

make a motion to admit into evidence the materials relied upon by the House of Representatives during the trial. The House of Representatives shall be recognized to make such a motion, however, only if it has disclosed to Alejandro Nicholas Mayorkas all materials it will move to admit into evidence at least 48 hours before making said motion. Arguments on the motion shall be limited to 1 hour equally divided. The Senate, without any intervening action, motion, or amendment, shall then decide by the yeas and nays whether to admit into evidence such materials. If a majority of Senators voting, a quorum being present, shall vote in the affirmative, the materials shall be admitted into evidence. If a majority of Senators voting, a quorum being present, shall vote in the negative, the materials shall not be admitted into evidence. Alejandro Nicholas Mayorkas shall then be recognized to make a motion to admit into evidence the materials relied upon by him during the trial. Alejandro Nicholas Mayorkas shall be recognized to make such a motion, however, only if he has disclosed to the House of Representatives all materials he will move to admit into evidence at least 48 hours before making said motion. Arguments on the motion shall be limited to 1 hour equally divided. The Senate, without any intervening action, motion, or amendment, shall then decide by the yeas and nays whether to admit into evidence such materials. If a majority of Senators voting, a quorum being present, shall vote in the affirmative, the materials shall be admitted into evidence. If a majority of Senators voting, a quorum being present, shall vote in the negative, the materials shall not be admitted into evidence.

(2) **EXCEPTION TO DISCLOSURE REQUIREMENTS.**—The disclosure requirements established under paragraph (1) shall not apply to evidence discovered by the movant after the disclosure deadline, so long as the movant declares in writing that the movant was unaware of such evidence until after the disclosure deadline, and that such evidence could not reasonably have been discovered until after the disclosure deadline.

(3) **RULE OF CONSTRUCTION.**—The admission of any evidence pursuant to this subsection shall not be treated as a concession by any party as to the truth of the matter asserted by the parties, and the Senate as the trier of fact shall decide the weight to be given such evidence.

(h) **CONVENING ON SUNDAY.**—Unless the Senate shall have already voted on the articles of impeachment, the Senate shall convene as a Court of Impeachment at 2 p.m. on the Sunday following the date on which impeachment proceedings begin, notwithstanding rule III of the Rules of Impeachment.

(i) **FINAL ARGUMENTS.**—Immediately upon the conclusion of any action by the Senate under subsection (g), or immediately upon the next day on which the Senate reconvenes as a Court of Impeachment after the conclusion of such action, the Senate shall proceed to final arguments as provided in the Rules of Impeachment, waiving the 2-person rule contained in rule XXII of the Rules of Impeachment. Such arguments shall not exceed 4 hours, equally divided between the parties.

(j) **VOTE.**—At the conclusion of final arguments as provided under subsection (i), the Senate, without intervening action, except for deliberation if so ordered under the Rules of Impeachment, shall vote on the articles of impeachment.

SENATE RESOLUTION 624—TO PROVIDE FOR RELATED PROCEDURES CONCERNING THE ARTICLES OF IMPEACHMENT AGAINST ALEJANDRO NICHOLAS MAYORKAS, SECRETARY OF HOMELAND SECURITY

Mr. LEE (for himself, Mr. KENNEDY, Mr. SCHMITT, Mrs. BLACKBURN, Mr. CRUZ, and Mr. HAGERTY) submitted the following resolution; which was referred to the Committee on Rules and Administration:

S. RES. 624

SECTION 1. SUMMONS.

(a) **IN GENERAL.**—Not later than 7 session days following the date on which the articles of impeachment with respect to Alejandro Nicholas Mayorkas are transmitted, pursuant to rule III of the Rules of Procedure and Practice in the Senate When Sitting on Impeachment Trials (referred to in this resolution as the “Rules of Impeachment”), the Senate shall proceed to the consideration of the articles of impeachment and the Secretary of the Senate shall notify the House of Representatives of the time and place fixed for the Senate to proceed upon the impeachment of Alejandro Nicholas Mayorkas in the Senate Chamber.

