

BROOKS BAWDEN MOORE LLC

WEEKLY UPDATE

December 3 - 7, 2018

BROOKS BAWDEN MOORE

Inside This Issue:

Highlighted Issues	1
This Week's Hearings/Markups	2
Legislation on the Floor	3
Previous Hearings/Markups	3
Previous Floor Actions	4
Introduced Legislation	5
Upcoming Events	6

Latest News

- Due to the passing of President George HW Bush and the corresponding ceremonies and funeral, the House cancelled votes for the week, and will return on December 10. The Senate remained in session, and continued working on various nominations. The current Continuing Resolution funding the seven remaining appropriations bills was set to expire on December 7. An agreement was made to pass a two week extension through December 21.
- **Attorney General Nomination** - President Trump announced on Friday that he intends to nominate William Barr as his next Attorney General. Barr previously served as Attorney General under President George HW Bush.
- **DHS Grant Guidance** - The Department of Homeland Security recently released FEMA's new grant guidance for use of Homeland Security Grant Program (HSGP) funds, including Operation Stonegarden and UASI, for unaccompanied children and families on the southwest border. You can view the new guidance [here](#).
- **April Officer Safety Meeting** - The Officer Safety and Wellness Group recently released its April 2018 meeting notes which expanded on previous discussions of ways to support officers' emotional health and organizational wellness. This meeting focused particularly on line-of-duty deaths in felonious assaults as well as in accidents, mental health and suicide, and crisis hotlines and other programs. You can view the meeting notes [here](#).
- **Funding Opportunities in Indian Country** - Last week the Department of Justice announced the grant opportunities for comprehensive funding to Indian Country to support crime prevention, victim services, and coordinated community responses to violence against native women. According to the release, the funds can be used to enhance law enforcement; bolster adult and juvenile justice systems; prevent and control juvenile delinquency; serve native victims of crimes such as child abuse, sexual assault, domestic violence, and elder abuse; improve responses to violence against native women; and support other efforts to combat crime. You can view the DOJ announcement [here](#).
- **SAMHSA National Survey on Drug Use and Health** - The Substance Abuse and Mental Health Administration recently released its new survey on National Survey on Drug Use and Health. The survey shows an alarming 6 percent increase in illicit drug use in the past year, and 30.6 million Americans aged 12 or older have used an illegal drug in the past month. Additionally, for the third year in a row, life expectancy has declined—in part because of increased drug overdose deaths. The report also shows that Colorado has topped the list for the lowest perception of risk of using pot in the 12 to 17 year old age group. You can view the report [here](#).

Previous Updates:

- [FY 2018 Omnibus](#)
- [FY 2019 Budget Summary](#)
- [FY 2018 FEMA Grants](#)
- [FY2017 FEMA Grants](#)
- [Weekly 11/26/18](#)
- [Weekly 11/19/18](#)
- [Weekly 11/12/18](#)
- [Weekly 10/29/18](#)
- [Weekly 10/15/18](#)



- **RISS Insider** - The latest RISS Insider is now available, with its feature article: MAGLOCLLEN Provides Action Response Plans for Schools. You can view the RISS Insider (2018-Issue 3) [here](#).

- **ARTICLES OF INTEREST:**

Boston Police Commissioner Gross stands his ground in flap with ACLU, winning praise from Walsh Boston Globe | Maria Cramer

Boston Police Commissioner William G. Gross was sworn in four months ago to great fanfare, promising to improve relations between the community and the department. But that pledge is being tested after he denounced the American Civil Liberties Union over the weekend on his personal Facebook page as “paper warriors” more concerned with filing lawsuits than helping police combat crime. The unusual move drew a sharp response from the civil rights group, which recently filed a lawsuit that accused Boston police officers of unfairly labeling Central American teenagers as gang members, making them more vulnerable to deportation. **Continue reading [here](#).**

Final Farm Bill Would Make Hemp Legal, Other Details Revealed

Roll Call | Elynn Ferguson

The top House Agriculture Democrat says a final farm bill agreement rejects controversial House provisions to tie food stamp benefits to expanded work requirements, greenlights hemp cultivation and tweaks programs important to farmers and ranchers. The death of former President George H.W. Bush and his lying in state in the Capitol Rotunda disrupted congressional schedules this week, including the release of a final farm bill. Lawmakers have spent weeks negotiating to reconcile the House and Senate versions of the legislation. **Continue reading [here](#).**

Supreme Court takes up closely watched double jeopardy case

The Washington Post | Mark Sherman, AP

The Constitution says you can't be tried twice for the same offense. And yet Terance Gamble is sitting in prison today because he was prosecuted separately by Alabama and the federal government for having a gun after an earlier robbery conviction. The Supreme Court is considering Gamble's case on Thursday, and the outcome could have a spillover effect on the investigation into Russian meddling in the 2016 election. At issue is whether to overturn a court-created exception to the Constitution's double-jeopardy bar that allows state and federal prosecutions for the same crime. The court's ruling could be relevant if President Donald Trump were to pardon someone implicated in special counsel Robert Mueller's probe and a state wanted to pursue its own charges against that person. **Continue reading [here](#).**

