

# Daily Digest

## Senate

### Chamber Action

*Routine Proceedings, pages S2751–S2774*

**Measures Introduced:** Thirty-eight bills and three resolutions were introduced, as follows: S. 1381–1418, and S. Res. 198–200. **Pages S2769–71**

#### Measures Reported:

S. 820, to strengthen programs authorized under the Debbie Smith Act of 2004, with amendments.

S. 998, to amend the Omnibus Crime Control and Safe Streets Act of 1968 to expand support for police officer family services, stress reduction, and suicide prevention, with an amendment.

S. 1231, to reauthorize the Bulletproof Vest Partnership Grant Program, with amendments.

**Page S2769**

#### Measures Passed:

*Honoring the life and legacy of Judge Damon Jerome Keith:* Senate agreed to S. Res. 199, honoring the life and legacy of Judge Damon Jerome Keith. **Page S2774**

*Authorizing Senate Chamber photograph:* Senate agreed to S. Res. 200, authorizing the taking of a photograph in the Senate Chamber. **Page S2774**

**Truncale Nomination—Cloture:** Senate began consideration of the nomination of Michael J. Truncale, to be United States District Judge for the Eastern District of Texas. **Page S2762**

A motion was entered to close further debate on the nomination, and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, and pursuant to the unanimous-consent agreement of Thursday, May 9, 2019, a vote on cloture will occur at 5:30 p.m., on Monday, May 13, 2019. **Page S2762**

Prior to the consideration of this nomination, Senate took the following action:

Senate agreed to the motion to proceed to Legislative Session. **Page S2762**

Senate agreed to the motion to proceed to Executive Session to consider the nomination. **Page S2762**

A unanimous-consent agreement was reached providing that at approximately 3 p.m., on Monday, May 13, 2019, Senate resume consideration of the

nomination; and that notwithstanding the provisions of Rule XXII, the cloture motions filed during the session of Thursday, May 9, 2019, ripen at 5:30 p.m., on Monday, May 13, 2019. **Page S2774**

**Lee Nomination—Cloture:** Senate began consideration of the nomination of Kenneth Kiyul Lee, of California, to be United States Circuit Judge for the Ninth Circuit. **Pages S2762–63**

A motion was entered to close further debate on the nomination, and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on cloture will occur upon disposition of the nomination of Michael J. Truncale, to be United States District Judge for the Eastern District of Texas. **Pages S2762–63**

Prior to the consideration of this nomination, Senate took the following action:

Senate agreed to the motion to proceed to Legislative Session. **Page S2762**

Senate agreed to the motion to proceed to Executive Session to consider the nomination. **Page S2762**

**Vitter Nomination—Cloture:** Senate began consideration of the nomination of the nomination of Wendy Vitter, to be United States District Judge for the Eastern District of Louisiana. **Page S2763**

A motion was entered to close further debate on the nomination, and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on cloture will occur upon disposition of the nomination of Kenneth Kiyul Lee, of California, to be United States Circuit Judge for the Ninth Circuit. **Page S2763**

Prior to the consideration of this nomination, Senate took the following action:

Senate agreed to the motion to proceed to Legislative Session. **Page S2763**

Senate agreed to the motion to proceed to Executive Session to consider the nomination. **Page S2763**

**Bulatao Nomination—Cloture:** Senate began consideration of the nomination of the nomination of Brian J. Bulatao, of Texas, to be an Under Secretary of State (Management). **Page S2763**

A motion was entered to close further debate on the nomination, and, in accordance with the provisions of Rule XXII of the Standing Rules of the

Senate, a vote on cloture will occur upon disposition of the nomination of Wendy Vitter, to be United States District Judge for the Eastern District of Louisiana. **Page S2763**

Prior to the consideration of this nomination, Senate took the following action:

Senate agreed to the motion to proceed to Legislative Session. **Page S2763**

Senate agreed to the motion to proceed to Executive Session to consider the nomination. **Page S2763**

**Nomination Confirmed:** Senate confirmed the following nomination:

By 52 yeas to 41 nays (Vote No. Ex. 106), Michael H. Park, of New York, to be United States Circuit Judge for the Second Circuit.

