

# Daily Digest

## HIGHLIGHTS

Senate passed H.R. 6172, USA FREEDOM Reauthorization Act, as amended.

## Senate

### *Chamber Action*

*Routine Proceedings, pages S2431–S2468*

**Measures Introduced:** Twenty bills and four resolutions were introduced, as follows: S. 3731–3750, and S. Res. 578–581.

**Pages S2450–51**

#### **Measures Passed:**

**USA FREEDOM Reauthorization Act:** By 80 yeas to 16 nays (Vote No. 92), Senate passed H.R. 6172, to amend the Foreign Intelligence Surveillance Act of 1978 to prohibit the production of certain business records, 60 Senators having voted in the affirmative, and after taking action on the following amendment proposed thereto:

**Pages S2432–41**

Rejected:

By 11 yeas to 85 nays (Vote No. 91), Paul Amendment No. 1586, to amend the Foreign Intelligence Surveillance Act of 1978 to prohibit the use of authorities under such Act to surveil United States persons and to prohibit the use of information acquired under such Act in any criminal, civil, or administrative proceeding or as part of any criminal, civil, or administrative investigation. (Pursuant to the order of Monday, March 16, 2020, the amendment having failed to achieve 60 affirmative votes, was not agreed to.)

**Pages S2437–39**

**Uyghur Human Rights Policy Act:** Senate passed S. 3744, to condemn gross human rights violations of ethnic Turkic Muslims in Xinjiang, and calling for an end to arbitrary detention, torture, and harassment of these communities inside and outside China.

**Pages S2458–61**

**Safeguarding America's First Responders Act:** Committee on the Judiciary was discharged from further consideration of S. 3607, to extend public safety officer death benefits to public safety officers whose death is caused by COVID–19, and the bill was then passed, after agreeing to the following amendment proposed thereto:

**Page S2464**

Cornyn (for Grassley/Booker) Amendment No. 1587, relative to death and disability benefits.

**Page S2458**

**COPS Counseling Act:** Committee on the Judiciary was discharged from further consideration of S. 3434, to make Federal law enforcement officer peer support communications confidential, and the bill was then passed.

**Pages S2464–65**

**Law Enforcement Suicide Data Collection Act:** Committee on the Judiciary was discharged from further consideration of S. 2746, to require the Director of the Federal Bureau of Investigation to provide information on suicide rates in law enforcement, and the bill was then passed.

**Pages S2465–66**

**National Sexual Assault Awareness and Prevention Month:** Committee on the Judiciary was discharged from further consideration of S. Res. 555, recognizing and supporting the advocates, counselors, volunteers, and first responders who served survivors on an emergency basis during National Sexual Assault Awareness and Prevention Month, and the resolution was then agreed to.

**Page S2466**

**National Sexual Assault Awareness and Prevention Month:** Committee on the Judiciary was discharged from further consideration of S. Res. 560, recognizing and supporting the goals and ideals of National Sexual Assault Awareness and Prevention Month, and the resolution was then agreed to.

**Page S2466**

**Rash Nomination—Cloture:** Senate began consideration of the nomination of Scott H. Rash, to be United States District Judge for the District of Arizona.

**Page S2444**

A motion was entered to close further debate on the nomination, and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, and pursuant to the unanimous-consent agreement of Thursday, May 14, 2020, a vote on

closure will occur at 5:30 p.m. on Monday, May 18, 2020. [Page S2444](#)

Prior to the consideration of this nomination, Senate took the following action:

Senate agreed to the motion to proceed to Executive Session to consider the nomination. [Page S2444](#)

A unanimous-consent agreement was reached providing that Senate resume consideration of the nomination at approximately 3 p.m., on Monday, May 18, 2020; and that notwithstanding Rule XXII, the vote on the motion to invoke cloture on the nomination occur at 5:30 p.m. [Page S2466](#)

