

By Michael T. Oscar

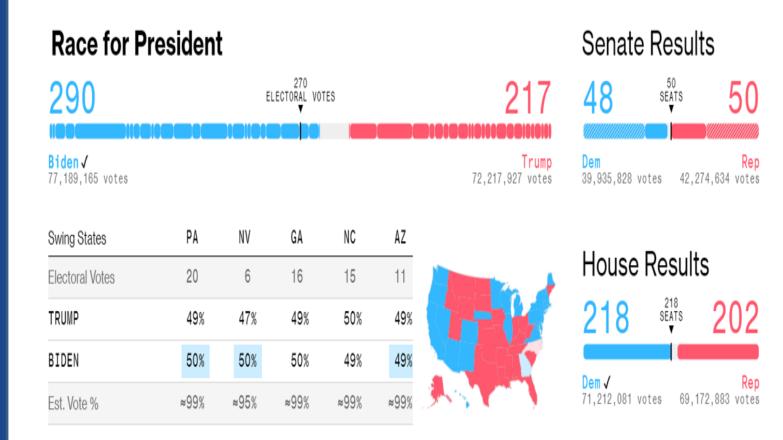
Director of Government Relations American Subcontractors Association

American Subcontractors Association

1004 Duke St., Alexandria, VA 22314

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2020 Election Dashboard





Revitalizing the Federal Courts

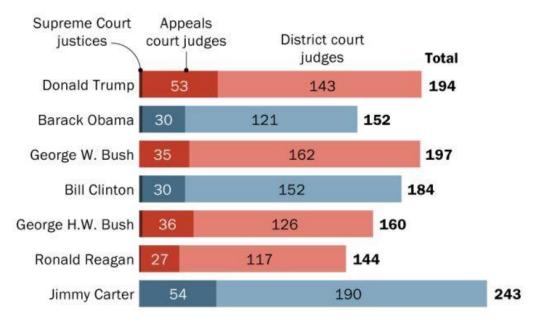
- In 2013, former Democratic Majority Leader Reid ended the filibuster on judicial nomination votes.
- Supreme Court Justices: Neil Gorsuch, Brett Kavanaugh, and Amy Barrett
- Senate confirmed 194 federal judges to the federal bench in the last three years.
- Including 50 judges to the federal circuit court of appeals
 - In 2017, when President Trump took office, Democratic appointees made up the majority on nine of the 13 circuit courts.
 - In 2020, President Trump's appointments flipped three circuit courts:
 - 2nd (NY, VT, CT)
 - 3rd (DE, NJ, PA)
 - 11th (FL, GA, AL)
 - In total, seven circuits have Republican majority appointees.



Revitalizing the Federal Courts

Trump has appointed more appeals court judges so far in his tenure than any president since Carter

Federal judges confirmed by Senate through July 7 of each president's fourth year in office



Note: Data as of July 7, 2020. Excludes judges confirmed to certain specialized or territorial courts. Judges confirmed to multiple positions, such as those first appointed to a district court and later elevated to an appeals court, are counted separately for each position, but only once in each president's total. Source: Pew Research Center analysis of Federal Judicial Center data.

