

SA 4685 proposed by Mr. SHELBY (for himself and Ms. MIKULSKI) to the bill H.R. 2578, supra; which was ordered to lie on the table.

SA 4852. Mr. McCONNELL (for Mrs. ERNST) proposed an amendment to the bill H.R. 1777, to amend the Act of August 25, 1958, commonly known as the "Former Presidents Act of 1958", with respect to the monetary allowance payable to a former President, and for other purposes.

SA 4853. Mr. McCONNELL (for Mr. THUNE) proposed an amendment to the bill S. 2736, to improve access to durable medical equipment for Medicare beneficiaries under the Medicare program, and for other purposes.

#### TEXT OF AMENDMENTS

**SA 4791.** Mr. COATS submitted an amendment intended to be proposed to amendment SA 4685 proposed by Mr. SHELBY (for himself and Ms. MIKULSKI) to the bill H.R. 2578, making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2016, and for other purposes; which was ordered to lie on the table; as follows:

On page 80, between lines 17 and 18, insert the following:

SEC. 301. Funds appropriated or made available under the heading "NATIONAL SCIENCE FOUNDATION" under the heading "SCIENCE" under this title to award research grants may be made available to increase the transparency, to the maximum extent practicable, of any grant application submitted by a recipient of such grant, provided that doing so does not compromise intellectual property, competitive advantage, or the privacy of such recipients or other individuals associated with the grant.

**SA 4792.** Mrs. FEINSTEIN submitted an amendment intended to be proposed to amendment SA 4685 proposed by Mr. SHELBY (for himself and Ms. MIKULSKI) to the bill H.R. 2578, making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2016, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. \_\_\_\_\_. (a) Not later than 90 days after the date of the enactment of this Act, the Administrator of the National Oceanic and Atmospheric Administration shall submit to the Committee on Appropriations of the Senate and the Committee on Appropriations of the House of Representatives a fully documented report that includes the following:

(1) A list of the specific actions the Administrator will implement through 2021 to promote the recovery of the Sacramento River winter-run Chinook salmon and the basis for such actions.

(2) An evaluation of the causes of salmon mortality rates in 2014 and 2015 in the Sacramento River and a description of activities to be carried out to address such mortality.

(3) An evaluation of the reliability of data from rotary-screw traps and other facilities at Red Bluff Diversion Dam used to evaluate the year-class strength of Sacramento River winter-run Chinook salmon and an assessment of the potential benefits of increasing data collection further upstream on the Sacramento River and during high flow events.

(b) Not later than 180 days after the date of the enactment of this Act, the Adminis-

trator of the National Oceanic and Atmospheric Administration shall submit to the Committee on Appropriations of the Senate, the Committee on Appropriations of the House of Representatives, and the Commissioner of the Bureau of Reclamation a fully documented plan to carry out the actions and activities described in subsection (a).

**SA 4793.** Mr. REED (for himself and Mr. WHITEHOUSE) submitted an amendment intended to be proposed to amendment SA 4685 proposed by Mr. SHELBY (for himself and Ms. MIKULSKI) to the bill H.R. 2578, making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2016, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

#### SEC. \_\_\_\_\_. ADDITION OF RHODE ISLAND TO THE MID-ATLANTIC FISHERY MANAGEMENT COUNCIL.

Section 302(a)(1)(B) of the Magnuson-Stevens Fishery Conservation and Management Act (16 U.S.C. 1852(a)(1)(B)) is amended—

(1) by inserting "Rhode Island," after "States of";

(2) by inserting "Rhode Island," after "except North Carolina,";

(3) by striking "21" and inserting "23"; and

(4) by striking "13" and inserting "14".

**SA 4794.** Mr. REED (for himself and Mr. WHITEHOUSE) submitted an amendment intended to be proposed to amendment SA 4685 proposed by Mr. SHELBY (for himself and Ms. MIKULSKI) to the bill H.R. 2578, making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2016, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. \_\_\_\_\_. None of the funds in this Act shall be provided to the Mid-Atlantic Fishery Management Council to prepare a fishery management plan or amendment or to take other action that does not include the full participation, including in votes of the Council, of the principal official with marine fishery management responsibility (or a designee) for the State of Rhode Island and one additional representative designated by the Secretary of Commerce from among at least three qualified individuals recommended by Governor of the State of Rhode Island.

