

SENATE RESOLUTION 501—AMENDING THE RULES OF PROCEDURE AND PRACTICE IN THE SENATE WHEN SITTING ON IMPEACHMENT TRIALS TO ENSURE ADEQUATE ACCESS TO WITNESSES AND DOCUMENTS IN IMPEACHMENT TRIALS OF A PRESIDENT OR VICE PRESIDENT, AND FOR OTHER PURPOSES

Mr. MERKLEY (for himself and Mr. VAN HOLLEN) submitted the following resolution; which was referred to the Committee on Rules and Administration:

S. RES. 501

*Resolved,*

**SECTION 1. WITNESSES AND DOCUMENTS IN IMPEACHMENT TRIALS OF A PRESIDENT OR VICE PRESIDENT.**

(a) IN GENERAL.—The Rules of Procedure and Practice in the Senate When Sitting on Impeachment Trials are amended by adding at the end the following:

“XXVII. In an impeachment trial of the President or the Vice President, upon whom the powers and duties of the Office of President shall have devolved, each party may move to issue 1 or more subpoenas to obtain testimony from witnesses. If the Presiding Officer determines the testimony of a witness for whom a subpoena is sought is material and relevant to the impeachment trial and not redundant, the Presiding Officer, through the Secretary of the Senate, shall issue a subpoena for the taking of testimony of the witness. A Senator may raise a point of order that a subpoena for the taking of testimony of a witness should not be issued. If a point of order is raised, the Presiding Officer shall submit the point of order to a vote of the Senate without debate. A vote under this Rule shall be taken in accordance with the Standing Rules of the Senate.

“XXVIII. In an impeachment trial of the President or the Vice President, upon whom the powers and duties of the Office of President shall have devolved, each party may move to issue 1 or more subpoenas to obtain documents. If the Presiding Officer determines the documents for which a subpoena is sought are material and relevant to the impeachment trial and not redundant, the Presiding Officer, through the Secretary of the Senate, shall issue a subpoena requiring production of the documents. A Senator may raise a point of order that a subpoena requiring production of the documents should not be issued. If a point of order is raised, the Presiding Officer shall submit the point of order to a vote of the Senate without debate. A vote under this Rule shall be taken in accordance with the Standing Rules of the Senate.

“XXIX. It shall not be in order to consider a resolution or motion establishing procedures for an impeachment trial, or an amendment thereto, that would modify, supersede, waive, or be inconsistent with any portion of Rule VII, XXVII, or XXVIII.”.

(b) EVIDENTIARY QUESTIONS.—Rule VII of the Rules of Procedure and Practice in the Senate When Sitting on Impeachment Trials is amended—

(1) in the second sentence—

(A) by striking “may rule” and inserting “shall rule”; and

(B) by inserting “, except in the impeachment trial of the President or Vice President, upon whom the powers and duties of the Office of President shall have devolved,” before “he may at his option”; and

(2) by adding at the end the following: “In an impeachment trial of the President or the Vice President, upon whom the powers and

the duties of the office of President shall have devolved, the Presiding Officer shall rule on any assertion of privilege or immunity in connection with the production of testimony, documents, or other evidence.”.

SENATE RESOLUTION 502—RECOGNIZING THE 75TH ANNIVERSARY OF THE AMPHIBIOUS LANDING ON THE JAPANESE ISLAND OF IWO JIMA DURING WORLD WAR II AND THE RAISING OF THE FLAG OF THE UNITED STATES ON MOUNT SURIBACHI

Mr. YOUNG (for himself, Mr. WARNER, Mr. COONS, Mr. KAIN, Mr. PAUL, Mr. SULLIVAN, Mr. TILLIS, Mrs. FISCHER, Mr. MORAN, Mr. CRAMER, Mr. BOOZMAN, Mr. BLUMENTHAL, Ms. MCSALLY, Mr. MANCHIN, Ms. DUCKWORTH, Mrs. SHAHEEN, Mr. ROMNEY, Mr. BURR, Mrs. LOEFFLER, Mr. HAWLEY, Mr. CRUZ, Mr. JONES, Mr. CARDIN, Mr. VAN HOLLEN, Ms. WARREN, Mr. RUBIO, Mr. GARDNER, Mr. UDALL, and Mr. BARRASSO) submitted the following resolution; which was referred to the Committee on Foreign Relations:

