



United States  
of America

# Congressional Record

PROCEEDINGS AND DEBATES OF THE 117<sup>th</sup> CONGRESS, FIRST SESSION

Vol. 167

WASHINGTON, SUNDAY, SEPTEMBER 26, 2021

No. 167

## Senate

The Senate was not in session today. Its next meeting will be held on Monday, September 27, 2021, at 3 p.m.

## House of Representatives

SUNDAY, SEPTEMBER 26, 2021

The House met at 11 a.m. and was called to order by the Speaker pro tempore (Ms. McCOLLUM).

### DESIGNATION OF THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore laid before the House the following communication from the Speaker:

WASHINGTON, DC,  
September 26, 2021.

I hereby appoint the Honorable BETTY McCOLLUM to act as Speaker pro tempore on this day.

NANCY PELOSI,  
House of Representatives.

### PRAYER

The Chaplain, the Reverend Margaret Grun Kibben, offered the following prayer:

Gracious and loving God, on this Gold Star Mother's and Family Day we come before You with our prayers for all the loved ones of our fallen heroes.

It is on days like today we realize that added to the ultimate sacrifice paid by those men and women, is the toll taken on their mothers, fathers, sisters, brothers, daughters, and sons.

We lift up to You those who hoped in vain for their loved one to come home, only to absorb the gut-wrenching shock of a knock at the door alerting their loss. Lord we place into Your compassionate care all those who have felt the cost of war most poignantly and ask that You surround them in Your embrace.

Holy God, enter into that vacant place in their hearts—not to replace

this love lost but to hold them tenderly in the depths of their pain. And God, help us to find appropriate and thoughtful ways to express our love and reverence for those who sorrow.

As we honor those grieving on this day, remind us that for them on every day there is an empty chair at the table. But may their resilience and resolve serve as a testimony of faith in You and in Your abiding love in our lives.

In Your steadfast presence we find peace. And in Your name we pray.  
Amen.

### THE JOURNAL

The SPEAKER pro tempore. Pursuant to section 11(a) of House Resolution 188, the Journal of the last day's proceedings is approved.

### PLEDGE OF ALLEGIANCE

The SPEAKER pro tempore. The Chair will lead the House in the Pledge of Allegiance.

The SPEAKER pro tempore led the Pledge of Allegiance as follows:

I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one nation under God, indivisible, with liberty and justice for all.

### ADJOURNMENT

The SPEAKER pro tempore. Pursuant to section 11(b) of House Resolution 188, the House stands adjourned until noon tomorrow for morning-hour debate and 2 p.m. for legislative business.

Thereupon (at 11 o'clock and 2 minutes a.m.), under its previous order, the House adjourned until tomorrow, Monday, September 27, 2021, at noon 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-2224. A letter from the Associate Director, Regulatory Management Division, Environmental Protection Agency, transmitting the Agency's final rule — Significant New Use Rules on Certain Chemical Substances (20-9.B) [EPA-HQ-OPPT-2020-0411; FRL-8214-02-OCSP] (RIN: 2070-AB27) received September 20, 2021, pursuant to 5 U.S.C. 801(a)(1)(A); Public Law 104-121, Sec. 251; (110 Stat. 868); to the Committee on Energy and Commerce.

EC-2225. A letter from the Associate Director, Regulatory Management Division, Environmental Protection Agency, transmitting the Agency's final rule — Significant New Use Rules on Certain Chemical Substances (21-1.B) [EPA-HQ-OPPT-2020-0513; FRL-8320-01-OCSP] (RIN: 2070-AB27) received September 20, 2021, pursuant to 5 U.S.C. 801(a)(1)(A); Public Law 104-121, Sec. 251; (110 Stat. 868); to the Committee on Energy and Commerce.

EC-2226. A letter from the Associate Director, Regulatory Management Division, Environmental Protection Agency, transmitting the Agency's direct final rule — Arizona: Final Authorization of State Hazardous Waste Management Program Revisions [EPA-R09-RCRA-2021-0431; FRL-8828-02-R9] received September 20, 2021, pursuant to 5 U.S.C. 801(a)(1)(A); Public Law 104-121, Sec. 251; (110 Stat. 868); to the Committee on Energy and Commerce.