**SA 4795.** Ms. HEITKAMP submitted an amendment intended to be proposed to amendment SA 4685 proposed by Mr. SHELBY (for himself and Ms. MIKULSKI) to the bill H.R. 2578, making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2016, and for other purposes; which was ordered to lie on the table; as follows:

On page 5, line 13, insert "": *Provided*, That of the grants awarded through such section 27, funds shall be awarded to university incubators eligible to participate in the Experimental Program to Stimulate Competitive Research of the National Science Foundation" after "27".

**SA 4796.** Mr. PORTMAN (for himself and Mr. BROWN) submitted an amend-

ment intended to be proposed to amendment SA 4685 proposed by Mr. SHELBY (for himself and Ms. MIKULSKI) to the bill H.R. 2578, making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2016, and for other purposes; which was ordered to lie on the table; as follows:

On page 80, between lines 17 and 18, insert the following:

#### GENERAL PROVISIONS

SEC. 301. (a) SENSE OF CONGRESS.—It is the sense of Congress that—

(1) conducting deep space exploration requires radioisotope power systems, such as thermoelectric and Stirling generators and converters;

(2) establishing continuity in the production of the material needed to power such radioisotope power systems is paramount to the success of future deep space missions; and

(3) Federal agencies supporting the National Aeronautics and Space Administration through the production of the material described in paragraph (2) should do so in a cost effective manner so as not to impose excessive reimbursement requirements on the Administration.

(b) ANALYSIS OF REQUIREMENTS AND RISKS.—The Director of the Office of Science and Technology Policy and the Administrator of the National Aeronautics and Space Administration, in consultation with the heads of other Federal agencies, shall conduct an analysis of—

(1) the requirements of the National Aeronautics and Space Administration for radioisotope power system material that is needed to carry out planned, high priority robotic missions in the solar system and other surface exploration activities beyond low-Earth orbit; and

(2) the risks to missions of the Administration in meeting those requirements, or any additional requirements, due to a lack of adequate radioisotope power system material.

(c) CONTENTS OF ANALYSIS.—The analysis conducted under subsection (b) shall—

(1) detail the current projected mission requirements and associated timeframes for radioisotope power systems and radioisotope power system material;

(2) explain the assumptions used to determine the requirements of the National Aeronautics and Space Administration for the material, including—

(A) the planned use of advanced thermal conversion technology, such as advanced thermocouples and Stirling generators and converters; and

(B) the risks and implications of, and contingencies for, any delays or unanticipated technical challenges affecting or related to the mission plans of the Administration for the anticipated use of advanced thermal conversion technology;

(3) assess the risk to the programs of the Administration of any potential delays in achieving the schedule and milestones for planned domestic production of radioisotope power system material;

(4) outline a process for meeting any additional Administration requirements for the material;

(5) estimate the incremental costs required to increase the amount of material produced each year, if such an increase is needed to support additional Administration requirements for the material;

(6) detail how the Administration and other Federal agencies will manage, operate, and fund production facilities and the design

and development of all radioisotope power systems used by the Administration and other Federal agencies as necessary;

(7) specify the steps the Administrator will take, in consultation with the Secretary of Energy, to preserve the infrastructure and workforce necessary for production of radioisotope power systems and ensure that Administration reimbursements to the Department of Energy associated with such preservation are equitable and justified;

(8) identify the steps the Administrator will take to preserve taxpayer investment to date in Advanced Stirling Converter technology; and

(9) detail how the Administrator has implemented or rejected the recommendations of the National Research Council in the 2009 report titled "Radioisotope Power Systems: An Imperative for Maintaining U.S. Leadership in Space Exploration".

(d) TRANSMITTAL.—Not later than 180 days after the date of the enactment of this Act, the Administrator of the National Aeronautics and Space Administration shall transmit the results of the analysis conducted under subsection (b) to the Committee on Commerce, Science, and Transportation of the Senate and the Committee on Science, Space, and Technology of the House of Representatives.

**SA 4797.** Mr. THUNE submitted an amendment intended to be proposed to amendment SA 4685 proposed by Mr. SHELBY (for himself and Ms. MIKULSKI) to the bill H.R. 2578, making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2016, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. \_\_\_\_\_. (a) The Administrator of the National Oceanic and Atmospheric Administration shall ensure that the Administration responds in a timely manner to a request from Congress or the Congressional Budget Office, including a response to questions for the record, a letter from a Member of Congress, a request for technical assistance, or views on legislation.

(b) The Administrator of the National Oceanic and Atmospheric Administration shall submit to Congress an annual report on the requests for information submitted to the Administration during the previous year and the timeliness of responses to such requests. Each such report shall include—

(1) the number of such requests made by members of Congress or the Congressional Budget Office and the response time for each such request; and

(2) the number of such requests made under section 552 of title 5 (commonly referred to as the "Freedom of Information Act") and the response time for each such request.

