

following bill, in which it requests the concurrence of the Senate:

H.R. 2797. An act to amend the Securities Act of 1933 to require certification examinations for accredited investors, and for other purposes.

### MEASURES REFERRED

The following bill was read the first and the second times by unanimous consent, and referred as indicated:

H.R. 2797. An act to amend the Securities Act of 1933 to require certification examinations for accredited investors, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

### EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-1292. A communication from the Assistant Secretary of Defense (Legislative Affairs), transmitting additional legislative proposals that the Department of Defense requests be enacted during the first session of the 118th Congress; to the Committee on the Judiciary.

EC-1293. A communication from the Assistant Secretary for Legislative Affairs, Department of Homeland Security, transmitting a legislative proposal, which would clarify the U.S. Secret Service's authority to investigate various crimes related to digital asset transactions and would significantly strengthen the ability of the agency to counter transnational cyber criminal activity; to the Committee on the Judiciary.

EC-1294. A communication from the Assistant Secretary for Legislative Affairs, Department of Homeland Security, transmitting a legislative proposal entitled "Improving the Naturalization Process for Older Applicants"; to the Committee on the Judiciary.

EC-1295. A communication from the Assistant Secretary for Legislative Affairs, Department of Homeland Security, transmitting a legislative proposal entitled "Recapturing Unallocated U Nonimmigrant Visa Numbers"; to the Committee on the Judiciary.

EC-1296. A communication from the Assistant Secretary for Legislative Affairs, Department of Homeland Security, transmitting a legislative proposal entitled "Renunciation of Citizenship"; to the Committee on the Judiciary.

EC-1297. A communication from the Assistant Secretary for Legislative Affairs, Department of Homeland Security, transmitting a legislative proposal entitled "Eligibility of Asylees to Adjust"; to the Committee on the Judiciary.

EC-1298. A communication from the Section Chief of the Diversion Control Division, Drug Enforcement Administration, Department of Justice, transmitting, pursuant to law, the report of a rule entitled "Designation of 4-Piperidone as a List I Chemical" ((21 CFR Part 1310) (Docket No. DEA-951)) received during adjournment of the Senate in the Office of the President of the Senate on May 22, 2023; to the Committee on the Judiciary.

EC-1299. A communication from the Section Chief of the Diversion Control Division, Drug Enforcement Administration, Department of Justice, transmitting, pursuant to law, the report of a rule entitled "Schedules

of Controlled Substances: Placement of Brorphone in Schedule I" ((21 CFR Part 1308) (Docket No. DEA-716)) received during adjournment of the Senate in the Office of the President of the Senate on May 22, 2023; to the Committee on the Judiciary.

EC-1300. A communication from the Section Chief of the Diversion Control Division, Drug Enforcement Administration, Department of Justice, transmitting, pursuant to law, the report of a rule entitled "Specific Listing for Eutylone, a Currently Controlled Schedule I Substance" ((21 CFR Part 1308) (Docket No. DEA-1003)) received during adjournment of the Senate in the Office of the President of the Senate on May 22, 2023; to the Committee on the Judiciary.

EC-1301. A communication from the Section Chief of the Diversion Control Division, Drug Enforcement Administration, Department of Justice, transmitting, pursuant to law, the report of a rule entitled "Schedules of Controlled Substances: Placement of Methiopropamine in Schedule I" ((21 CFR Part 1308) (Docket No. DEA-737)) received during adjournment of the Senate in the Office of the President of the Senate on May 22, 2023; to the Committee on the Judiciary.

EC-1302. A communication from the Legal Advisor, Office of the Intellectual Property Enforcement Coordinator, Executive Office of the President, transmitting, pursuant to law, a report relative to a vacancy in the position of Intellectual Property Enforcement Coordinator, Executive Office of the President, received during adjournment of the Senate in the Office of the President of the Senate on May 22, 2023; to the Committee on the Judiciary.

EC-1303. A communication from the Deputy Assistant Attorney General, Office of Legislative Affairs, Department of Justice, transmitting, pursuant to law, a report relative to the Victims Compensation Fund established by the Witness Security Reform Act of 1984; to the Committee on the Judiciary.

