERED BY MR. WOODALL OF GEORGIA**

Page 5, line 25, strike “that—” and insert “that does not have in effect an agreement with the State that issued the license or permit providing for reciprocal treatment of such licenses or permits issued by the 2 States, and that—”.



2. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE MCCARTHY OF NEW YORK OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

**AMENDMENT TO H.R. 822, AS REPORTED  
OFFERED BY MRS. MCCARTHY OF NEW YORK**

Page 5, line 25, strike “that—” and insert “that  
has in effect a law providing that the provisions of this  
section shall apply with respect to the State, and—”



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

290R

**AMENDMENT TO H.R. 822, AS REPORTED  
OFFERED BY MR. HASTINGS OF FLORIDA**

Page 6, line 1, insert "(A)" after "(1)".

Page 6, line 4, strike "(2)" and insert "(B)".

Page 6, line 5, strike the period and insert "; and".

Page 6, after line 5, insert the following:

- 1           “(2) provides for the issuance of such a license
- 2           or permit, and requires the applicant for such a li-
- 3           cense or permit to complete and submit the applica-
- 4           tion to the State in person.”



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

1 B

**AMENDMENT TO H.R. 822, AS REPORTED  
OFFERED BY MS. JACKSON LEE OF TEXAS**

Page 6, line 1, insert "(A)" after "(1)".

Page 6, line 4, strike "(2)" and insert "(B)".

Page 6, line 5, strike the period and insert "; and".

1           “(2) maintains a complete database of all per-  
2           mits and licenses issued by the State for the car-  
3           rying of a concealed handgun, and makes that data-  
4           base available to law enforcement officers from all  
5           States 24 hours a day.”.

Page 6, after line 5, insert the following:



5. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE  
CONYERS JR. OF MICHIGAN OR HIS DESIGNEE, DEBATABLE  
FOR 10 MINUTES

**AMENDMENT TO H.R. 822, AS REPORTED  
OFFERED BY MR. CONYERS OF MICHIGAN**

Page 6, beginning on line 8, strike “, except as to  
eligibility to possess or carry,”.



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

**AMENDMENT TO H.R. 822, AS REPORTED  
OFFERED BY MR. JOHNSON OF GEORGIA**

Page 6, line 14, after the period insert the following:

“Notwithstanding the preceding sentence, the possession or carrying of a concealed handgun in a State shall be subject to any law of the State that limits the eligibility to possess or carry a concealed handgun to persons who have received firearm safety training that includes a live-fire exercise.”.



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

**AMENDMENT TO H.R. 822, AS REPORTED  
OFFERED BY MR. COHEN OF TENNESSEE**

Page 6, line 14, after the period insert the following:  
“Notwithstanding the preceding sentence, the possession  
or carrying of a concealed handgun in a State under this  
section shall be subject to any State law limiting the eli-  
gibility to possess or carry a concealed handgun to indi-  
viduals who have attained 21 years of age.”.



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

**AMENDMENT TO H.R. 822, AS REPORTED  
OFFERED BY MS. JACKSON LEE OF TEXAS**

Page 6, line 21, strike the close quotation marks and the following period.

Page 6, after line 21, insert the following:

1       “(d) A person may not, under this section, carry or  
2 possess a concealed handgun in a State, unless the person  
3 provided at least 24 hours notice to the designated law  
4 enforcement agency of the State of the intention of the  
5 person to carry or possess a concealed handgun in the  
6 State.”.



9. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE  
CICILLINE OF RHODE ISLAND OR HIS DESIGNEE, DEBATABLE  
FOR 10 MINUTES

**AMENDMENT TO H.R. 822, AS REPORTED  
OFFERED BY MR. CICILLINE OF RHODE ISLAND**

Page 6, line 21, strike the close quotation marks and the following period.

Page 6, after line 21, insert the following:

1       “(d) Subsection (a) shall not apply with respect to  
2 the possession or carrying of a concealed handgun in a  
3 State on the basis of a license or permit issued in another  
4 State, unless the Attorney General of the State, the head  
5 of the State police, and the Secretary of State of the State  
6 have jointly issued a certification that the laws of both  
7 States which provide for the issuance of such a license  
8 or permit are substantially similar.”.



