

amendment offered by the gentleman from California (Mr. SCHIFF).

The question is on the amendment offered by the gentleman from California (Mr. SCHIFF).

The amendment was agreed to.

A motion to reconsider was laid on the table.

AMENDMENT NO. 24 OFFERED BY MR. SCHIFF

The SPEAKER pro tempore. It is now in order to consider amendment No. 24 printed in part C of House Report 117-125.

Mr. SCHIFF. Madam Speaker, I have an amendment at the desk.

The SPEAKER pro tempore. The Clerk will designate the amendment.

The text of the amendment is as follows:

At the end of subtitle C of title X, insert the following:

SEC. 1024. PUBLIC AVAILABILITY OF MILITARY COMMISSION PROCEEDINGS.

Section 949d(c) of title 10, United States Code, is amended by adding at the end the following new paragraph:

“(4) In the case of any proceeding of a military commission under this chapter that is made open to the public, the military judge may order arrangements for the availability of the proceeding to be watched remotely by the public through the internet.”.

The SPEAKER pro tempore. Pursuant to House Resolution 667, the gentleman from California (Mr. SCHIFF) and a Member opposed each will control 5 minutes.

The Chair recognizes the gentleman from California.

Mr. SCHIFF. Madam Speaker, I rise in support of this amendment.

In June 2020, as individuals came together to proclaim that Black lives matter and speak out against the murder of George Floyd, Donald Trump saw these lawful protests as an opportunity to once again abuse the power of his office.

The former President threatened to deploy U.S. military units to cities across the country to serve as de facto law enforcement. The threat only heightened an already tense situation and risked catastrophe had he followed through.

The posse comitatus laws protect American citizens against the abuse of the military as a domestic law enforcement agency, but it has loopholes that need to be fixed. My amendment would do so.

The goals of this amendment are simple: strengthen restrictions to ensure the mission of the U.S. military cannot be abused and protect the civil liberties of our citizens.

Madam Speaker, I urge support of the amendment, and I reserve the balance of my time.

Mr. JORDAN. Madam Speaker, I rise in opposition to the amendment.

The SPEAKER pro tempore. The gentleman from Ohio is recognized for 5 minutes.

Mr. JORDAN. Madam Speaker, we already have laws that prohibit the United States military from carrying out domestic policy on United States soil. This amendment would prohibit

evidence obtained by the military in violation of the Posse Comitatus Act from being used in a court or other legal proceedings.

While I am actually sympathetic and believe this issue is one that is worthy of our consideration in its current form, I urge opposition. The issue is simply too complex to rush through here without careful consideration and deliberation in regular order.

The implications of this amendment are also unclear. We have a crisis on our southern border, a crisis that continues to be ignored by Democrats and is continually getting worse. What happens, for example, if the continued failures of the Biden policies cause the situation at our southern border to become so dire that our military is called to secure our border and the military obtains evidence of trafficking or smuggling or some other crime?

We simply do not know enough about changing this longstanding legal document here today to jam it into a National Defense Authorization Act. This is an issue that needs to go through a more robust process where the committees of jurisdiction can hold hearings and fully explore all possible consequences.

Madam Speaker, I urge my colleagues to oppose the motion, and I reserve the balance of my time.

Mr. SCHIFF. Madam Speaker, it is not that complicated. The current posse comitatus laws prohibit violation of this rule against using the military for law enforcement purposes but apply it only to two branches of the military, the Army and the Air Force. This would extend it to the other branches of the military. It is as simple as that.

It also provides that if you violate the law, you shouldn't use the evidence from the violation of that law in court proceedings. That is a well-established principle of criminal law, and it ought to apply here as well.

It is really quite simple. That is what this amendment would do.

Madam Speaker, I urge support, and I reserve the balance of my time.

Mr. JORDAN. Madam Speaker, I have no further speakers, and I reserve the balance of my time.

Mr. SCHIFF. Madam Speaker, I believe I have the right to close on this amendment, and I reserve the balance of my time.

The SPEAKER pro tempore. The gentleman from California is correct.

Mr. JORDAN. Madam Speaker, who has the right to close?

The SPEAKER pro tempore. The gentleman from California has the right to close.

