

WYDEN, Mr. BOOKER, Mr. SANDERS, Mr. BROWN, Mr. BENNET, Mr. REED, Mr. WARNER, Ms. BALDWIN, Mr. CASEY, and Mr. MARKEY:

S. 3102. A bill to require the Bureau of Economic Analysis of the Department of Commerce to provide estimates relating to the distribution of aggregate economic growth across specific percentile groups of income; to the Committee on Commerce, Science, and Transportation.

By Mr. DURBIN (for himself and Mr. LANKFORD):

S. 3103. A bill to amend title XVIII of the Social Security Act to restore State authority to waive for certain facilities the 35-mile rule for designating critical access hospitals under the Medicare program; to the Committee on Finance.

By Mr. SCHUMER (for himself, Mr. PETERS, Mrs. MURRAY, Mr. REED, Mr. SCHATZ, and Ms. CANTWELL):

S. 3104. A bill to make technical corrections relating to parental leave for Federal employees; to the Committee on Homeland Security and Governmental Affairs.

By Mr. BRAUN (for himself and Mr. YOUNG):

S. 3105. A bill to designate the facility of the United States Postal Service located at 456 North Meridian Street in Indianapolis, Indiana, as the "Richard G. Lugar Post Office"; considered and passed.

#### SUBMISSION OF CONCURRENT AND SENATE RESOLUTIONS

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

By Mr. SCOTT of Florida (for himself, Mr. RUBIO, Mr. ISAKSON, Mr. PERDUE, Mr. SHELBY, and Mr. JONES):

S. Res. 457. A resolution condemning the terrorist attack at Naval Air Station Pensacola on Friday, December 6, 2019, honoring the members of the Navy who lost their lives in the attack, and expressing support and prayers for all individuals affected by the attack; considered and agreed to.

By Mr. SCHATZ (for himself, Ms. MURKOWSKI, Mr. PETERS, Mr. JOHNSON, Mrs. FEINSTEIN, Ms. COLLINS, Ms. HASSAN, Mrs. MURRAY, Ms. HARRIS, Ms. CORTEZ MASTO, Mr. SULLIVAN, Mr. BROWN, Mr. COONS, Mr. Kaine, Mr. WHITEHOUSE, Mr. VAN HOLLEN, Mr. BRAUN, Ms. KLOBUCHAR, Mr. MARKEY, Mr. CARPER, Mr. REED, Ms. HIRONO, Ms. ROSEN, Mr. KING, Ms. STABENOW, Mr. BOOKER, Mr. BENNET, Ms. SMITH, Mr. TESTER, Mr. WYDEN, Mr. MERKLEY, Mr. BLUMENTHAL, Mr. DURBIN, Mr. JONES, Ms. CANTWELL, Mr. WARNER, Ms. DUCKWORTH, Ms. BALDWIN, Ms. SINEMA, Mr. HEINRICH, Mr. MANCHIN, Mrs. SHAHEEN, and Mr. MURPHY):

S. Con. Res. 31. A concurrent resolution recognizing the importance and significance of the 2020 Census and encouraging individuals, families, and households across the United States to participate in the 2020 Census to ensure a complete and accurate count; considered and agreed to.

#### ADDITIONAL COSPONSORS

S. 109

At the request of Mr. WICKER, the name of the Senator from West Virginia (Mrs. CAPITO) was added as a cosponsor of S. 109, a bill to prohibit taxpayer funded abortions.

S. 133

At the request of Ms. MURKOWSKI, the names of the Senator from Rhode Island (Mr. REED) and the Senator from Minnesota (Ms. SMITH) were added as cosponsors of S. 133, a bill to award a Congressional Gold Medal, collectively, to the United States merchant mariners of World War II, in recognition of their dedicated and vital service during World War II.

