



United States  
of America

# Congressional Record

PROCEEDINGS AND DEBATES OF THE 116<sup>th</sup> CONGRESS, FIRST SESSION

Vol. 165

WASHINGTON, THURSDAY, MARCH 21, 2019

No. 50

## House of Representatives

The House met at 2 p.m. and was called to order by the Speaker pro tempore (Ms. WEXTON).

### DESIGNATION OF THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore laid before the House the following communication from the Speaker:

WASHINGTON, DC,  
March 21, 2019.

I hereby appoint the Honorable JENNIFER WEXTON to act as Speaker pro tempore on this day.

NANCY PELOSI,  
*Speaker of the House of Representatives.*

### PRAYER

The Chaplain, the Reverend Patrick J. Conroy, offered the following prayer: Gracious God, we give You thanks for giving us another day.

You have blessed us with all good gifts, and with thankful hearts we express our gratitude. You have created us with opportunities to serve other people in their need, to share together in respect and affection, and to be faithful in the responsibilities we have been given.

In this moment of prayer, please grant to the Members of this people's House, as they meet with their respective constituents, the gifts of wisdom and discernment, that in their words and actions they will do justice, love with mercy, and walk humbly with You.

May all that is done this day be for Your greater honor and glory.  
Amen.

### THE JOURNAL

The SPEAKER pro tempore. Pursuant to section 2(a) of House Resolution 208, the Journal of the last day's proceedings is approved.

### PLEDGE OF ALLEGIANCE

The SPEAKER pro tempore. The Chair will lead the House in the Pledge of Allegiance.

The SPEAKER pro tempore led the Pledge of Allegiance as follows:

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

### COMMUNICATION FROM THE REPUBLICAN LEADER

The SPEAKER pro tempore laid before the House the following communication from the Honorable KEVIN MCCARTHY, Republican Leader:

CONGRESS OF THE UNITED STATES,  
HOUSE OF REPRESENTATIVES,  
Washington, DC, March 20, 2019.

Hon. NANCY PELOSI,  
*Speaker of the House,*  
Washington, DC.

DEAR MADAM SPEAKER: Pursuant to Section 104(b) of House Resolution 6, 116th Congress, I am pleased to appoint the following Member to the Tom Lantos Human Rights Commission to serve as the Republican Co-chairman:

The Honorable Christopher H. Smith of New Jersey.

Thank you for your attention to this matter.

Sincerely,

KEVIN MCCARTHY,  
*Republican Leader.*

### ADJOURNMENT

The SPEAKER pro tempore. Pursuant to section 2(b) of House Resolution 208, the House stands adjourned until noon on Monday, March 25, 2019, for morning-hour debate and 2 p.m. for legislative business.

Thereupon (at 2 o'clock and 2 minutes p.m.), under its previous order, the House adjourned until Monday, March 25, 2019, at noon for morning-hour debate.

### EXECUTIVE COMMUNICATIONS, ETC.

Under clause 2 of rule XIV, executive communications were taken from the Speaker's table and referred as follows:

410. A communication from the President of the United States, transmitting the final volumes to complete the Fiscal Year 2020 Budget, pursuant to 31 U.S.C. 1105(a); Public Law 97-258 (as amended by Public Law 101-508, Sec. 13112(c)(1)); (104 Stat. 1288-608) (H. Doc. No. 116-3); to the Committee on Appropriations and ordered to be printed.

411. A letter from the Under Secretary, Personnel and Readiness, Department of Defense, transmitting a letter authorizing eleven officers to wear the insignia of the grade of rear admiral (lower half), pursuant to 10 U.S.C. 777(b)(3)(B); Public Law 104-106, Sec. 503(a)(1) (as added by Public Law 108-136, Sec. 509(a)(3)); (117 Stat. 1458); to the Committee on Armed Services.