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Mr. JORDAN. Madam Speaker, in closing, I would just say the gentleman in his introduction of the amendment said that while President Trump—he talked about President Trump and the riots that took place last summer—he said, well, I would just point out that while President Trump was talking

about deploying the military to deal with the riots that were happening in so many major urban areas around our great country, what were Democrats doing?

What were Democrats doing?

They were defunding the police, and they were raising money to bail the very rioters out who were destroying property and attacking police officers to raise money to bail those individuals out of jail. And now here tonight we have some policy that hasn't been through committee and hasn't been through any process trying to be put into the National Defense Authorization Act.

Again, Madam Speaker, I urge opposition to this, and I yield back the balance of my time.

Mr. SCHIFF. Madam Speaker, I will now close.

This amendment is quite simple. It would extend the posse comitatus law to all branches of the military so it is not abused.

This is not about defunding the police. That is the usual red herring argument when there is no argument to be made on the merits.

So this would simply say that the prohibition against abusing the military and dragging it as a method of enforcing domestic laws ought to be extended to every branch of the military not just two of the branches of the military. And those who would violate this law cannot use evidence gained in violation of the law against individuals. So that is what this amendment would do.

Madam Speaker, I urge its passage, and I yield back the balance of my time.

The SPEAKER pro tempore. Pursuant to House Resolution 667, the previous question is ordered on the amendment offered by the gentleman from California (Mr. SCHIFF).

The question is on the amendment offered by the gentleman from California (Mr. SCHIFF).

The amendment was agreed to.

A motion to reconsider was laid on the table.

The SPEAKER pro tempore. Pursuant to clause 1(c) of rule XIX, further consideration of H.R. 4350 is postponed.

SENATE ENROLLED BILLS SIGNED

The Speaker announced her signature to enrolled bills of the Senate of the following titles:

S. 272.—An act to amend the Federal Funding Accountability and Transparency Act of 2006, to require the budget justifications and appropriation requests of agencies be made publicly available.

S. 325.—An act to amend the Alyce Spotted Bear and Walter Soboleff Commission on Native Children Act to extend the deadline for a report by the Alyce Spotted Bear and Walter Soboleff Commission on Native Children, and for other purposes.

ADJOURNMENT

The SPEAKER pro tempore. Pursuant to section 11(b) of House Resolution 188, the House stands adjourned

until 10 a.m. today for morning-hour debate and noon for legislative business.

Thereupon (at 12 o'clock and 12 minutes a.m.), under its previous order, the House adjourned until today, Wednesday, September 22, 2021, at 10 a.m. for morning-hour debate.

EXECUTIVE COMMUNICATIONS, ETC.

Under clause 2 of rule XIV, executive communications were taken from the Speaker's table and referred as follows:

EC-2178. A letter from the Secretary, Department of Defense, transmitting a letter on the approved retirement of Admiral Craig S. Faller, United States Navy, and his advancement to the grade of admiral on the retired list, pursuant to 10 U.S.C. 1370(c)(1); Public Law 96-513, Sec. 112 (as amended by Public Law 104-106, Sec. 502(b)); (110 Stat. 293); to the Committee on Armed Services.

EC-2179. A letter from the Secretary, Department of Defense, transmitting a letter on the approved retirement of Lieutenant General Leopoldo A. Quintas, Jr., and his advancement to the grade of lieutenant general on the retired list, pursuant to 10 U.S.C. 1370(c)(1); Public Law 96-513, Sec. 112 (as amended by Public Law 104-106, Sec. 502(b)); (110 Stat. 293); to the Committee on Armed Services.

EC-2180. A letter from the Under Secretary, Personnel and Readiness, Department of Defense, transmitting a letter authorizing 9 officers to wear the insignia of the grade of brigadier general, pursuant to 10 U.S.C. 777(b)(3)(B); Public Law 104-106, Sec. 503(a)(1) (as added by Public Law 108-136, Sec. 509(a)(3)); (117 Stat. 1458); to the Committee on Armed Services.

EC-2181. A letter from the Under Secretary, Personnel and Readiness, Department of Defense, transmitting a letter authorizing twelve (12) officers to wear the insignia of the grade of major general, pursuant to 10 U.S.C. 777(b)(3)(B); Public Law 104-106, Sec. 503(a)(1) (as added by Public Law 108-136, Sec. 509(a)(3)); (117 Stat. 1458); to the Committee on Armed Services.

