

Kinzingers	Rogers (AL)	Swalwell (CA)
Kustoff (TN)	Rooney (FL)	Thornberry
Lucas	Ryan	Walorski
Moulton	Schrader	Wilson (FL)
Mullin	Sensenbrenner	Young
Richmond	Steube	

□ 1641

So the bill was passed.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

# EMERGENCY SUPPLEMENTAL APPROPRIATIONS FOR HUMANITARIAN ASSISTANCE AND SECURITY AT THE SOUTHERN BORDER ACT, 2019

Mrs. LOWEY. Mr. Speaker, pursuant to House Resolution 466, I call up the bill (H.R. 3401) making emergency supplemental appropriations for the fiscal year ending September 30, 2019, and for other purposes, with the Senate amendment thereto, and ask for its immediate consideration.

The Clerk read the title of the bill.

The SPEAKER pro tempore. The Clerk will designate the Senate amendment.

Senate amendment:

Strike out all after the enacting clause and insert:

*That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the fiscal year ending September 30, 2019, and for other purposes, namely:*

## TITLE I

### DEPARTMENT OF JUSTICE

#### GENERAL ADMINISTRATION

##### EXECUTIVE OFFICE FOR IMMIGRATION REVIEW

For an additional amount for “Executive Office for Immigration Review”, \$65,000,000, of which \$45,000,000 shall be for the hiring of 30 additional Immigration Judge Teams, of which \$10,000,000 shall be used for the purchase or lease of immigration judge courtroom space and equipment, and of which \$10,000,000 shall be used only for services and activities provided by the Legal Orientation Program: Provided, That Immigration Judge Teams shall include appropriate attorneys, law clerks, paralegals, court administrators, and other support staff: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

##### UNITED STATES MARSHALS SERVICE

#### FEDERAL PRISONER DETENTION

For an additional amount for “Federal Prisoner Detention”, for necessary expenses related to United States prisoners in the custody of the United States Marshals Service, to be used only as authorized by section 4013 of title 18, United States Code, \$155,000,000, to remain available until expended: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

## TITLE II

### DEPARTMENT OF DEFENSE

#### OPERATION AND MAINTENANCE

##### OPERATION AND MAINTENANCE, ARMY

For an additional amount for “Operation and Maintenance, Army”, \$92,800,000, for necessary expenses to respond to the significant rise in unaccompanied minors and family unit aliens at

the southwest border and related activities: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

##### OPERATION AND MAINTENANCE, MARINE CORPS

For an additional amount for “Operation and Maintenance, Marine Corps”, \$13,025,000, for necessary expenses to respond to the significant rise in unaccompanied minors and family unit aliens at the southwest border and related activities: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

##### OPERATION AND MAINTENANCE, AIR FORCE

For an additional amount for “Operation and Maintenance, Air Force”, \$18,000,000, for necessary expenses to respond to the significant rise in unaccompanied minors and family unit aliens at the southwest border and related activities: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

##### OPERATION AND MAINTENANCE, ARMY NATIONAL GUARD

For an additional amount for “Operation and Maintenance, Army National Guard”, \$21,024,000, for necessary expenses to respond to the significant rise in unaccompanied minors and family unit aliens at the southwest border and related activities: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

## TITLE III

### DEPARTMENT OF HOMELAND SECURITY

#### U.S. CUSTOMS AND BORDER PROTECTION

##### OPERATIONS AND SUPPORT

For an additional amount for “Operations and Support” for necessary expenses to respond to the significant rise in aliens at the southwest border and related activities, \$1,015,431,000; of which \$819,950,000 shall be available until September 30, 2020: Provided, That of the amounts provided under this heading, \$708,000,000 is for establishing and operating migrant care and processing facilities, \$111,950,000 is for consumables and medical care, \$35,000,000 is for transportation, \$110,481,000 is for temporary duty and overtime costs including reimbursements, and \$50,000,000 is for mission support data systems and analysis: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

##### PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS

For an additional amount for “Procurement, Construction, and Improvements” for migrant care and processing facilities, \$85,000,000, to remain available until September 30, 2023: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

##### U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT

##### OPERATIONS AND SUPPORT

For an additional amount for “Operations and Support” for necessary expenses to respond to the significant rise in aliens at the southwest border and related activities, \$208,945,000: Provided, That of the amounts provided under this heading, \$35,943,000 is for transportation of unaccompanied alien children, \$11,981,000 is for detainee transportation for medical needs, court proceedings, or relocation from U.S. Customs

and Border Protection custody, \$20,000,000 is for alternatives to detention, \$45,000,000 is for detainee medical care, \$69,735,000 is for temporary duty, overtime, and other on-board personnel costs including reimbursements, \$5,000,000 is for the Office of Professional Responsibility for background investigations and facility inspections, and \$21,286,000 is for Homeland Security Investigations human trafficking investigations: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

