

Benefit Guaranty Corporation, transmitting, pursuant to law, a notification that the Corporation has issued an order partitioning the Teamsters Local 805 Pension and Retirement Plan pursuant to section 4233 of the Employee Retirement Income Security Act of 1974, as amended; to the Committees on Health, Education, Labor, and Pensions; and Finance.

EC-7359. A communication from the Regulations Coordinator, Health Resources and Services Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "340B Drug Pricing Program Ceiling Price and Manufacturer Civil Monetary Penalties Regulation; Effective Date Change" (RIN0906-AB19) received in the Office of the President of the Senate on November 29, 2018; to the Committee on Health, Education, Labor, and Pensions.

EC-7360. A communication from the Correspondence and Regulations Specialist, Centers for Medicare and Medicaid Services, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Patient Protection and Affordable Care Act; Elimination of Internal Agency Process for Implementation of the Federally-Facilitated User Fee Adjustment" ((RIN0938-AT93) (CMS-9917-F)) received in the Office of the President of the Senate on December 3, 2018; to the Committee on Health, Education, Labor, and Pensions.

EC-7361. A communication from the Secretary of Veterans Affairs, transmitting, pursuant to law, the Department of Veterans Affairs' Semiannual Report of the Inspector General for the period from April 1, 2018 through September 30, 2018; to the Committee on Homeland Security and Governmental Affairs.

EC-7362. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, the Department's Semiannual Report of the Inspector General for the period from April 1, 2018 through September 30, 2018; to the Committee on Homeland Security and Governmental Affairs.

EC-7363. A communication from the Administrator of the Small Business Administration, transmitting, pursuant to law, the Semiannual Report from the Office of the Inspector General for the period from April 1, 2018 through September 30, 2018; to the Committee on Homeland Security and Governmental Affairs.

EC-7364. A communication from the Chairman of the Securities and Exchange Commission, transmitting, pursuant to law, the Semiannual Report of the Inspector General and a Management Report for the period from April 1, 2018 through September 30, 2018; to the Committee on Homeland Security and Governmental Affairs.

EC-7365. A communication from the Under Secretary of Defense (Comptroller), transmitting, pursuant to law, the Uniform Resource Locator (URL) for the Department of Defense Agency Financial Report for fiscal year 2018; to the Committee on Homeland Security and Governmental Affairs.

EC-7366. A communication from the Acting Chief Financial Officer, Department of Homeland Security, transmitting, pursuant to law, the Department's Agency Financial Report for fiscal year 2018; to the Committee on Homeland Security and Governmental Affairs.

EC-7367. A communication from the President and CEO, Inter-American Foundation, transmitting, pursuant to law, the Foundation's Annual Management Report for fiscal year 2018; to the Committee on Homeland Security and Governmental Affairs.

EC-7368. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant

to law, the Uniform Resource Locator (URL) for the Department's Agency Financial Report for fiscal year 2018; to the Committee on Homeland Security and Governmental Affairs.

EC-7369. A communication from the Assistant Secretary for Congressional and Intergovernmental Relations, Department of Housing and Urban Development, transmitting, pursuant to law, the Department's fiscal year 2018 Annual Financial Report; to the Committee on Homeland Security and Governmental Affairs.

EC-7370. A communication from the Solicitor General, Department of Justice, transmitting, pursuant to law, an opinion of the United States District Court for the Southern District of Florida (*United States v. Pryor*); to the Committee on the Judiciary.

EC-7371. A communication from the Federal Liaison Officer, Patent and Trademark Office, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "International Trademark Classification Changes" (RIN0651-AD32) received in the Office of the President of the Senate on December 3, 2018; to the Committee on the Judiciary.

EC-7372. A communication from the Regulation Policy Development Coordinator, Office of Regulation Policy and Management, Department of Veterans Affairs, transmitting, pursuant to law, the report of a rule entitled "Per Diem Paid to States for Care of Eligible Veterans in State Homes" (RIN2900-AO88) received in the Office of the President of the Senate on December 3, 2018; to the Committee on Veterans' Affairs.