S. 221

At the request of Mr. GARDNER, the name of the Senator from Montana (Mr. DAINES) was added as a cosponsor of S. 221, a bill to amend title 38, United States Code, to require the Under Secretary of Health to report major adverse personnel actions involving certain health care employees to the National Practitioner Data Bank and to applicable State licensing boards, and for other purposes.

S. 272

At the request of Mr. DURBIN, his name was added as a cosponsor of S. 272, a bill to establish the policy of the United States regarding the no-first-use of nuclear weapons.

S. 327

At the request of Mrs. SHAHEEN, the name of the Senator from Montana (Mr. TESTER) was added as a cosponsor of S. 327, a bill to amend the Federal Lands Recreation Enhancement Act to provide for a lifetime National Recreational Pass for any veteran with a service-connected disability.

S. 750

At the request of Mr. BLUNT, the name of the Senator from New Jersey (Mr. MENENDEZ) 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. 866

At the request of Mr. VAN HOLLEN, the name of the Senator from Virginia (Mr. Kaine) was added as a cosponsor of S. 866, a bill to amend part B of the Individuals with Disabilities Education Act to provide full Federal funding of such part.

S. 978

At the request of Mr. PORTMAN, the name of the Senator from Michigan (Ms. STABENOW) was added as a cosponsor of S. 978, a bill to amend the Internal Revenue Code of 1986 to permanently extend the work opportunity credit.

S. 1007

At the request of Mr. CRAPO, the name of the Senator from Hawaii (Mr. SCHATZ) was added as a cosponsor of S. 1007, a bill to amend the Horse Protection Act to designate additional unlawful acts under the Act, strengthen penalties for violations of the Act, improve Department of Agriculture enforcement of the Act, and for other purposes.

S. 1029

At the request of Mr. CORNYN, the names of the Senator from Massachusetts

setts (Ms. WARREN), the Senator from Tennessee (Mrs. BLACKBURN) and the Senator from Iowa (Ms. ERNST) were added as cosponsors of S. 1029, a bill to allow the use of certified facility dogs in criminal proceedings in Federal courts, and for other purposes.

S. 1032

At the request of Mr. PORTMAN, the names of the Senator from Ohio (Mr. BROWN), the Senator from Nevada (Ms. CORTEZ MASTO) and the Senator from New Hampshire (Mrs. SHAHEEN) were added as cosponsors of S. 1032, a bill to amend the Internal Revenue Code of 1986 to modify the definition of income for purposes of determining the tax-exempt status of certain corporations.

S. 1153

At the request of Mr. BRAUN, the name of the Senator from North Carolina (Mr. BURR) was added as a cosponsor of S. 1153, a bill to explicitly make unauthorized access to Department of Education information technology systems and the misuse of identification devices issued by the Department of Education a criminal act.

S. 1268

At the request of Mr. BURR, the name of the Senator from Indiana (Mr. YOUNG) was added as a cosponsor of S. 1268, a bill to amend title XVIII of the Social Security Act to ensure that hospitals receive adequate payment for the acquisition of hematopoietic stem cells under the Medicare program, and for other purposes.

S. 1300

At the request of Mr. BLUNT, the name of the Senator from New Jersey (Mr. BOOKER) was added as a cosponsor of S. 1300, a bill to require the Secretary of the Treasury to mint a coin in commemoration of the opening of the National Law Enforcement Museum in the District of Columbia, and for other purposes.

S. 1381

At the request of Mr. TESTER, the name of the Senator from Vermont (Mr. LEAHY) was added as a cosponsor of S. 1381, a bill to modify the presumption of service connection for veterans who were exposed to herbicide agents while serving in the Armed Forces in Thailand during the Vietnam era, and for other purposes.

At the request of Mr. BOOZMAN, the name of the Senator from Ohio (Mr. PORTMAN) was added as a cosponsor of S. 1381, *supra*.

S. 1572

At the request of Mr. PORTMAN, the name of the Senator from Pennsylvania (Mr. CASEY) was added as a cosponsor of S. 1572, a bill to amend the Higher Education Act of 1965 to require additional reporting on crime and harm that occurs during student participation in programs of study abroad, and for other purposes.