**Trainor Nomination—Cloture:** Senate began consideration of the nomination of James E. Trainor III, of Texas, to be a Member of the Federal Election Commission. [Pages S2444–45](#)

A motion was entered to close further debate on the nomination, and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on cloture will occur upon disposition of the nomination of Scott H. Rash, to be United States District Judge for the District of Arizona. [Page S2445](#)

Prior to the consideration of this nomination, Senate took the following action:

Senate agreed to the motion to proceed to Legislative Session. [Page S2444](#)

Senate agreed to the motion to proceed to Executive Session to consider the nomination. [Page S2444](#)

**Manasco Nomination—Cloture:** Senate began consideration of the nomination of Anna M. Manasco, to be United States District Judge for the Northern District of Alabama. [Page S2445](#)

A motion was entered to close further debate on the nomination, and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on cloture will occur upon disposition of the nomination of James E. Trainor III, of Texas, to be a Member of the Federal Election Commission. [Page S2445](#)

Prior to the consideration of this nomination, Senate took the following action:

Senate agreed to the motion to proceed to Legislative Session. [Page S2445](#)

Senate agreed to the motion to proceed to Executive Session to consider the nomination. [Page S2445](#)

**Heil Nomination—Cloture:** Senate began consideration of the nomination of John F. Heil III, to be United States District Judge for the Northern, Eastern and Western Districts of Oklahoma. [Page S2445](#)

A motion was entered to close further debate on the nomination, and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on cloture will occur upon disposition of the nomination of Anna M. Manasco, to be

United States District Judge for the Northern District of Alabama. [Page S2445](#)

Prior to the consideration of this nomination, Senate took the following action:

Senate agreed to the motion to proceed to Legislative Session. [Page S2445](#)

Senate agreed to the motion to proceed to Executive Session to consider the nomination. [Page S2445](#)

**Badalamenti Nomination—Cloture:** Senate began consideration of the nomination of John Leonard Badalamenti, to be United States District Judge for the Middle District of Florida. [Page S2445](#)

A motion was entered to close further debate on the nomination, and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on cloture will occur upon disposition of the nomination of John F. Heil III, to be United States District Judge for the Northern, Eastern and Western Districts of Oklahoma. [Page S2445](#)

Prior to the consideration of this nomination, Senate took the following action:

Senate agreed to the motion to proceed to Legislative Session. [Page S2445](#)

Senate agreed to the motion to proceed to Executive Session to consider the nomination. [Page S2445](#)

**Nominations Confirmed:** Senate confirmed the following nominations:

13 Air Force nominations in the rank of general.

2 Army nominations in the rank of general.

9 Navy nominations in the rank of admiral.

Routine lists in the Army, Marine Corps, and Navy. [Page S2468](#)

**Nominations Received:** Senate received the following nominations:

Keith W. Dayton, of Washington, to be Ambassador to Ukraine.

John C. Truong, of the District of Columbia, to be an Associate Judge of the Superior Court of the District of Columbia for the term of fifteen years.

Danny Lam Nguyen, of the District of Columbia, to be an Associate Judge of the Superior Court of the District of Columbia for the term of fifteen years. [Page S2468](#)

**Executive Communications:** [Page S2450](#)

**Executive Reports of Committees:** [Page S2450](#)

**Additional Cosponsors:** [Pages S2451–52](#)

**Statements on Introduced Bills/Resolutions:** [Pages S2452–55](#)

**Additional Statements:** [Pages S2449–50](#)

**Amendments Submitted:** [Page S2458](#)

**Authorities for Committees to Meet:** [Page S2458](#)

**Record Votes:** Two record votes were taken today. (Total—92) **Pages S2439, S2441**

**Adjournment:** Senate convened at 10:30 a.m. and adjourned at 5:21 p.m., until 3:00 p.m. on Monday, May 18, 2020. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S2468.)

