

# BROOKS BAWDEN MOORE LLC

## WEEKLY UPDATE

March 18 - 22, 2019

BROOKS BAWDEN MOORE

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### Previous Updates:

- [FY 2020 Budget](#)
- [FY 2019 Omnibus](#)
- [Congressional Leadership](#)
- [FY 2018 FEMA Grants](#)
- [Weekly 3/11/19](#)
- [Weekly 3/4/19](#)
- [Weekly 2/18/19](#)
- [Weekly 2/11/19](#)
- [Weekly 2/4/19](#)

### Latest News

- Ron Brooks and Ben Bawden were among a group of representatives from law enforcement organizations who had the privilege of attending the Cabinet Chair Presentation ceremony for Former Attorney General Jeff Sessions on Thursday at the Justice Department. Current AG Bill Barr and Deputy AG Rod Rosenstein gave keynote remarks. Rosenstein's remarks can be found [here](#).
- **CLIENT IN THE SPOTLIGHT:** Later on Thursday Ben attended an event jointly hosted by Thomson Reuters and The Atlantic Council titled: "Mission Not Impossible: How Inspectors General Untangle Webs of Deceit." The IGs from DOD, HHS, DOJ, and DOC shared insights on the role of IGs and how their investigators and analysts respond to Congress, agency whistleblowers, and the public to root out waste, fraud, and abuse. A lot of those agencies use data and analytics from Thomson Reuters to do their jobs. C-SPAN covered the event – check it out [here](#)



- The House and Senate were not in session this week, and will return on March 25. When Congress returns, the Senate Judiciary Committee is expected to hold a hearing on red flag laws, and the House Financial Services Committee is planning on marking-up legislation that would give protections to the banking industry for providing services to the marijuana industry.
- **FY 2020 President's Budget** - The President released his budget last week, with further details released this past Monday. The new information shows a cut to the homeland security grant programs, with a 25 percent non-Federal cost match for grant programs that currently do not require one, including SHSGP and UASI. It is important to remember, Congress ultimately has control of federal spending, and presidential budget submissions are considered a suggestion. **You can view the updated summary of the budget proposal [here](#).**
- **\*\*\*PLEASE REVIEW\*\*\* IACP/Thomson Reuters Excellence in Criminal Investigations Award** - The IACP/Thomson Reuters Excellence in Criminal Investigations Award recognizes exceptional innovation in managing and conducting criminal investigations, with the goal of sharing information to advance the art and science of criminal investigations. Eligible agencies, departments, police units, or task forces must engage or participate in criminal investigations. The nominated investigation must be currently ongoing, or have been completed in the 2018 calendar year. An investigation nominated for this



award in a previous year is ineligible.

- ⇒ Find the application and evaluation criteria [here](#).
- ⇒ **Nomination deadline: May 17, 2019**

- **ARTICLES OF INTEREST:**

**Legalizing marijuana won't end the black market, says ex-leader of the State Police**

**Star-Ledger Guest Columnist | Rick Fuentes**

Thanks to an aggressive campaign not seen since Big Tobacco marched out a conga line of cinematic heartthrobs to con a whole teenage generation into smoking, the recreational use of marijuana has been rendered harmless to 62 percent of New Jerseyans won over by a persuasive crusade fixated solely upon its benefits. Low public perceptions of its harm, however, do not override the fact that many of those same people (45 percent) get uppity at the mention of a boutique medical or recreational pot shop in their hometown. Furthermore, at least 60 municipalities have struck out ordinances banning such establishments. **Continue reading [here](#).**

**Daily or high-potency cannabis increases risk of psychotic disorder, study finds**

**CNN | Susan Scutti**

Legalization of marijuana, both for medical and recreational use, continues to spread across the globe even as the possible health risks (or benefits) are not fully known. Case in point, according to new research, people who use cannabis daily, as well as those who use high-potency weed, may be three times more likely to develop psychotic disorder than never-users. Published Tuesday in the journal the Lancet Psychiatry, the new evidence is consistent with previous experiments that suggest heavy use and high THC concentration cannabis -- a 10% concentration of THC (the psychoactive substance within cannabis) or higher -- can be harmful to mental health. **Continue reading [here](#).**