S. 1590

At the request of Mr. MERKLEY, the name of the Senator from Hawaii (Mr. SCHATZ) was added as a cosponsor of S.

1590, a bill to amend the State Department Basic Authorities Act of 1956 to authorize rewards for thwarting wildlife trafficking linked to transnational organized crime, and for other purposes.

S. 1757

At the request of Ms. ERNST, the name of the Senator from Oklahoma (Mr. LANKFORD) was added as a cosponsor of S. 1757, a bill to award a Congressional Gold Medal, collectively, to the United States Army Rangers Veterans of World War II in recognition of their extraordinary service during World War II.

S. 1767

At the request of Mr. BLUMENTHAL, the name of the Senator from Pennsylvania (Mr. CASEY) was added as a cosponsor of S. 1767, a bill to prohibit the manufacture for sale, offer for sale, distribution in commerce, or importation into the United States of any inclined sleeper for infants, and for other purposes.

S. 1820

At the request of Mrs. GILLIBRAND, the names of the Senator from New York (Mr. SCHUMER), the Senator from Vermont (Mr. LEAHY) and the Senator from Rhode Island (Mr. WHITEHOUSE) were added as cosponsors of S. 1820, a bill to improve the integrity and safety of horseracing by requiring a uniform anti-doping and medication control program to be developed and enforced by an independent Horseracing Anti-Doping and Medication Control Authority.

S. 1906

At the request of Mr. BOOZMAN, the name of the Senator from Idaho (Mr. CRAPO) was added as a cosponsor of S. 1906, a bill to require the Secretary of Veterans Affairs to provide financial assistance to eligible entities to provide and coordinate the provision of suicide prevention services for veterans at risk of suicide and veteran families through the award of grants to such entities, and for other purposes.

S. 1908

At the request of Mrs. GILLIBRAND, the name of the Senator from California (Mrs. FEINSTEIN) was added as a cosponsor of S. 1908, a bill to amend the Richard B. Russell National School Lunch Act to improve the efficiency of summer meals.

S. 2001

At the request of Ms. STABENOW, the names of the Senator from Wisconsin (Ms. BALDWIN) and the Senator from Alaska (Ms. MURKOWSKI) were added as cosponsors of S. 2001, a bill to award a Congressional Gold Medal to Willie O'Ree, in recognition of his extraordinary contributions and commitment to hockey, inclusion, and recreational opportunity.

S. 2037

At the request of Ms. MURKOWSKI, the name of the Senator from New Mexico (Mr. HEINRICH) was added as a cosponsor of S. 2037, a bill to amend the

STEM education program for American Indian, Alaska Native, and Native Hawaiian students under the Higher Education Act of 1965.

S. 2254

At the request of Mr. BROWN, the name of the Senator from Vermont (Mr. LEAHY) was added as a cosponsor of S. 2254, a bill to amend the Internal Revenue Code of 1986 to create a Pension Rehabilitation Trust Fund, to establish a Pension Rehabilitation Administration within the Department of the Treasury to make loans to multi-employer defined benefit plans, and for other purposes.

S. 2373

At the request of Ms. SMITH, the names of the Senator from New York (Mrs. GILLIBRAND), the Senator from Iowa (Ms. ERNST), the Senator from Maine (Mr. KING), the Senator from New Hampshire (Ms. HASSAN) and the Senator from Michigan (Ms. STABENOW) were added as cosponsors of S. 2373, a bill to amend the Public Health Service Act to improve obstetric care in rural areas.

S. 2417

At the request of Mr. KENNEDY, the name of the Senator from Arizona (Ms. SINEMA) was added as a cosponsor of S. 2417, a bill to provide for payment of proceeds from savings bonds to a State with title to such bonds pursuant to the judgment of a court.

