

## AMENDMENTS SUBMITTED AND PROPOSED

SA 1339. Mr. SCHUMER submitted an amendment intended to be proposed by him to the bill H.R. 3935, to amend title 49, United States Code, to reauthorize and improve the Federal Aviation Administration and other civil aviation programs, and for other purposes; which was ordered to lie on the table.

SA 1340. Mr. SCHUMER submitted an amendment intended to be proposed to amendment SA 1292 proposed by Mr. SCHUMER (for Mrs. MURRAY) to the bill H.R. 3935, supra; which was ordered to lie on the table.

SA 1341. Mr. SCHUMER submitted an amendment intended to be proposed to amendment SA 1292 proposed by Mr. SCHUMER (for Mrs. MURRAY) to the bill H.R. 3935, supra; which was ordered to lie on the table.

SA 1342. Mr. LANKFORD submitted an amendment intended to be proposed to amendment SA 1292 proposed by Mr. SCHUMER (for Mrs. MURRAY) to the bill H.R. 3935, supra; which was ordered to lie on the table.

SA 1343. Mr. LANKFORD submitted an amendment intended to be proposed to amendment SA 1293 proposed by Mr. SCHUMER to the amendment SA 1292 proposed by Mr. SCHUMER (for Mrs. MURRAY) to the bill H.R. 3935, supra; which was ordered to lie on the table.

SA 1344. Mr. HAGERTY submitted an amendment intended to be proposed to amendment SA 1293 proposed by Mr. SCHUMER to the amendment SA 1292 proposed by Mr. SCHUMER (for Mrs. MURRAY) to the bill H.R. 3935, supra; which was ordered to lie on the table.

SA 1345. Ms. CANTWELL submitted an amendment intended to be proposed to amendment SA 1292 proposed by Mr. SCHUMER (for Mrs. MURRAY) to the bill H.R. 3935, supra; which was ordered to lie on the table.

SA 1346. Ms. CANTWELL submitted an amendment intended to be proposed to amendment SA 1333 submitted by Ms. CANTWELL and intended to be proposed to the amendment SA 1292 proposed by Mr. SCHUMER (for Mrs. MURRAY) to the bill H.R. 3935, supra; which was ordered to lie on the table.

## TEXT OF AMENDMENTS

**SA 1339.** Mr. SCHUMER submitted an amendment intended to be proposed by him to the bill H.R. 3935, to amend title 49, United States Code, to reauthorize and improve the Federal Aviation Administration and other civil aviation programs, and for other purposes; which was ordered to lie on the table; as follows:

At the end, add the following:

This Act shall take effect on the date that is 1 day after the date of enactment of this Act.

**SA 1340.** Mr. SCHUMER submitted an amendment intended to be proposed to amendment SA 1292 proposed by Mr. SCHUMER (for Mrs. MURRAY) to the bill H.R. 3935, to amend title 49, United States Code, to reauthorize and improve the Federal Aviation Administration and other civil aviation programs, and for other purposes; which was ordered to lie on the table; as follows:

On page 24, line 25, strike “10 days” and insert “9 days”.

**SA 1341.** Mr. SCHUMER submitted an amendment intended to be proposed to

amendment SA 1292 proposed by Mr. SCHUMER (for Mrs. MURRAY) to the bill H.R. 3935, to amend title 49, United States Code, to reauthorize and improve the Federal Aviation Administration and other civil aviation programs, and for other purposes; which was ordered to lie on the table; as follows:

On page 18, line 8, strike “November 17” and insert “November 16”.

**SA 1342.** Mr. LANKFORD submitted an amendment intended to be proposed to amendment SA 1292 proposed by Mr. SCHUMER (for Mrs. MURRAY) to the bill H.R. 3935, to amend title 49, United States Code, to reauthorize and improve the Federal Aviation Administration and other civil aviation programs, and for other purposes; which was ordered to lie on the table; as follows:

At the end of title I of division B, add the following:

SEC. \_\_\_\_\_. Notwithstanding section 101, section 401(a) of division F of Public Law 117-328 shall be applied by substituting “lease and may not be used to implement standards for screening and adjudicating asylum claims or exceptions to such standards that contravene the standards set forth in the final rule of the Department of Homeland Security and the Department of Justice entitled ‘Circumvention of Lawful Pathways’ (88 Fed. Reg. 31314 (May 16, 2023)) until the termination date described in such regulation” for “lease”.