EC-7373. A communication from the Deputy Assistant Administrator for Regulatory Programs, National Marine Fisheries Service, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Taking and Importing Marine Mammals; Taking Marine Mammals Incidental to the U.S. Navy Training and Testing Activities in the Atlantic Fleet Training and Testing Study Area" (RIN0648-BH06) received in the Office of the President of the Senate on December 3, 2018; to the Committee on Commerce, Science, and Transportation.

#### PETITIONS AND MEMORIALS

The following petitions and memorials were laid before the Senate and were referred or ordered to lie on the table as indicated:

POM-309. A resolution adopted by the Senate of the State of New Jersey urging the United States Congress and the President of the United States to take certain actions to ensure that a woman can freely make reproductive health decisions and access reproductive health care, including abortion; to the Committee on Health, Education, Labor, and Pensions.

#### SENATE RESOLUTION NO. 96

Whereas, Reproductive health is a critical component of a woman's overall health, and a woman's freedom to make reproductive decisions is vital to her safety, well-being, economic opportunity, and ability to participate equally in society; and

Whereas, Abortion is a part of women's health care; and

Whereas, In 1973, the Supreme Court of the United States determined, in the landmark case of *Roe v. Wade*, 410 U.S. 113 (1973), that a woman's decision to have an abortion is protected by the U.S. Constitution; and

Whereas, In 1992, and again in 2016, the U.S. Supreme Court upheld the right of women to access an abortion without undue burden; and

Whereas, More than 70 percent of Americans, including a majority of individuals

from all major political parties, support access to abortion; and

Whereas, When it comes to the most important personal decisions in life, such as whether and when to become a parent, it is vital that a woman be able to make that decision for herself, based on what is best for her and her family, and it is further essential that the woman be provided with equal access to abortion and other reproductive health care, regardless of where she lives, how much money she makes, or her insurance or immigration status; and

Whereas, Judge Brett Kavanaugh, who has recently been nominated for a post on the U.S. Supreme Court, has a history of ruling to impose and uphold limits on a woman's ability to access safe and legal abortion, and his potential appointment to the Supreme Court therefore poses a serious threat to women's reproductive rights; and

Whereas, The protections affirmed by the Supreme Court in the landmark *Roe v. Wade* case, and in subsequent cases, are now at risk, and the future of access to safe and legal reproductive health care, including abortion, is on the line; and

Whereas, As a state, New Jersey has made great strides in supporting women's health care by restoring funding for family planning services, and ensuring Medicaid coverage for reproductive health care, including abortion; and

Whereas, New Jersey supports women's rights and women's health by facilitating full access to all reproductive health care, including abortion, and the State is opposed to federal measures or initiatives that will reduce women's rights or endanger women's health, in this regard, including the imposition of restrictions on insurance coverage for abortion, and the appointment of judges who are likely to impose limits on women's rights and their access to reproductive health care: Now, therefore, be it

*Resolved* by the Senate of the State of New Jersey:

1. This House respectfully opposes efforts by the federal government to restrict or limit a woman's right and ability to access the full range of reproductive services, including abortion.

2. This House respectfully opposes any nominee to the United States Supreme Court who is not committed to upholding a woman's right to reproductive health care, including equitable access to abortion.

3. This House respectfully calls upon the Congress and President of the United States to reject or revoke the nomination of Judge Brett Kavanaugh and any other Supreme Court nominee who would move to limit the rights of women to access the full panoply of reproductive services, including abortion.

4. This House further urges the Congress and President of the United States to remove any existing restrictions on access to abortion, including restrictions on insurance coverage for women who are enrolled in public insurance programs.

5. Copies of this resolution, as filed with the Secretary of State, shall be transmitted by the Secretary of the Senate to the President and Vice President of the United States, the Majority and Minority Leaders of the United States Senate, the Speaker and Minority Leader of the United States House of Representatives, and every member of Congress elected from this State.

