

# Daily Digest

## Senate

### Chamber Action

*Routine Proceedings, pages S2657–S2705*

**Measures Introduced:** Twenty-one bills and two resolutions were introduced, as follows: S. 1336–1356, and S. Res. 192–193. **Pages S2687–88**

#### Measures Passed:

**Authorizing testimony and representation:** Senate agreed to S. Res. 192, to authorize testimony and representation in *State of Nevada v. Lacamera*. **Pages S2700–01**

**Kids to Parks Day:** Senate agreed to S. Res. 193, designating May 18, 2019, as “Kids to Parks Day”. **Page S2701**

**Commending the Government of Canada:** Senate agreed to S. Res. 96, commending the Government of Canada for upholding the rule of law and expressing concern over actions by the Government of the People’s Republic of China in response to a request from the United States Government to the Government of Canada for the extradition of a Huawei Technologies Co., Ltd. executive. **Page S2701**

#### Appointments:

**Commission on Security and Cooperation in Europe (Helsinki):** The Chair, on behalf of the Vice President, pursuant to Public Law 94–304, as amended by Public Law 99–7, appointed the following Senators as members of the Commission on Security and Cooperation in Europe (Helsinki) during the 116th Congress: Senators Cardin, Whitehouse, Udall, and Shaheen. **Page S2700**

**Congressional-Executive Commission on the People’s Republic of China:** The Chair, on behalf of the President of the Senate, pursuant to Public Law 106–286, appointed the following Members to serve on the Congressional-Executive Commission on the People’s Republic of China: Senators Feinstein, Merkley, Peters, and King. **Page S2700**

**Bianco Nomination—Agreement:** Senate continued consideration of the nomination of Joseph F. Bianco, of New York, to be United States Circuit Judge for the Second Circuit. **Pages S2660–68, S2688–76**

A unanimous-consent agreement was reached providing for further consideration of the nomination, post-cloture, at approximately 9:30 a.m., on Wednesday, May 8, 2019. **Page S2701**

**Reed Nomination—Cloture:** By 82 yeas to 17 nays (Vote No. EX. 96), Senate agreed to the motion to close further debate on the nomination of Kimberly A. Reed, of West Virginia, to be President of the Export-Import Bank of the United States. **Page S2677**

**Bachus Nomination—Cloture:** By 74 yeas to 24 nays (Vote No. EX. 97), Senate agreed to the motion to close further debate on the nomination of Spencer Bachus III, of Alabama, to be a Member of the Board of Directors of the Export-Import Bank of the United States. **Page S2677**

**Pryor Nomination—Cloture:** Senate resumed consideration of the nomination of Judith DelZoppo Pryor, of Ohio, to be a Member of the Board of Directors of the Export-Import Bank of the United States. **Pages S2678–79**

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

By 79 yeas to 19 nays (Vote No. EX. 98), Senate agreed to the motion to close further debate on the nomination. **Pages S2677–78**

**Bianco, Reed, Bachus, and Pryor Nominations—Agreement:** A unanimous-consent agreement was reached providing that at 10 a.m., on Wednesday, May 8, 2019, Senate vote on confirmation of the nominations of Joseph F. Bianco, Kimberly A. Reed, Spencer Bachus III, and Judith DelZoppo Pryor in the order listed. **Page S2667**

#### Measures Placed on the Calendar:

**Pages S2658–59, S2684**

**Executive Communications:** **Pages S2684–87**

**Additional Cosponsors:** **Pages S2688–90**

**Statements on Introduced Bills/Resolutions:** **Pages S2690–99**

**Additional Statements:** **Pages S2682–84**

**Authorities for Committees to Meet:** **Page S2700**

**Record Votes:** Three record votes were taken today. (Total—98) **Pages S2677, S2677–78**

**Adjournment:** Senate convened at 10 a.m. and adjourned at 6:41 p.m., until 9:30 a.m. on Wednesday, May 8, 2019. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S2701.)