##### FEDERAL EMERGENCY MANAGEMENT AGENCY

##### FEDERAL ASSISTANCE

For an additional amount for “Federal Assistance”, \$30,000,000, to remain available until September 30, 2020, for the emergency food and shelter program under title III of the McKinney-Vento Homeless Assistance Act (42 U.S.C. 11331 et seq.) for the purposes of providing assistance to aliens released from the custody of the Department of Homeland Security: Provided, That notwithstanding sections 315 and 316(b) of such Act, funds made available under this section shall be disbursed by the Emergency Food and Shelter Program National Board not later than 30 days after the date on which such funds become available: Provided further, That the Emergency Food and Shelter Program National Board shall distribute such funds only to jurisdictions or local recipient organizations serving communities that have experienced a significant influx of such aliens: Provided further, That such funds may be used to reimburse such jurisdictions or local recipient organizations for costs incurred in providing services to such aliens on or after January 1, 2019: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

##### GENERAL PROVISIONS—THIS TITLE

SEC. 301. Notwithstanding any other provision of law, funds made available under each heading in this title shall only be used for the purposes specifically described under that heading.

SEC. 302. Division A of the Consolidated Appropriations Act, 2019 (Public Law 116-6) is amended by adding after section 540 the following:

“SEC. 541. (a) Section 831 of the Homeland Security Act of 2002 (6 U.S.C. 391) shall be applied—

“(1) In subsection (a), by substituting ‘September 30, 2019,’ for ‘September 30, 2017,’; and

“(2) In subsection (c)(1), by substituting ‘September 30, 2019,’ for ‘September 30, 2017.’

“(b) The Secretary of Homeland Security, under the authority of section 831 of the Homeland Security Act of 2002 (6 U.S.C. 391(a)), may carry out prototype projects under section 2371b of title 10, United States Code, and the Secretary shall perform the functions of the Secretary of Defense as prescribed.

“(c) The Secretary of Homeland Security under section 831 of the Homeland Security Act of 2002 (6 U.S.C. 391(d)) may use the definition of nontraditional government contractor as defined in section 2371b(e) of title 10, United States Code.”

SEC. 303. None of the funds provided in this Act under “U.S. Customs and Border Protection—Operations and Support” for facilities shall be available until U.S. Customs and Border Protection establishes policies (via directive, procedures, guidance, and/or memorandum) and training programs to ensure that such facilities adhere to the National Standards on Transport, Escort, Detention, and Search, published in October of 2015: Provided, That not later than 90 days after the date of enactment of this Act, U.S. Customs and Border Protection shall provide a detailed report to the Committees on Appropriations of the Senate and the House of

Representatives, the Committee on the Judiciary of the Senate, and the House Judiciary Committee regarding the establishment and implementation of such policies and training programs.

SEC. 304. No later than 30 days after the date of enactment of this Act, the Secretary of Homeland Security shall provide a report on the number of U.S. Customs and Border Protection Officers assigned to northern border land ports of entry and temporarily assigned to the ongoing humanitarian crisis: Provided, That the report shall outline what resources and conditions would allow a return to northern border staffing levels that are no less than the number committed in the June 12, 2018 Department of Homeland Security Northern Border Strategy: Provided further, That the report shall include the number of officers temporarily assigned to the southwest border in response to the ongoing humanitarian crisis, the number of days the officers will be away from their northern border assignment, the northern border ports from which officers are being assigned to the southwest border, and efforts being made to limit the impact on operations at each northern border land port of entry where officers have been temporarily assigned to the southwest border.

SEC. 305. None of the funds appropriated or otherwise made available by this Act or division A of the Consolidated Appropriations Act, 2019 (Public Law 116-6) for the Department of Homeland Security may be used to relocate to the National Targeting Center the vetting of Trusted Traveler Program applications and operations currently carried out at existing locations unless specifically authorized by a statute enacted after the date of enactment of this Act.

SEC. 306. The personnel, supplies, or equipment of any component of the Department of Homeland Security may be deployed to support activities of the Department of Homeland Security related to the significant rise in aliens at the southwest border and related activities, and for the enforcement of immigration and customs laws, detention and removals of aliens crossing the border unlawfully, and investigations without reimbursement as jointly agreed by the detailing components.