**Pages S2752–62, S2774**

**Messages from the House:** **Page S2769**

**Measures Referred:** **Page S2769**

**Executive Communications:** **Page S2769**

**Executive Reports of Committees:** **Page S2769**

**Additional Cosponsors:** **Pages S2771–72**

**Statements on Introduced Bills/Resolutions:**  
**Pages S2772–73**

**Additional Statements:** **Pages S2768–69**

**Authorities for Committees to Meet:** **Page S2774**

**Record Votes:** One record vote was taken today. (Total—106) **Page S2762**

**Adjournment:** Senate convened at 9:30 a.m. and adjourned at 3:45 p.m., until 3 p.m. on Monday, May 13, 2019. (For Senate's program, see the remarks of the Majority Leader in today's Record on page S2774.)

## Committee Meetings

(Committees not listed did not meet)

### NOMINATIONS

*Committee on Finance:* Committee concluded a hearing to examine the nominations of David Fabian Black, of North Dakota, to be Deputy Commissioner of So-

cial Security, who was introduced by Senators Hoeven and Cramer, and Emin Toro, of Virginia, to be a Judge of the United States Tax Court, after the nominees testified and answered questions in their own behalf.

### BUSINESS MEETING

*Committee on the Judiciary:* Committee ordered favorably reported the following business items:

S. 998, to amend the Omnibus Crime Control and Safe Streets Act of 1968 to expand support for police officer family services, stress reduction, and suicide prevention, with an amendment;

S. 1231, to reauthorize the Bulletproof Vest Partnership Grant Program, with amendments;

S. 1208, to amend the Omnibus Crime Control and Safe Streets Act of 1968 with respect to payments to certain public safety officers who have become permanently and totally disabled as a result of personal injuries sustained in the line of duty, with an amendment in the nature of a substitute; and

The nominations of Jeffrey Vincent Brown, to be United States District Judge for the Southern District of Texas, Robert J. Colville, and Stephanie L. Haines, both to be a United States District Judge for the Western District of Pennsylvania, Brantley Starr, to be United States District Judge for the Northern District of Texas, and Jeffrey A. Rosen, of Virginia, to be Deputy Attorney General, Timothy J. Downing, to be United States Attorney for the Western District of Oklahoma, William Travis Brown, Jr., to be United States Marshal for the Middle District of Louisiana, and Michael Blaine East, to be United States Marshal for the Eastern District of North Carolina, all of the Department of Justice.

### BUSINESS MEETING

*Select Committee on Intelligence:* Committee ordered favorably reported the nomination of Christopher Scolese, of New York, to be Director of the National Reconnaissance Office, Department of Defense.

### INTELLIGENCE

*Select Committee on Intelligence:* Committee met in closed session to receive a briefing on certain intelligence matters from officials of the intelligence community.

# House of Representatives

## *Chamber Action*

**Public Bills and Resolutions Introduced:** 51 public bills, H.R. 2608–2658 and 9 resolutions, H. Res. 363–371 were introduced. **Pages H3678–80**

**Additional Cosponsors:** **Pages H3681–83**

**Reports Filed:** There were no reports filed today.

**Speaker:** Read a letter from the Speaker wherein she appointed Representative Johnson (GA) to act as Speaker pro tempore for today. **Page H3505**

**Recess:** The House recessed at 10:19 a.m. and reconvened at 12 noon. **Page H3507**

**Guest Chaplain:** The prayer was offered by the Guest Chaplain, Imam Omar Suleiman, Yaqeen Institute for Islamic Research, Irving, Texas. **Page H3507**

**Protecting Americans with Preexisting Conditions Act of 2019:** The House passed H.R. 986, to provide that certain guidance related to waivers for State innovation under the Patient Protection and Affordable Care Act shall have no force or effect, by a recorded vote of 230 ayes to 183 noes with one answering “present”, Roll No. 196. **Pages H3510–19, H3519–50**

Rejected the Walden motion to recommit the bill to the Committee on Energy and Commerce with instructions to report the same back to the House forthwith with amendments, by a recorded vote of 182 ayes to 231 noes, Roll No. 195. **Pages H3547–49**

