

BROOKS BAWDEN MOORE LLC

WEEKLY UPDATE

May 28 - 31, 2019

BROOKS BAWDEN MOORE

Inside This Issue:

Highlighted Issues	1
This Week's Hearings/Markups	2
Legislation on the Floor	2
Previous Hearings/Markups	2
Previous Floor Actions	4
Introduced Legislation	5
Upcoming Events	9

Previous Updates:

- [FY 2019 FEMA Grants](#)
- [FY 2020 Budget](#)
- [FY 2019 Omnibus](#)
- [Congressional Leadership](#)
- [Weekly 5/20/19](#)
- [Weekly 5/6/19](#)
- [Weekly 4/29/19](#)
- [Weekly 4/22/19](#)
- [Weekly 4/8/19](#)

Latest News

- This week, the House and Senate are not in session, and will return June 4th and 3rd respectively. When they return, the House is expected to approve a disaster supplemental appropriations bill, which the Senate approved on May 23. On June 4, the House Oversight & Reform Committee is expected to hold a hearing on the law enforcement use of facial recognition technology.

ARTICLES OF INTEREST:

Trump taps top police official to run ATF **Politico | Matthew Choi**

President Donald Trump plans to nominate a top police official to head the Bureau of Alcohol, Tobacco, Firearms and Explosives, the White House announced Friday. Chuck Canterbury, president of the National Fraternal Order of Police, has been under consideration for several months after the group supported a White House-backed sentencing reform bill. Canterbury's support for the bill — the First Step Act — caught its opponents off guard, as the police organization had opposed it in the past. **Continue reading [here](#).**

Five myths about prisons

The Washington Post | John Pfaff

Criminal justice policy has secured a prominent place in the Democratic presidential primary race, with several candidates offering plans to reform the way Americans punish. Reinventing how we handle crime is one of the most important civil rights challenges of our time, yet much of the debate is built on misconceptions that push reform in inadequate and even counterproductive directions. **Continue reading [here](#).**

Trump to place Ken Cuccinelli at the head of the country's legal immigration system

The Washington Post | Nick Miroff, Josh Dawsey & Maria Sacchetti

President Trump plans to install Ken Cuccinelli II as the new director of U.S. Citizenship and Immigration Services, placing the conservative activist and former Virginia attorney general at the head of the agency that runs the country's legal immigration system, administration officials said Friday. L. Francis Cissna, the agency's current director, has told his staff that he will leave his post June 1. **Continue reading [here](#).**

Trump slams Biden for role in 1994 crime bill

Politico | Bianca Quilantan

President Donald Trump on Monday criticized former Vice President Joe Biden for his involvement in passing the 1994 Violent Crime Control and Law Enforcement Act. "Anyone associated with the 1994 Crime Bill will not have a chance of being elected. In particular, African Americans will not be able to vote for you," Trump tweeted. "I, on the other hand, was responsible for Criminal Justice Reform, which had tremendous support,



and helped fix the bad 1994 Bill! **Continue reading [here](#).**

Hearings & Markups Happening This Week

The House and Senate are not in session this week.

Upcoming scheduled hearings/markups:

House Oversight & Reform Committee - Full Committee Hearing
Facial Recognition Technology (Part II): Law Enforcement Use
June 4 @ TBD

Legislation on the Floor This Week

House:

The House is not in session, and will return on June 4.

Senate:

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

The Senate is not in session, and will return on June 3.

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.

House Judiciary Committee - Full Committee Hearing - May 21

[Oversight of the Report by Special Counsel Robert S. Mueller, III: Former White House Counsel Donald F. McGahn, II](#)

Summary: President Trump invoked Executive Privilege, and therefore former White House Counsel Don McGahn did not testify.