#### TITLE IV

#### DEPARTMENT OF HEALTH AND HUMAN SERVICES

#### ADMINISTRATION FOR CHILDREN AND FAMILIES

#### REFUGEE AND ENTRANT ASSISTANCE

For an additional amount for “Refugee and Entrant Assistance”, \$2,881,552,000, to be merged with and available for the same period as funds appropriated in Public Law 115-245 “for carrying out such sections 414, 501, 462, and 235”, which shall be available for any purpose funded under such heading in such law: Provided, That if any part of the reprogramming described in the notification submitted by the Secretary of Health and Human Services (the “Secretary”) to the Committees on Appropriations of the House of Representatives and the Senate on May 16, 2019 has been executed, such amounts provided by this Act as are necessary shall be used to reverse such reprogramming: Provided further, That amounts allocated by the Secretary for costs of leases of property that include facilities to be used as hard-sided dormitories for which the Secretary intends to seek State licensure for the care of unaccompanied alien children, and that are executed under authorities transferred to the Director of the Office of Refugee Resettlement (ORR) under section 462 of the Homeland Security Act of 2002, shall remain available until expended: Provided further, That ORR shall notify the Committees on Appropriations of the House of Representatives and the Senate within 72 hours of conducting a formal assessment of a facility for possible lease or acquisition and within 7 days of any acquisition or lease of real property: Provided further, That not less than \$866,000,000 of

amounts provided under this heading shall be used for the provision of care in licensed shelters and for expanding the supply of shelters for which State licensure will be sought, of which not less than \$27,000,000 shall be available for the purposes of adding shelter beds in State-licensed facilities in response to funding opportunity HHS-2017-ACF-ORR-ZU-1132, and of which not less than \$185,000,000 shall be available for expansion grants to add beds in State-licensed facilities and open new State-licensed facilities, and for contract costs to acquire, activate, and operate facilities that will include small- and medium-scale hard-sided facilities for which the Secretary intends to seek State licensure in an effort to phase out the need for shelter beds in unlicensed facilities: Provided further, That not less than \$100,000,000 of amounts provided under this heading shall be used for post-release services, child advocates, and legal services: Provided further, That not less than \$8,000,000 of amounts provided under this heading shall be used for the purposes of hiring additional Federal Field Specialists and for increasing case management and case coordination services, with the goal of more expeditiously placing unaccompanied alien children with sponsors and reducing the length of stay in ORR custody: Provided further, That not less than \$1,000,000 of amounts provided under this heading shall be used for the purposes of hiring project officers and program monitor staff dedicated to pursuing strategic improvements to the Unaccompanied Alien Children program and for the development of a discharge rate improvement plan which shall be submitted to the Committees on Appropriations of the House of Representatives and the Senate within 120 days of enactment of this Act: Provided further, That of the amounts provided under this heading, \$5,000,000 shall be transferred to “Office of the Secretary—Office of Inspector General” and shall remain available until expended for oversight of activities supported with funds appropriated under this heading: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

#### GENERAL PROVISIONS—THIS TITLE

SEC. 401. The Secretary of Health and Human Services (the “Secretary”) shall prioritize use of community-based residential care (including long-term and transitional foster care and small group homes) and shelter care other than large-scale institutional shelter facilities to house unaccompanied alien children in its custody. The Secretary shall prioritize State-licensed and hard-sided dormitories.

SEC. 402. The Office of Refugee Resettlement shall ensure that its grantees and, to the greatest extent practicable, potential sponsors of unaccompanied alien children are aware of current law regarding the use of information collected as part of the sponsor suitability determination process.

SEC. 403. (a) None of the funds provided by this or any prior appropriations Act may be used to reverse changes in procedures made by operational directives issued to providers by the Office of Refugee Resettlement on December 18, 2018, March 23, 2019, and June 10, 2019 regarding the Memorandum of Agreement on Information Sharing executed April 13, 2018.

(b) Notwithstanding subsection (a), the Secretary may make changes to such operational directives upon making a determination that such changes are necessary to prevent unaccompanied alien children from being placed in danger, and the Secretary shall provide a written justification to Congress and the Inspector General of the Department of Health and Human Services in advance of implementing such changes.

(c) Within 15 days of the Secretary’s communication of the justification, the Inspector General of the Department of Health and Human

Services shall provide an assessment, in writing, to the Secretary and to Committees on Appropriations of the House of Representatives and the Senate of whether such changes to operational directives are necessary to prevent unaccompanied children from being placed in danger.

