

Tuesday, July 28, 2020

Daily Digest

Senate

Chamber Action

Routine Proceedings, pages S1415–S4551

Measures Introduced: Sixteen bills and four resolutions were introduced, as follows: S. 4333–4348, and S. Res. 659–662.

Pages S4543–44

Measures Passed:

Representative John Lewis: Senate agreed to S. Res. 660, honoring and commemorating the life and legacy of Representative John Lewis.

Pages S4524–25

Independent living for individuals with disabilities: Senate agreed to S. Res. 661, recognizing the importance of independent living for individuals with disabilities made possible by the Americans with Disabilities Act of 1990 and calling for further action to strengthen home and community living for individuals with disabilities.

Page S4533

National Public Health Week: Senate agreed to S. Res. 662, supporting the goals and ideals of National Public Health Week.

Pages S4549–50

Antitrust Criminal Penalty Enhancement and Reform Permanent Extension Act: Senate passed S. 4346, to amend the Antitrust Criminal Penalty Enhancement and Reform Act of 2004 to repeal the sunset provision.

Page S4550

Kan, Kaplan, and McFerran Nominations—Agreement: A unanimous-consent agreement was reached providing that notwithstanding the provisions of Rule XXII, Senate vote on the motion to invoke cloture on the nomination of Derek Kan, of California, to be Deputy Director of the Office of Management and Budget, at 11:30 a.m., on Wednesday, July 29, 2020; that if cloture is invoked on the nomination of Derek Kan, the post-cloture time expire at 2:45 p.m., on Wednesday, July 29, 2020; that the motions to invoke cloture with respect to the nomination of Marvin Kaplan, of Kansas, to be a Member of the National Labor Relations Board, ripen following disposition of the nomination of Derek Kan, and if cloture is invoked on the nomination of Marvin Kaplan, the post-cloture time expire at 4:45 p.m., on Wednesday, July 29, 2020; and that the motion to invoke cloture with respect

to the nomination of Lauren McGarity McFerran, of the District of Columbia, to be a Member of the National Labor Relations Board, ripen at 11:30 a.m., on Thursday, July 30, 2020, and if cloture is invoked on the nomination of Lauren McGarity McFerran, the post-cloture time expire at 1:30 p.m., on Thursday, July 30, 2020.

Page S4525

A unanimous-consent agreement was reached providing that at approximately 10 a.m., on Wednesday, July 29, 2020, Senate resume consideration of the nomination of Derek Kan, of California, to be Deputy Director of the Office of Management and Budget.

Page S4550

Nominations Confirmed: Senate confirmed the following nominations:

By 55 yeas to 42 nays (Vote No. EX. 145), David Cleveland Joseph, of Louisiana, to be United States District Judge for the Western District of Louisiana.

Pages S4516–23, S4525

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

By 55 yeas to 42 nays (Vote No. EX. 143), Senate agreed to the motion to close further debate on the nomination.

Page S4523

By 57 yeas to 40 nays (Vote No. EX. 146), Dana T. Wade, of the District of Columbia, to be an Assistant Secretary of Housing and Urban Development.

Pages S4523–24, S4525

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

By 57 yeas to 40 nays (Vote No. EX. 144), Senate agreed to the motion to close further debate on the nomination.

Page S4524

Nominations Received: Senate received the following nominations:

1 Air Force nomination in the rank of general.
8 Space Force nominations in the rank of general.
Routine lists in the Air Force, and Army.

Pages S4550–51

Executive Communications: **Pages S4540–42**

Executive Reports of Committees: **Pages S4542–43**

Additional Cosponsors: **Pages S4544–46**

Statements on Introduced Bills/Resolutions:

Pages S4546–49

Additional Statements: **Page S4539**

Authorities for Committees to Meet: **Page S4549**

Record Votes: Four record votes were taken today. (Total—146) **Pages S4523–4525**

Adjournment: Senate convened at 10 a.m. and adjourned, as a further mark of respect to the memory of the late John Lewis, former Congressman for the State of Georgia, in accordance with S. Res. 660, at 6:09 p.m., until 10 a.m. on Wednesday, July 29, 2020. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S4550.)