House Homeland Security Committee - Transportation Security Subcommittee Hearing - May 21

[The TSA Workforce Crisis: A Homeland Security Risk](#)

Summary: This hearing examined the TSA workforce shortage, and the potential security threat to our nation's transportation systems that it poses. Concerns were raised by some members of the committee about what the effect of the Administration's announcement to send 400 TSA workers to the border will have on the TSA workforce retention and recruitment. Concerns were also raised whether TSA workers are adequately trained to carry out the border security task. TSA officials stated that the volunteers are coming from all divisions within TSA, and they are working to minimize the effects that it may have on airport security. Members of the committee also asked about overall workforce stability and pay issues. Witnesses testified that more needs to be done to have a stable workforce, and the cost savings that it would bring would be beneficial to overall operations and costs. The costs associated with hiring and training a new hire can be expensive. Additionally, witnesses discussed overall pay and scheduling concerns that the agency needs to address. Chairman Thompson asked witnesses why TSO's were not under the GSA pay schedule, and whether it made sense to transition to



it.

House Homeland Security Committee - Full Committee Hearing - May 22

[A Review of the Fiscal Year 2020 Budget Request for the Department of Homeland Security](#)

Summary: This hearing heard from Acting Secretary Kevin McAleenan on the FY 2020 budget request for the Department of Homeland Security. Secretary McAleenan testified that more resources need to be made available to address the unprecedented flow of migrants attempting to cross our border. Members of the committee asked Secretary McAleenan about the process that CBP goes through to take in, process, and care for those who enter into their custody, and the resources available to those migrants. Members of the committee also asked questions about DHS's decision to seek volunteers from throughout the agency to deploy to the southern border. Concerns have been raised that these deployments will affect security and operations in other critical areas, including within cyber. Other concerns raised at the hearing surrounded the leadership changes at DHS, as well as ensuring that disaster assistance resources are getting to those areas that have been devastated by natural disasters, particularly Puerto Rico. Additionally, Members expressed concerns with the decision to cut various homeland security grants which have been crucial in our efforts to protect cities and critical infrastructure.

House E&C Committee - Full Committee Hearing - May 22

[Lift America: Modernizing Our Infrastructure for the Future](#)

Summary: This hearing examined what needs to be done to modernize our aging infrastructure, and proposals that are currently on the table. NextGen 911 was discussed and how it will be implemented nationwide to ensure all communities benefit from the upgrade. The current 911 infrastructure is based on 50 year old technology, and that the need to upgrade our 911 system is paramount to ensure that interoperability among 911 systems and video, still, text, voice and other devices.

House Oversight & Reform Committee - Full Committee Hearing - May 22

[Facial Recognition Technology \(Part 1\): Its Impact on our Civil Rights and Liberties](#)

Summary: This hearing heard from privacy advocates and facial recognition skeptics on the use of facial recognition technology by law enforcement and businesses. Witnesses expressed concerns with the invasion of privacy and the fears of consequences from the misidentification of individuals singled out from a facial recognition hit. Witnesses also expressed the need to prohibit the use of the technology, or at a minimum institute a temporary pause in its use until the technology accuracy improves, and clear guidance policies are in place. Additionally, some witnesses also expressed a need for the prohibition of use of federal grant funds for the purchase of facial recognition technology.

House Appropriations Committee - [Full Committee Markup](#) - May 22

[H.R. XXXX](#) - **Fiscal Year 2020 Commerce, Justice, Science, and Related Agencies Appropriations**

Act

Status: Approved by the House Appropriations Committee on 5/22; Approved by the House Appropriations CJS Subcommittee on 5/17.

Committee Conference Report: [here](#)

Summary: Making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2020, and for other purposes. This legislation included \$38 million for RISS (\$1 million increase). Additionally, the bill included \$530.25 million for Byrne JAG (this is before the carveouts, and includes \$100 million for convention security), \$15 million for VALOR, and \$239.75 million for COPS hiring. (A detailed summary is forthcoming)

Senate Homeland Security & Governmental Affairs Committee - Full Committee Hearing - May 23

[Resources Needed to Protect and Secure the Homeland](#)

