CLE SEMINAR FOR IN-HOUSE COUNSEL

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A View From The Swamp: Legislative and Regulatory Update From Washington, DC

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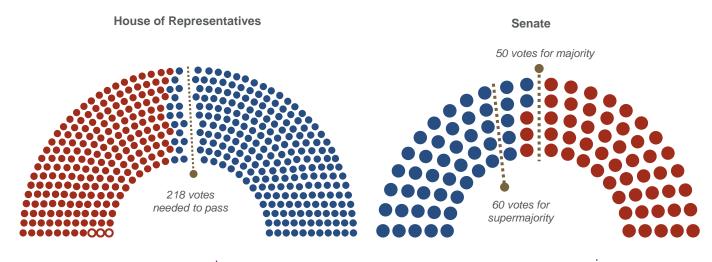


Divided Government

• With the House Majority, Democrats have flexed their investigative muscle...and their messaging legislation



Breakdown of the 116th Congress



Total Republicans	197
Total Democrats	235
Vacancies	3

Total Republicans	53
Total Democrats/Independents	47
Vacancies	0

Sources: National Journal Research, 2019.

Of House Democrats' Plans, The Most Likely to Gain GOP Support are Improving Infrastructure and Cutting Drug Prices

Democrats' legislative priorities for the 116th Congress



Reforming ethics and voting rights

- Lessening the effects of lobbying on policy and reforming Congressional ethics rules
- Requiring presidential nominees to release tax returns from the three most recent taxable years
- Expanding voting rights and opposing partisan gerrymandering



Cutting drug prices and fortifying the ACA

- Decreasing drug prices, in part by allowing Medicare to negotiate prices and requiring transparency in drug pricing
- Fighting litigation that would strip away the ACA's protections for people with preexisting conditions



Rolling back GOP tax reforms

 Increasing the corporate tax rate from 21% to as high as 28%; increasing income rates for highearning individuals



Addressing climate change

- Establishing measures to cut carbon emissions and opposing the Trump administration's environmental deregulation
- Enacting a Green New Deal, which would transition all electric power to renewable sources in 10 years



Rebuilding US infrastructure

- Improving transportation infrastructure, water systems, broadband and more
- Demanding that any new infrastructure proposals include clean energy tax credits and provisions for research of new technology



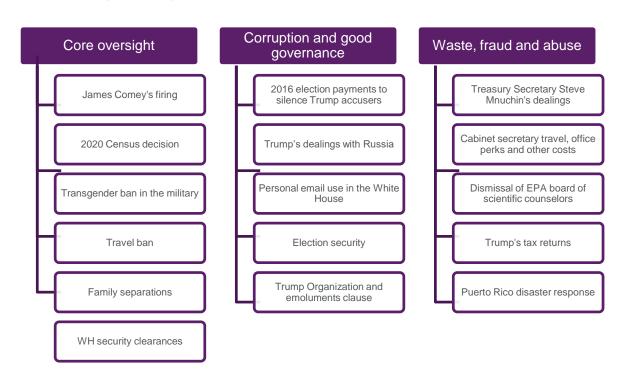
Raising the minimum wage

 Passing legislation for a \$15/hour federal minimum wage, up from \$7.25/hour

Sources: Paul M. Krawzak, "House Democrats' budget to assume corporate tax increase," Roll Call, Jan. 7, 2018; Lauren Fox and Clare Foran, "House Democratic priorities in new Congress: Trump tax returns and tackling corruption; CNN, Nov. 30, 2018; Jacob Pramuk, "Nancy Pelosi and House Democrats take control – here are the policies they plan to pursue," CNBC, Jan. 3, 2019.

Potential Investigations in a Democrat-Controlled House

Democrats will gain oversight and subpoena powers if they win the House

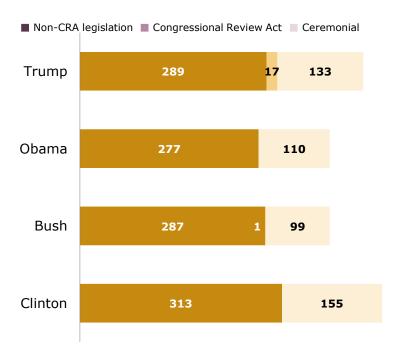


Sources: Paul Blumental. "Here are the 52 investigations that Democrats plan if they win the midterms." Huffington Post. August 24, 2018; Jonathan Swan. "Scoop: Republicans secretly study their coming hell." Axios. August 26, 2018.



Trump's Biggest Legislative Win so Far is Tax Reform, and he has Caught up to Recent Presidents in Total Number of Bills Signed

Bills signed into law by this date in each presidency



Sources: National Journal Research, 2019. Congress.gov.

Most important legislation signed by this date in each presidency

- H.R. 1 the "Tax Cuts and Jobs Act"
- · 17 Congressional Review Act bills
- Department of Veterans Affairs Accountability &
- Whistleblower Protection Act of 2017
- Omnibus Appropriations Act of 2018
- Patient Protection and Affordable Care Act (ACA)
- Dodd-Frank Wall Street Reform and Consumer Protection Act
- Healthcare and Education Reconciliation Act
- American Recovery and Reinvestment Act of 2009
- Lilly Ledbetter Fair Pay Act of 2009
- Helping Families Save Their Homes Act of 2009
- Economic Growth & Tax Relief Reconciliation Act of 2001
- * Economic Growth & Tax Rener Reconcination Act of a
- Fallen Hero Survivor Benefit Fairness Act of 2001
- · Authorization for the Use of Military Force
- USA PATRIOT Act
- No Child Left Behind Act
- AUMF Against Iraq of 2002
- Bipartisan Campaign Reform Act of 2002 (McCain-Feingold)
- Family and Medical Leave Act of 1993
- Emergency Unemployment Comp. Amendments of 1993
- · Brady Handgun Violence Prevention Act
- National Voter Registration Act of 1993
- Omnibus Budget Reconciliation Act of 1993
- NAFTA Implementation Act

What's Happening in Washington?

