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House of Representatives

The House met at 9 a.m. and was called to order by the Speaker.

PRAYER

The Chaplain, the Reverend Patrick J. Conroy, offered the following prayer:

Merciful God, we give You thanks for giving us another day.

Bless the Members of the people's House as they work toward the difficult and complicated task of funding our government in a fair and equitable manner, amid the other pressing matters being considered at this time.

May they negotiate with one another in good faith and trust in a shared love for our Nation.

We pray that all that is done be for Your greater honor and glory.

Amen.

THE JOURNAL

The SPEAKER. Pursuant to section 7(a) of House Resolution 758, the Journal of the last day's proceedings is approved.

PLEDGE OF ALLEGIANCE

The SPEAKER. Will the gentleman from New York (Mr. MORELLE) come forward and lead the House in the Pledge of Allegiance.

Mr. MORELLE led the Pledge of Allegiance as follows:

I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one nation under God, indivisible, with liberty and justice for all.

PROVIDING FOR CONSIDERATION OF SENATE AMENDMENT TO H.R. 1158, DHS CYBER INCIDENT RESPONSE TEAMS ACT OF 2019; PROVIDING FOR CONSIDERATION OF SENATE AMENDMENT TO H.R. 1865, NATIONAL LAW ENFORCEMENT MUSEUM COMMEMORATIVE COIN ACT; AND PROVIDING FOR ADOPTION OF H. RES. 761, PERMITTING INDIVIDUALS TO BE ADMITTED TO THE HALL OF THE HOUSE IN ORDER TO OBTAIN FOOTAGE OF THE HOUSE IN SESSION FOR INCLUSION IN THE ORIENTATION FILM TO BE SHOWN TO VISITORS AT THE CAPITOL VISITOR CENTER

Mr. MORELLE. Mr. Speaker, by direction of the Committee on Rules, I call up House Resolution 765 and ask for its immediate consideration.

The Clerk read the resolution, as follows:

H. RES. 765

Resolved, That upon adoption of this resolution it shall be in order to take from the Speaker's table the bill (H.R. 1158) to authorize cyber incident response teams at the Department of Homeland Security, and for other purposes, with the Senate amendment thereto, and to consider in the House, without intervention of any point of order, a motion offered by the chair of the Committee on Appropriations or her designee that the House concur in the Senate amendment with an amendment consisting of the text of Rules Committee Print 116-43. The Senate amendment and the motion shall be considered as read. The motion shall be debatable for one hour equally divided and controlled by the chair and ranking minority member of the Committee on Appropriations. The previous question shall be considered as ordered on the motion to its adoption without intervening motion.

SEC. 2. Upon adoption of this resolution it shall be in order to take from the Speaker's table the bill (H.R. 1865) to require the Secretary of the Treasury to mint a coin in commemoration of the opening of the National Law Enforcement Museum in the District of Columbia, and for other purposes, with the Senate amendment thereto, and to

consider in the House, without intervention of any point of order, a motion offered by the chair of the Committee on Appropriations or her designee that the House concur in the Senate amendment with an amendment consisting of the text of Rules Committee Print 116-44 modified by the amendment printed in the report of the Committee on Rules accompanying this resolution. The Senate amendment and the motion shall be considered as read. The motion shall be debatable for one hour equally divided and controlled by the chair and ranking minority member of the Committee on Appropriations. The previous question shall be considered as ordered on the motion to its adoption without intervening motion or demand for division of the question.

SEC. 3. The chair of the Committee on Appropriations may insert in the Congressional Record not later than December 17, 2019, such material as she may deem explanatory of the Senate amendments and the motions specified in the first two sections of this resolution.

SEC. 4. House Resolution 761 is hereby adopted.

The SPEAKER pro tempore (Mr. CUELLAR). The gentleman from New York is recognized for 1 hour.

Mr. MORELLE. Mr. Speaker, for the purpose of debate only, I yield the customary 30 minutes to the gentleman from Oklahoma (Mr. COLE), pending which I yield myself such time as I may consume. During consideration of this resolution, all time yielded is for the purpose of debate only.