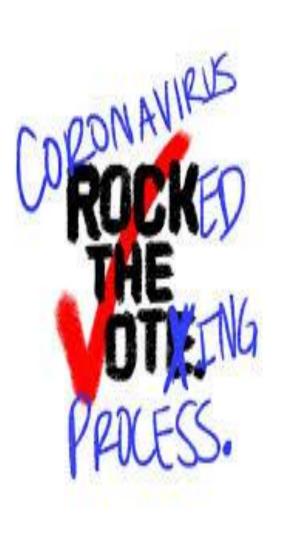


Impeachment





COVID-19





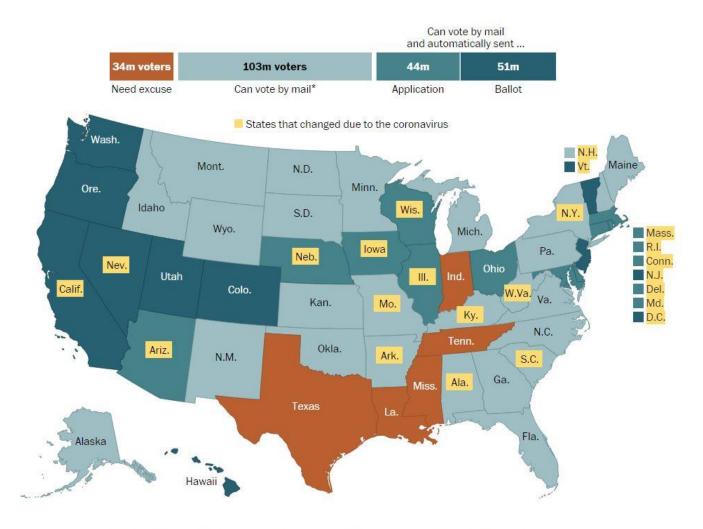


2020 Presidential Debate





Can Vote By Mail

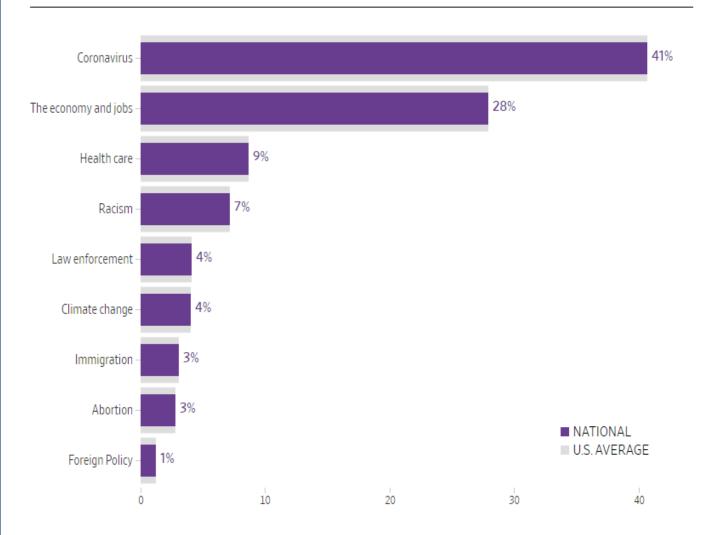


^{*&}quot;Can vote by mail" includes states that don't require any excuse to vote absentee and states that will allow fear of the coronavirus as an excuse.