S. RES. 502

Whereas, following the surprise attack by Japanese forces on December 7, 1941, at Pearl Harbor, Hawaii, the United States formally declared war on the Imperial Government of Japan on December 8, 1941;

Whereas, during the 4 years that followed the attack, the United States and allied forces fought a prolonged counterattack against Japanese advances across the Pacific region;

Whereas the tactic of attacking, defeating, and controlling Japanese-held outposts through the use of amphibious assault landings against Japanese-held islands and territories (referred to in this preamble as “island hopping”) became crucial to successfully countering Japanese advances throughout the Pacific region;

Whereas the goal of island hopping was to secure airfields and supply bases—

(1) in order to launch aerial bombardment attacks against the mainland of Japan using the new Boeing B-29 Superfortress; and

(2) in preparation for, and in anticipation of, a United States invasion of Japan;

Whereas, by early 1945, the United States and allied forces bravely fought and advanced to the island of Iwo Jima, an 8-square-mile volcanic island with 3 strategic airfields, located between the Mariana Islands and Japan;

Whereas Iwo Jima was—

(1) a strategic island with airfields to support bombers of the United States with fighter escorts; and

(2) an essential base for emergency, refueling, and diversionary landings for B-29 bombers;

Whereas, under the command of Japanese Lieutenant General Tadamichi Kuribayashi, Iwo Jima was a heavily fortified island with nearly 11 miles of underground and networked tunnels, rooms, bunkers, artillery emplacements, ammunition dumps, and pillboxes supporting more than 21,000 Japanese soldiers;

Whereas, on February 19, 1945, under the leadership of United States Navy 5th Fleet Admiral Raymond A. Spruance, United States Marine Corps V Amphibious Corps Major General Harry Schmidt, 3rd Division Major General Graves B. Erskine, 4th Division Major General Clifton Cates, and 5th Division Major General Keller E. Rockey, the

United States launched an amphibious landing and assault on Iwo Jima that culminated with the engagement of more than 70,000 members of the United States Marine Corps, buttressed by thousands of members of the United States Navy and the United States Army serving as assault, garrison, and support forces (referred to in this preamble as the “Battle of Iwo Jima”);

Whereas the members of the United States Marine Corps who fought in the Battle of Iwo Jima overcame numerous disadvantages in the 36-day battle that included treacherous terrain, unfavorable weather conditions, and heavy enemy fire from an embedded, determined, and fierce Japanese fighting force in places immortalized by members of the United States Marine Corps, including the “Meat Grinder” and “Bloody Gorge”;

Whereas, on February 23, 1945, only 5 days into the Battle of Iwo Jima, members of the United States Marine Corps ascended the highest point on the island, Mount Suribachi, and raised the flag of the United States 2 times, the second of which resulted in the iconic, Pulitzer Prize-winning image that—

(1) was captured on film by photographer Joe Rosenthal;

(2) has become a recognized symbol of determination, perseverance, and struggle; and

(3) has been memorialized as the United States Marine Corps War Memorial in Arlington, Virginia;

Whereas the Battle of Iwo Jima, one of the bloodiest battles in the history of the United States Marine Corps, resulted in more than 26,000 casualties of the United States, more than 6,800 of whom were killed;

Whereas most of the more than 20,000 estimated Japanese soldiers who fought in the Battle of Iwo Jima were killed, with only 1,083 Japanese soldiers surviving at the conclusion of the campaign;

Whereas the Battle of Iwo Jima led to 22 members of the United States Marine Corps and 5 members of the United States Navy receiving the Medal of Honor, representing—

(1) the most members of the United States Marine Corps ever to receive the highest military decoration in the United States for a single battle; and

(2) more than  $\frac{1}{4}$  of all members of the United States Marine Corps to receive the decoration during World War II;

Whereas the secured airfields on Iwo Jima became emergency landing locations for 2,400 B-29 Bombers, saving the lives of an estimated 24,000 flight crewmen;

Whereas, 160 days after the end and victory of the pivotal Battle of Iwo Jima, the United States received the unconditional surrender of Japan on September 2, 1945;