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

**AMENDMENT TO H.R. 822, AS REPORTED  
OFFERED BY MR. REICHERT OF WASHINGTON**

At the end of the bill, add the following:

1 **SEC. \_\_\_\_ . GAO STUDY OF THE ABILITY OF STATE AND**  
2 **LOCAL LAW ENFORCEMENT TO VERIFY THE**  
3 **VALIDITY OF OUT-OF-STATE CONCEALED**  
4 **FIREARMS PERMITS.**

5 (a) **IN GENERAL.**—The Comptroller General of the  
6 United States shall conduct a study of the ability of State  
7 and local law enforcement authorities to verify the validity  
8 of licenses or permits, issued by other States, to carry a  
9 concealed firearm.

10 (b) **REPORT TO THE CONGRESS.**—Within 1 year after  
11 the date of the enactment of this Act, the Comptroller  
12 General shall submit to the Committee on the Judiciary  
13 of the House of Representatives and the Committee on  
14 the Judiciary of the Senate a written report which con-  
15 tains the results of the study required by subsection (a).



House Calendar No. \_\_\_\_\_

112TH CONGRESS  
1ST SESSION

**H. RES.** \_\_\_\_\_

Providing for consideration of the bill (H.R. 822) to amend title 18, United States Code, to provide a national standard in accordance with which nonresidents of a State may carry concealed firearms in the State.

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IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 14, 2011

Mr. NUGENT, from the Committee on Rules, reported the following resolution; which was referred to the House Calendar and ordered to be printed

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**RESOLUTION**

Providing for consideration of the bill (H.R. 822) to amend title 18, United States Code, to provide a national standard in accordance with which nonresidents of a State may carry concealed firearms in the State.

1       *Resolved*, That at any time after the adoption of this  
2 resolution the Speaker may, pursuant to clause 2(b) of  
3 rule XVIII, declare the House resolved into the Committee  
4 of the Whole House on the state of the Union for consider-  
5 ation of the bill (H.R. 822) to amend title 18, United  
6 States Code, to provide a national standard in accordance  
7 with which nonresidents of a State may carry concealed

1 firearms in the State. The first reading of the bill shall  
2 be dispensed with. All points of order against consider-  
3 ation of the bill are waived. General debate shall be con-  
4 fined to the bill and shall not exceed one hour equally di-  
5 vided and controlled by the chair and ranking minority  
6 member of the Committee on the Judiciary. After general  
7 debate the bill shall be considered for amendment under  
8 the five-minute rule. It shall be in order to consider as  
9 an original bill for the purpose of amendment under the  
10 five-minute rule the amendment in the nature of a sub-  
11 stitute recommended by the Committee on the Judiciary  
12 now printed in the bill. The committee amendment in the  
13 nature of a substitute shall be considered as read. All  
14 points of order against the committee amendment in the  
15 nature of a substitute are waived. No amendment to the  
16 committee amendment in the nature of a substitute shall  
17 be in order except those printed in the report of the Com-  
18 mittee on Rules accompanying this resolution. Each such  
19 amendment may be offered only in the order printed in  
20 the report, may be offered only by a Member designated  
21 in the report, shall be considered as read, shall be debat-  
22 able for the time specified in the report equally divided  
23 and controlled by the proponent and an opponent, shall  
24 not be subject to amendment, and shall not be subject to  
25 a demand for division of the question in the House or in

1 the Committee of the Whole. All points of order against  
2 such amendments are waived. At the conclusion of consid-  
3 eration of the bill for amendment the Committee shall rise  
4 and report the bill to the House with such amendments  
5 as may have been adopted. Any Member may demand a  
6 separate vote in the House on any amendment adopted  
7 in the Committee of the Whole to the bill or to the com-  
8 mittee amendment in the nature of a substitute. The pre-  
9 vious question shall be considered as ordered on the bill  
10 and amendments thereto to final passage without inter-  
11 vening motion except one motion to recommit with or  
12 without instructions.