Key stories from Capitol Hill in Q1 and beyond

Democrats took control of the House

- In the 2018 midterms, Democrats took control of the House of Representatives and now hold a majority of 235-197
- As the majority party, Democrats have oversight power and have held numerous hearings to investigate the Trump administration's actions

Congress finalized the FY19 budget

- Congress did not meet the initial September 30 deadline to finalize FY19 appropriation bills
- After the deadline of the second continuing resolution, the government faced a partial shutdown for 35 days; Congress ultimately passed the FY19 budget in February 2019

Sources: National Journal Research, 2019.

Special Counsel Robert Mueller released his final report

- The Special Counsel investigation ended on March 22, 2019, after a year and ten months
- Attorney General William Barr delivered a summary of the report to Congress, stating that Trump did not collude with Russia and Barr's conclusion that Trump did not obstruct justice

Trump declared a national state of emergency at the southern border

- President Trump signed a national emergency declaration on February 20, 2019 in order to obtain money to build a border wall along the southern border
- Congress appropriated \$1.375 billion to construct border barriers, short of Trump's request for \$5 billion



President Trump's Emergency Declaration Might Allow Him to Use Nearly \$8 billion for Wall Construction

President Trump signed a national emergency declaration on February 20, 2019

Breakdown of wall funding from the emergency declaration

Defense Department military construction budget: \$3.5 billion Defense
Department drug
interdiction
program: \$2.5
billion

Treasury Department...

Appropriation for 55 miles of border fencing: \$1.375 billion



"I, Donald J. Trump, by the authority vested in me by the Constitution and the laws of the United States of America...hereby declare that a national emergency exists at the southern border of the United States.

- The February 14 government funding bill allocated \$1.375 billion for 55 miles of steel-post border fencing
- The Treasury Department's drug forfeiture fund consists of money seized through drug traffickingrelated asset forfeiture and can be used to fund programs assisting drug interdiction
- The Defense Department's (DoD) drug interdiction program allows the DoD to fund construction supporting counterdrug efforts
- The DoD's military construction budget allows it to fund military construction projects in the event of a national emergency declaration

Sources: John Parkinson, Benjamin Siegel, and Jonathan Kart. "Trump will sign border bill, McConnell says, and declare national emergency." ABC News. February 15, 2019; Trump's border emergency. Pelosi, Schumer call declaration 'unlawful." Washington Post. February 15, 2019; "Declaring a National Emergency Concerning the Southern Border of the United States." February 20, 2019.

The US-North Korea Summit Ended Abruptly on Feb. 28, Leaving the Future of Denuclearization Negotiations Unclear

February 28

President Trump announced that the Trump-Kim summit in Vietnam ended without a deal on denuclearization, after North Korean President Kim Jong Un allegedly demanded sanctions relief in exchange for the dismantling of one nuclear facility

March 21

The Treasury Department imposed new sanctions on North Korea, following the inconclusive Trump-Kim summit in Hanoi, Vietnam, in order to pressure North Korea to revisit denuclearization talks

March 22

President Trump announced on Twitter his decision to roll back recently-announced sanctions imposed on North Korea; the Treasury announced new sanctions against Iran and Venezuela, but excluded North Korea

Look ahead: prospective developments in denuclearization talks



- President Trump is scheduled to meet with South Korean president Moon Jae-in on April 11 to discuss a range of subjects, including North Korea's nuclear weapons program
- The future of talks with North Korean President Kim Jong Un is uncertain, thought he has stated that he is committed to denuclearization

Sources: Ann. Rappeport, "Trump Overrides: Own Expert on Sanctions, in Favor to North Korea, The New York Times, March 22, 2019; Allan Rappeport, "Administration Imposes North Korea Sunctions, Amid Stalled Talks," New York Times, March 22, 2019; Thing Racker, Simon Despet and David Naisammar, North Korea Sinega mainster say country seeks only partial sanctions relief," The Washington Post, February 28, 2019; Hyonbee Shin, "Explainer: What does failure of Trump-Kim summit mean for key players in madear standoff? Reuters, February 28, 2019; Hyonbee Shin, "Explainer: What does failure of Trump-Kim summit, South Korea is Kerea Sines (S. Will Conf., March 22, 2019).

28, 2019; David Jackson, "After Trump-Kim summit, South Korea Sines (S. Will Conf., March 22, 2010).



The US and China Reached a Temporary Truce in the **Trade Dispute**

Timeline of the US-China trade dispute, June 2018 – March 2019



June 15, 2018

Trump acts on his April threat and imposes tariffs on \$50 bn of Chinese goods: duties on \$34 bn of goods took effect on July 6, while those on a separate list of products worth \$16 bn will apply on August 23





China retaliates with tariffs on \$50 bn of US goods, targeting US agricultural products and manufactured goods





Trump escalates the dispute by announcing 10% tariffs on an additional \$200 bn of Chinese goods; the tariffs will take effect September 24



July 6, 2018

List 1 tariffs go into effect: US and China impose tariffs on \$34 bn of imports





Trump threatens tariffs on all US imports from China, which would cover the remaining \$262 bn of the \$504 bn of Chinese goods imported to the US in 2017





China threatens duties of 5-25% on \$60 bn of US goods after Trump threatened to raise proposed tariff rates on \$200 bn of Chinese goods from 10% to 25%

August 23, 2018

List 2 tariffs go into effect: US and China impose tariffs on the remaining \$16 bn of imports

September 24, 2018



List 3 tariffs go into effect: US imposes tariffs on \$200 bn of Chinese imports and China imposes tariffs on \$60 bn of US imports



December 1, 2018

Trump and Xi Jinping meet at the G20 summit and declare a 90-day truce in the trade war



December 14, 2018

China agrees to temporarily lower tariffs on US autos and buy US sovbeans



February 24, 2019

Trump announces that tariffs will not increase on March 1, a previously set deadline

What's next?

