

very, very modest amount of money. It is an attempt to try to enforce some kind of compliance.

#### POINT OF ORDER

Madam President, pursuant to section 314(e) of the Congressional Budget Act of 1974, I raise a point of order against the emergency designation on page No. 233, lines 4 through 8, of H.R. 5430.

Mr. GRASSLEY. Madam President, I object.

The PRESIDING OFFICER. The Senator from Iowa.

Mr. GRASSLEY. Madam President, pursuant to section 904 of the Congressional Budget Act of 1974 and the waiver provisions of applicable budget resolutions, I move to waive all applicable sections of that act and applicable budget resolutions for purposes of H.R. 5430, and I ask for the yeas and nays.

The PRESIDING OFFICER. Is there a sufficient second?

There appears to be a sufficient second.

The yeas and nays are ordered.

The Senator from Kansas.

#### AUTHORIZING REPRESENTATION BY THE SENATE LEGAL COUNSEL IN THE CASE OF MARTIN F. MCMAHON V. SENATOR TED CRUZ, ET AL.

Mr. MORAN. Madam President, I ask unanimous consent that the Senate proceed to the consideration of S. Res. 474, submitted earlier today.

The PRESIDING OFFICER. The clerk will report the resolution by title.

The senior assistant legislative clerk read as follows:

A resolution (S. Res. 474) to authorize representation by the Senate Legal Counsel in the case of Martin F. McMahon v. Senator TED CRUZ, et al.

There being no objection, the Senate proceeded to consider the resolution.

Mr. MORAN. I ask unanimous consent that the resolution be agreed to, the preamble be agreed to, and the motions to reconsider be considered made and laid upon the table with no intervening action or debate.

The PRESIDING OFFICER. Is there objection?

Without objection, it is so ordered.

The resolution (S. Res. 474) was agreed to.

The preamble was agreed to.

(The resolution, with its preamble, is printed in today's RECORD under "Submitted Resolutions.")

The PRESIDING OFFICER. The Senator from Kansas.

#### TEMPORARY REAUTHORIZATION AND STUDY OF THE EMERGENCY SCHEDULING OF FENTANYL ANALOGUES ACT

Mr. MORAN. Madam President, I ask unanimous consent that the Senate proceed to the immediate consideration of S. 3201, introduced earlier today.

The PRESIDING OFFICER. The clerk will report the bill by title.

The senior assistant legislative clerk read as follows:

A bill (S. 3201) to extend the temporary scheduling order for fentanyl-related substances, and for other purposes.

There being no objection, the Senate proceeded to consider the bill.

Mr. MORAN. I ask unanimous consent that the bill be considered read a third time and passed and that the motion to reconsider be considered made and laid upon the table.

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

The bill (S. 3201) was ordered to be engrossed for a third reading, was read the third time, and passed, as follows:

#### S. 3201

*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 "Temporary Reauthorization and Study of the Emergency Scheduling of Fentanyl Analogues Act".

#### SEC. 2. EXTENSION OF TEMPORARY ORDER FOR FENTANYL-RELATED SUBSTANCES.

Notwithstanding any other provision of law, section 1308.11(h)(30) of title 21, Code of Federal Regulations, shall remain in effect until May 6, 2021.

#### SEC. 3. STUDY AND REPORT ON IMPACTS OF CLASSWIDE SCHEDULING.

(a) DEFINITION.—In this section, the term "fentanyl-related substance" has the meaning given the term in section 1308.11(h)(30)(i) of title 21, Code of Federal Regulations.

(b) GAO REPORT.—The Comptroller General of the United States shall—

(1) conduct a study of the classification of fentanyl-related substances as schedule I controlled substances under the Controlled Substances Act (21 U.S.C. 801 et seq.), research on fentanyl-related substances, and the importation of fentanyl-related substances into the United States; and

(2) not later than 1 year after the date of enactment of this Act, submit a report on the results of the study conducted under paragraph (1) to—

(A) the Committee on the Judiciary of the Senate;

(B) the Committee on Health, Education, Labor, and Pensions of the Senate;

(C) the Caucus on International Narcotics Control of the Senate;

(D) the Committee on the Judiciary of the House of Representatives; and

(E) the Committee on Energy and Commerce of the House of Representatives.

(c) REQUIREMENTS.—The Comptroller General, in conducting the study and developing the report required under subsection (b), shall—

(1) evaluate class control of fentanyl-related substances, including—

(A) the definition of the class of fentanyl-related substances in section 1308.11(h)(30)(i) of title 21, Code of Federal Regulations, including the process by which the definition was formulated;

(B) the potential for classifying fentanyl-related substances with no, or low, abuse potential, or potential accepted medical use, as schedule I controlled substances when scheduled as a class; and

(C) any known classification of fentanyl-related substances with no, or low, abuse potential, or potential accepted medical use, as schedule I controlled substances that has resulted from the scheduling action of the

Drug Enforcement Administration that added paragraph (h)(30) to section 1308.11 of title 21, Code of Federal Regulations;