Summary: This hearing heard from Acting DHS Secretary Kevin McAleenan on the resources needed at our borders. Secretary McAleenan was asked about the type of care and resources available to those who seek to cross the U.S. border, particularly the resources for children. Senators also asked about the procedures in place to screen individuals once they enter into CBP custody to ensure they receive all necessary medical care they need. Concerns were raised about recent deaths of migrants soon after they enter in to CBP custody. Secretary McAleenan was also asked about the agency-wide call for volunteers to go and assist at the border. Additionally, Senators asked about the attrition rates within the ranks of CBP,



TSA and other components, and what more needs to be done to ensure adequate staffing. Senator Paul raised concerns with the examination of an individual's electronic device's data without a warrant as they enter the U.S. Senator Paul expressed concerns with these searches, the potential for abuse, and the invasion of privacy. Secretary McAleenan also discussed their efforts to address the flow of illegal drugs from entering the U.S. and how they are rolling out additional resources to scan vehicles coming across the border.

Legislation Considered Last Week

House:

H.R. 2480 – Stronger Child Abuse Prevention and Treatment Act

Status: Approved by the House on 5/20.

Summary: To reauthorize the Child Abuse Prevention and Treatment Act, and for other purposes.

Senate:

H.R. 2157 - Additional Supplemental Appropriations for Disaster Relief Act, 2019

Status: Approved by the Senate as amended 5/23; Approved by the House on 5/10.

Summary: This bill provides \$17.2 billion in FY2019 supplemental appropriations to several federal departments and agencies for expenses related to the consequences of recent wildfires, hurricanes, volcanos, earthquakes, typhoons, and other natural disasters.



Legislation Introduced Last Week

Date Introduced	Bill Number	Sponsor	Description
5/24/2019	HR 3023	Sean Duffy (R-WI-7)	To increase funding for the COPS Grant Program and the Secure Our Schools Grant Program, and for other purposes.
5/23/2019	HR 3011	Kathleen Rice (D-NY-4)	To improve the safety of individuals by taking measures to end drunk driving.
5/23/2019	HR 3009	Kathleen Rice (D-NY-4)	To direct the Secretary of Transportation to establish a distracted driving education grant program, and for other purposes.
5/23/2019	HR 3008	Kathleen Rice (D-NY-4)	To amend title 23, United States Code, to establish national standards relating to sanctions for individuals who drive a motor vehicle, with a child passenger in the vehicle, while intoxicated or impaired, and for other purposes.
5/23/2019	HR 3000	Tom McClintock (R-CA-4)	To ensure that State and local law enforcement may cooperate with Federal officials to protect our communities from violent criminals and suspected terrorists who are illegally present in the United States.
5/23/2019	HR 2998	Nita Lowey (D-NY-17)	To amend chapter 1 of title 23, United States Code, to condition the receipt of certain highway funding by States on the enactment and enforcement by States of certain laws to prevent repeat intoxicated driving.
5/23/2019	HR 2989	Paul Gosar (R-AZ-4)	To amend the Immigration and Nationality Act to provide that any alien who has been convicted of a felony or two misdemeanors, is deportable, and for other purposes.
5/23/2019	HR 2988	Lance Gooden (R-TX-5)	To ensure State and local compliance with all Federal immigration detainers on aliens in custody, and for other purposes.
5/23/2019	HR 2963	Ron Wright (R-TX-6)	To amend title 23, United States Code, to require States to provide notification of the use of automated traffic enforcement systems under highway safety programs.
5/23/2019	HR 2962	Ron Wright (R-TX-6)	To amend chapter 1 of title 23, United States Code, to condition the receipt of certain highway funding by States on the enactment of certain laws to prevent the use of automated traffic enforcement systems.
5/23/2019	HR 2959	Eric Swalwell (D-CA-15)	To remove assault weapons and large capacity ammunition feeding devices from circulation, and for other purposes.
5/23/2019	HR 2957	Bradley Byrne (R-AL-1)	To prevent prisoners who have been convicted of terrorism related offenses from being eligible for early release, and for other purposes.
5/23/2019	S 1684	Tom Cotton (R-AR)	A bill to prevent prisoners who have been convicted of terrorism related offenses from being eligible for early release, and for other purposes.
5/23/2019	S 1682	Steve Daines (R-MT)	A bill to require the Director of the Office of Personnel Management to create a classification that more accurately reflects the vital role of wildland firefighters.
5/23/2019	S 1662	Jeff Merkley (D-OR)	A bill to establish an annual fee applicable to opioid manufacturers.
5/23/2019	S 1644	Pat Toomey (R-PA)	A bill to ensure that State and local law enforcement may cooperate with Federal officials to protect our communities from violent criminals and suspected terrorists who are illegally present in the United States.



