

(iii) Description and Quantity or Quantities of Articles or Services under Consideration for Purchase:

Major Defense Equipment (MDE):

Up to four hundred fifty-two (452) Patriot Advanced Capability 3 (PAC-3) Missiles Segment Enhanced (MSE).

Non-MDE: Also included are tools and test equipment, support equipment, publications and technical documentation, personnel training and training equipment, spare and repair parts, facility design, U.S. Government and contractor technical, engineering, and logistics support services, and other related elements of logistics, sustainment and program support.

(iv) Military Department: Army (AE-B-ZUT).

(v) Prior Related Cases, if any: AE-B-ZUG.

(vi) Sales Commission, Fee, etc., Paid, Offered, or Agreed to be Paid: None.

(vii) Sensitivity of Technology Contained in the Defense Article or Defense Services Proposed to be Sold: See Attached Annex.

(viii) Date Report Delivered to Congress: May 3, 2019.

\*As defined in Section 47(6) of the Arms Export Control Act.

#### POLICY JUSTIFICATION

United Arab Emirates (UAE)—Patriot Missile System and Related Support Equipment

The Government of the United Arab Emirates has requested to buy up to four hundred fifty-two (452) Patriot Advanced Capability 3 (PAC-3) Missiles Segment Enhanced (MSE). Also included are tools and test equipment, support equipment, publications and technical documentation, personnel training and training equipment, spare and repair parts, facility design, U.S. Government and contractor technical, engineering, and logistics support services, and other related elements of logistics, sustainment and program support. The estimated cost is \$2.728 billion.

This proposed sale will support the foreign policy and national security of the United States by helping to improve the security of an important ally which has been, and continues to be, a force for political stability and economic progress in the Middle East. This sale is consistent with U.S. initiatives to provide key allies in the region with modern systems that will enhance interoperability with U.S. forces and increase security.

The proposed sale will enhance the UAE's capability to meet current and future aircraft and missile threats. The UAE will use the capability as a deterrent to regional threats and to strengthen its homeland defense. The UAE will have no difficulty absorbing these additional missiles into its armed forces.

The proposed sale of these missiles will not alter the basic military balance in the region.

The prime contractor for the PAC-3 System will be Raytheon Corporation, Andover, Massachusetts, and Lockheed-Martin, Dallas, Texas. There are no known offset agreements proposed in connection with this potential sale.

Implementation of this proposed program will require additional contractor representatives to travel to the UAE. It is not expected additional U.S. Government personnel will be required in country for an extended period of time.

There will be no adverse impact on U.S. defense readiness as a result of this proposed sale.

#### TRANSMITTAL NO. 19-37

Notice of Proposed Issuance of Letter of Offer Pursuant to Section 36(b)(1) of the Arms Export Control Act

Annex Item No. vii

(vii) Sensitivity of Technology:

1. The PATRIOT Air Defense System contains classified CONFIDENTIAL hardware components, SECRET tactical software and critical/sensitive technology. The Patriot Advanced Capability-(PAC-3) Missile Segment Enhancement (MSE) hardware is classified CONFIDENTIAL and the associated launcher hardware is UNCLASSIFIED. The PAC-3 MSE is a high velocity, hit-to-kill, surface-to-air missile that provides critical air and missile defense by intercepting and destroying Tactical Ballistic Missiles (TBM), Air-Breathing Threats (ABT), cruise missiles, and Unmanned Aerial Systems (UAS).

2. The PAC-3 MSE sensitive/critical technology is primarily in the area of design and production know-how and primarily inherent in the design, development and/or manufacturing data related to certain components. The list of components is classified CONFIDENTIAL.

3. Information on system performance capabilities, effectiveness, survivability, missile seeker capabilities, select software/software documentation and test data are classified up to and including SECRET.

4. If a technologically advanced adversary were to obtain knowledge of the hardware and software elements, the information could be used to develop countermeasures or equivalent systems which might reduce system effectiveness or be used in the development of a system with similar or advanced capabilities.

5. A determination has been made that the Government of the UAE can provide substantially the same degree of protection for the sensitive technology being released as the U.S. Government. This sale is necessary in furtherance of the U.S. foreign policy and national security objectives outlined in the Policy Justification.

6. All defense articles and services listed in this transmittal have been authorized for release and export to the United Arab Emirates.

#### ADDITIONAL STATEMENTS

#### RECOGNIZING THE USS "BILLINGS" COMMISSIONING COMMITTEE

• Mr. DAINES. Mr. President, today I wish to honor the men and women of the USS Billings Commissioning Committee and their notable contributions to our State and Nation. The USS Billings Commissioning Committee is a group of volunteers from Montana's largest city, who have dedicated themselves to promoting awareness and fostering support for the future commissioning of the USS *Billings* and all those who will sail aboard her in defense of our Nation.