Whereas the world owes a debt of gratitude to the members of the United States Marine Corps who selflessly led the fight for the strategic island of Iwo Jima in the middle of the Pacific theater; and

Whereas, on March 28, 2020, the 75th anniversary of the Battle of Iwo Jima will be marked by commemorative events on the island of Iwo Jima organized by the people of the United States and Japan: Now, therefore, be it

*Resolved*, That the Senate—

(1) recognizes the 75th anniversary of the amphibious landing on the Japanese island of Iwo Jima that began on February 19, 1945 and ended on March 26, 1945;

(2) commemorates the iconic and historic raisings of the flag of the United States on Mount Suribachi that occurred on February 23, 1945;

(3) honors the marines, sailors, soldiers, army air crew, and coast guardsmen who fought bravely on Iwo Jima, including the thousands of Japanese soldiers who defended the island;

(4) remembers and venerates the service members who gave their last full measure of devotion on the battlefield;

(5) recognizes the Allied victory in the Battle of Iwo Jima, which—

(A) was led by the United States Marine Corps; and

(B) made the defeat of the Empire of Japan in World War II possible;

(6) affirms the immortal words of Admiral Chester Nimitz, who stated that “uncommon valor was a common virtue” among the service members of the United States who fought on Iwo Jima;

(7) reaffirms the bonds of friendship between the United States and Japan;

(8) encourages the people of the United States to honor the veterans of the Battle of Iwo Jima with appropriate programs, ceremonies, and activities; and

(9) honors the service and sacrifice of the men and women who serve the United States today, carrying on the proud tradition of the individuals who came before them.

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**SENATE RESOLUTION 503—COMMENDING THE UNIVERSITY OF WEST FLORIDA ARGONAUTS FOOTBALL TEAM FOR ITS NATIONAL COLLEGIATE ATHLETIC ASSOCIATION DIVISION II NATIONAL CHAMPIONSHIP VICTORY**

Mr. SCOTT of Florida (for himself and Mr. RUBIO) submitted the following resolution; which was considered and agreed to:

S. RES. 503

Whereas, on December 21, 2019, the University of West Florida Argonauts football team (referred to in this preamble as the “Argonauts”) defeated the Minnesota State University Mavericks by a score of 48 to 40 in the National Collegiate Athletic Association Division II national championship game in McKinney, Texas;

Whereas the Argonauts returned to the national championship game in 2019 for the second time in the last 3 years;

Whereas the Argonauts won the first national football championship for the University of West Florida a mere 4 years after the football program was established at the university in 2015;

Whereas the Argonauts finished the 2019 football season with a 13-2 record; and

Whereas head coach Pete Shinnick and each player on the Argonauts’ team roster should be congratulated for a successful football season: Now, therefore, be it

*Resolved*, That the Senate—

(1) commends the University of West Florida Argonauts football team for its National Collegiate Athletic Association Division II national championship victory in football;

(2) recognizes the hard work, determination, and excellence exhibited by the players, coaches, support staff, and student body of the University of West Florida; and

(3) congratulates—

(A) the University of West Florida and the city of Pensacola, Florida;

(B) the fans of the University of West Florida Argonauts football team; and

(C) the alumni of the University of West Florida throughout the world.

**SENATE RESOLUTION 504—HONORING THE MEMORIES OF THE VICTIMS OF THE SENSELESS ATTACK AT MARJORY STONEMAN DOUGLAS HIGH SCHOOL ON FEBRUARY 14, 2018**

Mr. SCOTT of Florida (for himself and Mr. RUBIO) submitted the following resolution; which was considered and agreed to:

S. RES. 504

Whereas, on February 14, 2018, a mass shooting that took the lives of 17 teachers and students took place at Marjory Stoneman Douglas High School in Parkland, Florida;

Whereas the people of the United States continue to pray for the individuals who were affected by this tragedy;

Whereas President Donald Trump stated, “no child, no teacher, should ever be in danger in an American school. No parent should ever have to fear for their sons and daughters when they kiss them goodbye in the morning.”;

Whereas the Parkland community has shown strength, compassion, and unity in the past 2 years; and

Whereas February 14, 2020, marks 2 years since the horrific attack: Now, therefore, be it

*Resolved*, That the Senate—

(1) honors the memories of the victims of the senseless attack at Marjory Stoneman Douglas High School on February 14, 2018, and offers heartfelt condolences and deepest sympathies to the families, loved ones, and friends of the victims;

(2) honors the survivors of the attack and pledges continued support for their recovery;

(3) recognizes the strength and resilience of the Marjory Stoneman Douglas High School community; and

(4) expresses gratitude to the emergency medical and health care professionals of the Parkland community for their efforts in responding to the attack and caring for the victims and survivors.