**SA 4798.** Mr. PORTMAN submitted an amendment intended to be proposed to amendment SA 4685 proposed by Mr. SHELBY (for himself and Ms. MIKULSKI) to the bill H.R. 2578, making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2016, and for other purposes; which was ordered to lie on the table; as follows:

On page 68, between lines 20 and 21, insert the following:

SEC. 218. (a) IN GENERAL.—

None of the funds made available in this Act may be used by the Tax Division of the

Department of Justice to investigate, litigate, or pursue any other tax enforcement action against any person found to be delinquent in paying a tax on any amount income which would be includible in gross income by reasons of the discharge (in whole or in part) of any loan described in the subsection (b) if such discharge was —

(1) pursuant to subsection (a) or (d) of section 437 of the Higher Education Act of 1965 or the parallel benefit under part D of title IV of such Act (relating to the repayment of loan liability),

(2) pursuant to section 464(c)(1)(F) of such Act, or

(3) otherwise discharged on account of the death or total and permanent disability of the student.

(b) LOANS DESCRIBED.—A loan is described in this subsection if such loan is—

(1) a student loan (as defined in section 108(f)(2) of the Internal Revenue Code of 1986), or

(2) a private education loan (as defined in section 140(7) of the Consumer Credit Protection Act (15 U.S.C. 1650(7))).

**SA 4799.** Mr. BARRASSO submitted an amendment intended to be proposed to amendment SA 4685 proposed by Mr. SHELBY (for himself and Ms. MIKULSKI) to the bill H.R. 2578, making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2016, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. \_\_\_\_\_. No funds made available by this Act may be expended from the amounts appropriated under section 1304 of title 31, United States Code, to pay final judgments, awards, compromise settlements, or interest or costs specified in the judgments or otherwise authorized by law if such payment is otherwise provided for, including expenditures that Congress has otherwise limited or restricted.

**SA 4800.** Mr. COTTON submitted an amendment intended to be proposed to amendment SA 4685 proposed by Mr. SHELBY (for himself and Ms. MIKULSKI) to the bill H.R. 2578, making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2016, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. \_\_\_\_\_. **REPEAL OF SUNSET OF TITLE VII OF THE FOREIGN INTELLIGENCE SURVEILLANCE ACT OF 1978.**

(a) REPEAL.—Section 403 of the FISA Amendments Act of 2008 (Public Law 110-261; 122 Stat. 2474) is amended by striking subsection (b).

(b) CONFORMING AMENDMENT.—Section 404 of the FISA Amendments Act of 2008 (Public Law 110-261; 50 U.S.C. 1801 note) is amended by striking subsection (b).

**SA 4801.** Mr. COTTON submitted an amendment intended to be proposed to amendment SA 4685 proposed by Mr. SHELBY (for himself and Ms. MIKULSKI) to the bill H.R. 2578, making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending Sep-

tember 30, 2016, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. \_\_\_\_\_. **AUTHORITY FOR ROVING SURVEILLANCE UNDER THE FOREIGN INTELLIGENCE SURVEILLANCE ACT OF 1978.**

Section 102(b)(1) of the USA PATRIOT Improvement and Reauthorization Act of 2005 (Public Law 109-177; 50 U.S.C. 1805 note, 50 U.S.C. 1861 note, and 50 U.S.C. 1862 note) is amended by striking "and section 105(c)(2) read as they" and inserting "reads as it".

**SA 4802.** Mr. COTTON submitted an amendment intended to be proposed to amendment SA 4685 proposed by Mr. SHELBY (for himself and Ms. MIKULSKI) to the bill H.R. 2578, making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2016, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. \_\_\_\_\_. **ACCESS TO CERTAIN BUSINESS RECORDS COLLECTED UNDER THE FOREIGN INTELLIGENCE SURVEILLANCE ACT OF 1978 PRIOR TO NOVEMBER 29, 2015.**

(a) IN GENERAL.—Notwithstanding any other provision of law, the Director of the National Security Agency shall have access to all business records collected under section 501 of the Foreign Intelligence Surveillance Act of 1978 (50 U.S.C. 1861) prior to November 29, 2015, in the same manner and for the same purposes that the Director had access to such records prior to such date.

(b) REQUIREMENT TO MAINTAIN BUSINESS RECORDS.—Notwithstanding any other provision of law, the Director of the National Security Agency shall maintain each business record referred to in subsection (a) for the 5-year period beginning on the date that such record was acquired under section 501 of the Foreign Intelligence Surveillance Act of 1978 (50 U.S.C. 1861).

