

# Daily Digest

## HIGHLIGHTS

Senate agreed to S. Con. Res. 5, Concurrent Budget Resolution, as amended.

## Senate

### Chamber Action

*Routine Proceedings, pages S413–S559*

**Measures Introduced:** Fifty-one bills and three resolutions were introduced, as follows: S. 218–268, S. Res. 33–35.

**Measures Passed:**

**Concurrent Budget Resolution:** By 51 yeas to 50 nays, Vice President voting yea (Vote No. 54), Senate agreed to S. Con. Res. 5, setting forth the congressional budget for the United States Government for fiscal year 2021 and setting forth the appropriate budgetary levels for fiscal years 2022 through 2030, after taking action on the following amendments proposed thereto: **Pages S413–60**

**Adopted:**

By 90 yeas to 10 nays (Vote No. 14), Sinema (for Wicker) Amendment No. 261, to establish a deficit-neutral reserve fund relating to establishing a fund to provide grants to food service and drinking establishments affected by the COVID–19 pandemic. **Page S432**

By a unanimous vote of 100 yeas (Vote No. 16), Rubio Amendment No. 69, to establish a deficit-neutral reserve fund relating to prohibiting legislation that would increase taxes on small businesses during any period in which a national emergency has been declared with respect to a pandemic. **Pages S433–34**

Thune/Portman Modified Amendment No. 52, to establish a deficit-neutral reserve fund relating to the authority of States or other taxing jurisdictions to tax certain income of employees for employment duties performed in other States or taxing jurisdictions. **Page S435**

By 58 yeas to 42 nays (Vote No. 18), Young/Cotton Amendment No. 54, to establish a deficit-neutral reserve fund relating to preventing legislation that would allow illegal immigrants to receive Economic Impact Payments or any other similar direct, tax-based temporary financial assistance. **Pages S435–36**

By 99 yeas to 1 nay (Vote No. 19), Manchin Amendment No. 775, to establish a deficit-neutral

reserve fund relating to targeting economic impact payments to Americans who are suffering from the effects of COVID–19, including provisions to ensure upper-income taxpayers are not eligible. **Page S436**

By a unanimous vote of 100 yeas (Vote No. 21), Cardin Amendment No. 716, to establish a deficit-neutral reserve fund relating to COVID–19 vaccine administration and a public awareness campaign. **Pages S437–38**

By 98 yeas to 2 nays (Vote No. 22), Barrasso Amendment No. 653, to establish a deficit-neutral reserve fund relating to supporting elementary and secondary schools in States with lost revenue due to the Federal moratorium on oil and natural gas leasing on public lands and offshore waters. **Page S438**

By 99 yeas to 1 nay (Vote No. 26), Collins Amendment No. 546, to establish a deficit-neutral reserve fund relating to strengthening the Provider Relief Fund, including a 20 percent set aside for rural hospitals. **Page S441**

By a unanimous vote of 100 yeas (Vote No. 27), Shaheen Modified Amendment No. 834, to establish a deficit-neutral reserve fund relating to improving services and interventions relating to sexual assault, family violence, domestic violence, dating violence, and child abuse. **Page S442**

By 57 yeas to 43 nays (Vote No. 28), Braun Amendment No. 833, to establish a deficit-neutral reserve fund relating to prohibiting the Council on Environmental Quality and the Environmental Protection Agency from promulgating rules or guidance that bans hydraulic fracturing in the United States. **Pages S442–43**

Cortez Masto/Cramer Amendment No. 853, to establish a deficit-neutral reserve fund relating to expanded support to struggling Americans in relation to their employment in hospitality, including those in conventions, trade shows, entertainment, tourism, and travel. **Pages S443–44**

By 97 yeas to 3 nays (Vote No. 30), Inhofe Amendment No. 786, to establish a deficit-neutral reserve fund relating to maintaining the United States Embassy in Jerusalem, Israel. **Page S444**