Agreed to:

Langevin amendment (No. 1 printed in part A of H. Rept. 116–51) that includes findings that the new guidance entitled “State Relief and Empowerment Waivers” weakens protections for the millions of Americans living with a preexisting health condition, including the one in four Americans living with a disability; **Pages H3531–32**

Pressley amendment (No. 3 printed in part A of H. Rept. 116–51) that specifies that this restriction includes such actions that result in fewer people with coverage of Essential Health Benefits (as defined in Section 1302 of the Affordable Care Act), including maternity and newborn care; **Pages H3533–34**

Harder amendment (No. 4 printed in part A of H. Rept. 116–51) that requests a GAO report on the impacts to mental health care and treatment, and how many individuals would lose care, if the waivers for State innovation are awarded; **Pages H3534–35**

Porter amendment (No. 8 printed in part A of H. Rept. 116–51) that prohibits the Secretaries from

taking any such action that would reduce the number of individuals enrolled in coverage that is at least as comprehensive as the coverage defined in section 1302 of the Patient Protection and Affordable Care Act; **Pages H3538–39**

Pappas amendment (No. 9 printed in part A of H. Rept. 116–51) that prohibits the Secretary of Health and Human Services and the Secretary of the Treasury from taking any action to implement similar guidance or rule that would reduce the availability or affordability of coverage for substance use disorders, including opioid use disorders; **Pages H3539–41**

Rouda amendment (No. 10 printed in part A of H. Rept. 116–51) that prohibits future administrative actions that would result in a reduction in the availability, affordability, and comprehensiveness of health insurance coverage for vulnerable populations; **Pages H3541–42**

Brown (MD) amendment (No. 2 printed in part A of H. Rept. 116–51) that ensures that nothing in the bill will be construed to affect the approval of waivers under section 1332 of the ACA that establish reinsurance programs that lower health insurance premiums, and protect health insurance coverage for people with preexisting conditions (by a recorded vote of 351 ayes to 70 noes, Roll No. 191); **Pages H3532–33, H3545**

Malinowski amendment (No. 11 printed in part A of H. Rept. 116–51) that prohibits the Secretaries from taking any action that would reduce the affordability of comprehensive coverage for individuals with pre-existing conditions (by a recorded vote of 302 ayes to 117 noes, Roll No. 193); and **Pages H3542–43, H3546–47**

Wild amendment (No. 12 printed in part A of H. Rept. 116–51) that prohibits any action that would raise health insurance premiums (by a recorded vote of 308 ayes to 112 noes, Roll No. 194). **Pages H3543–45, H3547**

Rejected:

Holding amendment (No. 7 printed in part A of H. Rept. 116–51) that sought to change the title of H.R. 986 (by a recorded vote of 184 ayes to 237 noes, Roll No. 192). **Pages H3537–58, H3545–46**

Withdrawn:

Walden amendment (No. 5 printed in part A of H. Rept. 116–51) that was offered and subsequently withdrawn that would have renamed the bill. **Pages H3535–37**

H. Res. 357, the rule providing for consideration of the bills (H.R. 986) and (H.R. 2157) was agreed to by a yea-and-nay vote of 227 yeas to 191 nays,

Roll No. 190, after the previous question was ordered by a yea-and-nay vote of 227 yeas to 190 nays with one answering “present”, Roll No. 189.

**Pages H3518–19**

**Committee on Transportation and Infrastructure—Communication:** Read a letter from Chairman DeFazio wherein he transmitted copies of twenty resolutions included in the General Services Administration’s Capital Investment and Leasing Programs. The resolutions were adopted by the Committee on Transportation and Infrastructure on May 8, 2019.

**Pages H3552–H3658**

**Quorum Calls—Votes:** Two yea-and-nay votes and six recorded votes developed during the proceedings of today and appear on pages H3518–19, H3519, H3545, H3545–46, H3546–47, H3547, H3549, and H3550. There were no quorum calls.