(c) EFFECTIVE PERIOD.—The authority for access to business records under subsection (a) shall be in effect during the 5-year period beginning on the date of the enactment of this Act.

**SA 4803.** Mr. FLAKE submitted an amendment intended to be proposed to amendment SA 4685 proposed by Mr. SHELBY (for himself and Ms. MIKULSKI) to the bill H.R. 2578, making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2016, and for other purposes; which was ordered to lie on the table; as follows:

Beginning on page 11, strike line 9 and all that follows through "\$119,000,000" on page 12, line 8, and insert the following

For necessary expenses of the National Institute of Standards and Technology (NIST), \$680,000,000, to remain available until expended, of which not to exceed \$9,000,000 may be transferred to the "Working Capital Fund": *Provided*, That not to exceed \$5,000 shall be for official reception and representation expenses: *Provided further*, That NIST may provide local transportation for summer undergraduate research fellowship program participants.

## INDUSTRIAL TECHNOLOGY SERVICES

For necessary expenses for industrial technology services, \$135,000,000, to remain available until expended, of which \$130,000,000 shall be for the Hollings Manufacturing Extension Partnership, and of which \$5,000,000 shall be for the National Network for Manufacturing Innovation.

## CONSTRUCTION OF RESEARCH FACILITIES

For construction of new research facilities, including architectural and engineering design, and for renovation and maintenance of existing facilities, not otherwise provided for the National Institute of Standards and Technology, as authorized by sections 13 through 15 of the National Institute of Standards and Technology Act (15 U.S.C. 278c–278e), \$50,000,000

**SA 4804.** Mr. COTTON submitted an amendment intended to be proposed to amendment SA 4685 proposed by Mr. SHELBY (for himself and Ms. MIKULSKI) to the bill H.R. 2578, making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2016, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

**SEC. \_\_\_\_ . PERMANENT AUTHORITY FOR INDIVIDUAL TERRORIST TO BE TREATED AS AGENTS OF FOREIGN POWERS UNDER THE FOREIGN INTELLIGENCE SURVEILLANCE ACT OF 1978.**

Section 6001 of the Intelligence Reform and Terrorism Prevention Act of 2004 (50 U.S.C. 1801 note) is amended by striking subsection (b).

**SA 4805.** Mr. FLAKE submitted an amendment intended to be proposed by him to the bill H.R. 2578, making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2016, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

**SEC. \_\_\_\_ .** None of the funds made available to the Department of Justice under this Act may be used in the seizure of funds through civil or criminal forfeiture based on a violation of paragraph (1) or (3) of section 5324(a) of title 31, United States Code, unless the seizure satisfies the requirements described in conditions set forth in the Department of Justice Policy Directive 15–3 (March 31, 2015).

**SA 4806.** Mr. FLAKE submitted an amendment intended to be proposed by him to the bill H.R. 2578, making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2016, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

**SEC. \_\_\_\_ .** None of the funds made available to the Department of Justice under this Act may be used for litigation defending the legality of any final rule based on the proposed rule of the Federal Communications Commission entitled “Protecting the Privacy of Customers of Broadband and Other

Telecommunications Services” (81 Fed. Reg. 23359 (April 20, 2016)) or for assisting in such litigation in any other way.

**SA 4807.** Mr. FLAKE submitted an amendment intended to be proposed by him to the bill H.R. 2578, making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2016, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

**SEC. \_\_\_\_ .** None of the funds made available under this Act may be used by the Department of Justice to seek enforcement of any forfeiture obtained by consent decree pursuant to any final rule based on the proposed rule of the Federal Communications Commission entitled “Protecting the Privacy of Customers of Broadband and Other Telecommunications Services” (81 Fed. Reg. 23359 (April 20, 2016)).

**SA 4808.** Mr. FLAKE submitted an amendment intended to be proposed by him to the bill H.R. 2578, making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2016, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in title V, insert the following:

**SEC. 5 \_\_\_\_ . STUDY ON DRUG TRAFFICKING.**

Not later than 1 year after the date of enactment of this Act, the Comptroller General of the United States shall conduct a study and submit a report to Congress on the impact that the trafficking of narcotics, specifically opioids and methamphetamine, through States that border Mexico has on substance abuse of narcotics by the residents of such States.

**SA 4809.** Mr. FLAKE submitted an amendment intended to be proposed by him to the bill H.R. 2578, making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2016, and for other purposes; which was ordered to lie on the table; as follows:

On page 158, line 12, strike “\$68,000,000” and insert “\$62,500,000”.

