



大成 DENTONS

# 100 Days Report

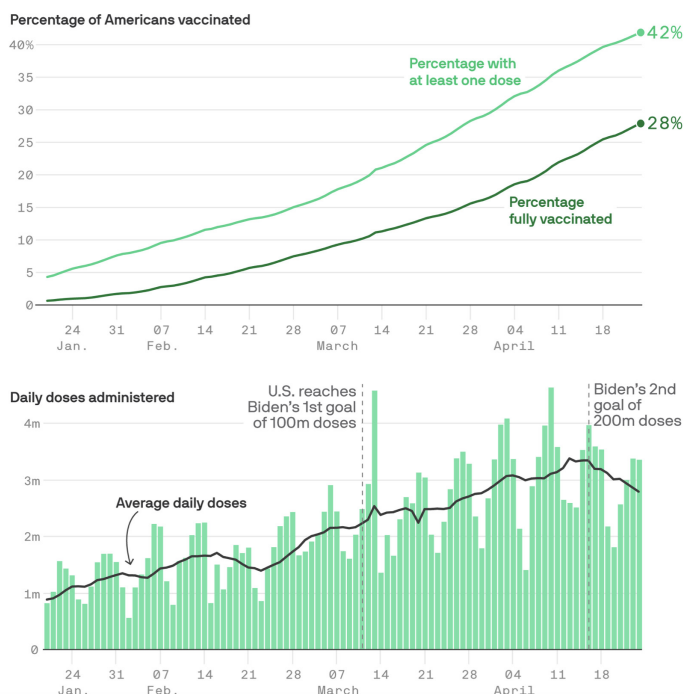
## April 2021

# Charting the first 100 Days

“We face an attack on our democracy and on truth, a raging virus, growing inequity, the sting of systemic racism, a climate in crisis, America’s role in the world. Any one of these will be enough to challenge us in profound ways. But the fact is, we face them all at once, presenting this nation with one of the gravest responsibilities we’ve had. Now we’re going to be tested. Are we going to step up? All of us? It’s time for boldness, for there is so much to do.”

– President Joe Biden Inaugural Address

## BIDEN BLASTS PAST VAX PACT



President Joe Biden hit his goal of 200 million vaccinations in his first 100 days on April 22.

It wasn't a stretch: The country hit the goal with seven days to spare, and according to an NBC News analysis of Centers for Disease Control and Prevention figures, from the day Biden announced his new 200 million goal, the country was on a pace to reach that goal.

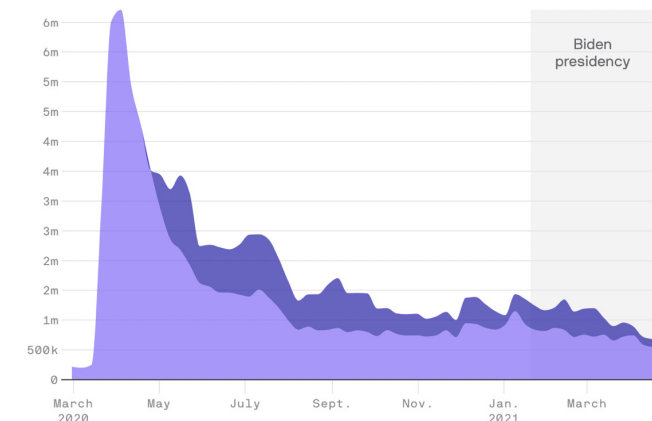
In Biden's first press conference on March 25, he announced the new 200 million goal. On January 25, Biden had upped his Covid-19 vaccination goal to 150 million shots in arms in his first 100 days in office. Then January 26, Biden backed away from 150 million and restated his 100 million goal. In the days and weeks before entering office, he said his goal was 100 million vaccinations.

## BIDEN'S 100-DAY NUMBERS: UNEMPLOYMENT CLAIMS

Weekly unemployment applications

Weeks ending Feb. 29, 2020 to April 17, 2021

Traditional unemployment Pandemic Unemployment Assistance

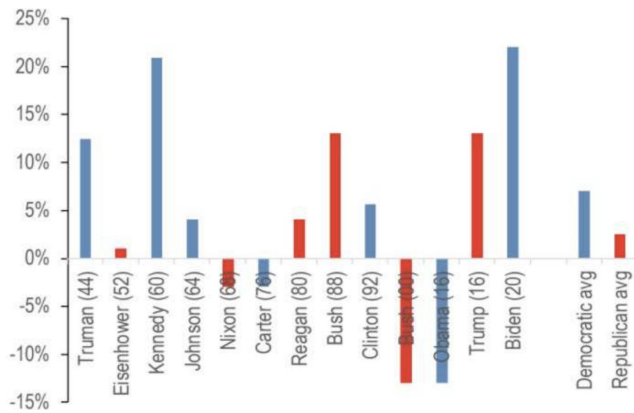


**Data:** Department of Labor; **Chart:** Danielle Alberti/Axios

President Joe Biden celebrated the strong March jobs report, crediting his Covid-19 relief package and an increase in vaccines for the promising forecast, but he warned that progress on the economy could be undone. New unemployment filings — one proxy for layoffs — have hit pandemic-era lows in recent weeks. Unemployment applications have dropped since peaking last April, when over 6 million people filed for unemployment during a single week. However, over one year into the pandemic crisis, there are still more people filing for unemployment than during the worst week of the 2009 financial crisis. In addition, 8.4 million fewer people are in the workforce compared to pre-pandemic times, the Labor Department said this month.

## MAKING EQUITIES GREAT AGAIN – BIDEN DELIVERED HIGHER RETURNS BY HIS 100TH DAY IN OFFICE THAN ANY PRESIDENT IN AT LEAST 75 YEARS

S&P500 returns from election of new President in November to 100 days after the inauguration.

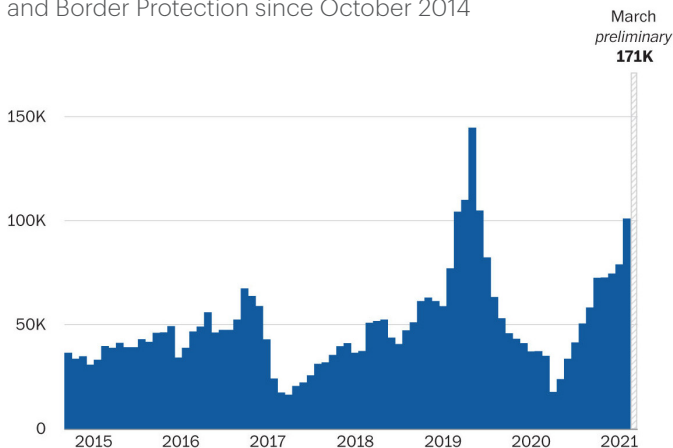


Source: J.P. Morgan

President Joe Biden has witnessed an unprecedented growth on Wall Street in his first 100 days in office, better than any of his predecessors going to at least Dwight Eisenhower. Massive stimulus and an improving economy, both of which were underway well before he took office, have helped propel the market. If anything, the market's main worry may be that it's moving too fast and a policy mistake could slow it down.