## *Committee Meetings*

*(Committees not listed did not meet)*

### **APPROPRIATIONS: FBI**

*Committee on Appropriations:* Subcommittee on Commerce, Justice, Science, and Related Agencies concluded open and closed hearings to examine proposed budget estimates and justification for fiscal year 2020 for the Federal Bureau of Investigation, after receiving testimony from Christopher Wray, Director, Federal Bureau of Investigation, Department of Justice.

### **APPROPRIATIONS: FCC AND FTC**

*Committee on Appropriations:* Subcommittee on Financial Services and General Government concluded a hearing to examine proposed budget estimates and justification for fiscal year 2020 for the Federal Communications Commission and the Federal Trade Commission, after receiving testimony from Ajit Pai, Chairman, Federal Communications Commission; and Joseph J. Simons, Chairman, Federal Trade Commission.

### **PRIVACY RIGHTS AND DATA COLLECTION**

*Committee on Banking, Housing, and Urban Affairs:* Committee concluded a hearing to examine privacy rights and data collection in a digital economy, after receiving testimony from Peter H. Chase, German Marshall Fund of the United States, Washington, D.C.; Jay Cline, PricewaterhouseCoopers LLP, Minneapolis, Minnesota; and Maciej Ceglowski, Pinboard, Friendship, Maine.

### **AGENCIES EARLY PUBLIC ENGAGEMENT**

*Committee on Homeland Security and Governmental Affairs:* Subcommittee on Regulatory Affairs and Federal Management concluded a hearing to examine agencies early public engagement and retrospective

review, after receiving testimony from Susan E. Dudley, George Washington University Regulatory Studies Center, Washington, D.C.; and Sally Katzen, New York University School of Law, New York, New York.

### **NOMINATIONS**

*Committee on Homeland Security and Governmental Affairs:* Committee concluded a hearing to examine the nominations of Dale Cabaniss, of Virginia, to be Director of the Office of Personnel Management, who was introduced by Senator Boozman, and Michael Eric Wooten, of Virginia, to be Administrator for Federal Procurement Policy, who was introduced by former Representative Tom Davis, after the nominees testified and answered questions in their own behalf.

### **21ST CENTURY CURES ACT**

*Committee on Health, Education, Labor, and Pensions:* Committee concluded a hearing to examine implementing the 21st Century Cures Act, focusing on making electronic health information available to patients and providers, after receiving testimony from Donald Rucker, National Coordinator for Health Information Technology, Office of the National Coordinator for Health IT, and Kate Goodrich, Director, Center for Clinical Standards and Quality, and Chief Medical Officer, Centers for Medicare and Medicaid Services, both of the Department of Health and Human Services.

### **INTELLECTUAL PROPERTY AND THE PRICE OF PRESCRIPTION DRUGS**

*Committee on the Judiciary:* Committee concluded a hearing to examine intellectual property and the price of prescription drugs, focusing on balancing innovation and competition, after receiving testimony from Joshua D. Baker, South Carolina Department of Health and Human Services, Columbia; David E. Mitchell, Patients for Affordable Drugs, and James Stansel, Pharmaceutical Research and Manufacturers of America, both of Washington, D.C.; Michael A. Carrier, Rutgers Law School, Camden, New Jersey; and David S. Olson, Boston College Law School, Newton Centre, Massachusetts.

# House of Representatives

## Chamber Action

**Public Bills and Resolutions Introduced:** 41 public bills, H.R. 2528–2568 and 4 resolutions, H. Res. 355–356 and 358–359 were introduced.

Pages H3473–75

**Additional Cosponsors:**

Pages H3476–78

**Report Filed:** A report was filed today as follows:

H. Res. 357, providing for consideration of the bill (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, and providing for consideration of the bill (H.R. 2157) making supplemental appropriations for the fiscal year ending September 30, 2019, and for other purposes (H. Rept. 116–51).

Pages H3462, H3473

**Speaker:** Read a letter from the Speaker wherein she appointed Representative Gomez to act as Speaker pro tempore for today.

