

	Budget Authority	Outlays	Revenues
Original Aggregates Printed on May 4, 2020	3,832,200	4,008,705	2,800,378

TABLE 3.—SUMMARY OF THE SENATE PAY-AS-YOU-GO SCORECARD AS OF SEPTEMBER 4, 2020

[In millions of dollars]

	2020	2021	2020–2025	2020–2030
Beginning Balance ^a	0	0	0	0
Enacted Legislation ^{b, c}				
Paycheck Protection Program Flexibility Act of 2020 (H.R. 7010, P.L. 116–142) ^d	—	—	—	—
Uyghur Human Rights Policy Act of 2020 (S. 3744, P.L. 116–145)	*	*	*	*
Emergency Aid for Returning Americans Affected by Coronavirus Act (S. 4091, P.L. 116–148) ^d	—	—	—	—
Hong Kong Autonomy Act (H.R. 7440, P.L. 116–149)	0	0	–1	–7
A bill to extend the Chemical Facility Anti-Terrorism Standards Program of the Department of Homeland Security, and for other purposes (S. 4148, P.L. 116–150)	*	*	*	*
The Great American Outdoors Act (H.R. 1957, P.L. 116–152)	0	310	5,870	17,280
The Ryan Kules and Paul Benne Specially Adaptive Housing Improvement Act of 2019 (H.R. 3504, P.L. 116–154)	1	11	–93	0
Safeguarding America's First Responders Act of 2020 (S. 3607, P.L. 116–157)	*	*	*	*
Impact on Deficit	1	321	5,776	17,273
Total Change in Outlays	1	321	5,776	17,273
Total Change in Revenues	0	0	5	28

Source: Congressional Budget Office.

* = between –\$500,000 and \$500,000; — = excluded from PAYGO scorecard.

^a On May 4, 2020, the Chairman of the Senate Committee on the Budget reset the Senate's Pay-As-You-Go Scorecard to zero for all fiscal years.^b The amounts shown represent the estimated effect of the public laws on the deficit.^c Excludes off-budget amounts.^d All amounts in this Act are designated as emergency requirements pursuant to section 4112(a) of H. Con. Res. 71 (115th Congress).

ENFORCEMENT REPORT OF POINTS OF ORDER RAISED SINCE THE FY2021 ENFORCEMENT FILING

Vote	Date	Measure	Violation	Motion to Waive	Result
118	June 15, 2020	S. Amdt. #1617, Great American Outdoors Act, to H.R. 1957.	4106(a)–Senate-Pay-As-You-Go Violation ¹ .	Sen. Gardner (R–CO)	68–30, waived

¹ Senator Enzi raised a point of order against the measure pursuant to section 4106(a) of H. Con. Res. 71, the Concurrent Resolution on the Budget for Fiscal Year 2018, because the amendment would increase on-budget deficits.

ADDITIONAL STATEMENTS

NATIONAL POW/MIA RECOGNITION DAY

• Mr. CRAPO. Mr. President, in honor of National POW/MIA Recognition Day this September 18, 2020, I join in raising awareness about the more than 81,900 Americans the Defense POW/MIA Accounting Agency, DPAA, reports remain missing from World War II, the Korean war, the Vietnam war, the Cold War, the Gulf wars and other conflicts. I also commend the members of the POW*MIA Awareness Rally Corp. of Pocatello, ID, and other similar groups that keep a spotlight on the immense service of our American servicemembers and the ongoing need to bring them all home.

My heart goes out to the American families who have carried on through years, and even decades, waiting for answers to their questions. Those who see a loved one off to war but long after the war's end still await that loved one's return shoulder our country's sorrow. May all servicemembers' families get the resolution of knowing their lost family members have been returned to the country they served so admirably.