□ This symbol represents the time of day during the House proceedings, e.g., □ 1407 is 2:07 p.m.

Matter set in this typeface indicates words inserted or appended, rather than spoken, by a Member of the House on the floor.



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EC-2227. A letter from the Associate Director, Regulatory Management Division, Environmental Protection Agency, transmitting the Agency's final rule — Air Plan Approval; North Carolina; Mecklenburg Miscellaneous Rules Revisions [EPA-R04-OAR-2020-0726; FRL-8939-02-R4] received September 20, 2021, pursuant to 5 U.S.C. 801(a)(1)(A); Public Law 104-121, Sec. 251; (110 Stat. 868); to the Committee on Energy and Commerce.

EC-2228. A letter from the Associate Director, Regulatory Management Division, Environmental Protection Agency, transmitting the Agency's final rule — Air Plan Approval; AL: NOx SIP Call and Removal of CAIR: Correction [EPA-R04-OAR-2020-0129; FRL-8975-02-R4] received September 20, 2021, pursuant to 5 U.S.C. 801(a)(1)(A); Public Law 104-121, Sec. 251; (110 Stat. 868); to the Committee on Energy and Commerce.

#### PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII,

Mr. NADLER (for, Mr. ISSA, Mr. JOHNSON of Georgia, and Mr. CLINE): introduced A bill (H.R. 5374) to amend the Trademark Act of 1946 to provide for contributory liability for certain electronic commerce platforms for use of a counterfeit mark by a third party on such platforms, and for other purposes; which was referred to the Committee on the Judiciary.

#### MEMORIALS

Under clause 3 of rule XII,

ML-102. The SPEAKER presented a memorial of the Senate of the State of Michigan, relative to Senate Resolution No. 78, Declaring support for the people of Cuba in their fight against a destructive communist regime and to urge the United States Government and the Biden Administration to take action to protect the basic human rights of the Cuban people; which was referred to the Committee on Foreign Affairs.

#### CONSTITUTIONAL AUTHORITY STATEMENT.

Pursuant to clause 7 of rule XII of the Rules of the House of Representatives,

the following statements are submitted regarding the specific powers granted to Congress in the Constitution to enact the accompanying bill or joint resolution.

By Mr. NADLER:

H.R. 5374.

Congress has the power to enact this legislation pursuant to the following:

Article 1; Section 8, Clause 3 of the U.S. Constitution, which gives Congress the power "[t]o regulate commerce with foreign nations, and among the several states, and with the Indian tribes."

#### PETITIONS, ETC.

Under clause 3 of rule XII,

PT-63. The SPEAKER presented a petition of the Mayor and City Council of Hialeah, FL, relative to Resolution No. 2021-098, urging the President of the United States of America to support the people of Cuba by condemning the Cuban socialist/communist, tyrannical one-party regime, by taking the actions and expressing support for the Cuban people; which was referred to the Committee on Foreign Affairs.

EXTENSIONS OF REMARKS

COST ESTIMATE FOR H.R. 4089,  
THE DARREN DRAKE ACT

**HON. BENNIE G. THOMPSON**  
OF MISSISSIPPI

IN THE HOUSE OF REPRESENTATIVES  
*Sunday, September 26, 2021*

Mr. THOMPSON of Mississippi. Madam Speaker, I include in the RECORD the cost estimate prepared by the Congressional Budget Office for H.R. 4089, the Darren Drake Act. The cost estimate was not available at the time of the Committee report filing.

U.S. CONGRESS,  
CONGRESSIONAL BUDGET OFFICE,  
*Washington, DC, September 24, 2021.*

Hon. BENNIE G. THOMPSON,  
*Chairman, Committee on Homeland Security,  
House of Representatives, Washington, DC.*

DEAR MR. CHAIRMAN: The Congressional Budget Office has prepared the enclosed cost estimate for H.R. 4089, the Darren Drake Act.

If you wish further details on this estimate, we will be pleased to provide them. The CBO staff contact is Lindsay Wylie.

Sincerely,  
PHILLIP L. SWAGEL,  
*Director.*

Enclosure.