**The Fentanyl Failure**

**The Washington Post | Scott Higham, Sari Horwitz and Katie Zezima**

In May 2016, a group of national health experts issued an urgent plea in a private letter to high-level officials in the Obama administration. Thousands of people were dying from overdoses of fentanyl — the deadliest drug to ever hit U.S. streets — and the administration needed to take immediate action. The epidemic had been escalating for three years. The 11 experts pressed the officials to declare fentanyl a national “public health emergency” that would put a laserlike focus on combating the emerging epidemic and warn the country about the threat, according to a copy of the letter. **Continue reading [here](#).**

**House Appropriations may start markups in April**

**Roll Call | Paul Krawzak**

House Appropriations Chairwoman Nita M. Lowey and Democratic appropriators are looking at starting fiscal 2020 markups as soon as late April with the Defense, Labor-HHS-Education and Legislative Branch bills, people familiar with the process said. The Military Construction-VA and Energy-Water bills also are on tap to be among the first five bills marked up, as part of an effort to begin advancing bills across the floor in June. **Continue reading [here](#).**

**Trump backs needle exchange, not supervised injections, in his HIV strategy**

**Washington Examiner | Kimberly Leonard**

The Trump administration is backing needle exchange programs to reach its goal of ending HIV transmission within a decade, and will continue to oppose supervised injection sites where people inject illegal drugs in a room with a healthcare provider nearby. The policy position, stated by Health and Human Services Secretary Alex Azar at the National HIV Prevention Conference in Atlanta, is in line with actions the administration has taken in the past. In February, the Department of Justice sued a nonprofit in Philadelphia that planned to build a supervised injection site, even though it wasn't using government funding. **Continue reading [here](#).**

**Supreme Court sides with Trump in immigrant detention dispute**

**The Hill | Lydia Wheeler**

The Supreme Court on Tuesday backed the Trump administration's ability to detain immigrants with criminal records



at any time and hold them indefinitely while they await deportation, even if they served time for their offense years ago. In a 5-4 decision, the Supreme Court reversed the 9th Circuit's finding that the mandatory detention requirement for certain immigrants with criminal records applies only if an immigrant is detained by officials as soon as he or she is released from jail. **Continue reading [here](#).**

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## Hearings & Markups Happening This Week

The House and Senate were not in session this week.

### Upcoming scheduled hearings/markups:

Senate Judiciary Committee - Full Committee Hearing  
[Red Flag Laws: Examining Guidelines for State Action](#)  
March 26 @ 10:00 am - 226 Dirksen

House Homeland Security Committee - Border Security Subcommittee Hearing  
[The Department of Homeland Security's Family Separation Policy: Perspectives from the Border](#)  
March 26 @ 10:00 am - 310 Cannon

Senate Commerce Committee - Manufacturing Subcommittee Hearing  
[Small Business Perspectives on a Federal Data Privacy Framework](#)  
March 26 @ 2:30 am - 562 Dirksen

House Financial Services Committee - [Full Committee Markup](#) - March 26 @ 2:00 pm - 2128 Rayburn  
**H.R. 1595 - SAFE Banking Act of 2019**

**Status:** To be marked-up by the House Financial Services Committee on 3/26

**Summary:** To create protections for depository institutions that provide financial services to cannabis-related legitimate businesses and service providers for such businesses, and for other purposes.

House Appropriations Committee - Homeland Security Subcommittee Hearing  
[U.S. Customs and Border Protection](#)  
March 27 @ 10:30 am - 2008 Rayburn

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## Legislation on the Floor This Week

### House:

The House was not in session.

### Senate:

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

The Senate was not in session.



## 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 & Governmental Affairs Committee - [Full Committee Markup](#) - March 11

[Nomination of Ronald D. Vitiello](#) to be Assistant Secretary for Immigration and Customs Enforcement

**Status:** Approved by the Senate Homeland Security Committee on 3/11.

[Nomination of Joseph V. Cuffari, Ph.D.](#) to be Inspector General, U.S. Department of Homeland Security

**Status:** Approved by the Senate Homeland Security Committee on 3/11.

Senate Judiciary Committee - Full Committee Hearing - March 12

[GDPR & CCPA: Opt-ins, Consumer Control, and the Impact on Competition and Innovation](#)

**Summary:** This hearing examined digital privacy rights, in particular the EU's GDPR and California's new privacy laws.