On February 24, 2019, Trump announced that another trade summit with Chinese President Xi Jinping will be planned if progress continues in trade negotiations.

Sources; "Timeline of the Escalating US-China Trade Dispute," Bloomberg, May 3, 2018; National Journal Research, 2019; Chad P. Brown and Melina Kolb, "Trump's Trade War Timeline: An Up-to-Date Guide," PIEE, August 21, 2018; Chad P. Brown & Melinda Kolb, "Trump's Trade War Timeline: An Up-to-Date Guide," Peterson Institute for International Economics, September 24, 2018; Bob Davis and Lingling Wei. "Trump to Delay Tariff Increases on Chinese Imports." Wall Street Journal. February 24, 2019.

Special Counsel Robert Mueller Finished His Investigation Into the Trump Administration

Key takeaways on Attorney General Barr's letter to Congress, summarizing the Mueller report

1

Russia did interfere in the 2016 presidential election

- Mueller's report details two entities that were primarily responsible for the interference in the 2016 elections: the Internet Research Agency (IRA) and Russian government actors
- The report confirms the findings of the US intelligence community that the Russian government hacked into computers in order to release damaging information that would sway the results of the election



But, the Trump Campaign did not conspire or coordinate with Russia

Barr directly quotes the Mueller report in his statement that there is no evidence of collusion with Russia: "The
investigation did not establish that members of the Trump Campaign conspired or coordinated with the
Russian government in its election interference activities."



Mueller declined to draw a conclusion on whether or not Trump obstructed justice

- Mueller leaves the question of obstruction of justice ambiguous, and lays out both sides of the "difficult issues" concerning Trump's intent and actions
- · "While this report does not conclude that the President committed a crime, it also does not exonerate him"



Barr concluded that Trump did not obstruct justice

 Attorney General Barr and Deputy Attorney General Rod Rosenstein reviewed Mueller's final report and concluded that "the evidence developed during the Special Counsel's investigation is not sufficient to establish that the President committed an obstruction-of-justice offense"



More details from the report will be released in the future

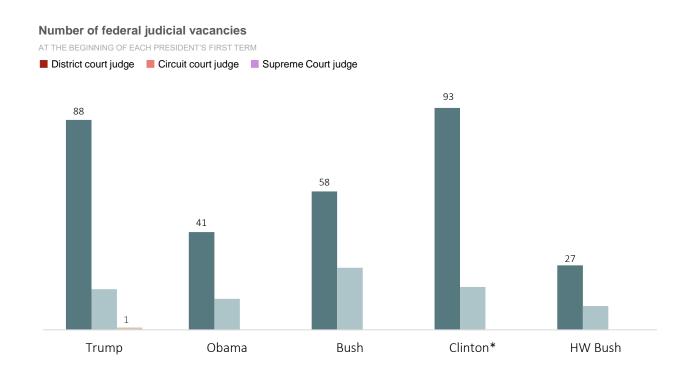
 Barr acknowledges the public's interest in the report's findings, and states that his intent is to "release as much of the Special Counsel's report as I can consistent with applicable law, regulations, and Departmental policies"

Sources: House Judiciary Committe

Federal Judiciary Tracker

• An up-to-date look at the federal judiciary and the status of President Trump's judicial nominations

Trump Inherited Over 100 Vacant Judiciary Seats to Fill at the Beginning of his Presidency

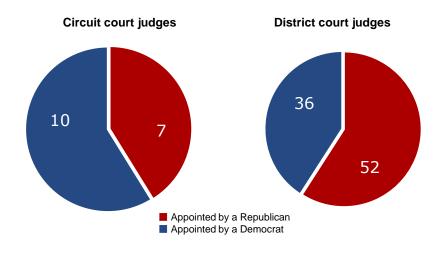




^{*}George HW Bush signed the Judicial Improvement Act of 1990 which created 85 new federal judicial positions. Due to congressional opposition and the 1991 Iraq War, Bush was not able to fill many of these positions, ultimately leaving a large number for Clinton to fill.

Sources: Ballotpedia

105 Federal Judges will be Eligible to Take Senior Status During Trump's Four Years in Office

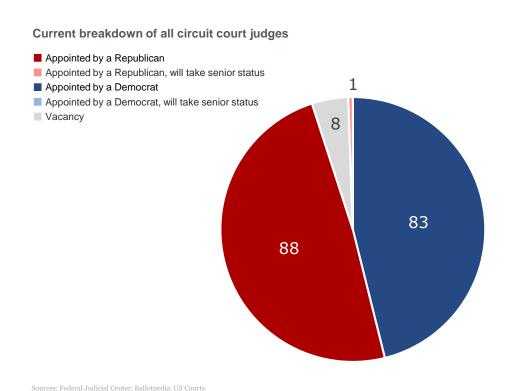


Senior status:

- Article III judges can qualify for senior status through the "Rule of 80"
- Under senior status, judges continue to hear cases, but only a fraction of the normal case-load (semi-retirement)
- Starting at age 65, a judge can take senior status after having served 15 years
- The years of service required for senior status decreases as age increases (at 66, only 14 years needed, etc.)
- Judges who take senior status create a vacancy for the president to fill