Page H3451

**Recess:** The House recessed at 12:26 p.m. and reconvened at 2 p.m.

Page H3454

**Journal:** The House agreed to the Speaker's approval of the Journal by voice vote.

Pages H3454, H3462

**Recess:** The House recessed at 2:09 p.m. and reconvened at 4 p.m.

Page H3455

**Suspensions:** The House agreed to suspend the rules and pass the following measures:

**Taiwan Assurance Act of 2019:** H.R. 2002, to foster security in Taiwan;

Pages H3455–57

**Reaffirming the United States commitment to Taiwan and to the implementation of the Taiwan Relations Act:** H. Res. 273, reaffirming the United States commitment to Taiwan and to the implementation of the Taiwan Relations Act, by a  $\frac{2}{3}$  yeas-and-nay vote of 414 yeas with none voting "nay", Roll No. 185; and

Pages H3457–58, H3461

**Championing American Business Through Diplomacy Act of 2019:** H.R. 1704, to foster commercial relations with foreign countries and support United States economic and business interests abroad in the conduct of foreign policy, by a  $\frac{2}{3}$  yeas-and-nay vote of 400 yeas to 16 nays, Roll No. 186.

Pages H3459–61, H3461–62

**Recess:** The House recessed at 4:29 p.m. and reconvened at 6:30 p.m.

Page H3461

**Senate Referral:** S. 693 was referred to the Committee on the Judiciary.

Page H3472

**Senate Message:** Message received from the Senate by the Clerk and subsequently presented to the House today appears on page H3455.

**Quorum Calls—Votes:** Two yeas-and-nay votes developed during the proceedings of today and appear on pages H3461 and H3462. There were no quorum calls.

**Adjournment:** The House met at 12 noon and adjourned at 8:46 p.m.

## Committee Meetings

### APPROPRIATIONS—DEPARTMENT OF THE INTERIOR

**Committee on Appropriations:** Subcommittee on Interior, Environment, and Related Agencies held a budget hearing on the Department of the Interior. Testimony was heard from David Bernhardt, Secretary, Department of the Interior.

### SUPPLEMENTAL APPROPRIATIONS ACT, 2019; PROTECTING AMERICANS WITH PREEXISTING CONDITIONS ACT OF 2019

**Committee on Rules:** Full Committee held a hearing on H.R. 2157, the "Supplemental Appropriations Act, 2019"; and H.R. 986, the "Protecting Americans with Preexisting Conditions Act of 2019". The Committee granted, by record vote of 9–4, a rule providing for consideration of H.R. 986, the "Protecting Americans with Preexisting Conditions Act of 2019", and H.R. 2157, the "Supplemental Appropriations Act, 2019". Section 1 of the rule provides for consideration of 986, the "Protecting Americans with Preexisting Conditions Act of 2019", under a structured rule. The rule provides one hour of general debate equally divided and controlled by the chair and ranking minority member of the Committee on Energy and Commerce. The rule waives all points of order against consideration of the bill. The rule provides that the bill shall be considered as read. The rule waives all points of order against provisions in the bill. The rule makes in order only those amendments printed in part A the Rules Committee report accompanying the resolution. Each such amendment may be offered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question. The rule waives all points of order against the amendments printed in

Part A of the report. The rule provides one motion to recommit with or without instructions. Section 2 of the rule provides for consideration of H.R. 2157, the “Supplemental Appropriations Act, 2019”, under a structured rule. The rule provides one hour of general debate equally divided and controlled by the chair and ranking minority member of the Committee on Appropriations. The rule waives all points of order against consideration of the bill. The rule provides that an amendment in the nature of a substitute consisting of the text of Rules Committee Print 116–12, modified by the amendment printed in part B of the Rules Committee report, shall be considered as adopted and the bill, as amended, shall be considered as read. The rule waives all points of order against provisions in the bill, as amended. The rule provides that clause 2(e) of Rule XXI shall not apply during consideration of the bill. The rule makes in order only those further amendments printed in part C of the Rules Committee report. Each such amendment may be offered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question. The rule waives all points of order against the amendments printed in part C of the report. Finally, the rule provides one motion to recommit with or without instructions. Testimony was heard from Chairman Scott of Virginia, and Representatives Pallone, Griffith, King of Iowa, Rodney Davis of Illinois, Dunn, Graves of Louisiana, Radewagen, and Austin Scott of Georgia.