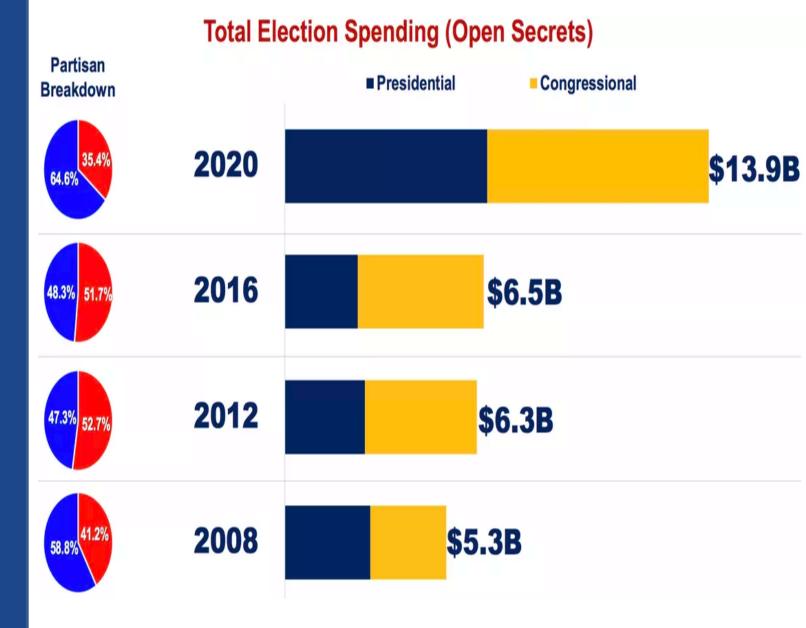


ISSUES

MOST IMPORTANT ISSUE FOR VOTERS

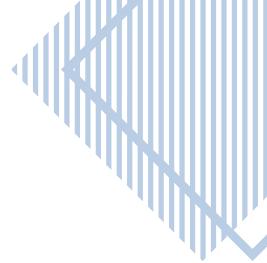










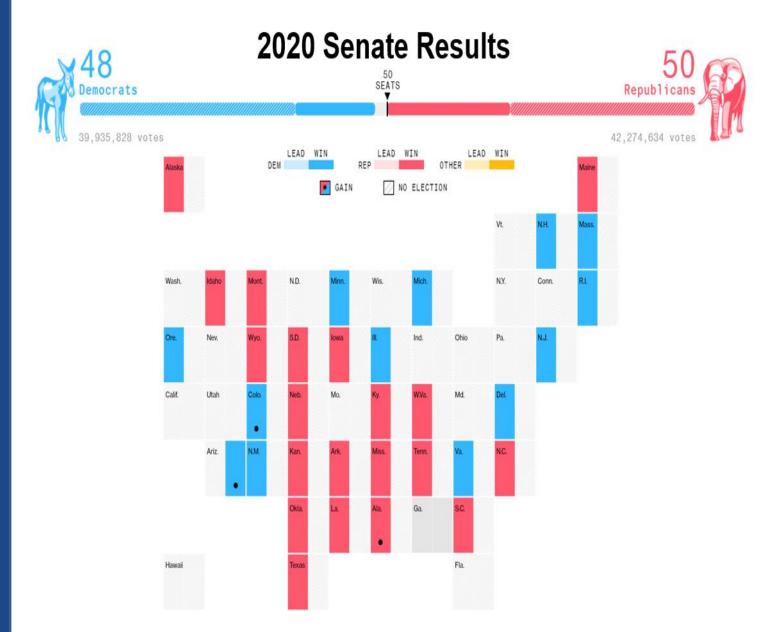


U.S. Senate and House 2020 Election Results

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Senate By the Numbers

Georgia Runoffs on Jan. 5

Sen. David Perdue (R) faces Jon Ossoff (D)

Sen. Kelly Loeffler (R) faces Raphael Warnock (D)

Incoming Freshmen

Bill Hagerty (R-Tenn.)

John Hickenlooper (D-Colo.)

Mark Kelly (D-Ariz.)

Ben Ray Luján (D-N.M.)

Cynthia Lummis (R-Wyo.)

Roger Marshall (R-Kan.)

Tommy Tuberville (R-Ala.)

See the <u>latest list</u> with biographies and office information

	No Race	2020 Win	Total
Republicans	30	19	50
Democrats/Independents	35	13	48
Runoffs	-	-	2

Source: The Associated Press as of Nov. 11 as of 9 p.m. EST Note: Independents caucus with the Democrats

Defeated Incumbents

Cory Gardner (R-Colo.) defeated by Hickenlooper Doug Jones (D-Ala.) defeated by Tuberville Martha McSally (R-Ariz.) defeated by Kelly

Did Not Seek Re-election in 2020

Lamar Alexander (R-Tenn.)

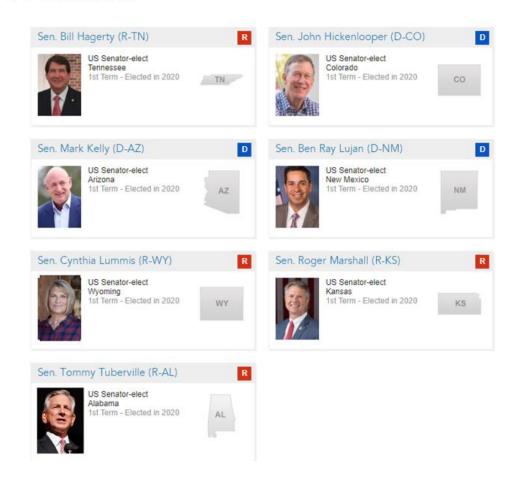
Mike Enzi (R-Wyo.)

Pat Roberts (R-Kan.)

Tom Udall (D-N.M.)



117th Senate Freshmen





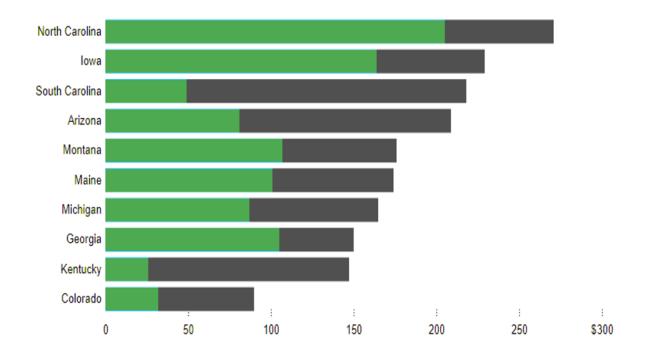
- Democrats' prospects for taking control of the Senate were evaporating after several vulnerable Republican incumbents fended off well-financed Democratic challengers
- The battle for the Senate closely mirrored the presidential race, ending up much closer than many pre-election polls and forecasts had indicated
- The Georgia special election runoff in January ensures the final tally won't be known for months, and the coming days will reveal if that seat will determine Senate control



Top 10 Most Expensive 2020 Senate Races

Four races topped \$200 million; outside spending was at least \$100 million in five races