(b) **SUMMONS AND FILINGS.**—Under rule VIII of the Rules of Impeachment—

(1) the summons shall be issued in the usual form to Alejandro Nicholas Mayorkas, provided that he may have until 12 p.m. on the date that is 7 session days after the date on which the articles of impeachment are transmitted, to file his answer with the Secretary of the Senate;

(2) the House of Representatives may have until 12 p.m. on the date that is 7 session days after the date on which the summons is issued under paragraph (1), to file its replication with the Secretary of the Senate;

(3) if the House of Representatives wishes to file a trial brief, it shall be filed by 10 a.m. on the date on which the articles of impeachment are transmitted;

(4) if Alejandro Nicholas Mayorkas wishes to file a trial brief, it shall be filed by 10 a.m. on the date that is 7 session days after the date on which the summons is issued under paragraph (1); and

(5) the House of Representatives may file a rebuttal brief no later than 10 a.m. on the date on which impeachment proceedings begin.

SEC. 2. IMPEACHMENT.

(a) **IN GENERAL.**—

(1) **HOUSE RECORDS.**—The House of Representatives shall file its record with the Secretary of the Senate, which will consist of those publicly available materials that have been submitted to or produced by the Committee on the Judiciary of the House of Representatives, including transcripts of public hearings or mark-ups and any materials printed by the House of Representatives or the Committee on the Judiciary of the House of Representatives pursuant to House Resolution 863 (118th Congress), agreed to February 13, 2024.

(2) **ADMISSION INTO EVIDENCE.**—Materials in the record described in paragraph (1) will be admitted into evidence subject to any hearsay, evidentiary, or other objections that Alejandro Nicholas Mayorkas may make after opening presentations are concluded.

(3) **AVAILABILITY TO PARTIES.**—All materials filed pursuant to this subsection shall be printed and made available to all parties.

(b) **MOTIONS.**—

(1) **IN GENERAL.**—

(A) **FILING.**—Alejandro Nicholas Mayorkas and the House of Representatives shall have until 9 a.m. on the date on which impeachment proceedings begin to file any motions permitted under the Rules of Impeachment with the exception of motions to subpoena witnesses or documents or any other evidentiary motions.

(B) **RESPONSES.**—Responses to any motions filed under subparagraph (A) shall be filed no later than 11 a.m. on the date on which impeachment proceedings begin.

(C) **AVAILABILITY TO PARTIES.**—All materials filed pursuant to this paragraph shall be filed with the Secretary of the Senate and be printed and made available to all parties.

(2) **ARGUMENTS.**—Arguments on any motions filed under paragraph (1) shall begin at 1 p.m. on the date on which impeachment proceedings begin, and each side may determine the number of persons to make its presentation, following which the Senate shall deliberate, if so ordered under the Rules of Impeachment, and vote on any such motions.

(c) **IMPEACHMENT.**—

(1) **PRESENTATIONS BY PARTIES.**—

(A) **HOUSE OF REPRESENTATIVES.**—Following the disposition of such motions, or if no motions are made, then the House of Representatives shall make its presentation in support of the articles of impeachment for a period of time not to exceed 24 hours, over up to 3 session days.

(B) **SECRETARY OF HOMELAND SECURITY.**—Following the House of Representatives’ presentation, Alejandro Nicholas Mayorkas shall make his presentation for a period not to exceed 24 hours, over up to 3 session days.

(C) **NUMBER OF PERSONS.**—Each side may determine the number of persons to make its presentation.

(2) **PERIOD OF QUESTIONING.**—Upon the conclusion of Alejandro Nicholas Mayorkas’s presentation, Senators may question the parties for a period of time not to exceed 16 hours.

(3) **ARGUMENT AND DELIBERATION.**—

(A) **IN GENERAL.**—Upon the conclusion of questioning by the Senate, there shall be 4 hours of argument by the parties, equally divided, followed by deliberation by the Senate, if so ordered under the Rules of Impeachment, on the question of whether it shall be in order to consider and debate under the Rules of Impeachment any motion to subpoena witnesses or documents.

(B) **MOTION TO SUBPOENA WITNESSES OR DOCUMENTS.**—The Senate, without any intervening action, motion, or amendment, shall then decide by the yeas and nays whether it shall be in order to consider and debate under the Rules of Impeachment any motion to subpoena witnesses or documents.

(4) **OTHER MOTIONS.**—Following the disposition of the question under paragraph (3), other motions provided under the Rules of Impeachment shall be in order.

(5) **WITNESSES.**—

(A) **IN GENERAL.**—If the Senate agrees to allow either the House of Representatives or Alejandro Nicholas Mayorkas to subpoena witnesses, the witnesses shall first be deposed and the Senate shall decide after deposition which witnesses shall testify, pursuant to the Rules of Impeachment.

