

## PRESIDENTIAL MESSAGE

REPORT OF THE VETO OF S.J. RES. 32, A JOINT RESOLUTION THAT WOULD DISAPPROVE UNDER CHAPTER 8 OF TITLE 5, UNITED STATES CODE, AN ACTION BY THE FEDERAL HIGHWAY ADMINISTRATION RELATING TO "WAIVER OF BUY AMERICA REQUIREMENTS FOR ELECTRIC VEHICLE CHARGERS"—PM 35

The PRESIDING OFFICER laid before the Senate the following message from the President of the United States which was ordered to be printed in the RECORD, spread in full upon the Journal, and held at the desk:

*To the Senate of the United States:*

I am returning herewith without my approval S.J. Res. 38, a resolution that would disapprove under chapter 8 of title 5, United States Code, an action by the Federal Highway Administration (FHWA) relating to "Waiver of Buy America Requirements for Electric Vehicle Chargers."

This resolution would eliminate the domestic manufacturing standards for electric vehicle (EV) chargers funded by the FHWA, thereby harming domestic manufacturing and American jobs. If enacted, it would weaken Buy America requirements by reverting to FHWA's general waiver for manufactured products, allowing Federal dollars—including \$7.5 billion from the Bipartisan Infrastructure Law—to be spent on chargers made in competitor nations like the People's Republic of China. Additionally, if enacted, this resolution would undermine the hundreds of millions of dollars that the private sector has already invested in domestic EV charging manufacturing, and chill further domestic investment in this critical market.

Finally, if enacted, this resolution would undermine efforts to ensure that the national network of EV chargers, being funded with Federal dollars, must be manufactured in the United States. Specifically, in 2023, my Administration issued a new policy for EV chargers that restores Buy America protections that are consistent with the Build America, Buy America Act (BABA) standards included in the Bipartisan Infrastructure Law. This policy immediately required that EV chargers purchased through FHWA grants be manufactured in the United States and that EV charger housing comprised of iron and steel must use iron and steel produced in the United States. Based on information gathered through public outreach, the policy phases in full Buy America coverage by requiring full BABA compliance starting on July 1 of this year. These actions ensure that Federal dollars for EV chargers are used to purchase American-made products, while allowing newly announced manufacturing capacity for EV charger components

the necessary time to ramp up production.

If enacted, this resolution would harm my Administration's efforts to encourage investment in critical industries and bring high-quality jobs back to the United States. It would not only thwart the collective goal of the Congress and the Administration to establish a domestic EV charger manufacturing industry, but it would also delay the significant progress being made by my Administration and the States in establishing the EV charging network. Establishing resilient supply chains is critical to our national economic and energy security, and my Administration will not support policies that would undermine efforts to bring this critical manufacturing back to the United States.

Therefore, I am vetoing this resolution.

JOSEPH R. BIDEN, Jr.  
THE WHITE HOUSE, January 24, 2024.

## MESSAGE FROM THE HOUSE

## ENROLLED BILLS SIGNED

At 1:05 p.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the Speaker has signed the following enrolled bills:

S. 3222. An act to ensure the security of office space rented by Senators, and for other purposes.

S. 3250. An act to provide remote access to court proceedings for victims of the 1988 Bombing of Pan Am Flight 103 over Lockerbie, Scotland.

The enrolled bills were subsequently signed by the President pro tempore (Mrs. MURRAY).

## ENROLLED BILLS PRESENTED

The Secretary of the Senate reported that on today, January 24, 2024, she had presented to the President of the United States the following enrolled bills:

S. 3222. An act to ensure the security of office space rented by Senators, and for other purposes.

S. 3250. An act to provide remote access to court proceedings for victims of the 1988 Bombing of Pan Am Flight 103 over Lockerbie, Scotland.

## 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-3380. A communication from the Administrator, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Marketing Order for Oranges, Grapefruit, Tangerines, and Pummelos Grown in Florida" (Docket No. AMS-SC-21-0054) received in the Office of the President of the Senate on January 22, 2024; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3381. A communication from the Administrator, Agricultural Marketing Serv-