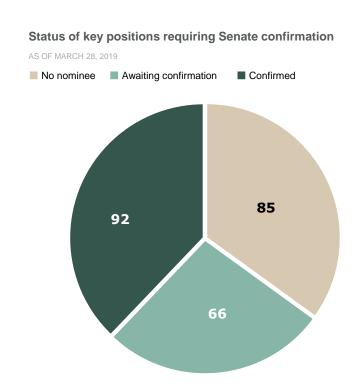
Sources: Ballotpedia

President Trump has the Ability to Tilt the Circuit Court Judiciary From Majority Democrat-Appointed to Republican



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Trump has had 92 Federal Judges Confirmed While 85 Seats Remain Vacant Without a Nominee



President Trump inherited **108** federal judge vacancies

As of March 28, 2019:

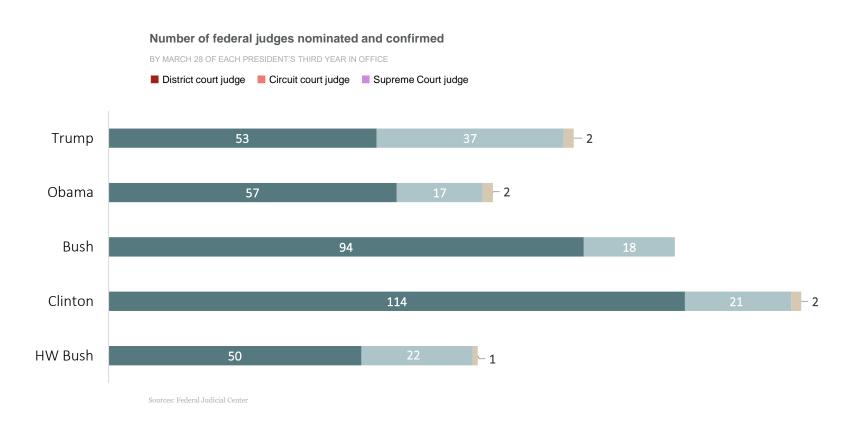
194 judiciary positions have opened up during Trump's presidency and either remain vacant or have been filled

Total:

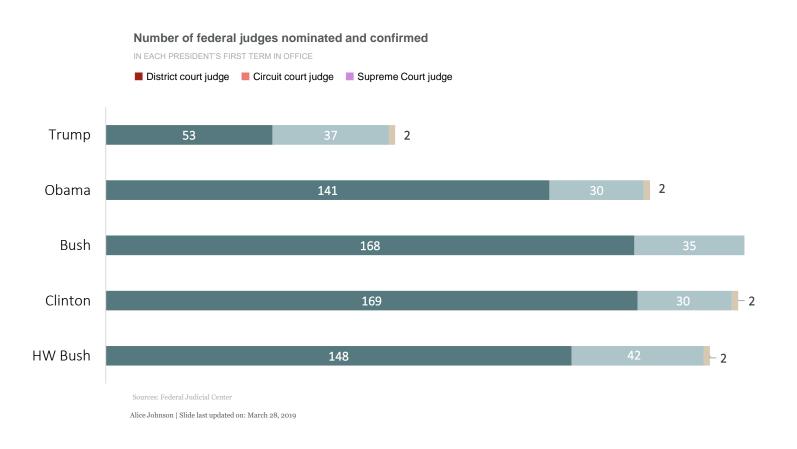
302 potential Trump nominations

*All of President Trump's nominees were returned at the end of the 115th Congress Sources: United States Courts; Federal Judicial Center

Trump has had More Circuit Judges Confirmed Than the Average of Recent Presidents at this Point



In two years, Trump has Confirmed Almost the Same Number of Circuit Judges as Prior Presidents in Four Years

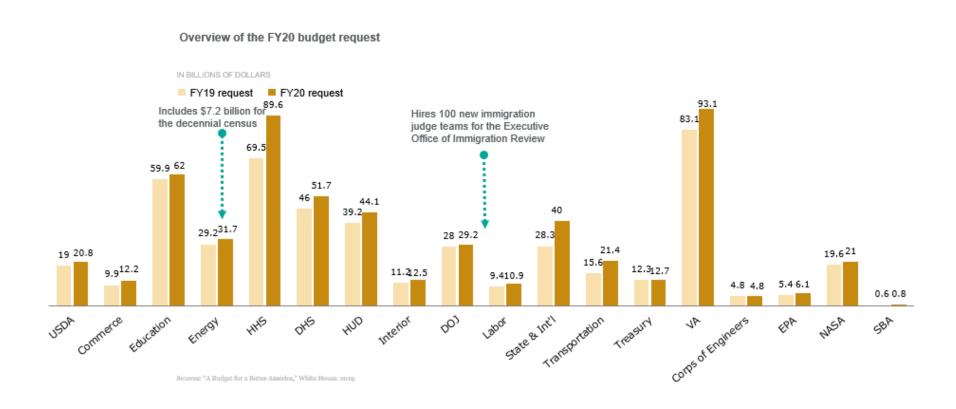


FY2020 Budget and Appropriations Tracker

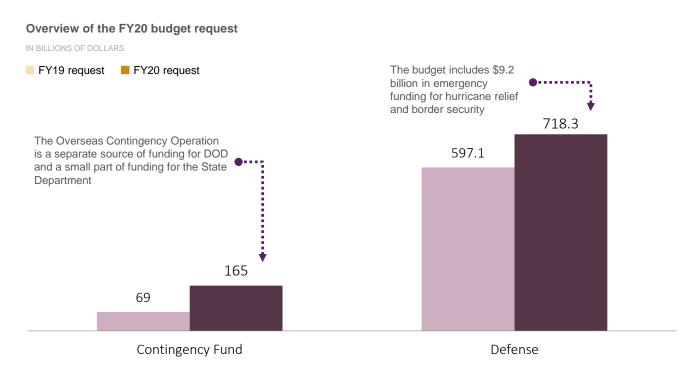
An overview of the federal budget process and the FY20 budget