SEC. 404. None of the funds made available in this Act under the heading “Department of Health and Human Services—Administration for Children and Families—Refugee and Entrant Assistance” may be obligated to a grantee or contractor to house unaccompanied alien children (as such term is defined in section 462(g)(2) of the Homeland Security Act of 2002 (6 U.S.C. 279(g)(2))) in any facility that is not State-licensed for the care of unaccompanied alien children, except in the case that the Secretary determines that housing unaccompanied alien children in such a facility is necessary on a temporary basis due to an influx of such children or an emergency, provided that—

(1) the terms of the grant or contract for the operations of any such facility that remains in operation for more than six consecutive months shall require compliance with—

(A) the same requirements as licensed placements, as listed in Exhibit 1 of the Flores Settlement Agreement that the Secretary determines are applicable to non-State licensed facilities; and

(B) staffing ratios of one (1) on-duty Youth Care Worker for every eight (8) children or youth during waking hours, one (1) on-duty Youth Care Worker for every sixteen (16) children or youth during sleeping hours, and clinician ratios to children (including mental health providers) as required in grantee cooperative agreements;

(2) the Secretary may grant a 60-day waiver for a contractor’s or grantee’s non-compliance with paragraph (1) if the Secretary certifies and provides a report to Congress on the contractor’s or grantee’s good-faith efforts and progress towards compliance;

(3) not more than four consecutive waivers under paragraph (2) may be granted to a contractor or grantee with respect to a specific facility;

(4) ORR shall ensure full adherence to the monitoring requirements set forth in section 5.5 of its Policies and Procedures Guide as of May 15, 2019;

(5) for any such unlicensed facility in operation for more than three consecutive months, ORR shall conduct a minimum of one comprehensive monitoring visit during the first three months of operation, with quarterly monitoring visits thereafter; and

(6) not later than 60 days after the date of enactment of this Act, ORR shall brief the Committees on Appropriations of the House of Representatives and the Senate outlining the requirements of ORR for influx facilities including any requirement listed in paragraph (1)(A) that the Secretary has determined are not applicable to non-State licensed facilities.

SEC. 405. In addition to the existing Congressional notification for formal site assessments of potential influx facilities, the Secretary shall notify the Committees on Appropriations of the House of Representatives and the Senate at least 15 days before operationalizing an unlicensed facility, and shall (1) specify whether the facility is hard-sided or soft-sided, and (2) provide analysis that indicates that, in the absence of the influx facility, the likely outcome is that unaccompanied alien children will remain in the custody of the Department of Homeland Security for longer than 72 hours or that unaccompanied alien children will be otherwise placed in danger. Within 60 days of bringing such a facility online, and monthly thereafter, the Secretary shall provide to the Committees on Appropriations of the House of Representatives and the Senate a report detailing the total number of children in care at the facility, the average length of stay and average length of care of

children at the facility, and, for any child that has been at the facility for more than 60 days, their length of stay and reason for delay in release.

SEC. 406. (a) The Secretary shall ensure that, when feasible, no unaccompanied alien child is at an unlicensed facility if the child—

(1) is not expected to be placed with a sponsor within 30 days;

(2) is under the age of 13;

(3) does not speak English or Spanish as his or her preferred language;

(4) has known special needs, behavioral health issues, or medical issues that would be better served at an alternative facility;

(5) is a pregnant or parenting teen; or

(6) would have a diminution of legal services as a result of the transfer to such an unlicensed facility.

(b) ORR shall notify a child's attorney of record in advance of any transfer, where applicable.

SEC. 407. None of the funds made available in this Act may be used to prevent a United States Senator or Member of the House of Representatives from entering, for the purpose of conducting oversight, any facility in the United States used for the purpose of maintaining custody of, or otherwise housing, unaccompanied alien children (as defined in section 462(g)(2) of the Homeland Security Act of 2002 (6 U.S.C. 279(g)(2))), provided that such Senator or Member has coordinated the oversight visit with the Office of Refugee Resettlement not less than two business days in advance to ensure that such visit would not interfere with the operations (including child welfare and child safety operations) of such facility.

SEC. 408. Not later than 14 days after the date of enactment of this Act, and monthly thereafter, the Secretary shall submit to the Committees on Appropriations of the House of Representatives and the Senate, and make publicly available online, a report with respect to children who were separated from their parents or legal guardians by the Department of Homeland Security (DHS) (regardless of whether or not such separation was pursuant to an option selected by the children, parents, or guardians), subsequently classified as unaccompanied alien children, and transferred to the care and custody of ORR during the previous month. Each report shall contain the following information:

(1) the number and ages of children so separated subsequent to apprehension at or between ports of entry, to be reported by sector where separation occurred; and

(2) the documented cause of separation, as reported by DHS when each child was referred.

SEC. 409. Funds made available in this Act under the heading "Department of Health and Human Services—Administration for Children and Families—Refugee and Entrant Assistance" shall be subject to the authorities and conditions of section 224 of division A of the Consolidated Appropriations Act, 2019 (Public Law 116–6).