Concerns were raised about the cost of complying with these data privacy laws, and also its effects on free speech rights.

Senators also raised some concerns with trade issues, as well as the affect that these privacy rules may have on behavioral targeting for advertising. Senators also raised intellectual property concerns, and the need for legislation to preserve competition and innovation. Senator Hawley also called out Google for its practice of continuing to track users even when they have turned off the devices location tracking settings.

House Judiciary Committee - [Full Committee Markup](#) - March 13

[H.R. 1585 - Violence Against Women Reauthorization Act of 2019](#)

**Status:** Approved by the House Judiciary Committee on 3/13.

**Summary:** Reauthorizes the Violence Against Women act

House Homeland Security Committee - [Full Committee Markup](#) - March 13

[H.R. 1232 - Rescinding DHS' Waiver Authority for Border Wall Act](#)

**Status:** Approved by the House Homeland Security Committee on 3/13.

**Summary:** To amend the Illegal Immigration Reform and Immigrant Responsibility Act of 1996 to repeal certain waiver authority relating to the construction of new border barriers, and for other purposes.

[H.R. 1433 - Department of Homeland Security Morale, Recognition, Learning, and Engagement Act of 2019 \(DHS MORALE Act\)](#)

**Status:** Approved by the House Homeland Security Committee on 3/13.

**Summary:** To amend the Homeland Security Act of 2002 to improve morale within the Department of Homeland Security workforce by conferring new responsibilities to the Chief Human Capital Officer, establishing an employee engagement steering committee, requiring action plans, and authorizing an annual employee award program, and for other purposes.

[H.R. 1589 - CBRN Intelligence and Information Sharing Act of 2019](#)

**Status:** Approved by the House Homeland Security Committee on 3/13.

**Summary:** To amend the Homeland Security Act of 2002 to establish chemical, biological, radiological, and nuclear intelligence and information sharing functions of the Office of Intelligence and Analysis of the Department of Homeland Security and to require dissemination of information analyzed by the Department to entities with responsibilities relating to homeland security, and for other purposes.

[H.R. 1590 - Terrorist and Foreign Fighter Travel Exercise Act of 2019](#)

**Status:** Approved by the House Homeland Security Committee on 3/13.

**Summary:** To require an exercise related to terrorist and foreign fighter travel, and for other purposes.

[H.R. 1593 - Coordinating and Leveraging Activities for School Security Act or the CLASS Act of](#)

**2019**

**Status:** Approved by the House Homeland Security Committee on 3/13.

**Summary:** To amend the Homeland Security Act of 2002 to establish a school security coordinating council, and for other purposes.

**[H.R. 1598](#) - U.S. Customs and Border Protection Rural and Remote Hiring and Retention Strategy Act of 2019**

**Status:** Approved by the House Homeland Security Committee on 3/13.

**Summary:** To require the Secretary of Homeland Security to issue a strategy to improve hiring and retention of U.S. Customs and Border Protection personnel in rural or remote areas, and for other purposes.

**[H.R. 1639](#) - CBP Workload Staffing Model Act**

**Status:** Approved by the House Homeland Security Committee on 3/13.

**Summary:** To amend the Homeland Security Act of 2002 to improve U.S. Customs and Border Protection (CBP) identification of staffing needs, and for other purposes.

House Appropriations Committee - CJS Subcommittee Hearing - March 13

**[Gun Violence Prevention and Enforcement](#)**

**Summary:** This hearing examined gun violence and the enforcement of gun laws. In particular, this hearing examined the Administration's budget request for ATF. ATF Deputy Director Tom Brandon testified, expressing concerns with proposed cuts to the agency, warning that cuts have already been made, with further funding reductions would severely limit what the agency is able to do. Director Brandon also discussed the important work the agency is doing to prevent gun violence with the use of NIBIN, recovering stolen firearms, and processing gun background checks.