412. A letter from the Under Secretary, Personnel and Readiness, Department of Defense, transmitting a letter authorizing six officers to wear the insignia of the grade of brigadier general, pursuant to 10 U.S.C. 777(b)(3)(B); Public Law 104-106, Sec. 503(a)(1) (as added by Public Law 108-136, Sec. 509(a)(3)); (117 Stat. 1458); to the Committee on Armed Services.

413. A letter from the Alternate OSD FRLO, Office of the Secretary, Department of Defense, transmitting the Department's final rule — Program to Encourage Public and Community Service (PACS) [Docket ID: DOD-2019-OS-0024] (RIN: 0790-AK44) received March 15, 2019, pursuant to 5 U.S.C. 801(a)(1)(A); Public Law 104-121, Sec. 251; (110 Stat. 868); to the Committee on Armed Services.

414. A letter from the Director, Cost Assessment/Program Evaluation, Office of the Secretary, Department of Defense, transmitting a determination; to the Committee on Armed Services.

415. A letter from the General Counsel, Federal Housing Finance Agency, transmitting the Agency's final rule — Rules of Practice and Procedure; Civil Money Penalty Inflation Adjustment (RIN: 2590-AB01) received March 15, 2019, pursuant to 5 U.S.C. 801(a)(1)(A); Public Law 104-121, Sec. 251; (110 Stat. 868); to the Committee on Financial Services.

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

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



Printed on recycled paper.

H2759

416. A letter from the Secretary, Department of Education, transmitting a determination of the Department of Education that portions of sections 1117(d)(2)(B) and 8501(d)(2)(B) of the Elementary and Secondary Education Act of 1965 (ESEA), Public Law 89-10, codified as amended at 20 U.S.C. Secs. 6320(d)(2)(B) and 7881(d)(2)(B), respectively, are unconstitutional in light of the Supreme Court's decision in the Trinity Lutheran Church of Columbia, Inc. v. Comer, 137 S. Ct. 2012 (2017), pursuant to 28 U.S.C. 530D(a)(1); Public Law 107-273, Sec. 202(a); (116 Stat. 1771); to the Committee on Education and Labor.

417. A letter from the Director, Regulatory Management Division, Environmental Protection Agency, transmitting the Agency's final rule — Air Plan Approval; Indiana; Attainment Plan for Indianapolis and Terre Haute SO<sub>2</sub> Nonattainment Areas [EPA-R05-OAR-2015-0700; FRL-9991-10-Region 5] received March 15, 2019, pursuant to 5 U.S.C. 801(a)(1)(A); Public Law 104-121, Sec. 251; (110 Stat. 868); to the Committee on Energy and Commerce.

418. A letter from the Director, Regulatory Management Division, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality State Implementation Plans; California; Plumas County; Moderate Area Plan for the 2012 PM<sub>2.5</sub> NAAQS [EPA-R09-OAR-2017-0728; FRL-9990-34-Region 9] received March 15, 2019, pursuant to 5 U.S.C. 801(a)(1)(A); Public Law 104-121, Sec. 251; (110 Stat. 868); to the Committee on Energy and Commerce.

419. A letter from the Director, Regulatory Management Division, Environmental Protection Agency, transmitting the Agency's final rule — Clean Air Plans; 2008 8-Hour Ozone Nonattainment Area Requirements; San Joaquin Valley, California [EPA-R09-OAR-2018-0535; FRL-9990-13-Region 9] received March 15, 2019, pursuant to 5 U.S.C. 801(a)(1)(A); Public Law 104-121, Sec. 251; (110 Stat. 868); to the Committee on Energy and Commerce.

420. A letter from the Secretary, Department of the Treasury, transmitting a six-month periodic report on the national emergency with respect to persons undermining democratic processes or institutions in Zimbabwe that was declared in Executive Order 13288 of March 6, 2003, and Executive Order 13313 of July 31, 2003, pursuant to 50 U.S.C. 1641(c); Public Law 94-412, Sec. 401(c); (90 Stat. 1257) and 50 U.S.C. 1703(c); Public Law 95-223, Sec. 204(c); (91 Stat. 1627); to the Committee on Foreign Affairs.

