

# Daily Digest

## Senate

### *Chamber Action*

#### *Routine Proceedings, pages S201–S253*

**Measures Introduced:** Seven bills and five resolutions were introduced, as follows: S. 3194–3200, S. Res. 470–473, and S. Con. Res. 34. Page S245

#### **Measures Reported:**

Special Report entitled “Further Revised Allocation to Subcommittees of Budget Totals for Fiscal Year 2020”. (S. Rept. No. 116–207)

Report to accompany S. 1739, to enable projects that will aid in the development and delivery of related instruction associated with apprenticeship and preapprenticeship programs that are focused on serving the skilled technical workforce at the National Laboratories and certain facilities of the National Nuclear Security Administration. (S. Rept. No. 116–205)

S. 227, to direct the Attorney General to review, revise, and develop law enforcement and justice protocols appropriate to address missing and murdered Indians, with an amendment in the nature of a substitute. (S. Rept. No. 116–206)

H.R. 5430, to implement the Agreement between the United States of America, the United Mexican States, and Canada attached as an Annex to the Protocol Replacing the North American Free Trade Agreement.

S. 2971, to amend and reauthorize the Child Abuse Prevention and Treatment Act, with an amendment in the nature of a substitute. Page S244

#### **Measures Passed:**

*Authorizing the Taking of a Photograph in the Senate Chamber:* Senate agreed to S. Res. 471, authorizing the taking of a photograph in the Chamber of the United States Senate. Page S235

*United States-Mexico Economic Partnership Act:* Senate passed H.R. 133, to promote economic partnership and cooperation between the United States and Mexico, after agreeing to the committee amendment in the nature of a substitute. Pages S250–51

*South Sudan:* Senate agreed to S. Res. 371, reaffirming the support of the United States for the people of the Republic of South Sudan and calling

on all parties to uphold their commitments to peace and dialogue as outlined in the 2018 revitalized peace agreement, after agreeing to the committee amendment in the nature of a substitute.

Pages S251–52

*Commending the Louisiana State University Tigers Football Team:* Senate agreed to S. Res. 472, commending the Louisiana State University Tigers football team for winning the 2020 College Football Playoff National Championship.

Page S252

*Congratulating the University of Charleston Men’s Soccer Team:* Senate agreed to S. Res. 473, congratulating the University of Charleston men’s soccer team for winning the National Collegiate Athletic Association Division II Men’s Soccer Championship at Highmark Stadium in Pittsburgh, Pennsylvania.

Page S252

#### **Measures Considered:**

**United States-Mexico-Canada Agreement Implementation Act—Agreement:** Senate began consideration of H.R. 5430, to implement the Agreement between the United States of America, the United Mexican States, and Canada attached as an Annex to the Protocol Replacing the North American Free Trade Agreement, after agreeing to the motion to proceed to consideration of the bill.

Page S220

A unanimous-consent agreement was reached providing that all debate time on the bill expire at 11 a.m., on Thursday, January 16, 2020; that prior to the expiration of debate time, it be in order for Senator Toomey, or his designee, to raise a budget point of order, and if a point of order is raised, it be in order for Senator Grassley, or his designee, to make a motion to waive the point of order.

Page S236

A unanimous-consent agreement was reached providing for further consideration of the bill, at approximately 9:45 a.m., on Thursday, January 16, 2020.

Page S252

**House Presents Articles of Impeachment—Agreement:** A unanimous-consent agreement was reached providing that, pursuant to Rule I of the Rules of Procedure and Practice When Sitting on Impeachment Trials, that the Secretary of the Senate inform the House of Representatives that the Senate

is ready to receive the managers appointed by the House for the purpose of exhibiting articles of impeachment against Donald John Trump, President of the United States, agreeably to the notice communicated to the Senate; provided further that at the hour of 12 noon, on Thursday, January 16, 2020, Senate will receive the managers on the part of the House of Representatives in order that they may present and exhibit the articles of impeachment against Donald John Trump, President of the United States.