Mr. Speaker, I would just take a moment, if I may, to thank the gentleman from Oklahoma, the distinguished Mr. COLE. When I came to Washington, I hoped to meet people who were professional, thoughtful, dedicated, not only to this institution but to this country, and I am grateful for his leadership and for his friendship.

GENERAL LEAVE

Mr. MORELLE. Mr. Speaker, I ask unanimous consent that all Members be given 5 legislative days to revise and extend their remarks.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from New York?

☐ This symbol represents the time of day during the House proceedings, e.g., ☐ 1407 is 2:07 p.m.

Matter set in this typeface indicates words inserted or appended, rather than spoken, by a Member of the House on the floor.



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H10309

There was no objection.

Mr. MORELLE. Mr. Speaker, on Monday the Rules Committee met and reported a rule, House Resolution 765, providing for consideration of the Senate amendment to H.R. 1158, and the Senate amendment to H.R. 1865, which will fund the Federal Government through the fiscal year 2020.

For each measure, the rule provides for 1 hour of debate equally divided and controlled by the chair and ranking member of the Committee on Appropriations. The rule also self-executes a manager's amendment from Chairwoman LOWEY to H.R. 1865.

The rule provides the chair of the Appropriations Committee with the authority to insert into the CONGRESSIONAL RECORD such material as she may deem explanatory of both Senate amendments not later than December 17, 2019.

Lastly, the rule adopts H. Res. 761, a bipartisan resolution that permits individuals to be admitted to the Hall of the House in order to obtain footage of the House in session for inclusion in the orientation film to be shown to visitors at the Capitol Visitor Center.

Mr. Speaker, these two spending bills provide funding for the entirety of government operations through the remainder of fiscal year 2020.

I am proud that Members of Congress from across the Nation have come together to reach this bipartisan consensus, even in areas where we disagree.

This deal provides certainty for millions of American families and businesses that are all fearful of a government shutdown. It also represents a tremendous investment in working families, our economy, and our national security.

These bills provide protections for our representative democracy with \$425 million in support for election security to the various States and \$7.6 billion for the approaching 2020 census.

These appropriations also invest in our children's future, with record funding for Head Start and Child Care & Development Block Grants, as well as strong investments in nutrition assistance for children and those in need.

We are also investing billions of dollars in renewable energy alternatives, environmental protection, and conservation to work toward a healthier planet for our children and our grandchildren.

We are providing a record level of investment in the health of every American, including more than \$41 billion for the National Institutes of Health.

And, for the first time in more than 20 years, we have provided research funding to address a major threat to public health: the gun violence epidemic. This package includes \$25 million for our public health experts at the Centers for Disease Control and the National Institutes of Health for firearm injury and mortality prevention research.

It also provides \$1.5 billion in investment in State-level response to the opioid epidemic.

These measures fund community health centers through May 22 of next year, ensuring they can continue their vital work across the Nation while Congress works toward a long-term extension.

In addition to all this, these bills also include bipartisan measures to provide additional mental health services, low-income home energy assistance, increase the age to buy tobacco to 21 nationwide, increase competition in the prescription drug market, and more.

As the representative for Rochester, New York, I am grateful for Congress' ongoing, strong bipartisan support of \$565 million for the Inertial Confinement Fusion program, including at least \$80 million for the University of Rochester's Laboratory for Laser Energetics, or LLE, which is located in my district.

This funding will allow the LLE to continue to cement its place as a world-class institution and leader in cutting-edge scientific research.

Mr. Speaker, with these successes in mind, I am proud to speak in support of this legislation, and I urge all of my colleagues to join me in supporting its passage.

Mr. Speaker, I reserve the balance of my time.

Mr. COLE. Mr. Speaker, I want to thank the gentleman from New York (Mr. MORELLE) for yielding me the customary 30 minutes. I also want to thank him for his very generous remarks. The fact that he was noted for his civility in New York, that is one of the reasons he was a leader there, and it is one of the reasons he is becoming a leader here.

□ 0915

Mr. Speaker, I yield myself such time as I may consume.

Mr. Speaker, we are here at the beginning of what is likely to be a very eventful week. We are considering two items today as part of this rule, both of which are bipartisan, full-year appropriations bills.