421. A letter from the Assistant Legal Adviser, Office of Treaty Affairs, Department of State, transmitting reports concerning international agreements other than treaties entered into by the United States to be transmitted to the Congress within the sixty-day period specified in the Case-Zablocki Act, pursuant to 1 U.S.C. 112b(a); Public Law 92-403, Sec. 1(a) (as amended by Public Law 108-458, Sec. 7121(b)); (118 Stat. 3807); to the Committee on Foreign Affairs.

422. A letter from the Congressional Relations Officer, United States International Trade Commission, transmitting the Commission's combined Annual Performance Plan for FY 2019-20 and Annual Performance Report for FY 2018, pursuant to 31 U.S.C. 1115(b); Public Law 111-352, Sec. 3; (124 Stat. 3867) and 5 U.S.C. 306(a); Public Law 103-62, Sec. 3 (as amended by Public Law 111-352, Sec. 2); (124 Stat. 3866); to the Committee on Oversight and Reform.

423. A letter from the Chairman, United States International Trade Commission, transmitting the Commission's combined Annual Performance Plan for FY 2019-20 and Annual Performance Report for FY 2018, and

Budget Request for FY 2020, pursuant to 31 U.S.C. 1115(b); Public Law 111-352, Sec. 3; (124 Stat. 3867) and 5 U.S.C. 306(a); Public Law 103-62, Sec. 3 (as amended by Public Law 111-352, Sec. 2); (124 Stat. 3866); to the Committee on Oversight and Reform.

424. A letter from the Chief, Branch of Delisting and Foreign Species, U.S. Fish and Wildlife Service, Department of the Interior, transmitting the Department's final rule — Endangered and Threatened Wildlife and Plants; Removing Deseret Milkvetch (*Asragalus desereticus*) From the Federal List of Endangered and Threatened Plants [Docket No.: FWS-R6-ES-2016-0013; FXES11130900000C6-189-FF09E42000] (RIN: 1018-BB41) received March 14, 2019, pursuant to 5 U.S.C. 801(a)(1)(A); Public Law 104-121, Sec. 251; (110 Stat. 868); to the Committee on Natural Resources.

425. A letter from the Chief, Branch of Delisting and Foreign Species, Fish and Wildlife Service, Department of the Interior, transmitting the Department's final rule — Endangered and Threatened Wildlife and Plants; Listing the Scarlet Macaw [Docket No.: FWS-R9-ES-2012-0039; 4500030113] (RIN: 1018-BC81) received March 14, 2019, pursuant to 5 U.S.C. 801(a)(1)(A); Public Law 104-121, Sec. 251; (110 Stat. 868); to the Committee on Natural Resources.

426. A letter from the Acting Chief, Branch of Domestic Listing, Fish and Wildlife Service, Department of the Interior, transmitting the Department's final rule — Endangered and Threatened Wildlife and Plants; Threatened Species Status for Trisopt Darter [Docket No.: FWS-R4-ES-2017-00636; 4500030113] (RIN: 1018-BC16) received March 14, 2019, pursuant to 5 U.S.C. 801(a)(1)(A); Public Law 104-121, Sec. 251; (110 Stat. 868); to the Committee on Natural Resources.

427. A letter from the Acting Chief, Branch of Domestic Listing, Fish and Wildlife Service, Department of the Interior, transmitting the Department's final rule — Endangered and Threatened Wildlife and Plants; Endangered Species Status for the Candy Darter [Docket No.: FWS-R5-ES-2017-0056; 4500030113] (RIN: 1018-BC44) received March 14, 2019, pursuant to 5 U.S.C. 801(a)(1)(A); Public Law 104-121, Sec. 251; (110 Stat. 868); to the Committee on Natural Resources.

