

that Act, and for other purposes; to the Committee on Environment and Public Works.

By Mr. CRUZ (for himself, Mr. GRAHAM, Mr. COTTON, and Mr. RUBIO):

S. 2874. A bill to terminate certain waivers of sanctions with respect to Iran issued in connection with the Joint Comprehensive Plan of Action, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. MERKLEY (for himself and Mr. WYDEN):

S. 2875. A bill to amend the Smith River National Recreation Area Act to include certain additions to the Smith River National Recreation Area, to amend the Wild and Scenic Rivers Act to designate certain wild rivers in the State of Oregon, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. SCHUMER (for Mr. SANDERS (for himself, Mr. MERKLEY, and Ms. WARREN)):

S. 2876. A bill to provide economic empowerment opportunities in the United States through the modernization of public housing, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. TILLIS (for himself, Ms. SMITH, Ms. MCSALLY, Mr. MENENDEZ, Mr. PERDUE, Mr. VAN HOLLEN, Mr. CRAMER, Ms. CORTEZ MASTO, Mr. MORAN, Ms. SINEMA, Mr. ROUNDS, Mr. SCHATZ, Mr. SCOTT of South Carolina, Mr. SCHUMER, Mr. CRAPO, and Mr. BROWN):

S. 2877. A bill to reauthorize the Terrorism Risk Insurance Act of 2002, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. COONS (for himself and Mr. LEE):

S. 2878. A bill to limit the use of facial recognition technology by Federal agencies, and for other purposes; to the Committee on the Judiciary.

## SUBMISSION OF CONCURRENT AND SENATE RESOLUTIONS

The following concurrent resolutions and Senate resolutions were read, and referred (or acted upon), as indicated:

By Ms. CANTWELL (for herself and Mrs. MURRAY):

S. Res. 421. A resolution congratulating Seattle Sounders FC on winning the 2019 Major League Soccer Cup; to the Committee on Commerce, Science, and Transportation.

By Mr. CARPER (for himself and Mr. BOOZMAN):

S. Res. 422. A resolution recognizing November 15, 2019, as "America Recycles Day" and expressing the sense of the Senate that recycling promotes a healthy economy and responsible environmental stewardship; considered and agreed to.

By Mr. MANCHIN (for himself, Ms. COLLINS, Ms. CANTWELL, Mr. YOUNG, Mr. BOOKER, Mr. LANKFORD, Ms. HIRONO, Ms. HASSAN, Mrs. FEINSTEIN, Mr. COONS, Mr. BLUMENTHAL, Mr. PETERS, and Mr. REED):

S. Res. 423. A resolution recognizing November 2019 as "National Homeless Children and Youth Awareness Month"; considered and agreed to.

By Mr. GARDNER (for himself and Mr. BENNET):

S. Res. 424. A resolution recognizing the 100th anniversary of the Colorado Farm Bureau Federation and celebrating the long history of the Colorado Farm Bureau Federation representing the farmers and ranchers of Colorado; considered and agreed to.

By Mr. DAINES (for himself, Mr. BENNET, Mr. INHOFE, and Ms. WARREN):

S. Res. 425. A resolution designating October 2019 as "National Down Syndrome Awareness Month" and supporting the goals and ideals of National Down Syndrome Awareness Month; considered and agreed to.

By Mr. KENNEDY:

S. Res. 426. A resolution expressing the sense of the Senate that Members of Congress should substitute teach at least 1 day per year in a public school to gain firsthand knowledge on how to address the prevailing challenges facing educators and how to remove obstacles to learning for students; to the Committee on Health, Education, Labor, and Pensions.

By Mr. DURBIN (for himself, Mr. MENENDEZ, and Mr. CARDIN):

S. Res. 427. A resolution recognizing the historical, cultural, and religious significance of Sikh Americans, and for other purposes; to the Committee on the Judiciary.