■ Independent expenditures ■ Candidate spending



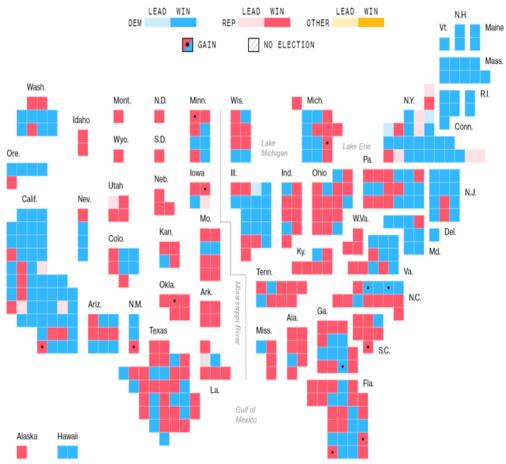
Source: Federal Election Commission



2020 House Results Democrats 2020 House Results



71,179,995 votes 69,142,842 votes





U.S. House Results

House By the Numbers

Defeated in General

CA-48 – Harley Rouda (D) MN-07 – Collin Peterson (D) **FL-26** – Debbie Mucarsel-Powell (D) OK-05 – Kendra Horn (D) SC-01 – Joe Cunningham (D) FL-27 – Donna Shalala (D) IA-01 – Abby Finkenauer (D) NM-02 - Xochitl Torres Small (D)

Defeated in Primary

CO-03 – Scott Tipton (R) KS-02 – Steve Watkins (R) FL-15 - Ross Spano (R) MO-01 - Lacy Clay (D) IA-04 – Steve King (R) NY-16 - Eliot Engel (D) VA-05 – Denver Riggleman (R) IL-03 – Dan Lipinski (D)

Defeated for Other Office

AL-01 - Bradley Byrne (R), lost Senate primary

GA-09 – Doug Collins (R), defeated in Senate special election

MA-04 – Joe Kennedy (D), lost Senate primary

UT-01 – Rob Bishop (R), lost primary for lieutenant governor

Elected to Other Office

CA-08 – Paul Cook (R), elected to San Bernardino County Board of Supervisors

KS-01 - Roger Marshall (R), elected to Senate MT-AL - Greg Gianforte (R), elected governor

NM-03 – Ben Ray Luján (D), elected to Senate

WA-10 - Denny Heck (D), elected lieutenant governor

	2020 Win	Incumbent Losses
Republicans	202	0
Democrats	218	8
Uncalled/Runoff	15	-

Source: The Associated Press as of Nov. 11 as of 9 p.m. EST

Incoming Freshmen

LA-05 – Ralph Abraham (R)

NC-02 – George Holding (R)

MI-03 – Justin Amash (L)

MI-10 – Paul Mitchell (R)

See the latest list with biographies and office contact information

Did Not Seek Re-election

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AL-02 – Martha Roby (R)	NC-06 – Mark Walker (R)
CA-53 – Susan Davis (D)	NY-02 – Peter King (R)
FL-03 – Ted Yoho (R)	NY-15 – José Serrano (D)
FL-19 – Francis Rooney (R)	NY-17 - Nita Lowey (D)
GA-07 – Rob Woodall (R)	OR-02 - Greg Walden (R)
HI-02 – Tulsi Gabbard (D)	TN-01 - Phil Roe (R)
IA-02 – Dave Loebsack (D)	TX-11 - Michael Conaway (R)
IL-15 – John Shimkus (R)	TX-13 - Mac Thornberry (R)
IN-01 – Pete Visclosky (D)	TX-17 – Bill Flores (R)
IN-05 – Susan Brooks (R)	TX-22 - Pete Olson (R)

TX-24 - Kenny Marchant (R) WI-05 – Jim Sensenbrenner (R)

TX-23 – Will Hurd (R)



U.S. House Results

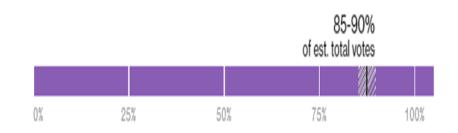
House Big Picture: Democrats Keep Control, But Barely

- Democrats failed to expand their majority and missed pickup opportunities in states such as Illinois and Texas; Republicans protected incumbents and added seats
- At least eight Democratic incumbents lost their seats
 - Seven were elected in the 2018 "blue wave" that swept the party into the majority
 - Agriculture Chairman Collin Peterson, who has represented his Minnesota district since 1991
- Speaker Nancy Pelosi of California will have less room to maneuver
 - She's faced questions from her caucus about strategy and priorities leading up to the election
 - More progressives have been elected and are expected to add additional pressure
- Tension could build ahead of 2022 elections
 - The party in control of the White House historically has lost seats in midterms
 - Democrats will have a narrower majority to defend heading into that election



How Many Votes Have Been Counted?