**Page S234**

**Swearing-In—Agreement:** A unanimous-consent agreement was reached providing that, pursuant to Rules III and IV of the Rules of Procedure and Practice When Sitting on Impeachment Trials, that at the hour of 2 p.m., on Thursday, January 16, 2020, Senate proceed to the consideration of the articles of impeachment and that the Presiding Officer, through the Secretary of the Senate, notify the Chief Justice of the United States of the time and place fixed for consideration of the articles and request his attendance as presiding officer pursuant to Article I, section 3, clause 6, of the United States Constitution.

**Pages S234–35**

**Escort Committee and House Notification—Agreement:** A unanimous-consent agreement was reached providing that the Presiding Officer be authorized to appoint a committee of Senators, two upon the recommendation of the Majority Leader, and two upon the recommendation of the Democratic Leader, to escort the Chief Justice of the United States into the Senate Chamber; and that the Secretary of the Senate be directed to notify the House of Representatives of the time and place fixed for Senate to proceed upon the impeachment of Donald John Trump in the Senate Chamber.

**Page S235**

**Access to Senate Wing, Floor, and Galleries—Agreement:** A unanimous-consent agreement was reached providing that access to the Senate wing, the Senate floor, and the Senate Chamber galleries during all the proceedings involving the exhibition of consideration of the articles of impeachment against Donald John Trump, President of the United States, and all times that the Senate is sitting for trial with the Chief Justice of the United States presiding, be in accordance with the allocations and provisions sent to the desk and that it be printed in the Record.

**Page S235**

**Messages from the House:**

**Pages S242–43**

**Measures Placed on the Calendar:**

**Page S243**

**Executive Communications:**

**Pages S243–44**

**Petitions and Memorials:**

**Page S244**

**Executive Reports of Committees:**

**Pages S244–45**

**Additional Cosponsors:** **Pages S245–47**

**Statements on Introduced Bills/Resolutions:** **Pages S247–50**

**Authorities for Committees to Meet:** **Page S250**

**Privileges of the Floor:** **Page S250**

**Adjournment:** Senate convened at 10 a.m. and adjourned at 6:46 p.m., until 9:45 a.m. on Thursday, January 16, 2020. (For Senate's program, see the remarks of the Majority Leader in today's Record on pages S235–36.)

## Committee Meetings

*(Committees not listed did not meet)*

### BUSINESS MEETING

**Committee on Agriculture, Nutrition, and Forestry:** Committee announced the following subcommittee assignments for the 116th Congress:

**Subcommittee on Commodities, Risk Management, and Trade:** Senators Boozman (Chair), McConnell, Hoeven, Hyde-Smith, Grassley, Loeffler, Brown, Bennet, Gillibrand, Smith, and Durbin.

**Subcommittee on Rural Development and Energy:** Senators Ernst (Chair), McConnell, Hoeven, Braun, Thune, Fischer, Smith, Brown, Klobuchar, Bennet, and Durbin.

**Subcommittee on Conservation, Forestry, and Natural Resources:** Senators Braun (Chair), Boozman, Hyde-Smith, Grassley, Thune, Loeffler, Bennet, Leahy, Klobuchar, Casey, and Durbin.

**Subcommittee on Nutrition, Agricultural Research, and Specialty Crops:** Senators Fischer (Chair), McConnell, Boozman, Hoeven, Ernst, Thune, Casey, Leahy, Brown, Klobuchar, and Gillibrand.

**Subcommittee on Livestock, Marketing, and Agriculture Security:** Senators Hyde-Smith (Chair), Ernst, Braun, Grassley, Fischer, Loeffler, Gillibrand, Leahy, Klobuchar, Casey, and Smith.

*Senators Roberts and Stabenow are ex-officio members of each subcommittee.*

### BUSINESS MEETING

**Committee on Appropriations:** Committee ordered favorably reported H.R. 5430, to implement the Agreement between the United States of America, the United Mexican States, and Canada attached as an Annex to the Protocol Replacing the North American Free Trade Agreement.

### BUSINESS MEETING

**Committee on Commerce, Science, and Transportation:** Committee ordered favorably reported H.R. 5430, to

implement the Agreement between the United States of America, the United Mexican States, and Canada attached as an Annex to the Protocol Replacing the North American Free Trade Agreement.