House Homeland Security Committee - Emergency Preparedness Subcommittee Hearing - March 13

**[Improving the Federal Response: Perspectives on the State of Emergency Management](#)**

**Summary:** This hearing examined the Federal response to natural and man-made disasters, with members of the committee expressing the importance of investing in preparedness, in particularly the importance of the various homeland security grants. Witnesses discussed their concerns with obtaining security clearances, staffing shortages at FEMA, drones, FEMA collaboration with local officials, and other issues. Chairman Payne asked about a recent report that there is inequality in the amount of response and resources between poor and wealthier communities after a disaster. Members also asked whether it would make sense to consolidate disaster relief funding into FEMA rather than multiple agencies. Additionally, there was agreement that Congress needs to take a fresh look at the Stafford Act, and how the various programs operate.

House Appropriations Committee - Homeland Security Subcommittee Hearing - March 13

**[Securing Federal Networks and State Election Systems](#)**

**Summary:** This hearing heard from academic experts and state election leaders on what is being done to secure our elections, as well as what additional resources are needed to enhance those efforts. Experts stated that while precautions put in place for the 2018 midterm elections appear to be a success, officials must continue to be on guard as threats still persist. One witness stated that the U.S. needs to adopt three essential measures: replace obsolete equipment with optical scanners and paper ballots; consistently audit the elections, and; apply cybersecurity best practices. Additionally, cooperation among all levels of government, and between private and public sectors is crucial.

House E&C Committee - Consumer Protection Subcommittee Hearing - March 14

**[Enhancing Vehicle Technology to Prevent Drunk Driving](#)**

**Summary:** This hearing examined new technology for vehicles to test for impaired driving. Some members at the hearing expressed support for mandating vehicles to be equipped with technology that would prevent it from being operated if the driver is impaired. Concerns were also raised with impairment due to marijuana. One witness stated that it would be effective if the technology was offered in vehicles voluntarily at first, like other safety features.



## Legislation Considered Last Week

### House:

#### [H.R. 1414](#) - FinCEN Improvement Act of 2019

**Status:** Approved by the House on 3/11.

**Summary:** To amend the duties of the Financial Crimes Enforcement Network (FinCEN) to ensure FinCEN works with Tribal law enforcement agencies, protects against all forms of terrorism, and focuses on virtual currencies.

#### [H.R. 758](#) - Cooperate with Law Enforcement Agencies and Watch Act of 2019

**Status:** Approved by the House on 3/11.

**Summary:** This bill limits a financial institution's liability for maintaining a customer account or a customer transaction in compliance with a written request by a federal, state, tribal, or local law enforcement agency. A federal or state agency may not take an adverse supervisory action against a financial institution with respect to maintaining an account or a transaction consistent with such a request.

#### [H.R. 736](#) - Access to Congressionally Mandated Reports Act

**Status:** Approved by the House on 3/12.

**Summary:** To require the Director of the Government Publishing Office to establish and maintain an online portal accessible to the public that allows the public to obtain electronic copies of all congressionally mandated reports in one place, and for other purposes.

### Senate:

#### [H.J.Res. 46](#) - Relating to a national emergency declared by the President on February 15, 2019.

**Status:** Vetoed by the President; Approved by the Senate on 3/14; Approved by the House on 2/26.

**Summary:** This joint resolution terminates the national emergency related to the U.S.-Mexico border, declared by the President on February 15, 2019.