**SA 1343.** Mr. LANKFORD submitted an amendment intended to be proposed to amendment SA 1293 proposed by Mr. SCHUMER to the amendment SA 1292 proposed by Mr. SCHUMER (for Mrs. MURRAY) to the bill H.R. 3935, to amend title 49, United States Code, to reauthorize and improve the Federal Aviation Administration and other civil aviation programs, and for other purposes; which was ordered to lie on the table; as follows:

In lieu of the matter proposed to be inserted:

SEC. \_\_\_\_\_. Notwithstanding section 101, section 401(a) of division F of Public Law 117-328 shall be applied by substituting “lease and may not be used to implement standards for screening and adjudicating asylum claims or exceptions to such standards that contravene the standards set forth in the final rule of the Department of Homeland Security and the Department of Justice entitled ‘Circumvention of Lawful Pathways’ (88 Fed. Reg. 31314 (May 16, 2023)) until the termination date described in such regulation” for “lease”.

**SA 1344.** Mr. HAGERTY submitted an amendment intended to be proposed to amendment SA 1293 proposed by Mr. SCHUMER to the amendment SA 1292 proposed by Mr. SCHUMER (for Mrs. MURRAY) to the bill H.R. 3935, to amend title 49, United States Code, to reauthorize and improve the Federal Aviation Administration and other civil aviation programs, and for other purposes; which was ordered to lie on the table; as follows:

In lieu of the matter proposed to be inserted, insert the following:

SEC. \_\_\_\_\_. (a) Notwithstanding section 101, the fourth proviso under the heading “U.S. Customs and Border Protection—Operations and Support” in title II of Division F of Public Law 117-328 shall be applied by substituting “\$720,000,000” for “\$800,000,000”. *Provided*, That these funds may not be used for onward destination transportation or service-provider-to-service-provider transportation for aliens convicted of criminal offenses or other immigration violations, unless operationally necessary to facilitate a removal.

(b) Notwithstanding section 101, the matter preceding the first proviso under the heading “U.S. Customs and Border Protection—Operations and Support” in title II of Division F of Public Law 117-328 shall be applied by substituting “\$15,510,694,000” for “\$15,590,694,000”.

(c) Notwithstanding section 101, the amounts made available for “U.S. Immigration and Customs Enforcement—Operations and Support” in title II of Public Law 117-328 shall be applied by substituting—

- (1) “\$8,476,305,000” for “\$8,396,305,000”; and
- (2) “\$4,261,786,000” for “\$4,181,786,000”.

**SA 1345.** Ms. CANTWELL submitted an amendment intended to be proposed to amendment SA 1292 proposed by Mr. SCHUMER (for Mrs. MURRAY) to the bill H.R. 3935, to amend title 49, United States Code, to reauthorize and improve the Federal Aviation Administration and other civil aviation programs, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle A of title II of division B, insert the following:

**SEC. \_\_\_\_\_. FEDERAL EMPLOYEE COMPENSATION FOLLOWING AIRPORT AND AIRWAY TRUST FUND EXPIRATION.**

(a) IN GENERAL.—Each employee of the United States Government furloughed as a result of a covered lapse in Airport and Airway Trust Fund expenditure authority shall be paid for the period of the covered lapse, and each excepted employee (as defined in section 1341(c)(1) of title 31, United States Code) who is required to perform work during a covered lapse shall be paid for such work, at the employee's standard rate of pay, at the earliest date possible after the covered lapse ends, regardless of scheduled pay dates, and subject to availability of funds.