Committee Meetings

(Committees not listed did not meet)

BUSINESS MEETING

Committee on Armed Services: Committee ordered favorably reported 3,475 nominations in the Army, Navy, and Air Force.

NOMINATIONS

Committee on Armed Services: Committee concluded a hearing to examine the nominations of Lieutenant General D. VanHerck, USAF, to be general and Commander, United States Northern Command/Commander, North American Aerospace Defense Command, and General James H. Dickinson, USA, to be general and Commander, United States Space Command, after the nominees testified and answered questions in their own behalf.

PACT ACT AND SECTION 230

Committee on Commerce, Science, and Transportation: Subcommittee on Communications, Technology, Innovation, and the Internet concluded a hearing to examine the PACT Act and Section 230, focusing on the impact of the law that helped create the internet and an examination of proposed reforms for today's online world, after receiving testimony from former Representative Chris Cox; Jeff Kosseff, Assistant Professor, Cyber Science Department, United States Naval Academy; Olivier Sylvain, Fordham Law School, New York, New York; and Elizabeth Bunker, Internet Association, Washington, D.C.

CARBON DIOXIDE MANAGEMENT TECHNOLOGIES

Committee on Energy and Natural Resources: Committee concluded a hearing to examine the development and deployment of large-scale carbon dioxide management technologies in the United States, including technological and natural carbon removal, carbon utilization, and carbon storage, after receiving testimony from Steven E. Winberg, Assistant Secretary

of Energy for Fossil Energy; Ernest J. Moniz, and Joseph Hezir, both of the Energy Futures Initiative, Shannon Angielski, Carbon Utilization Research Council, and Sasha Mackler, Bipartisan Policy Center, all of Washington, D.C.; and S. Julio Friedmann, Columbia University Center on Global Energy, Livermore, California.

COVID-19 MEDICAL SUPPLY CHAIN

Committee on Finance: Committee concluded a hearing to examine protecting the reliability of the United States medical supply chain during the COVID-19 pandemic, after receiving testimony from Soraya Correa, Chief Procurement Officer, Thomas F. Overacker, Executive Director, Cargo and Conveyance Security, Customs and Border Protection, and Steve Francis, Assistant Director for Global Trade Investigations Division, and Director of the National Intellectual Property Rights Coordination Center, Homeland Security Investigations, Immigration and Customs Enforcement, all of the Department of Homeland Security.

COVID-19 FINANCIAL RELIEF

Committee on Homeland Security and Governmental Affairs: Committee concluded an oversight hearing to examine COVID-19 financial relief packages, after receiving testimony from former Senator Phil Gramm; Danielle Brian, Project on Government Oversight, and Maya MacGuineas, Committee for a Responsible Federal Budget, both of Washington, D.C.; Veronique de Rugy, George Mason University Mercatus Center, Arlington, Virginia; and Neil M. Barofsky, Jenner and Block, LLP, New York, New York.

MODERNIZING TELEWORK

Committee on Homeland Security and Governmental Affairs: Subcommittee on Regulatory Affairs and Federal Management concluded a hearing to examine modernizing telework, focusing on a review of private sector telework policies during the COVID-19 pandemic, after receiving testimony from Sean Morris, Deloitte Consulting LLP, Roslyn, Virginia; T. Lane Wilson, The Williams Companies, Tulsa, Oklahoma; Michael Ly, Reconciled, Burlington, Vermont; and John Zanni, Acronis SCS, Scottsdale, Arizona.

DMCA

Committee on the Judiciary: Subcommittee on Intellectual Property concluded a hearing to examine how the DMCA contemplates limitations and exceptions like fair use, after receiving testimony from Sherwin Siy, Wikimedia Foundation, Christopher A. Mohr, Software and Information Industry Association, and Matthew T. Sanderson, Caplin and Drysdale, all of

Washington, D.C.; Mickey H. Osterreicher, National Press Photographers Association, Buffalo, New York; Jane C. Ginsburg, Columbia Law School, and Jacqueline C. Charlesworth, Songwriters of North America, both of New York, New York; Yolanda Adams, Recording Academy, Houston, Texas; Joseph

C. Gratz, Durie Tangri LLP, San Francisco, California; and Rick Beato, Atlanta, Georgia.

INTELLIGENCE

Select Committee on Intelligence: Committee held closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Committee recessed subject to the call.