## Joint Meetings

No joint committee meetings were held.

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### COMMITTEE MEETINGS FOR WEDNESDAY, MAY 8, 2019

*(Committee meetings are open unless otherwise indicated)*

#### Senate

*Committee on Appropriations:* Subcommittee on Financial Services and General Government, to hold hearings to examine proposed budget estimates and justification for fiscal year 2020 for the Commodity Futures Trading Commission and the Securities and Exchange Commission, Time to be announced, SD–124.

Subcommittee on Department of Defense, to hold hearings to examine proposed budget estimates and justification for fiscal year 2020 for the Department of Defense, 10 a.m., S–128, Capitol.

*Committee on Armed Services:* Subcommittee on Strategic Forces, to hold hearings to examine the Department of Energy’s atomic defense activities and programs in review of the Defense Authorization Request for fiscal year 2020, 2:30 p.m., SR–222.

*Committee on Commerce, Science, and Transportation:* to hold hearings to examine new entrants in the national airspace, focusing on policy, technology, and security issues for Congress, 9:30 a.m., SD–G50.

*Committee on Environment and Public Works:* to hold an oversight hearing to examine the U.S. Army Corps of Engineers’ Civil Works program, 10 a.m., SD–406.

*Committee on Finance:* to hold hearings to examine Medicare physician payment reform after two years, focusing on Medicare Access and CHIP Reauthorization Act implementation and the road ahead, 10:15 a.m., SD–215.

*Committee on Foreign Relations:* to hold hearings to examine the President’s proposed budget request for fiscal year 2020 for the United States Agency for International Development, 10 a.m., SD–419.

*Committee on Indian Affairs:* to hold hearings to examine the President’s proposed budget request for fiscal year 2020 for Indian programs, 2:30 p.m., SD–628.

*Committee on Judiciary:* Subcommittee on Border Security and Immigration, to hold hearings to examine the humanitarian and security crisis at our southern border, 2:30 p.m., SD–226.

*Special Committee on Aging:* to hold hearings to examine the Older Americans Act, focusing on protecting and supporting seniors as they age, 2:30 p.m., SD–562.

#### House

*Committee on Appropriations,* Full Committee, markup on the Report on the Suballocation of Budget Allocations for FY 2020; and the Departments of Labor, Health and Human Services, Education, and Related Agencies Appropriations Bill, FY 2020, 10:30 a.m., 2359 Rayburn.

*Committee on Armed Services,* Subcommittee on Strategic Forces, hearing entitled “FY20 Priorities for Missile Defense and Missile Defeat Programs”, 2 p.m., 2118 Rayburn.

*Committee on Education and Labor,* Full Committee, markup on H.R. 2480, the “Stronger Child Abuse Prevention and Treatment Act”, 10:15 a.m., 2175 Rayburn.

Subcommittee on Health, Employment, Labor, and Pensions, hearing entitled “The Protecting the Right to Organize Act: Deterring Unfair Labor Practices”, 2 p.m., 2175 Rayburn.

*Committee on Energy and Commerce,* Subcommittee on Environment and Climate Change, hearing entitled “Ban Asbestos Now: Taking Action to Save Lives and Livelihoods”, 10 a.m., 2322 Rayburn.

Subcommittee on Consumer Protection and Commerce, hearing entitled “Oversight of the Federal Trade Commission: Strengthening Protections for Americans’ Privacy and Data Security”, 10:30 a.m., 2123 Rayburn.