SENATE AMENDMENTS TO SENATE RESOLUTION NO. 96

*Replace preamble to read:*

Whereas, Reproductive health is a critical component of a woman's overall health, and a woman's freedom to make reproductive decisions is vital to her safety, well-being, economic opportunity, and ability to participate equally in society; and

Whereas, Abortion is a part of women's health care; and

Whereas, In 1973, the Supreme Court of the United States determined, in the landmark case of *Roe v. Wade*, 410 U.S. 113 (1973), that a woman's decision to have an abortion is protected by the U.S. Constitution; and

Whereas, In 1992, and again in 2016, the U.S. Supreme Court upheld the right of women to access an abortion without undue burden; and

Whereas, More than 70 percent of Americans, including a majority of individuals from all major political parties, support access to abortion; and

Whereas, When it comes to the most important personal decisions in life, such as whether and when to become a parent, it is vital that a woman be able to make that decision for herself, based on what is best for her and her family, and it is further essential that the woman be provided with equal access to abortion and other reproductive health care, regardless of where she lives, how much money she makes, or her insurance or immigration status; and

Whereas, Judge Brett Kavanaugh, who has recently been [nominated for a post on] appointed to the U.S. Supreme Court, has a history of ruling to impose and uphold limits on a woman's ability to access safe and legal abortion, and his [potential] appointment to the Supreme Court therefore poses a serious threat to women's reproductive rights; and

Whereas, The protections affirmed by the Supreme Court in the landmark *Roe v. Wade* case, and in subsequent cases, are now at risk, and the future of access to safe and legal reproductive health care, including abortion, is on the line; and

Whereas, *Twenty states are poised to ban abortion if Roe v. Wade is overturned, which would result in over 25 million women of reproductive age—more than a third of women of reproductive age in America—losing access to safe, legal abortion in their home states; and*

Whereas, As a state, New Jersey has made great strides in supporting women's health care by restoring funding for family planning services, and ensuring Medicaid coverage for reproductive health care [including abortion]; and

Whereas, New Jersey supports women's rights and women's health by facilitating full access to all reproductive health care, [including abortion,] and the State is opposed to federal measures or initiatives that will reduce women's rights or endanger women's health, in this regard, including the imposition of restrictions on insurance coverage for abortion, and the appointment of judges who are likely to impose limits on women's rights and their access to reproductive health care; and

Whereas, *New Jersey is already a leader on access to reproductive health care, and will work to continue to be such a leader, in support of both New Jersey women and women in the 20 states across the country who are poised to lose access to abortion care; now, therefore,*

*Replace Section 1 to read:*

1. This House respectfully opposes efforts by the federal government to restrict [or limit] a woman's right and ability to access the full range of reproductive services, including abortion.

*Insert new Section 2 to read:*

2. *This House affirms our commitment to the protection of reproductive health care services, including abortion, in New Jersey, and will commit to ensure that access to this care does not depend on a person's income, zip code, or immigration status.*

*Replace section 2 to read:*

[2.] 3. This House respectfully opposes any future nominee to the United States Supreme

Court or any other court who is not committed to upholding a woman's right to reproductive health care, including equitable access to abortion, and it respectfully calls upon the United States Congress to reject any future judicial nominees who would move to limit the rights of women.

*Omit Section 3 in its entirety*

*Replace Section 4 to read:*

This House further urges the Congress and President of the United States to remove [any existing restrictions on access to abortion, including] restrictions on insurance coverage for women who are enrolled in public insurance programs.

POM-310. A petition from a citizen of the State of Texas relative to the length of a regular term for United States Senators; to the Committee on the Judiciary.

#### REPORTS OF COMMITTEES

The following reports of committees were submitted:

By Mr. RISCH, from the Committee on Small Business and Entrepreneurship:

Report to accompany S. 2679, a bill to provide access to and manage the distribution of excess or surplus property to veteran-owned small businesses (Rept. No. 115-414).

By Mr. THUNE, from the Committee on Commerce, Science, and Transportation, with an amendment in the nature of a substitute:

S. 1965. A bill to amend the Marine Mammal Protection Act of 1972 to protect the cultural practices and livelihoods of producers of Alaska Native handicrafts and traditional mammoth ivory products, and for other purposes (Rept. No. 115-415).

