

# Daily Digest

## HIGHLIGHTS

Senate confirmed the nomination of William Pelham Barr, of Virginia, to be Attorney General.

Senate agreed to the conference report to accompany H.J. Res. 31, Further Continuing Appropriations.

## Senate

### Chamber Action

*Routine Proceedings, pages S1337–S1397*

**Measures Introduced:** Fifty-one bills and nine resolutions were introduced, as follows: S. 485–535, S. Res. 71–77, and S. Con. Res. 4–5. **Pages S1382–84**

#### Measures Reported:

Special Report entitled “Further Revised Allocation to Subcommittees of Budget Totals for Fiscal Year 2019”. (S. Rept. No. 116–1) **Page S1382**

#### Measures Passed:

*Honoring the Memory of the Victims of the Senseless Attack at Marjory Stoneman Douglas High School:* Senate agreed to S. Res. 71, honoring the memory of the victims of the senseless attack at Marjory Stoneman Douglas High School 1 year ago. **Pages S1338–41**

*Justice for Victims of Lynching Act:* Senate passed S. 488, to amend title 18, United States Code, to specify lynching as a deprivation of civil rights. **Pages S1345–47**

*Enrollment Correction:* Senate agreed to S. Con. Res. 4, providing for a correction in the enrollment of H.J. Res. 31. **Page S1364**

*Honoring the life, achievements, and distinguished public service of John David Dingell, Jr.* Senate agreed to S. Res. 75, honoring the life, achievements, and distinguished public service of John David Dingell, Jr., and expressing condolences to his family on his passing. **Pages S1392–93**

*National Speech and Debate Education Day:* Senate agreed to S. Res. 76, designating March 1, 2019, as “National Speech and Debate Education Day”. **Pages S1392–93**

*National FFA Week:* Senate agreed to S. Res. 77, designating the week of February 16 through 23, 2019, as “National FFA Week,” recognizing the important role of the National FFA Organization in developing young leaders, and celebrating 50 years of female membership in the National FFA Organization. **Pages S1392–93**

*Calling for credible, transparent, and safe elections in Nigeria:* Committee on Foreign Relations was discharged from further consideration of S. Con. Res. 1, calling for credible, transparent, and safe elections in Nigeria, and the resolution was then agreed to, after agreeing to the following amendments proposed thereto: **Pages S1393–94**

McConnell (for Menendez/Risch) Amendment No. 190, in the nature of a substitute. **Page S1393**

McConnell (for Menendez/Risch) Amendment No. 191, to amend the preamble. **Page S1393**

*Enact into law a bill by reference:* Senate passed S. 483, to enact into law a bill by reference. **Page S1394**

#### Measures Considered:

**Born-Alive Abortion Survivors Protection Act—Agreement:** Senate began consideration of the motion to proceed to consideration of S. 311, to amend title 18, United States Code, to prohibit a health care practitioner from failing to exercise the proper degree of care in the case of a child who survives an abortion or attempted abortion. **Page S1364**

A motion was entered to close further debate on the motion to proceed, 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, February 14, 2019, a vote on cloture will occur at 5:30 p.m. on Monday, February 25, 2019. **Page S1364**

A unanimous-consent agreement was reached providing that following the closing of morning business on Monday, February 25, 2019, Senator Fischer be recognized to deliver Washington's Farewell Address; that following the address, Senate resume consideration of the motion to proceed to consideration of the bill; and that notwithstanding the provisions of Rule XXII, the cloture motions filed during the session of Thursday, February 14, 2019 ripen at 5:30 p.m. on Monday, February 25, 2019. **Page S1394**

#### Conference Reports:

**Further Continuing Appropriations:** By 83 yeas to 16 nays (Vote No. 26), Senate agreed to the conference report to accompany H.J. Res. 31, making further continuing appropriations for the Department of Homeland Security for fiscal year 2019. **Pages S1362–64**

During consideration of this measure today, Senate also took the following action:

By 84 yeas to 15 nays (Vote No. 25), three-fifths of those Senators duly chosen and sworn, having voted in the affirmative, Senate agreed to the motion to close further debate on the conference report to accompany the joint resolution. **Page S1364**

**Department of Homeland Security Further Continuing Appropriations—Agreement:** A unanimous-consent agreement was reached providing that notwithstanding Rule XXII, the vote on the motion to invoke cloture on the motion to proceed to consideration of H.J. Res. 1, making further continuing appropriations for the Department of Homeland Security for fiscal year 2019, occur at a time to be determined by the Majority Leader, in consultation with the Democratic Leader. **Page S1338**

**Signing Authority—Agreement:** A unanimous-consent agreement was reached providing that Senators Fischer and Boozman be authorized to sign duly enrolled bills or joint resolutions on Friday, February 15, 2019. **Page S1392**

**Pro Forma Sessions—Agreement:** A unanimous-consent agreement was reached providing that the Senate adjourn, to then convene for pro forma sessions only, with no business being conducted on the following dates and times, and that following each pro forma session, the Senate adjourn until the next pro forma session:

Friday, February 15, 2019, at 7 a.m.; Tuesday, February 19, at 10 a.m.; Thursday, February 21, 2019, at 10 a.m.; and that when the Senate adjourns on Thursday, February 21, 2019, it next convene at 3 p.m., on Monday, February 25, 2019. **Page S1394**