(b) USE OF LEAVE.—During a covered lapse in Airport and Airway Trust Fund expenditure authority, each excepted employee who is required to perform work shall be entitled to use leave under any existing authority governing the use of leave by the excepted employee, for which compensation shall be paid at the earliest date possible after the covered lapse, regardless of scheduled pay dates, and subject to the availability of funds.

(c) COVERED LAPSE.—In this section, the term “covered lapse in Airport and Airway Trust Fund expenditure authority” means any lapse in authority to make expenditures from the Airport and Airway Trust Fund that begins on October 1, 2023, and ends on or before the date of enactment of this Act.

**SA 1346.** Ms. CANTWELL submitted an amendment intended to be proposed to amendment SA 1333 submitted by Ms. CANTWELL and intended to be proposed to the amendment SA 1292 proposed by Mr. SCHUMER (for Mrs. MURRAY) to the bill H.R. 3935, to amend title 49, United States Code, to reauthorize and improve the Federal Aviation Administration and other civil

aviation programs, and for other purposes; which was ordered to lie on the table; as follows:

At the end, add the following:

(c) **USE OF LEAVE.**—During a covered lapse in Airport and Airway Trust Fund expenditure authority, each excepted employee who is required to perform work shall be entitled to use leave under any existing authority governing the use of leave by the excepted employee, for which compensation shall be paid at the earliest date possible after the covered lapse, regardless of scheduled pay dates, and subject to the availability of funds.

#### MEASURE READ THE FIRST TIME—H.R. 5692

Mr. SCHUMER. I understand that there is a bill at the desk, and I ask for its first reading.

The PRESIDING OFFICER. The clerk will read the bill by title for the first time.

The senior assistant legislative clerk read as follows:

A bill (H.R. 5692) making supplemental appropriations for the fiscal year ending September 30, 2024, and for other purposes.

Mr. SCHUMER. I now ask for a second reading and, in order to place the bill on the calendar under the provisions of rule XIV, I object to my own request.

The PRESIDING OFFICER. The objection having been heard, the bill will be read for the second time on the next legislative day.

#### MATERNAL AND CHILD HEALTH STILLBIRTH PREVENTION ACT

Mr. SCHUMER. Mr. President, I ask unanimous consent that the Committee on Finance be discharged and the Senate proceed to the immediate consideration of S. 2231.

The PRESIDING OFFICER. The clerk will report the bill by title.

The senior assistant legislative clerk read as follows:

A bill (S. 2231) to amend title V of the Social Security Act to support stillbirth prevention and research, and for other purposes.

There being no objection, the committee was discharged, and the Senate proceeded to consider the bill.

Mr. SCHUMER. I further ask unanimous consent that the bill be considered read a third time and passed and the motion to reconsider be considered made and laid upon the table, with no intervening action or debate.

The PRESIDING OFFICER. Without objection, it is so ordered.

The bill (S. 2231) was ordered to be engrossed for a third reading, was read the third time, and passed, as follows:

S. 2231

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

#### SECTION 1. SHORT TITLE.

This Act may be cited as the “Maternal and Child Health Stillbirth Prevention Act”.

#### SEC. 2. FINDINGS.

Congress finds the following:

(1) According to the Centers for Disease Control and Prevention—

(A) in the United States, 1 in 175 births are affected by stillbirth each year amounting to approximately 21,000 stillbirths annually;

(B) of the 20,854 reported stillbirths in 2020, over 5,000 were experienced by Black mothers;

(C) the number of stillbirths each year is greater than the number of babies that die during the first year of life;

(D) annual stillbirths are more than ten times the number of annual deaths due to Sudden Infant Death Syndrome (SIDS);

(E) stillbirth occurs across all demographics and in otherwise healthy pregnancies. It is most common, however, among women who—

(i) are Black or African American, at two times more likely than White women to have a stillbirth;

(ii) are of lower socioeconomic status;

(iii) are diagnosed with high blood pressure, diabetes, obesity, or other medical conditions;

(iv) are 35 years of age or older;

(v) smoke cigarettes while pregnant;

(vi) have previously experienced pregnancy loss; or

(vii) have multiple pregnancies, for example triplets; and

(F) while the rate of stillbirth has declined since the 1940s due to improvements in maternity care, in recent years, the decline has slowed or halted.