Ernst Amendment No. 767, to establish a deficit-neutral reserve fund relating to prohibiting an increase in the Federal minimum wage during a global pandemic to \$15 per hour. **Page S445**

By 52 yeas to 48 nays (Vote No. 32), Daines Amendment No. 678, to establish a deficit-neutral reserve fund relating to the improvement of relations between the United States and Canada with regard to the Keystone XL Pipeline entering the United States in Phillips County, Montana. **Pages S445–46**

Rejected:

By 50 yeas to 50 nays (Vote No. 15), Scott (SC) Amendment No. 53, to establish a deficit-neutral reserve fund relating to ensuring the accurate reporting of COVID–19 related deaths of residents or staff at nursing homes. **Page S433**

By 50 yeas to 50 nays (Vote No. 17), Blunt Amendment No. 48, to establish a deficit-neutral reserve fund relating to prohibiting the provision of COVID–19 related kindergarten through grade 12 emergency relief to schools that do not reopen for in-person learning after the teachers of such schools are vaccinated against COVID–19. **Pages S434–35**

By 50 yeas to 50 nays (Vote No. 20), Toomey Amendment No. 553, to establish a deficit-neutral reserve fund relating to ensuring that State and local law enforcement are permitted to cooperate with Federal officials to enforce Federal law. **Pages S436–37**

By 29 yeas to 71 nays (Vote No. 31), Paul Amendment No. 1, in the nature of a substitute. **Pages S444–45**

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

By 52 yeas to 48 nays (Vote No. 23), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to waive all applicable sections of the Congressional Budget Act of 1974, and all applicable budget resolutions for purposes of Sasse Amendment No. 192, to establish a deficit-neutral reserve fund relating to improving health care to prohibit a health care practitioner from failing to exercise the proper degree of care in the case of a child who survives an abortion or attempted abortion. Subsequently, a point of order that the amendment was not germane to the underlying resolution was sustained, and the amendment thus fell. **Pages S438–39**

By 50 yeas to 50 nays (Vote No. 24), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to waive all applicable sections of the Congressional Budget Act of 1974, and all applicable budget resolutions for purposes of Graham Amendment No. 687, to establish a deficit-neutral reserve fund relating to strengthening and protecting international agreements, joint declarations, or proclamations entered into by the United States and Mexico. Subsequently, a point of order that the amendment was not germane to the underlying resolution was sustained, and the amendment thus fell. **Pages S439–40**

By 52 yeas to 48 nays (Vote No. 25), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to waive all applicable sections of the Congressional Budget Act of 1974, and all applicable budget resolutions for purposes of Ernst Amendment No. 132, to establish a deficit-neutral reserve fund relating to prioritizing taking into custody aliens charged with a crime resulting in death or serious bodily injury. Subsequently, a point of order that the amendment was not germane to the underlying resolution was sustained, and the amendment thus fell. **Page S440**

By 49 yeas to 51 nays (Vote No. 29), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to waive all applicable sections of the Congressional Budget Act of 1974, and all applicable budget resolutions for purposes of Grassley Amendment No. 91, to create a point of order against legislation that would allow for six-figure tax cuts for the top 1/10th of 1 percent of taxpayers. Subsequently, a point of order that the amendment was not germane to the underlying resolution was sustained, and the amendment thus fell. **Page S443**

**Printing of Impeachment Documents—Agreement:** A unanimous-consent agreement was reached providing that the Secretary of the Senate be authorized, in relation to the pending impeachment trial of former President Trump, to print as Senate documents those documents filed by the parties, to be immediately made available to all parties, and that at the conclusion of the trial those documents be printed together as a Senate document. **Page S420**

**McDonough Nomination—Agreement:** A unanimous-consent agreement was reached providing that at approximately 3 p.m., on Monday, February 8, 2021, Senate begin consideration of the nomination of Denis Richard McDonough, of Maryland, to be Secretary of Veterans Affairs; and that at 5:30 p.m., Senate vote, without intervening action or debate, on confirmation of the nomination. **Page S559**

**Nomination Received:** Senate received the following nomination:

Samantha Power, of Massachusetts, to be Administrator of the United States Agency for International Development. **Page S559**

**Nominations Withdrawn:** Senate received notification of withdrawal of the following nominations:

Robert Benedict Bowes, of Virginia, to be a Commissioner of the Commodity Futures Trading Commission for a term expiring April 13, 2025, which was sent to the Senate on January 3, 2021.

