

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

Regulation: Special Emergency Procurement Authority” ((48 CFR Parts 2, 10, 12, 13, 18, and 26) (FAC 2019-02)) received during adjournment of the Senate in the Office of the President of the Senate on May 3, 2019; to the Committee on Armed Services.

EC-1119. 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 Regulation: Governmentwide and Other Interagency Contracts” ((48 CFR Parts 4, 8, 17, and 35) (FAC 2019-02)) received during adjournment of the Senate in the Office of the President of the Senate on May 3, 2019; to the Committee on Armed Services.

EC-1120. 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 Regulation; Technical Amendment” ((48 CFR Parts 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 16, 17, 19, 22, 26, 30, 31, 45, 50, 52, and 53) (FAC 2019-02)) received during adjournment of the Senate in the Office of the President of the Senate on May 3, 2019; to the Committee on Armed Services.

EC-1121. 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 Regulation; Federal Acquisition Circular 2019-02; Introduction” ((48 CFR Chapter 1) (FAC 2019-02)) received during adjournment of the Senate in the Office of the President of the Senate on May 3, 2019; to the Committee on Armed Services.

EC-1122. 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 Regulation; Federal Acquisition Circular 2019-02; Small Entity Compliance Guide” ((48 CFR Chapter 1) (FAC 2019-02)) received during adjournment of the Senate in the Office of the President of the Senate on May 3, 2019; to the Committee on Armed Services.

EC-1123. A communication from the Secretary of the Treasury, transmitting, pursuant to law, a six-month periodic report on the national emergency with respect to significant foreign narcotics traffickers centered in Colombia that was declared in Executive Order 12978 of October 21, 1995; to the Committee on Banking, Housing, and Urban Affairs.

EC-1124. A communication from the Secretary of the Treasury, transmitting, pursuant to law, a six-month periodic report on the national emergency with respect to the situation in or in relation to the Democratic Republic of the Congo that was declared in Executive Order 13413 of October 27, 2006; to the Committee on Banking, Housing, and Urban Affairs.

EC-1125. A communication from the Acting Secretary, Securities and Exchange Commission, transmitting, pursuant to law, the report of a rule entitled “Disclosure of Order Handling Information” (RIN3235-AL67) received during adjournment of the Senate in the Office of the President of the Senate on May 3, 2019; to the Committee on Banking, Housing, and Urban Affairs.

EC-1126. A communication from the Acting Secretary, Securities and Exchange Commission, transmitting, pursuant to law, the report of a rule entitled “Amendments to the Timing Requirements for Filing Reports on Form N-Port” (RIN3235-AL42) received during adjournment of the Senate in the Office of the President of the Senate on May 3, 2019; to the Committee on Banking, Housing, and Urban Affairs.

EC-1127. A communication from the Assistant Director for Regulatory Affairs, Office of Foreign Assets Control, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled “Foreign Interference in U.S. Elections Sanctions Regulations” (31 CFR Part 579) received during adjournment of the Senate in the Office of the President of the Senate on May 3, 2019; to the Committee on Banking, Housing, and Urban Affairs.

EC-1128. A communication from the Secretary of Energy, transmitting, pursuant to law, a report relative to the status of construction and operations of the mixed oxide fuel fabrication facility (MOX facility) at the Department of Energy’s Savannah River Site in South Carolina; to the Committee on Energy and Natural Resources.

EC-1129. A communication from the Chief of the Forest Service, Department of Agriculture, transmitting, pursuant to law, a report relative to the Department’s proposal to accept a 3,000-acre donation from the Trust for Public Land; to the Committee on Energy and Natural Resources.

EC-1130. A communication from the Executive Director of the Federal Permitting Improvement Steering Council, transmitting, pursuant to law, a report entitled “Annual Report to Congress for Fiscal Year 2018”; to the Committee on Environment and Public Works.

EC-1131. A communication from the Assistant Secretary, Legislative Affairs, Department of State, transmitting, pursuant to section 36(c) of the Arms Export Control Act, the certification of a proposed license for the export of firearms abroad controlled under Category I of the U.S. Munitions Lists of M134D 7.62mm machineguns to Australia in the amount of \$1,000,000 or more (Transmittal No. DDTC 19-009); to the Committee on Foreign Relations.