SEC. 410. Not later than 30 days after the date of enactment of this Act, the Secretary shall submit to the Committees on Appropriations of the House of Representatives and the Senate a detailed spend plan of anticipated uses of funds made available in this account, including the following: a list of existing grants and contracts for both permanent and influx facilities, including their costs, capacity, and timelines; costs for expanding capacity through the use of community-based residential care placements (including long-term and transitional foster care and small group homes) through new or modified grants and contracts; current and planned efforts to expand small-scale shelters and available foster care placements, including collaboration with state child welfare providers; influx facilities being assessed for possible use, costs and services to be provided for legal services, child advocates, and post release services; program administration; and the average number of

weekly referrals and discharge rate assumed in the spend plan: Provided, That such plan shall be updated to reflect changes and expenditures and submitted to the Committees on Appropriations of the House of Representatives and the Senate every 60 days until all funds are expended or expired.

#### TITLE V

##### GENERAL PROVISIONS—THIS ACT

SEC. 501. Each amount appropriated or made available by this Act is in addition to amounts otherwise appropriated for the fiscal year involved.

SEC. 502. No part of any appropriation contained in this Act shall remain available for obligation beyond the current fiscal year unless expressly so provided herein.

SEC. 503. Unless otherwise provided for by this Act, the additional amounts appropriated by this Act to appropriations accounts shall be available under the authorities and conditions applicable to such appropriations accounts for fiscal year 2019.

SEC. 504. Each amount designated in this Act by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985 shall be available (or rescinded or transferred, if applicable) only if the President subsequently so designates all such amounts and transmits such designations to the Congress.

SEC. 505. Any amount appropriated by this Act, designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985 and subsequently so designated by the President, and transferred pursuant to transfer authorities provided by this Act shall retain such designation.

SEC. 506. Not later than 180 days after the date of the enactment of this Act, the Comptroller General of the United States shall submit a report to the Committees on Appropriations of the House of Representatives and the Senate on the number of asylum officers and immigration judges, including temporary immigration judges, and the corresponding number of support staff necessary—

(1) to fairly and effectively make credible fear determinations with respect to individuals within family units and unaccompanied alien children;

(2) to ensure that the credible fear determination and asylum interview is completed not later than 20 days after the date on which a family unit is apprehended; and

(3) to fairly and effectively review appeals of credible fear determinations with respect to individuals within family units and unaccompanied alien children.

In addition, the report shall determine if there is any physical infrastructure such as hearing or courtroom space needed to achieve these goals.

This Act may be cited as the "Emergency Supplemental Appropriations for Humanitarian Assistance and Security at the Southern Border Act, 2019".

#### MOTION TO CONCUR

Mrs. LOWEY. Mr. Speaker, I have a motion at the desk.

The SPEAKER pro tempore. The Clerk will designate the motion.

The text of the motion is as follows:

Mrs. Lowey moves that the House concur in the Senate amendment to H.R. 3401.

The SPEAKER pro tempore. Pursuant to House Resolution 466, the motion shall be debatable for 1 hour equally divided and controlled by the chair and ranking minority member of the Committee on Appropriations.

The gentlewoman from New York (Mrs. LOWEY) and the gentlewoman

from Texas (Ms. GRANGER) each will control 30 minutes.

The Chair recognizes the gentlewoman from New York.

□ 1645

#### GENERAL LEAVE

Mrs. LOWEY. Mr. Speaker, I ask unanimous consent that all Members have 5 legislative days to revise and extend their remarks on the motion currently under consideration.

The SPEAKER pro tempore. Is there objection to the request of the gentlewoman from New York?

There was no objection.

Mrs. LOWEY. Mr. Speaker, I yield 1 minute to the gentlewoman from California (Ms. PELOSI), the Speaker of the House.

Ms. PELOSI. Mr. Speaker, I thank the distinguished chairwoman for yielding and admire her for her distinguished and hard work to bring a solution to the floor. This is not the one that we had hoped for, but it is one that we will be voting on today.

Mr. Speaker, I thank NITA LOWEY, Congresswoman LUCILLE ROYBAL-ALLARD, Congresswoman ROSA DE LAURO, and all of the appropriators for their relentless good faith work on a strong bill that we had hoped would completely protect vulnerable children, keep America safe, and honor our values.

Today, sadly, and almost with a broken heart, those values are being undermined by failed policies which have intensified a situation of heartbreak and horror on the border, all of which challenges the conscience of America.

I will be brief in just saying, right now, children need their families. Right now, little children are enduring trauma and terror; many are living in squalor at the border station, patrol station; some are sleeping on the cold ground without warm blankets or hot meals.

Kids as young as 7 and 8 years old are watching over infants because no one else is there to care for them. As one little girl caring for two infants said: I need comfort, too. I am bigger than they are, but I am a child, too.

Mr. Speaker, we could have done so much better—so much better—than what we are faced with today. It is my belief, my colleagues, that our country is at a moment of truth in acting upon our values as we develop policies.