(B) **DEPOSITION REQUIREMENT.**—No testimony shall be admissible in the Senate unless the parties have had an opportunity to depose such witnesses.

(6) **VOTE.**—At the conclusion of the deliberations by the Senate, the Senate shall vote on each article of impeachment.

SENATE RESOLUTION 625—RECOGNIZING THE WEEK OF MARCH 17 THROUGH MARCH 23, 2024, AS “NATIONAL POISON PREVENTION WEEK” AND ENCOURAGING COMMUNITIES ACROSS THE UNITED STATES TO RAISE AWARENESS OF THE DANGERS OF POISONING AND PROMOTE POISON PREVENTION

Mr. BROWN (for himself, Mr. SCOTT of South Carolina, and Mr. BLUMENTHAL) submitted the following resolution; which was considered and agreed to:

S. RES. 625

Whereas the designation of National Poison Prevention Week was first authorized by Congress and President Kennedy in 1961, in Public Law 87-319 (75 Stat. 681);

Whereas National Poison Prevention Week occurs during the third full week of March each year;

Whereas, in 2022, poison centers responded to more than 2,000,000 human exposure cases and information requests, including—

- (1) opioid and fentanyl misuse;
- (2) suicide attempts, including those by adolescents and teens; and
- (3) accidental edible cannabis ingestion;

Whereas poison centers are on the front lines assisting throughout the United States with emergency disasters in our communities, including the East Palestine, Ohio, train derailment;

Whereas poison control centers responded to COVID-19 related surges by conducting poison safety and poisoning prevention outreach in a virtual format during the COVID-19 pandemic and handled increases in cases relating to hand sanitizer and household cleaning products;

Whereas America's Poison Centers works with the 55 poison control centers in the United States to track—

- (1) commonly used household and workplace products that can cause poisoning; and
- (2) poisonings and the sources of those poisonings;

Whereas the National Poison Data System contains over 466,000 products, ranging from viral and bacterial agents to commercial chemical and drug products;

Whereas local poison control centers save the people in medical costs;

Whereas America's Poison Centers and poison control centers partner with the Centers for Disease Control and Prevention, the Food and Drug Administration, and State, local, Tribal, and territorial health departments to monitor occurrences of environmental, biological, and emerging threats in communities across the United States, including food poisoning, botulism, and vaping-associated lung injury;

Whereas, according to the Consumer Product Safety Commission, in 2020, an estimated 61,500 children under the age of 5 were treated in emergency rooms due to unintended poisonings;

Whereas, in 2021, children younger than 6 years of age constituted 41 percent of all poison exposures;

Whereas, from 2012 to 2022, the number of adolescents 10 to 19 years of age seen for a suicide attempt has nearly doubled and that has disproportionately affected female adolescents;

Whereas, in 2022, more than 90,000 children 19 years of age and younger were treated in an emergency room due to unintended pediatric poisoning and more than 90 percent of those incidents occurred in the home, most often with acetaminophen, edible cannabis, melatonin, ibuprofen, laundry packets,

bleach, diphenhydramine, blood pressure medications, or sedatives or anti-anxiety medication;

Whereas an analysis of the National Electronic Injury Surveillance System shows—

(1) children experienced an increased incidence of ingestion of dangerous foreign bodies like button batteries and high-powered magnets during the COVID-19 pandemic; and

(2) evidence that parents and caregivers sought care for foreign body ingestions either because they knew the relative danger of the object ingested or because they sought advice from available resources like the poison control centers;

Whereas 107,622 deaths due to drug overdose were reported in the United States in 2021, and the majority of those cases, approximately 75 percent, involved an opioid, primarily synthetic opioids like fentanyl;

Whereas, in 2021, the most common substances that individuals called the poison helpline about were prescription and non-prescription pain relievers, household cleaning substances, cosmetics and personal care products, and antidepressants;

Whereas pain medications lead the list of the most common substances implicated in adult poison exposures and are the single most frequent cause of fatalities reported to America's Poison Centers;

Whereas poison control centers issue guidance and provide support to individuals, including individuals who experience medication and dosing errors;

Whereas more than 40 percent of calls to the poison helpline are from individuals 20 years of age or older, and a common reason for those calls is therapeutic errors, including questions regarding drug interactions, incorrect dosing route, timing of doses, and double doses;