Thank you to those who work for and assist the DPAA and related efforts to get needed answers and bring all American servicemembers home. Piecing together the circumstances, whereabouts, and lives of those lost cannot be easy, especially during a global pandemic, but bringing them home is critical to honoring their service. The DPAA reports that 75 percent of lost Americans are located in the Indo-Pacific, and more than 41,000 of the missing are presumed lost at sea. Despite

the difficulty, the agency announced accounting for more than 70 missing servicemembers since March. Their locations included Germany, Laos, North Korea, Papua, Pearl Harbor, the Philippines, Romania, Saipan, South Korea, and Tarawa.

To help with this effort, I have supported and introduced the bipartisan Bring Our Heroes Home Act, which would address obstacles preventing families and caseworkers from accessing the records needed for recovery efforts by putting one entity in charge of prioritizing and facilitating the declassification of records related to missing servicemembers. We cannot let up in bringing home all our Nation's heroes, including the 359 Idahoans, who have yet to be returned. Those who have served our Nation deserve no less than to rest at home, and we cannot rest until they do.●

TRIBUTE TO VIRGIL GUST

• Mr. DAINES. Mr. President, this week I have the honor of recognizing Virgil Gust of Sweet Grass County for his commitment to keeping entrepreneurial spirits high during these challenging times.

The COVID-19 pandemic has disrupted the lives of all Montanans and has proven to be a significant challenge for small business owners. Over the past several months, local business owners have faced tremendous financial hardships as a result of the pandemic, making it difficult to hold on to hope.

Virgil Gust, the founder of Gusts of Big Timber, opened the store in 1947 and has worked there for over 70 years. Virgil still approaches his work with the same enthusiasm and dedication as he did at the beginning of his career.

It is my honor to recognize Virgil for fostering the values of positivity and hard work in his community during these difficult times. As both a WWII veteran and a small business owner, Virgil brings a unique entrepreneurial perspective to his community and is a truly exceptional role model to Montanans from all walks of life.●

MESSAGES FROM THE PRESIDENT

Messages from the President of the United States were communicated to the Senate by Ms. Roberts, one of his secretaries.

EXECUTIVE MESSAGES REFERRED

In executive session the Presiding Officer laid before the Senate messages from the President of the United States submitting sundry nominations which were referred to the appropriate committees.

(The messages received today are printed at the end of the Senate proceedings.)

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-5304. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Citrus tristeza virus expressing spinach defensin proteins 2, 7, and 8; Temporary Exemption from the Requirement of a Tolerance" (FRL No. 1011-47-OCSPP) received during adjournment of the Senate in the Office of the President of the Senate on September 4, 2020; to the Committee on Agriculture, Nutrition, and Forestry.

EC-5305. A communication from the Chairman, Farm Credit Administration, transmitting, pursuant to law, the 2019 annual report on the Farm Credit System; to the Committee on Agriculture, Nutrition, and Forestry.

EC-5306. A communication from the Under Secretary of Defense (Personnel and Readiness), transmitting, pursuant to law, a report entitled “Evaluation of the TRICARE Program; Fiscal Year 2020 Report to Congress”; to the Committee on Armed Services.

EC-5307. A communication from the Secretary of Defense, transmitting a report on the approved retirement of Lieutenant General Bradford J. Shwedo, United States Air Force, and his advancement to the grade of lieutenant general on the retired list; to the Committee on Armed Services.

EC-5308. A communication from the Under Secretary of Defense (Personnel and Readiness), transmitting the report of three (3) officers authorized to wear the insignia of the grade of brigadier general in accordance with title 10, United States Code, section 777, this will not cause the Department to exceed the number of frocked officers authorized; to the Committee on Armed Services.

EC-5309. A communication from the Secretary of Defense, transmitting a report on the approved retirement of Lieutenant General Giovanni K. Tuck, United States Air Force, and his advancement to the grade of lieutenant general on the retired list; to the Committee on Armed Services.

EC-5310. A communication from the Secretary of Defense, transmitting a report on the approved retirement of Vice Admiral Timothy J. White, United States Navy, and his advancement to the grade of vice admiral on the retired list; to the Committee on Armed Services.