EC-1304. A communication from the Chair of the U.S. Sentencing Commission, transmitting, pursuant to law, the amendments to the federal sentencing guidelines that were proposed by the Commission during the 2022-2023 amendment cycle; to the Committee on the Judiciary.

EC-1305. A communication from the Director of Border and Immigration Policy, Office of the General Counsel, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Circumvention of Lawful Pathways" ((RIN1615-AC83) (RIN1125-AB26)) received during adjournment of the Senate in the Office of the President of the Senate on May 22, 2023; to the Committee on the Judiciary.

EC-1306. A communication from the Secretary, Judicial Conference of the United States, transmitting, a report relative to bankruptcy judgeship recommendations; to the Committee on the Judiciary.

### PETITIONS AND MEMORIALS

The following petitions and memorials were laid before the Senate and were referred or ordered to lie on the table as indicated:

POM-22. A joint resolution adopted by the Legislature of the State of Oklahoma stating that a delegation of commissioners selected as provided in this resolution shall be authorized to attend and participate in a gathering of states proposed by any state legislature for the purposes of developing rules and procedures for an Article V Convention for proposing amendments to the United States Constitution to require a balanced federal

budget, or to impose fiscal restraints on the federal government, to limit the power and jurisdiction of the federal government and to limit the terms of office for federal officials and members of Congress and for proposing an initial date and location for the meeting of the several states in an Article V Convention; to the Committee on the Judiciary.

### HOUSE JOINT RESOLUTION NO. 1017

Whereas, Article V of the Constitution of the United States provides that upon receipt of applications from two-thirds of the legislatures of the several states, Congress shall call a convention of the states for proposing amendments; and

Whereas, the Oklahoma Legislature adopted Senate Joint Resolution 4 in the 2nd Session of the 55th Oklahoma Legislature, and Senate Joint Resolution 23 in the 1st Session of the 57th Oklahoma Legislature, that applied to the Congress of the United States "for the calling of a convention of the states limited to proposing an amendment to the Constitution of the United States requiring that in the absence of a national emergency the total of all federal appropriations made by the Congress for any fiscal year may not exceed the total of all estimated federal revenues for that fiscal year, together with any related and appropriate fiscal restraints"; and

Whereas, it appears that two-thirds of the states, including Oklahoma, soon will have applied for a convention to propose such an amendment adding to the United States Constitution a requirement that the federal government balance its budget; and

Whereas, it has also been proposed by several states, including Oklahoma, that a convention be called for proposing amendments to "impose fiscal restraints on the federal government, limit the power and jurisdiction of the federal government, and limit the terms of office for its officials and for members of Congress"; and

Whereas, in its call Congress will be required to specify an initial time and place for the meeting of the Article V Convention for proposing amendments; and

Whereas, it is appropriate for the state legislatures to prepare for the Article V Convention and recommend to Congress an initial time and place to hold the convention; and

Whereas, a gathering of the states called by a state legislature and consisting of members authorized by other state legislatures would be an effective way of considering and recommending solutions to common issues related to an Article V Convention, including planning for and recommending rules and procedures for an Article V Convention, and recommending to Congress the initial date and location of an Article V Convention; and

Whereas, a planning convention of the several states convened on September 12, 2017, in Phoenix, Arizona, and was attended by a delegation from Oklahoma as authorized by House Concurrent Resolution No. 1007 of the 1st Session of the 56th Oklahoma Legislature (2017). Now, therefore,

*Be it resolved by the House of Representatives and the Senate of the 1st Session of the 59th Oklahoma Legislature:*

That a delegation of commissioners selected as provided in this resolution shall be authorized to attend and participate in a gathering of states proposed by any state legislature for the purposes of developing rules and procedures for an Article V Convention for proposing amendments to the United States Constitution to require a balanced federal budget, or to impose fiscal restraints on the federal government, to limit the power and jurisdiction of the federal government and to limit the terms of office for federal officials and members of Congress

and for proposing an initial date and location for the meeting of the several states in an Article V Convention.

That the delegation of commissioners shall be composed of seven members, three of whom shall be appointed by the Speaker of the Oklahoma House of Representatives, three of whom shall be appointed by the President Pro Tempore of the Oklahoma State Senate, and one of whom shall be appointed by agreement of both the Speaker of the Oklahoma House of Representatives and the President Pro Tempore of the Oklahoma State Senate.