(2) review the impact or potential impact of controls on fentanyl-related substances on public health and safety, including on—

(A) diversion risks, overdose deaths, and law enforcement encounters with fentanyl-related substances; and

(B) Federal law enforcement investigations and prosecutions of offenses relating to fentanyl-related substances;

(3) review the impact of international regulatory controls on fentanyl-related substances on the supply of such substances to the United States, including by the Government of the People's Republic of China;

(4) review the impact or potential impact of screening and other interdiction efforts at points of entry into the United States on the importation of fentanyl-related substances into the United States;

(5) recommend best practices for accurate, swift, and permanent control of fentanyl-related substances, including—

(A) how to quickly remove from the schedules under the Controlled Substances Act substances that are determined, upon discovery, to have no abuse potential; and

(B) how to reschedule substances that are determined, upon discovery, to have a low abuse potential or potential accepted medical use;

(6) review the impact or potential impact of fentanyl-related controls by class on scientific and biomedical research; and

(7) evaluate the processes used to obtain or modify Federal authorization to conduct research with fentanyl-related substances, including by—

(A) identifying opportunities to reduce unnecessary burdens on persons seeking to research fentanyl-related substances;

(B) identifying opportunities to reduce any redundancies in the responsibilities of Federal agencies;

(C) identifying opportunities to reduce any inefficiencies related to the processes used to obtain or modify Federal authorization to conduct research with fentanyl-related substances;

(D) identifying opportunities to improve the protocol review and approval process conducted by Federal agencies; and

(E) evaluating the degree, if any, to which establishing processes to obtain or modify a Federal authorization to conduct research with a fentanyl-related substance that are separate from the applicable processes for other schedule I controlled substances could exacerbate burdens or lead to confusion among persons seeking to research fentanyl-related substances or other schedule I controlled substances.

(d) INPUT FROM CERTAIN FEDERAL AGENCIES.—In conducting the study and developing the report under subsection (b), the Comptroller General shall consider the views of the Department of Health and Human Services and the Department of Justice.

(e) INFORMATION FROM FEDERAL AGENCIES.—Each Federal department or agency shall, in accordance with applicable procedures for the appropriate handling of classified information, promptly provide reasonable access to documents, statistical data, and any other information that the Comptroller General determines is necessary to conduct the study and develop the report required under subsection (b).

(f) INPUT FROM CERTAIN NON-FEDERAL ENTITIES.—In conducting the study and developing the report under subsection (b), the Comptroller General shall consider the views of experts from certain non-Federal entities, including experts from—

(1) the scientific and medical research community;

(2) the State and local law enforcement community; and

(3) the civil rights and criminal justice reform communities.

The PRESIDING OFFICER. The Senator from Kansas.

**AMENDING TITLE 38, UNITED STATES CODE, TO MODIFY THE LIMITATION ON PAY FOR CERTAIN HIGH-LEVEL EMPLOYEES AND OFFICERS OF THE DEPARTMENT OF VETERANS AFFAIRS**

Mr. MORAN. Madam President, I ask unanimous consent that the Committee on Veterans' Affairs be discharged from the further consideration of S. 3084 and that the Senate proceed to its immediate consideration.

The PRESIDING OFFICER. The clerk will report the bill by title.

The senior assistant legislative clerk read as follows:

A bill (S. 3084) to amend title 38, United States Code, to modify the limitation on pay for certain high-level employees and officers of the Department of Veterans Affairs.

There being no objection, the committee was discharged, and the Senate proceeded to consider the bill.

Mr. MORAN. I ask unanimous consent that the bill be considered read a third time and passed and that the motion to reconsider be considered made and laid upon the table.

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

The bill (S. 3084) was ordered to be engrossed for a third reading, was read the third time, and passed, as follows:

S. 3084

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

**SECTION 1. MODIFICATION OF PAY LIMITATION FOR CERTAIN HIGH-LEVEL EMPLOYEES AND OFFICERS OF THE DEPARTMENT OF VETERANS AFFAIRS.**

(a) MODIFICATION.—Section 7404(d) of title 38, United States Code, is amended by inserting “and except for individuals appointed under 7401(4) and 7306 of this title,” after “section 7457 of this title.”

(b) WAIVERS.—

(1) IN GENERAL.—The Secretary of Veterans Affairs may waive the limitation described in section 7404(d) of such title, as in effect on the day before the date of the enactment of this Act, on the amount of basic pay payable to individuals appointed under section 7401(4) or 7306 of such title for basic pay payable during the period—

(A) beginning on November 1, 2010; and

(B) ending on the day before the date of the enactment of this Act.

(2) FORM.—The Secretary shall prescribe the form for requesting a waiver under paragraph (1).

(3) TREATMENT OF WAIVER.—A decision not to grant a waiver under paragraph (1) shall not be treated as an adverse action and is not subject to further appeal, third-party review, or judicial review.