On page 159, line 3, strike “\$5,000,000” and insert “\$10,500,000”.

**SA 4810.** Mr. FLAKE submitted an amendment intended to be proposed by him to the bill H.R. 2578, making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2016, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

**SEC. \_\_\_\_ . OPERATION STREAMLINE.**

(a) FINDINGS.—Congress finds the following:

(1) The Border Patrol’s Yuma Sector has long grappled with the crossing of undocumented aliens and has seen illegal traffic decline precipitously from the early 2000s to the present.

(2) A combination of increased manpower, technology implementation, and the delivery

of appropriate consequences have resulted in gains in border security in the Yuma Sector.

(3) A key to the success in the Yuma Sector has been the implementation of Operation Streamline, a program established in 2005 that was described by former Department of Homeland Security Secretary Janet Napolitano as “a DHS partnership with the Department of Justice, . . . a geographically focused operation that aims to increase the consequences for illegally crossing the border by criminally prosecuting illegal border-crossers.”

(4) The Yuma County Sheriff’s Office, which is known for its “zero-tolerance” approach, cites 100 percent prosecution of illegal border crossers as a shared goal of a partnership including Federal, State, and local law enforcement agencies.

(5) Among the various consequences delivered to illegal crossers by the Department of Homeland Security, Operation Streamline is associated with a recidivism rate that is well below average and has seen a steady decrease in recidivism in recent years.

(6) The United States Attorney’s Office for the District of Arizona will reportedly no longer be prosecuting those apprehended crossing the border illegally for the first time.

(7) According to the Sheriff of Yuma County, Operation Streamline “had a deterrent effect in Yuma County, which gained a reputation as an area to avoid crossing into because if caught, you were assured to go to court and possibly face penalties”, but now the program “has been severely diluted.”

(b) SENSE OF THE SENATE.—It is the sense of the Senate that—

(1) gains made in border security in the Yuma Sector and positive trends in recidivism rates are of critical importance to those living and working in the border region and to the Nation as a whole;

(2) refusing to prosecute first time illegal border crossers under Operation Streamline will jeopardize border security gains;

(3) the border security steps that have led to some measure of improvement on the border, such as the historical implementation of Operation Streamline, should be preserved; and

(4) the Executive Branch should immediately remove any issued or related prohibition, policy, guidance, or direction to cease prosecuting first time illegal border crossers under Operation Streamline.

**SA 4811.** Mr. FLAKE submitted an amendment intended to be proposed to amendment SA 4685 proposed by Mr. SHELBY (for himself and Ms. MIKULSKI) to the bill H.R. 2578, making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2016, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

**SEC. \_\_\_\_ .** None of the funds appropriated or otherwise made available under this Act may be used to purchase information from the National Technical Information Service.

**SA 4812.** Mr. FLAKE submitted an amendment intended to be proposed to amendment SA 4685 proposed by Mr. SHELBY (for himself and Ms. MIKULSKI) to the bill H.R. 2578, making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2016, and for other purposes;

which was ordered to lie on the table; as follows:

On page 70, line 1, strike “\$5,395,000,000” and all that follows through “That the formulation” and insert “\$5,375,000,000, to remain available until September 30, 2018; *Provided*, That the amount available under this paragraph for the Near-Earth Object program may not exceed \$40,000,000; *Provided further*, That the formulation”.

**SA 4813.** Mr. FLAKE submitted an amendment intended to be proposed to amendment SA 4685 proposed by Mr. SHELBY (for himself and Ms. MIKULSKI) to the bill H.R. 2578, making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2016, and for other purposes; which was ordered to lie on the table; as follows:

On page 80, between lines 17 and 18, insert the following:

**GENERAL PROVISION**

SEC. 301. The unclassified version of any study conducted using funds appropriated or otherwise made available by this title shall include the following:

(1) The name of each Agency that provided funds for the conduct of the study.

(2) The project or award number of the study.

(3) An estimate of the total cost of the study.