That two of the commissioners appointed by the Speaker of the Oklahoma House of Representatives shall be current members of the Oklahoma House of Representatives at the time of appointment, and two of the commissioners appointed by the President Pro Tempore of the Oklahoma State Senate shall be current members of the Oklahoma State Senate at the time of appointment. The third commissioner appointed by the Speaker of the Oklahoma House of Representatives shall be a current or former member of the Oklahoma House of Representatives and the third commissioner appointed by the President Pro Tempore of the Oklahoma State Senate shall be a current or former member of the Oklahoma State Senate.

That the commissioners shall be bound by the rules adopted by the gathering of the states or provided for in the proposal for the Article V Convention.

That unless otherwise provided by the Oklahoma Legislature, the commissioners provided for in this resolution shall also serve as commissioners to the Article V Convention for proposing amendments to the United States Constitution when called and shall be bound by the rules adopted by the members of the Article V Convention.

That if a commissioner is unable to participate in either the state gathering or an Article V Convention to propose amendments to the United States Constitution either permanently or temporarily, the appointing authority or authorities shall select an alternate, who shall be a current or former member of the appointing authority's legislative body, to serve for the time the commissioner is unable to serve. The alternate shall be bound by the same rules and procedures as the original commissioner.

That no commissioner or alternate from this state to an Article V Convention shall have the authority to vote to allow consideration of or vote to approve an unauthorized amendment for ratification to the United States Constitution.

That any commissioner or alternate casting a vote to allow consideration or approval of an unauthorized amendment shall be immediately recalled by the appointing authority or authorities and be replaced by an alternate.

That all voting in either a gathering of states or an Article V Convention shall be by state with each state having one vote.

That commissioners and alternates shall take the following oath of office before accepting their appointment:

"I do solemnly swear or affirm that to the best of my abilities I will, as a commissioner (alternate commissioner) to a convention for proposing any amendment to the United States Constitution, uphold the Constitution and laws of the United States and the State of Oklahoma.

I will abide by my specific instructions from the Legislature of the State of Oklahoma. I will not vote to allow consideration of or to approve any amendment proposed for ratification to the United States Constitution that is unrelated to the subject of the approved call of the convention by Congress.

I will vote only for convention rules that provide that each state have one equal vote and that a state or commissioner shall not be allowed to propose an amendment that is unrelated to the approved call of the convention. I acknowledge that any violation of this oath may result in being recalled by the Legislature of the State of Oklahoma or its authorized committee."

That an Article V Convention Committee shall be composed of three members, one appointed by the Speaker of the Oklahoma House of Representatives, one appointed by the President Pro Tempore of the Oklahoma State Senate and one appointed jointly by the Speaker and President Pro Tempore. A member of the Article V Convention Committee may not be a member of the delegation. The duties of the Article V Convention Committee and their appointing authority or authorities include:

1. Monitoring the delegation to determine if it is following legislative instructions and obeying convention rules;

2. Advising the delegation on the Legislature's position on issues before the convention;

3. Disciplining any commissioner who violates the oath of office or instructions or is otherwise guilty of malfeasance or nonfeasance. Discipline may include recall from the convention, removal as a commissioner or demotion to the office of alternate commissioner;

4. Notifying the convention that a commissioner has been recalled, removed as a commissioner or demoted to the office of alternate commissioner; and

5. Replacing any recalled commissioner.

That commissioners shall vote only for Article V Convention rules consistent with the following principles:

1. The convention is convened under the authority reserved to the state legislatures of the several states by Article V of the Constitution of the United States;

2. The only participants at this convention are the several states represented by their respective delegations duly selected in the manner that their respective legislatures have determined;

3. The scope of the convention's authority is defined by applications adopted by at least two-thirds of the legislatures of the several states, which authority is limited to the subject of the approved call of the convention. The convention has no authority to propose or discuss an amendment on any other subject outside the approved call of the convention by Congress;

4. The convention shall provide for disciplining a commissioner or delegation for exceeding the scope of the convention's authority by raising subjects for discussion or debate that lie outside the convention's authority;

5. The convention shall not infringe on the respective state legislatures' authority to instruct, discipline, recall and replace commissioners; and

6. All voting at the convention or in a committee shall be by state with each state having one vote without apportionment or division. Each state legislature shall determine the internal voting and quorum rules for casting the vote of its delegation.