S. 2641

At the request of Mr. RISCH, the name of the Senator from Nebraska (Mr. SASSE) was added as a cosponsor of S. 2641, a bill to promote United States national security and prevent the resurgence of ISIS, and for other purposes.

S. 2661

At the request of Mr. GARDNER, the name of the Senator from Massachusetts (Ms. WARREN) was added as a cosponsor of S. 2661, a bill to amend the Communications Act of 1934 to designate 9-8-8 as the universal telephone number for the purpose of the national suicide prevention and mental health crisis hotline system operating through the National Suicide Prevention Lifeline and through the Veterans Crisis Line, and for other purposes.

S. 2673

At the request of Mrs. SHAHEEN, the name of the Senator from Minnesota (Ms. KLOBUCHAR) was added as a cosponsor of S. 2673, a bill to amend title 10, United States Code, to provide for eating disorders treatment for members and certain former members of the uniformed services, and dependents of such members, and for other purposes.

S. 2680

At the request of Mr. RUBIO, the name of the Senator from Connecticut (Mr. MURPHY) 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. 2777

At the request of Mr. GRASSLEY, the names of the Senator from Arkansas

(Mr. COTTON), the Senator from California (Ms. HARRIS), the Senator from Maine (Ms. COLLINS), the Senator from Oregon (Mr. MERKLEY), the Senator from Nevada (Ms. CORTEZ MASTO), the Senator from New Hampshire (Mrs. SHAHEEN), the Senator from West Virginia (Mr. MANCHIN), the Senator from Montana (Mr. TESTER) and the Senator from Virginia (Mr. Kaine) were added as cosponsors of S. 2777, a bill to assist States, tribes, territories, counties, and cities in implementing the Family First Prevention Services Act, and for other purposes.

S. 2803

At the request of Mr. BROWN, the name of the Senator from New York (Mrs. GILLIBRAND) was added as a cosponsor of S. 2803, a bill to provide Federal housing assistance on behalf of youths who are aging out of foster care, and for other purposes.

S. 2809

At the request of Mr. VAN HOLLEN, the name of the Senator from Connecticut (Mr. BLUMENTHAL) was added as a cosponsor of S. 2809, a bill to amend the Internal Revenue Code of 1986 to impose a surtax on high income individuals.

S. 2898

At the request of Mr. INHOFE, the name of the Senator from Colorado (Mr. BENNET) was added as a cosponsor of S. 2898, a bill to amend title 5, United States Code, to provide for a full annuity supplement for certain air traffic controllers.

S. 2916

At the request of Mr. LEAHY, the name of the Senator from Alaska (Ms. MURKOWSKI) was added as a cosponsor of S. 2916, a bill to reauthorize the Runaway and Homeless Youth Act, and for other purposes.

S. 2953

At the request of Mr. MENENDEZ, the name of the Senator from Pennsylvania (Mr. CASEY) was added as a cosponsor of S. 2953, a bill to provide congressional oversight of United States talks with Taliban officials and Afghanistan's comprehensive peace process.

S. 2965

At the request of Mr. DAINES, the name of the Senator from Maryland (Mr. CARDIN) was added as a cosponsor of S. 2965, a bill to amend title 5, United States Code, to repeal the requirement that the United States Postal Service prepay future retirement benefits, and for other purposes.

S. 3051

At the request of Mr. BARRASSO, the name of the Senator from Illinois (Ms. DUCKWORTH) was added as a cosponsor of S. 3051, a bill to improve protections for wildlife, and for other purposes.

S. 3054

At the request of Ms. MURKOWSKI, the names of the Senator from North Dakota (Mr. CRAMER) and the Senator from Rhode Island (Mr. WHITEHOUSE) were added as cosponsors of S. 3054, a

bill to establish that a State-based education loan program is excluded from certain requirements relating to a preferred lender arrangement.