**SA 4814.** Ms. COLLINS (for herself, Ms. HEITKAMP, Ms. AYOTTE, Mr. HEINRICH, Mr. FLAKE, Mr. KAINE, Mr. GRAHAM, Mr. KING, Mr. NELSON, Mr. MANCHIN, and Ms. BALDWIN) submitted an amendment intended to be proposed to amendment SA 4685 proposed by Mr. SHELBY (for himself and Ms. MIKULSKI) to the bill H.R. 2578, making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2016, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

**SEC. ——. DISCRETIONARY AUTHORITY TO DENY TRANSFERS OF FIREARMS OR EXPLOSIVES TO TERRORISTS.**

(a) **AUTHORITY.**—

(1) **IN GENERAL.**—On and after the date of enactment of this Act, in accordance with the procedures under this section, and without regard to section 842, 843, section 922(g) or (n), or section 923 of title 18, United States Code, the Attorney General may deny the transfer of a firearm, not later than 3 business days after a licensee under chapter 44 of title 18, United States Code, contacts the national instant criminal background check system established under section 103 of Public Law 103-159 (18 U.S.C. 922 note), deny the transfer of an explosive, or deny the issuance of a Federal firearms or explosives license or permit, if either of the following are met:

(A) **NO FLY LIST.**—The Attorney General determines that transferee or applicant—

(i) based on the totality of the circumstances, represents a threat to public safety based on a reasonable suspicion that the transferee or applicant is engaged, or has been engaged, in conduct constituting, in preparation of, in aid of, or related to terrorism, or providing material support or resources therefor; and

(ii) based on credible information, poses—

(I) a threat of committing an act of international terrorism or domestic terrorism with respect to an aircraft (including a threat of piracy, or a threat to airline, passenger, or civil aviation security);

(II) a threat of committing an act of domestic terrorism with respect to the homeland;

(III) a threat of committing an act of international terrorism against any United States Government facility abroad and associated or supporting personnel, including United States embassies, consulates and missions, military installations, United States ships, United States aircraft, or other auxiliary craft owned or leased by the United States Government; or

(IV) a threat of engaging in or conducting a violent act of terrorism and who is operationally capable of doing so.

(B) **SELECTEE LIST.**—The Attorney General determines that transferee or applicant meets the standard for inclusion on the Selectee List, which is the subset list of the Terrorist Screening Database, maintained by the Federal Bureau of Investigation, of individuals who are selected for enhanced security screening when attempting to board a United States commercial aircraft or fly into, out of, or over United States airspace, based on the standard to be on such Selectee List on June 16, 2016.

(2) **NICS.**—Solely for purposes of sections 922(t) (1), (2), (5), and (6) of title 18, United States Code, and section 103(g) of Public Law 103-159 (18 U.S.C. 922 note), a denial by the Attorney General under paragraph (1) shall be treated as equivalent to a determination that receipt of a firearm would violate subsection (g) or (n) of section 922 of title 18, United States Code. During the 3-business-day period beginning when a licensee under chapter 44 of title 18, United States Code, contacts the national instant criminal background check system established under section 103 of Public Law 103-159 (18 U.S.C. 922 note), and notwithstanding section 922(t)(2) of title 18, United States Code, the Attorney General may delay assigning a unique identification number to a transfer of a firearm in order to determine whether the transferee or applicant meets the requirements under paragraph (1).

(b) **NOTIFICATION OF PROSPECTIVE FIREARM TRANSFERS TO KNOWN OR SUSPECTED TERRORIST.**—The Attorney General and Federal, State, and local law enforcement shall be immediately notified, as appropriate, of any request to transfer a firearm or explosive to a person who is, or with in the previous 5 years was, identified in the Terrorist Screening Database maintained by the Terrorist Screening Center of the Federal Bureau of Investigation.

(c) **PETITION FOR REVIEW.**—

(1) **IN GENERAL.**—An individual who is a citizen or lawful permanent resident of the United States who seeks to challenge a denial by the Attorney General under subsection (a)(1) may file a petition for review and any claims related to that petition in the United States Court of Appeals for the District of Columbia Circuit or in the court of appeals of the United States for the judicial circuit in which the individual resides.

(2) **DEADLINES FOR FILING.**—

(A) **IN GENERAL.**—Except as provided in subparagraph (B), a petition for review under paragraph (1), and any claims related to that petition, shall be filed not later than 60 days after the petitioner receives actual notice of the denial by the Attorney General.

(B) **EXCEPTION.**—The court of appeals in which a petition for review is to be filed under paragraph (1) may allow the petition to be filed after the deadline specified in sub-

paragraph (A) only if there are reasonable grounds for not filing by that deadline.

(3) **AUTHORITY OF COURTS OF APPEALS.**—The court of appeals in which a petition for review is filed under paragraph (1)—

(A) shall have—

(i) jurisdiction to decide all relevant questions of law and fact; and

(ii) exclusive jurisdiction to affirm, amend, modify, or set aside any part of the denial of the Attorney General that is the subject of the petition for review; and

(B) may order the Attorney General to conduct further proceedings.