*Committee on Financial Services,* Subcommittee on Housing, Community Development and Insurance, hearing entitled “A Review of the State of and Barriers to Minority Homeownership”, 10 a.m., 2128 Rayburn.

Full Committee, 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. 2513, the “Corporate Transparency Act of 2019”; 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; legislation on the Insider Trading Prohibition Act of 2019; legislation on the Task Force on Financial Technology Resolution of 2019; and legislation on Task Force on Artificial Intelligence Resolution of 2019, 2 p.m., 2128 Rayburn.

*Committee on Foreign Affairs*, Full Committee, hearing entitled “Smart Competition: Adapting U.S. Strategy Toward China at 40 Years”, 10 a.m., 2172 Rayburn.

Subcommittee on the Middle East, North Africa, and International Terrorism, hearing entitled “Opportunities and Challenges in U.S. Relations with the Gulf States”, 1:30 p.m., 2172 Rayburn.

Subcommittee on Asia, the Pacific, and Nonproliferation, hearing entitled “China’s Growing Influence in Asia and the United States”, 2 p.m., 2200 Rayburn.

*Committee on Homeland Security*, Full Committee, hearing entitled “Confronting the Rise of Domestic Terrorism in the Homeland”, 10 a.m., 310 Cannon.

*Committee on House Administration*, Full Committee, hearing entitled “Election Security”, 2 p.m., 1310 Longworth.

*Committee on the Judiciary*, Full Committee, markup on Committee Report for Resolution Recommending that the House of Representatives Find William P. Barr, Attorney General, U.S. Department of Justice, in Contempt of Congress for Refusal to Comply with a Subpoena Duly Issued by the Committee on the Judiciary, 10 a.m., 2141 Rayburn.

*Committee on Natural Resources*, Subcommittee on Water, Oceans, and Wildlife, hearing on H.R. 417, to amend title 18, United States Code, to establish measures to combat invasive lionfish, and for other purposes; H.R. 1023, the “Great Lakes Fishery Research Authorization Act of 2019”; H.R. 1218, the “American Fisheries Advisory Committee Act”; H.R. 1240, the “Young Fishermen’s Development Act of 2019”; H.R. 1314, the “Integrated Coastal and Ocean Observation System Act Amendments of 2019”; H.R. 1979, the “Driftnet Modernization and Bycatch Reduction Act”; H.R. 2189, the “Digital Coast Act”; H.R. 2405, the “National Sea Grant College Program Amendments Act of 2019”; H.R. 2406, the “National Oceanic and Atmospheric Administration Commissioned Officer Corps Amendments Act of 2019”, 10 a.m., 1324 Longworth.

*Committee on Oversight and Reform*, Full Committee, markup on H.R. 391, the “White House Ethics Transparency Act”; H.R. 2003, the “Ensuring Federal Employees Health Benefits Program (FEHBP) Coverage During Shutdowns Act”; H.R. 2004, the “Ensuring Federal Employees Dental/Vision Program (FEDVIP) and Federal Long Term Care Insurance Program (FLTCIP) Coverage During Shutdowns Act”; and a postal naming measure, 10 a.m., 2154 Rayburn.

Subcommittee on National Security, hearing entitled “Veteran and Active-Duty Military Suicides”, 2 p.m., 2154 Rayburn.

*Committee on Science, Space, and Technology*, Subcommittee on Research and Technology, hearing entitled “A Review of the National Science Foundation FY 2020 Budget Request”, 10 a.m., 2318 Rayburn.

Subcommittee on Space and Aeronautics, hearing entitled “Keeping Our Sights on Mars: A Review of NASA’s Deep Space Exploration Programs and Lunar Proposal”, 2 p.m., 2318 Rayburn.

*Committee on Small Business*, Full Committee, hearing entitled “Honoring the Nation’s Small Business Heroes”, 10 a.m., 2360 Rayburn.