House of Representatives

Chamber Action

The House was not in session today. The House is scheduled to meet at 9 a.m. on Wednesday, July 29, 2020.

Committee Meetings

THERE'S SOMETHING IN THE WATER: REFORMING OUR NATION'S DRINKING WATER STANDARDS

Committee on Energy and Commerce: Subcommittee on Environment and Climate held a hearing entitled "There's Something in the Water: Reforming Our Nation's Drinking Water Standards". Testimony was heard from public witnesses.

VOTING RIGHTS AND ELECTION ADMINISTRATION IN THE U.S. VIRGIN ISLANDS AND OTHER TERRITORIES

Committee on House Administration: Subcommittee on Elections held a hearing entitled "Voting Rights and Election Administration in the U.S. Virgin Islands and Other Territories". Testimony was heard from Representatives González-Colón of Puerto Rico, Plaskett, Sablan, and San Nicolas; and public witnesses.

OVERSIGHT OF THE DEPARTMENT OF JUSTICE

Committee on the Judiciary: Full Committee held a hearing entitled "Oversight of the Department of Justice". Testimony was heard from William P. Barr, Attorney General, Department of Justice.

UNANSWERED QUESTIONS ABOUT THE US PARK POLICE'S JUNE 1 ATTACK ON PEACEFUL PROTESTERS AT LAFAYETTE SQUARE

Committee on Natural Resources: Full Committee held a hearing entitled "Unanswered Questions About the US Park Police's June 1 Attack on Peaceful Pro-

testers at Lafayette Square". Testimony was heard from Gregory T. Monahan, Acting Chief, U.S. Park Police, National Park Service, Department of the Interior; and Adam D. DeMarco, Major, District of Columbia National Guard, U.S. National Guard.

DEPARTMENT OF DEFENSE APPROPRIATIONS ACT, 2021

Committee on Rules: Full Committee held a hearing on H.R. 7617, the "Department of Defense Appropriations Act, 2021" [Defense, Commerce, Justice, Science, Energy and Water Development, Financial Services and General Government, Homeland Security, Labor, Health and Human Services, Education, Transportation, Housing, and Urban Development Appropriations Act, 2021]. The Committee granted, by record vote of 8–4, a structured rule providing for consideration of H.R. 7617, the "Defense, Commerce, Justice, Science, Energy and Water Development, Financial Services and General Government, Homeland Security, Labor, Health and Human Services, Education, Transportation, Housing, and Urban Development Appropriations Act of 2021". The rule provides 90 minutes of general debate on the bill 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 116–60, modified by the amendment printed in Part A of the 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. Section 2 of the rule provides that following debate, each further amendment printed in part B of the Rules Committee report not earlier considered as part of amendments en bloc pursuant to section 3 shall be considered 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, may be withdrawn by the proponent at any time before the question is put thereon, shall not be subject to amendment, and shall not be subject to a demand for division of the question. Section 3 of the rule provides that at any time after debate the chair of the Committee on Appropriations or her designee may offer amendments en bloc consisting of further amendments printed in part B of the Rules Committee report not earlier disposed of. Amendments en bloc shall be considered as read, shall be debatable for 30 minutes equally divided and controlled by the chair and ranking minority member of the Committee on Appropriations or their designees, 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 B of the Rules Committee report and amendments en bloc described in section 3. The rule provides that during consideration of the amendments described in sections 2 and 3, it shall not be in order to use a decrease in Overseas Contingency Operations funds to offset an amendment that increases an appropriation not designated as Overseas Contingency Operations funds or vice versa. The rule provides one motion to recommit with or without instructions. Testimony was heard from Representatives Visclosky, Serrano, Kaptur, Quigley, Roybal-Allard, DeLauro, Price of North Carolina, Calvert, Aderholt, Simpson, Graves of Georgia, Fleischmann, Diaz-Balart, Blumenauer, Heck, Jackson Lee, Bishop of North Carolina, Burgess, Cole, Gallagher, Grothman, Keller, Mast, Gianforte, and Smith of New Jersey.