## INDUSTRIES OF THE FUTURE

*Committee on Commerce, Science, and Transportation:* Committee concluded a hearing to examine industries of the future, after receiving testimony from Walter Copan, Under Secretary of Commerce for Standards and Technology, and Director, National Institute of Standards and Technology; France Cordova, Director, National Science Foundation; Michael Kratsios, Chief Technology Officer of the United States, White House Office of Science and Technology Policy; and Michael O'Rielly, and Jessica Rosenworcel, both a Commissioner, Federal Communications Commission.

## NUCLEAR ENERGY INNOVATION AND MODERNIZATION ACT

*Committee on Environment and Public Works:* Committee concluded a hearing to examine an update on implementation of the Nuclear Energy Innovation and Modernization Act, after receiving testimony from Margaret Doane, Executive Director for Oper-

ations, and Ben Ficks, Deputy Chief Financial Officer, both of the Nuclear Regulatory Commission.

## BUSINESS MEETING

*Committee on Foreign Relations:* Committee ordered favorably reported the following business items:

H.R. 5430, to implement the Agreement between the United States of America, the United Mexican States, and Canada attached as an Annex to the Protocol Replacing the North American Free Trade Agreement; and

The nominations of Todd C. Chapman, of Texas, to be Ambassador to the Federative Republic of Brazil, John Hennessey-Niland, of Illinois, to be Ambassador to the Republic of Palau, Dorothy Shea, of North Carolina, to be Ambassador to the Lebanese Republic, and Donald Wright, of Virginia, to be Ambassador to the United Republic of Tanzania, all of the Department of State.

## BUSINESS MEETING

*Committee on Health, Education, Labor, and Pensions:* Committee ordered favorably reported H.R. 5430, to implement the Agreement between the United States of America, the United Mexican States, and Canada attached as an Annex to the Protocol Replacing the North American Free Trade Agreement.

# House of Representatives

## *Chamber Action*

**Public Bills and Resolutions Introduced:** 16 public bills, H.R. 5606–5621; 3 private bills, H.R. 5622–5624; and 3 resolutions, H. Res. 798–800, were introduced.

[Page H299](#)

**Additional Cosponsors:**

[Pages H300–01](#)

**Reports Filed:** There were no reports filed today.

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

[Page H241](#)

**Recess:** The House recessed at 11:09 a.m. and reconvened at 12 noon.

[Page H249](#)

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

[Pages H249, H258](#)

**Appointing and authorizing managers for the impeachment trial of Donald John Trump, President of the United States:** The House agreed to H. Res. 798, appointing and authorizing managers for the impeachment trial of Donald John

Trump, President of the United States, by a yea-and-nay vote of 228 yeas to 193 nays, Roll No. 18.

[Pages H252–58](#)

**Committee Resignation:** Read a letter from Representative King (NY) wherein he resigned from the Committee on Financial Services.

[Page H258](#)

**Committee Resignation:** Read a letter from Representative Taylor wherein he resigned from the Committee on Homeland Security.

[Page H258](#)

**Committee Resignation:** Read a letter from Representative Taylor wherein he resigned from the Committee on Education and Labor.

[Page H258](#)

**Recess:** The House recessed at 3:11 p.m. and reconvened at 4:02 p.m.

[Page H270](#)

**Protecting Older Workers Against Discrimination Act:** The House passed H.R. 1230, to amend the Age Discrimination in Employment Act of 1967 and other laws to clarify appropriate standards for Federal employment discrimination and retaliation claims, by a recorded vote of 261 ayes to 155 noes, Roll No. 21.

[Pages H258–70, H270–74](#)

Rejected the Smucker motion to recommit the bill to the Committee on Education and Labor with instructions to report the same back to the House forthwith with an amendment, by a recorded vote of 196 ayes to 220 noes, Roll No. 20. **Pages H271–73**

Pursuant to the Rule, an amendment in the nature of a substitute consisting of the text of Rules Committee Print 116–46 shall be considered as adopted in the House and in the Committee of the Whole, in lieu of the amendment in the nature of a substitute recommended by the Committee on Education and Labor now printed in the bill.