**Adjournment:** The House met at 10 a.m. and adjourned at 9:11 p.m.

## Committee Meetings

### REVIEWING THE STATE OF THE FARM ECONOMY

*Committee on Agriculture:* Subcommittee on General Farm Commodities and Risk Management held a hearing entitled “Reviewing the State of the Farm Economy”. Testimony was heard from public witnesses.

### MISCELLANEOUS MEASURES

*Committee on Appropriations:* Full Committee held a markup on the Legislative Branch Appropriation Bill, FY 2020; and the Military Construction, Veterans Affairs, and Related Agencies Appropriations Bill, FY 2020. The Legislative Branch Appropriation Bill, FY 2020, and the Military Construction, Veterans Affairs, and Related Agencies Appropriations Bill, FY 2020 were ordered reported, as amended.

### FISCAL YEAR 2020 BUDGET REQUEST FOR MILITARY READINESS

*Committee on Armed Services:* Subcommittee on Readiness held a hearing entitled “Fiscal Year 2020 Budget Request for Military Readiness”. Testimony was heard from Admiral Bill Moran, Vice Chief of Naval Operations, U.S. Navy; General Stephen W. Wilson, Vice Chief of Staff of the Air Force, U.S. Air Force; General James C. McConville, Vice Chief of Staff of the Army, U.S. Army; and General Gary L. Thomas, Assistant Commandant of the Marine Corps, U.S. Marine Corps.

### THE COST OF NON-COMPLETION: IMPROVING STUDENT OUTCOMES IN HIGHER EDUCATION

*Committee on Education and Labor:* Subcommittee on Higher Education and Workforce Investment held a hearing entitled “The Cost of Non-Completion: Improving Student Outcomes in Higher Education”. Testimony was heard from public witnesses.

### LOWERING PRESCRIPTION DRUG PRICES: DECONSTRUCTING THE DRUG SUPPLY CHAIN

*Committee on Energy and Commerce:* Subcommittee on Health held a hearing entitled “Lowering Prescription Drug Prices: Deconstructing the Drug Supply Chain”. Testimony was heard from public witnesses.

### THE FISCAL YEAR 2020 DOE BUDGET

*Committee on Energy and Commerce:* Subcommittee on Energy held a hearing entitled “The Fiscal Year 2020 DOE Budget”. Testimony was heard from Rick Perry, Secretary, Department of Energy.

### MISCELLANEOUS MEASURES

*Committee on Financial Services:* Full Committee concluded markup on H.R. 1988, the “Protect Affordable Mortgages for Veterans Act of 2019”; H.R. 2409, the “Expanding Access to Capital for Rural Job Creators Act”; H.R. 2514, the “Coordinating Oversight, Upgrading and Innovating Technology, and Examiner Reform Act of 2019”; H.R. 2515, to amend the Securities and Exchange Act of 1934 to amend the definition of whistleblower; H.R. 2534, the “Insider Trading Prohibition Act of 2019”; legislation on the Task Force on Financial Technology Resolution of 2019; and legislation on the Task Force on Artificial Intelligence Resolution of 2019. H.R. 2409, legislation on the Task Force on Financial Technology Resolution of 2019, and legislation on the Task Force on Artificial Intelligence Resolution of 2019 were ordered reported, without amendment. H.R. 1988, H.R. 2534, H.R. 2515, and H.R. 2514 were ordered reported, as amended.

### DOLLAR DIPLOMACY OR DEBT TRAP? EXAMINING CHINA’S ROLE IN THE WESTERN HEMISPHERE

*Committee on Foreign Affairs:* Subcommittee on the Western Hemisphere, Civilian Security, and Trade held a hearing entitled “Dollar Diplomacy or Debt Trap? Examining China’s Role in the Western Hemisphere”. Testimony was heard from public witnesses.

### **CHINA'S EXPANDING INFLUENCE IN EUROPE AND EURASIA**

*Committee on Foreign Affairs:* Subcommittee on Europe, Eurasia, Energy, and the Environment held a hearing entitled "China's Expanding Influence in Europe and Eurasia". Testimony was heard from public witnesses.