## ADDITIONAL COSPONSORS

S. 283

At the request of Mr. CARDIN, the name of the Senator from New Mexico (Mr. HEINRICH) was added as a cosponsor of S. 283, a bill to amend title XVIII of the Social Security Act to improve access to, and utilization of, bone mass measurement benefits under part B of the Medicare program by establishing a minimum payment amount under such part for bone mass measurement.

S. 460

At the request of Mr. WARNER, the name of the Senator from Wisconsin (Mr. JOHNSON) was added as a cosponsor of S. 460, a bill to amend the Internal Revenue Code of 1986 to extend the exclusion for employer-provided education assistance to employer payments of student loans.

S. 479

At the request of Mr. TOOMEY, the names of the Senator from Washington (Mrs. MURRAY) and the Senator from New York (Mrs. GILLIBRAND) were added as cosponsors of S. 479, a bill to revise section 48 of title 18, United States Code, and for other purposes.

S. 610

At the request of Mr. BLUMENTHAL, the name of the Senator from Colorado (Mr. BENNET) was added as a cosponsor of S. 610, a bill to amend title 9 of the United States Code with respect to arbitration.

S. 642

At the request of Mr. ALEXANDER, the name of the Senator from Iowa (Ms. ERNST) was added as a cosponsor of S. 642, a bill to award a Congressional Gold Medal to Master Sergeant Rodrick "Roddie" Edmonds in recognition of his heroic actions during World War II.

S. 696

At the request of Mr. MERKLEY, the name of the Senator from Arizona (Ms. SINEMA) was added as a cosponsor of S. 696, a bill to designate the same individual serving as the Chief Nurse Officer of the Public Health Service as the National Nurse for Public Health.

S. 750

At the request of Mr. BLUNT, the name of the Senator from Louisiana

(Mr. CASSIDY) was added as a cosponsor of S. 750, a bill to amend the Internal Revenue Code of 1986 to permanently extend the new markets tax credit, and for other purposes.

S. 753

At the request of Mr. BROWN, the name of the Senator from Maryland (Mr. VAN HOLLEN) was added as a cosponsor of S. 753, a bill to amend title XVIII of the Social Security Act to count a period of receipt of outpatient observation services in a hospital toward satisfying the 3-day inpatient hospital requirement for coverage of skilled nursing facility services under Medicare.

S. 877

At the request of Mrs. GILLIBRAND, her name was added as a cosponsor of S. 877, a bill to prohibit the sale of shark fins, and for other purposes.

S. 880

At the request of Ms. STABENOW, the name of the Senator from Delaware (Mr. CARPER) was added as a cosponsor of S. 880, a bill to provide outreach and reporting on comprehensive Alzheimer's disease care planning services furnished under the Medicare program.

S. 901

At the request of Ms. COLLINS, the name of the Senator from Wisconsin (Ms. BALDWIN) was added as a cosponsor of S. 901, a bill to amend the Older Americans Act of 1965 to support individuals with younger onset Alzheimer's disease.

S. 962

At the request of Ms. HASSAN, her name was added as a cosponsor of S. 962, a bill to provide funding for federally qualified health centers and the National Health Service Corps.

S. 1280

At the request of Mr. CASEY, the names of the Senator from Arizona (Ms. MCSALLY) and the Senator from Ohio (Mr. BROWN) were added as cosponsors of S. 1280, a bill to amend title XVIII of the Social Security Act to establish a system to notify individuals approaching Medicare eligibility, to simplify and modernize the eligibility enrollment process, and for other purposes.

S. 1476

At the request of Mrs. GILLIBRAND, the name of the Senator from Tennessee (Mrs. BLACKBURN) was added as a cosponsor of S. 1476, a bill to waive the 24-month waiting period for Medicare eligibility for individuals disabled by Huntington's disease.

S. 1622

At the request of Mr. JOHNSON, the name of the Senator from Tennessee (Mr. ALEXANDER) was added as a cosponsor of S. 1622, a bill to amend the Controlled Substances Act to list fentanyl-related substances as schedule I controlled substances.