**Page H264**

Agreed to:

DeSaulnier amendment (No. 1 printed in H. Rept. 116–377) that requires a GAO report on the Equal Employment Opportunity Commission's (EEOC) ability to meet the demands of its workload; its plans for investigating mixed motive age discrimination claims; and options for improving EEOC's ability to respond to allegations of age discrimination; **Pages H265–66**

Rodney Davis (IL) amendment (No. 2 printed in H. Rept. 116–377) that requires the Secretary of the Department of Labor and the Chair of the Equal Opportunity Employment Commission to conduct a study to determine the number of older adult women who may have been adversely impacted by age discrimination as a motivating factor in workplace discrimination or employment; requires the report to be submitted to Congress and made publicly available within one year and would require a recommendation on best practices to combat gender and age discrimination in the workplace; **Pages H266–67**

Brown (MD) amendment (No. 4 printed in H. Rept. 116–377) that requires the Equal Employment Opportunity Commission to submit yearly reports for 5-years to Congress on the number of age discrimination claims brought under this Act; and **Pages H268–69**

Tlaib amendment (No. 5 printed in H. Rept. 116–377) that requires within 5 years the US Commission on Civil Rights to submit a report containing an analysis of the status of Federal mixed motive age discrimination in employment claims made against Federal agencies. **Pages H269–70**

Rejected:

Allen amendment (No. 3 printed in H. Rept. 116–377) that sought to require GAO study on age discrimination and Title VII of the Civil Rights Act of 1964 retaliation charges and cases, and conditions the bill taking effect on the results of the study (by a recorded vote of 163 ayes to 257 noes, Roll No. 19). **Pages H267–68, H270–71**

H. Res. 790, the rule providing for consideration of the bill (H.R. 1230) and the joint resolution (H.J. Res. 76) was agreed to yesterday, January 14th.

**Resignation as Vice Chair of Joint Economic Committee:** Read a letter from Representative Carolyn B. Maloney (NY) wherein she resigned as Vice Chair of the Joint Economic Committee. **Page H274**

**Meeting Hour:** Agreed by unanimous consent that when the House adjourns today, it adjourn to meet at 9 a.m. tomorrow, January 16th. **Page H274**

**Senate Referral:** S. 2547 was referred to the Committee on Foreign Affairs. **Page H298**

**Senate Messages:** Message received from the Senate today and message received from the Senate by the Clerk and subsequently presented to the House today appears on pages H258 and H290–91.

**Quorum Calls—Votes:** One yea-and-nay vote and three recorded votes developed during the proceedings of today and appear on pages H257, H270–71, H272–73, and H273–74. There were no quorum calls.

**Adjournment:** The House met at 10 a.m. and adjourned at 8:09 p.m.

## *Committee Meetings*

### DOD'S ROLE IN COMPETING WITH CHINA

**Committee on Armed Services:** Full Committee held a hearing entitled “DOD’s Role in Competing with China”. Testimony was heard from public witnesses.

### WHY FEDERAL INVESTMENTS MATTER: STABILITY FROM CONGRESS TO STATE CAPITALS

**Committee on the Budget:** Full Committee held a hearing entitled “Why Federal Investments Matter: Stability from Congress to State Capitals”. Testimony was heard from Jeanne Lambrew, Commissioner, Maine Department of Health and Human Services; Mark Poloncarz, County Executive, Erie County, New York; Larry Walther, Chief Fiscal Officer and Secretary, Arkansas Department of Finance and Administration; Kim Murnieks, Director, Ohio Office of Budget and Management; and a public witness.

### CANNABIS POLICIES FOR THE NEW DECADE

**Committee on Energy and Commerce:** Subcommittee on Health held a hearing entitled “Cannabis Policies for the New Decade”. Testimony was heard from Matthew J. Strait, Senior Policy Advisor, Diversion Control Division, Drug Enforcement Administration, Department of Justice; Douglas Throckmorton, M.D., Deputy Director for Regulatory Programs, Center for Drug Evaluation and Research, Food and

Drug Administration, Department of Health and Human Services; and Nora D. Volkow, M.D., Director, National Institute on Drug Abuse, National Institutes of Health, Department of Health and Human Services.