(4) **EXCLUSIVE JURISDICTION.**—

(A) **IN GENERAL.**—No district court of the United States shall have jurisdiction to consider any claim related to or arising out of facts and circumstances that could have been included in a petition filed under paragraph (1), including any constitutional claim.

(B) **LAWFULNESS AND CONSTITUTIONALITY.**—No district court of the United States or court of appeals of the United States shall have jurisdiction to consider the lawfulness or constitutionality of this section except pursuant to a petition for review under section.

(C) **NONCITIZENS.**—No district court of the United States or court of appeals of the United States shall have jurisdiction to hear any claim by an individual who is not a citizen or lawful permanent resident of the United States related to or arising out of a denial by the Attorney General under subsection (a)(1).

(d) **REQUIREMENT FOR AN ADMINISTRATIVE RECORD AND PROCEDURES FOR JUDICIAL REVIEW.**—Notwithstanding any other provision of law, the following procedures shall apply with respect to a petition for review filed in a court of appeals under subsection (c):

(1) The United States shall file with the court an administrative record, which shall consist of—

(A) the information the Attorney General relied upon in denying the transfer or application;

(B) any information the petitioner has submitted pursuant to any administrative process;

(C) any information determined relevant by the United States; and

(D) any information that is exculpatory.

(2)(A) The petitioner may file with the court any information determined relevant by the petitioner.

(B) With leave of the court, the United States may supplement the administrative record with additional information.

(3) All information in the administrative record that is not classified and is not otherwise privileged or subject to statutory protections shall be provided to the petitioner.

(4) No discovery shall be permitted, unless the court shall determine extraordinary circumstances requires discovery in the interests of justice.

(5) Sensitive security information contained in the administrative record may only be provided pursuant to a protective order.

(6)(A) The administrative record may include classified information, which the United States shall submit to the court in camera and ex parte.

(B) The United States shall notify the petitioner if the administrative record filed under paragraph (1) contains classified information.

(C) The court may enter an order, after notice and a hearing, allowing disclosure to the petitioner, counsel for the petitioner, or both, of—

(i) an unclassified summary of some or all classified information in the administrative record;

(ii) a statement admitting relevant facts that some or all classified information in the administrative record would tend to prove;

(iii) some or all classified information, if counsel for the petitioner possess the appropriate security clearance; or

(iv) any combination thereof.

(D)(i) If the court enters an order under subparagraph (C) providing for the disclosure of classified information and the United States files with the court an affidavit of the Attorney General objecting to the disclosure, the court shall order that the classified information not be disclosed.

(ii) If classified information is not disclosed under clause (i), the court shall enter such an order as the interests of justice require, which may include an order quashing the denial by the Attorney General under subsection (a)(1).

(iii) An order under subparagraph (C) or clause (ii) of this subparagraph shall be subject to review pursuant to section 1254 of title 28, United States Code.

(iv) An order under clause (ii) shall be administratively stayed for 7 days.

(v) The functions and duties of the Attorney General under this subparagraph—

(I) may be exercised by the Deputy Attorney General, the Associate Attorney General, or by an Assistant Attorney General designated by the Attorney General for such purpose; and

(II) may not be delegated to any other official.

(E) Any information disclosed under subparagraph (C) shall be subject to an appropriate protective order.

(7) Any classified information, sensitive security information, law enforcement sensitive information, or information that is otherwise privileged or subject to statutory protections, that is part of the administrative record, or cited by the court or the parties, shall be treated by the court and the parties consistent with the provisions of this subsection, and shall be sealed and preserved in the records of the court to be made available in the event of further proceedings. In no event shall such information be released as part of the public record.

(8) The court shall award reasonable attorney fees to a petitioner who is a prevailing party in an action under this section.

(9) After the expiration of the time to seek further review, or the conclusion of further proceedings, the court shall return the administrative record, including any and all copies, to the United States. All privileged information or other information in the possession of counsel for the petitioner that was provided by the United States under a protective order shall be returned to the United States, or the counsel for the petitioner shall certify its destruction, including any and all copies.