## SOUTHERN BORDER ENCOUNTERS INCREASE

Apprehensions and inadmissibles detained by Customs and Border Protection since October 2014

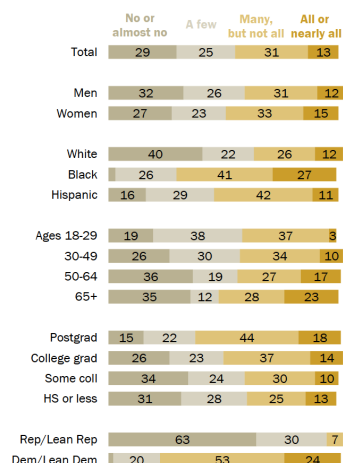




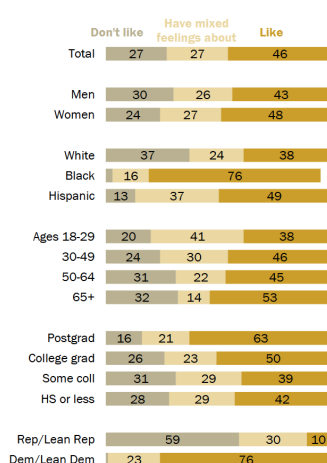
# Biden Administration First 100 Days Priorities

## MOST AMERICANS SAY THEY 'LIKE' – OR HAVE MIXED FEELINGS ABOUT – BIDEN'S CONDUCT AS PRESIDENT; FEWER THAN HALF SAY THEY AGREE WITH HIM ON ALL OR MANY IMPORTANT ISSUES

% who say they agree with Joe Biden on \_\_\_\_\_ important issues facing the country today.



% who say they \_\_\_\_\_ the way Joe Biden conducts himself as president.



**Note:** White, Black and Asian adults include those who report being one race and are not Hispanic. Hispanics are of any race. No response answer not shown.

**Sources:** Survey of U.S. adults April 5-11, 2021. Pew Research Center

PRIORITY	STATUS
COVID-19/ HEALTHCARE	
100 million COVID vaccinations.	Target achieved on March 19.
New round of COVID relief -- the American Rescue Plan, a \$1.9 trillion COVID-19 relief plan that includes, among other things, \$1400 direct stimulus payments to individuals, supplemental unemployment benefits, a vaccine distribution plan and aid for state and local governments.	Biden COVID-19 plan in place and being implemented but a minimum wage increase has yet to be achieved.
Rejoin the World Health Organization.	On January 20, 2021, President Biden signed an executive order reversing President Trump's move to withdraw from the WHO
Federal mask mandate.	On January 20, 2021, President signs an executive order implementing a national mask mandate on federal property.
Reopen most schools within the first 100 days on the job.	On February 26, 2021, CDC offered a road map for safely reopening schools. While many schools have reopened, given the many operational and funding challenges to safely reopening schools, it appears that this priority has not yet been met.
Establish 100 COVID-19 Mass Vaccination Centers and Deploy Mobile Vaccination Clinics.	Objectives achieved. To combat vaccine hesitancy, vaccines are now also available through a network of 40,000 pharmacies.

PRIORITY	STATUS
ECONOMY AND TAXES	
Roll back President Trump's corporate tax cuts on day one.	On March 31, 2021, President Biden proposed the American Jobs Plan, a \$2 trillion infrastructure package that would be financed in substantial part by increasing taxes on companies that offshore their operations, increasing the corporate tax rate from 21% to 28% and potentially establishing a global minimum tax to combat tax avoidance.
Executive Actions to Strengthen "Buy American" Provisions.	On January 25, President Biden issued executive order 14005, directing the creation of a Made in America office inside the Office of Management and Budget; on April 27 he named a director.
Extend the Pause on Student Loan Payments and Interest for Millions with Student Debt	On January 20, President Biden directed the Education Department to extend the pause on federal student loan payments and collections and keep the interest rate at 0%.
CLIMATE CHANGE AND THE ENVIRONMENT	
Rejoin the Paris Climate Agreement.	On January 20, 2021, President Biden signed an executive order to rejoin Paris Climate Accord and on February 19, 2021, the United States officially rejoined the Paris climate accord.
Organize a "climate world summit".	Biden signed a series of executive orders aimed at limiting rising global temperatures and on April 22 the US hosted a global climate summit.
President Biden, on April 22, held an International Climate Leaders' Summit involving 40 world leaders. At the summit, President Biden pledged that the US would reduce GHG emissions 50-52% below 2005 levels by 2030.	Progress made toward these goals but much remains to be achieved. On January 27, 2021, President Biden signed a series of executive orders designed to employ a "whole of government" approach to address climate change. The orders aim to freeze new oil and gas leases on public lands and double offshore wind-produced energy by 2030.
Put the US on track for a 100% clean energy economy and net-zero emissions by 2050.	Progress made toward these goals but much remains to be achieved. On January 27, 2021, President Biden signed a series of executive orders designed to address climate change, including a new ban on some energy drilling. The orders aim to freeze new oil and gas leases on public lands and double offshore wind-produced energy by 2030.
Reinstate Methane Rule.	On April 28, using the Congressional Review Act for the first time in this Congress, the Senate voted to reinstate Obama-era rules on methane that the Trump administration had eliminated. The rule, first released in 2016, had imposed the first federal limits on methane leaks from oil and gas wells, requiring companies to monitor, plug and capture leaks of methane, a climate-warming pollutant, from new drilling sites. With both the House and President Biden expected to approve the rule's reinstatement in May, Democrats have taken the first legislative step toward President Biden's goal of cutting greenhouse emissions by 50 percent by 2030.
EQUALITY AND EQUITY INITIATIVES	
Eliminate various restrictions on federal workers unions that had imposed by President Trump.	On January 22, 2021, President Biden signed a new executive order, overturning several Trump executive orders that limited the collective bargaining power of federal unions and empowered agencies to move around their career employees
Reverse on day one the ban on transgender people serving openly in the military.	On January 25, 2021, President Biden signed an executive order lifting the Trump ban on transgender people serving in the military.
JUSTICE ISSUES	
On April 9, 2021, President Biden made good on this campaign promise.	Establish a bipartisan commission that will study various Supreme Court reform proposals including expanding the size of the court or setting term limits for justices.

PRIORITY	STATUS
IMMIGRATION	
Comprehensive immigration legislation that creates a pathway to citizenship for 11 million migrants living in the U.S. illegally.	On January 20, 2021, President Biden sent an immigration bill to Congress that creates an earned roadmap to citizenship for undocumented individuals. On March 18, 2021, the House took up and passed this legislation. Despite the President's support, this legislation does not currently have the support of 60 Senators and thus will not move forward in the Senate unless it somehow is included in a reconciliation bill that would only require 50 votes for passage.
End President Trump's Muslim and African 'Travel Ban.'	On January 20, 2021, President Biden signed an executive order repealing President Trump's 'Muslim ban.'
Establishing a task force focused on reuniting children and parents separated at the border.	On Feb 02, 2021, President Biden signed an executive order to create a taskforce to reunify families separated at the US-Mexico border. However, despite creation of this task force, many children and parents separated at the border have yet to be reunited.
Make the DACA program permanent on 'day one' if elected president.	On January 20, 2021, President Biden signed a presidential memorandum directing the Homeland Security secretary, in consultation with the attorney general, to take actions preserving the DACA program. . However, despite the President's directive, the legal status of the DACA program remains uncertain as many question the legality and efficacy of the President's memorandum.
Halt Border Wall Construction	On January 20, President Biden issued a proclamation that ended the national emergency on the border and directed defense and DHS officials to pause construction and spending on the border wall.
Reform the US Asylum System	On Feb. 2, President Biden issued an executive order directing officials to craft a strategy for migration, including refugees and asylum seekers, and to review numerous Trump-era immigration policies. New asylum seekers were no longer required to remain in Mexico, and those in Mexico would be allowed to await adjudication of their cases in the U.S.
TRADE/SUPPLY CHAIN/FOREIGN POLICY	
Domestic Supply Chain Security	On February. 24, President Biden signed an executive order, launching a 100-day review of supply chains critical to national security, public health and public safety. The review will target four key industries --semiconductors, critical minerals, pharmaceuticals and electric vehicle batteries, and will seek to discover opportunities to bring overseas jobs back to the country.
GOVERNMENT	
Ease Federal Unionizing Restrictions.	On January 22, President Biden issued an executive order reinstating some workplace protections for federal employees and reversing some Trump-era constraints on employees' collective bargaining power. On April 27, President Biden also signed an executive order to increase the minimum wage to \$15 an hour for federal contractors starting in 2022.
HOUSING	
Pause Evictions and Foreclosures	On February 16 in response to President Biden's January 20th request to the CDC to extend the eviction moratorium to at least March 30 and his request to the VA, HUD and USDA to extend foreclosure moratoriums for federally guaranteed mortgages until March 31, the foreclosure moratoriums were extended; thereafter, the CDC director extended the moratorium to June 30.