### **LIFTING VOICES: LEGISLATION TO PROMOTE MEDIA MARKETPLACE DIVERSITY**

*Committee on Energy and Commerce:* Subcommittee on Communications and Technology held a hearing entitled “Lifting Voices: Legislation to Promote Media Marketplace Diversity”. Testimony was heard from public witnesses.

### **A PERSISTENT AND EVOLVING THREAT: AN EXAMINATION OF THE FINANCING OF DOMESTIC TERRORISM AND EXTREMISM**

*Committee on Financial Services:* Subcommittee on National Security, International Development, and Monetary Policy held a hearing entitled “A Persistent and Evolving Threat: An Examination of the Financing of Domestic Terrorism and Extremism”. Testimony was heard from Jared Maples, Director, New Jersey Office of Homeland Security and Preparedness; Rena Miller, Specialist in Financial Economics, Congressional Research Service, Library of Congress; and public witnesses.

### **OVERSEEING THE STANDARD SETTERS: AN EXAMINATION OF THE FINANCIAL ACCOUNTING STANDARDS BOARD AND THE PUBLIC COMPANY ACCOUNTING OVERSIGHT BOARD**

*Committee on Financial Services:* Subcommittee on Investor Protection, Entrepreneurship, and Capital Markets held a hearing entitled “Overseeing the Standard Setters: An Examination of the Financial Accounting Standards Board and the Public Company Accounting Oversight Board”. Testimony was heard from public witnesses.

### **U.S. LESSONS LEARNED IN AFGHANISTAN**

*Committee on Foreign Affairs:* Full Committee held a hearing entitled “U.S. Lessons Learned in Afghanistan”. Testimony was heard from John F. Sopko, Special Inspector General for Afghanistan Reconstruction.

### **STRENGTHENING SECURITY AND THE RULE OF LAW IN MEXICO**

*Committee on Foreign Affairs:* Subcommittee on the Western Hemisphere, Civilian Security, and Trade held a hearing entitled “Strengthening Security and the Rule of Law in Mexico”. Testimony was heard from public witnesses.

### **U.S.-IRAN TENSIONS: IMPLICATIONS FOR HOMELAND SECURITY**

*Committee on Homeland Security:* Full Committee held a hearing entitled “U.S.-Iran Tensions: Implications for Homeland Security”. Testimony was heard from public witnesses.

### **CONFRONTING THE RISE IN ANTI-SEMITIC DOMESTIC TERRORISM**

*Committee on Homeland Security:* Subcommittee on Intelligence and Counterterrorism held a hearing entitled “Confronting the Rise in Anti-Semitic Domestic Terrorism”. Testimony was heard from John Miller, Deputy Commissioner of Intelligence and Counterterrorism, New York City Police Department; and public witnesses.

### **MISCELLANEOUS MEASURES**

*Committee on Natural Resources:* Full Committee held a markup on H.R. 306, the “Kettle Creek Battlefield Study Act”; H.R. 496, the “Sinkhole Mapping Act of 2019”; H.R. 895, the “Tribal School Federal Insurance Parity Act”; H.R. 1702, the “Free Veterans from Fees Act”; H.R. 2640, the “Buffalo Tract Protection Act”; H.R. 3068, the “Offshore Wind Jobs and Opportunity Act”; H.R. 3160, the “Blackwater Trading Post Land Transfer Act”; H.R. 3465, the “Fallen Journalists Memorial Act of 2019”; H.R. 4248, the “Surface Mining Control and Reclamation Act Amendments of 2019”; and H.R. 5552, the “Migratory Bird Protection Act of 2020”. H.R. 306, H.R. 1702, H.R. 2640, H.R. 3068, H.R. 3465, and H.R. 5552 were ordered reported, as amended. H.R. 496, H.R. 895, H.R. 3160, and H.R. 4248 were ordered reported, without amendment.