**VETERAN TREATMENT COURT COORDINATION ACT OF 2019**

Mr. MORAN. Madam President, I ask unanimous consent that the Committee on the Judiciary be discharged from further consideration of H.R. 886

and that the Senate proceed to its immediate consideration.

The PRESIDING OFFICER. The clerk will report the bill by title.

The senior assistant legislative clerk read as follows:

A bill (H.R. 886) to direct the Attorney General to establish and carry out a Veteran Treatment Court Program.

There being no objection, the committee was discharged, and the Senate proceeded to consider the bill.

Mr. MORAN. I ask unanimous consent that the McSally amendment at the desk be agreed to; that the bill, as amended, be considered read a third time and passed; and that the motion to reconsider be considered made and laid upon the table.

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

The amendment (No. 1283) in the nature of a substitute was agreed to, as follows:

(Purpose: In the nature of a substitute)

Strike all after the enacting clause and insert the following:

**SECTION 1. SHORT TITLE.**

This Act may be cited as the “Veteran Treatment Court Coordination Act of 2019”.

**SEC. 2. SENSE OF CONGRESS.**

It is the sense of Congress that veterans treatment courts are a successful program aimed at helping veterans charged with non-violent crimes receive the help and the benefits for which the veterans are entitled.

**SEC. 3. VETERAN TREATMENT COURT PROGRAM.**

(a) ESTABLISHMENT.—Subject to the availability of appropriations, in coordination with the Secretary of Veterans Affairs, the Attorney General shall establish and carry out a Veteran Treatment Court Program to provide grants and technical assistance to court systems that—

(1) have adopted a Veterans Treatment Court Program; or

(2) have filed a notice of intent to establish a Veterans Treatment Court Program with the Secretary.

(b) PURPOSE.—The purpose of the Veterans Treatment Court Program established under subsection (a) is to ensure the Department of Justice has a single office to coordinate the provision of grants, training, and technical assistance to help State, local, and Tribal governments to develop and maintain veteran treatment courts.

(c) PROGRAMS INCLUDED.—The Veterans Treatment Court Program established under subsection (a) shall include the grant programs relating to veterans treatment courts carried out by the Attorney General pursuant to sections 2991 and 3021 of the Omnibus Crime Control and Safe Streets Act of 1968 (34 U.S.C. 10651, 10701) or any other provision of law.

(d) REGULATIONS.—The Attorney General shall promulgate regulations to carry out this section.

The amendment was ordered to be engrossed and the bill to be read a third time.

The bill was read the third time.

The bill (H.R. 886), as amended, was passed.

H.R. 5430

Mr. CRAWLEY. Mr. President, it is no secret around here that staff work is key to any Senator's success. It often goes unnoticed and unthanked, but today, as the United States-Mexico-Canada Agreement Implementation Act passes Congress, I would like to ex-

press my appreciation to the many Senate staff who work for the people of Iowa and the entire country.

Foremost among them are Kolan Davis, my Finance Committee staff director and longtime advisor of 35 years; Jeff Wrase, my deputy staff director; and Nasim Fussell, my chief international trade counsel on the committee. Their thoughtful, prudent advice, and hard work were crucial to helping create the conditions that allow for nearly-unanimous passage today.

Nasim led my trade staff on the Finance Committee. Her leadership of several other key staff, including Mayur Patel, Brian Bombassaro, Andrew Brandt, Rory Heslington, Grace Kim, and Michael Pinkerton, and all of their many late nights working at the office, are among the top reasons why this modernized trade agreement wasn't just negotiated with Canada and Mexico but will actually become law and soon take effect. Their diligent work with their Democratic counterparts, as well as the administration, is evidenced in the overwhelming vote USMCA received.

My chief of staff, Aaron Cummings, legislative director, James Rice, and director of scheduling, Jennifer Heins, provided consistent guidance and helpful input on USMCA throughout negotiations that helped me do the job I needed to do for us to get to this point. I am grateful for their standing by my side this past year and going above and beyond for the people of Iowa.

I would also like to thank my communications and press staff, including Michael Zona, Taylor Foy, George Hartmann, Nicole Tieman, Melissa Kearney, and Katelyn Schultz, for helping me communicate the many benefits of this trade deal to Iowans and all Americans. Their work to deliver that message to the grassroots of this country helped create the public pressure needed to encourage Congress to act and ratify USMCA.

We all know that no legislating happens in the Senate without bipartisan support. That is why today I say congratulations and thank you to Ranking Member WYDEN and his staff for all their hard work. They are Joshua Sheinkman, staff director; Mike Evans, deputy staff director; Jayme White, chief advisor on international competitiveness and innovation; and Greta Peisch, Sally Laing, Virginia Lenahan, and Rachel Lang.

Of course, also critical to the bill's passage were Ambassador Bob Lighthizer and his hard-working team at the Office of the U.S. Trade Representative, particularly John Melle and Maria Pagan.

Getting the Chamber of Commerce and the AFL-CIO to both endorse this trade deal was no easy feat, and it took both sides' good faith efforts to get us here.

You have heard me extol all the good that USMCA will do for this Nation's