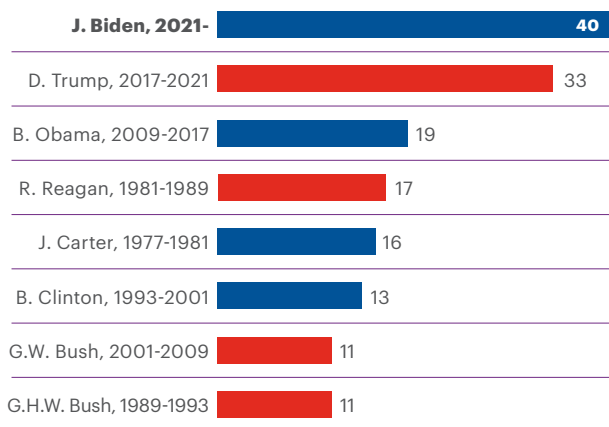
PRIORITY	STATUS
INEQUALITY	
Criminal Justice Reform Initiatives.	On January 26, President Biden issued executive order instructing the Justice Department not to renew contracts with privately operated prisons.
NATIONAL SECURITY	
Rejoin the Iran Nuclear Deal.	Goal not yet achieved. On February 18, Biden Administration officials indicated the administration is ready to join talks with Iran and world powers to discuss a return to the 2015 nuclear deal. While negotiations have commenced, it is not yet clear whether, when or on what terms, the United States will rejoin the Iran nuclear deal.

# Trump Executive Orders Revoked by Biden

## BIDEN'S FLURRY OF EXECUTIVE ORDERS

President Joe Biden issued more executive orders in his first months in office than any of his recent predecessors.

Executive orders signed in first 100 days of presidency:



Biden data as of April 23. Tally does not include other executive actions such as proclamations and memorandums, which do not have to be published in the Federal Register.

**Sources:** Federal Register; National Archives; AP

BIDEN EXECUTIVE ORDER NUMBER	SUBJECT	DATE	TRUMP EXECUTIVE ORDER NUMBER	SUBJECT	DATE
13985	Advancing Racial Equity and Support for Underserved Communities Through the Federal Government	Jan. 20, 2021 86 FR. 7009	13950	Combating Race and Sex Stereotyping	Sept. 22, 2020
			13958	Establishing the President's Advisory 1776 Commission	Nov. 2, 2020
13990	Protecting Public Health and the Environment and Restoring Science to Tackle the Climate Crisis	Jan. 20, 2021 86 FR 7037	13766	Expediting Environmental Reviews and Approvals for High Priority Infrastructure Projects	Jan. 24, 2017
			13778	Restoring the Rule of Law, Federalism, and Economic Growth by Reviewing the "Waters of the United States" Rule	Feb. 28, 2017
			13783	Promoting Energy Independence and Economic Growth	Mar. 28, 2017
			13792	Review of Designations under the Antiquities Act	April 26, 2017



BIDEN EXECUTIVE ORDER NUMBER	SUBJECT	DATE	TRUMP EXECUTIVE ORDER NUMBER	SUBJECT	DATE
			13795	Implementing an America-First Offshore Energy Strategy	April 28, 2017
			13807	Establishing Discipline and Accountability in the Environmental Review and Permitting Process for Infrastructure Projects	Aug. 15, 2017
			13834 except sections 6, 7, 11	Efficient Federal Operations	May 17, 2018
			13868	Promoting Energy Infrastructure and Economic Growth	April 10, 2019
			13920 Suspended for 90 days	Securing the United States Bulk-Power System	May 17, 2018
			13927	Accelerating the Nation's Economic Recovery from the COVID-19 Emergency by Expediting Infrastructure Investments and Other Activities	June 4, 2020
13992	Revocation of Certain Executive Orders Concerning Federal Regulation	Jan. 20, 2021 86 FR 7049	13771	Reducing Regulation and Controlling Regulatory Costs	Jan. 30, 2017
			13777	Enforcing the Regulatory Reform Agenda	Feb. 24, 2017
			13875	Evaluating and Improving the Utility of Federal Advisory Committees	June 14, 2019
			13891	Promoting the Rule of Law Through Improved Agency Guidance Documents	Oct. 8, 2019
			13892	Promoting the Rule of Law Through Transparency and Fairness in Civil Administrative Enforcement and Adjudication	Oct. 9, 2019
			13893	Increasing Government Accountability for Administrative Actions by Reinvigorating Administrative PAYGO	Oct. 10, 2019
13993	Revision of Civil Immigration Enforcement Policies and Priorities	Jan. 20, 2021 86 FR 7051	13768	Enhancing Public Safety in the Interior of the United States	Jan. 25, 2017
14003	Protecting the Federal Workforce	Jan. 27, 2021 86 FR 7231	13836	Developing Efficient, Effective, and Cost-Reducing Approaches to Federal Sector Collective Bargaining	May 25, 2018
			13837	Ensuring Transparency, Accountability, and Efficiency in Taxpayer-Funded Union Time Use	May 25, 2018

