Committee on Oversight and Reform

Business Meeting Summary – 6-12-19

Convened: 10:17 a.m. Recesses: 12:19 - 1:47 p.m. Adjourned: 4:46 p.m. 3:55 - 4:10 p.m.

Members present: Cummings, Maloney, Norton, Clay, Lynch, Cooper, Connolly, Krishnamoorthi, Raskin, Rouda, Hill, Wasserman Schultz, Sarbanes, Welch, Speier, Kelly, DeSaulnier, Lawrence, Plaskett, Khanna, Gomez, Ocasio-Cortez, Pressley, Tlaib, Jordan, Amash, Gosar, Foxx, Massie, Meadows, Hice, Grothman, Comer, Cloud, Gibbs, Higgins, Norman, Roy, Miller, Armstrong, and Steube.

Mr. Meadows raised a point of order and stated that the Committee was in violation of Committee rule 2(f) regarding sending a memorandum at least three calendar days before each meeting. The Chair ruled against the motion. Mr. Meadows offered a motion to appeal the ruling of the Chair and the motion failed by a recorded vote of 15-20.

YEAS: Jordan, Amash, Foxx, Massie, Meadows, Hice, Grothman, Comer, Gibbs, Higgins, Norman, Roy, Miller, Armstrong, and Steube.

NAYS: Cummings, Maloney, Norton, Lynch, Cooper, Connolly, Krishnamoorthi, Raskin, Rouda, Hill, Wasserman Schultz, Sarbanes, Kelly, DeSaulnier, Lawrence, Khanna, Gomez, Ocasio-Cortez, Pressley, and Tlaib.

A resolution recommending that the House of Representatives find the Attorney General and the Secretary of Commerce in contempt of Congress for their refusal to comply with duly authorized subpoenas relating to the 2020 Census

- 1. Mr. Cummings offered an amendment in the nature of a substitute (ANS). The ANS, as amended, passed by voice vote.
- 2. Mr. Hice offered an amendment to the ANS that inserted at the end of the resolution, "Resolved, That the Attorney General and Secretary of Commerce continue to engage with the Committee on the census investigation, and have made multiple accommodations requested by Chairman Cummings, and such cooperation and accommodation will be noted by the courts in the enforcement of the subpoena issued by this Committee related to the April 2, 2019 subpoenas." The amendment failed by a vote of 15-24.

YEAS: Jordan, Gosar, Foxx, Massie, Meadows, Hice, Grothman, Comer, Cloud, Gibbs, Higgins, Norman, Miller, Armstrong, and Steube.

NAYS: Cummings, Maloney, Norton, Clay, Lynch, Cooper, Connolly, Krishnamoorthi, Raskin, Rouda, Hill, Wasserman Schultz, Sarbanes, Welch, Speier, Kelly, Lawrence, Plaskett, Khanna, Gomez, Ocasio-Cortez, Pressley, Tlaib, and Amash.

3. Mr. Higgins offered an amendment to the ANS that strikes all in the resolution and inserts, "Resolved, That President Trump has asserted Executive Privilege over documents sought pursuant to the subpoena issued by the Committee on April 2, 2019." The amendment failed by a vote of 15-24.

YEAS: Jordan, Gosar, Foxx, Massie, Meadows, Hice, Grothman, Comer, Cloud, Gibbs, Higgins, Norman, Miller, Armstrong, and Steube.

NAYS: Cummings, Maloney, Norton, Clay, Lynch, Cooper, Connolly, Krishnamoorthi, Raskin, Rouda, Hill, Wasserman Schultz, Sarbanes, Welch, Speier, Kelly, Lawrence, Plaskett, Khanna, Gomez, Ocasio-Cortez, Pressley, Tlaib, and Amash.

4. Mr. Norman offered an amendment to the ANS that inserts after the first Resolved clause, "Resolved, That a citizenship question is not new, and has appeared on every decennial census from 1820 to 1950, and on every long-form census from 1970 to 2000, and on every American Community Survey from 2005 to the present." The amendment failed by a vote of 16-23.

YEAS: Jordan, Amash, Gosar, Foxx, Massie, Meadows, Hice, Grothman, Comer, Cloud, Gibbs, Higgins, Norman, Miller, Armstrong, and Steube.

NAYS: Cummings, Maloney, Norton, Clay, Lynch, Cooper, Connolly, Krishnamoorthi, Raskin, Rouda, Hill, Wasserman Schultz, Sarbanes, Welch, Speier, Kelly, Lawrence, Plaskett, Khanna, Gomez, Ocasio-Cortez, Pressley, and Tlaib.