Today's bipartisan appropriations packages are the culmination of many months of hard work by both parties and in both Chambers. Though this was a long road, I am pleased that the negotiations were ultimately successful. I have often said that funding the government and keeping it open is one of the most fundamental duties as Members of Congress that we have.

Together, both packages cover full-year funding for all 12 appropriations bills. This is significant. By advancing full-year appropriations, that means we are not relying on another short-term continuing resolution. While funding with the CR is certainly better than shutting down the government, doing so also abdicates Congress' ability to adjust spending and policies to reflect the country's changing needs and priorities.

It is important to remember that, at the end of July of this year, Congress passed and President Trump signed

into law the Bipartisan Budget Act of 2019, which set budgetary levels for fiscal years 2020 and 2021. This bipartisan and bicameral compromise was the result of a good faith negotiation between the President and the congressional leadership of Speaker PELOSI, Majority Leader MCCONNELL in the Senate, Minority Leader KEVIN MCCARTHY in the House, and Minority Leader Senator SCHUMER in the Senate.

That compromise achieved many wins for the American people, including a significant and desperately needed increase to support and rebuild our national defense.

Though the budget agreement was enacted, the authorized spending could not be realized without full-year appropriations. Fortunately, that is exactly what we have here today. I want to highlight a few key provisions, Mr. Speaker.

The bills fulfill the top-line spending numbers Congress agreed to in the budget deal earlier this year.

H.R. 1158 provides an increase of \$19.5 billion for our armed services over fiscal year 2019, which will allow us to continue rebuilding America's military. The additional funds will enable us to remedy our readiness crisis, allow our servicemembers to secure the valuable training time they need, and give those same brave servicemembers the largest pay raise they have had in a decade.

On the domestic side, the appropriations package boosts the funding for the National Institutes of Health by \$2.6 billion. This is the fifth straight year of sustained increases for the NIH. The increased funding places the United States as the unquestioned global leader in biomedical research, which will lead to continued efforts to cure diseases like Alzheimer's and cancer.

The bill also includes a significant increase for the Centers for Disease Control and Prevention, America's frontline defense against pandemics, HIV/AIDS, Ebola, and other deadly diseases.

The bill includes substantial increases for various federally funded education programs like IDEA, title I, Impact Aid, and early childhood education. There is also a significant increase in funding for Head Start.

Close to my heart are TRIO and GEAR UP, two programs that help disadvantaged students, low-income students, or first-generation college students to succeed. These programs will receive a \$35 million increase over fiscal year 2019, ensuring that still more students are able to achieve academic excellence.

We are also increasing spending for career and technical education by an additional \$20 million.

Perhaps most critically for rural areas, we are providing a robust increase for a medical student education program to ensure we are training more primary healthcare providers who want to work in rural areas.

The bill also includes critical tax extender provisions that have either lapsed or are due to be reauthorized at the end of the year. This important end-of-the-year package ensures that these important provisions will be maintained in law, provisions like the Indian lands tax credit and the Indian employment tax credit, which are both of critical importance in my district. Typical tax credits provided to individuals who have been affected by disasters will also be extended under this legislation.

I am also pleased that three additional provisions of ObamaCare are permanently repealed in these appropriations bills: the so-called Cadillac tax, the medical device tax, and the health insurance tax. These provisions served two insidious purposes, driving up the cost of healthcare and forcing people to give up good healthcare plans that they enjoyed. I am thankful that my friends in the majority finally recognize this and included these overwhelmingly bipartisan solutions in the legislation before us today.

Finally, the bill maintains important pro-life protections that have been in previous appropriations bills. The so-called Hyde and Weldon amendments remain intact. Maintaining these protections are important to securing bipartisan support for these bills.

Though there is a lot to like in these bills, Mr. Speaker, there are also some things I would change if it were solely up to me. I don't think any of us here, Republican or Democrat, would view either of these bills to be perfect. But what we have achieved here is a bipartisan compromise.

I think all of us in this Chamber can be proud of the work we have accomplished here, especially in times of divided government and in an ever more polarized political environment. Finding compromise across party lines and between Chambers of Congress and the administration is no small feat. That we have done so here today is a testament to the House of Representatives and a reminder that the things that unite us are more powerful than those that divide us.