S. 3072

At the request of Mrs. HYDE-SMITH, the name of the Senator from South Carolina (Mr. SCOTT) was added as a cosponsor of S. 3072, a bill to amend the Federal Food, Drug, and Cosmetic Act to prohibit the approval of new abortion drugs, to prohibit investigational use exemptions for abortion drugs, and to impose additional regulatory requirements with respect to previously approved abortion drugs, and for other purposes.

S. RES. 297

At the request of Mr. MENENDEZ, the name of the Senator from Colorado (Mr. GARDNER) was added as a cosponsor of S. Res. 297, a resolution commending the Inter-American Foundation (IAF) on the occasion of its 50th anniversary for its significant accomplishments and contributions to the economic and social development of the Americas.

S. RES. 374

At the request of Mr. COTTON, the name of the Senator from Alaska (Mr. SULLIVAN) was added as a cosponsor of S. Res. 374, a resolution expressing support for the designation of October 23, 2019, as a national day of remembrance of the tragic terrorist bombing of the United States Marine Corps barracks in Beirut, Lebanon, in 1983.

#### STATEMENTS ON INTRODUCED BILLS AND JOINT RESOLUTIONS

By Mr. DURBIN:

S. 3096. A bill to amend the Public Health Service Act to authorize the Director of the Centers for Disease Control Prevention to develop a program to prevent the use of electronic nicotine delivery systems among students in middle and high schools, to award grants to State and local health agencies to implement such program, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

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. 3096

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

#### SECTION 1. SHORT TITLE.

This Act may be cited as the “Providing Resources to End the Vaping Epidemic Now for Teenagers Act of 2020” or the “PREVENT Act of 2020”.

#### SEC. 2. FINDINGS.

Congress finds the following:

(1) High school e-cigarette use increased by 135 percent between 2017 and 2019.

(2) Middle school e-cigarette use increased by approximately 218 percent between 2017 and 2019.

(3) Results from the National Youth Tobacco Survey of the Centers for Disease Control and Prevention (in this section referred to as “CDC”) and the Food and Drug Administration (in this section referred to as “FDA”) published in December 2019 show that 27.5 percent of high school students and 10.5 percent of middle school students reported using an e-cigarette in the previous 30 days, up from 20.8 percent and 4.9 percent, respectively, in 2018.

(4) In 2019, more than one-third (34.2 percent) of high school e-cigarette users reported using e-cigarette products frequently, on 20 to 30 days in the past month.

(5) The CDC, the FDA, the Department of Health and Human Services, the Surgeon General, and various State and local health authorities have determined the skyrocketing e-cigarette use amongst American youth to be an “epidemic”.

(6) According to the CDC, the use of nicotine among adolescents can be detrimental to memory making, learning, and behavior, and e-cigarette use has been linked to lung conditions and mysterious illness.

(7) According to data from the FDA’s Population Assessment of Tobacco and Health Study, youth e-cigarette use is associated with more than four times the odds of trying cigarettes and nearly three times the odds of current cigarette use.

(8) The CDC and FDA continue to reiterate that the use of any tobacco product, including e-cigarettes, is unsafe for young people.

#### SEC. 3. GRANT PROGRAM TO PREVENT THE USE OF ELECTRONIC NICOTINE DELIVERY SYSTEMS IN MIDDLE AND HIGH SCHOOLS.

Title III of the Public Health Service Act is amended by inserting after section 317T of such Act (42 U.S.C. 247b-22) the following:

#### “SEC. 317U. GRANT PROGRAM TO PREVENT THE USE OF ELECTRONIC NICOTINE DELIVERY SYSTEMS IN MIDDLE AND HIGH SCHOOLS.

“(a) ESTABLISHMENT.—The Secretary, acting through the Director, in coordination with the Commissioner of Food and Drugs, shall—

“(1) develop a program to prevent the use of electronic nicotine delivery systems among students in middle and high schools; and

“(2) award grants to eligible entities to implement such program in the geographic area served by such agencies and organizations.