Upon commissioning, the USS *Billings* will be the first U.S. Navy warship to bear the city's namesake, a historic moment for our State. Montana has a proud heritage of military service. Some 3,500 Active Duty servicemembers currently serve at Malmstrom Air Force Base in Great Falls, and another 4,500 citizen-soldiers serve in the National Guard and Reserve at various locations across the State. Beyond the borders of our landlocked home, more than 2,200 U.S. Navy sailors currently call Montana home, adding 134 new Montanans to their ranks in the past 12 months. Mon-

tana also proudly boasts the highest percentage of veterans per capita in the contiguous United States.

A Freedom Class littoral combat ship, the USS *Billings* will be among the fastest, most technologically advanced, and agile efficient ships in our naval fleet. The USS *Billings* will project power near the shoreline and conduct a wide range of missions, including mine countermeasures, anti-submarine warfare, and surface warfare missions. We wait with great anticipation as her August 3 commissioning quickly approaches.

In keeping with time-honored naval traditions, the USS Billings Commissioning Committee on behalf of the city of Billings is making preparations to host the commission ceremony and a series of celebrations. Determined to accomplish this ambitious goal, the committee has made great strides in rallying support across the State. The city has had the honor and privilege of hosting the crew of the USS *Billings* at the of the committee, and we look forward to their return in the weeks ahead. These efforts have made great strides in fostering a strong and enduring relationship between the city of Billings, the State of Montana, and the U.S. Navy.

In recognition of these and other notable accomplishments, I ask that the following names who have volunteered for the USS Billings Commissioning Committee be entered into the RECORD: Mayor Bill Cole, Chairman; Councilman Mike Yakawich, Co-Vice Chair; Commissioner Denis Pitman, Co-Vice Chair; Ron Spence, Committee Coordinator; Councilman Larry Brewster; Brent Brooks; Dan Brooks; Councilman Dick Clark; Sue Davidson; Katy Easton; Mike Jennings; Al Swanson; and Nancy Swanson.●

#### REMEMBERING DAMON J. KEITH

• Ms. STABENOW. Mr. President, today I wish to pay tribute to the Honorable Damon J. Keith, a civil rights icon and one of the greatest jurists in our Nation's history.

Judge Keith was born on July 4, 1922, in Detroit, to parents who had relocated from Atlanta so his father could work for \$5 a day in a Ford Motor Company plant to create a better future for their family.

Judge Keith's father encouraged him to attend college, and he went on to graduate from West Virginia State College, a historically Black college and university, in 1943. Upon graduation, he served his country in a segregated Army unit during World War II.

After his military service, he received his J.D. from Howard University Law School in 1949, passed the Michigan bar in 1950, married Dr. Rachel Boone in 1953, and received his master of laws degree from Wayne State University School of Law in 1956.

It was during his time at Howard when Judge Keith found a mentor in future Supreme Court Justice Thurgood Marshall.

Justice Marshall told Judge Keith to “use the law as a means for social change.” That is precisely what Judge Keith did throughout the Civil Rights movement, standing up for justice and equal rights for all citizens.

He spent more than 20 years in private practice in Detroit. He served as a cochair of the Michigan Civil Rights Commission with John Feikens in 1964 and helped heal the community during and after the Detroit Uprising of 1967.

That same year, President Lyndon B. Johnson nominated him to the U.S. District Court for the Eastern District of Michigan. Judge Keith, a grandson of slaves, would go on to serve more than 50 years on the Federal bench, becoming the longest serving Black judge in the nation.

Judge Keith gained national prominence for his ruling against President Nixon’s Attorney General John N. Mitchell in the United States v. Sinclair case. Judge Keith’s decision was later upheld by the Court of Appeals for the Sixth Circuit and the U.S. Supreme Court. It is now seen as a landmark decision upholding our Fourth Amendment right against unreasonable searches and seizures.

In 1971, Judge Keith ordered that Pontiac, MI, develop a new school bus policy to help integrate its schools. Shortly before the order took effect, five Ku Klux Klansmen firebombed 10 Pontiac school buses and threatened Judge Keith’s life.

But Judge Keith persisted, ruling in 1975 that the town of Hamtramck must provide new, affordable housing for 500 African Americans after they were displaced by federally supported urban renewal projects. He served as chief judge from 1975 through 1977.

While serving on the U.S. Court of Appeals for the Sixth Circuit, Judge Keith ruled against another President, this time President George W. Bush’s secret deportation hearings after 9/11.

Writing for a unanimous panel of judges, he coined the memorable phrase “democracies die behind closed doors,” which inspired the Washington Post’s motto: “Democracy Dies in Darkness.”

He remained active into his 90s. He issued a blistering dissent in a Sixth Circuit Court of Appeals voting rights case in 2016, in which the majority upheld extremely strict voting requirements in Ohio.