Brian P. Brooks, of California, to be Comptroller of the Currency for a term of five years, which was sent to the Senate on January 3, 2021.

Judy Shelton, of California, to be a Member of the Board of Governors of the Federal Reserve System

for the unexpired term of fourteen years from February 1, 2010, which was sent to the Senate on January 3, 2021.

John Chase Johnson, of Oklahoma, to be Inspector General, Federal Communications Commission, which was sent to the Senate on January 3, 2021.

Charles W. Cook, Jr., of Mississippi, to be a Member of the Board of Directors of the Tennessee Valley Authority for a term expiring May 18, 2025, which was sent to the Senate on January 3, 2021.

Ricky Roden, of Alabama, to be a Member of the Board of Directors of the Tennessee Valley Authority for the remainder of the term expiring May 18, 2021, which was sent to the Senate on January 3, 2021.

Mark Van Dyke Holmes, of New York, to be a Judge of the United States Tax Court for a term of fifteen years, which was sent to the Senate on January 3, 2021.

William A. Douglass, of Florida, to be Ambassador to the Commonwealth of The Bahamas, which was sent to the Senate on January 3, 2021.

John M. Barger, of California, to be a Member of the Federal Retirement Thrift Investment Board for a term expiring October 11, 2022, which was sent to the Senate on January 3, 2021.

Christopher Bancroft Burnham, of Connecticut, to be a Member of the Federal Retirement Thrift Investment Board for a term expiring September 25, 2024, which was sent to the Senate on January 3, 2021.

Frank Dunlevy, of California, to be a Member of the Federal Retirement Thrift Investment Board for a term expiring September 25, 2022, which was sent to the Senate on January 3, 2021.

Rahkel Bouchet, 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, which was sent to the Senate on January 3, 2021.

Sharon E. Goodie, 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, which was sent to the Senate on January 3, 2021.

John P. Howard III, of the District of Columbia, to be an Associate Judge of the District of Columbia Court of Appeals for the term of fifteen years, which was sent to the Senate on January 3, 2021.

Dennis Dean Kirk, of Virginia, to be a Member of the Merit Systems Protection Board for the term of seven years expiring March 1, 2023, which was sent to the Senate on January 3, 2021.

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, which was sent to the Senate on January 3, 2021.

Mark A. Robbins, 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, which was sent to the Senate on January 3, 2021.

Carl Ezekiel Ross, 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, which was sent to the Senate on January 3, 2021.

Vijay Shanker, of the District of Columbia, to be an Associate Judge of the District of Columbia Court of Appeals for the term of fifteen years, which was sent to the Senate on January 3, 2021.

Elizabeth J. Shapiro, 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, which was sent to the Senate on January 3, 2021.

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, which was sent to the Senate on January 3, 2021.

Terrence M. Andrews, of California, to be a Judge of the United States Court of Federal Claims for a term of fifteen years, which was sent to the Senate on January 3, 2021.

Raul M. Arias-Marxuach, of Puerto Rico, to be United States Circuit Judge for the First Circuit, which was sent to the Senate on January 3, 2021.

Joseph L. Barloon, of Maryland, to be a Judge of the United States Court of International Trade, which was sent to the Senate on January 3, 2021.

Melanie J. Bevan, of Florida, to be United States Marshal for the Middle District of Florida for the term of four years, which was sent to the Senate on January 3, 2021.