## Committee Meetings

(Committees not listed did not meet)

### BUSINESS MEETING

*Committee on the Judiciary:* Committee ordered favorably reported the nominations of William Scott Hardy, to be United States District Judge for the Western District of

Pennsylvania, David Cleveland Joseph, to be United States District Judge for the Western District of Louisiana, Drew B. Tipton, to be United States District Judge for the Southern District of Texas, John Peter Cronan, to be United States District Judge for the Southern District of New York, Thomas T. Cullen, to be United States District Judge for the Western District of Virginia, Jennifer P. Togliatti, to be United States District Judge for the District of Nevada, Stephen Sidney Schwartz, of Virginia, and Kathryn C. Davis, of Maryland, both to be a Judge of the United States Court of Federal Claims, and Peter M. McCoy, Jr., to be United States Attorney for the District of South Carolina, and Vincent F. DeMarco, to be United States Marshal for the Eastern District of New York, both of the Department of Justice.

# House of Representatives

## Chamber Action

**Public Bills and Resolutions Introduced:** 22 public bills, H.R. 6860–6881; and 1 resolution, H. Res. 968, were introduced.

**Page H2003**

**Additional Cosponsors:**

**Pages H2004–05**

**Reports Filed:** Reports were filed today as follows:

H. Res. 965, authorizing remote voting by proxy in the House of Representatives and providing for official remote committee proceedings during a public health emergency due to a novel coronavirus, and for other purposes (H. Rept. 116–420); and H. Res. 967, providing for consideration of the resolution (H. Res. 965) authorizing remote voting by proxy in the House of Representatives and providing for official remote committee proceedings during a public health emergency due to a novel coronavirus, and for other purposes; providing for consideration of the bill (H.R. 6800) making emergency supplemental appropriations for the fiscal year ending September 30, 2020, and for other purposes; providing for proceedings during the period from May 19, 2020, through July 21, 2020; and for other purposes (H. Rept. 116–421). **Pages H2002–03**

**Speaker:** Read a letter from the Speaker wherein she appointed Representative Scanlon to act as Speaker pro tempore for today. **Page H2001**

**Recess:** The House recessed at 3:03 p.m. and reconvened at 9:12 p.m. **Page H2001**

**Senate Referral:** S. 2661 was held at the desk.

**Page H2001**

**Senate Messages:** Messages received from the Senate by the Clerk and subsequently presented to the House today appear on page H2001.

**Quorum Calls—Votes:** There were no Yea and Nay votes, and there were no Recorded votes. There were no quorum calls.

**Adjournment:** The House met at 3 p.m. and adjourned at 9:14 p.m.

## Committee Meetings

### PROTECTING SCIENTIFIC INTEGRITY IN THE COVID–19 RESPONSE

*Committee on Energy and Commerce:* Subcommittee on Health held a hearing entitled “Protecting Scientific Integrity in the COVID–19 Response”. Testimony was heard from public witnesses.

### AUTHORIZING REMOTE VOTING BY PROXY IN THE HOUSE OF REPRESENTATIVES AND PROVIDING FOR OFFICIAL REMOTE COMMITTEE PROCEEDINGS DURING A PUBLIC HEALTH EMERGENCY DUE TO A NOVEL CORONAVIRUS, AND FOR OTHER PURPOSES; MISCELLANEOUS MEASURE; HEROES ACT

*Committee on Rules:* Full Committee held a hearing and a markup on H. Res. 965, authorizing remote voting by proxy in the House of Representatives and providing for official remote committee proceedings during a public health emergency due to a novel