S. 1657

At the request of Ms. COLLINS, the name of the Senator from Utah (Mr. ROMNEY) was added as a cosponsor of S.

1657, a bill to provide assistance to combat the escalating burden of Lyme disease and other tick and vector-borne diseases and disorders.

S. 1728

At the request of Mr. MARKEY, the name of the Senator from New Mexico (Mr. HEINRICH) was added as a cosponsor of S. 1728, a bill to require the United States Postal Service to sell the Alzheimer's semipostal stamp for 6 additional years.

S. 1810

At the request of Mr. TOOMEY, the name of the Senator from Maine (Ms. COLLINS) was added as a cosponsor of S. 1810, a bill to amend the Richard B. Russell National School Lunch Act to allow schools that participate in the school lunch program to serve whole milk, and for other purposes.

S. 1822

At the request of Mr. WICKER, the name of the Senator from Wyoming (Mr. ENZI) was added as a cosponsor of S. 1822, a bill to require the Federal Communications Commission to issue rules relating to the collection of data with respect to the availability of broadband services, and for other purposes.

S. 1838

At the request of Mr. RUBIO, the names of the Senator from Oklahoma (Mr. LANKFORD), the Senator from Nebraska (Mr. SASSE) and the Senator from Georgia (Mr. ISAKSON) were added as cosponsors of S. 1838, a bill to amend the Hong Kong Policy Act of 1992, and for other purposes.

S. 1907

At the request of Ms. SMITH, the name of the Senator from California (Ms. HARRIS) was added as a cosponsor of S. 1907, a bill to amend the Richard B. Russell National School Lunch Act to prohibit the stigmatization of children who are unable to pay for school meals, and for other purposes.

S. 1941

At the request of Mrs. MURRAY, the name of the Senator from California (Ms. HARRIS) was added as a cosponsor of S. 1941, a bill to amend the Richard B. Russell National School Lunch Act to establish a permanent, nationwide summer electronic benefits transfer for children program.

S. 1982

At the request of Mr. SULLIVAN, the name of the Senator from Mississippi (Mr. WICKER) was added as a cosponsor of S. 1982, a bill to improve efforts to combat marine debris, and for other purposes.

S. 2059

At the request of Mr. TILLIS, the name of the Senator from Oklahoma (Mr. INHOFE) was added as a cosponsor of S. 2059, a bill to provide a civil remedy for individuals harmed by sanctuary jurisdiction policies, and for other purposes.

S. 2160

At the request of Mr. SCOTT of South Carolina, the names of the Senator

from South Carolina (Mr. GRAHAM) and the Senator from Illinois (Mr. DURBIN) were added as cosponsors of S. 2160, a bill to require carbon monoxide alarms in certain federally assisted housing, and for other purposes.

S. 2321

At the request of Mr. BLUNT, the name of the Senator from Michigan (Mr. PETERS) was added as a cosponsor of S. 2321, a bill to require the Secretary of the Treasury to mint a coin in commemoration of the 100th anniversary of the establishment of Negro Leagues baseball.

S. 2394

At the request of Mr. VAN HOLLEN, the names of the Senator from New Hampshire (Mrs. SHAHEEN) and the Senator from Kentucky (Mr. PAUL) were added as cosponsors of S. 2394, a bill to require certain reports and briefings to Congress relating to the expiration of the New START Treaty, and for other purposes.

S. 2451

At the request of Mr. KENNEDY, the name of the Senator from Florida (Mr. SCOTT) was added as a cosponsor of S. 2451, a bill to amend chapter 171 of title 28, United States Code, to allow suit against the United States for injuries and deaths of members of the Armed Forces caused by improper medical care, and for other purposes.

S. 2599

At the request of Mr. TESTER, the names of the Senator from North Carolina (Mr. TILLIS) and the Senator from Alabama (Mr. JONES) were added as cosponsors of S. 2599, a bill to amend the Department of Agriculture Reorganization Act of 1994 to provide assistance to manage farmer and rancher stress and for the mental health of individuals in rural areas, and for other purposes.