141 million out of 157 million to 165 million estimated total votes

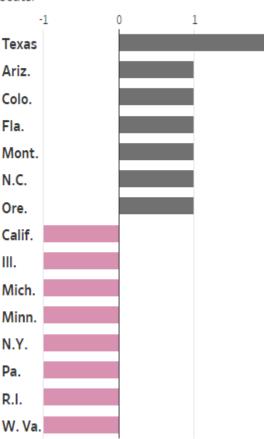


Record numbers of voters cast ballots early either in person or by mail and states may be slow in counting and reporting results



Seat Shuffle

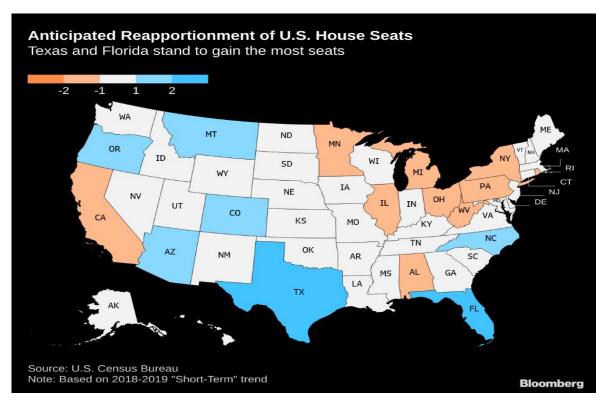
If House seats were allotted using the 2019 population estimates, Texas would gain two seats.



Source: WSJ analysis of Census data

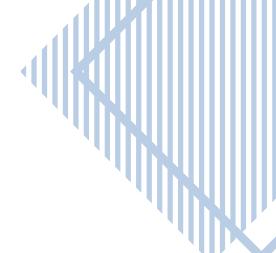
Population Shift Helps South and Southwest

- Texas, Florida and North Carolina will likely gain House seats in the 2022 elections, while Michigan, Ohio and Pennsylvania will continue to lose political clout:
 - 17 states' representation may be affected by the once-a-decade census
 - Continues decades-long trend of the South and West expanding more California, projected to lose one of its 53 seats, would lose House seat for first time
 - Florida is projected to have a larger delegation (29) than New York (26)
 - Reapportionment would be released after the census and in effect for 2022 elections









ASA Task Force on Government Advocacy

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2020 Legislative Priorities

- H.R. 2344: Change Orders
- S. 1434 / H.R. 5644: Reverse Auction
- H.R. 6359: P3 Bonding Requirements on Transportation Projects
- H.R. 5329: Freedom from Government Competition Act
- H.R. 5247: SUBS Act Bid Listing
- S.4203: The American Infrastructure Bonds Act of 2020
- H.R. 6776: JOBS Credit Act
- Congressional Caucus (Construction Procurement Caucus) Introduced on March 5, 2020: ASA Founding Member

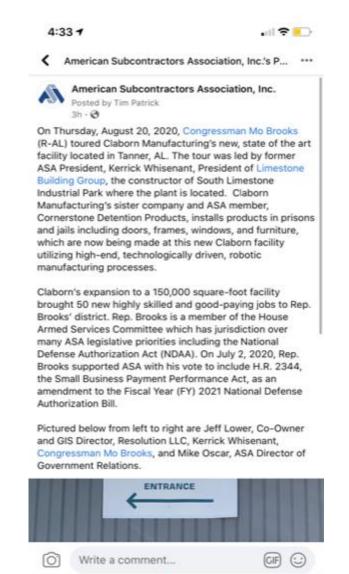
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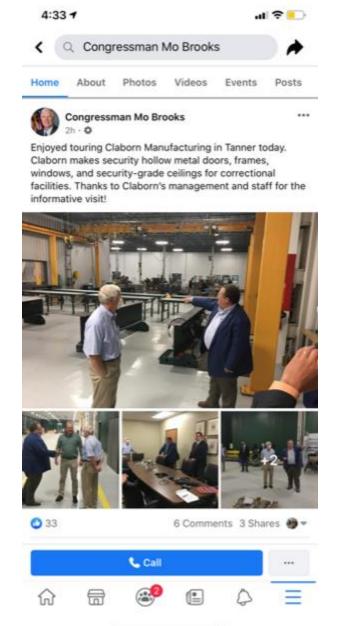
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ASA Member. Kerrick Whisenant, hosts Rep. Brooks (R-AL) on August 20, 2020 to discuss the unfair competition practices on the construction by the Federal Prison Industries.

NOTE: Over 2,000 ASA Members viewed these posts.









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