Maria Teresa Bonifacio Cenzone, of Guam, to be Judge for the District Court of Guam for the term of ten years, which was sent to the Senate on January 3, 2021.

Stephen Andrew Kubiowski, of Kentucky, to be a Judge of the United States Court of Federal Claims for a term of fifteen years, which was sent to the Senate on January 3, 2021.

Edmund G. LaCour, Jr., of Alabama, to be United States District Judge for the Middle District of Alabama, which was sent to the Senate on January 3, 2021.

Grace Karaffa Obermann, of Virginia, to be a Judge of the United States Court of Federal Claims for a term of fifteen years, which was sent to the Senate on January 3, 2021.

Jason Abend, of Virginia, to be Inspector General, Department of Defense, which was sent to the Senate on January 6, 2021.

William Patrick Joseph Kimmitt, of Virginia, to be a Member of the United States International

Trade Commission for a term expiring June 16, 2029, which was sent to the Senate on January 6, 2021.

Barbera Hale Thornhill, of California, to be Ambassador to the Republic of Singapore, which was sent to the Senate on January 6, 2021. **Page S559**

**Executive Communications:** **Pages S468–70**

**Executive Reports of Committees:** **Page S470**

**Additional Cosponsors:** **Pages S472–76**

**Statements on Introduced Bills/Resolutions:** **Page S476**

**Additional Statements:** **Pages S468–88**

**Amendments Submitted:** **Pages S488–S558**

**Authorities for Committees to Meet:** **Pages S558–59**

**Record Votes:** Forty-one record votes were taken today. (Total—54) **Pages S432–60**

**Adjournment:** Senate convened at 10 a.m., on Thursday, February 4, 2021, and adjourned at 5:39 a.m., on Friday, February 5, 2021, until 3 p.m. on Monday, February 8, 2021. (For Senate's program, see the remarks of the Majority Leader in today's Record on page S559.)

## Committee Meetings

(Committees not listed did not meet)

### FORT HOOD

*Committee on Armed Services:* Committee received a closed briefing on the Army response to the findings and recommendations of the Fort Hood Independent Review Committee's assessment of the Fort Hood

command climate and culture from Lieutenant General Gary M. Brito, USA, Deputy Chief of Staff, G–1, and Diane Randon Assistant Deputy Chief of Staff, G–2, both of the United States Army, both a People First Task Force Co-Chair.

### BUSINESS MEETING

*Committee on Banking, Housing, and Urban Affairs:* Committee ordered favorably reported the nominations of Marcia Louise Fudge, of Ohio, to be Secretary of Housing and Urban Development, and Cecilia Elena Rouse, of New Jersey, to be Chairman of the Council of Economic Advisers.

### BUSINESS MEETING

*Committee on Foreign Relations:* Committee ordered favorably reported the nominations of Linda Thomas-Greenfield, of Louisiana, to be the Representative of the United States of America to the United Nations, with the rank and status of the Ambassador, and the 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 her tenure of service as Representative of the United States of America to the United Nations.

### NOMINATION

*Committee on Health, Education, Labor, and Pensions:* Committee concluded a hearing to examine the nomination of Martin Joseph Walsh, of Massachusetts, to be Secretary of Labor, after the nominee, who was introduced by Senator Warren, testified and answered questions in his own behalf.

# House of Representatives

## Chamber Action

**Public Bills and Resolutions Introduced:** 69 public bills, H.R. 786–854; and 7 resolutions, H.J. Res. 24; and H. Res. 95–100, were introduced.