428. A letter from the Acting Administrator, Federal Aviation Administration, Department of Transportation, transmitting the Department's report to Congress titled, "Assistance Provided to Foreign Aviation Authorities for FY 2018", pursuant to 49 U.S.C. 40113(e)(4); Public Law 103-272, Sec. 1(e) (as amended by Public Law 112-95, Sec. 207); (126 Stat. 39); to the Committee on Transportation and Infrastructure.

429. A letter from the Attorney — Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Chicago Harbor, Navy Pier Southeast, Chicago, IL [Docket Number: USCG-2018-0713] (RIN: 1625-AA00) received March 15, 2019, pursuant to 5 U.S.C. 801(a)(1)(A); Public Law 104-121, Sec. 251; (110 Stat. 868); to the Committee on Transportation and Infrastructure.

430. A letter from the Attorney — Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting the Department's temporary final rule — Safety Zone; Firestone Grand Prix of St. Petersburg, St. Petersburg, Florida [Docket Number: USCG-2019-0050] (RIN: 1625-AA00) received March 15, 2019, pursuant to 5 U.S.C. 801(a)(1)(A); Public Law 104-121, Sec. 251; (110 Stat. 868); to the Committee on Transportation and Infrastructure.

431. A letter from the Attorney — Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting the Department's temporary final rule — Special Local Regu-

lation; Gulfport Grand Prix, Boca Ciego Bay, Gulfport, FL [Docket Number: USCG-2019-0059] (RIN: 1625-AA08) received March 15, 2019, pursuant to 5 U.S.C. 801(a)(1)(A); Public Law 104-121, Sec. 251; (110 Stat. 868); to the Committee on Transportation and Infrastructure.

432. A letter from the Assistant U.S. Trade Representative and Deputy Assistant Secretary for Antidumping Countervailing Duty Operations, Office of the U.S. Trade Representative and Department of Commerce, transmitting the Annual Report on Subsidies Enforcement, pursuant to 19 U.S.C. 3571(f)(4); Public Law 103-465, Sec. 281(f)(4); (108 Stat. 4926); to the Committee on Ways and Means.

433. A communication from the President of the United States, transmitting the Economic Report of the President together with the 2019 Annual Report of the Council of Economic Advisers, pursuant to 15 U.S.C. 1022(a); February 20, 1946, ch. 33, Sec. 3(a) (as amended by Public Law 101-508; 13112(e)); (104 Stat. 1388-609) (H. Doc. No. 116-2); to the Committee on the Joint Economic Committee and ordered to be printed.

## PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions of the following titles were introduced and severally referred, as follows:

By Mr. DEUTCH (for himself and Mr. WILSON of South Carolina):

H.R. 1837. A bill to make improvements to certain defense and security assistance provisions and to authorize assistance for Israel, and for other purposes; to the Committee on Foreign Affairs, and in addition to the Committees on Armed Services, Science, Space, and Technology, Agriculture, Energy and Commerce, the Judiciary, Homeland Security, Transportation and Infrastructure, and Veterans' Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. MARCHANT (for himself and Mr. SMITH of Missouri):

H.R. 1838. A bill to amend title II of the Social Security Act to provide for the reissuance of Social Security account numbers to young children in cases where confidentiality has been compromised; to the Committee on Ways and Means.

By Mr. RUIZ (for himself, Mr. SCHRAEDER, Mr. MULLIN, and Mr. UPTON):

H.R. 1839. A bill to amend title XIX to extend protection for Medicaid recipients of home and community-based services against spousal impoverishment, establish a State Medicaid option to provide coordinated care to children with complex medical conditions through health homes, prevent the misclassification of drugs for purposes of the Medicaid drug rebate program, and for other purposes; to the Committee on Energy and Commerce.

By Mr. REED (for himself, Ms. DEGETTE, Mr. RUIZ, Ms. DELBENE, Mrs. BROOKS of Indiana, and Mr. KELLY of Pennsylvania):

H.R. 1840. A bill to amend title XVIII of the Social Security Act to improve access to diabetes outpatient self-management training services, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BERA (for himself, Mr. BUCHSON, Mr. PETERS, and Mr. MULLIN):