Mr. Speaker, I reserve the balance of my time.

Mr. MORELLE. Mr. Speaker, there is a saying in Albany when things go on for a while that everything has been said but not by everybody. Apparently, maybe everything has been said, and apparently, everybody doesn't feel the need to weigh in.

Mr. Speaker, I am prepared to close, and I reserve the balance of my time.

Mr. COLE. Mr. Speaker, I yield 2 minutes to the gentleman from Texas (Mr. ROY), my friend.

Mr. ROY. Mr. Speaker, I thank the gentleman from Oklahoma and the gentleman from New York for yielding time, and I respect the amount of work they have put into this legislation.

Mr. Speaker, I rise, without surprise to anyone in this room, in opposition to the legislation.

I keep hearing this phrase: "this bill provides." I keep hearing my colleagues saying this. But this bill doesn't provide anything. The American people provide. This bill borrows, and it borrows at a time when we can't afford to borrow more.

Our Nation is \$23 trillion in debt, now racking up more than \$100 million of debt per hour.

We haven't figured it all out yet, but it appears this bill spends \$50 billion more than 2019 spending levels. Don't worry, everybody will go back home and campaign on a balanced budget amendment that has no prayer of passage.

This bill is filled with massive policy changes that we should debate and vote on individually.

It has a bailout for Big Insurance cloaked as tax relief.

It embraces the very partial ObamaCare repeal that Republicans have argued props up ObamaCare, yet they now embrace.

The bill changes the tobacco age nationwide, turning federalism on its head, with nary a whimper from Republicans who like to talk about the 10th Amendment in speeches back home.

The bill extends the big giveaway to huge corporations like Boeing in the form of Ex-Im for 7 years.

The bill funds bureaucrats who wish to target your Second Amendment rights.

It funds abortion through ObamaCare plans.

The biggest problem is, we haven't read the bill.

Days like today, everyone declares bipartisanship. But in this version of bipartisanship, it is the bipartisan smell of Christmas jet fumes and everyone's desire to get home fueling the worst kind of bipartisanship, the kind that says: "To heck with it, keep spending money we don't have and leave it to our kids and grandkids to clean up."

No one has read the bill. It is a massive, unreadable, 2,313-page bill filled with government-expanded goodies and spending, and it was dropped on us yesterday afternoon at 4:30 p.m. My staff got their first look at 4:30.

The bill is a blatant violation of the House's 72-hour rule, a pretty weak rule requiring that we have at least 72 hours to review legislation—everyone back home is saying, "Are you kidding me?"—in this case, 2,300 pages.

The SPEAKER pro tempore. The time of the gentleman has expired.

Mr. COLE. Mr. Speaker, I yield an additional 30 seconds to the gentleman from Texas.

Mr. ROY. Seventy-five years ago this week, American forces were under siege from 200,000 German soldiers, over 1,000 panzers, as Hitler mounted a counteroffensive in the middle of the freezing-cold winter at Christmas. Our boys, no doubt, wanted to get home.

Yet, this Congress surrenders. It surrenders to the swamp, mortgaging the

future, the very future those men fought for.

The President, last spring, about a massive omnibus, said: "I will never sign another bill like this again. I'm not going to do it again. Nobody read it. It's only hours old. Some people don't even know what is in it." It was \$1.3 trillion, the second largest ever.

Mr. President, I look forward to your veto.

Mr. MORELLE. Mr. Speaker, I continue to reserve the balance of my time.

Mr. COLE. Mr. Speaker, since my friend is prepared to close, I yield myself the balance of my time.

Mr. Speaker, the first thing is, I want to serve notice that, if we defeat the previous question, I will offer an amendment to the rule to immediately bring up the bipartisan bill H.R. 1869, the Restoring Investment in Improvements Act.

With 288 cosponsors, H.R. 1869 would ensure that any improvement to the inside of a commercial building would be treated in the same way that they have historically been treated. That puts capital back in the pockets of job creators, which can be used to expand facilities, create new opportunities, and hire more workers.

H.R. 1869 is a bipartisan solution to a real problem facing American businesses. Passage will immediately boost job growth in communities across the country by reviving investment in communities that have been sitting on the sideline. If we defeat the previous question, we can pass this bill and send it on to the Senate today.