I am proud of the work that our appropriators in the House have done in passing a bill that received overwhelming Democratic support on Tuesday. It was even bipartisan.

The current situation on the border is shameful and does not reflect America's values. We don't need anyone—especially the United States Senate—to tell us what the needs are on the border and that we have to act expeditiously.

Our Members are very well versed and excellent representatives of the regions they represent and that are affected, but we want to find a path to

improve the conditions under which we are addressing and ministering to the needs of children and families there.

We are gravely disappointed in the actions taken by the Senate in opposing the regular order of the Congress of the United States. We will continue to fight for our values and priorities in our legislation and beyond.

Our strongest ally in getting a better policy than that which was passed by the Republican Senate is public opinion. And people and institutions of good faith in our country, our faith-based institutions who minister to the needs of our immigrants, know that this is not the best way to go. So as we go forward, we will continue to fight for our values with public opinion and faith-based organizations on our side.

The American people are constantly asking the question: Why aren't we doing a better job to respect the dignity and worth of our children? The dignity and worth of our children. The dignity and worth of our children.

That might amuse you, but it is not amusing to the children who are affected.

The children come first. At the end of the day, we have to make sure that the resources needed to protect the children are available. Therefore, we will not engage in the same disrespectful behavior that the Senate did in ignoring the House priorities.

In order to get resources to the children fastest, we will reluctantly put the Senate bill on the floor. As the Senate bill passes—when it does, if it does—it will not be the end of this debate. It will be the battle cry. It will be the battle cry as to how we go forward to protect children in a way that truly honors their dignity and worth, their spark of divinity that they are all children of God.

Mr. Speaker, I thank the gentlewoman from Texas (Ms. ESCOBAR), our colleague, for the beautiful moment of silence that she held earlier.

Mr. Speaker, I thank my colleagues for their leadership to protect values, honor our values, keep America safe. As always, with every vote, it is a vote of conscience.

The situation at the border is a challenge to the conscience of America. It should be a challenge to the conscience of each and every one of us. As always, you must vote your conscience.

Mrs. LOWEY. Mr. Speaker, the humanitarian situation at our southern border is disgraceful. The Trump administration has exacerbated a crisis that has led to intolerable conditions for children and families in the government's care.

We have been advised that agencies that provide critical services for children, including the Office of Refugee Resettlement and Customs and Border Protection, will imminently run out of funds.

Earlier this week, the House passed a comprehensive bill to fund these agencies and provide important reforms to ensure that children in our govern-

ment's care are safe, healthy, and comfortable.

Sadly, the White House, which has done so much to create this crisis, refused to work with us to protect the children; and the Senate majority leader, who I am told is selling T-shirts that describe him as the Grim Reaper, refuses to respect the House as a co-equal body of Congress and negotiate the differences in our legislation.

Left in the lurch by this cruelty and callousness are the babies and children in government care. The House refuses to be a party to this cruelty. That is why we are reluctantly bringing the Senate legislation to the floor today.

We could have done better for our children and our families, but, unfortunately, the White House and the Senate would not allow that. So we will fight another day, and we will never stop fighting to protect the children who are our future.

Mr. Speaker, I reserve the balance of my time.

Ms. GRANGER. Mr. Speaker, I yield myself such time as I may consume.

I rise in very strong support of H.R. 3401, as amended by the Senate.

Hundreds of thousands of people have arrived at our border this year. More than 100,000 have crossed each of the last 3 months, with 144,000 in May alone. Some of these people are coming through points of entry, but the overwhelming majority are walking through the desert or swimming the Rio Grande.

Men and women across agencies and departments have been working together night and day trying to respond to the overwhelming surge, and they desperately need resources to cover the growing costs. This is a real crisis, and this bill provides funds for all those who are representing us and working without adequate pay.

As I said just yesterday, we are out of time. Some of our agencies are spending money they don't have because they have must-pay bills for contracts for food, for shelter, for transportation, and for medical care.

People are waiting in terrible conditions in the desert, and summer in Texas is here. Children are sleeping on the ground and need to be moved to shelters or homes. We need doctors and pediatricians and caregivers.

This bill gives the agencies the funds to care for these children, to reduce the overcrowding at border facilities, to repay the States, and to add immigration judge teams.

The Senate has already passed this bill on an overwhelmingly bipartisan basis. Now we should do the same and send this bill to the President for his signature.

Mr. Speaker, I urge a strong "yes" vote on this bill, and I yield back the balance of my time.

Mrs. LOWEY. Mr. Speaker, I yield back the balance of my time.

The SPEAKER pro tempore. Pursuant to House Resolution 466, the previous question is ordered.

The question is on the motion to concur.

The question was taken; and the Speaker pro tempore announced that the ayes appeared to have it.

RECORDED VOTE

Ms. GRANGER. Mr. Speaker, I demand a recorded vote.