By Ms. MURKOWSKI, from the Committee on Energy and Natural Resources, with an amendment in the nature of a substitute:

H.R. 857. A bill to provide for conservation and enhanced recreation activities in the California Desert Conservation Area, and for other purposes (Rept. No. 115-416).

By Ms. MURKOWSKI, from the Committee on Energy and Natural Resources:

Report to accompany H.R. 2075, To adjust the eastern boundary of the Deschutes Canyon-Steelhead Falls and Deschutes Canyon Wilderness Study Areas in the State of Oregon to facilitate fire prevention and response activities to protect private property, and for other purposes (Rept. No. 115-417).

By Mr. JOHNSON, from the Committee on Homeland Security and Governmental Affairs, with an amendment in the nature of a substitute:

S. 3050. A bill to improve executive agency digital services, and for other purposes (Rept. No. 115-418).

By Mr. JOHNSON, from the Committee on Homeland Security and Governmental Affairs, with amendments:

H.R. 6439. A bill to amend the Homeland Security Act of 2002 to establish in the Department of Homeland Security the Biometric Identification Transnational Migration Alert Program, and for other purposes (Rept. No. 115-419).

By Ms. MURKOWSKI, from the Committee on Energy and Natural Resources, with an amendment in the nature of a substitute:

S. 441. A bill to designate the Organ Mountains and other public land as components of the National Wilderness Preservation System in the State of New Mexico, and for other purposes.

S. 2160. A bill to establish a pilot program under the Chief of the Forest Service may use alternative dispute resolution in lieu of judicial review of certain projects.

By Ms. MURKOWSKI, from the Committee on Energy and Natural Resources, with an

amendment in the nature of a substitute and an amendment to the title:

S. 2809. A bill to establish the San Rafael Swell Western Heritage and Historic Mining National Conservation Area in the State of Utah, to designate wilderness areas in the State, to provide for certain land conveyances, and for other purposes.

#### EXECUTIVE REPORTS OF COMMITTEES

The following executive reports of nominations were submitted:

By Mr. ROBERTS for the Committee on Agriculture, Nutrition, and Forestry.

\*Naomi C. Earp, of Maryland, to be an Assistant Secretary of Agriculture.

\*Mindy Brashears, of Texas, to be Under Secretary of Agriculture for Food Safety.

\*Scott Hutchins, of Indiana, to be Under Secretary of Agriculture for Research, Education, and Economics.

By Mr. BLUNT for the Committee on Rules and Administration.

\*Donald L. Palmer, of Florida, to be a Member of the Election Assistance Commission for a term expiring December 12, 2021.

\*Benjamin Howland, of Maryland, to be a Member of the Election Assistance Commission for a term expiring December 12, 2019.

\*Nomination was reported with recommendation that it be confirmed subject to the nominee's commitment to respond to requests to appear and testify before any duly constituted committee of the Senate.

#### INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

The following bills and joint resolutions were introduced, read the first and second times by unanimous consent, and referred as indicated:

By Ms. HARRIS:

S. 3704. A bill to establish the San Gabriel National Recreation Area as a unit of the National Park System in the State of California, to modify the boundaries of the San Gabriel Mountains National Monument in the State of California to include additional National Forest System land, to designate certain Federal land in the State of California as wilderness areas and as components of the National Wilderness Preservation System, to designate portions of the San Gabriel River and Little Rock Creek in that State as components of the National Wild and Scenic Rivers System, and for other purposes; to the Committee on Energy and Natural Resources.

By Ms. HARRIS:

S. 3705. A bill to provide for restoration, economic development, recreation, and conservation on Federal lands in Northern California, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. CORNYN (for himself and Mr. PETERS):

S. 3706. A bill to require the Secretary of Homeland Security to conduct a threat and operational analysis of ports of entry, and for other purposes; to the Committee on Homeland Security and Governmental Affairs.

By Mr. PORTMAN (for himself and Ms. HASSAN):

S. 3707. A bill to direct the Secretary of Homeland Security to establish a vulnerability disclosure policy for Department of Homeland Security internet websites, and for other purposes; to the Committee on Homeland Security and Governmental Affairs.