**Legislation Introduced Last Week**

Date Introduced	Bill Number	Sponsor	Description
3/18/2019	<a href="#">HR 1823</a>	Bob Gibbs (R-OH-7)	To provide opioid receptor antagonists, including naloxone, to first responders for personal use, and for other purposes.
3/18/2019	<a href="#">HR 1818</a>	Ron Estes (R-KS-4)	To amend the Communications Act of 1934 to require providers of a covered service to provide location information concerning the telecommunications device of a user of such service to an investigative or law enforcement officer or an employee or other agent of a public safety answering point in an emergency situation involving risk of death or serious physical harm or in order to respond to the user's call for emergency services.
3/18/2019	<a href="#">HR 1817</a>	Tom Emmer (R-MN-6)	To enforce the requirement that the National Instant Criminal Background Check System to make a final disposition of requests to correct its records within 60 days, and for other purposes.
3/14/2019	<a href="#">HR 1787</a>	Alcee Hastings (D-FL-20)	To amend the Omnibus Crime Control and Safe Streets Act of 1968 to impose certain additional requirements on applicants for COPS grants, and for other purposes.
3/14/2019	<a href="#">HR 1772</a>	David Kustoff (R-TN-8)	To amend title 18, United States Code, to penalize false communications to cause an emergency response, and for other purposes.
3/14/2019	<a href="#">HR 1761</a>	Paul Gosar (R-AZ-4)	To prohibit Federal funding of State firearm ownership databases, and for other purposes.
3/14/2019	<a href="#">HRes 231</a>	Jahana Hayes (D-CT-5)	Keeping guns out of classrooms.
3/14/2019	<a href="#">S 847</a>	Roy Blunt (R-MO)	A bill to prohibit certain entities from using facial recognition technology to identify or track an end user without obtaining the affirmative consent of the end user, and for other purposes.
3/14/2019	<a href="#">S 820</a>	John Cornyn (R-TX)	A bill to strengthen programs authorized under the Debbie Smith Act of 2004.
3/14/2019	<a href="#">S 817</a>	Mike Crapo (R-ID)	A bill to amend the Internal Revenue Code of 1986 to remove silencers from the definition of firearms, and for other purposes.
3/14/2019	<a href="#">SRes 110</a>	Chris Murphy (D-CT)	A resolution keeping guns out of classrooms.
3/13/2019	<a href="#">HR 1745</a>	Mike Thompson (D-CA-5)	To amend title 18, United States Code, to provide that persons subject to firearm restraining orders and persons convicted of violent misdemeanors are prohibited from possessing firearms, and for other purposes.
3/13/2019	<a href="#">HR 1741</a>	Elise Stefanik (R-NY-21)	To reauthorize Department of Justice programs that combat violence against women, and for other purposes.
3/13/2019	<a href="#">HR 1729</a>	Clay Higgins (R-LA-3)	To amend the Homeland Security Act of 2002 to establish the Office of Biometric Identity Management, and for other purposes.
3/13/2019	<a href="#">HR 1705</a>	Debbie Wasserman Schultz (D-FL-23)	To prevent the purchase of ammunition by prohibited purchasers.
3/13/2019	<a href="#">S 783</a>	Dick Durbin (D-IL)	A bill to amend the Children's Online Privacy Protection Act of 1998 to give Americans the option to delete personal information collected by internet operators as a result of the person's internet activity prior to age 13.
3/12/2019	<a href="#">HR 1687</a>	Charlie Crist (D-FL-13)	To amend title 5, United States Code, to remove limitations on Federal employment for an individual legally using marijuana under the law of the State in which the individual resides, and for other purposes.



3/12/2019	<a href="#">S 751</a>	Richard Blumenthal (D-CT)	A bill to amend title 18, United States Code, to provide a penalty for assault against journalists, and for other purposes.
3/12/2019	<a href="#">S 748</a>	Ed Markey (D-MA)	A bill to amend the Children's Online Privacy Protection Act of 1998 to strengthen protections relating to the online collection, use, and disclosure of personal information of children and minors, and for other purposes.
3/11/2019	<a href="#">HR 1671</a>	Mike Quigley (D-IL-5)	To provide for the reporting to State and local law enforcement authorities of cases in which the national instant criminal background check system indicates that a firearm has been sought to be acquired by a prohibited person, so that authorities may pursue criminal charges under State law, and to ensure that the Department of Justice reports to Congress on prosecutions secured against prohibited persons who attempt to acquire a firearm.
3/11/2019	<a href="#">HR 1670</a>	Carolyn Maloney (D-NY-12)	To prevent gun trafficking.





TRUSTED ADVISORS FOR BUSINESS  
STRATEGY AND POLICY ADVOCACY

**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



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**Upcoming Events/Conferences**

[4th Annual 21st Century Drug & Violence Prevention Training Conference and Marijuana Symposium](#)  
March 17-19—Atlantic City, NJ

[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

**March 2019**

Su	Mo	Tu	We	Th	Fri	Sa
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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

**April 2019**

Su	Mo	Tu	We	Th	Fri	Sa
31	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	1	2	3	4

Senate in Session

House & Senate in Session

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