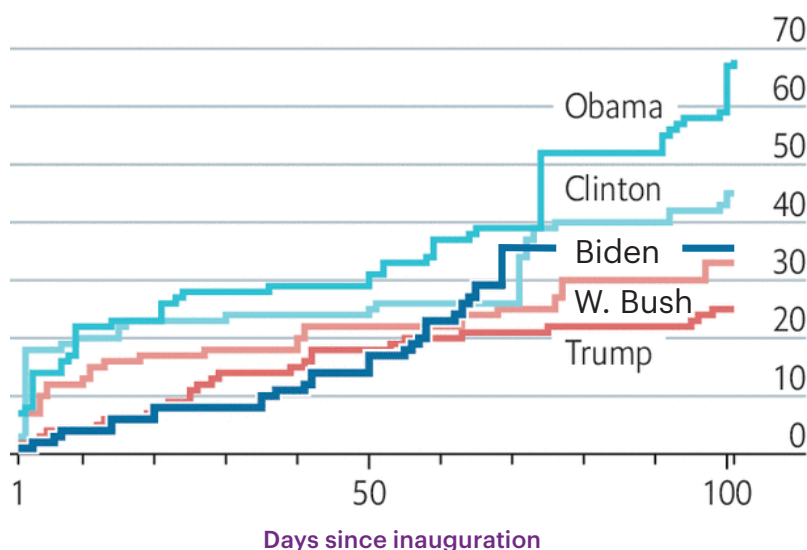
BIDEN EXECUTIVE ORDER NUMBER	SUBJECT	DATE	TRUMP EXECUTIVE ORDER NUMBER	SUBJECT	DATE
			13839	Promoting Accountability and Streamlining Removal Procedures Consistent with Merit Systems Principles	May 25, 2018
			13957	Creating Schedule F in the Excepted Service	Oct. 21, 2020
14003	Protecting the Federal Workforce	Jan. 27, 2021 86 FR 7231	13836	Developing Efficient, Effective, and Cost-Reducing Approaches to Federal Sector Collective Bargaining	May 25, 2018
			13837	Ensuring Transparency, Accountability, and Efficiency in Taxpayer-Funded Union Time Use	May 25, 2018
			13839	Promoting Accountability and Streamlining Removal Procedures Consistent with Merit Systems Principles	May 25, 2018
			13957	Creating Schedule F in the Excepted Service	Oct. 21, 2002
14009	Strengthening Medicaid and the Affordable Care Act	Feb. 2, 2021 86 FR 7793	13765	Minimizing the Economic Burden of the Patient Protection and Affordable Care Act	Jan. 20, 2017
			13813	Promoting Healthcare Choice and Competition Across the United States	Oct. 12, 2017
14010	Creating a Comprehensive Regional Framework to Address the Causes of Migration, to Manage Migration Throughout North and Central America, and To Provide Safe and Orderly Processing of Asylum Seekers at the United States Border	Feb. 2, 2021 86 FR 8267	13767	Border Security and Immigration Enforcement Improvements	Jan. 25, 2017
14013	Rebuilding and Enhancing Programs To Resettle Refugees and Planning for the Impact of Climate Change on Migration	Feb. 4, 2021 86 FR 8839	13815	Resuming the United States Refugee Admissions Program With Enhanced Vetting Capabilities	Oct. 24, 2017
			13858	Enhancing State and Local Involvement in Refugee Resettlement	Sept. 26, 2019
14015	Establishment of the White House Office of Faith-Based and Neighborhood Partnerships	Feb. 18, 2021 86 FR 10007	13851	Establishment of a White House Faith and Opportunity Initiative	May 3, 2019
14016	Revocation of Executive Order 13801	Feb. 23, 2021 86 FR 11089	13801	Expanding Apprenticeships in America	June 15, 2017

BIDEN EXECUTIVE ORDER NUMBER	SUBJECT	DATE	TRUMP EXECUTIVE ORDER NUMBER	SUBJECT	DATE
14018	Revocation of Certain Presidential Actions	Feb. 24, 2021 86 FR 11855	13772	Core Principles for Regulating the United States Financial System	Feb. 3, 2017
			13828	Reducing Poverty in America by Promoting Opportunity and Economic Mobility	April 10, 2018
			13924	Regulatory Relief to Support Economic Recovery	May 19, 2020
			13967	Promoting Beautiful Federal Civic Architecture	Dec. 18, 2020
			13979	Ensuring Democratic Accountability in Agency Rulemaking	Jan. 18, 2021
14022	Termination of Emergency With Respect to the International Criminal Court	April 7, 2021 86 FR 17895	13928	Blocking Property of Certain Persons Associated With the International Criminal Court	June 11, 2020
14025	Worker Organizing and Empowerment	April 26, 2021 86 FR 22829	13845	Establishing the President's National Council for the American Worker	July 19, 2018
			13931	Continuing the President's National Council for the American Worker and the American Workforce Policy Advisory Board	June 26, 2020
14026	Increasing the Minimum Wage for Federal Contractors	April 27, 2021 86 FR 22835	13838 revoked as of Jan. 30, 2022	Exemption from Executive Order 13658 for Recreational Services on Federal Lands	May 25, 2018

# Biden Administration Nominations Tracker

## CONFIRMED NOMINEES

To March 30th 2021



Sources: The Partnership for Public Service; Washington Post; The Economist

## Department of Agriculture

POSITION	NOMINEE
Department of Agriculture - Confirmed	
Secretary	Tom Vilsack
Department of Agriculture - Pending	
Deputy secretary	Jewel H. Bronaugh
General counsel	Janie Simms Hipp
Department of Agriculture - Announced	
Undersecretary for Farm Production and Conservation	Robert Bonnie
Under Secretary for Marketing and Regulatory Programs	Jennifer Moffitt

## Department of Commerce

POSITION	NOMINEE
Department of Commerce - Confirmed	
Secretary	Gina Raimondo
Department of Commerce - Pending	
Deputy secretary	Don Graves
General counsel	Leslie Kiernan
Director, Census Bureau	Robert Santos
Department of Commerce - Announced	
Undersecretary for Oceans and Atmosphere, Administrator National Oceanic and Atmospheric Administration	Rick Spinard
Assistant Secretary for Economic Development	Alejandra Castillo

## Department of Defense

POSITION	NOMINEE
Department of the Defense - Confirmed	
Secretary	Lloyd Austin
Deputy Secretary	Kathleen Hicks
Department of the Defense - Pending	
Secretary of the Army	Christine Wormuth
Undersecretary for intelligence	Ronald S. Moultrie
Undersecretary of defense (comptroller) and chief financial officer	Michael J. McCord
Undersecretary for acquisition and sustainment	Michael Brown
Undersecretary for policy	Colin Kahl
Director, cost assessment and program evaluation	Susanna Blume
Assistant Secretary for Strategy, Plans, and Capabilities	Mara Karlin
Department of Defense - Announced	
Assistant Secretary for Indo-Pacific Security Affairs	Ely Ratner
Assistant Secretary for Manpower and Reserve Affairs	Brenda Sue Felton
Assistant Secretary for Nuclear, Chemical, and Biological Defense	Deborah Rosenblum
Assistant Secretary for Readiness	Shawn Skelly

Department of Defense - Announced	
Assistant Secretary for Special Operations and Low-Intensity Conflict	Christopher Maier,
Secretary of the Air Force	Frank Kendall
Under Secretary of the Air Force	Gina Ortiz Jones
Assistant Secretary of the Navy for Energy, Installations, and Environment	Meredith Berger
Assistant Secretary of the Army for Civil Works	Michael Connor
General Counsel	Caroline Krass
Heidi Shyu	Under Secretary for Research and Engineering

## Department of Education

POSITION	NOMINEE
Department of Education - Confirmed	
Secretary	Miguel Cardona
Department of Education - Pending	
Deputy secretary	Cindy Marten
Undersecretary	James Kvaal
Department of Education - Announced	
Assistant Secretary for Legislation and Congressional Affairs	Gwen Graham

Assistant Secretary of Planning, Evaluation, and Policy Development,

Roberto Rodriguez

## Department of Energy

POSITION	NOMINEE
Department of Energy - Confirmed	
Secretary	Jennifer Granholm

Deputy secretary David Turk

Department of Energy - Pending	
Undersecretary for nuclear security/ administrator for nuclear security	Jill Hurby

Assistant secretary for congressional and intergovernmental affairs

Ali Nouri

Department of Energy - Announced	
Principal Deputy Administrator, National Nuclear Security Administration	Frank Rose

Director, Office of Minority Economic Impact

Shalanda Baker

Director, Office of Science	Asmeret Berhe
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Under Secretary for Sciencet

Geraldine Richmond

Assistant Secretary of International Affairs	Andrew Light
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General Counsell

Sam Walsh

## Environmental Protection Agency

POSITION	NOMINEE
Environmental Protection Agency - Confirmed	
Administrator	Michael S. Regan
Deputy administrator	Janet McCabe

Environmental Protection Agency - Pending	
Chief financial officer	Faisal Amin

Assistant administrator for chemical safety and pollution prevention

Michal Freedhoff

Environmental Protection Agency - Announced	
Assistant administrator for water	Radhika Fox