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**SENATE RESOLUTION 505—EXPRESSING THE SENSE OF THE SENATE THAT THE UNITED STATES WILL CONTINUE TO PROVIDE SUPPORT TO INTERNATIONAL PARTNERS TO HELP PREVENT AND STOP THE SPREAD OF CORONAVIRUS**

Mr. CASSIDY submitted the following resolution; which was referred to the Committee on Foreign Relations:

S. RES. 505

Whereas an outbreak of the coronavirus, known as “COVID-19”, was first detected in Wuhan, China, and was reported by China to the World Health Organization on December 31, 2019;

Whereas the characteristics of the coronavirus, such as the way the virus is transmitted and the ability of the virus to rapidly spread, have raised concerns among experts that the virus may have the potential to become a pandemic;

Whereas the World Health Organization declared that the outbreak of the coronavirus constitutes a public health emergency of international concern;

Whereas the medical facilities in China have been overwhelmed;

Whereas the coronavirus has infected tens of thousands of people in China and hundreds more people worldwide;

Whereas the coronavirus has infected more than a dozen citizens of the United States;

Whereas the United States Government has pledged the support of the United States in combating the coronavirus;

Whereas experts in the United States Government, including public health experts from the Centers for Disease Control and Prevention, should join the World Health Organization in efforts to stop the spread of the coronavirus in China; and

Whereas ending the spread of the coronavirus is in the best interest of people at home in the United States and abroad: Now, therefore, be it

*Resolved*, That—

(1) it is the sense of the Senate that—

(A) the United States will continue to provide support to international partners to help prevent and stop the spread of the coronavirus; and

(B) the United States stands in solidarity with the people of China and other countries around the world who are suffering from the coronavirus; and

(2) the Senate encourages the United States Government to continue to work together with the World Health Organization and other countries on the goal of preventing the coronavirus from taking more lives.

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**AMENDMENTS SUBMITTED AND PROPOSED**

SA 1324. Mr. Kaine (for himself and Mr. LEE) submitted an amendment intended to be proposed by him to the joint resolution S.J. Res. 68, to direct the removal of United States Armed Forces from hostilities against the Islamic Republic of Iran that have not been authorized by Congress; which was ordered to lie on the table.

SA 1325. Mr. McCONNELL (for Mr. BLUNT) proposed an amendment to the resolution S. Res. 490, congratulating the Kansas City Chiefs on their victory in Super Bowl LIV in the successful 100th season of the National Football League.

SA 1326. Mr. McCONNELL (for Mr. BLUNT) proposed an amendment to the resolution S. Res. 490, *supra*.

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**TEXT OF AMENDMENTS**

**SA 1324.** Mr. Kaine (for himself and Mr. LEE) submitted an amendment intended to be proposed by him to the joint resolution S.J. Res. 68, to direct the removal of United States Armed Forces from hostilities against the Islamic Republic of Iran that have not been authorized by Congress; which was ordered to lie on the table; as follows:

In section 2, amend subsection (b) to read as follows:

(b) RULE OF CONSTRUCTION.—Nothing in this section shall be construed—

(1) to prevent the United States from defending itself, including its territories, citizens, troops, personnel, military bases, and diplomatic facilities from attack, including acting to prevent an imminent attack; or

(2) to restrict force protection measures used by United States aircraft, ships, or personnel.

**SA 1325.** Mr. McCONNELL (for Mr. BLUNT) proposed an amendment to the resolution S. Res. 490, congratulating the Kansas City Chiefs on their victory in Super Bowl LIV in the successful 100th season of the National Football League; as follows: