



United States  
of America

# Congressional Record

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

Vol. 165

WASHINGTON, TUESDAY, OCTOBER 29, 2019

No. 171

## Senate

The Senate met at 10 a.m. and was called to order by the President pro tempore (Mr. GRASSLEY).

### PRAYER

The Chaplain, Dr. Barry C. Black, offered the following prayer:

Let us pray.

Eternal God, from the rising of the sun until its setting, You remain the same. We find solace in your changeless faithfulness. Your mercies sustain us each hour.

Lord, do not keep silent as our lawmakers grapple with the great issues of our time. Reveal Your purposes to them, guiding them on the paths of courage and obedience. Lord, remind them that You appointed them to their work, and they are accountable to You. May they not forget that You are the Supreme Judge of the Universe, in whose presence humanity must one day stand.

We pray in Your Holy Name. Amen.

### PLEDGE OF ALLEGIANCE

The President 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.

The PRESIDING OFFICER (Mrs. HYDE-SMITH). The Senator from Iowa.

Mr. GRASSLEY. Madam President, I ask unanimous consent to speak as in morning business for 1 minute.

The PRESIDING OFFICER. Without objection, it is so ordered.

### PRESCRIPTION DRUG COSTS

Mr. GRASSLEY. Madam President, as Democrats in the House of Representatives work to pass Speaker PELOSI's prescription drug bill, I remind my colleagues that for any bill to become law, it must be bipartisan and President Trump must be able to sign it.

Unlike current House efforts, the Grassley-Wyden Prescription Drug Pricing Reduction Act fits the bill. It is bipartisan, and President Trump has endorsed it. My Republican colleagues in the House recently pointed to it—in other words, the Grassley-Wyden bill—during an Energy and Commerce Committee hearing as the only path forward to lower prescription drug prices. I welcome this support from Republicans in the House of Representatives. I yield the floor.

### RECOGNITION OF THE MAJORITY LEADER

The PRESIDING OFFICER. The majority leader is recognized.

### APPROPRIATIONS

Mr. MCCONNELL. Madam President, this week will provide an opportunity for our Democratic colleagues to prove that their longstanding goal of impeaching the President is not—not getting in the way of their ability to legislate. The Speaker of the House and the Democratic leader have taken pains to insist that their party's impeachment obsession will not block important business for the American people.

Well, we are going to find out. As soon as the Senate completes the domestic funding legislation we are currently considering, we will turn back toward national defense and give Senate Democrats another chance to advance the funding for our Armed Forces, which they chose to filibuster just last month.

In other words, this week will bring a litmus test. Are Washington Democrats so consumed by impeachment that they cannot even fund our men and women in uniform? Do our service-members really need to be pawns in the Democrats' fight with the White House?

It is hard to imagine a more basic legislative responsibility than funding

the Department of Defense. We need to fund the tools and training that our men and women in uniform need to carry out their missions. We need to give our military commanders the resources to keep pace with major competitors like China, which has nearly doubled its military spending over the past decade.

In recent days, our Democratic colleagues have been publicly railing against the administration's approach to Syria and the Middle East, without, I would note, offering much of a strategy of their own. But if they vote to block defense funding later this week, they will literally be obstructing the very funding to carry out the missions they say are so important.

The last few days have shown us especially clearly that American forces remain in harm's way every day, and their missions do not pause just because some politicians don't find it convenient to fund them. We owe the Pentagon the budgetary certainty it needs to maintain the readiness of our military forces and to invest in the capabilities needed to sustain our military edge into the future.

We also need to be good, reliable partners to our friends and allies.

Get this. This appropriations bill would fund \$250 million in military assistance for Ukraine under the Ukraine Security Assistance Initiative. If that sounds familiar, that would be the exact same program that Democrats are currently trying to impeach the President for allegedly slow-walking.

So welcome to Washington, where Democrats try to impeach President Trump for supposedly slow-walking aid for Ukraine and simultaneously filibuster the funding for the exact same Ukraine program in the Senate. Welcome to Washington.

I think it is safe to say that would elevate irony to a whole new art form. I hope it doesn't come to that. I hope, instead, that our colleagues on the other side of the aisle will land on the

● This "bullet" symbol identifies statements or insertions which are not spoken by a Member of the Senate on the floor.



Printed on recycled paper.

S6205

same side when it comes to support for the men and women who keep us safe and for our vulnerable international partners who look to us for leadership.

### HEALTHCARE

Mr. MCCONNELL. Madam President, on another matter, this week, we will vote on another effort by our Democratic colleagues to undo successful Trump administration policy. In recent days, our colleagues across the aisle have forced two failed votes on similar resolutions. One would have cut taxes for the wealthiest residents in blue States at the expense of working families everywhere else. The other would have resurrected an Obama-era proposal to bury American energy under red tape.

Both of those efforts failed, but our Democratic colleagues are back at it—back at it—with another bad policy. This time, they would like to reverse Trump administration guidance that has reduced healthcare premiums for American families and reaffirmed protections for those with preexisting conditions.

Section 1332 of ObamaCare gives States the opportunity to escape some of that law's worst burdens. States have the opportunity to apply for waivers that allow for more types of health insurance plans and more options for consumers.

More than a dozen States have already had these waivers approved, not just red States. Democratic Governors in places like Colorado, Delaware, and Rhode Island have applied for and received these waivers. Where Governors of both parties are embracing this opportunity, good things are happening. According to one analysis, in the seven States where new waivers were implemented during the Trump administration, it seems that premiums declined—declined—by 7.5 percent.

The Trump administration guidance continues this success and gives States even more of what they asked for—even more flexibility to escape ObamaCare's burdens and more choices for consumers and lower premiums. But, apparently, our Democratic colleagues are not terribly fond of letting States shake off the unhelpful strictures of ObamaCare. Perhaps, it makes their signature law look bad that Governors of both parties are so eager to escape it.

That can't be their public argument. In their effort to reduce this flexibility, some Democrats are rehashing tired, old claims about a conspiracy to hurt Americans with preexisting conditions. Republicans have been clear, and we have been consistent. We support protections for Americans with preexisting conditions.

The CMS Administrator, Seema Verma, has specifically stated that "a section 1332 waiver cannot undermine coverage for people with pre-existing conditions." That is the head of CMS.

In fact, it is this Trump administration's policy that will help American

families, including those with pre-existing conditions, by helping to bring down the soaring premiums and restore the dwindling options that ObamaCare's failures have brought about.

I urge the Senate to reject this misguided resolution. We don't need healthcare policy from the supporters of "Medicare for None," Democrats' grand scheme to take away the health insurance plans of 180 million Americans and replace it with a one-size-fits-all government plan. Americans deserve more say, not less.

### HEMP

Mr. MCCONNELL. Madam President, on one final matter, when I joined President Trump last year as he signed the farm bill, we marked a new chapter for an historic American crop. In a victory for growers, processors, and manufacturers across the country, especially in my home State of Kentucky, my initiative for full hemp legalization became law.

This morning, the U.S. Department of Agriculture plans to take the important next step. Secretary Perdue will release a new USDA regulation to implement my initiative and move hemp closer to being treated just like every other commodity. This new policy will help farmers around the country continue pioneering this crop into the 21st century.

I am proud to say that Kentucky is prepared to take the lead. For generations, our growers and producers have made the Bluegrass State an agricultural powerhouse, well-positioned at the forefront of hemp's resurgence. Following the downturn in tobacco, it was my tobacco buyout legislation that helped farmers transition toward new opportunities, and a growing number are looking to this past crop—one grown by Washington, Jefferson, and Henry Clay—as they plan for the future.

As the buyout payments came to an end, I secured the creation of hemp pilot programs in the 2014 farm bill, empowering farmers and researchers to begin a multiyear experiment with hemp's capabilities.

Thanks to leaders like Agriculture Commissioner Ryan Quarles and his predecessor, now-Congressman JAMES COMER, Kentucky was leading the charge. The results were clear. The pilot program was working. So we knew the 2018 farm bill had to take the next step.

I am grateful to Agriculture Committee Chairman PAT ROBERTS, who included my hemp initiative in the bill that is now law. I would also like to thank the many Members on both sides of the aisle, including Senator RON WYDEN, who have helped in this effort as well.

My hemp provisions in the farm bill directed USDA to craft a new regulatory framework so hemp could be cultivated nationwide, with each State

given the opportunity to develop its own plan for hemp oversight.

I am grateful that Secretary Perdue accepted my invitation for a Kentucky hemp tour so he could see our progress up close and learn from Kentucky hemp farmers and regulators as USDA developed its policies.

This year alone, hemp is growing on more than 26,000 acres in Kentucky, across 101 of our 120 counties. It supports hundreds of jobs and tens of millions in sales.

I impressed upon USDA the need to finalize this new framework before the 2020 growing season. I would like to thank Secretary Perdue and the USDA for fulfilling this commitment with the announcement we are expecting later this morning. I look forward to reviewing USDA's guidelines and hearing from hemp stakeholders around Kentucky.

Our work to support the future of hemp is hardly over. There are ongoing conversations with the FDA on CBD products and ongoing work to help growers and retailers to access credit and financial products. There will inevitably be ups and downs as this new industry develops, but today's announcement is another crucial step. It is a privilege for me to stand with Kentucky farmers every step of the way. Together, we will continue charting hemp's course well into the future.

### RESERVATION OF LEADER TIME

The PRESIDING OFFICER. Under the previous order, the leadership time is reserved.

### CONCLUSION OF MORNING BUSINESS

The PRESIDING OFFICER. Morning business is closed.

COMMERCE, JUSTICE, SCIENCE, AGRICULTURE, RURAL DEVELOPMENT, FOOD AND DRUG ADMINISTRATION, INTERIOR, ENVIRONMENT, MILITARY CONSTRUCTION, VETERANS AFFAIRS, TRANSPORTATION, AND HOUSING AND URBAN DEVELOPMENT APPROPRIATIONS ACT, 2020

The PRESIDING OFFICER. Under the previous order, the Senate will resume consideration of H.R. 3055, which the clerk will report.

The senior assistant legislative clerk read as follows:

A bill (H.R. 3055) making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2020, and for other purposes.

Pending:

Shelby amendment No. 948, in the nature of a substitute.

McConnell (for Shelby) amendment No. 950, to make a technical correction.

The PRESIDING OFFICER. The Senator from Illinois.