5/23/2019	S 1631	John Kennedy (R-LA)	A bill to establish criminal penalties for aliens who fail to depart before the expiration of their visas.
5/22/2019	HR 2935	Jim Sensenbrenner (R-WI-5)	To amend the Controlled Substances Act to list fentanyl-related substances as schedule I controlled substances.
5/22/2019	HR 2932	Donald Payne (D-NJ-10)	To amend the Homeland Security Act of 2002 to ensure that the needs of children are considered in homeland security planning, and for other purposes.
5/22/2019	HR 2927	Gwen Moore (D-WI-4)	To require that States and localities receiving grants under the Edward Byrne Memorial Justice Assistance Grant Program require law enforcement officers to undergo training on and thereafter employ de-escalation techniques to assist in reducing the need for the use of force by such officers, and for other purposes.
5/22/2019	HR 2925	Ted Liu (D-CA-33)	To ensure the digital contents of electronic equipment and online accounts belonging to or in the possession of United States persons entering or exiting the United States are adequately protected at the border, and for other purposes.
5/22/2019	HR 2922	Ann Kuster (D-NH-2)	To address the opioid epidemic, and for other purposes.
5/22/2019	HR 2917	Tulsi Gabbard (D-HI-2)	To hold pharmaceutical companies accountable for dubious marketing and distribution of opioid products and for their role in creating and exacerbating the opioid epidemic in the United States.
5/22/2019	HR 2896	Jackie Speier (D-CA-14)	To amend title 18, United States Code, to provide that it is unlawful to knowingly distribute private intimate visual depictions with reckless disregard for the individual's lack of consent to the distribution, and for other purposes.
5/22/2019	HR 2889	Rick Crawford (R-AR-1)	To direct the Attorney General to acquire data, for each calendar year, about sexual offenses, including rape, that occur aboard any mode of transportation over which the Federal Government exercises jurisdiction.
5/22/2019	S 1624	John Cornyn (R-TX)	A bill to require the Secretary of Housing and Urban Development to improve services for survivors of domestic violence, dating violence, sexual assault, or stalking and their families.
5/22/2019	S 1622	Ron Johnson (R-WI)	A bill to amend the Controlled Substances Act to list fentanyl-related substances as schedule I controlled substances.
5/22/2019	S 1606	Ron Wyden (D-OR)	A bill to ensure the digital contents of electronic equipment and online accounts belonging to or in the possession of United States persons entering or exiting the United States are adequately protected at the border, and for other purposes.
5/22/2019	S 1592	Tom Cotton (R-AR)	A bill to amend title 31, United States Code, to provide a safe harbor for financial institutions that maintain a customer account or customer transaction at the request of a Federal or State law enforcement agency, and for other purposes.
5/22/2019	S 1591	Catherine Cortez Masto (D-NV)	A bill to nullify the effect of the Executive order that makes the vast majority of unauthorized individuals priorities for removal and aims to withhold critical Federal funding to sanctuary cities.
5/22/2019	S 1590	Jeff Merkley (D-OR)	A bill to amend the State Department Basic Authorities Act of 1956 to authorize rewards for thwarting wildlife trafficking linked to transnational organized crime, and for other purposes.
5/21/2019	HR 2887	Lee Zeldin (R-NY-1)	To include nonprofit and volunteer ground and air ambulance crew members and first responders for certain benefits.