Assistant Administrator for International and Tribal Affairs

Jane Nishida

General Counsel	Jeffrey Prieto
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## Department of Health & Human Services

POSITION	NOMINEE
Department of Health & Human Services - Confirmed	
Secretary	Xavier Becerra

Assistant secretary for Health

Rachel Levine

Surgeon General	Vivek Murthy
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Department of Health & Human Services - Pending	
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Assistant secretary for preparedness & response

Dawn O'connell

Administrator, Centers for Medicare & Medicaid Services	Chiquita Brooks-LaSure
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Deputy secretary

Andrea Palm

Department of Health & Human Services - Announced	
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Assistant Secretary for Mental Health and Substance Use

Miriam Delphin-Rittman

Assistant secretary for legislation

Melanie Egorin



## Department of Homeland Security

POSITION	NOMINEE
Department of Homeland Security- Confirmed	
Secretary	Alejandro Mayorkas
Administrator, Federal Emergency Management Agency	Deanne Criswell
Department of Homeland Security - Pending	
Deputy secretary	John Tein
General counsel	Jonathan Meyer
Director, Cybersecurity and Infrastructure Security Agency (formerly National Protection and Programs Directorate)	Jen Easterly
Director, U.S. Citizenship and Immigration Services	Ur Jaddou
Department of Homeland Security - Announced	
Commissioner, U.S. Customs and Border Protection	Chris Magnus
Director of Immigration and Customs Enforcement	Ed Gonzalez

## Department of Housing and Urban Development

POSITION	NOMINEE
Department of Housing and Urban Development - Confirmed	
Secretary	Marcia L. Fudge
Department of Housing and Urban Development - Pending	
Deputy secretary	Adrianne Todman
Department of Housing and Urban Development - Announced	
Assistant Secretary for Policy Development and Research	Solomon Greene
Assistant Secretary for Community Planning and Development	Mark Colón

## Department of the Interior

POSITION	NOMINEE
Department of the Interior - Confirmed	
Secretary	Deb Haaland
Department of the Interior - Pending	
Deputy secretary	Tommy Beaudreau
Solicitor	Robert Anderson
Assistant secretary for fish, wildlife and parks	Shannon Estenoz
Assistant secretary for water and science	Tanya Trujillo
Department of the Interior - Announced	
Assistant Secretary of Indian Affairs	Bryan Newland
Director Bureau of Land Management	Tracy Stone-Manning
Assistant secretary for policy, management and budget	Winnie Stachelberg

## Department of Justice

POSITION	NOMINEE
Department of Justice - Confirmed	
Attorney general	Attorney general
Deputy attorney general	Lisa Monaco
Associate attorney general	Vanita Gupta
Department of Justice - Pending	
Assistant attorney general for the civil rights division	Kristen Clarke
Assistant attorney general for the environment and natural resources division	Todd Kim
Assistant attorney general for the Office of the Legal Counsel	Christopher Schroeder
Administrator, Drug Enforcement Administration	Anne Milgram
Director, Bureau of Alcohol, Tobacco, Firearms and Explosives	David Chipman
Director, U.S. Marshals Service	Ronald Davis
Department of Justice - Announced	
Assistant Attorney General for Office of Legislative Affairs	Helaine Greenfeld
Assistant Attorney General Civil Division	Javier Guzman
Assistant attorney general for the criminal division	Kenneth Polite

## Department of Labor

POSITION	NOMINEE
Department of Labor - Confirmed	
Secretary	Marty Walsh
Department of Labor - Pending	
Deputy secretary	Julie Su
Solicitor	Seema Nanda
Assistant secretary for occupational safety and health	Doug Parker
Assistant Secretary for Disability Employment Policy	Taryn Williams
Department of Labor - Announced	
Assistant Secretary for Policy	Rajesh Nayak
Assistant Secretary for Congressional and Intergovernmental Affairs	Elizabeth Watson

Undersecretary for civilian security, democracy and human rights	Uzra Zeya
Assistant secretary for intelligence and research	Brett M. Holmgren
Undersecretary for economic growth, energy and the environment	Jose W. Fernandez
Assistant secretary for Western Hemisphere affairs	Brian A. Nichols
Assistant secretary for international organization affairs	Michele Jeanne Sison
Assistant secretary for international security and nonproliferation	C.S. Eliot Kang
Ambassador, Algeria	Elizabeth Moore Aubin
Ambassador, Angola and Sao Tome and Principe	Tulinabo Mushingi
Ambassador, Bahrain	Steven C. Bondy
Ambassador, Cameroon	Christopher John Lamora
Ambassador, Congo Republic	Eugene S. Young
Ambassador, Lesotho	Maria E. Brewer
Ambassador, Senegal and Guinea-Bissau	Michael Arthur Raynor
Ambassador, Somalia	Larry Edward Andre Jr.
Ambassador, Vietnam	Marc Evans Knapper
Department of State - ANNOUNCED	
Assistant secretary for African affairs	Mary Catherine Phee
Assistant secretary for European and Eurasian affairs	Karen Erika Donfried

Assistant secretary for conflict and stabilization operations	Anne A. Witkowsky
Assistant secretary for international narcotics and law enforcement affairs	Todd Robinson
Assistant secretary for diplomatic security	Gentry O. Smith
Assistant secretary for East Asian and Pacific affairs	Daniel J. Krittenbrink
Assistant secretary for Near Eastern affairs	Barbara A. Leaf
Director general, Foreign Service	Marcia Stephens Bloom Bernicat
Assistant Secretary for Consular Affairs	Rena Bitter
Assistant Secretary for Democracy, Human Rights and Labor	Sarah Morgan
Assistant Secretary for Oceans and International Environmental and Scientific Affairs	Monica Medina
Assistant Secretary for Political-Military Affairs	Jessica Lewis
Assistant Secretary for South and Central Asian Affairs	Donald Lu
Assistant Secretary for the Bureau Of Educational and Cultural Affairs	Lee Satterfield
Special Representative of the President for Nuclear Nonproliferation, with the Rank of Ambassador, Bureau of International Security and Nonproliferation	Adam Scheinman

## Department of State

POSITION	NOMINEE
Department of State - CONFIRMED	
Secretary	Antony Blinken
Deputy Secretary	Wendy R. Sherman
United States representative to the United Nations	Linda Thomas-Greenfield
Deputy Secretary for Management and Resources	Brian P. McKeon
Department of State - PENDING	
Undersecretary for arms control and international security affairs	Bonnie Jenkins
Undersecretary for political affairs	Victoria Nuland

## Department of Transportation

POSITION	NOMINEE
Department of Transportation - Confirmed	
Secretary	Pete Buttigieg
Deputy secretary	Polly Trottenberg
Department of Transportation - Pending	
Chief financial officer and assistant secretary for budget and programs	Victoria Wassmer
Assistant secretary for governmental affairs	Mohsin Syed
Assistant secretary for transportation policy	Christopher Coes
Administrator, Federal Motor Carrier Safety Administration	Meera Joshi
Administrator, Federal Transit Administration	Nuria Fernandez
Department of Transportation - Announced	
Undersecretary of Transportation for Policy	Carlos Manje
Assistant Secretary for Aviation and Internal Affairs	Carol A. "Annie" Petsank
Assistant Secretary for Research and Technology	Robert Hampshire
Administrator, Federal Railroad Administration	Amit Bose