THE ROLE OF TECHNOLOGY IN COUNTERING TRAFFICKING IN PERSONS

Committee on Science, Space, and Technology: Subcommittee on Investigations and Oversight; and Subcommittee on Research and Technology held a joint hearing entitled “The Role of Technology in Countering Trafficking in Persons”. Testimony was heard from public witnesses.

EXPERIENCES OF VULNERABLE POPULATIONS DURING DISASTER

Committee on Transportation and Infrastructure: Subcommittee on Economic Development, Public Buildings, and Emergency Management held a hearing entitled “Experiences of Vulnerable Populations During Disaster”. Testimony was heard from public witnesses.

SOLVING THE CLIMATE CRISIS: BUILDING A VIBRANT AND JUST CLEAN ENERGY ECONOMY

Select Committee on the Climate Crisis: Full Committee held a hearing entitled “Solving the Climate Crisis: Building a Vibrant and Just Clean Energy Economy”. Testimony was heard from public witnesses.

Joint Meetings

No joint committee meetings were held.

COMMITTEE MEETINGS FOR WEDNESDAY, JULY 29, 2020

(Committee meetings are open unless otherwise indicated)

Senate

Committee on Banking, Housing, and Urban Affairs: to hold hearings to examine the Consumer Financial Protection Bureau’s semi-annual report to Congress, 10 a.m., WEBEX.

Committee on Commerce, Science, and Transportation: to hold hearings to examine building a stronger and more resilient seafood sector, 10 a.m., SR-253.

Committee on Environment and Public Works: to hold hearings to examine lessons learned from remote working during COVID-19, focusing on if the government can maximize use of leased space, 10 a.m., SD-106.

Committee on Finance: to hold hearings to examine WTO reform, focusing on making global rules work for global challenges, 10:15 a.m., SD-215.

Committee on Foreign Relations: business meeting to consider the nominations of Natalie E. Brown, of Nebraska, to be Ambassador to the Republic of Uganda, Sandra E. Clark, of Maryland, to be Ambassador to Burkina Faso, William Ellison Grayson, of California, to be Ambassador to the Republic of Estonia, Joseph Manso, of New York, for the rank of Ambassador during his tenure of service as United States Representative to the Organization for the Prohibition of Chemical Weapons, Richard M. Mills, Jr., of Texas, to be the Deputy Representative of the United States of America to the United Nations, with the rank and status of Ambassador and the Deputy Representative of the United States of America in the Security Council of the United Nations, and to be Representative of the United States of America to the Sessions of the General Assembly of the United Nations, during his tenure of service as Deputy Representative of the United States of America to the United Nations, Henry T. Wooster, of Virginia, to be Ambassador to the Hashemite Kingdom of Jordan, William W. Popp, of Missouri, to be Ambassador to the Republic of Guatemala, Aldona Z. Wos, of North Carolina, to be Ambassador to Canada, C.J. Mahoney, of Kansas, to be Legal Adviser, Leora Rosenberg Levy, of Connecticut, to be Ambassador to the Republic of Chile, Carlos Trujillo, of Florida, to be an Assistant Secretary (Western Hemisphere Affairs), Lisa S. Kenna, of Vermont, to be Ambassador to the Republic of Peru, Marshall Billingslea, of Virginia, to be Under

Secretary for Arms Control and International Security, and promotion lists in the Foreign Service, all of the Department of State, Jason Myung-Ik Chung, of Virginia, to be United States Director of the Asian Development Bank, with the rank of Ambassador, J. Steven Dowd, of Florida, to be United States Director of the European Bank for Reconstruction and Development, and Ramsey Coats Day, of Virginia, to be an Assistant Administrator, and Jenny A. McGee, of Texas, to be an Associate Administrator, both of the of the United States Agency for International Development, 9 a.m., SR-325.