President Trump's FY2020 Budget Request is Bigger for all Agencies than his FY2019 Request

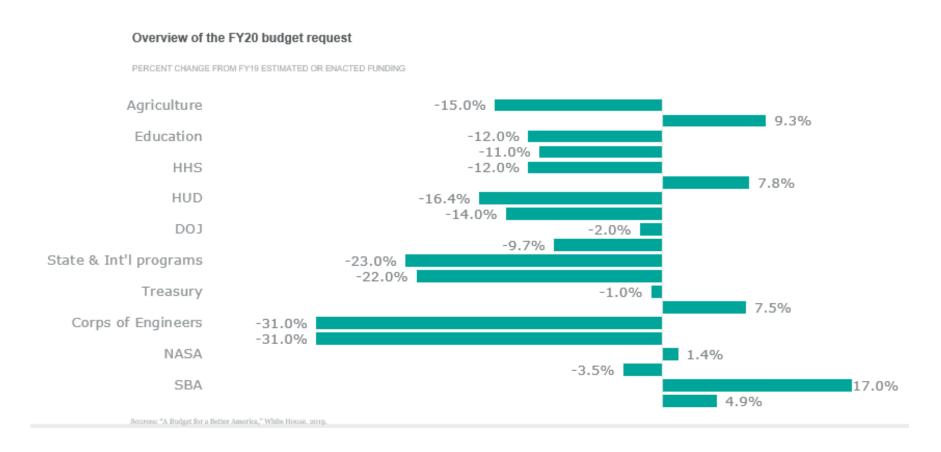


The Defense Department Would Continue to have the Largest Discretionary Budget with a Requested Increase in 2020



Sources: "A Budget for a Better America," White House. 2019.

President Trump has Called for Cuts to Every Agency Except Commerce, Homeland Security, the VA, SBA & Defense



Legislative Forecast for the 116th Congress

Overview and status of key legislation across different issue areas



Roadmap



- Highlighted legislation
- Legislation trackers (by issue area)
- Agriculture
- Cybersecurity
- Defense
- Education
- Energy
- Environment
- Financial regulation
- · Health care

- Immigration
- Infrastructure
- Pharmaceuticals
- Tax, labor & economy
- Technology
- Transportation

Legislation to Watch: Agriculture



H.R. 1066: American Food for American Schools Act of 2019

Sponsor: John Garamendi (D-CA-3)

 Strengthens "Buy American" requirements for school lunches and requires parents to be notified when children are served foreign-produced food products

Introduced in House 2/7/19		Passed committee		Passed House	Differences Signed	
Introduced in Senate	\rangle	Passed committee	$\overline{\ \ }$	Passed Senate		

H.R. 178: Appalachia Opportunity Grants Act of 2019 Sponsor: Rep. Morgan Griffith (R-VA-9)

- Authorizes the Department of Agriculture to give grants promoting positive community and economic impacts in Appalachia
- Limits grants to \$2 million
- Provides funding through the Workforce Innovation and Opportunity Act

Introduced in House 1/3/19		Passed committee	>	Passed House	Resolving	Signed
Introduced in Senate	\rangle	Passed committee		Passed Senate	differences	into law

H.R. 961 Safeguard American Food Exports Act

Sponsor: Rep. Jan Schakowsky (D-IL-9)

- · Bans slaughter of horses for human consumption
- Prohibits the export of horses or equine parts for human consumption

Introduced House 2/4/19	in	Passed committee	\rangle	Passed House	Resolving	Signed
Introduce in Senate		Passed committee		Passed Senate	differences	into law

Sources: "H.R.~82 - FUEL~Reform~Act."~Congress.gov; "H.R.~178 - Appalachia~Opportunity~Grants~Act~of~2019."~Congress.gov; "H.R.~961."~REDUCE~Government~Waste~Act"~Congress.gov.



Legislation to Watch: Cybersecurity



H.R. 57: CAPITALS ACT

Sponsor: Rep. Sheila Jackson Lee (D-TX-18)

- Would require the Dept. of Homeland Security to commission a study on the feasibility of creating a Civilian Cyber Defense Resource
- The resource would provide support for a region or area of the US affected by a cyberattack

Introduced in House 1/3/19	Passed committee	Passed House	Differences	Signed
Introduced in Senate	Passed committee	Passed Senate	resolved	into law

H.R. 328: Hack Your State Department Act

Sponsor: Rep. Ted Lieu (D-CA-33)

- Would require the Secretary of State to design and establish a Vulnerability Disclosure Process and a bug bounty program
- This bug bounty program would identify and report vulnerabilities within State Department IT

Introduced in House 1/8/19	\rangle	Passed committee 1/22/19	\rangle	Passed House 1/22/19	Differe	nces	Signed
Received in Senate 1/23/19		Passed committee	>	Passed Senate	resol	ved	into law

H.R. 370: Pipeline and LNG Facility Cybersecurity Preparedness Act

Sponsor: Rep. Fred Upton (R-MI-6)

 Would require the Dept. of Energy to collaborate with states, the energy sector, and other agencies to establish protocols to ensure the resilience of the energy grid



Sources: National Journal Research, 2018; Congress.gov.