H.R. 4089, DARREN DRAKE ACT AS REPORTED BY THE  
HOUSE COMMITTEE ON HOMELAND SECURITY ON SEP-  
TEMBER 14, 2021

	By fiscal year, millions of dollars—		
	2021	2021–2026	2021–2031
Direct Spending (Outlays) .....	0	0	0
Revenues .....	0	0	0
Increase or Decrease (–) in the Deficit .....	0	0	0
Spending Subject to Appropria- tion (Outlays) .....	0	*	not estimated

Statutory pay-as-you-go procedures apply?  
No.

Increases on-budget deficits in any of the four consecutive 10-year periods beginning in 2032? No.

MANDATE EFFECTS

Contains intergovernmental mandate? No.

Contains private-sector mandate? No.

\* = between zero and \$500,000.

H.R. 4089 would require the Department of Homeland Security (DHS) to develop and disseminate best practices for vehicle rental companies and dealers to report suspicious behavior when a rental vehicle is sold. DHS would be required to consult with state, local, and tribal governments and industry stakeholders and report to the Congress on implementation of the best practices after one year. Based on the cost of similar activities, CBO estimates that implementing the bill would cost less than \$500,000 over the 2021–2026 period; such spending would be subject to the availability of appropriated funds.

The CBO staff contact for this estimate is Lindsay Wylie. The estimate was reviewed by Leo Lex, Deputy Director of Budget Analysis.

● This “bullet” symbol identifies statements or insertions which are not spoken by a Member of the Senate on the floor.

Matter set in this typeface indicates words inserted or appended, rather than spoken, by a Member of the House on the floor.

# Daily Digest

## Senate

### Chamber Action

The Senate was not in session and stands adjourned until 3 p.m., on Monday, September 27, 2021.

### Committee Meetings

No committee meetings were held.

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## House of Representatives

### Chamber Action

**Public Bills and Resolutions Introduced:** 1 public bill, H.R. 5374, was introduced. **Page H5178**

**Additional Cosponsors:**

**Reports Filed:** There were no reports filed today.

**Speaker:** Read a letter from the Speaker wherein she appointed Representative McCollum to act as Speaker pro tempore for today. **Page H5177**

**Quorum Calls—Votes:** There were no yeas and nays votes, and there were no recorded votes. There were no quorum calls.

**Adjournment:** The House met at 11 a.m. and adjourned at 11:02 a.m.

### Committee Meetings

#### MISCELLANEOUS MEASURE

*Committee on the Budget:* On September 25, 2021, Full Committee held a markup on legislation to provide for reconciliation pursuant to title II of the Concurrent Resolution on the Budget for Fiscal Year 2022,

S. Con. Res. 14. Legislation to provide for reconciliation pursuant to title II of the Concurrent Resolution on the Budget for Fiscal Year 2022, S. Con. Res. 14 was ordered reported, without amendment.

### Joint Meetings

No joint committee meetings were held.

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#### COMMITTEE MEETINGS FOR MONDAY, SEPTEMBER 27, 2021

*(Committee meetings are open unless otherwise indicated)*

##### Senate

No meetings/hearings scheduled.

##### House

*Committee on Rules,* Full Committee, hearing on H.R. 3110, the “PUMP for Nursing Mothers Act”; H.R. 3992, the “Protect Older Job Applicants Act”; and H.R. 2119, the “Family Violence Prevention and Services Improvement Act of 2021”, 2 p.m., H-313 Capitol and Webex.

*Next Meeting of the SENATE*

3 p.m., Monday, September 27

*Next Meeting of the HOUSE OF REPRESENTATIVES*

12 noon, Monday, September 27

## Senate Chamber

**Program for Monday:** Senate will resume consideration of the motion to proceed to consideration of H.R. 5305, Extending Government Funding and Delivering Emergency Assistance Act, and vote on the motion to invoke cloture thereon at 5:30 p.m.

## House Chamber

**Program for Monday:** Consideration of measures under suspension of the Rules.

## Extensions of Remarks, as inserted in this issue

## HOUSE

Thompson, Bennie G., Miss., E1025



# Congressional Record

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