EC-5311. A communication from the Secretary of Defense, transmitting a report on the approved retirement of Vice Admiral Luke M. McCollum, United States Navy Reserve, and his advancement to the grade of vice admiral on the retired list; to the Committee on Armed Services.

EC-5312. A communication from the Under Secretary of Defense (Personnel and Readiness), transmitting the report of an officer authorized to wear the insignia of the grade of vice admiral in accordance with title 10, United States Code, section 777a; to the Committee on Armed Services.

EC-5313. A communication from the Secretary of Defense, transmitting a report on the approved retirement of Lieutenant General Michael A. Bills, United States Army, and his advancement to the grade of lieutenant general on the retired list; to the Committee on Armed Services.

EC-5314. A communication from the Under Secretary of Defense (Personnel and Readiness), transmitting the report of an officer authorized to wear the insignia of the grade of general in accordance with title 10, United States Code, section 777a, this will not cause the Department to exceed the number of frocked officers authorized; to the Committee on Armed Services.

EC-5315. A communication from the Secretary of Defense, transmitting a report on the approved retirement of Lieutenant General Robert P. Ashley, United States Army, and his advancement to the grade of lieutenant general on the retired list; to the Committee on Armed Services.

EC-5316. A communication from the Under Secretary of Defense (Personnel and Readiness), transmitting the report of four (4) officers authorized to wear the insignia of the grade of brigadier general in accordance with title 10, United States Code, section 777, this will not cause the Department to exceed the number of frocked officers authorized; to the Committee on Armed Services.

EC-5317. A communication from the Secretary of Defense, transmitting a report on the approved retirement of Lieutenant General Jay B. Silveria, United States Air Force, and his advancement to the grade of lieutenant general on the retired list; to the Committee on Armed Services.

EC-5318. A communication from the Secretary of Defense, transmitting, a report relative to the completion of the Department's Army Watercraft Requirements Review; to the Committee on Armed Services.

EC-5319. A communication from the Attorney Advisor, Office of General Counsel, Department of Transportation, transmitting, pursuant to law, a report relative to a vacancy in the position of Administrator, Department of Transportation, received during adjournment of the Senate in the Office of the President of the Senate on August 24, 2020; to the Committee on Banking, Housing, and Urban Affairs.

EC-5320. A communication from the Chairman and President of the Export-Import Bank, transmitting, pursuant to law, a report relative to transactions involving U.S. exports to Mexico; to the Committee on Banking, Housing, and Urban Affairs.

EC-5321. A communication from the Chairman and President of the Export-Import Bank, transmitting, pursuant to law, a report relative to transactions involving U.S. exports to Iraq; to the Committee on Banking, Housing, and Urban Affairs.

EC-5322. A communication from the Director of Legislative Affairs, Federal Deposit Insurance Corporation, transmitting, pursuant to law, the report of a rule entitled “Final Rule - Incorporation of Existing Statement of Policy Regarding Requests for Participation in the Affairs of an Insured Depository Institution by Convicted Individuals” (RIN3064-AF19) received during adjournment of the Senate in the Office of the President of the Senate on August 28, 2020; to the Committee on Banking, Housing, and Urban Affairs.

EC-5323. A communication from the Congressional Assistant, Board of Governors of the Federal Reserve System, transmitting, pursuant to law, the report of a rule entitled “Regulatory Capital Rule: Money Market Mutual Fund Liquidity Facility” (RIN7100-AF79) received during adjournment of the Senate in the Office of the President of the Senate on August 24, 2020; to the Committee on Banking, Housing, and Urban Affairs.

EC-5324. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled “Prioritization and Allocation of Certain Scarce and Critical Health and Medical Resources for Domestic Use” (RIN1660-AB01) received during adjournment of the Senate in the Office of the President of the Senate on August 24, 2020; to the Committee on Banking, Housing, and Urban Affairs.