Mr. Speaker, I ask unanimous consent to insert the text of my amendment in the RECORD, along with extraneous material, immediately prior to the vote on the previous question.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Oklahoma?

There was no objection.

Mr. COLE. Mr. Speaker, while I oppose the rule, I urge support for the two appropriations measures we are considering today.

Frankly, to be fair, there are many concerns that my friend, Mr. ROY from Texas, expressed that I agree with, but this is the product of real compromise. Frankly, in that compromise, each side actually reduced its spending.

The spending in this bill for defense, while it is a robust \$19 billion increase, is \$10 billion less than the President asked for in his original budget. That was the compromise on his side. The spending on the Labor-H bill, while certainly an increase, is \$11 billion less than my friends introduced in the original House bill. So there are a lot of give-and-takes in this.

Frankly, as an appropriator, I would not be unhappy to see major provisions like the repeal of ACA taxes and tax extenders brought under their own legislation here. That would be better. But repealing those tax increases and extending those tax extenders are real

victories for the American people and prevent massive tax increases that, frankly, bipartisan majorities have opposed in this House from the very beginning.

The flaw in the ACA bill was funding it with things that even my friends on their side did not support and have not supported. They are not for the medical device tax. They are not for taxing people's insurance plans. They are certainly not for the taxes on so-called Cadillac healthcare plans, which are nothing more than good healthcare plans that American people and workers have bargained for.

So I consider these, however imperfectly achieved, real victories for the American people, real bipartisan compromises.

□ 0930

The most important part of this bill is actually the underlying appropriations process, and there we achieved what we failed to achieve last year, as regular governance working for most of the fiscal year: no government shutdown, thoughtful increases, and, frankly, reductions in places that, on a bipartisan basis, we were able to agree.

Mr. Speaker, I urge support for the two appropriations measures we are considering today. The two bills will fully fund the government for fiscal year 2020 and represent a truly bipartisan and bicameral compromise.

I want to applaud all of the Members for the work they have accomplished on these bills which show what we can do when we set our partisan differences aside and truly focus on governing our great Nation together. We will ensure that the government remains open and operating for our constituents and will ensure that the government resources are going where they are needed.

Mr. Speaker, I urge my colleagues, obviously, to vote "no" on the previous question and "no" on the rule, but I urge strong and enthusiastic support for the underlying legislation, which I think achieves many victories for the American people and does so to the credit of both parties.

Mr. Speaker, I yield back the balance of my time.

Mr. MORELLE. Mr. Speaker, I yield myself such time as I may consume.

Mr. Speaker, my friend, the late, great Governor of New York, Mario Cuomo, once said, "We campaign in poetry and govern in prose," and I think he foresaw days like today when we come together in the spirit of compromise to accomplish great things for our communities and for the country.

I want to thank my colleagues for their support and Mr. COLE's support of both Consolidated Appropriations Acts, and I especially thank Chairwoman LOWEY, Ranking Member GRANGER, and all of the Members on the Appropriations Committee, including the distinguished gentleman from Oklahoma, for their tireless work in reaching this bipartisan compromise.

Mr. Speaker, I urge a "yes" vote on the rule and a "yes" vote on the previous question.

The material previously referred to by Mr. COLE is as follows:

AMENDMENT TO HOUSE RESOLUTION 765

At the end of the resolution, add the following:

SEC. 5. Immediately upon adoption of this resolution, the House shall proceed to consideration in the House of the bill (H.R. 1869) to amend the Internal Revenue Code of 1986 to restore incentives for investments in qualified improvement property. All points of order against consideration of the bill are waived. The bill shall be considered as read. All points of order against provisions in the bill are waived. The previous question shall be considered as ordered on the bill and on any amendment thereto to final passage without intervening motion except: (1) one hour of debate equally divided and controlled by the chair and the ranking minority member of the Committee on Ways and Means; and (2) one motion to recommit.

SEC. 6. Clause 1(c) of rule XIX shall not apply to the consideration of H.R. 1869.

Mr. MORELLE. Mr. Speaker, I yield back the balance of my time, and I move the previous question on the resolution.

The SPEAKER pro tempore. The question is on ordering the previous question.