ice, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Potato Research and Promotion Plan; Changes to Board Membership and Administrative Committee" (Docket No. AMS-SC-22-0041) received in the Office of the President of the Senate on January 22, 2024; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3382. A communication from the Director of Legislative Affairs, Forest Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Long-Term Financial Assurance for Mining" (RIN0596-AD58) received in the Office of the President of the Senate on January 11, 2024; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3383. A communication from the Director of the Regulations Management Division, Rural Development Innovation Center, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Guaranteed Loanmaking and Servicing Regulations" (RIN0570-AB07) received in the Office of the President of the Senate on January 22, 2024; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3384. A communication from the Director of the Regulations Management Division, Rural Development Innovation Center, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Rural Business Development Grant (RBDG) Regulation: Tribes and Tribal Business References To Provide Equitable Access" (RIN0570-AB10) received in the Office of the President of the Senate on January 22, 2024; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3385. A communication from the Chief of the Planning and Regulatory Affairs Branch, Food and Nutrition Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Establishing the Summer EBT Program and Rural Non-Congregate Option in the Summer Meal Programs" (RIN0584-AE96) received in the Office of the President of the Senate on January 22, 2024; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3386. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Methoxyfenozide; Pesticide Tolerances; Correction" (FRL No. 8525-02-OCSPP) received in the Office of the President of the Senate on January 22, 2024; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3387. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Linuron; Pesticide Tolerances" (FRL No. 11402-01-OCSPP) received in the Office of the President of the Senate on January 22, 2024; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3388. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Baicalin in Pesticide Formulations; Tolerance Exemption" (FRL No. 11656-01-OCSPP) received in the Office of the President of the Senate on January 22, 2024; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3389. A communication from the Alternate Federal Register Liaison Officer, Office of the Secretary, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Defense Federal Acquisition Regulation Supplement: Consolidation of DoD Government Property Clauses (DFARS Case 2020-D029)" (RIN0750-AL14) received in

the Office of the President of the Senate on January 22, 2024; to the Committee on Armed Services.

EC-3390. A communication from the General Counsel of the Federal Housing Finance Agency, transmitting, pursuant to law, the report of a rule entitled "Rules of Practice and Procedure; Civil Money Penalty Inflation Adjustment" (RIN2590-AB31) received in the Office of the President of the Senate on January 22, 2024; to the Committee on Banking, Housing, and Urban Affairs.

EC-3391. A communication from the General Counsel of the Federal Housing Finance Agency, transmitting, pursuant to law, the report of a rule entitled "Prudential Management and Operations Standards Amendments" (RIN2590-AB10) received in the Office of the President of the Senate on January 22, 2024; to the Committee on Banking, Housing, and Urban Affairs.

EC-3392. A communication from the Deputy Director of Congressional Affairs, Bureau of Industry and Security, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Revisions to the Export Administration Regulations Based on 2018, 2019, and 2021 Missile Technology Control Regime Plenary Agreements; Revisions to License Exception Eligibility" (RIN0694-AI66) received in the Office of the President of the Senate on January 22, 2024; to the Committee on Banking, Housing, and Urban Affairs.

EC-3393. A communication from the Secretary of the Securities and Exchange Commission, transmitting, pursuant to law, the report of a rule entitled "Adjustments to Civil Monetary Penalty Amounts" received in the Office of the President of the Senate on January 22, 2024; to the Committee on Banking, Housing, and Urban Affairs.

EC-3394. A communication from the Deputy Assistant Attorney General, Office of Legislative Affairs, Department of Justice, transmitting, pursuant to law, a report on the Department's activities during calendar year 2022 relative to the Equal Credit Opportunity Act; to the Committee on Banking, Housing, and Urban Affairs.

EC-3395. A communication from the Deputy General Counsel for Operations, Department of Housing and Urban Development, transmitting, pursuant to law, two (2) reports relative to vacancies in the Department of Housing and Urban Development, received in the Office of the President of the Senate on January 22, 2024; to the Committee on Banking, Housing, and Urban Affairs.

EC-3396. A communication from the Deputy Director of Congressional Affairs, Bureau of Industry and Security, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Proposed Enhancements and Simplification of License Exception Strategic Trade Authorization" (RIN0694-AJ32) received in the Office of the President of the Senate on January 22, 2024; to the Committee on Banking, Housing, and Urban Affairs.

EC-3397. A communication from the Director, Financial Crimes Enforcement Network, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Beneficial Ownership Information Access and Safeguards" (RIN1506-AB59) received in the Office of the President of the Senate on January 22, 2024; to the Committee on Banking, Housing, and Urban Affairs.

EC-3398. A communication from the General Counsel, Federal Energy Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "Annual Update of Filing Fees" (RIN1902-AG13) (Docket No. RM24-2-000) received in the Office of the President of the Senate on January 22, 2024; to the Committee on Energy and Natural Resources.

EC-3399. A communication from the General Counsel, Federal Energy Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "Civil Monetary Penalty Inflation Adjustment Rule" (Docket No. RM24-3) received in the Office of the President of the Senate on January 22, 2024; to the Committee on Energy and Natural Resources.

EC-3400. A communication from the Assistant General Counsel for Legislation, Regulation and Energy Efficiency, Department of Energy, transmitting, pursuant to law, the report of a rule entitled "Energy Conservation Program: Energy Conservation Standards for Consumer Furnaces" (RIN1904-AD20) received in the Office of the President of the Senate on January 22, 2024; to the Committee on Energy and Natural Resources.