EC-1132. A communication from the Assistant Secretary, Legislative Affairs, Department of State, transmitting, pursuant to section 36(d) of the Arms Export Control Act, the certification of a proposed license for the manufacture of significant military equipment and the export of defense articles, including technical data and defense services, abroad to Italy to support the manufacture of Chemical Agent Resistant Coatings (CARC) in the amount of \$1,000,000 or more (Transmittal No. DDTC 18-069); to the Committee on Foreign Relations.

EC-1133. A communication from the Assistant Secretary, Legislative Affairs, Department of State, transmitting, pursuant to section 36(d) of the Arms Export Control Act, the certification of a proposed third party transfer (TPT) of major defense equipment, including F-16 Block 15 aircraft with munitions, spare parts, support equipment, and training services from Portugal to Romania, with a sales value of \$101,000,000 (Transmittal No. RSAT-18-6535); to the Committee on Foreign Relations.

EC-1134. A communication from the Regulations Coordinator, 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; HHS Notice of Benefit and Payment Parameters for 2020” (RIN0938-AT37) received during adjournment of the Senate in the Office of the President of the Senate on April 25, 2019; to the Committee on Health, Education, Labor, and Pensions.

EC-1135. A communication from the Director, Office of Information Policy, Department of Justice, transmitting, pursuant to law, the report of a rule entitled “Revision of Department of Justice Freedom of Information Act Regulations” (RIN1105-AB51) received in the Office of the President of the

Senate on May 2, 2019; to the Committee on the Judiciary.

EC-1136. A communication from the Senior Director of Government Affairs, National Railroad Passenger Corporation, Amtrak, transmitting, pursuant to law, Amtrak’s audited Consolidated Financial Statements for the years ended September 30, 2018 and September 30, 2017 with report of independent auditors; to the Committee on Commerce, Science, and Transportation.

EC-1137. A communication from the Attorney-Advisor, Office of General Counsel, Department of Transportation, transmitting, pursuant to law, a report relative to a vacancy for the position of Administrator, Federal Aviation Administration, Department of Transportation, received during adjournment of the Senate in the Office of the President of the Senate on May 1, 2019; to the Committee on Commerce, Science, and Transportation.

EC-1138. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled “Amendment of Restricted Area R-2101; Anniston Army Depot, Alabama” ((RIN2120-AA66) (Docket No. FAA-2019-0223)) received during adjournment of the Senate in the Office of the President of the Senate on May 3, 2019; to the Committee on Commerce, Science, and Transportation.

EC-1139. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled “Amendment of the Prohibition Against Certain Flights in the Tripoli Flight Information Region (FIR) (HLLL)” ((RIN2120-AL40) (Docket No. FAA-2011-0246)) received during adjournment of the Senate in the Office of the President of the Senate on April 24, 2019; to the Committee on Commerce, Science, and Transportation.

EC-1140. A communication from the Associate Bureau Chief, Wireline Competition Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled “Connect America Fund” ((FCC 19-32) (WC Docket No. 10-90)) received in the Office of the President of the Senate on April 29, 2019; to the Committee on Commerce, Science, and Transportation.

EC-1141. A communication from the Division Chief, Wireline Competition Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled “Rural Call Completion” ((FCC 19-23) (WC Docket No. 13-39)) received during adjournment of the Senate in the Office of the President of the Senate on April 22, 2019; to the Committee on Commerce, Science, and Transportation.

EC-1142. A communication from the Chairman of the Office of Proceedings, Surface Transportation Board, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled “Payment, Filing, and Service Procedures” ((RIN2140-AB41) (Docket No. EP 747)) received during adjournment of the Senate in the Office of the President of the Senate on April 17, 2019; to the Committee on Commerce, Science, and Transportation.