Above all, he was a patriot who deeply loved this country. One of his proudest roles was serving as the national chairman of the Commission on the Bicentennial of the U.S. Constitution, when he led efforts to promote the document our nation was built upon.

Over the years, he mentored countless lawyers, including Michigan’s Secretary of State Jocelyn F. Benson, circuit court Judge Eric L. Clay, and Lani Guinier, the first African-American woman to gain tenure at Harvard Law School.

Guinier, who served as Judge Keith’s law clerk, once said this: “Judge Keith

has been my second father, someone who presided at my wedding, stood by me during some of the most difficult professional challenges of my life, and guided me with his wisdom,” she said. “And I am far from alone.”

Professor Guinier is right. With Judge Keith on their side, the people of Michigan were never alone. We knew that we had someone fighting for us and for justice for all. He used the law as a means for social change, and I think Justice Marshall would be very proud.

My deepest condolences go to his three daughters, Debbie Keith, Gilda Keith, and Cecile Keith Brown, his two granddaughters, and his many friends.●

#### RECOGNIZING BUBBLES ICE CREAM PARLOR

● Mr. YOUNG. Mr. President, as a member of the Senate Committee on Small Business and Entrepreneurship, it is my privilege to recognize an outstanding family-run small business who is providing Hoosiers with great jobs and good food, all while supporting their local community. In honor of the U.S. Small Business Administration’s National Small Business Week, it is my privilege to name Bubbles Ice Cream Parlor of Michigan City, IN, as the Senate Small Business of the Day.

Tim and Kim Martin founded Bubbles nearly 16 years ago and have been serving premium ice cream to Hoosiers ever since. Known for always serving delicious ice cream with a smile, Bubbles has become a community staple and a gathering place for the families of northwest Indiana.

Today, Tim and Kim’s son, Zach manages the ice cream parlor, where they employ many local high school students as ice cream scoopers. They serve 32 varieties of ice cream, milkshakes, sundaes, and pies. Recently, they have even started offering hand-made donuts on weekend mornings. At Bubbles, you can always expect a delicious treat and a family-friendly atmosphere.

Bubbles is dedicated to more than just their delicious desserts. They are committed to giving back to their community. They are a sponsor of Michigan City High School, provide ice cream rewards to elementary students who reach various academic goals, and donate ice cream to local philanthropies.

These fantastic treats, friendly service, and community commitment have not gone unnoticed. Bubbles has been awarded the News-Dispatch’s Readers’ Choice Award for 8 consecutive years. They are a prime example of a small business’s ability to provide a great product, a welcoming smile, and a helping hand—all in a day’s work.

Small businesses are the backbone of local communities throughout Indiana. They provide dignified jobs to rural communities and support schools, charities, and nonprofits. I would like to extend my sincerest congratulations

to the Martin family and all of the employees at Bubbles Ice Cream Parlor for being named the Senate Small Business of the Day. I look forward to watching your continued growth and success.●

#### MESSAGES FROM THE PRESIDENT

Messages from the President of the United States were communicated to the Senate by Mr. Pate, one of his secretaries.

#### EXECUTIVE MESSAGES REFERRED

In executive session the Presiding Officer laid before the Senate messages from the President of the United States submitting sundry nominations which were referred to the appropriate committees.

(The messages received today are printed at the end of the Senate proceedings.)

#### MESSAGE FROM THE HOUSE

At 3:03 p.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the House has passed the following bill, in which it requests the concurrence of the Senate:

H.R. 9. An act to direct the President to develop a plan for the United States to meet its nationally determined contribution under the Paris Agreement, and for other purposes.

#### MEASURES READ THE FIRST TIME

The following bills were read the first time:

H.R. 9. An act to direct the President to develop a plan for the United States to meet its nationally determined contribution under the Paris Agreement, and for other purposes.

S. 1332. A bill to set forth the congressional budget for the United States Government for fiscal year 2020 and setting forth the appropriate budgetary levels for fiscal years 2021 through 2029.

#### EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-1116. A communication from the Deputy Secretary of the Commodity Futures Trading Commission, transmitting, pursuant to law, the report of a rule entitled “Privacy of Consumer Financial Information—Amendment to Conform Regulations to the Fixing America’s Surface Transportation Act” (RIN3038-AE80) received during adjournment of the Senate in the Office of the President of the Senate on May 3, 2019; to the Committee on Agriculture, Nutrition, and Forestry.

EC-1117. A communication from the Assistant Secretary of Defense (Legislative Affairs), transmitting legislative proposals relative to the “National Defense Authorization Act for Fiscal Year 2020”; to the Committee on Armed Services.

EC-1118. A communication from the Senior Procurement Executive, Office of Acquisition Policy, General Services Administration, transmitting, pursuant to law, the report of a rule entitled “Federal Acquisition