5. Mr. Cummings offered an amendment to the ANS that adds language regarding the President's assertion of Executive Privilege to Section IV of the report (The Department of Commerce and the Department of Justice Have Obstructed the Committee's Investigation). The amendment passed by a vote of 24-15.

YEAS: Cummings, Maloney, Norton, Clay, Lynch, Cooper, Connolly, Krishnamoorthi, Raskin, Rouda, Hill, Wasserman Schultz, Sarbanes, Welch, Speier, Kelly, Lawrence, Plaskett, Khanna, Gomez, Ocasio-Cortez, Pressley, Tlaib, and Amash.

NAYS: Jordan, Gosar, Foxx, Massie, Meadows, Hice, Grothman, Comer, Cloud, Gibbs, Higgins, Norman, Miller, Armstrong, and Steube.

6. Mr. Meadows offered an amendment to the ANS to insert after the third Resolved clause, "Resolved, That the Supreme Court of the United States heard oral arguments on the legal challenges to Secretary Ross' decision to reinstate the citizenship question on April 23, 2019, and will rule in June 2019 on the merits of the case." The amendment failed by a vote of 15-24.

YEAS: Jordan, Gosar, Foxx, Massie, Meadows, Hice, Grothman, Comer, Cloud, Gibbs, Higgins, Norman, Miller, Armstrong, and Steube.

NAYS: Cummings, Maloney, Norton, Clay, Lynch, Cooper, Connolly, Krishnamoorthi, Raskin, Rouda, Hill, Wasserman Schultz, Sarbanes, Welch, Speier, Kelly, Lawrence, Plaskett, Khanna, Gomez, Ocasio-Cortez, Pressley, Tlaib, and Amash.

7. Mr. Gibbs offered an amendment to the ANS that strikes the second Resolved clause and inserts, "Resolved, That the Attorney General has produced over 17,000 documents responsive to the April 2, 2019, subpoena, and (ii) John Gore voluntarily appeared, at Chairman Cummings' request, for a transcribed interview on March 7, 2019." The amendment failed by a vote of 15-24.

YEAS: Jordan, Gosar, Foxx, Massie, Meadows, Hice, Grothman, Comer, Cloud, Gibbs, Higgins, Norman, Miller, Armstrong, and Steube.

NAYS: Cummings, Maloney, Norton, Clay, Lynch, Cooper, Connolly, Krishnamoorthi, Raskin, Rouda, Hill, Wasserman Schultz, Sarbanes, Welch, Speier, Kelly, Lawrence, Plaskett, Khanna, Gomez, Ocasio-Cortez, Pressley, Tlaib, and Amash.

8. Mr. Comer offered an amendment to the ANS that strikes the third Resolved clause and inserts, "Resolved, That the Secretary of Commerce has produced over 14,000 documents responsive to the April 2, 2019, subpoena, including on June 3, 2019." The amendment failed by a vote of 15-24.

YEAS: Jordan, Gosar, Foxx, Massie, Meadows, Hice, Grothman, Comer, Cloud, Gibbs, Higgins, Norman, Miller, Armstrong, and Steube.

NAYS: Cummings, Maloney, Norton, Clay, Lynch, Cooper, Connolly, Krishnamoorthi, Raskin, Rouda, Hill, Wasserman Schultz, Sarbanes, Welch, Speier, Kelly, Lawrence, Plaskett, Khanna, Gomez, Ocasio-Cortez, Pressley, Tlaib, and Amash.

The resolution, as amended, was ordered favorably reported to the House by a vote of 24-15.

YEAS: Cummings, Maloney, Norton, Clay, Lynch, Cooper, Connolly, Krishnamoorthi, Raskin, Rouda, Hill, Wasserman Schultz, Sarbanes, Welch, Speier, Kelly, Lawrence, Plaskett, Khanna, Gomez, Ocasio-Cortez, Pressley, Tlaib, and Amash.

NAYS: Jordan, Gosar, Foxx, Massie, Meadows, Hice, Grothman, Comer, Cloud, Gibbs, Higgins, Norman, Miller, Armstrong, and Steube.

[U.C.s for the record: Cummings-article dated 4/24/19; Meadows-Wall Street Journal article dated 6/2/19; Higgins-Supreme Court ruling from 10/22/18; Maloney-memo by Mr. Hofeller; Wasserman Schultz-article from NBC news on the citizenship question; Norman-American

Community Survey from 2019; Connolly-3 U.S. District Court rulings from MD, CA and NY; Hice-Wilbur Ross memo regarding citizenship question]

H.R. 391 (Lynch), White House Ethics Transparency Act of 2019

1. Mr. Cummings offered an amendment in the nature of a substitute (ANS). The ANS passed by voice vote.

H.R. 391, as amended, was ordered favorably reported to the House by a vote of 23-16.