Legislation to Watch: Defense



H.R. 491: ASAP Act

Sponsor: Rep. Louie Gohmert (R-TX-1)

 Appropriates any money left over in the Treasury not otherwise appropriated to pay members of the Armed Services during any periods of lapsed appropriations

Introduced in House 1/11/19	Passed committee	Passed House	Differences	Signed
Introduced in Senate	Passed committee	Passed Senate	resolved	into law

H.R. 628: WINGMAN Act

Sponsor: Rep. Ted Yoho (R-FL-3)

- Allows federal employees working in a district access to the VA records of any veteran in that district who makes a benefits claim with the VA
- Allows offices of the US representative of that district to assist veterans with navigating the VA benefits claims

Introduced in House 1/16/19 Passed committee Passed House Differences resolved Introduced in Senate Passed Senate Passed Senate

H.R. 336/S. 1: Strengthening America's Security in the Middle East Act of 2019

Sponsor: Sen. Marco Rubio (R-FL)

House Sponsor: Rep. Michael McCaul (R-TX-10)

- Authorizes increased assistance and weapons transfer to Israel and extends defense cooperation with Jordan
- Imposes sanctions on the Central Bank of Syria if it is found to be money-laundering
- Combats the BDS movement by allowing states or local governments to divest from entities boycotting Israel



Legislation to Watch: Education



S. 213/H.R. 787: SOAR Reauthorization Act of 2019

Senate Sponsor: Sen. Ron Johnson (R-WI)

House Sponsor: Rep. Mark Walker (R-NC-6)

 Reauthorizes the Scholarships for Opportunity and Results (SOAR) Act to provide funding for D.C. public schools, charter schools, and Opportunity Scholarship Program schools for the next five years

Introduced in House 1/24/19	Passed committee	\rangle	Passed House	Differences	Signed
Introduced in Senate 1/24/19	Passed committee		Passed Senate	resolved	into law

H.R. 126: Students Voicing Opinions in Today's Elections (VOTE) Act

Sponsor: Rep. Al Green (D-TX-9)

 Establishes a program under the Election Assistance Commission to provide funds to local educational agencies for initiatives that provide students in 12th grade with voter registration information

Introduced in House 1/3/19	Passed committee	\geq	Passed House	Differences	Signed
Introduced in Senate	Passed committee		Passed Senate	resolved	into law

H.R. 231: Supporting America's Young Entrepreneurs Act of 2019

Sponsor: Rep. Nydia Velazquez (D-NY-7)

 Provides federal college loan deferments and cancellations for founders and employees of small business start-ups

Introduced in House 1/3/19	Passed committee	\rangle	Passed House	Differences	Signed
Introduced in Senate	Passed committee		Passed Senate	resolved	into law

Sources: Congress.gov

Legislation to Watch: Energy



S. 617: Tax Extender and Disaster Relief Act of 2019

Sponsor: Sen. Chuck Grassley (R-IA)

- Retroactively renews expired tax credits for biofuels, biomass, electric vehicles, and geothermal energy
- Also provides benefits to those affected by major disasters in 2019

Introduced in House	Passed committee	Passed House	Differences	Signed
Introduced in Senate 2/28/19	Passed committee	Passed Senate	resolved	into law

S. 581: Fuel Choice and Deregulation Act of 2019

Sponsor: Sen. Rand Paul (R-KY)

- Provides regulatory relief to alternative fuel producers and consumers
- Reforms the Reid Vapor Pressure (RVP) waiver to allow for ethanol blends above 10%
- · Reforms fuel economy rules

Introduced in House	Passed committee	Passed House	Differences	Signed
Introduced in Senate 2/27/19	Passed committee	Passed Senate	resolved	into law

H.R. 948/S. 370: No Oil Producing and Exporting Cartels Act of 2019 (NOPEC)

House sponsor: Rep. Steve Chabot (R-OH-1) Senate sponsor: Sen. Chuck Grassley (R-IA)

- Amends the Sherman Act to make oil-producing and exporting cartels illegal
- Authorizes the Dept. of Justice to sue oil producers for antitrust violations



Sources: Congress.gov

Legislation to Watch: Environment



H.R. 9: Climate Action Now Act

Sponsor: Rep. Kathy Castor (D-FL-14)

- Directs the President to develop a plan for the US to reduce greenhouse gas emissions under the Paris Agreement
- Prohibits the use of federal funds to advance the withdrawal of the US from the Paris Agreement

Introduced in House 3/27/19	Passed committee	Passed House	Differences	Signed
Introduced in Senate	Passed committee	Passed Senate	resolved	into law

H.R. 1960/S. 940: Healthy Climate and Family Security Act

House sponsor: Rep. Donald Beyer (D-VA-8)

Senate sponsor: Sen. Chris Van Hollen (D-MD)

- Caps carbon emissions, requires polluters to pay, and gives the proceeds to Americans in the form of dividends
- Introduced to support both economic growth and clean technologies

Introduced in House 3/28/19 Passed committee House Differences resolved into law Passed House Differences resolved into law Passed Senate Senate Senate

H.R. 1331: Local Water Protection Act

Sponsor: Rep. Angie Craig (D-MN-2)

 Increases grant funding for state and local governments to address water pollution by decreasing toxic agricultural runoff, septic to sewer conversions, legacy pollutants, impacts from dams, and the effects of channelization of waterbodies



Sources: Congress.gov; "Van Hollen, Beyer Introduce Cap and Dividend Legislation," Beyer.house.gov, March 28, 2019.