### **CHINESE AND RUSSIAN INFLUENCE IN THE MIDDLE EAST**

*Committee on Foreign Affairs:* Subcommittee on the Middle East, North Africa, and International Terrorism held a hearing entitled "Chinese and Russian Influence in the Middle East". Testimony was heard from public witnesses.

### **FEMA CONTRACTING: REVIEWING LESSONS LEARNED FROM PAST DISASTERS TO IMPROVE PREPAREDNESS**

*Committee on Homeland Security:* Subcommittee on Emergency Preparedness, Response, and Recovery; and Subcommittee on Oversight, Management, and Accountability held a joint hearing entitled "FEMA Contracting: Reviewing Lessons Learned from Past Disasters to Improve Preparedness". Testimony was heard from Brian Kamoie, Associate Administrator for Mission Support, Federal Emergency Management Agency; Marie Mak, Director, Contracting and National Security Acquisitions, Government Accountability Office; and Katherine Trimble, Deputy Assistant Inspector General for Audits, Office of Inspector General, Department of Homeland Security.

### **A REVIEW OF THE FY 2020 BUDGET REQUEST FOR U.S. CUSTOMS AND BORDER PROTECTION, U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT, AND U.S. CITIZENSHIP AND IMMIGRATION SERVICES**

*Committee on Homeland Security:* Subcommittee on Border Security, Facilitation, and Operations held a hearing entitled "A Review of the FY 2020 Budget Request for U.S. Customs and Border Protection, U.S. Immigration and Customs Enforcement, and U.S. Citizenship and Immigration Services". Testimony was heard from Robert E. Perez, Deputy Commissioner, U.S. Customs and Border Protection; Matthew T. Albence, Acting Director, U.S. Immigration and Customs Enforcement; and Tracy Renaud, Acting Deputy Director, U.S. Citizenship and Immigration Services.

### **OVERSIGHT OF THE U.S. PATENT AND TRADEMARK OFFICE**

*Committee on the Judiciary:* Subcommittee on Courts, Intellectual Property, and the Internet held a hearing entitled "Oversight of the U.S. Patent and Trade-

mark Office". Testimony was heard from Andrei Ianci, Under Secretary of Commerce for Intellectual Property, and Director, U.S. Patent and Trademark Office.

### **THE LONG OVERDUE NEED TO REFORM THE MINING LAW OF 1872**

*Committee on Natural Resources:* Subcommittee on Energy and Mineral Resources held a hearing entitled "The Long Overdue Need to Reform the Mining Law of 1872". Testimony was heard from Gwen Lachelt, County Commissioner, La Plata County, Colorado; and public witnesses.

### **WILDFIRE RESILIENT COMMUNITIES**

*Committee on Natural Resources:* Subcommittee on National Parks, Forests, and Public Lands held a hearing entitled "Wildfire Resilient Communities". Testimony was heard from Patti Hiram, Acting Deputy Chief for State and Private Forestry, U.S. Forest Service, Department of Agriculture; Brian Veerkamp, District 3 Supervisor, El Dorado County, California; and public witnesses.

### **THE TRUMP ADMINISTRATION'S RESPONSE TO THE DRUG CRISIS, PART II**

*Committee on Oversight and Reform:* Full Committee held a hearing entitled "The Trump Administration's Response to the Drug Crisis, Part II". Testimony was heard from James W. Carroll, Jr., Director, Office of National Drug Control Policy; Triana McNeil, Acting Director, Homeland Security and Justice, Government Accountability Office; Karyl Thomas Rattay, M.D., Director and State Health Official, Delaware Division of Public Health; and Wayne Ivey, Sheriff, Brevard County, Florida.

### **ACHIEVING THE PROMISE OF A DIVERSE STEM WORKFORCE**

*Committee on Science, Space, and Technology:* Full Committee held a hearing entitled "Achieving the Promise of a Diverse STEM Workforce". Testimony was heard from public witnesses.

### **THE DIGITAL ECOSYSTEM: NEW PATHS TO ENTREPRENEURSHIP**

*Committee on Small Business:* Subcommittee on Innovation and Workforce Development held a hearing entitled "The Digital Ecosystem: New Paths to Entrepreneurship". Testimony was heard from public witnesses.