### **FACIAL RECOGNITION TECHNOLOGY (PART III): ENSURING COMMERCIAL TRANSPARENCY AND ACCURACY**

*Committee on Oversight and Reform:* Full Committee held a hearing entitled “Facial Recognition Technology (Part III): Ensuring Commercial Transparency and Accuracy”. Testimony was heard from Charles Romine, Director, Information Technology Laboratory, National Institute of Standards and Technology; and public witnesses.

### **AN UPDATE ON THE CLIMATE CRISIS: FROM SCIENCE TO SOLUTIONS**

*Committee on Science, Space, and Technology:* Full Committee held a hearing entitled “An Update on the Climate Crisis: From Science to Solutions”. Testimony was heard from public witnesses.

**THE DEPARTMENT OF ENERGY'S OFFICE OF SCIENCE: EXPLORING THE NEXT FRONTIERS IN ENERGY RESEARCH AND SCIENTIFIC DISCOVERY**

*Committee on Science, Space, and Technology:* Subcommittee on Energy held a hearing entitled “The Department of Energy’s Office of Science: Exploring the Next Frontiers in Energy Research and Scientific Discovery”. Testimony was heard from Chris Fall, Director, Office of Science, Department of Energy.

**ENHANCING PATENT DIVERSITY FOR AMERICA’S INNOVATORS**

*Committee on Small Business:* Full Committee held a hearing entitled “Enhancing Patent Diversity for America’s Innovators”. Testimony was heard from public witnesses.

**OVERSIGHT OF WORKING CONDITIONS FOR AIRLINE GROUND WORKERS**

*Committee on Transportation and Infrastructure:* Subcommittee on Aviation held a hearing entitled “Oversight of Working Conditions for Airline Ground Workers”. Testimony was heard from Eileen Higgins, Commissioner, Miami-Dade County, Florida; and public witnesses.

**Joint Meetings**

No joint committee meetings were held.

**COMMITTEE MEETINGS FOR THURSDAY, JANUARY 16, 2020**

*(Committee meetings are open unless otherwise indicated)*

**Senate**

*Committee on Armed Services:* to hold hearings to examine the nominations of James E. McPherson, of Virginia, to be Under Secretary of the Army, and Charles Williams, of Missouri, to be an Assistant Secretary of the Navy, both of the Department of Defense, 9 a.m., SD-G50.

*Committee on the Judiciary:* business meeting to consider the nominations of Andrew Lynn Brasher, of Alabama, to be United States Circuit Judge for the Eleventh Circuit, John Charles Hinderaker, and Scott H. Rash, both to be a United States District Judge for the District of Arizona, Joshua M. Kindred, to be United States District Judge for the District of Alaska, Matthew Thomas Schelp, to be United States District Judge for the Eastern District of Missouri, Fernando L. Aenlle-Rocha, Stanley Blumenfeld, and Mark C. Scarsi, each to be a United States District Judge for the Central District of California, Stephen A. Vaden, of Tennessee, to be a Judge of the United States Court of International Trade, and Grace Karaffa Obermann, and Stephen Sidney Schwartz, both of Virginia, both to be a Judge of the United States Court of Federal Claims, 10 a.m., SD-226.

**House**

No hearings are scheduled.

*Next Meeting of the SENATE*

9:45 a.m., Thursday, January 16

**Senate Chamber**

**Program for Thursday:** Senate will continue consideration of H.R. 5430, United States-Mexico-Canada Agreement Implementation Act, and vote on or in relation to a budget point of order, if one is raised, and on passage of the bill at 11 a.m.

At 12 noon, Senate will receive the managers on the part of the House of Representatives in order that they may present and exhibit the articles of impeachment against President Trump.

At 2 p.m., Senate will begin consideration of the articles of impeachment, and be sworn in by the Chief Justice of the United States.

*Next Meeting of the HOUSE OF REPRESENTATIVES*

9 a.m., Thursday, January 16

**House Chamber**

**Program for Thursday:** Consideration of H.J. Res. 76—Providing for congressional disapproval under chapter 8 of title 5, United States Code, of the rule submitted by the Department of Education relating to “Borrower Defense Institutional Accountability”.

**Extensions of Remarks, as inserted in this issue****HOUSE**

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