EC-1143. A communication from the Attorney, Federal Railroad Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled “Railroad Noise Emission Compliance Regulations” ((RIN2130-AC69) (49 CFR Part 210)) received during adjournment of the Senate in the Office of the President of the Senate on April 24, 2019; to the Committee on Commerce, Science, and Transportation.

EC-1144. A communication from the Senior Regulations Analyst, Office of the Secretary

of Transportation, Department of Transportation, transmitting, pursuant to law, a rule entitled “Conforming Amendments and Technical Corrections to Department Rules Implementing the Transportation Industry Drug Testing Program” (RIN2105-AE78) received during adjournment of the Senate in the Office of the President of the Senate on May 3, 2019; to the Committee on Commerce, Science, and Transportation.

EC-1145. A communication from the Senior Regulations Analyst, Office of the Secretary of Transportation, Department of Transportation, transmitting, pursuant to law, a rule entitled “Elimination of Obsolete Provisions and Correction of Outdated Statutory References in Aviation Economic Regulations” (RIN2105-AD86) received during adjournment of the Senate in the Office of the President of the Senate on May 3, 2019; to the Committee on Commerce, Science, and Transportation.

EC-1146. A communication from the Acting Director of the Office of Sustainable Fisheries, National Marine Fisheries Service, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled “2018-2019 Commercial Trip Limit Reduction for Spanish Mackerel in the Atlantic Southern Zone” (RIN0648-XG697) received in the Office of the President of the Senate on May 1, 2019; to the Committee on Commerce, Science, and Transportation.

EC-1147. A communication from the Acting Director of the Office of Sustainable Fisheries, National Marine Fisheries Service, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled “Atlantic Highly Migratory Species; Atlantic Bluefin Tuna Fisheries” (RIN0648-XG099) received in the Office of the President of the Senate on May 1, 2019; to the Committee on Commerce, Science, and Transportation.

EC-1148. A communication from the Acting Director of the Office of Sustainable Fisheries, National Marine Fisheries Service, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled “Atlantic Highly Migratory Species; North Atlantic Swordfish Fishery” (RIN0648-XG167) received in the Office of the President of the Senate on May 1, 2019; to the Committee on Commerce, Science, and Transportation.

EC-1149. A communication from the Acting Director of the Office of Sustainable Fisheries, National Marine Fisheries Service, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled “Atlantic Highly Migratory Species; Atlantic Bluefin Tuna Fisheries” (RIN0648-XG163) received in the Office of the President of the Senate on May 1, 2019; to the Committee on Commerce, Science, and Transportation.

EC-1150. A communication from the Acting Director of the Office of Sustainable Fisheries, National Marine Fisheries Service, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled “Fisheries of the Exclusive Economic Zone Off Alaska; Pacific Cod by Catcher Vessels Less Than 60 Feet (18.3 Meters) Length Overall Using Jig or Hook-and-Line Gear in the Bogoslov Pacific Cod Exemption Area in the Bering Sea and Aleutian Islands Management Area” (RIN0648-XG166) received in the Office of the President of the Senate on May 1, 2019; to the Committee on Commerce, Science, and Transportation.

EC-1151. A communication from the Acting Director of the Office of Sustainable Fisheries, National Marine Fisheries Service, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled “Fisheries of the Exclusive Economic Zone Off Alaska; Pacific Cod by Catcher Vessels Using Trawl Gear in the Bering Sea and Aleutian Islands Management Area” (RIN0648-XG147) received in the Office of the

President of the Senate on May 1, 2019; to the Committee on Commerce, Science, and Transportation.

EC-1152. A communication from the Acting Director of the Office of Sustainable Fisheries, National Marine Fisheries Service, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled “Fisheries of the Exclusive Economic Zone Off Alaska; Sablefish in the Central Regulatory Area of the Gulf of Alaska” (RIN0648-XG159) received in the Office of the President of the Senate on May 1, 2019; to the Committee on Commerce, Science, and Transportation.

EC-1153. A communication from the Acting Director of the Office of Sustainable Fisheries, National Marine Fisheries Service, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled “Fisheries of the Exclusive Economic Zone Off Alaska; Pollock in Statistical Area 630 in the Gulf of Alaska” (RIN0648-XG776) received in the Office of the President of the Senate on May 1, 2019; to the Committee on Commerce, Science, and Transportation.