That the Chief Clerk of the House of Representatives, immediately after the passage of this resolution, shall prepare and file one copy thereof with the Secretary of State and one copy with the Attorney General and transmit copies to the President and Secretary of the United States Senate and to the Speaker and Clerk of the United States House of Representatives, to the members of the Oklahoma Congressional Delegation, and to the presiding officers of each of the legislative houses in the several states, requesting their cooperation.

POM-23. A concurrent memorial adopted by the Legislature of the State of Arizona urging the United States Congress to enact H.R. 9174, the State Immigration Enforcement Act, or similar legislation; to the Committee on the Judiciary.

#### HOUSE CONCURRENT MEMORIAL No. 2007

Whereas, the Biden Administration has consistently refused to enforce our nation's federal immigration laws; and

Whereas, this gross dereliction of duty has resulted in large numbers of illegal immigrants pouring over the United States southern border in what has become a historic invasion; and

Whereas, Congressman Andy Biggs of Arizona introduced legislation in Congress that would empower states and localities to pass and enforce their own immigration enforcement laws similar to federal immigration laws; and

Whereas, H.R. 9174, known as the State Immigration Enforcement Act, would allow states to bypass the current Administration's open border policies and restore the rule of law.

Wherefore your memorialist, the House of Representatives of the State of Arizona, the Senate concurring, prays:

1. That the United States Congress enact H.R. 9174, the State Immigration Enforcement Act, or similar legislation.

2. That the Secretary of State of the State of Arizona transmit copies of this Memorial to the President of the United States, the President of the United States Senate, the Speaker of the United States House of Representatives and each Member of Congress from the State of Arizona.

POM-24. A joint resolution adopted by the General Assembly of the State of Tennessee urging the United States Congress to enact legislation that will make state child abuse registries public records; to the Committee on the Judiciary.

#### HOUSE JOINT RESOLUTION No. 19

Whereas, in Tennessee, the Department of Children's Services maintains the official Child Abuse Registry, which includes the names of people who have been substantiated as perpetrators of child abuse or neglect; and

Whereas, the purpose of the Registry is to protect children from persons who have been identified as perpetrators of child abuse or neglect; a person's name is not placed on the Registry until all reviews or hearings have concluded or the person has waived their right to due process; and

Whereas, the Department of Children's Services may release the name of a person who is listed on the Registry only to other state agencies or organizations due to the nature of the employment or licensing of the person as statutorily required in certain circumstances; and

Whereas, due to prohibitive federal rules and regulations, the general public does not have access to the Child Abuse Registry; now, therefore,

Be it Resolved by the House of Representatives of the One Hundred Thirteenth General Assembly of the State of Tennessee, The Senate Concurring, that we urge the United States Congress to enact legislation to make state child abuse registries public records; and be it further

Resolved, that a certified copy of this resolution be transmitted to the Speaker and the Clerk of the United States House of Representatives, the President and the Secretary of the United States Senate, and each member of the Tennessee Congressional delegation.

POM-25. A resolution adopted by the City Council of Durham, North Carolina, urging

the Executive Office of the President to act immediately to designate Temporary Protected Status (TPS) for Guatemala, and calls on the Department of Homeland Security to grant a TPS designation for Guatemalans currently residing in the United States, a program that provides support to people fleeing uncertainty, natural disasters, and violence; to the Committee on the Judiciary.

POM-26. A resolution adopted by the Board of Supervisors of the City and County of San Francisco, California, urging the Department of Homeland Security (DHS) and the President's Administration to reject the recent attack on San Francisco's long-standing Sanctuary Ordinance and urging DHS to extradite the accused individuals without further delay; to the Committee on the Judiciary.

POM-27. A resolution adopted by the Board of Supervisors of the City and County of San Francisco, California, condemning the passage of "Red-Baiting" House Concurrent Resolution 9, and urging the United States Congress not to engage in, vote for, or otherwise support fearmongering and red-baiting by the federal government; to the Committee on the Judiciary.