EC-2182. A letter from the Acting Under Secretary, Personnel and Readiness, Department of Defense, transmitting a report titled, "Evaluation of the TRICARE Program: Fiscal Year 2021 Report to Congress Access, Cost, and Quality Data through Fiscal Year 2020", pursuant to 10 U.S.C. 1073 note; Public Law 104-106, Sec. 717(c); (110 Stat. 376); to the Committee on Armed Services.

EC-2183. A letter from the Acting Director, Bureau of Consumer Financial Protection, transmitting the Bureau's annual report to Congress on college credit card agreements, pursuant to 15 U.S.C. 1637(r)(3); Public Law 90-321, Sec. 127 (as amended by Public Law 111-24, Sec. 305(a)); (123 Stat. 1750); to the Committee on Financial Services.

EC-2184. A letter from the Principal Deputy Assistant Secretary and Acting Assistant Secretary, Energy Efficiency and Renewable Energy, Department of Energy, transmitting the semi-annual Implementation Report on Energy Conservation Standards Activities of the U.S. Department of Energy for August 2021, pursuant to 42 U.S.C. 15834; Public Law 109-58, Sec. 141(b); (119 Stat. 648); to the Committee on Energy and Commerce.

EC-2185. A letter from the Secretary, Department of the Treasury, transmitting a six-month periodic report on the national emergency with respect to Zimbabwe that was declared in Executive Order 13288 of March 6, 2003, pursuant to 50 U.S.C. 1641(c);

Public Law 94-412, Sec. 401(c); (90 Stat. 1257) and 50 U.S.C. 1703(c); Public Law 95-223, Sec. 204(c); (91 Stat. 1627); to the Committee on Foreign Affairs.

EC-2186. A letter from the Secretary, Department of the Treasury, transmitting a six-month periodic report on the national emergency with respect to Ukraine that was declared in Executive Order 13660 of March 6, 2014, pursuant to 5 U.S.C. 801(a)(1)(A); Public Law 104-121, Sec. 251; (110 Stat. 868); to the Committee on Foreign Affairs.

EC-2187. A letter from the Chairman, Council of the District of Columbia, transmitting DC Act 24-172, "Fiscal Year 2021 Revised Local Budget and COVID Relief Adjustment Temporary Act of 2021", pursuant to Public Law 93-198, Sec. 602(c)(1); (87 Stat. 814); to the Committee on Oversight and Reform.

EC-2188. A letter from the Chairman, Council of the District of Columbia, transmitting DC Act 24-173, "Fiscal Year 2022 Local Budget Act of 2021", pursuant to Public Law 93-198, Sec. 602(c)(1); (87 Stat. 814); to the Committee on Oversight and Reform.

EC-2189. A letter from the Deputy Assistant Attorney General, Office of Legislative Affairs, Department of Justice, transmitting a report titled, "Tribal Crime Data Collection Activities, 2020", pursuant to 34 U.S.C. 10132(g); Public Law 90-351, Sec. 302(g) (as added by Public Law 111-211, Sec. 251(b)); (124 Stat. 2298); to the Committee on the Judiciary.

EC-2190. A letter from the Deputy Assistant Attorney General, Office of Legislative Affairs, Department of Justice, transmitting the annual report of the Review Panel on Prison Rape in Calendar Year 2020 and the Prison Rape Elimination Act (PREA) Data Collection Activities for 2020, pursuant to 34 U.S.C. 30304(b); Public Law 108-79, Sec. 5(b)(1); (117 Stat. 978); to the Committee on the Judiciary.

EC-2191. A letter from the Chief Justice, Supreme Court of the United States, transmitting notification that the Supreme Court will open the October 2021 term on Monday, October 4, 2021 at 10:00 a.m.; to the Committee on the Judiciary.

REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Ms. ROSS: Committee on Rules. House Resolution 667. Resolution providing for consideration of the bill (H.R. 3755) to protect a person's ability to determine whether to continue or end a pregnancy, and to protect a healthcare provider's ability to provide abortion services; providing for consideration of the bill (H.R. 4350) to authorize appropriations for fiscal year 2022 for military activities of the Department of Defense and for military construction, to prescribe military personnel strengths for such fiscal year, and for other purposes; providing for consideration of the bill (H.R. 5305) making continuing appropriations for the fiscal year ending September 30, 2022, and for providing emergency assistance, and for other purposes; (Rept. 117-125). Referred to the House Calendar.

PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions of the following titles were introduced and severally referred, as follows:

By Ms. DeLAURO:

H.R. 5304. A bill making continuing appropriations for the fiscal year ending September 30, 2022, and for providing emergency assistance, and for other purposes; to the Committee on Appropriations, and in addition to the Committees on the Budget, and Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. DeLAURO:

H.R. 5305. A bill making continuing appropriations for the fiscal year ending September 30, 2022, and for providing emergency assistance, and for other purposes; to the Committees on Appropriations, the Budget, and Ways and Means considered and passed.

By Ms. SALAZAR (for herself, Mr.

CASE, Mr. WALTZ, Mr. MAST, Mr. BILIRAKIS, Mr. GIMENEZ, Mrs. MURPHY of Florida, Mr. VAN DREW, Mrs. LURIA, Mr. CURTIS, Mr. SUOZZI, Ms. BROWNLEY, Mr. STEUBE, Miss GONZÁLEZ-COLÓN, Mr. RUTHERFORD, Mr. GAETZ, Mr. DUNN, Mrs. DEMINGS, Mr. C. SCOTT FRANKLIN of Florida, Mr. RICE of South Carolina, and Mr. WEBSTER of Florida):

H.R. 5306. A bill to direct the Secretary of the Navy to notify Congress of the pending retirement of any naval vessel that is a viable candidate for artificial reefing, and for other purposes; to the Committee on Armed Services.

By Ms. BUSH (for herself, Ms.

PRESSLEY, Ms. OCASIO-CORTEZ, Mr. GOMEZ, Ms. OMAR, Mr. JONES, Ms. SCHAKOWSKY, Mr. BOWMAN, Ms. NORTON, Mr. LEE of California, Mr. VARGAS, Mr. GARCÍA of Illinois, Mr. KAHELE, Mr. DANNY K. DAVIS of Illinois, Ms. WILSON of Florida, Mr. ESPAILLAT, Ms. BASS, Ms. MENG, Mr. MCGOVERN, Mrs. WATSON COLEMAN, Mr. RASKIN, Mr. BLUMENAUER, Ms. JAYAPAL, Mr. TAKANO, Ms. JACKSON LEE, Ms. ESCOBAR, Mr. TORRES of New York, Ms. BONAMICI, Mr. LEVIN of Michigan, Mr. LOWENTHAL, Ms. STANSBURY, Mr. NADLER, Ms. CLARKE of New York, Mr. CICILLINE, Mr. POCAN, Ms. BARRAGÁN, Mr. CÁRDENAS, Mr. THOMPSON of Mississippi, Ms. WILLIAMS of Georgia, Ms. TLAIB, and Mr. SCHIFF):

H.R. 5307. A bill to clarify that the Secretary of Health and Human Services has authority to implement a residential eviction moratorium under the quarantine authority vested by the Public Health Service Act, and for other purposes; to the Committee on Energy and Commerce.

By Mr. CARTWRIGHT (for himself, Mr.

CASE, Mrs. HAYES, Mr. LOWENTHAL, Ms. MOORE of Wisconsin, Mr. PETERS, and Ms. SCANLON):

H.R. 5308. A bill to amend section 9A of the Richard B. Russell National School Lunch Act to require that local school wellness policies include a requirement that students receive 50 hours of school nutrition education per school year; to the Committee on Education and Labor.

By Ms. DeLAURO (for herself and Mr. MCGOVERN):

H.R. 5309. A bill to direct the Secretary of Agriculture to enter into contracts to provide individuals dealing with food and nutrition insecurity family-friendly fresh produce, and for other purposes; to the Committee on Agriculture.

By Mr. FLEISCHMANN (for himself and Mr. GREEN of Tennessee):

H.R. 5310. A bill to amend title 40, United States Code, to add certain counties to the definition of "Appalachian region"; to the