**Pages H382–86**

**Additional Cosponsors:** **Pages H388–89**

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

**Recess:** The House recessed at 11:12 a.m. and reconvened at 12 noon. **Page H335**

**Motion to Adjourn:** Rejected the Roy motion to adjourn by a yea-and-nay vote of 205 yeas to 218 nays, Roll No. 24. **Pages H346–47**

**Removing a certain Member from certain standing committees of the House of Representatives:** The House agreed to H. Res. 72, removing a certain Member from certain standing committees of the House of Representatives, by a yea-and-nay vote of 230 yeas to 199 nays, Roll No. 25. **Pages H347–58**

H. Res. 91, providing for consideration of the resolution (H. Res. 72) was agreed to by a yea-and-nay vote of 218 yeas to 210 nays, Roll No. 23, after the previous question was ordered by a yea-and-nay vote of 218 yeas to 209 nays, Roll No. 22. **Pages H338–46**

**Committee Elections:** The House agreed to H. Res. 95, electing Members to certain standing committees of the House of Representatives. **Page H358**

**Quorum Calls—Votes:** Four yea-and-nay votes developed during the proceedings of today and appear on pages H345, H346, H346–47, and H357–58.

**Adjournment:** The House met at 10 a.m. and adjourned at 9:47 p.m.

## Committee Meetings

### ORGANIZATIONAL MEETING

*Committee on Appropriations:* Full Committee held an organizational meeting. The Committee adopted its rules for the 117th Congress, and confirmed its subcommittee jurisdictions.

### SAFEGUARDING AMERICAN CONSUMERS: FIGHTING FRAUD AND SCAMS DURING THE PANDEMIC

*Committee on Energy and Commerce:* Subcommittee on Consumer Protection and Commerce held a hearing entitled “Safeguarding American Consumers: Fighting Fraud and Scams During the Pandemic”. Testimony was heard from public witnesses.

### MORE THAN A SHOT IN THE ARM: THE NEED FOR ADDITIONAL COVID-19 STIMULUS

*Committee on Financial Services:* Full Committee held a hearing entitled “More than a Shot in the Arm: The Need for Additional COVID-19 Stimulus”. Testimony was heard from public witnesses.

### SUPPORTING SMALL AND MINORITY-OWNED BUSINESSES THROUGH THE PANDEMIC

*Committee on Financial Services:* Subcommittee on National Security, International Development, and Monetary Policy held a hearing entitled “Supporting Small and Minority-Owned Businesses Through the Pandemic”. Testimony was heard from public witnesses.

### EXAMINING THE DOMESTIC TERRORISM THREAT IN THE WAKE OF THE ATTACK ON THE U.S. CAPITOL

*Committee on Homeland Security:* Full Committee held a hearing entitled “Examining the Domestic Terrorism Threat in the Wake of the Attack on the U.S. Capitol”. Testimony was heard from Christopher Rodriguez, Director, Homeland Security and Emergency Management Agency, Washington D.C.; and public witnesses.

### ORGANIZATIONAL MEETING

*Committee on the Judiciary:* Full Committee held an organizational meeting. The Committee adopted its rules for the 117th Congress, without amendment, and passed its full committee and subcommittee rosters.

### ACCOUNTABILITY AND LESSONS LEARNED FROM THE TRUMP ADMINISTRATION’S CHILD SEPARATION POLICY

*Committee on Oversight and Reform:* Full Committee held a hearing entitled “Accountability and Lessons Learned from the Trump Administration’s Child Separation Policy”. Testimony was heard from Michael E. Horowitz, Inspector General, Department of Justice.

### ORGANIZATIONAL MEETING

*Committee on Small Business:* Full Committee held an organizational meeting. The Committee adopted its rules for the 117th Congress, and approved its subcommittee chairs and ranking members.

### STATE OF THE SMALL BUSINESS ECONOMY IN THE ERA OF COVID-19

*Committee on Small Business:* Full Committee held a hearing entitled “State of the Small Business Economy in the Era of COVID-19”. Testimony was heard from public witnesses.