Committee on Indian Affairs: business meeting to consider S. 1161, to support the education of Indian children, S. 2165, to enhance protections of Native American tangible cultural heritage, S. 2610, to reauthorize certain programs under the Office of Indian Energy Policy and Programs of the Department of Energy, S. 2716, to amend the Grand Ronde Reservation Act, S. 2891, to require the Secretary of the Interior to establish Tribal Wildlife Corridors, S. 2912, to direct the Secretary of the Interior to take certain land located in Pinal County, Arizona, into trust for the benefit of the Gila River Indian Community, S. 3019, to protect access to water for all Montanans, S. 3044, to amend the American's Water Infrastructure Act of 2018 to expand the Indian reservation drinking water program, S. 3099, to provide for the conveyance of certain property to the Southeast Alaska Regional Health Consortium located in Sitka, Alaska, S. 3100, to convey land in Anchorage, Alaska, to the Alaska Native Tribal Health Consortium, S. 3650, to amend the Indian Health Care Improvement Act to deem employees of urban Indian organizations as part of the Public Health Service for certain purposes, and S. 3948, to amend the Alyce Spotted Bear and Walter Soboleff Commission on Native Children Act to extend the deadline for a report by the Alyce Spotted Bear and Walter Soboleff Commission on Native Children; to be immediately followed by an oversight hearing to examine how to safely reopen Bureau of Indian Education schools, focusing on preparing to head back to class, 2:30 p.m., SD-628.

Committee on the Judiciary: to hold hearings to examine the nominations of J. Philip Calabrese, and James Ray Knepp II, both to be a United States District Judge for the Northern District of Ohio, Aileen Mercedes Cannon, to be United States District Judge for the Southern District of Florida, Toby Crouse, to be United States District Judge for the District of Kansas, and Michael Jay Newman, to be United States District Judge for the Southern District of Ohio, 10 a.m., SD-226.

Committee on Veterans' Affairs: to hold hearings to examine VA telehealth during and beyond COVID-19, focusing on challenges and opportunities in rural America, 2 p.m., SD-G50.

Select Committee on Intelligence: closed business meeting to consider pending intelligence matters; to be immediately followed by a closed hearing to examine certain intelligence matters, 2 p.m., SVC-217.

House

Committee on Armed Services: Subcommittee on Military Personnel, hearing entitled "An Epidemic of Fear: Sexual

Harassment and Retaliation in the Military. Is it a crisis at Fort Hood?", 10 a.m., 2118 Rayburn and Webex.

Committee on Energy and Commerce: Subcommittee on Health, hearing entitled "Improving Access to Care: Legislation to Reauthorize Key Public Health Programs", 10 a.m., Webex.

Committee on Foreign Affairs: Full Committee, markup on H.R. 7682, the "Sudan Democratic Transition, Accountability, and Fiscal Transparency Act of 2020"; H.R. 7276, the "East Africa Locust Eradication Act"; H.R. 6334, the "Securing America From Epidemics Act"; H.R. 4644, the "Libya Stabilization Act"; H.R. 5517, the "Gandhi-King Scholarly Exchange Initiative Act"; H.R. 5586, the "Haiti Development, Accountability, and Institutional Transparency Initiative Act"; H. Res. 1062, affirming the nature and importance of the United States-Iraq bilateral relationship, including security and economic components of the relationship; H.R. 3331, the "Countering Hizballah in Lebanon's Military Act of 2019"; H.R. 7703, the "Caribbean Basin Security Initiative Authorization Act"; H. Res. 1033, condemning acts by the People's Republic of China and the Government of the Hong Kong Special Administrative Region that violate fundamental rights and freedoms of Hong Kong residents as well as acts that undermine Hong Kong's high degree of autonomy; H.R. 7805, the "Stop Predatory Organ Trafficking Act of 2020"; and H.R. 7623, the "Passport Backlog Elimination Act", 10 a.m., 2172 Rayburn and Webex.