EC-1154. A communication from the Acting Director of the Office of Sustainable Fisheries, National Marine Fisheries Service, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled “Fisheries of the Exclusive Economic Zone Off Alaska; Pacific Cod by Catcher Vessels Less Than 50 Feet (15.3 Meters) Length Overall Using Hook-and-Line Gear in the Central Regulatory Area of the Gulf of Alaska” (RIN0648-XF895) received in the Office of the President of the Senate on May 1, 2019; to the Committee on Commerce, Science, and Transportation.

EC-1155. A communication from the Acting Director of the Office of Sustainable Fisheries, National Marine Fisheries Service, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled “Fisheries of the Exclusive Economic Zone Off Alaska; Pollock in the West Yakutat District of the Gulf of Alaska” (RIN0648-XG834) received in the Office of the President of the Senate on May 1, 2019; to the Committee on Commerce, Science, and Transportation.

EC-1156. A communication from the Acting Director of the Office of Sustainable Fisheries, National Marine Fisheries Service, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled “Fisheries of the Exclusive Economic Zone Off Alaska; Pollock in Statistical Area 620 in the Gulf of Alaska” (RIN0648-XG380) received in the Office of the President of the Senate on May 1, 2019; to the Committee on Commerce, Science, and Transportation.

EC-1157. A communication from the Acting Director of the Office of Sustainable Fisheries, National Marine Fisheries Service, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled “Fisheries of the Exclusive Economic Zone Off Alaska; Inseason Adjustment to the 2019 Bering Sea and Aleutian Islands Pollock, Atka Mackerel, and Pacific Cod Total Allowable Catch Amounts” (RIN0648-XG684) received in the Office of the President of the Senate on May 1, 2019; to the Committee on Commerce, Science, and Transportation.

EC-1158. A communication from the Acting Director of the Office of Sustainable Fisheries, National Marine Fisheries Service, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled “Fisheries of the Exclusive Economic Zone Off Alaska; Pollock in Statistical Area 620 in the Gulf of Alaska” (RIN0648-XG973) received in the Office of the President of the Senate on May 1, 2019; to the Committee on Commerce, Science, and Transportation.

EC-1159. A communication from the Acting Director of the Office of Sustainable Fish-

eries, National Marine Fisheries Service, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled “Fisheries of the Northeastern United States; Atlantic Herring Fishery; 2018 River Herring and Shad Catch Cap Reached for Midwater Trawl Vessels in the Cape Cod Catch Cap Area” (RIN0648-XG691) received in the Office of the President of the Senate on May 1, 2019; to the Committee on Commerce, Science, and Transportation.

EC-1160. A communication from the Acting Director of the Office of Sustainable Fisheries, National Marine Fisheries Service, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled “Fisheries of the Northeastern United States; Atlantic Sea Scallop Fishery; Closure of the Mid-Atlantic Scallop Access Area to General Category Individual Fishing Quota Scallop Vessels” (RIN0648-XG690) received in the Office of the President of the Senate on May 1, 2019; to the Committee on Commerce, Science, and Transportation.

EC-1161. A communication from the Acting Director of the Office of Sustainable Fisheries, National Marine Fisheries Service, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled “Fisheries of the Caribbean, Gulf of Mexico, and South Atlantic; Snapper-Grouper Resources of the South Atlantic; 2018-2019 Recreational Fishing Season for Black Sea Bass” (RIN0648-XG056) received in the Office of the President of the Senate on May 1, 2019; to the Committee on Commerce, Science, and Transportation.

EC-1162. A communication from the Acting Director of the Office of Sustainable Fisheries, National Marine Fisheries Service, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled “Takes of Marine Mammals Incidental to Specified Activities; Taking Marine Mammals Incidental to the U.S. Air Force 86 Fighter Weapon Squadron Contacting Long Range Strike Weapons System Evaluation Program at the Pacific Missile Range Facility at Kauai, Hawaii” (RIN0648-BG65) received in the Office of the President of the Senate on May 1, 2019; to the Committee on Commerce, Science, and Transportation.