**Miller Nomination—Cloture:** Senate began consideration of the nomination of Eric D. Miller, of

Washington, to be United States Circuit Judge for the Ninth Circuit. **Page S1365**

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 S. 311, to amend title 18, United States Code, to prohibit a health care practitioner from failing to exercise the proper degree of care in the case of a child who survives an abortion or attempted abortion. **Page S1365**

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

Senate agreed to the motion to proceed to Executive Session to consider the nomination. **Page S1365**

**Desmond Nomination—Cloture:** Senate began consideration of the nomination of Michael J. Desmond, of California, to be Chief Counsel for the Internal Revenue Service and an Assistant General Counsel in the Department of the Treasury. **Page S1365**

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 Eric D. Miller, of Washington, to be United States Circuit Judge for the Ninth Circuit. **Page S1365**

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

Senate agreed to the motion to proceed to Legislative Session. **Page S1365**

Senate agreed to the motion to proceed to Executive Session to consider the nomination. **Page S1365**

**Wheeler Nomination—Cloture:** Senate began consideration of the nomination of Andrew Wheeler, of Virginia, to be Administrator of the Environmental Protection Agency. **Page S1365**

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. Desmond, of California, to be Chief Counsel for the Internal Revenue Service and an Assistant General Counsel in the Department of the Treasury. **Page S1365**

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

Senate agreed to the motion to proceed to Legislative Session. **Page S1365**

Senate agreed to the motion to proceed to Executive Session to consider the nomination. **Page S1365**

**Ryder Nomination—Cloture:** Senate began consideration of the nomination of John L. Ryder, of Tennessee, to be a Member of the Board of Directors of the Tennessee Valley Authority. **Page S1365**

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 Andrew Wheeler, of Virginia, to be Administrator of the Environmental Protection Agency. **Page S1365**

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

Senate agreed to the motion to proceed to Legislative Session. **Page S1365**

Senate agreed to the motion to proceed to Executive Session to consider the nomination. **Page S1365**

**Lowry Nomination—Agreement:** A unanimous-consent agreement was reached providing that the nomination of John Lowry III, of Illinois, to be Assistant Secretary of Labor for Veterans' Employment and Training, be referred jointly to the Committee on Health, Education, Labor, and Pensions and the Committee on Veterans' Affairs. **Page S1374**

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

By 54 yeas to 45 nays (Vote No. EX. 24), William Pelham Barr, of Virginia, to be Attorney General. **Pages S1338, S1353, S1397**

**Messages from the House:** **Page S1382**

**Measures Referred:** **Page S1382**

**Measures Placed on the Calendar:**  
**Pages S1337, S1382**

**Additional Cosponsors:** **Pages S1384–85**

**Statements on Introduced Bills/Resolutions:**  
**Pages S1385–91**

**Additional Statements:** **Pages S1379–81**

**Amendments Submitted:** **Pages S1391–92**

**Authorities for Committees to Meet:** **Page S1392**

**Record Votes:** Three record votes were taken today. (Total—26) **Pages S1353, S1364**

**Adjournment:** Senate convened at 10 a.m. and adjourned at 6:29 p.m., until 7 a.m. on Friday, February 15, 2019. (For Senate's program, see the remarks of the Majority Leader in today's Record on page S1394.)

## Committee Meetings

*(Committees not listed did not meet)*

### DEFENSE AUTHORIZATION REQUEST AND FUTURE YEARS DEFENSE PROGRAM

*Committee on Armed Services:* Committee concluded a hearing to examine United States Special Operations Command and United States Cyber Command in review of the Defense Authorization Request for fiscal year 2020 and the Future Years Defense Program, after receiving testimony from Owen O. West, Assistant Secretary, Special Operations and Low-Intensity Conflict, General Raymond A. Thomas, III, USA, Commander, United States Special Operations Command, and General Paul M. Nakasone, USA, Commander, United States Cyber Command, Director, National Security Agency, and Chief, Central Security Service, all of the Department of Defense.

### NOMINATIONS

*Committee on Banking, Housing, and Urban Affairs:* Committee concluded a hearing to examine the nominations of Bimal Patel, of Georgia, to be an Assistant Secretary of the Treasury, Todd M. Harper, of Virginia, and Rodney Hood, of North Carolina, both to be a Member of the National Credit Union Administration Board, and Mark Anthony Calabria, of Virginia, to be Director of the Federal Housing Finance Agency, after the nominees testified and answered questions in their own behalf.

### ENERGY INDUSTRY CYBERSECURITY EFFORTS

*Committee on Energy and Natural Resources:* Committee concluded a hearing to examine the status and outlook for cybersecurity efforts in the energy industry, after receiving testimony from Neil Chatterjee, Chairman, Federal Energy Regulatory Commission, and Karen S. Evans, Assistant Secretary, Office of Cybersecurity, Energy Security, and Emergency Response, both of the Department of Energy; Major William J. Keber, West Virginia National Guard's Critical Infrastructure Protection Battalion, Kingwood; James B. Robb, North American Electric Reliability Corporation, Atlanta, Georgia; and David Edward Whitehead, Schweitzer Engineering Laboratories, Inc., Pullman, Washington.

### BUSINESS MEETING

*Committee on Environment and Public Works:* Committee announced the following subcommittee assignments for the 116th Congress:

*Subcommittee on Transportation and Infrastructure:* Senators Capito (Chair), Inhofe, Cramer, Braun, Rounds, Sullivan, Boozman, Wicker, Shelby, Cardin,