The question was taken; and the Speaker pro tempore announced that the ayes appeared to have it.

Mr. COLE. Mr. Speaker, on that I demand the yeas and nays.

The yeas and nays were ordered.

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX, further proceedings on this question will be postponed.

RECESS

The SPEAKER pro tempore. Pursuant to clause 12(a) of rule I, the Chair declares the House in recess subject to the call of the Chair.

Accordingly (at 9 o'clock and 31 minutes a.m.), the House stood in recess.

□ 1000

AFTER RECESS

The recess having expired, the House was called to order by the Speaker pro tempore (Mr. CUELLAR) at 10 a.m.

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore. Proceedings will resume on questions previously postponed. Votes will be taken in the following order:

Ordering the previous question on House Resolution 765;

Adoption of House Resolution 765, if ordered; and

The motions to suspend the rules and pass:

H.R. 4183;

H.R. 3530; and

H.R. 722.

The first electronic vote will be conducted as a 15-minute vote. Pursuant to clause 9 of rule XX, remaining electronic votes will be conducted as 5-minute votes.

PROVIDING FOR CONSIDERATION OF SENATE AMENDMENT TO H.R. 1158, DHS CYBER INCIDENT RESPONSE TEAMS ACT OF 2019; PROVIDING FOR CONSIDERATION OF SENATE AMENDMENT TO H.R. 1865, NATIONAL LAW ENFORCEMENT MUSEUM COMMEMORATIVE COIN ACT; AND PROVIDING FOR ADOPTION OF H.RES. 761, PERMITTING INDIVIDUALS TO BE ADMITTED TO THE HALL OF THE HOUSE IN ORDER TO OBTAIN FOOTAGE OF THE HOUSE IN SESSION FOR INCLUSION IN THE ORIENTATION FILM TO BE SHOWN TO VISITORS AT THE CAPITOL VISITOR CENTER

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX, the unfinished business is the vote on ordering the previous question on the resolution (H. Res. 765) providing for consideration of the Senate amendment to the bill (H.R. 1158) to authorize cyber incident response teams at the Department of Homeland Security, and for other purposes; providing for consideration of the Senate amendment to the bill (H.R. 1865) to require the Secretary of the Treasury to mint a coin in commemoration of the opening of the National Law Enforcement Museum in the District of Columbia, and for other purposes; and providing for the adoption of the resolution (H. Res. 761) permitting individuals to be admitted to the Hall of the House in order to obtain footage of the House in session for inclusion in the orientation film to be shown to visitors at the Capitol Visitor Center, on which the yeas and nays were ordered.

The Clerk read the title of the resolution.

The SPEAKER pro tempore. The question is on ordering the previous question.

The vote was taken by electronic device, and there were—yeas 220, nays 192, not voting 18, as follows:

[Roll No. 683]

YEAS—220

Adams	Cisneros	Doggett
Aguilar	Clark (MA)	Doyle, Michael
Allred	Clarke (NY)	F.
Axne	Cleaver	Engel
Barragán	Clyburn	Escobar
Bass	Cohen	Eshoo
Beatty	Connolly	Espallat
Bera	Cooper	Evans
Beyer	Correa	Finkenauer
Bishop (GA)	Costa	Fletcher
Blumenauer	Courtney	Foster
Blunt Rochester	Cox (CA)	Frankel
Bonamici	Craig	Fudge
Boyle, Brendan	Crist	Gallego
F.	Crow	Garamendi
Brindisi	Cuellar	Garcia (IL)
Brown (MD)	Cunningham	Garcia (TX)
Brownley (CA)	Davids (KS)	Golden
Bustos	Davis (CA)	Gomez
Butterfield	Davis, Danny K.	Gonzalez (TX)
Carbajal	Dean	Gottheimer
Cárdenas	DeFazio	Green, Al (TX)
Carson (IN)	DeGette	Grijalva
Cartwright	DeLauro	Haaland
Case	DelBene	Harder (CA)
Casten (IL)	Delgado	Hastings
Castor (FL)	Demings	Hayes
Castro (TX)	DeSaulnier	Heck
Chu, Judy	Deutch	Higgins (NY)
Cicilline	Dingell	Himes