EC-5325. A communication from the Secretary of the Treasury, transmitting, pursuant to law, a six-month periodic report on the national emergency with respect to persons who commit, threaten to commit, or support terrorism that was declared in Executive Order 13224 of September 23, 2001; to the Committee on Banking, Housing, and Urban Affairs.

EC-5326. A communication from the Secretary of the Treasury, transmitting, pursuant to law, a six-month periodic report on the national emergency with respect to Libya that was originally declared in Executive Order 13566 of February 25, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-5327. A communication from the Congressional Assistant, Board of Governors of

the Federal Reserve System, transmitting, pursuant to law, the report of a rule entitled “Prohibitions and Restrictions on Proprietary Trading and Certain Interests in, and Relationships With, Hedge Funds and Private Equity Funds” (RIN7100-AF70) received during adjournment of the Senate in the Office of the President of the Senate on August 24, 2020; to the Committee on Banking, Housing, and Urban Affairs.

EC-5328. A communication from the Acting General Counsel, Federal Energy Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled “Qualifying Facility Rates and Requirements; Implementation Issues Under the Public Utility Regulatory Policies Act of 1978” ((RIN1902-AF67) (Docket Nos. RM19-15-000, AD16-16-000) received during adjournment of the Senate in the Office of the President of the Senate on August 28, 2020; to the Committee on Energy and Natural Resources.

EC-5329. A communication from the Acting General Counsel, Federal Energy Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled “Filing Requirements for Electric Utility Service Agreements, et al.” ((RIN1902-AF27) (Docket Nos. RM01-8-000, RM10-12-000, RM12-3-000, and ER02-2001-000)) received during adjournment of the Senate in the Office of the President of the Senate on August 24, 2020; to the Committee on Energy and Natural Resources.

EC-5330. A communication from the Director of Congressional Affairs, Nuclear Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled “Revision 2 to Regulatory Guide (RG) 3.15, ‘Standard Format and Content of License Applications for Receipt and Storage of Unirradiated Power Reactor Fuel and Associated Radioactive Material at a Nuclear Power Plant’” received during adjournment of the Senate in the Office of the President of the Senate on August 24, 2020; to the Committee on Environment and Public Works.

EC-5331. A communication from the Director of Congressional Affairs, Nuclear Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled “Final Safety Evaluation of Technical Specifications Task Force Traveler TSTF-582, ‘RPV [Reactor Pressure Vessel] WIC [Water Inventory Control] Enhancements’” received during adjournment of the Senate in the Office of the President of the Senate on September 3, 2020; to the Committee on Environment and Public Works.

EC-5332. A communication from the Director of Congressional Affairs, Office of Nuclear Material Safety and Safeguards, Nuclear Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled “Flexibility to Use Armed Responders for Security Events, SFAQ 20-01” ((10 CFR 73.55b) (NEI 05-10)) received during adjournment of the Senate in the Office of the President of the Senate on September 3, 2020; to the Committee on Environment and Public Works.

EC-5333. A communication from the Secretary of Transportation, transmitting, pursuant to law, a report entitled “Transportation Infrastructure Finance and Innovation Act: 2020 Report to Congress”; to the Committee on Environment and Public Works.

EC-5334. A communication from the Deputy Director, Office of Documents and Regulations Management, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled “FY 2021 Hospice Wage Index and Payment Rate Update (CMS-1733-F)” (RIN0938-AU09) received during adjournment of the Senate in the Office of the President of the Senate on September 2, 2020; to the Committee on Finance.

EC-5335. A communication from the Chief of the Publications and Regulations Branch,

Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Third Six-Year Cycle Pre-Approved Defined Contribution Plans; Issuance of Opinion Letters; Plan Adoption Deadline; and Opening of Determination Letter Program" (ANN 2020-7) received during adjournment of the Senate in the Office of the President of the Senate on September 2, 2020; to the Committee on Finance.