5/21/2019	HR 2875	Sean Patrick Maloney (D-NY-18)	To amend the Higher Education Act of 1965 to require additional reporting on crime and harm that occurs during student participation in programs of study abroad, and for other purposes.
5/21/2019	HR 2874	Joseph Kennedy (D-MA-4)	To strengthen parity in mental health and substance use disorder benefits.
5/21/2019	HR 2873	Mike Johnson (R-LA-4)	To amend title 18, United States Code, to criminalize the knowing consent of the visual depiction, or live transmission, of a minor engaged in sexually explicit conduct, and for other purposes.
5/21/2019	HR 2868	Ted Deutch (D-FL-22)	To incentivize States and localities to improve access to justice, and for other purposes.
5/21/2019	HR 2867	Rosa DeLauro (D-CT-3)	To amend chapter 44 of title 18, United States Code, to require the safe storage of firearms, and for other purposes.
5/21/2019	HR 2865	Tony Cardenas (D-CA-29)	To establish a grant program to incentivize States to reduce prison populations, and for other purposes.
5/21/2019	HRes 391	Robin Kelly (D-IL-2)	Supporting the goals and ideals of National Gun Violence Awareness Weekend and National Gun Violence Awareness Month.
5/21/2019	S 1584	Bernie Sanders (D-VT)	A bill to hold pharmaceutical companies accountable for dubious marketing and distribution of opioid products and for their role in creating and exacerbating the opioid epidemic in the United States.
5/21/2019	S 1578	Josh Hawley (R-MO)	A bill to protect the privacy of internet users through the establishment of a national Do Not Track system, and for other purposes.
5/21/2019	S 1576	Elizabeth Warren (D-MA)	A bill to strengthen parity in mental health and substance use disorder benefits.
5/21/2019	S 1572	Rob Portman (R-OH)	A bill to amend the Higher Education Act of 1965 to require additional reporting on crime and harm that occurs during student participation in programs of study abroad, and for other purposes.
5/21/2019	S 1561	Marsha Blackburn (R-TN)	A bill to require the Secretary of Health and Human Services to provide to the Secretary of Homeland Security certain information with respect to unaccompanied alien children, and for other purposes.
5/21/2019	S 1557	Cory Booker (D-NJ)	A bill to establish a grant program to incentivize States to reduce prison populations, and for other purposes.
5/21/2019	SRes 217	Dick Durbin (D-IL)	A resolution expressing support for the designation of June 7 through June 9, 2019, as "National Gun Violence Awareness Weekend" and June 2019 as "National Gun Violence Awareness Month".
5/20/2019	HR 2851	Bobby Scott (D-VA-3)	To provide safeguards with respect to the Federal Bureau of Investigation criminal background checks prepared for employment purposes, and for other purposes.
5/20/2019	HR 2849	Eleanor Holmes Norton (D-DC-AL)	To permit law enforcement officers of the Department of the Treasury to carry service weapons to their place of residence while off duty, and for other purposes.
5/20/2019	HR 2848	Donald Norcross (D-NJ-1)	To amend the Employee Retirement Income Security Act of 1974 to strengthen parity in mental health and substance use disorder benefits, and for other purposes.
5/20/2019	HR 2843	Hakeem Jeffries (D-NY-8)	To decriminalize marijuana, and for other purposes.
5/20/2019	HR 2840	Donald Beyer (D-VA-8)	To amend the Internal Revenue Code of 1986 to treat certain first responder survivors benefits as earned income for purposes of the kiddie tax.



5/20/2019	HR 2837	David Kustoff (R-TN-8)	To amend title 18, United States Code, relating to sentencing of armed career criminals.
5/20/2019	S 1552	Chuck Schumer (D-NY)	A bill to decriminalize marijuana, and for other purposes.
5/20/2019	S 1547	Tom Cotton (R-AR)	A bill to amend title 18, United States Code, relating to sentencing of armed career criminals.



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



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

[MCCA/NEIA/PERF Summer Meeting](#)

May 28-11—Miami Beach, FL

[Major County Sheriffs of America 2019 Summer Conference](#)

June 12-14—Louisville, KY

May 2019

Su	Mo	Tu	We	Th	Fri	Sa
28	29	30	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	31	1

June 2019

Su	Mo	Tu	We	Th	Fri	Sa
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	5	6

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