A recorded vote was ordered.

The SPEAKER pro tempore. Pursuant to clause 9 of rule XX, this 15-minute vote on the motion to concur will be followed by a 5-minute vote on agreeing to the Speaker's approval of the Journal.

The vote was taken by electronic device, and there were—ayes 305, noes 102, not voting 25, as follows:

[Roll No. 429]

AYES—305

Aderholt	DesJarlais	Kelly (IL)
Allen	Deutch	Kelly (MS)
Allred	Diaz-Balart	Kelly (PA)
Amodel	Doyle, Michael	Kildee
Armstrong	F.	Kilmer
Arrington	Duffy	Kim
Axne	Duncan	Kind
Babin	Dunn	King (IA)
Bacon	Eshoo	King (NY)
Baird	Estes	Kirkpatrick
Balderson	Ferguson	Krishnamoorthi
Banks	Finkenauer	Kuster (NH)
Barr	Fitzpatrick	LaHood
Beatty	Fleischmann	LaMalfa
Bera	Fletcher	Lamb
Bergman	Flores	Lamborn
Bilirakis	Fortenberry	Langevin
Bishop (GA)	Foster	Larsen (WA)
Bishop (UT)	Fox (NC)	Larson (CT)
Blunt Rochester	Frankel	Latta
Bost	Fudge	Lawson (FL)
Brady	Fulcher	Lee (NV)
Brindisi	Gaetz	Lesko
Brooks (IN)	Gallagher	Levin (CA)
Brownley (CA)	Garamendi	Lipinski
Buchanan	Gianforte	Loeb
Bucshon	Gibbs	Long
Budd	Golden	Loudermilk
Burchett	Gonzalez (OH)	Luetkemeyer
Burgess	Gonzalez (TX)	Luria
Bustos	Gooden	Lynch
Byrne	Gottheimer	Malinowski
Calvert	Granger	Maloney, Sean
Carbajal	Graves (GA)	Marchant
Carter (TX)	Graves (LA)	Marshall
Cartwright	Graves (MO)	Mast
Case	Green (TN)	Matsui
Casten (IL)	Green, Al (TX)	McAdams
Castor (FL)	Griffith	McBath
Chabot	Grothman	McCarthy
Cheney	Guest	McCaul
Cleaver	Guthrie	McClintock
Cline	Hagedorn	McHenry
Cloud	Harder (CA)	McKinley
Clyburn	Harris	McNerney
Cohen	Hartzler	Meadows
Cole	Hayes	Meuser
Collins (GA)	Heck	Miller
Collins (NY)	Hern, Kevin	Mitchell
Comer	Herrera Beutler	Moolenaar
Conaway	Hice (GA)	Mooney (WV)
Cook	Higgins (LA)	Morelle
Cooper	Hill (AR)	Murphy
Costa	Himes	Neal
Courtney	Holding	Newhouse
Cox (CA)	Hollingsworth	Norman
Craig	Horn, Kendra S.	Nunes
Crawford	Houlihan	O'Halleran
Crenshaw	Hoyer	Olson
Crist	Hudson	Palazzo
Crow	Huizenga	Palmer
Cuellar	Hunter	Panetta
Cummings	Hurd (TX)	Pappas
Cunningham	Johnson (GA)	Payne
Curtis	Johnson (OH)	Pence
Davids (KS)	Johnson (SD)	Perlmutter
Davidson (OH)	Johnson (TX)	Perry
Davis (CA)	Jordan	Peters
Davis, Rodney	Joyce (OH)	Peterson
Dean	Joyce (PA)	Phillips
DelBene	Katko	Pingree
Delgado	Keating	Porter
Demings	Keller	Posey

Ratcliffe  
 Reed  
 Reschenthaler  
 Rice (NY)  
 Rice (SC)  
 Riggelman  
 Roby  
 Rodgers (WA)  
 Roe, David P.  
 Rogers (AL)  
 Rogers (KY)  
 Rose (NY)  
 Rose, John W.  
 Rouda  
 Rouzer  
 Ruiz  
 Ruppertsberger  
 Rush  
 Rutherford  
 Sarbanes  
 Scalise  
 Schiff  
 Schneider  
 Schrier  
 Schweikert  
 Scott (VA)  
 Scott, Austin  
 Scott, David  
 Serrano  
 Sewell (AL)

## NOES—102

Adams  
 Aguilar  
 Amash  
 Barragán  
 Bass  
 Beyer  
 Biggs  
 Blumenauer  
 Bonamici  
 Boyle, Brendan F.  
 Brooks (AL)  
 Brown (MD)  
 Butterfield  
 Cárdenas  
 Carson (IN)  
 Chu, Judy  
 Cicilline  
 Cisneros  
 Clark (MA)  
 Clarke (NY)  
 Clay  
 Connolly  
 Correa  
 Davis, Danny K.  
 DeFazio  
 DeGette  
 DeLauro  
 DeSaulnier  
 Dingell  
 Doggett  
 Engel  
 Escobar  
 Espallat  
 Evans