## EXAMINING ONGOING FOREVER GI BILL IMPLEMENTATION EFFORTS

*Committee on Veterans' Affairs:* Subcommittee on Economic Opportunity; and Subcommittee on Technology and Modernization held a joint hearing entitled "Examining Ongoing Forever GI Bill Implementation Efforts". Testimony was heard from Paul R. Lawrence, Under Secretary for Benefits, Department of Veterans Affairs; Michael J. Missal, Inspector General, Department of Veterans Affairs; and a public witness.

## UNDERSTANDING THE TAX GAP AND TAXPAYER NONCOMPLIANCE

*Committee on Ways and Means:* Full Committee held a hearing entitled "Understanding the Tax Gap and Taxpayer Noncompliance". Testimony was heard from J. Russell George, Treasury Inspector General for Tax Administration, Department of the Treasury; James R. McTigue, Director, Tax Issues, Strategic Issues, Government Accountability Office; Benjamin Herndon, Chief Research and Analytics Officer, Internal Revenue Service; and a public witness.

## FISCAL YEAR 2020 DEFENSE INTELLIGENCE AGENCY AND MILITARY SERVICES BUDGET REQUEST HEARING

*Permanent Select Committee on Intelligence:* Subcommittee on Defense Intelligence and Warfighter Support held a hearing entitled "Fiscal Year 2020 Defense Intelligence Agency and Military Services Budget Request Hearing". Testimony was heard from Joseph Kernan, Undersecretary of Defense (Intelligence), Department of Defense; Lieutenant General Robert Ashley, Director, Defense Intelligence Agency; Lieutenant General Scott Berrier, Deputy Chief of Staff for Intelligence, U.S. Army; Lieutenant General Lori Reynolds, Deputy Commandant for Information, U.S. Marine Corps; Vice Admiral Matthew Kohler, Deputy Chief of Naval Operations for Information Warfare, U.S. Navy; Brigadier General Michelle Schmidt, Director of Intelligence, U.S. Spe-

cial Operations Command; and Mr. Kenneth Bray, Assistant Deputy Chief of Staff for Intelligence, Surveillance and Reconnaissance Effects Operations, U.S. Air Force. This hearing was closed.

## Joint Meetings

### HUNGARY AND RUSSIA

*Commission on Security and Cooperation in Europe:* Commission received a closed briefing on issues related to Hungary and Russia from Christopher Robinson, and Matthew G. Boyse, both a Deputy Assistant Secretary of State, Bureau of European and Eurasian Affairs.

### UKRAINE

*Commission on Security and Cooperation in Europe:* Commission received a briefing on the state of institutional resilience and political context for the election of Volodymyr Zelenskyy as Ukraine's next president from Michael Carpenter, Penn Biden Center for Diplomacy and Global Engagement, and Natalie Sedletska, Radio Free Europe/Radio Liberty Ukrainian Service.

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## COMMITTEE MEETINGS FOR FRIDAY, MAY 10, 2019

*(Committee meetings are open unless otherwise indicated)*

### Senate

No meetings/hearings scheduled.

### House

*Committee on Appropriations,* Subcommittee on State, Foreign Operations, and Related Programs, markup on State, Foreign Operations, and Related Programs Appropriations Bill, FY 2020, 8 a.m., H-140 Capitol.

*Select Committee on the Modernization of Congress,* Full Committee, hearing entitled "Opening up the Process: Recommendations for Making Legislative Information More Transparent", 9 a.m., 1310 Longworth.

*Next Meeting of the SENATE*

3 p.m., Monday, May 13

## Senate Chamber

**Program for Monday:** Senate will resume consideration of the nomination of Michael J. Truncale, to be United States District Judge for the Eastern District of Texas, and vote on the motion to invoke cloture thereon at 5:30 p.m.

*Next Meeting of the HOUSE OF REPRESENTATIVES*

9 a.m., Friday, May 10

## House Chamber

**Program for Friday:** Consideration of H.R. 2157—Supplemental Appropriations Act, 2019.

## Extensions of Remarks, as inserted in this issue

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