EC-3401. A communication from the Assistant General Counsel for Legislation, Department of Energy, transmitting, pursuant to law, the report of a rule entitled "Inflation Adjustment of Civil Monetary Penalties" received in the Office of the President of the Senate on January 22, 2024; to the Committee on Energy and Natural Resources.

EC-3402. A communication from the Assistant General Counsel for Legislation, Regulation and Energy Efficiency, Department of Energy, transmitting, pursuant to law, the report of a rule entitled "Energy Conservation Program: Energy Conservation Standards for Refrigerators, Refrigerator-Freezers, and Freezers" (RIN1904-AF56) received in the Office of the President of the Senate on January 22, 2024; to the Committee on Energy and Natural Resources.

EC-3403. A communication from the Director of Congressional Affairs, Nuclear Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "Adjustment of Civil Penalties for Inflation for Fiscal Year 2024" (RIN3150-AK73) received in the Office of the President of the Senate on January 22, 2024; to the Committee on Environment and Public Works.

EC-3404. A communication from the Chief of the Branch of Domestic Listing, Fish and Wildlife Service, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Endangered and Threatened Wildlife and Plants; Threatened Species Status With Section 4(d) Rule for North American Wolverine" (RIN1018-BH27) received in the Office of the President of the Senate on January 22, 2024; to the Committee on Environment and Public Works.

EC-3405. A communication from the Administrator of the Environmental Protection Agency, transmitting, pursuant to law, a report entitled "US-Mexico-Canada Agreement Section 821: Tijuana River Watershed and Adjacent Coastal Transboundary Wastewater Flows"; to the Committee on Environment and Public Works.

EC-3406. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Air Plan Approval; Ohio; Canton, Cleveland, and Steubenville Second 10-Year 2006 24-hour PM2.5 Limited Maintenance Plans" (FRL No. 11003-02-R5) received in the Office of the President of the Senate on January 22, 2024; to the Committee on Environment and Public Works.

EC-3407. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Air Plan Approval; Florida; Miscellaneous SIP Changes" (FRL No. 11572-02-R4) received in the Office of the President of the Senate on January 22, 2024; to the Committee on Environment and Public Works.

EC-3408. A communication from the Director of the Regulatory Management Division,

Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Air Plan Approval; Indiana; Lake and Porter 2008 Ozone NAAQS Maintenance Plan Revision" (FRL No. 11618-02-R5) received in the Office of the President of the Senate on January 22, 2024; to the Committee on Environment and Public Works.

## EXECUTIVE REPORTS OF COMMITTEE

The following executive reports of nominations were submitted:

By Mr. CARDIN for the Committee on Foreign Relations.

Nicole Shampaine, of California, a Career Member of the Senior Foreign Service, Class of Minister-Counselor, for the rank of Ambassador during her tenure of service as United States Representative to the Organization for the Prohibition of Chemical Weapons.

Nominee: Nicole Shampaine.

Post: Rank of Ambassador during her tenure of service as U.S. Representative to the Organization for the Prohibition of Chemical Weapons (OPCW).

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: \$100, 7/4/22, Dave Harden; \$100, 4/30/22, Elissa Slotkin; \$300, 11/12/21, Abigail Spanberger; \$50, 12/21/20, Elissa Slotkin; \$50, 1/16/20, Jackie Gordon.

Note: I discovered an error on the FEC site. A donation attributed to me made on July 16, 2022 actually was a donation by my mother to Raphael Warnock.

Spouse: None.

Sean Patrick Maloney, of New York, to be Representative of the United States of America to the Organization for Economic Co-operation and Development, with the rank of Ambassador.

Nominee: Sean Patrick Maloney.

Post: OECO Representative/Amb.

[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:

None for each: Randy Florke, spouse; Reiniel Jesus Florke, son; Daley McKelghan Florke, daughter; Essex Rose Florke, daughter.

Jeffrey Prescott, of the District of Columbia, to be U.S. Representative to the United Nations Agencies for Food and Agriculture, with the rank of Ambassador.

Nominee: Jeffrey Prescott.

Post: U.S. Representative to the United Nations Agencies for Food and Agriculture, 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:

Self: \$100, 03/26/2019, Andy Kim for Congress; \$50, 03/30/2019, Slotkin for Congress; \$50, 03/30/2019, Tom Malinowski for Congress; \$100, 04/15/2019, Dan for Colorado; \$400, 04/16/2019, Dan for Colorado; \$50, 05/31/2019, Slotkin for Congress; \$100, 09/14/2019, Fair Fight, Inc. PAC; \$100, 09/20/2019, Andy Kim for Congress;