“(b) ELIGIBLE ENTITIES.—To seek a grant under this section, an entity shall be—

“(1) a State or local health agency;

“(2) a nonprofit organization; or

“(3) if the grant is to serve students in a rural area, a partnership of—

“(A) an entity described in paragraph (1) or (2); and

“(B) a local educational agency or a hospital.

“(c) PROGRAM REQUIREMENTS.—The program developed under subsection (a)(1) to prevent the use of electronic nicotine delivery systems among students in middle and high schools shall address each of the following:

“(1) Training for school personnel to identify and prevent the use by youth of electronic nicotine delivery systems.

“(2) Creating and distributing educational resources for preventing the use of electronic nicotine delivery systems, designed for students, parents, and school personnel.

“(3) Social media and marketing campaigns to educate students on the health risks of the use of electronic nicotine delivery systems and nicotine addiction, to be designed by the Centers for Disease Control and Prevention and implemented by grantees in partnership with private advertising companies, nonprofit organizations, and advocacy organizations that specialize in youth substance use prevention and addiction treatment.

“(4) Resources for students on how to communicate with their peers on the dangers of e-cigarette use.

“(5) Partnering with school counseling personnel to assist students impacted by youth vaping.

“(6) Offering public health resources and counseling to help treat youth nicotine addiction and recovery.

“(d) PRIORITY.—In awarding grants under this section, the Secretary shall give priority to eligible entities proposing to serve underserved populations with the greatest use of vaping products.

“(e) APPLICATION.—To seek a grant under subsection (a)(2), an eligible entity shall submit an application at such time, in such manner, and containing such information as the Director may require.

“(f) GEOGRAPHIC DISTRIBUTION.—In awarding grants under this section, the Secretary shall ensure that such grants are distributed equitably across urban and rural areas.

“(g) CONSULTATION.—As a condition on receipt of a grant under subsection (a)(2), an eligible entity shall agree that, in carrying out its program funded through the grant, the agency will consult with the following:

“(1) Public health, health care, and youth vaping prevention advocacy organizations, and organizations representing educators.

“(2) Organizations that specialize in addiction prevention and treatment.

“(3) Mental health and medical specialists, including professionals who specialize in child development.

“(4) School principals and other school administrators.

“(h) REPORTING.—

“(1) BY GRANTEES.—As a condition on the receipt of a grant under subsection (a)(2), an eligible entity shall agree to submit to the Director a report annually over the grant period. Each such report shall address the following:

“(A) The greatest obstacles in implementing the program developed under subsection (a)(1).

“(B) The greatest obstacles in preventing the use by youth of electronic nicotine delivery systems.

“(C) Additional resources are needed to address the popularity of electronic delivery systems and youth vaping culture.

“(2) REPORTING BY CDC.—Not later than 2 years after the program is developed pursuant to subsection (a)(1), and annually thereafter, the Director shall submit to Congress a report on the following:

“(A) How the funds made available for carrying out this section were used in developing a program under subsection (a)(1) and implementing such program through grants under subsection (a)(2).

“(B) Which strategies or resources were effective in preventing the use by youth of electronic nicotine delivery systems.

“(C) Which strategies or resources were not effective in preventing the use by youth of electronic nicotine delivery systems.

“(3) POSTING OF REPORTS AND COMPILED FINDINGS.—The Director shall—

“(A) not later than 60 days after receiving a report submitted by a grantee pursuant to paragraph (1), summarize the key findings of such report and post such summary on the public internet website of the Centers for Disease Control and Prevention; and

“(B) not later than 60 days after submitting a report to Congress under paragraph (2), summarize the key findings of the report and post such summary on such public internet website.

“(i) DEFINITIONS.—In this section:

“(1) The term ‘Director’ means the Director of the Centers for Disease Prevention and Control.

“(2) The term ‘electronic nicotine delivery system’ has the meaning given to such term