coronavirus, and for other purposes [Original Jurisdiction Hearing]; and a hearing on H.R. 6800, the “HEROES Act”. H. Res. 965 was ordered reported, without amendment. The Committee granted, by record vote of 8–4, a rule providing for consideration of H. Res. 965, Authorizing remote voting by proxy in the House of Representatives and providing for official remote committee proceedings during a public health emergency due to a novel coronavirus, and for other purposes, and H.R. 6800, the “Heroes Act”. The rule provides for consideration of H. Res. 965, Authorizing remote voting by proxy in the House of Representatives and providing for official remote committee proceedings during a public health emergency due to a novel coronavirus, and for other purposes, under a closed rule. The rule provides that upon adoption of this resolution it shall be in order without intervention of any point of order to consider H. Res. 965. The rule provides one hour of general debate equally divided and controlled by the chair and ranking minority member of the Committee on Rules. The rule provides that the resolution shall be considered as read. The rule provides for consideration of H.R. 6800, the “Health and Economic Recovery Omnibus Emergency Solutions Act”, under a closed rule. The rule provides that upon adoption of this resolution it shall be in order to consider H.R. 6800 without intervention of any question of consideration. The rule provides two hours 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 the amendment printed in 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 provides one motion to recommit with or without instructions. The rule provides that until completion of proceedings enabled by the first two sections of the resolution, the Chair may decline to entertain any intervening motion (except as expressly provided herein), resolution, question, or notice; and the Chair may decline to entertain the question of consideration. Section 4 of the rule provides that on any legislative day during the period from May 19, 2020, through July 21, 2020: the Journal of the proceedings of the previous day shall be considered as approved; and the Chair may at any time declare the

House adjourned to meet at a date and time to be announced by the Chair in declaring the adjournment. The rule provides that the Speaker may appoint Members to perform the duties of the Chair for the duration of the period addressed by section 4 of the resolution. The rule provides that each day during the period addressed by section 4 of the resolution shall not constitute a calendar day for the purposes of section 7 of the War Powers Resolution. The rule provides that each day during the period addressed by section 4 of the resolution shall not constitute a legislative day for purposes of clause 7 of rule XIII. The rule provides that each day during the period addressed by section 4 of the resolution shall not constitute a calendar or legislative day for purposes of clause 7(c)(1) of rule XXII. The rule provides that each day during the period addressed by section 4 shall not constitute a legislative day for the purposes of clause 7 of rule XV. The rule provides for consideration of concurrent resolutions providing for adjournment during the month of July, 2020. The rule provides that it shall be in order at any time through the calendar day of July 19, 2020, for the Speaker to entertain motions that the House suspend the rules as though under clause 1 of rule XV, and that the Speaker or her designee shall consult with the Minority Leader or his designee on the designation of any matter for consideration pursuant to this section. The rule waives the requirement of clause 6(a) of rule XIII for a two-thirds vote to consider a report from the Committee on Rules on the same day it is presented to the House with respect to any resolution reported through the legislative day of July 21, 2020. Testimony was heard from Chairman Lowey, Chairman Pallone, and Representatives Hoyer, Rodney Davis of Illinois, Bergman, Bishop of North Carolina, Byrne, Jordan, Pence, Cole, and Grothman.

## ***Joint Meetings***

No joint committee meetings were held.

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## **COMMITTEE MEETINGS FOR FRIDAY, MAY 15, 2020**

*(Committee meetings are open unless otherwise indicated)*

### **Senate**

No meetings/hearings scheduled.

### **House**

No hearings are scheduled.

*Next Meeting of the SENATE*

3 p.m., Monday, May 18

**Senate Chamber**

**Program for Monday:** Senate will resume consideration of the nomination of Scott H. Rash, to be United States District Judge for the District of Arizona, and vote on the motion to invoke cloture thereon at 5:30 p.m.

*Next Meeting of the HOUSE OF REPRESENTATIVES*

9 a.m., Friday, May 15

**House Chamber**

**Program for Friday:** Consideration of H. Res. 965—Authorizing remote voting by proxy in the House of Representatives and providing for official remote committee proceedings during a public health emergency due to a novel coronavirus (Subject to a Rule). Consideration of H.R. 6800—Health and Economic Recovery Omnibus Emergency Solutions Act (Subject to a Rule).

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

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