YEAS: Cummings, Maloney, Norton, Clay, Lynch, Cooper, Connolly, Krishnamoorthi, Raskin, Rouda, Hill, Wasserman Schultz, Sarbanes, Welch, Speier, Kelly, Lawrence, Plaskett, Khanna, Gomez, Ocasio-Cortez, Pressley, and Tlaib.

NAYS: Jordan, Amash, Gosar, Foxx, Massie, Meadows, Hice, Grothman, Comer, Cloud, Gibbs, Higgins, Norman, Miller, Armstrong, and Steube.

[U.C. for the record: Lynch-letter from Senator Grassley, June 11, 2009.]

H.R. 2003 (Cummings), Ensuring FEHBP Coverage During Shutdowns Act

1. Mr. Cummings offered an amendment in the nature of a substitute (ANS). The ANS passed by voice vote.

H.R. 2003, as amended, was ordered favorably reported to the House by voice vote.

H.R. 2004 (Cummings), Ensuring FEDVIP and FLTCIP Coverage During Shutdowns Act

1. Mr. Cummings offered an amendment in the nature of a substitute (ANS). The ANS passed by voice vote.

H.R. 2004, as amended, was ordered favorably reported to the House by voice vote.

H.R. 2530 (Connolly), Interim Stay Authority To Protect Whistleblowers Act

1. Mr. Cummings offered an amendment in the nature of a substitute (ANS). The ANS passed by voice vote.

H.R. 2530, as amended, was ordered favorably reported to the House by voice vote.

H.R. 1668 (Kelly), Internet of Things Cybersecurity Improvement Act of 2019

1. Ms. Kelly offered an amendment in the nature of a substitute (ANS). The ANS passed by voice vote.

H.R. 1668, as amended, was ordered favorably reported to the House by voice vote.

H.R. 2978 (Connolly), National Historical Publications and Records Commission Reauthorization Act of 2019

1. Mr. Cummings offered an amendment in the nature of a substitute (ANS). The ANS passed by voice vote.

H.R. 2978, as amended, was ordered favorably reported to the House by vote of 24-14.

YEAS: Cummings, Maloney, Norton, Clay, Lynch, Cooper, Connolly, Krishnamoorthi, Raskin, Rouda, Hill, Wasserman Schultz, Sarbanes, Welch, Speier, Kelly, Lawrence, Plaskett, Khanna, Gomez, Ocasio-Cortez, Pressley, Tlaib, and Meadows.

NAYS: Jordan, Amash, Gosar, Foxx, Massie, Hice, Grothman, Cloud, Gibbs, Higgins, Norman, Miller, Armstrong, and Steube.

The following bills were approved by the Committee and ordered favorably reported to the House, by Unanimous Consent:

H.R. 1250 (Babin), to designate the facility of the United States Postal Service located at 11158 Highway 146 North in Hardin, Texas, as the "Lucas Lowe Post Office."

H.R. 1526 (Heck), to designate the facility of the United States Postal Service located at 200 Israel Road Southeast in Tumwater, Washington, as the "Eva G. Hewitt Post Office."

H.R.1833 (Rice-NY), to designate the facility of the United States Postal Service located at 35 Tulip Avenue in Floral Park, New York, as the "Lieutenant Michael R. Davidson Post Office Building."

H.R. 1844 (Krishnamoorthi), to designate the facility of the United States Postal Service located at 66 Grove Court in Elgin, Illinois, as the "Corporal Alex Martinez Memorial Post Office Building."

H.R. 2451 (Cicilline), to designate the facility of the United States Postal Service located at 575 Dexter Street in Central Falls, Rhode Island, as the "Elizabeth Buffum Chace Post Office."

H.R. 2325 (Gonzalez-Colon), to designate the facility of the United States Postal Service located at 100 Calle Alondra in San Juan, Puerto Rico, as the "65th Infantry Regiment Post Office Building."

H.R. 3144 (Sanchez), to designate the facility of the United States Postal Service located at 8520 Michigan Avenue in Whittier, California, as the "Jose Ramos Post Office Building."

H.R. 3152 (Carson), to designate the facility of the United States Postal Service located at 456 North Meridian Street in Indianapolis, Indiana, as the "Richard G. Lugar Post Office."