S. 2627

At the request of Ms. CORTEZ MASTO, the name of the Senator from Ohio (Mr. BROWN) was added as a cosponsor of S. 2627, a bill to amend the Internal Revenue Code of 1986 to allow an above-the-line deduction for attorney fees and costs in connection with civil claim awards.

S. 2628

At the request of Mr. MARKEY, the name of the Senator from Minnesota (Ms. SMITH) was added as a cosponsor of S. 2628, a bill to amend title XIX of the Social Security Act to remove a limitation on an individual's eligibility for medical assistance under the State Medicaid plan while the individual is in custody pending disposition of charges.

S. 2671

At the request of Mr. COONS, his name was added as a cosponsor of S. 2671, a bill to build safer, thriving communities, and save lives by investing in effective violence reduction initiatives.

S. 2680

At the request of Mr. RUBIO, the name of the Senator from Iowa (Mr. GRASSLEY) was added as a cosponsor of S. 2680, a bill to impose sanctions with

respect to foreign support for Palestinian terrorism, and for other purposes.

S. 2695

At the request of Mr. ROBERTS, the names of the Senator from Mississippi (Mrs. HYDE-SMITH), the Senator from Arkansas (Mr. BOOZMAN), the Senator from Colorado (Mr. GARDNER) and the Senator from South Dakota (Mr. THUNE) were added as cosponsors of S. 2695, a bill to authorize the Secretary of Agriculture to provide for the defense of United States agriculture and food through the National Bio and Agro-Defense Facility, and for other purposes.

S. 2739

At the request of Mr. TILLIS, the name of the Senator from Oklahoma (Mr. INHOFE) was added as a cosponsor of S. 2739, a bill to provide for the effective use of immigration detainees to enhance public safety.

S. 2741

At the request of Mr. SCHATZ, the names of the Senator from Maine (Mr. KING), the Senator from West Virginia (Mrs. CAPITO), the Senator from New Hampshire (Mrs. SHAHEEN), the Senator from Alaska (Mr. SULLIVAN), the Senator from Montana (Mr. TESTER), the Senator from Alaska (Ms. MURKOWSKI), the Senator from Virginia (Mr. Kaine), the Senator from Montana (Mr. DAINES), the Senator from Rhode Island (Mr. WHITEHOUSE) and the Senator from Arizona (Ms. MCSALLY) were added as cosponsors of S. 2741, a bill to amend title XVIII of the Social Security Act to expand access to telehealth services, and for other purposes.

S. 2805

At the request of Mr. WICKER, the names of the Senator from Massachusetts (Mr. MARKEY) and the Senator from Rhode Island (Mr. REED) were added as cosponsors of S. 2805, a bill to improve transit-oriented development financing, and for other purposes.

S. 2850

At the request of Mr. LEE, the name of the Senator from Vermont (Mr. SANDERS) was added as a cosponsor of S. 2850, a bill to focus limited Federal resources on the most serious offenders.

S. RES. 98

At the request of Mrs. BLACKBURN, the names of the Senator from North Carolina (Mr. TILLIS), the Senator from Colorado (Mr. GARDNER) and the Senator from Florida (Mr. RUBIO) were added as cosponsors of S. Res. 98, a resolution establishing the Congressional Gold Star Family Fellowship Program for the placement in offices of Senators of children, spouses, and siblings of members of the Armed Forces who are hostile casualties or who have died from a training-related injury.

S. RES. 409

At the request of Mr. MENENDEZ, the names of the Senator from New Hampshire (Mrs. SHAHEEN) and the Senator from Vermont (Mr. LEAHY) were added

as cosponsors of S. Res. 409, a resolution requesting information on Turkey's human rights practices in Syria pursuant to section 502B(c) of the Foreign Assistance Act of 1961.