## Department of the Treasury

POSITION	NOMINEE
Department of the Treasury - Confirmed	
Secretary	Janet Yellen
Deputy secretary	Wally Adeyemo
Department of the Treasury - Pending	
Undersecretary for domestic finance	Nellie Liang
Assistant secretary (deputy undersecretary) for legislative affairs	Jonathan Davidson
Assistant secretary for economic policy	Ben Harris
Assistant secretary for tax policy	Lily Batchelder

## Department of Veterans Affairs

POSITION	NOMINEE
Department of Veterans Affairs - Confirmed	
Secretary	Denis McDonough
Department of Veterans Affairs - Pending	
General counsel	Richard Sauber
Assistant secretary for congressional and legislative affairs	Patricia Ross
Undersecretary for memorial affairs	Matt Quinn
Assistant Secretary for Office of Accountability and Whistleblower Protection when they are in Transportation	Meera Joshi
FTA Administrator	Maryanne Donaghy
Department of Veterans Affairs - Announced	
Deputy Secretary	Donald Remy



# The Next 100 Days

## Energy, Climate, and Environment

### **Clean Energy-focused American Jobs Plan.**

President Biden is advocating for the American Jobs Plan, a \$2 trillion infrastructure proposal that would make historic investments in clean energy and climate change. The American Jobs Plan calls for an Energy Efficient and Clean Electricity Standard, which would require that utilities generate 100% clean electricity by 2035. In addition, the American Jobs Plan would provide long-term extensions and expansions of various clean energy tax incentives. Under the American Jobs Plan, the Biden administration would invest \$174 billion in incentivizing domestic supply chains, provide consumer rebates and incentives and leverage the purchasing power of the federal government, among other policies, to support the large-scale deployment of electric vehicles.

**New GHG Reduction Pledge.** On his first day in office, President Biden rejoined the Paris Agreement. At his April 22nd International Climate Leaders' Summit, President Biden submitted an updated Nationally Determined Contribution pursuant to the Paris Agreement that the US would reduce GHG emissions 50-52% below 2005 levels by 2030.

**Regulatory Review.** President Biden has called for federal agencies to review a wide swath of deregulatory rules promulgated by the Trump administration. In particular, President Biden has directed the Environmental Protection Agency to focus on promulgating new standards for tailpipe emissions from light-duty vehicles and methane emissions from new oil and gas sources.

### **ESG and Climate Transparency Regulations.**

The Securities and Exchange Commission is working on guidance outlining what circumstances might necessitate climate change-related disclosures for publicly traded companies. The Commodity Futures Trading Commission has also established a Climate Risk Unit to encourage the development of industry and market-driven processes that account for climate change impacts and broader environmental, social governance standards.

## Banking and Financial Services

**CFPB.** Increased Supervision and Enforcement to Assist Consumers and Small Businesses with COVID-19 Relief Acting CFPB Director David Uejio has already taken numerous steps to provide additional relief for consumers facing hardship due to the COVID-19 pandemic including forbearance relief, expediting enforcement investigations related to COVID-19, CARES Act protections for homeowners and renters, and maximum use of the Bureau's data collection authority. These measures expect to expand even further once the Senate narrowly confirms Rohit Chopra, an FTC member and former CFPB assistant director who led the Bureau's student loan initiatives, to be the CFPB's Director, as is likely within the next month. Expect more enforcement cases seeking larger dollar amounts than in the previous administration and an enhanced focus on the Bureau's unfair, deceptive or abusive acts and practices authority (UDAAPs) under the Dodd Frank Act.

### **CFPB Proposed Foreclosure Moratorium through December 31st.**

An existing foreclosure moratorium for borrowers with mortgages backed by the federal government currently expires on June 30th. On April 5th, 2021, in order to keep struggling borrowers in their homes as the economy recovers from the COVID-19 pandemic, the CFPB proposed that most homeowners in arrears not face foreclosure until after December

31st, 2021. The CFPB's proposal, which would apply to both federally guaranteed and private loans, would effectively extend the current moratorium through the end of the year, with some limited exceptions.

**Numerous Racial Equity Initiatives (Community Reinvestment Act, Equal Credit Opportunity Act, CDFIs, Diversity and Inclusion Proposals.** Outreach to the Unbanked and Underbanked). President Biden and the Chairs of the Congressional committees of jurisdiction, Financial Services Committee Chair Maxine Waters and Banking Committee Chair Sherrod Brown, are passionately committed to promoting racial equity. To that end, there will be a very heavy emphasis on fair housing, fair lending and other proposals to expand access to financial services for women and persons of color and on initiatives to promote diversity and inclusion throughout the financial services industry. The President and the committee chairs also will seek significant expansion of community development lending and investment including through Community Development Financial Institutions, enhanced enforcement of the Equal Credit Opportunity Act, and various initiatives to reach out to the unbanked and underbanked who are predominantly members of minority communities. From the boardroom, to the front lines of supervision and enforcement, to the financial regulators themselves, the President and the committee chairs will do all that they can to ensure that the financial services industry looks more like America.

**Exploring Climate Change's Impact on Financial Stability.** Most Democrats believe that climate change presents significant potential risks to financial stability in the US and throughout the world. Thus, the relationship between climate change and the economy will be heavily examined. Whether through stress testing, increased regulatory capital requirements or other means, the Federal Reserve, the SEC, the Biden administration and the chairs of the committees of jurisdiction in a Democratically-controlled Congress all will devote considerable attention to measuring and ensuring that large financial institutions are sufficiently resilient to be able to address all climate-related financial risks.

## **Congressional Review Act (CRA) Resolution**

**-"True Lender" Rule.** Senate Democrats recently introduced a CRA resolution seeking to invalidate the OCC's final rule issued in October 2020 that a national bank is considered a "true lender" if, at the time of a loan's origination, it is named as the lender in a loan agreement or if the bank funds the loan. That means the national bank is responsible for ensuring the loan complies with consumer protection laws, but it also means that state interest rate caps do not apply.

## **Financial Institution Charters and Cryptocurrency.**

On April 15, the Consumer Protection Subcommittee of the Financial Services Committee addressed various cryptocurrency issues including whether, and if so on what terms, a financial regulatory charter should be required for digital banks and other firms that hold cryptocurrency. With Gary Gensler's April 12 confirmation as the SEC Chairman, the SEC is expected to become more active in its oversight of cryptocurrency and initial coin offerings, given Gensler's longstanding interest in these issues.

**Crafting an Alternative to LIBOR.** On April 15th, the Investor Protection Subcommittee of the Financial Services Committee held a hearing to consider the end of LIBOR and how best to transition to an alternative interest rate calculation for mortgages, student Loans, business borrowing, and other financial products.

## **Government Investigations and Enforcement**

**Biden Enforcement Team.** Although key leadership nominees, including Attorney General Merrick Garland, progressed slowly through the confirmation process, the Biden administration now has in place many of those who will lead key enforcement initiatives at the Department of Justice. Civil justice, environmental, and national security issues will garner a substantial amount of the leadership's near-term attention, but the investigation pipelines are also full with matters opened during the previous administration focused on COVID-related fraud and Foreign Corrupt Practices Act violations. The individuals selected for these leadership roles have a deep well of experience with civil justice enforcement actions and complementary community-based programs. Their selection demonstrates a strong preference for a coordinated effort between



main Justice's traditional criminal investigation and prosecution role--and its ability to litigate civil violations of the law. In addition to targeted investigations, department leadership is also likely to continue to focus on racial justice matters.

**National Security Matters.** Deputy Attorney General Lisa Monaco, who served previously as President Obama's Homeland Security Advisor, will have a mandate to build and manage the Department of Justice's response to pressing national security issues, including domestic extremist violence and technology-based attacks on national infrastructure and defense capabilities, as well as hate crimes and gun violence.