EC-1163. A communication from the Acting Director of the Office of Sustainable Fisheries, 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 Marine Structure Maintenance and Pile Replacement in Washington” (RIN0648-BH27) received during adjournment of the Senate in the Office of the President of the Senate on April 24, 2019; to the Committee on Commerce, Science, and Transportation.

EC-1164. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled “Part 95 Instrument Flight Rules; Miscellaneous Amendments; Amendment No. 545” ((RIN2120-AA63) (Docket No. 31246)) received during adjournment of the Senate in the Office of the President of the Senate on April 24, 2019; to the Committee on Commerce, Science, and Transportation.

EC-1165. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled “Amendment and Establishment of Multiple Air Traffic Service (ATS) Routes; Western United States” ((RIN2120-AA66) (Docket No. FAA-2018-0232)) received during adjournment of the Senate in the Office of the President

of the Senate on April 24, 2019; to the Committee on Commerce, Science, and Transportation.

EC-1166. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Establishment of Class E Airspace; Coushatta, LA" ((RIN2120-AA66) (Docket No. FAA-2018-0787)) received during adjournment of the Senate in the Office of the President of the Senate on May 3, 2019; to the Committee on Commerce, Science, and Transportation.

EC-1167. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class E Airspace; Connersville and Richmond, IN" ((RIN2120-AA66) (Docket No. FAA-2019-0039)) received during adjournment of the Senate in the Office of the President of the Senate on May 3, 2019; to the Committee on Commerce, Science, and Transportation.

EC-1168. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class E Airspace; Hamilton, OH" ((RIN2120-AA66) (Docket No. FAA-2019-0040)) received during adjournment of the Senate in the Office of the President of the Senate on May 3, 2019; to the Committee on Commerce, Science, and Transportation.

EC-1169. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class D and Class E Airspace; and Revocation of Class E Airspace; Brooksville, FL" ((RIN2120-AA66) (Docket No. FAA-2019-0086)) received during adjournment of the Senate in the Office of the President of the Senate on May 3, 2019; to the Committee on Commerce, Science, and Transportation.

EC-1170. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Standard Instrument Approach Procedures, and Take-off Minimums and Obstacle Departure Procedures; Miscellaneous Amendments; Amendment No. 3843" (RIN2120-AA65) received during adjournment of the Senate in the Office of the President of the Senate on April 24, 2019; to the Committee on Commerce, Science, and Transportation.

EC-1171. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Standard Instrument Approach Procedures, and Take-off Minimums and Obstacle Departure Procedures; Miscellaneous Amendments; Amendment No. 3844" (RIN2120-AA65) received during adjournment of the Senate in the Office of the President of the Senate on April 24, 2019; to the Committee on Commerce, Science, and Transportation.

EC-1172. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Standard Instrument Approach Procedures, and Take-off Minimums and Obstacle Departure Procedures; Miscellaneous Amendments; Amendment No. 3845" (RIN2120-AA65) received during adjournment of the Senate in the Office of the President of the Senate on April 24, 2019; to the Committee on Commerce, Science, and Transportation.

EC-1173. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Standard Instrument Approach Procedures, and Take-off Minimums and Obstacle Departure Procedures; Miscellaneous Amendments; Amendment No. 3846" (RIN2120-AA65) received during adjournment of the Senate in the Office of the President of the Senate on April 24, 2019; to the Committee on Commerce, Science, and Transportation.

EC-1174. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Standard Instrument Approach Procedures, and Take-off Minimums and Obstacle Departure Procedures; Miscellaneous Amendments; Amendment No. 3847" (RIN2120-AA65) received during adjournment of the Senate in the Office of the President of the Senate on April 24, 2019; to the Committee on Commerce, Science, and Transportation.