S. RES. 411

At the request of Mr. TOOMEY, the names of the Senator from North Dakota (Mr. HOEVEN) and the Senator from Wisconsin (Mr. JOHNSON) were added as cosponsors of S. Res. 411, a resolution affirming that States maintain primacy for the regulation of hydraulic fracturing for oil and natural gas production on State and private lands, that the President has no authority to declare a moratorium on the use of hydraulic fracturing on State and private lands, and that the President should not attempt to declare a moratorium on the use of hydraulic fracturing on Federal lands (including the Outer Continental Shelf) or lands held in trust for an Indian Tribe, unless the moratorium is authorized by an Act of Congress.

#### STATEMENTS ON INTRODUCED BILLS AND JOINT RESOLUTIONS

By Mr. DURBIN (for himself, Ms. COLLINS, Mr. BROWN, Mr. BLUMENTHAL, Mr. MARKEY, Mr. WYDEN, Mr. REED, Mrs. MURRAY, Mr. CARPER, Mr. MERKLEY, Ms. HIRONO, Mr. KAINE, and Mr. BOOKER):

S. 2865. A bill to amend title 38, United States Code, to prohibit smoking on the premises of any facility of the Veterans Health Administration, and for other purposes; to the Committee on Veterans' Affairs.

Mr. DURBIN. Mr. President, I ask unanimous consent that the text of the bill be printed in the RECORD.

There being no objection, the text of the bill was ordered to be printed in the RECORD, as follows:

S. 2865

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

#### SECTION 1. PROHIBITION ON SMOKING IN FACILITIES OF THE VETERANS HEALTH ADMINISTRATION.

(a) PROHIBITION.—

(1) IN GENERAL.—Section 1715 of title 38, United States Code, is amended to read as follows:

##### “§1715. Prohibition on smoking in facilities of the Veterans Health Administration

“(a) PROHIBITION.—No person (including any veteran, patient, resident, employee of the Department, contractor, or visitor) may smoke on the premises of any facility of the Veterans Health Administration.

“(b) DEFINITIONS.—In this section:

“(1) The term ‘facility of the Veterans Health Administration’ means any land or building (including any medical center, nursing home, domiciliary facility, outpatient clinic, or center that provides readjustment counseling) that is—

“(A) under the jurisdiction of the Department of Veterans Affairs;

“(B) under the control of the Veterans Health Administration; and

“(C) not under the control of the General Services Administration.

“(2) The term ‘smoke’ includes—

“(A) the use of cigarettes, cigars, pipes, and any other combustion or heating of tobacco; and

“(B) the use of any electronic nicotine delivery system, including electronic or e-cigarettes, vape pens, and e-cigars.”.

(2) CLERICAL AMENDMENT.—The table of sections at the beginning of subchapter II of chapter 17 of such title is amended by striking the item relating to section 1715 and inserting the following new item:

“1715. Prohibition on smoking in facilities of the Veterans Health Administration.”.

(b) CONFORMING AMENDMENT.—Section 526 of the Veterans Health Care Act of 1992 (Public Law 102-585; 38 U.S.C. 1715 note) is repealed.

By Mr. DURBIN (for himself, Mr. BOOKER, Ms. HARRIS, and Mr. SCHATZ):

S. 2870. A bill to limit the use of solitary confinement and other forms of restrictive housing in immigration detention, and for other purposes; to the Committee on the Judiciary.

Mr. DURBIN. Mr. President, I ask unanimous consent that the text of the bill be printed in the RECORD.

There being no objection, the text of the bill was ordered to be printed in the RECORD, as follows:

S. 2870

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

#### SECTION 1. SHORT TITLE; TABLE OF CONTENTS.

(a) SHORT TITLE.—This Act may be cited as the “Restricting Solitary Confinement in Immigration Detention Act of 2019”.

(b) TABLE OF CONTENTS.—The table of contents for this Act is as follows:

Sec. 1. Short title; table of contents.

Sec. 2. Definitions.

Sec. 3. Solitary confinement reforms.

Sec. 4. Reassessment of detained alien mental health.

Sec. 5. Oversight responsibilities.

Sec. 6. Rulemaking.

Sec. 7. Authorization of appropriations.