### ORGANIZATIONAL MEETING; PROTECTING TRANSPORTATION WORKERS AND PASSENGERS FROM COVID: GAPS IN SAFETY, LESSONS LEARNED, AND NEXT STEPS

*Committee on Transportation and Infrastructure:* Full Committee held an organizational meeting and hearing entitled “Protecting Transportation Workers and Passengers from COVID: Gaps in Safety, Lessons Learned, and Next Steps”. The Committee adopted its rules for the 117th Congress. Testimony was heard from public witnesses.

### ORGANIZATIONAL MEETING

*Committee on Ways and Means:* Full Committee held an organizational meeting. The Committee adopted its rules for the 117th Congress.

## Joint Meetings

No joint committee meetings were held.

### COMMITTEE MEETINGS FOR FRIDAY, FEBRUARY 5, 2021

(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, February 8

## Senate Chamber

**Program for Monday:** Senate will begin consideration of the nomination of Denis Richard McDonough, of Maryland, to be Secretary of Veterans Affairs, and vote on confirmation thereon at 5:30 p.m.

*Next Meeting of the HOUSE OF REPRESENTATIVES*

9 a.m., Friday, February 5

## House Chamber

**Program for Friday:** Consideration of H.R. 447—National Apprenticeship Act of 2021.

## Extensions of Remarks, as inserted in this issue

## HOUSE

Babin, Brian, Tex., E104  
Banks, Jim, Ind., E109  
Comer, James, Ky., E103, E109  
Gallagher, Mike, Wisc., E103, E109  
Griffith, H. Morgan, Va., E109  
Herrell, Yvete, N.M., E109

Jackson Lee, Sheila, Tex., E106  
LaHood, Darin, Ill., E110, E110  
LaTurner, Jake, Kans., E105  
Lamborn, Doug, Colo., E103  
Long, Billy, Mo., E105  
Meng, Grace, N.Y., E105  
Perlmutter, Ed, Colo., E104  
Rogers, Harold, Ky., E110

Sablan, Gregorio Kilili Camacho, Northern Mariana Islands, E103  
Wasserman Schultz, Debbie, Fla., E103  
Wenstrup, Brad R., Ohio, E104  
Wilson, Joe, S.C., E105  
Wittman, Robert J., Va., E104



# Congressional Record

printed pursuant to directions of the Joint Committee on Printing as authorized by appropriate provisions of Title 44, United States Code, and published for each day that one or both Houses are in session, excepting very infrequent instances when two or more unusually small consecutive issues are printed one time. ¶Public access to the *Congressional Record* is available online through the U.S. Government Publishing Office, at [www.govinfo.gov](http://www.govinfo.gov), free of charge to the user. The information is updated online each day the *Congressional Record* is published. For more information, contact the GPO Customer Contact Center, U.S. Government Publishing Office. Phone 202-512-1800, or 866-512-1800 (toll-free). E-Mail, [contactcenter@gpo.gov](mailto:contactcenter@gpo.gov). ¶To place an order for any of these products, visit the U.S. Government Online Bookstore at: [bookstore.gpo.gov](http://bookstore.gpo.gov). Mail orders to: Superintendent of Documents, P.O. Box 979050, St. Louis, MO 63197-9000, or phone orders to 866-512-1800 (toll-free), 202-512-1800 (D.C. area), or fax to 202-512-2104. Remit check or money order, made payable to the Superintendent of Documents, or use VISA, MasterCard, Discover, American Express, or GPO Deposit Account. ¶Following each session of Congress, the daily *Congressional Record* is revised, printed, permanently bound and sold by the Superintendent of Documents in individual parts or by sets. ¶With the exception of copyrighted articles, there are no restrictions on the republication of material from the *Congressional Record*.

**POSTMASTER:** Send address changes to the Superintendent of Documents, *Congressional Record*, U.S. Government Publishing Office, Washington, D.C. 20402, along with the entire mailing label from the last issue received.

The *Congressional Record* (USPS 087-390). The Periodicals postage is paid at Washington, D.C. The public proceedings of each House of Congress, as reported by the Official Reporters thereof, are