## NOT VOTING—25

Abraham  
 Buck  
 Carter (GA)  
 Castro (TX)  
 Emmer  
 Gabbard  
 Hastings  
 Johnson (LA)  
 Kaptur

□ 1717

Mr. CÁRDENAS, Ms. DELAURO and SPEIER, Messrs. SOTO and SHERMAN changed their vote from “aye” to “no.”

Mr. MEADOWS changed his vote from “no” to “aye.”

So the motion to concur was agreed to.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

## THE JOURNAL

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX, the unfinished business is the question on agreeing to the Speaker's approval of the Journal, on which the yeas and nays were ordered.

The question is on the Speaker's approval of the Journal.

This is a 5-minute vote.

The vote was taken by electronic device, and there were—yeas 159, nays 149, answered “present” 1, not voting 123, as follows:

[Roll No. 430]

## YEAS—159

Adams  
 Armstrong  
 Arrington  
 Axne  
 Bacon  
 Banks  
 Barr  
 Beatty  
 Bergman  
 Beyer  
 Bishop (GA)  
 Blunt Rochester  
 Bost  
 Brady  
 Brown (MD)  
 Brownley (CA)  
 Bucshon  
 Budd  
 Bustos  
 Butterfield  
 Carbajal  
 Cárdenas  
 Carson (IN)  
 Quigley  
 Carter (TX)  
 Case  
 Roy  
 Casten (IL)  
 Castor (FL)  
 Chu, Judy  
 Cicilline  
 Clark (MA)  
 Clarke (NY)  
 Clay  
 Cleaver  
 Clyburn  
 Comer  
 Cooper  
 Cuellar  
 Cummings  
 Davids (KS)  
 Davidson (OH)  
 Davis (CA)  
 Davis, Danny K.  
 Dean  
 DeGette  
 DeLauro  
 Demings  
 Deutch  
 Dingell  
 Engel  
 Escobar  
 Espallat  
 Evans  
 Finkenaue  
 Gallego

## NAYS—149

Aderholt  
 Aguilar  
 Allen  
 Allred  
 Amash  
 Amodei  
 Babin  
 Baird  
 Balderson  
 Bass  
 Bera  
 Biggs  
 Bonamici  
 Boyle, Brendan F.  
 Brindisi  
 Brooks (IN)  
 Burchett  
 Byrne  
 Chabot  
 Cline

Herrera Beutler  
 Higgins (NY)  
 Hill (AR)  
 Himes  
 Holding  
 Horn, Kendra S.  
 Hudson  
 Huizenga  
 Hurd (TX)  
 Johnson (OH)  
 Johnson (SD)  
 Jordan  
 Joyce (PA)  
 Katko  
 Kelly (MS)  
 Kelly (PA)  
 Kilmer  
 Kind  
 Kirkpatrick  
 LaHood  
 Latta  
 Lawson (FL)  
 Lee (CA)  
 Lee (NV)  
 Luján  
 Marchant  
 Mast  
 McAdams  
 McBeth  
 McCaul

## ANSWERED “PRESENT”—1

Tonko

## NOT VOTING—123

Abraham  
 Barragán  
 Bilirakis  
 Bishop (UT)  
 Blumenauer  
 Brooks (AL)  
 Buchanan  
 Buck  
 Burgess  
 Calvert  
 Carter (GA)  
 Cartwright  
 Castro (TX)  
 Cheney  
 Cisneros  
 Cloud  
 Cohen  
 Collins (GA)  
 Collins (NY)  
 Costa  
 Courtney  
 Cox (CA)  
 Crawford  
 Crenshaw  
 Cunningham  
 Davis, Rodney  
 DeFazio  
 Doggett  
 Doyle, Michael F.  
 Duffy  
 Dunn  
 Emmer  
 Eshoo  
 Ferguson  
 Fletcher  
 Foster  
 Frankel  
 Gabbard  
 Garamendi  
 Gianforte  
 Gohmert

□ 1724

So the Journal was approved.

The result of the vote was announced as above recorded.

## PERSONAL EXPLANATION

Ms. WILSON of Florida. Mr. Speaker, I was not present for the following votes because I had to travel to my congressional district. Had I been present, I would have voted “yes” on rollcall Vote No. 426, “no” on rollcall Vote No. 427, “yes” on rollcall Vote No. 428, “yes” on rollcall Vote No. 429, and “yes” on rollcall Vote No. 430.