Sec. 8. Effective date.

#### SEC. 2. DEFINITIONS.

In this Act:

(1) ADMINISTRATIVE SEGREGATION.—The term “administrative segregation” means a nonpunitive form of solitary confinement that removes a detained alien from the general population of a detention center or other facility in which the alien is being detained for—

(A) investigative, protective, or preventative reasons because of a substantial and immediate threat to the safety or security of the detained alien, other detained aliens, staff, or the public; or

(B) temporary administrative reasons.

(2) APPROPRIATE LEVEL OF CARE.—The term “appropriate level of care” means the appropriate treatment setting for mental health care that a detained alien with mental illness requires, which may include outpatient care, emergency or crisis services, day treatment, supported residential housing, inpatient care, or inpatient psychiatric hospitalization services.

(3) INTELLECTUAL DISABILITY.—The term “intellectual disability” means a significant mental impairment characterized by significant limitations in intellectual functioning and adaptive behavior.

(4) MULTIDISCIPLINARY STAFF COMMITTEE.—The term “multidisciplinary staff committee” means a committee—

(A) composed of staff at the facility at which a detained alien resides who are responsible for reviewing the initial placement of the alien in solitary confinement and any extensions of time in solitary confinement; and

(B) that includes—

(i) not fewer than 1 licensed mental health professional;

(ii) not fewer than 1 medical professional; and

(iii) not fewer than 1 member of the leadership of the facility.

(5) PROTECTION CASE.—The term “protection case” means a detained alien who, by the request of the alien or through a staff determination, requires protection.

(6) SECRETARY.—The term “Secretary” means the Secretary of Homeland Security.

(7) SERIOUS MENTAL ILLNESS.—The term “serious mental illness” means—

(A) a finding by a qualified mental health professional that the detained alien is at serious risk of substantially deteriorating mentally or emotionally while confined in solitary confinement, or already has so deteriorated while confined in solitary confinement, such that diversion or removal is deemed to be clinically appropriate by a qualified mental health professional; or

(B) a current or recent diagnosis by a qualified mental health professional of 1 or more of the following disorders described in the most recent edition of the Diagnostic and Statistical Manual of Mental Disorders:

(i) Schizophrenia or another psychotic disorder.

(ii) Major depressive disorder.

(iii) Any type of bipolar disorder.

(iv) A neurodevelopmental disorder, dementia or other cognitive disorder.

(v) Any disorder commonly characterized by breaks with reality or perceptions of reality.

(vi) Any type of anxiety disorders.

(vii) Trauma or stressor related disorder.

(viii) Severe personality disorders.

(8) SOLITARY CONFINEMENT.—The term “solitary confinement” means confinement characterized by substantial isolation in a cell, whether alone or with other detained aliens, including administrative segregation and disciplinary segregation.

(9) SUBSTANTIAL AND IMMEDIATE THREAT.—The term “substantial and immediate threat” means any set of circumstances that require immediate action in order to combat a significant threat to the safety of a detained alien, other detained aliens, staff, or the public.

(10) U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT FACILITY.—The term “U.S. Immigration and Customs Enforcement facility” means—

(A) a detention facility owned and administered by U.S. Immigration and Customs Enforcement; or

(B) a Federal, State, local, or private facility that has contracted (directly or indirectly) with U.S. Immigration and Customs Enforcement to detain aliens in Federal custody, including a U.S. Marshals facility that houses alien detainees, and regardless of any time limits that exist for the duration of the detention in such a facility.

#### SEC. 3. SOLITARY CONFINEMENT REFORMS.

(a) USE OF SOLITARY CONFINEMENT.—

(1) IN GENERAL.—A detained alien may not be placed in solitary confinement within a U.S. Immigration and Customs Enforcement facility unless such confinement—

(A) is limited to the briefest term and the least restrictive conditions practicable, including not fewer than 4 hours of out-of-cell time every day;

(B) is consistent with the rationale for placement and with the progress achieved by the detained alien;