EC-5336. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Election of Alternative Minimum Funding Standards for Community Newspaper Plans" (Notice 2020-60) received during adjournment of the Senate in the Office of the President of the Senate on August 25, 2020; to the Committee on Finance.

EC-5337. A communication from the Director of the Legal Processing Division, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Notice: Update to Notice 2020-18, Additional Relief for Taxpayers Affected by Ongoing Coronavirus Disease 2019 Pandemic" (Notice 2020-23) received during adjournment of the Senate in the Office of the President of the Senate on August 26, 2020; to the Committee on Finance.

EC-5338. A communication from the Director of the Legal Processing Division, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Changes to User Fees for Certain Letter Ruling and Determination Letter Requests Submitted to Employee Plans Rulings and Agreements, Effective January 4, 2021" (Announcement 2020-14) received in the Office of the President of the Senate on August 26, 2020; to the Committee on Finance.

EC-5339. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Guidance on Excess Deferred Taxes Under the TCJA" (Rev. Proc. 2020-39) received during adjournment of the Senate in the Office of the President of the Senate on August 26, 2020; to the Committee on Finance.

EC-5340. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Recapture of Excess Employment Tax Credits under the Families First Act and the CARES Act" (RIN1545-BP89) (TD 9904) received during adjournment of the Senate in the Office of the President of the Senate on September 2, 2020; to the Committee on Finance.

EC-5341. A communication from the Regulations Coordinator, Office of Strategic Operations and Regulatory Affairs, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Medicare Program; Hospital Inpatient Prospective Payment Systems for Acute Care Hospitals and the Long Term-Care Hospital Prospective Payment System and Policy Changes and Fiscal Year 2021 Rates; Quality Reporting and Medicare and Medicaid Promoting Interoperability Programs Requirements for Eligible Hospitals and Critical Access Hospitals" (RIN0938-AU11) received during adjournment of the Senate in the Office of the President of the Senate on September 4, 2020; to the Committee on Finance.

EC-5342. A communication from the Director of Regulations and Policy Management Staff, Food and Drug Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of

a rule entitled "Food Labeling; Gluten-Free Labeling of Fermented or Hydrolyzed Foods" (RIN0910-AH00) received during adjournment of the Senate in the Office of the President of the Senate on August 24, 2020; to the Committee on Health, Education, Labor, and Pensions.

EC-5343. A communication from the Regulations Coordinator, Administration for Children and Families, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Head Start Designation Renewal System" (RIN0970-AC77) received during adjournment of the Senate in the Office of the President of the Senate on September 2, 2020; to the Committee on Health, Education, Labor, and Pensions.

EC-5344. A communication from the Regulations Coordinator, National Institutes of Health, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Standards of Care for Chimpanzees Held in the Federally Supported Sanctuary System" (RIN0925-AA66) received during adjournment of the Senate in the Office of the President of the Senate on September 2, 2020; to the Committee on Health, Education, Labor, and Pensions.

EC-5345. A communication from the Director of Regulations and Policy Management Staff, Food and Drug Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Office of Regulatory Affairs Division Director; Technical Amendments" (Docket No. FDA-2019-N-0011) received during adjournment of the Senate in the Office of the President of the Senate on August 24, 2020; to the Committee on Health, Education, Labor, and Pensions.

EC-5346. A communication from the Acting Assistant Secretary, Employee Benefits Security Administration, Department of Labor, transmitting, pursuant to law, the report of a rule entitled "Conflict of Interest Rule - Retirement Investment Advice: Notice of Court Vacatur" (RIN1210-AB96) received during adjournment of the Senate in the Office of the President of the Senate on August 24, 2020; to the Committee on Health, Education, Labor, and Pensions.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

The following bills and joint resolutions were introduced, read the first and second times by unanimous consent, and referred as indicated:

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

S. 4555. A bill to reauthorize funding for programs to prevent, investigate, and prosecute elder abuse, neglect, and exploitation, and for other purposes; to the Committee on Finance.