*Committee on Transportation and Infrastructure*, Full Committee, markup on H.R. 2440, the “Full Utilization of the Harbor Maintenance Trust Fund Act”; H.R. 1984, the “DISASTER Act”; H.R. 2502, the “Transparency in Federal Buildings Projects Act of 2019”; and General Services Administration Capital Investment and Leasing Program Resolutions, 10 a.m., 2167 Rayburn.

Subcommittee on Coast Guard and Maritime Transportation, hearing entitled “The Cost of Doing Nothing: Maritime Infrastructure Vulnerabilities in an Emerging Arctic”, 2 p.m., 2167 Rayburn.

*Committee on Veterans’ Affairs*, Full Committee, markup on H.R. 299, the “Blue Water Navy Vietnam Veterans Act of 2019”; H.R. 712, the “VA Medicinal Cannabis Research Act of 2019”; H.R. 2191, the “Veterans Cannabis Use for Safe Healing Act”; H.R. 2385, to permit the Secretary of Veterans Affairs to establish a grant program to conduct cemetery research and produce educational materials for the Veterans Legacy Program; H.R. 1988, the “Protect Affordable Mortgages for Veterans Act”; H.R. 2372, the “Veterans’ Care Quality Transparency Act”; H.R. 2340, the “FIGHT Veteran Suicides Act”; H.R. 2359, the “Whole Veteran Act”; H.R. 2333, the “Support for Suicide Prevention Coordinators Act”; H.R. 1126, the “Honoring Veterans Families Act”; H.R. 2045, the “VET OPP Act”; H.R. 1200, the “Veterans’ Compensation Cost-of-Living Adjustment Act”; H.R. 1199, the “VA Website Accessibility Act”; H.R. 95, the “Homeless Veteran Families Act”; H.R. 2109, the “BRAVE Act”; H.R. 2196, to amend title 38, United States Code, to reduce the credit hour requirement for the Edith Nourse Rogers STEM Scholarship program of the Department of Veterans Affairs; H.R. 2326, the “Navy SEAL Chief Petty Officer William Bill Mulder (Ret.) Transition Improvement Act of 2019”; H.R. 2398, the “Veteran House Act”; H.R. 2399, the “Home for Our Heroes Act of 2019”; H.R. 1812, the “Vet Center Eligibility Expansion Act”; H.R. 1947, to exempt transfers of funds from Federal agencies to the Department of Veterans Affairs for nonprofit corporations established under subchapter IV of chapter 73 of such title from certain provisions of the Economy Act, 10 a.m., 1334 Longworth.

*Committee on Ways and Means*, Full Committee, hearing entitled “Paid Family and Medical Leave: Helping Workers and Employers Succeed”, 10 a.m., 1100 Longworth.

*Permanent Select Committee on Intelligence*, Full Committee, hearing entitled “Fiscal Year 2020 National Security Program Budget Request”, 9:30 a.m., HVC-304. This hearing is closed.

*Next Meeting of the SENATE*

9:30 a.m., Wednesday, May 8

*Next Meeting of the HOUSE OF REPRESENTATIVES*

10 a.m., Wednesday, May 8

## Senate Chamber

**Program for Wednesday:** Senate will continue consideration of the nomination of Joseph F. Bianco, of New York, to be United States Circuit Judge for the Second Circuit, post-cloture, and vote on confirmation of the nomination at 10:00 a.m.

Following disposition of the Bianco nomination, Senate will vote on confirmation of the nominations of Kimberly A. Reed, of West Virginia, to be President of the Export-Import Bank of the United States, Spencer Bachus III, of Alabama, to be a Member of the Board of Directors of the Export-Import Bank of the United States, and Judith DelZoppo Pryor, of Ohio, to be a Member of the Board of Directors of the Export-Import Bank of the United States in the order listed.

Following disposition of the Pryor nomination, Senate will vote on the motion to invoke cloture on the nomination of Janet Dhillon, of Pennsylvania, to be a Member of the Equal Employment Opportunity Commission.

## House Chamber

**Program for Wednesday:** Consideration of measures under suspension of the Rules.

## Extensions of Remarks, as inserted in this issue

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