(2) According to a study by researcher Wall-Wieler et al., published in *Obstetrics and Gynecology*, “the risk of severe maternal morbidity among stillbirth deliveries was more than fourfold higher compared with live birth deliveries”.

(3) According to a study by researcher McClure et al., published in the *International Journal of Gynecology and Obstetrics*, “stillbirth was significantly associated with maternal mortality”.

(4) According to a review article by Murphy and Cacciatore, published in *Seminars in Fetal & Neonatal Medicine*, stillbirth has psychological impacts on parents like grief, shame, and guilt and impacts to family functioning and well-being.

(5) Stillbirth, and the disparity in those impacted by stillbirth requires further research, support, and prevention programming.

#### SEC. 3. CLARIFICATION SUPPORTING PERMISSIBLE USE OF FUNDS FOR STILLBIRTH PREVENTION ACTIVITIES.

Section 501(a) of the Social Security Act (42 U.S.C. 701(a)) is amended—

(1) in paragraph (1)(B), by inserting “to reduce the incidence of stillbirth,” after “among children,”; and

(2) in paragraph (2), by inserting after “follow-up services” the following: “, and for evidence-based programs and activities and outcome research to reduce the incidence of stillbirth (including tracking and awareness of fetal movements, improvement of birth timing for pregnancies with risk factors, initiatives that encourage safe sleeping positions during pregnancy, screening and surveillance for fetal growth restriction, efforts to achieve smoking cessation during pregnancy, community-based programs that provide home visits or other types of support, and any other research or evidence-based programming to prevent stillbirths)”.

#### RECOGNIZING THE MOTORCYCLE SAFETY FOUNDATION FOR 50 YEARS OF SAFETY EDUCATION

#### NATIONAL COMMUNITY POLICING WEEK

#### NATIONAL CHARACTER COUNTS WEEK

#### RECOGNIZING AND HONORING THE FIRST RESPONDERS AND THOSE WHO LOST THEIR LIVES IN THE MAUI WILDFIRES IN AUGUST 2023

Mr. SCHUMER. Mr. President, I ask unanimous consent that the Committee on Commerce, Science, and Transportation be discharged from further consideration of S. Res. 310 and the Senate now proceed to the en bloc consideration of the following Senate resolutions: S. Res. 310; S. Res. 390; S. Res. 391; and S. Res. 392, the Maui wildfire first responders.

There being no objection, the committee for the relevant resolution was discharged, and the Senate proceeded to consider the resolutions en bloc.

Mr. SCHUMER. I ask unanimous consent that the resolutions be agreed to, the preambles be agreed to, and the motions to reconsider be considered made and laid upon the table, all en bloc.

The PRESIDING OFFICER. Without objection, it is so ordered.

The resolution (S. Res. 310) was agreed to.

The preamble was agreed to.

(The resolution, with its preamble, is printed in the RECORD of July 25, 2023, under “Submitted Resolutions.”)

The resolutions (S. Res. 390, S. Res. 391, and S. Res. 392) were agreed to.

The preambles were agreed to.

(The resolutions, with their preambles, are printed in today’s RECORD (legislative day of September 22, 2023) under “Submitted Resolutions.”)

#### HONORING THE LIFE AND DEATH OF DUNCAN McLAUCHLIN “LAUCH” FAIRCLOTH

Mr. SCHUMER. Mr. President, I ask unanimous consent that the Senate proceed to the consideration of S. Res. 393, which is at the desk.

The PRESIDING OFFICER. The clerk will report the resolution by title.

The senior assistant legislative clerk read as follows:

A resolution (S. Res. 393) to honor the life and death of Duncan McLauchlin (“Lauch”) Faircloth, former Senator for the State of North Carolina.

There being no objection, the Senate proceeded to consider the resolution.

Mr. SCHUMER. I ask unanimous consent that the resolution be agreed to, the preamble be agreed to, and the motions to reconsider be considered made and laid upon the table with no intervening action or debate.