### EXECUTIVE REPORTS OF COMMITTEES

The following executive reports of nominations were submitted:

By Mr. MENENDEZ for the Committee on Foreign Relations.

Stephanie Syptak-Ramnath, of Texas, a Career Member of the Senior Foreign Service, Class of Career Minister, to be Ambassador Extraordinary and Plenipotentiary of the United States of America to the Republic of Peru.

Nominee: Stephanie Syptak-Ramnath.

Post: Ambassador Extraordinary and Plenipotentiary to the Republic of Peru.

(The following is a list of members of my immediate family. I have asked each of these persons to inform me of the pertinent contributions made by them. To the best of my knowledge, the information contained in this report is complete and accurate.)

Contributions, Amount, Date, and Donee:

1. Self: None.
2. Spouse: None.

Arthur W. Brown, of Pennsylvania, a Career Member of the Senior Foreign Service, Class of Minister-Counselor, to be Ambassador Extraordinary and Plenipotentiary of the United States of America to the Republic of Ecuador.

Nominee: Arthur W. Brown.

Post: Ambassador to Ecuador.

(The following is a list of members of my immediate family. I have asked each of these persons to inform me of the pertinent contributions made by them. To the best of my knowledge, the information contained in this report is complete and accurate.)

Contributions, amount, date, and donee:

Self: None.

Spouse: (Krista L. Brown): \$250, August 22, 2020, ActBlue; \$100, January 3, 2021, ActBlue.

Ana A. Escrogima, of New York, a Career Member of the Senior Foreign Service, Class of Counselor, to be Ambassador Extraordinary and Plenipotentiary of the United States of America to the Sultanate of Oman.

Nominee: Ana Escrogima.

Post: Ambassador to the Sultanate of Oman.

(The following is a list of members of my immediate family. I have asked each of these persons to inform me of the pertinent contributions made by them. To the best of my

knowledge, the information contained in this report is complete and accurate.)

Contributions, amount, date, donee:

Self: \$50, 9/2020, Elissa Slotkin; \$50, 6/2020, Sri Kulkarni; \$250, 11/2018, Elissa Slotkin; \$500, 9/2017, Elissa Slotkin.

Houssam Eddine Beggas: None.

Ervin Jose Massinga, of Washington, a Career Member of the Senior Foreign Service, Class of Minister-Counselor, to be Ambassador Extraordinary and Plenipotentiary of the United States of America to the Federal Democratic Republic of Ethiopia.

Nominee: Ervin Jose Massinga.

Post: Addis Ababa, Ethiopia.

(The following is a list of members of my immediate family. I have asked each of these persons to inform me of the pertinent contributions made by them. To the best of my knowledge, the information contained in this report is complete and accurate.)

Contributions, amount, date, and donee:

1. Self: None.
2. Spouse: Lauryne Massinga, None.

Yael Lempert, of New York, a Career Member of the Senior Foreign Service, Class of Minister-Counselor, to be Ambassador Extraordinary and Plenipotentiary of the United States of America to the Hashemite Kingdom of Jordan.

Nominee: Yael Lempert.

Post: Jordan.

Nominated: January 3, 2023.

(The following is a list of members of my immediate family. I have asked each of these persons to inform me of the pertinent contributions made by them. To the best of my knowledge, the information contained in this report is complete and accurate.)

Contributions, donee, date, and amount:

Self: None.  
Spouse: None.

Roger F. Nyhus, of Washington, to be Ambassador Extraordinary and Plenipotentiary of the United States of America to Barbados, and to serve concurrently and without additional compensation as Ambassador Extraordinary and Plenipotentiary of the United States of America to the Federation of Saint Kitts and Nevis, Saint Lucia, Antigua and Barbuda, the Commonwealth of Dominica, Grenada, and Saint Vincent and the Grenadines.

Nominee: Roger Fay Nyhus.

Post: U.S. Ambassador Extraordinary and Plenipotentiary to Barbados, the Federation of St. Kitts and Nevis, Saint Lucia, Antigua and Barbuda, the Commonwealth of Dominica, Grenada, and Saint Vincent and the Grenadines.

(The following is a list of members of my immediate family. I have asked each of these persons to inform me of the pertinent contributions made by them. To the best of my knowledge, the information contained in this report is complete and accurate.)