Legislation to Watch: Financial Services



H.R. 1500: Consumers First Act

Sponsor: Rep. Maxine Waters (D-CA-43)

- · Limits the number of political appointees at the CFPB
- · Re-establishes the CFPB student loan office
- Reinstates Consumer Advisory Boards
- Aims to increase enforcement of the Military Lending Act

H.R. 624: Promoting Transparent Standards for Corporate Insiders Act

Sponsor: Maxine Waters (D-CA-43)

- Requires the SEC to study potential amendments to Rule 10b5-1, which outlines how corporate insiders may sell stocks without violating insider trading laws
- The study must examine how amendments to the rule could address reported incidents of manipulation

S. 647/H.R. 1516: Wall Street Tax Act of 2019

Senate sponsor: Sen. Brian Schatz (D-HI) House sponsor: Rep. Peter DeFazio (D-OR-4)

- Levies a 0.1% tax on the amount paid for a stock or derivative in most situations
- · Particularly targeted to tax high-frequency traders

Introduced in House 3/5/19		Passed committee	Passed House	Differences Signed into law
Introduced in Senate	$\overline{>}$	Passed committee	Passed Senate	resolved Into law





Sources: Congress.gov, 2019; "Waters and McHenry Introduce Bipartisan Legislation to Curb Illegal Insider Trading," Financial Services Committee press release, January 18, 2019.

Legislation to Watch: Health Care



H.R. 647: Palliative Care and Hospice Education and Training Act

Sponsor: Rep. Eliot Engel (D-NY-16)

- Increases the number of permanent faculty in palliative care across programs
- Promotes education and research in palliative care and hospice, and supports the development of faculty careers in academic palliative medicine

H.R. 269: Pandemic and All-Hazards Preparedness and Advancing Innovation Act of 2019

Sponsor: Rep. Anna Eshoo (D-CA-18)

- Reauthorizes certain programs under the Public Health Service and the Federal Food, Drug, and Cosmetic Acts with respect to public health security and all-hazards preparedness and responses
- Clarifies the regulatory framework with respect to certain nonprescription drugs that are marketed without an approved drug application

H.R. 525: Strengthening the Health Care Fraud Prevention Task Force Act of 2019

Sponsor: Rep. Greg Walden (R-OR-2)

 Directs the Secretary of Health and Human Services to establish a public-private partnership for purposes of identifying health care waste, fraud and abuse



Introduced in House 1/8/19	Passed committee 1/8/19	\rangle	Passed House 1/8/19	Differences	Signed
Received in Senate 1/9/19	Passed committee		Passed Senate	resolved	into law



Sources: Congress.gov

Legislation to Watch: Immigration



H.R. 1044 Fairness for High-Skilled Immigrants Act Sponsor: Zoe Lofgren (D-CA-19)

 Increases the per-country cap on family-based immigration visas and eliminates the per-country cap for employment-based visas

Introduced in House 2/7/19	Passed committee	Passed House	Differences	Signed
Introduced in Senate	Passed committee	Passed Senate	resolved	into law

- S. 166: A bill to provide provisional protected presence status for certain aliens and to provide mandatory appropriations relating to border security Sponsor: Sen. Lindsey Graham (R-SC)
- Grants legal status to those currently protected under the DACA program, with reapplication every three years
- Funds the border wall

Introduced in House	Passed committee	Passed House	Differences	Signed
Introduced in Senate 1/16/19	Passed committee	Passed Senate	resolved	into law

H.R. 541: Keep Families Together Act

Sponsor: Rep. Jerry Nadler (D-NY-10)

Prevents the federal government from separating families at the southern border

Introduced in House 1/14/19		Passed committee	Passed House	Differences	Signed
Introduced in Senate	\rangle	Passed committee	Passed Senate	resolved	into law

Sources: "H.R. 1044 - "Fairness for High-Skilled Immigrants Act." Congress.gov; "S. 135 - Prioritizing Help to Businesses Act." Congress.gov; "S. 166 - A bill to provide provisional protected presence status for certain aliens and to provide mandatory appropriations relating to border security." Congress.gov.



Legislation to Watch: Infrastructure



H.R. 66: Route 66 Centennial Commission Act

Sponsor: Rep. Rodney Davis (R-IL-13)

- Requires the Dept. of Transportation to prepare a plan on the preservation needs of Route 66
- Establishes the Route 66 Centennial Commission to honor Route 66 on the occasion of its anniversary

Introduced in House 1/3/19	>	Rules suspended 2/6/19	\rangle	Passed House 2/6/19	Differences	Signed
Introduced in Senate 2/7/19	>	Passed committee		Passed Senate	resolved	into law

H.R. 180: Build America Act of 2019

Sponsor: Rep. Alcee Hastings (D-FL-20)

- Establishes a grant program for capital investments in surface transportation infrastructure
- Establishes a National Infrastructure Investment Trust Fund and increases the tax on gasoline other than aviation gasoline and on diesel fuel or kerosene

Introduced in House 1/3/19	Passed committee	\rangle	Passed House	Differences	Signed
Introduced in Senate	Passed committee	\rangle	Passed Senate	resolved	into law

H.R. 831: Reviving America's Scenic Byways Act of 2019

Sponsor: Rep. David Cicilline (D-RI-1)

- Revives the National Scenic Byway program, which preserves US roads of historical and cultural value
- Directs the Secretary of Transportation to issue a request for nominations for roads to be designated for the National Scenic Byway program



Sources: Congress.gov

Legislation to Watch: Pharmaceuticals



H.R. 275: Medicare Prescription Drug Price Negotiation Act of 2019

Sponsor: Rep. Peter Welch (D-VT-At Large)

- Requires CMS to negotiate with pharmaceutical companies regarding prices for drugs covered under the Medicare prescription drug benefit
- Current law prohibits the CMS from negotiating