EC-1175. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Standard Instrument Approach Procedures, and Take-off Minimums and Obstacle Departure Procedures; Miscellaneous Amendments; Amendment No. 3848" (RIN2120-AA65) received during adjournment of the Senate in the Office of the President of the Senate on April 24, 2019; 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-51. A concurrent resolution adopted by the Legislature of the State of Louisiana urging the United States Congress to take such actions as are necessary to review and consider eliminating provisions of federal law which reduce Social Security benefits for those receiving pension benefits from certain federal, state, or local government retirement or pension systems, plans, or funds; to the Committee on Finance.

#### SENATE CONCURRENT RESOLUTION NO. 34

Whereas, the Congress of the United States of America has enacted both the Government Pension Offset (GPO), reducing the spousal and survivor Social Security benefit, and the Windfall Elimination Provision (WEP), reducing the earned Social Security benefit, payable to any person who also receives a public pension benefit earned in public employment not covered by Social Security; and

Whereas, the GPO can negatively affect a retired public employee receiving a federal, state, or local government retirement or pension benefit earned in employment not covered by Social Security who would also be entitled to a Social Security benefit earned by the retiree's spouse; and

Whereas, the GPO formula reduces the spousal or survivor Social Security benefit by two-thirds of the amount of the federal, state, or local government retirement or pension benefit received by the retired public employee, in many cases completely eliminating the Social Security benefit even though the retiree's spouse paid Social Security taxes throughout the marriage; and

Whereas, according to the Congressional Research Service, nearly seven hundred thousand people were affected by the GPO in

December 2017, including more than twenty-six thousand Louisianians; and

Whereas, the WEP applies to those persons who have earned federal, state, or local government retirement or pension benefits in public employment not covered by Social Security, in addition to paying social security taxes while working in employment covered by Social Security; and

Whereas, the WEP reduces the earned Social Security benefit using an averaged indexed monthly earnings formula and may reduce Social Security benefits for affected persons by as much as one-half of the retirement benefit earned as a public servant in employment not covered by Social Security; and

Whereas, the WEP causes hardworking individuals to lose a significant portion of the Social Security benefits that they earned themselves; and

Whereas, according to the Congressional Research Service, more than eight hundred thousand people, or about three percent of all Social Security beneficiaries were affected by the WEP in December 2017; and

Whereas, in certain circumstances both the WEP and the GPO can be applied to a qualifying survivor's benefit, each independently reducing the available benefit and, in combination, eliminating a large portion of the total Social Security benefit available to the survivor; and

Whereas, because of the calculation characteristics of the WEP and the GPO, they have a disproportionately negative effect on employees working in lower-wage government jobs, like teachers, school workers, and state employees; and

Whereas, the number of people affected by the WEP and the GPO is growing as nearly ten thousand baby boomers attain retirement age each day; and

Whereas, individuals drastically affected by the WEP and the GPO may have no choice but to return to work after retirement in order to make ends meet, but the earnings accumulated during reemployment in the public sector may further reduce the Social Security benefits the individual is entitled to; and

Whereas, the WEP and the GPO are established in federal law, and repeal or reduction of the WEP and the GPO can be enacted only by Congress. Therefore, be it

*Resolved*, That the Legislature of Louisiana does hereby memorialize the United States Congress to take such actions as are necessary to review the Government Pension Offset and the Windfall Elimination Provision Social Security benefit reductions and to consider eliminating or reducing them. Be it further

*Resolved*, That a copy of this Resolution shall be transmitted to the secretary of the United States Senate and the clerk of the United States House of Representatives and to each member of the Louisiana delegation to the United States Congress.

POM-52. A concurrent resolution adopted by the Legislative Assembly of the Commonwealth of Puerto Rico requesting the United States Congress to provide the United States citizens residing in Puerto Rico with equal treatment regarding the right to receive Supplemental Security Income (SSI); to the Committee on Finance.

#### HOUSE CONCURRENT RESOLUTION NO. 95

It is well known that on Monday, February 4, the Chief Judge of the United States District Court for the District of Puerto Rico, the Hon. Gustavo Gelpi, dismissed a complaint filed by the Federal Government filed against a U.S. citizen alleging that by moving to Puerto Rico said citizen lost his Supplemental Security Income (SSI) benefit.