Australia Just Passed a Draconian Anti-Encryption Bill That Will Create a Headache for Big Tech

Fortune | David Meyer

Australia's parliament on Thursday passed a bill forcing tech firms to help the country's security agencies bypass the encryption in private messaging apps. The Assistance and Access Bill will allow the police to tell the likes of WhatsApp and Signal that they must build in so-called backdoors, to give investigators access to the contents of messages—but only if the backdoors don't constitute “systemic weaknesses” in the service's security. **Continue reading [here](#).**

Hearings & Markups Happening This Week

House Judiciary Committee - Full Committee Hearing

[Transparency & Accountability: Examining Google and its Data Collection, Use and Filtering Practices](#)

December 5 @ 10:00 am - 2141 Rayburn POSTPONED to December 11 @ 10:00 am - 2141 Rayburn

House Energy & Commerce Committee - Oversight Subcommittee Hearing

[Examining the Availability of SAFE Kits at Hospitals in the United States](#)

December 5 @ 19:14 am - 2322 Rayburn POSTPONED to December 12 @ 10:00 am - 2123 Rayburn



House Judiciary Committee - Full Committee Hearing
[Oversight of the Department of Homeland Security](#)
~~December 6 @ 11:30 am - 2141 Rayburn~~ POSTPONED to TBD

Legislation on the Floor This Week

House:

[H.J.Res.143](#) - Making further continuing appropriations for fiscal year 2019, and for other purposes.

Status: Approved by the Senate on 12/6; Approved by the House on 12/6.

Summary: This joint resolution amends the Continuing Appropriations Act, 2019 to provide continuing FY2019 appropriations to several federal agencies through December 21, 2018 (December 7, 2018, under current law). It also extends the National Flood Insurance Program through December 21, 2018. The resolution prevents a partial government shutdown that would otherwise occur when the existing CR expires if any of the 7 remaining FY2019 appropriations bills have not been enacted.

Senate:

Note: Due to Senate scheduling and rules, additional items not listed may be added to the calendar for consideration.

[H.J.Res.143](#) - Making further continuing appropriations for fiscal year 2019, and for other purposes.

Status: Approved by the Senate on 12/6; Approved by the House on 12/6.

Summary: This joint resolution amends the Continuing Appropriations Act, 2019 to provide continuing FY2019 appropriations to several federal agencies through December 21, 2018 (December 7, 2018, under current law). It also extends the National Flood Insurance Program through December 21, 2018. The resolution prevents a partial government shutdown that would otherwise occur when the existing CR expires if any of the 7 remaining FY2019 appropriations bills have not been enacted.

Recap of Last Week's Hearings & Markups

Note: For more details on any of the following hearings, we can provide access to hearing transcripts upon request.

Senate Homeland Security Committee - [Full Committee Markup](#) - November 28

Nomination of [Ronald D. Vitiello](#), to be Assistant Secretary for Immigration and Customs Enforcement, U.S. Department of Homeland Security

Status: Held over by the Senate Homeland Security Committee on 11/28.

Senate Judiciary Committee - [Full Committee Nomination Hearing](#) - November 28

Nomination of [Donald W. Washington](#) to be Director of the United States Marshals Service

House Oversight Committee - Full Committee Hearing - November 28

[BOP Management of Its Female Inmate Population, And Other Challenges](#)

Summary: This hearing discussed the treatment of female federal inmates. members of the committee criticized the Bureau of Prisons for its failures that were identified in a recent IG report. Since then, BOP has made feminine hygiene products more readily available, boosted staffing in its Women and Special Populations Branch and ensured compliance with a manual for treatment of female inmates issued in 2016. Despite these changes, BOP has been criticized for moving too



slowly. Additionally, some members of the committee suggested that they may need to make it easier for misbehaving BOP employees to be fired.

Senate Banking Committee - Full Committee Hearing - November 29

[Combating Money Laundering and Other Forms of Illicit Finance: Regulator and Law Enforcement Perspectives on Reform](#)

Summary: This hearing heard from officials from the FBI, FinCEN, and OCC on updating the Bank Secrecy Act. OCC expressed a desire to ease BSA regulatory burdens, especially for small to medium sized community banks, while FinCEN and the FBI discussed the importance of BSA filings to law enforcement. Among Senators and witnesses, there was disagreement on the idea of increasing the reporting threshold for the filing of Suspicious Activity Reports and Currency Transaction Reports. FinCEN and the FBI expressed the opinion that the filing thresholds should remain the same, while OCC was in support of easing the regulatory burdens facing smaller banks.