Introduced in House 1/8/2019	>	Passed committee	Passed House	Presented to	Signed into law
Introduced in Senate		Passed committee	Passed Senate	the President	IIIIO law

S. 61/H.R. 478: Safe and Affordable Drugs from Canada Act of 2019

Senate sponsor: Sen. Chuck Grassley (R-IA) House sponsor: Rep. Chellie Pingree (D-ME-1)

 Amends the Federal Food, Drug and Cosmetic Act to allow for the personal importation of safe and affordable drugs from approved pharmacies in Canada

Introduced in Senate 1/9/2019	>	Passed committee	Passed Senate	Presented to	Signed
Introduced in House 1/10/2019	>	Passed committee	Passed House	the President	into law

S. 102/H.R. 465: Prescription Drug Price Relief Act of 2019

Sponsor: Sen. Bernie Sanders (I-VT) and Rep. Ro Khanna (D-CA-17)

 Aims to lower prescription drug prices by ending government-granted monopolies for manufacturers who charge higher drug prices in the United States than in other countries



Sources: Congress.gov

Legislation to Watch: Tax, Labor & Economy



H.R.7/S.270: Paycheck Fairness Act

House sponsor: Rep. Rosa DeLauro (D-CT-3) Senate sponsor: Sen. Patty Murray (D-WA)

Attempts to narrow the gender pay gap by...

- Banning employers from asking job candidates about their salaries at previous jobs
- Eliminating employer rules that prohibit employees from discussing salary information
- Requiring employers to share salary data with the Equal Employment Opportunity Commission



H.R.1185/S.463: FAMILY Act

House sponsor: Rep. Rosa DeLauro (D-CT-3) Senate sponsor: Sen. Kirsten Gillibrand (D-NY)

- Creates a federal family leave insurance program where eligible workers for 12 weeks can earn up to 66% of their monthly wages to care for a new child, sick family member or other situations
- Funded through employee and employer payroll contributions

Introduced in House 2/13/19 Passed committee Passed House Differences Resolved into law Passed in Senate 2/12/19 Passed Senate

H.R.582/S.150: Raise the Wage Act

House sponsor: Rep. Bobby Scott (D-VA-3) Senate sponsor: Sen. Bernie Sanders (I-VT)

- Increases the federal minimum wage to \$15/hour over a period of six years
- Phases out the subminimum wage for tipped workers

Introduced in House 1/16/19	Passed Committee	\rangle	Passed House	Differences	Signed
Introduced in Senate 1/16/19	Passed committee		Passed Senate	resolved	into law

 $Sources: Congress.gov, 2019; Ella \ Nilsen, "The \ House just passed a \ bill \ to \ close \ the \ gender \ pay \ gap," \ \textit{Vox}, \ March \ 27, 2019.$

Legislation to Watch: Technology



H.R. 247: Federal CIO Authorization Act

Sponsor: Rep. Will Hurd (R-TX-23)

- Would reorganize OBM's information technology management, directing the federal CIO to report to the OMB director
- Would require the federal CIO to submit a proposal on federal IT consolidation and shared services

 USE

Introduced in House 1/4/19	\rangle	Passed committee 1/15/19	>	Passed House 1/15/19	Differences Signed
Received in Senate 1/16/19		Passed committee		Passed Senate	resolved into law

H.R. 946: Stopping Bad Robocalls Act

Sponsor: Rep. Frank Pallone, Jr. (D-NJ-6)

- Would allow consumers to revoke prior consent to receive automated calls
- Would require the FCC to submit an annual report to Congress on the number of robocall complaints and citations, and proposals to reduce the number of illegal robocalls

Introduced in House 2/4/19 Passed committee Passed House Differences resolved Introduced in Senate Passed Senate Passed House Differences resolved Signed into law

S. 748: A bill to amend the Children's Online Privacy Protection Act of 1998

Sponsor: Sen. Ed Markey (D-MA)

- Would allow children under 15 (and their parents) to delete personal data, and prevent companies from targeting advertising to children under 13
- Would create a new FTC division to address children's privacy and targeted advertising



Sources: Congress.gov

Legislation to Watch: Transportation



H.R. 228: Increase Transportation Alternatives Investment Act of 2019

Sponsor: Rep. Nydia Velazquez (D-NY-7)

 Authorizes programs to support alternative transportation options in areas undergoing repair or reconstruction of existing transportation infrastructure

H.R. 543: To require the Federal Railroad Administration to provide appropriate congressional notice of comprehensive safety assessments conducted with respect to intercity or commuter rail passenger transportation

Sponsor: Rep. Albio Sires (D-NJ-8)

 Requires the Federal Railroad Administration to notify select congressional committees and members of any safety assessment of, and recommendations for, intercity or commuter rail passenger transportation systems

H.R. 529: National Intersection and Interchange Safety Construction Program Act of 2019

Sponsor: Rep. Tom Emmer (R-MN-6)

 Directs the Secretary of Transportation to establish a national intersection and interchange safety construction program to improve high-risk intersections and interchanges

Introduced House 1/3/19	Passed committee	\rangle	Passed House	Differences resolved	Signed
Introduced Senate	Passed committee		Passed Senate		into law

Introduced in House 1/14/19	>	Passed committee (bypassed)	>	Passed House 2/6/19	Differences	Signed
Introduced in Senate 2/7/19		Passed committee	>	Passed Senate	resolved	into law

Introduced in House 1/14/19		Passed committee	\rangle	Passed House	Differences	Signed
Introduced in Senate	$\overline{\ \ }$	Passed committee		Passed Senate	resolved	into law

Sources: Congress.gov

Questions?



Thank you



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