**COVID-Related Fraud.** Congress has appropriated nearly \$5 trillion for COVID-19 relief, including approximately \$1 trillion for distribution through the Paycheck Protection Program (PPP). Given the size of these programs and historical fraud activities attendant to relief programs of this magnitude, investigation and prosecution of COVID-related fraud is likely to be an enforcement priority for the remainder of the year and beyond. Each U.S. Attorney's Office has designated one lawyer on its roster to be responsible for coordinating Justice's response in this effort. The increase in investigation and prosecution resources to address program fraud could also support a return to these local offices' targeting False Claims Act violations and traditional white collar crime prosecutions.

**Anti-Corruption Investigations.** The Department of Justice, along with the U.S. Securities and Exchange Commission, have signaled that anti-corruption investigations will continue to have high levels of support in the new administration. Efforts to fill vacancies in the key office for anti-corruption prosecutions are underway, and career staff have quietly acknowledged they continue to have a consistently large number of open matters. These data points, coupled with the new leadership's deep experience with multinational investigations, suggest that anti-corruption legal risk will be significant throughout the remainder of 2021 and into subsequent years of the Biden administration.

## Immigration

Immigration has become the "third rail" of American politics. It is even fodder for former President George W Bush's latest coffee table book of his art work. Donald Trump took the GOP hard to the right on immigration, and President Biden was expected to turn the wheel back to the left. His announcements on asylum numbers, which were roundly and quickly rebuffed by his own party and led to a walk back from the White House shows the just how hard this issue is. Construction of the wall at the Southern Border may have ceased, but the President has seen the largest surge of unaccompanied minors who crossed the border and are now the Department of Health and Human Services shelters from California to Texas without a clear path to be united with family in the US let alone a path to citizenship.

A bipartisan group of senators led by Senate Judiciary Committee Chairman Dick Durbin (D-ILL.) met to explore the possibility of immigration reform legislation that uses the situation at the border as a catalyst for a broader plan. The starting points include the Republican demand that the asylum process at the southern border be streamlined so fewer migrant children are released into the United States to await the processing of immigration courts and the Democratic demand that immigrants who were brought into the country illegally at a young age, "Dreamers," be given a path to citizenship. The House passed American Dream and Promise Act would let immigrants who entered the country as children earn permanent legal status and eventual citizenship. The House also passed the Farm Workforce Modernization Act would grant temporary legal status with the option to become permanent residents to farm workers and reform the H-2A agricultural guest worker program. These two pieces are expected to form the foundation of what comes next in the Senate.

House Democrats are expected to again introduce the Fairness for High Skilled Worker Act. Passed by the 116th House the bill would ease the current "per country" quota on the issuance of Green Cards. (This would shorten the timeframe for issuance of Green Cards to waitlisted individuals born in India, China, Mexico and the Philippines.) It would increase the investigatory powers of

the U.S. Department of Labor on the topic of H-1B visas. It would add additional administrative burdens on the H-1B process. The prospects of this legislation in the Senate, or if it gets combined in a larger package are unclear at the moment.

On the other end of Pennsylvania Ave, the Administration is drafting a proposed regulation which will have the following components: Tightening tests on the employer-employee relationship to ensure that the visa holders at client sites are not merely serving a “staff augmentation” role. Modernize the H-1B rules to make it easier to define “where” one will be working, thus easing the burden of filing amendments every time a visa holder changes work location. Decreasing the frequency of on-site inspections but increasing the rigor of targeted inspections. Moving away from the Trump Administration proposal that visas for workers at client 3rd party sites would be limited to one year.

## Health

Biden’s “American Families Plan,” which he outlined to a joint session of Congress Wednesday, is set to include funding for child care, paid family and medical leave, and nutritional aid paired with a four year extension of the expanded child tax credit enacted in the March pandemic-relief bill. He proposes to pay for it with tax increases aimed at high-income earners. Biden’s proposed end to a major benefit for wealthy estates that drastically minimizes levies for inheritors, along with a bump up in the top income tax rate and funding for strengthened IRS auditing, according to a person familiar with his proposal. Biden, as well as Sen. Bernie Sanders (I-Vt.) and others, have also floated plans to kill a long list of often-obscure deductions, exclusions and loopholes that are favorites of the ultra-rich. The progressive wing of the Democratic party would like to see the package include more. Specifically;

**Drug Pricing:** More than 80 House Democrats, including moderates and progressives, pressed Biden to include a drug-price reduction provision. House Democrats last week reintroduced their proposal to let Medicare negotiate the prices of drugs it purchases, which could save the government nearly \$500 billion per year.

**Medicare:** Several Democrats pressed Biden to include an expansion of Medicare in his plan. Proposals range from lowering the Medicare eligibility age to 60 or 55, or even 50. They also want Biden to expand benefits to hearing, dental, and vision care. Expanding Medicare in this way is seen as the first step toward “Medicare for All.”

**Child Tax Credit:** The Biden American Families Plan would extend the child tax credit through 2025. Many Congressional Democrats including Ways & Means Chairman Richie Neal want to make the credit permanent.

## Transportation / Infrastructure

**Promoting the American Jobs Plan.** Secretary Buttigieg is expected to devote most of his efforts over the next 100 days to promoting the Biden Administration’s infrastructure package and in negotiating with House and Senate on bills drafted to implement Biden’s plan. The legislative debate over an infrastructure package is likely to overshadow any other DOT initiative or action taken over the next 100 days.

**Infrastructure Package.** President Biden’s American Jobs Plan addresses legacy infrastructure needs in investing \$621 billion in road and bridge construction and repair, public transit repair and expansion, airport airfield and terminal improvements, ports and waterways, and boosting passenger and freight rail. In each mode of transportation the Plan emphasizes resilience, climate concerns, and equity, such as \$25 billion to restore and reconnect thriving communities. The Republican “Roadmap” of \$568 billion over five years invests in each of these modes of transportation, with more funding for roads, bridges, and airports, less funding for public transit and rail, and the same amount for ports and waterways. Included in the Biden transportation package is \$174 billion to promote electric vehicles, with tax incentives and point-of-sale rebates in addition to creating a nationwide network of 500,000 chargers by 2030. The Republican Roadmap does not include any electric vehicle provisions, but bipartisan support exists for EV tax credits and charging stations.

**Filling Key Vacancies.** There remain many key positions subject to Senate confirmation for which the White House has not yet made a nomination, including the General Counsel, Undersecretary for Transportation Policy, and Assistant Secretary for Aviation and International Affairs. Polly Trottenberg was confirmed earlier this month as Deputy Secretary. Only one administrator of a DOT modal administration is filled — Steve Dickson at the FAA is continuing to serve his five-year term. The modal administrations lacking a Senate-confirmed appointee are the Federal Highway Administration, Federal Motor Carrier Administration, Federal Transit Administration, (President Biden has nominated Nuria Fernandez to be FTA Administrator; she is now serving as Deputy Administrator), Federal Railroad Administration, National Highway Traffic Safety Administration, Maritime Administration, and Pipeline and Hazardous Materials Safety Administration. Biden appointees serving in an acting capacity currently fill many of these positions.