House Oversight Committee - Full Committee Hearing - November 29

[Evaluating Federal Disaster Response and Recovery Efforts](#)

Summary: This hearing examined the federal government's response to various disasters, in particular FEMA's response. FEMA Administrator Long expressed the need for greater authority to block grant funds to governors for them to determine where best to place resources. Discussions also surrounded housing issues after a disaster, as well as reinsurance markets. Long also stated that we need to build a resilient infrastructure, including electric utilities and communications.

Legislation Considered Last Week

House:

[S. 140](#) - Frank LoBiondo Coast Guard Authorization Act of 2018

Status: Approved by the House on 11/27/18; Approved by the Senate on 11/14/18.

Summary: Reauthorizes the Coast Guard for FY 2018-2019. The bill authorizes the U.S. Coast Guard for fiscal years 2018 and 2019 at \$9.8 billion and \$10.5 billion. It also includes new authorities to combat illicit trafficking and smuggling and transnational criminal organizations by furthering interagency cooperation, combating concealment of bulk cash, and increasing the Coast Guard's ability to use informants.

[H.R. 3154](#) - Inspector General Access Act of 2017

Status: Approved by the House on 11/29/18.

Summary: This bill amends the Inspector General Act of 1978 to eliminate a provision of such Act that requires referral of allegations of misconduct involving Department of Justice (DOJ) attorneys, investigators, or law enforcement personnel to the DOJ Office of Professional Responsibility (thus allowing the DOJ Inspector General to investigate such allegations).

Senate:

Nothing affecting the law enforcement or homeland security communities.



Legislation Introduced Last Week

Date Introduced	Bill Number	Sponsor	Description
12/3/2018	HR 7213	Dan Donovan (R-NY-11)	To amend the Homeland Security Act of 2002 to establish the Countering Weapons of Mass Destruction Office, and for other purposes.
12/3/2018	HR 7212	Debbie Dingell (D-MI-12)	To amend the Public Health Service Act to provide for additional programs funded by grants to strengthen the healthcare system's response to domestic violence, dating violence, sexual assault, and stalking, and for other purposes.
11/30/2018	HR 7209	Paul Mitchell (R-MI-10)	To amend the Omnibus Crime Control and Safe Streets Act of 1968 to require a certain percentage of COPS grant funds to be used for the salaries and benefits of school resource officers, and for other purposes.
11/29/2018	HR 7188	John Ratcliffe (R-TX-4)	Chemical Facility Anti-Terrorism Standards Program Extension Act - To extend by two years the Chemical Facility Anti-Terrorism Standards Program of the Department of Homeland Security, and for other purposes.
11/29/2018	S 3688	Richard Blumenthal (D-CT)	A bill to amend title 18, United States Code, to make it a criminal offense for individuals to engage in sexual acts while acting under color of law or with individuals in their custody, to encourage States to adopt similar laws, and for other purposes.
11/28/2018	S 3663	Chuck Grassley (R-IA)	A bill to amend the Overtime Pay for Protective Services Act of 2016 to extend the Secret Service overtime pay exception through 2020, and for other purposes.



BROOKS BAWDEN MOORE

300 M Street, SE
Suite 402
Washington, DC 20003

Phone: (202) 350-0103

Fax: (202) 629-4528

Email:

rbrooks@bbm-dc.com
bbawden@bbm-dc.com
cmoore@bbm-dc.com
jledden@bbm-dc.com
lcooper@bbm-dc.com



Brooks Bawden Moore, LLC is a team of experienced professionals who serve as trusted advisors to law enforcement, homeland security, and intelligence practitioners and solution providers.

Our government relations practice helps clients advance critical policy priorities with Congress, federal agencies, and state legislatures. Our Capitol Hill experience and track record of successful advocacy for public safety causes is unmatched. Our business strategy consulting practice enables companies to connect innovative products and services with market needs. Through decades of service we have built a deep network of relationships at the local, state, and federal levels.

Visit us at:

www.bbm-dc.com

Upcoming Events/Conferences

[National Narcotic Officers' Associations' Coalition 2019 DC Conference](#)
February 3-6—Washington, DC

[Major County Sheriffs of America & Major Cities Chiefs Association 2019 Joint Winter Conference](#)
February 12-14—Washington, DC

[Mid-Atlantic Regional Gang Investigators Network - 13th Annual Gang Training Conference](#)
March 3-6—Hanover, MD

[Association of State Criminal Investigative Agencies 2019 Spring Conference](#)
May 5-8—Gulf Shores, AL

[Major County Sheriffs of America 2019 Summer Conference](#)
June 12-14—Louisville, KY

November 2018

Su	Mo	Tu	We	Th	Fri	Sa
				1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	

December 2018

Su	Mo	Tu	We	Th	Fri	Sa
						1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23/30	24/31	25	26	27	28	29

Senate in Session

House & Senate in Session

Subscribe to the Brooks Bawden Moore
Weekly Update [here](#), or by emailing Josh at
jledden@bbm-dc.com