By Mrs. FEINSTEIN:

S. 4556. A bill to authorize the Secretary of Health and Human Services, acting through the Director of the Indian Health Service, to acquire private land to facilitate access to the Desert Sage Youth Wellness Center in Hemet, California, and for other purposes; to the Committee on Indian Affairs.

By Ms. BALDWIN (for herself, Mr. BOOKER, Ms. SMITH, Ms. CORTEZ MASTO, Ms. HIRONO, Mr. MERKLEY, Mr. BLUMENTHAL, and Ms. ROSEN):

S. 4557. A bill to support efforts to provide intensive, individualized assistance for enrolling in health care coverage; to the Committee on Health, Education, Labor, and Pensions.

By Mr. GRAHAM:

S. 4558. A bill to amend the Internal Revenue Code of 1986 to establish a temporary

refundable tax credit for law enforcement officers and an above-the-line deduction for first responders; to the Committee on Finance.

By Mr. MENENDEZ (for himself, Mrs. SHAHEEN, Mr. DURBIN, Mr. BLUMENTHAL, Mr. MERKLEY, and Ms. DUCKWORTH):

S. 4559. A bill to respond to the provision of bounties by the Government of the Russian Federation for the killing of members of the Armed Forces of the United States and members of the Resolute Support Mission led by the North Atlantic Treaty Organization and with respect to certain Russian political figures and oligarchs, and for other purposes; to the Committee on Foreign Relations.

By Ms. SMITH (for herself, Ms. KLOBUCHAR, and Mrs. MURRAY):

S. 4560. A bill to direct the Administrator of the Small Business Administration to establish a forgivable loan program for remote recreational businesses, and for other purposes; to the Committee on Small Business and Entrepreneurship.

By Mr. PETERS (for himself, Mr. MANCHIN, Ms. KLOBUCHAR, and Mr. CARPER):

S. 4561. A bill to clarify and increase the restrictions on political activities that are applicable to the members of the Board of Governors of the United States Postal Service, including the Postmaster General and the Deputy Postmaster General, and for other purposes; to the Committee on Homeland Security and Governmental Affairs.

By Ms. SMITH (for herself, Ms. MURKOWSKI, Mr. TESTER, Mr. DAINES, Ms. WARREN, and Mr. CRAMER):

S. 4562. A bill to amend the Public Health Service Act with respect to the collection and availability of health data with respect to Indian Tribes and Tribal organizations, and for other purposes; to the Committee on Indian Affairs.

By Mrs. LOEFFLER:

S. 4563. A bill to give States the flexibility to have Federal education funds follow the child; to the Committee on Finance.

By Ms. ERNST (for herself and Ms. HASSAN):

S. 4564. A bill to authorize the location of a memorial on the National Mall to commemorate and honor the members of the Armed Forces that served on active duty in support of the Global War on Terrorism, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. WICKER:

S. 4565. A bill to amend title 49, United States Code, to rename the Aviation Safety Whistleblower Investigation Office and to establish an Office of Professional Responsibility and an Office of the Ombudsman in the Federal Aviation Administration, and for other purposes; to the Committee on Commerce, Science, and Transportation.

SUBMISSION OF CONCURRENT AND SENATE RESOLUTIONS

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

By Ms. SMITH (for herself and Ms. KLOBUCHAR):

S. Res. 687. A resolution honoring the life and legacy of Coya Knutson; to the Committee on the Judiciary.

By Mr. KING (for himself, Ms. COLLINS, Ms. HASSAN, Mr. MURPHY, Mr. REED, Mr. BLUMENTHAL, Mrs. SHAHEEN, Mr. WHITEHOUSE, Mr. MARKEY, and Ms. WARREN):

S. Res. 688. A resolution designating September 25, 2020, as "National Lobster Day"; considered and agreed to.