Whereas active, curious children will often investigate and sometimes ingest things they find, and every day over 300 children between the ages of 0 to 19 are treated for accidental poisoning in the United States;

Whereas America's Poison Centers engages in community outreach by educating the public on poison safety and poisoning prevention and provides educational resources, materials, and guidelines to educate the public on poisoning prevention;

Whereas individuals can reach a poison control center from anywhere in the United States by calling the poison help line at 1-800-222-1222 or accessing PoisonHelp.org;

Whereas, despite regulations of the Consumer Product Safety Commission requiring that a child-resistant package be designed or constructed to be significantly difficult for children under 5 years of age to open or obtain a harmful amount of the contents, children can still open child-resistant packages within a reasonable time; and

Whereas, each year during National Poison Prevention Week, the Federal Government assesses the progress made by the Federal Government in saving lives and reaffirms the national commitment of the Federal Government to preventing injuries and deaths from poisoning; Now, therefore, be it

Resolved, That the Senate—

(1) recognizes the week of March 17 through March 23, 2024, as “National Poison Prevention Week”;

(2) expresses gratitude for the people who operate or support poison control centers in their local communities;

(3) expresses gratitude for frontline workers who supported poison prevention during the COVID-19 pandemic;

(4) supports efforts and resources to provide poison prevention guidance or emergency assistance in response to poisonings; and

(5) encourages—

(A) the people of the United States to educate their communities and families about poison safety and poisoning prevention; and

(B) health care providers to practice and promote poison safety and poisoning prevention.

SENATE CONCURRENT RESOLUTION 31—RECOGNIZING THE NEED TO IMPROVE PHYSICAL ACCESS TO MANY FEDERALLY FUNDED FACILITIES FOR ALL PEOPLE OF THE UNITED STATES, PARTICULARLY PEOPLE WITH DISABILITIES

Mr. BLUMENTHAL (for himself, Mr. FETTERMAN, Mr. KELLY, Ms. DUCKWORTH, Mr. CASEY, Mr. SANDERS, Mr. MERKLEY, and Mr. VAN HOLLEN) submitted the following concurrent resolution; which was referred to the Committee on Health, Education, Labor, and Pensions:

S. CON. RES. 31

Whereas the First Amendment to the Constitution prevents Congress from making any law respecting an establishment of religion, prohibiting the free exercise of religion, or abridging the freedom of speech, the freedom of the press, the right to peaceably assemble, or to petition for a governmental redress of grievances, and was adopted on December 15, 1791, as 1 of the 10 amendments that constitute the Bill of Rights;

Whereas the Bill of Rights, specifically the First Amendment to the Constitution, calls for the right of all persons to peaceably assemble, and to this end, all persons, regardless of their physical ability, shall be offered equal opportunity to access all federally funded, in whole or part, amenities;

Whereas, in the 33 years since Congress enacted the Americans with Disabilities Act of 1990 (42 U.S.C. 12101 et seq.), there have been unprecedented advances in all forms of technology, typified by automatic doors;

Whereas, in 2023, the Centers for Disease Control and Prevention found that 1 in 4 adults, or 61,000,000 people, have a disability;

Whereas disability is a universal concern, as an aging population increases the incidence of frailty and disability;

Whereas, as significant advances in medical treatment result in increased survival rates, the incidence of disability increases;

Whereas, in 2022, the Bureau of Labor Statistics found that 5,400,000 veterans received service-related disability benefits;

Whereas, in 2023, the Bureau of Labor Statistics found that the unemployment rate of persons with a disability was twice that of nondisabled adults;

Whereas, in 2023, the Bureau of Labor Statistics found that people of color have the highest disability rates in the United States;

Whereas Congress enacted the Architectural Barriers Act of 1968 (42 U.S.C. 4151 et seq.) to ensure that certain federally funded facilities are designed and constructed to be accessible to people with disabilities;

Whereas the United States Access Board (referred to in this preamble as the “Board”) recently issued a final rule on accessibility guidelines for pedestrian facilities in the public right-of-way that addresses various issues, including access for blind pedestrians at street crossings, wheelchair access to on-street parking, and various constraints posed by space limitations, roadway design practices, slope, and terrain;

Whereas the new guidelines of the Board cover pedestrian access to sidewalks and streets, including crosswalks, curb ramps,