Contributions, amount, date, and donee:

Self: \$1,000.00, 6/17/2019, Inslee for America; \$2,800.00, 6/19/2019, Biden for President; \$2,800.00, 6/19/2019, Biden for President; \$250.00, 3/1/2020, Strickland for Washington; \$250.00, 5/18/2020, Biden for President; \$250.00, 5/18/2020, Biden Victory Fund; \$2,550.00, 6/3/2020, Biden for President; \$2,800.00, 6/3/2020, Biden Victory Fund; \$250.00, 6/3/2020, DNC Services Corp/Democratic National Committee; \$1,000.00, 6/29/2020, Dr Kim Schrier for Congress; \$500.00, 7/17/2020, Citizens to Elect Rick Larsen; \$250.00, 8/9/2020, Strickland for Washington; \$250.00, 9/15/2020, Strickland for Washington; \$500.00, 9/20/2020, Mark Kelly; \$500.00, 9/20/2020, Mark Kelly for Senate; \$250.00, 9/20/2020, Sara Gideon for Maine; \$250.00, 9/20/2020, Stop Republicans; \$250.00, 9/21/2020, Hickenlooper for Colorado; \$250.00,

9/24/2020, Jaime Harrison for US Senate; \$250.00, 9/25/2020, Teresa Greenfield for Iowa; \$5,000.00, 10/11/2020, Biden Victory Fund; \$5,000.00, 10/11/2020, DNC Services Corp/Democratic National Committee; \$250.00, 10/22/2020, Strickland for Washington; \$100.00, 11/19/2020, ActBlue—Patty Murray; \$80.00, 12/31/2020, People for Patty Murray; \$5,000.00, 1/11/2021, PIC 2021 Inc.; \$500.00, 2/22/2021, People for Derek Kilmer; \$1,000.00, 3/8/2021, Dr Kim Schrier for Congress; \$500.00, 3/18/2021, People for Derek Kilmer; \$1,000.00, 4/30/2021, Rick Larsen for Congress; \$500.00, 6/8/2021, Murray Victory Fund; \$1,000.00, 7/13/2021, People for Patty Murray; \$500.00, 8/16/2021, People for Patty Murray.

\*\*Please note my political giving centers on individuals, not political parties. This particular donation was mistakenly made on my mobile phone using giving software. I did not intend to make this donation.

Julie Turner, of Maryland, to be Special Envoy on North Korean Human Rights Issues, with the rank of Ambassador.

Nominee: Julie Turner.

Post: Special Envoy on North Korean Human Rights Issues, with the rank of Ambassador.

(The following is a list of members of my immediate family. I have asked each of these persons to inform me of the pertinent contributions made by them. To the best of my knowledge, the information contained in this report is complete and accurate.)

Contributions, amount, date, and donee:

1. Self: None.

Lisa A. Johnson, of Virginia, a Career Member of the Senior Foreign Service, Class of Minister-Counselor, to be Ambassador Extraordinary and Plenipotentiary of the United States of America to the Lebanese Republic.

Nominee: Lisa A. Johnson.

Post: Lebanese Republic.

(The following is a list of members of my immediate family. I have asked each of these persons to inform me of the pertinent contributions made by them. To the best of my knowledge, the information contained in this report is complete and accurate.)

Contributions, amount, date and donee:

1. Self: None.

William W. Popp, of Missouri, a Career Member of the Senior Foreign Service, Class of Minister-Counselor, to be Ambassador Extraordinary and Plenipotentiary of the United States of America to the Republic of Uganda.

Nominee: William Wayne Popp.

Post: Uganda.

(The following is a list of members of my immediate family. I have asked each of these persons to inform me of the pertinent contributions made by them. To the best of my knowledge, the information contained in this report is complete and accurate.)

Contributions, amount, date, donee:

Self: none, none, none.

Spouse: Milena Baptista Popp: none, none, none.

By Mr. DURBIN for the Committee on the Judiciary.

Shannon R. Saylor, of Virginia, to be United States Marshal for the Eastern District of Virginia for the term of four years.

(Nominations without an asterisk were reported with the recommendation that they be confirmed.)

### INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

The following bills and joint resolutions were introduced, read the first