Subcommittee on Oversight and Investigations: hearing entitled "Diversity and Diplomacy: Assessing the State Department's Record in Promoting Diversity and Inclusion", 2 p.m., 2172 Rayburn and Webex.

Committee on the Judiciary: Subcommittee on Immigration and Citizenship, business meeting on Request for a Department of Homeland Security Departmental Report on the Beneficiaries of H.R. 7572, 9:20 a.m., 2141 Rayburn and Webex.

Subcommittee on Immigration and Citizenship: hearing entitled "Oversight of U.S. Citizenship and Immigration Services", 9:30 a.m., 2141 Rayburn and Webex.

Subcommittee on Antitrust, Commercial, and Administrative Law: hearing entitled "Online Platforms and Market Power, Part 6: Examining the Dominance of Amazon, Apple, Facebook, and Google", 12 p.m., 2141 Rayburn and Webex.

Committee on Natural Resources: Full Committee, markup on S. 294, the "Native American Business Incubators Program Act"; H.R. 1031, the "Pala Band of Mission Indians Land Transfer Act of 2019"; H.R. 1267, the "B-47 Ridge Designation Act"; H.R. 3682, the "Land Grant and Acequia Traditional Use Recognition and Consultation Act"; H.R. 3879, the "SOAR Act"; H.R. 4299, the "Data Preservation Act of 2019"; H.R. 4888, to amend the Grand Ronde Reservation Act, and for other purposes; H.R. 5040, the "Aerial Incursion Repercussion Safety Act of 2019"; H.R. 6237, the "Proper and Reimbursed Care for Native Veterans Act"; H.R. 6535, to deem an urban Indian organization and employees thereof to be a part of the Public Health Service for the purposes

of certain claims for personal injury, and for other purposes; H.R. 6636, the “National Oceanic and Atmospheric Administration Sexual Harassment and Assault Prevention Improvements Act of 2020”; H.R. 7045, to require the Secretary of Agriculture to conduct a study on lands that could be included in a National Forest in Hawai’i, and for other purposes; H.R. 7119, the “Alaska Native Tribal Health Consortium Land Transfer Act of 2020”; and H.R. 7489, the “Long Bridge Act of 2020”, 10 a.m., 2167 Rayburn and Webex.

Committee on Oversight and Reform, Full Committee, hearing entitled “Counting Every Person: Safeguarding the 2020 Census Against the Trump Administration’s Unconstitutional Attacks”, 9:30 a.m., 2154 Rayburn and Webex.

Committee on Veterans’ Affairs, Subcommittee on Health, hearing entitled “Who’s in Charge? Examining Oversight of State Veterans Homes During the COVID-19 Pandemic”, 10 a.m., HVC-210 and Webex.

Permanent Select Committee on Intelligence, Full Committee, business meeting on Authorizing Member Access Requests to review classified documents, 11 a.m., HVC-304 (Hearing Room).

Joint Meetings

Commission on Security and Cooperation in Europe: to hold hearings to examine human rights at home, focusing on values made visible, 10 a.m., WEBCAST.

Next Meeting of the SENATE
10 a.m., Wednesday, July 29

Next Meeting of the HOUSE OF REPRESENTATIVES
9 a.m., Wednesday, July 29

Senate Chamber

Program for Wednesday: Senate will resume consideration of the nomination of Derek Kan, of California, to be Deputy Director of the Office of Management and Budget, and vote on the motion to invoke cloture thereon at 11:30 a.m. If cloture is invoked on the nomination, Senate will vote on confirmation thereon at 2:45 p.m.

Following disposition of the nomination of Derek Kan, Senate will vote on the motion to invoke cloture on the nomination of Marvin Kaplan, of Kansas, to be a Member of the National Labor Relations Board. If cloture is invoked on the nomination, Senate will vote on confirmation thereon at 4:45 p.m.

House Chamber

Program for Wednesday: To be announced.



Congressional Record

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