# Key Deadlines

Covid-19 Relief Bill & Executive Actions Extended Aid Programs	
DATE	PROGRAM
March 31	<ul style="list-style-type: none"> <li>Suspension of Medicare sequestration</li> </ul>
June 30	<ul style="list-style-type: none"> <li>Foreclosure moratorium</li> <li>CDC eviction moratorium</li> <li>Paycheck Protection Program</li> </ul>
Sept. 6	<ul style="list-style-type: none"> <li>Extra \$300 per week federal pandemic unemployment benefit, along with:               <ul style="list-style-type: none"> <li>Pandemic Unemployment Assistance benefits, which are available for as long as 79 weeks</li> <li>Pandemic Emergency Unemployment Compensation program available for 53 weeks</li> </ul> </li> </ul>
Sept. 30	<ul style="list-style-type: none"> <li>Employer tax credits for providing emergency sick leave and family leave</li> <li>Student loan repayment and interest accrual suspension</li> <li>15% benefit increase for Supplemental Nutrition Assistance Program</li> <li>COBRA premium subsidies and Veterans Affairs Department cost-sharing waiver</li> </ul>
Dec. 31	<ul style="list-style-type: none"> <li>Expansions of Earned Income Tax Credit, Child Tax Credit, and dependent care tax credit</li> <li>Employee Retention Credit</li> </ul>

Note: Paycheck Protection Program can only process applications received before June 1.

Other 2021 Key Deadlines and Expirations	
DATE	PROGRAM
June 30	<ul style="list-style-type: none"> <li>Trade Promotion Authority and Trade Adjustment Assistance expire</li> </ul>
Aug. 1	<ul style="list-style-type: none"> <li>Debt limit comes back into effect               <ul style="list-style-type: none"> <li>Treasury Department can use “extraordinary measures” to extend deadline</li> </ul> </li> </ul>
Sept. 30	<ul style="list-style-type: none"> <li>Fiscal 2021 funding and other major programs expire, including:               <ul style="list-style-type: none"> <li>Surface transportation authorization (FAST Act)</li> <li>National Flood Insurance Program</li> <li>Transportation Security Administration</li> <li>Temporary Assistance for Needy Families</li> </ul> </li> </ul>
Dec. 31	<ul style="list-style-type: none"> <li>Several tax extenders, including for energy and mortgage insurance premiums, expire</li> </ul>

Notes: FAST Act — Fixing America’s Surface Transportation Act, which was extended an additional year. Trade Adjustment Assistance is set to continue for an additional year under more restrictive provisions.

# 117th Congress Departures

## Retiring or Seeking Other Office

### HOUSE

Representative Anne Kirkpatrick (D-AZ 2)

Representative Filemon Vela (D-TX 34)

Representative Tom Reed (R-NY 23)

Representative Jody Hice (R-GA 10)

Representative Kevin Brady (R-TX 28)

Representative Tim Ryan (D-OH 13)

Representative Ted Budd (R-NC 13)

Representative Lee Zeldin (R-NY 1)

### SENATE

Senator Pat Toomey (R-PA)

Senator Richard Burr (R-NC)

Senator Rob Portman (R-OH)

Senator Richard Shelby (R-AL)

Senator Roy Blunt (R-MO)

### Departed Member

### Special Election

### Successor

### RESIGNED/DIED

Representative Luke Letlow (R-LA 5)  
Died Dec. 29, 2020, before taking the oath of office.

March 20, 2021

Representative Julia Letlow (R-LA 5)

Representative Cedric Richmond (D-LA 2)  
Resigned Jan. 15, 2021.

April 24, 2021 (Runoff)

Representative Ron Wright (R-TX 6)  
Died Feb. 7, 2021.

May 1, 2021 special election

Representative Marcia Fudge (D-OH 11)  
Resigned effective March 11, 2021.

Aug. 3, 2021 primary

Nov. 2, 2021 special election

Representative Deb Haaland (D-NM 1)  
Resigned effective March 16, 2021.

June 1, 2021 special election

Representative Alcee Hastings (D-FL 20)  
Died 04/06/2021.

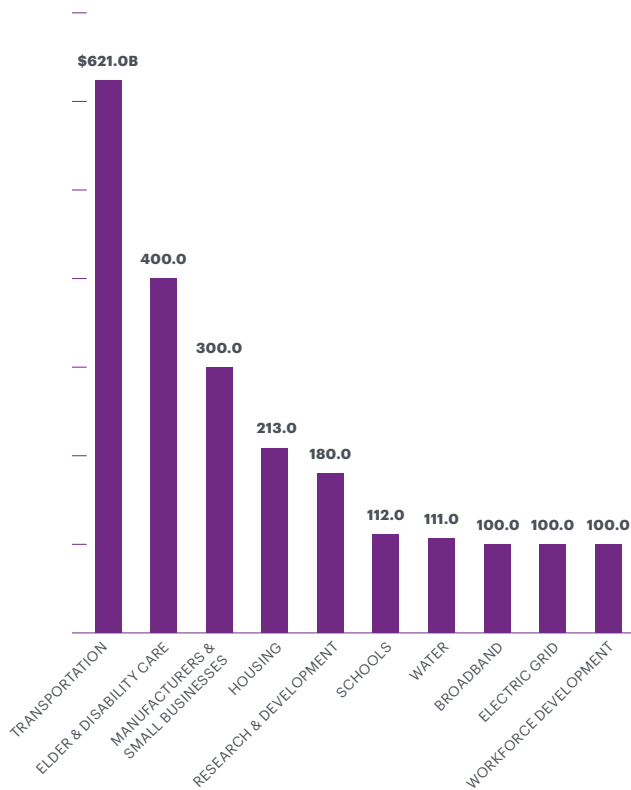
Representative Steve Stivers (R-OH 15)  
Resigning effective May 16, 2021.



# American Jobs Act vs. GOP Infrastructure Framework

## FUNDS PROPOSED FOR TRANSPORTATION, CAREGIVING, MANUFACTURING

Biden's First Infrastructure Package Totals \$2.25 Trillion

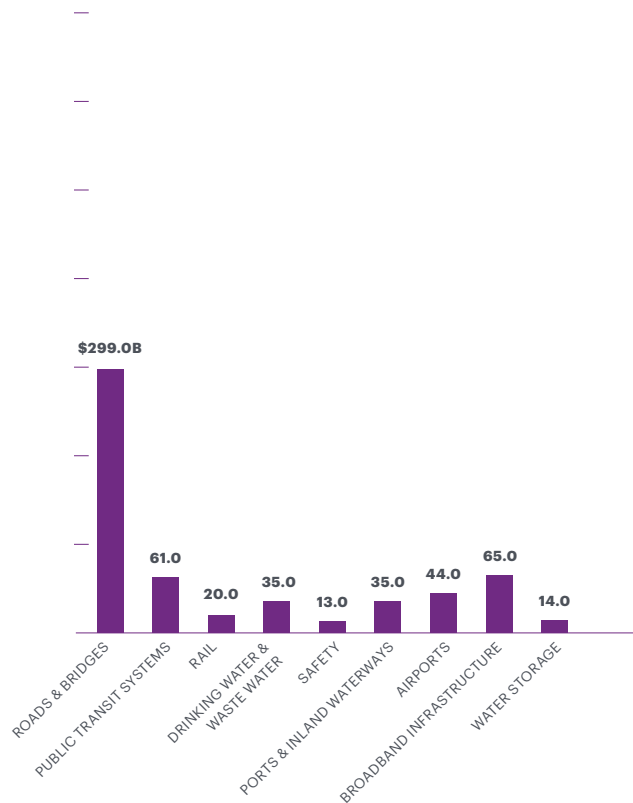


**Note:** School funding includes money for public schools and community colleges

**Source:** White House fact sheet

## FUNDS PROPOSED FOR TRANSPORTATION

Senate GOP Plan totals \$568 Billion



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