(e) SCOPE OF REVIEW.—The court of appeals shall quash any denial by the Attorney General under subsection (a)(1), unless the United States demonstrates, on a de novo review of fact and law—

(1) that—

(A) based on the totality of the circumstances, the transferee or applicant represents a threat to public safety based on a reasonable suspicion that the transferee or applicant is engaged, or has been engaged, in conduct constituting, in preparation of, in aid of, or related to terrorism, or providing material support or resources therefor; and

(B) based on credible information, the transferee or applicant poses—

(i) a threat of committing an act of international terrorism or domestic terrorism with respect to an aircraft (including a threat of piracy, or a threat to airline, passenger, or civil aviation security);

(ii) a threat of committing an act of domestic terrorism with respect to the homeland;

(iii) a threat of committing an act of international terrorism against any United States Government facility abroad and associated or supporting personnel, including United States embassies, consulates and missions, military installations, United States ships, United States aircraft, or other auxiliary craft owned or leased by the United States Government; or

(iv) a threat of engaging in or conducting a violent act of terrorism and who is operationally capable of doing so; or

(2) that the standard has been met for including the transferee or applicant on the Selectee List, which is the subset list of the Terrorist Screening Database, maintained by the Terrorist Screening Center of the Federal Bureau of Investigation, of individuals who are selected for enhanced security screening when attempting to board a United States commercial aircraft or fly into, out of, or over United States airspace, based on the standard to be on such Selectee List on June 16, 2016.

(f) EFFECT OF QUASHING.—If the court of appeals quashes a denial by the Attorney General under subsection (e), notwithstanding any other provision of law, the Attorney General shall—

(1) for a denial of the transfer of a firearm, cause a unique identifier to issue pursuant to section 922(t)(2) of title 18, United States Code, not later than 3 days after the issuance of the order under subsection (e); and

(2) for a denial of a license or permit, expeditiously issue a license or permit under chapter 40 or 44 of title 18, United States Code, as applicable.

(g) SUPREME COURT REVIEW.—A decision by a court of appeals under this section may be reviewed by the Supreme Court under section 1254 of title 28, United States Code.

(h) EXCLUSIVE REMEDY.—The judicial review under a petition for review filed under subsection (c) shall be the sole and exclusive remedy for a claim by an individual who challenges a denial under subsection (a)(1).

(i) EXPEDITED CONSIDERATION.—

(1) COURTS.—Not later than 14 days after the date on which a petition is filed challenging a denial under subsection (a)(1), a court of appeals shall determine whether to quash the denial, unless the petitioner consents to a longer period.

(2) OF QUASHING.—If the court of appeals quashes a denial by the Attorney General under subsection (e), a petitioner may submit the order quashing the denial to the Department of Homeland Security for expedited review, as appropriate.

(j) TRANSPARENCY.—Not later than 60 days after the date of the enactment of this Act, and quarterly thereafter—

(1) the Attorney General shall submit to the Committee on the Judiciary and the Select Committee on Intelligence of the Senate and the Committee on the Judiciary and the Permanent Select Committee on Intelligence of the House of Representatives a report providing—

(A) the number of persons denied a firearm transfer or a license or permit under subsection (a)(1) during the reporting period;

(B) the number of petitions for review filed under subsection (d); and

(C) the number of instances in which a court of appeals quashed a denial by the Attorney General under subsection (e); and

(2) the Secretary of Homeland Security shall submit to the Committee on Homeland Security and Governmental Affairs and the Select Committee on Intelligence of the Senate and the Homeland Security Committee the Permanent Select Committee on Intel-

ligence of the House of Representatives a report providing—

(A) the number individuals—

(i) with respect to whom a court of appeals quashed a denial by the Attorney General under subsection (e); and

(ii) who submitted the order quashing the denial to the Department of Homeland Security under subsection (i)(2); and

(B) a description of the actions taken and final determinations made by the Department of Homeland Security with regard to submissions described in subparagraph (A)(ii) respecting the status of individuals on the No Fly List or Selectee List, including the length of time taken to reach a final determination.

(k) DEFINITIONS.—In this section:

(1) CLASSIFIED INFORMATION.—The term “classified information” has the meaning given that term in section 1(a) of the Classified Information Procedures Act (18 U.S.C. App.).

(2) DOMESTIC TERRORISM.—The term “domestic terrorism” has the meaning given that term in section 2331(5) of title 18, United States Code.

(3) INTERNATIONAL TERRORISM.—The term “international terrorism” has the meaning given that term in section 2331(1) of title 18, United States Code.

(4) MILITARY INSTALLATION.—The term “military installation” has the meaning given that term in section 2801(c)(4) of title 10, United States Code.

(5) NATIONAL SECURITY.—The term “national security” has the meaning given that term in section 219 of the Immigration and Nationality Act (8 U.S.C. 1189).

(6) SENSITIVE SECURITY INFORMATION.—The term “sensitive security information” has the meaning given that term by sections 114(r) and 40119 of title 49, United States Code, and the regulations and orders issued pursuant to those sections.

(l) RULE OF CONSTRUCTION.—Nothing in this section shall be construed to authorize the Attorney General to modify the length of period before a firearm may be transferred under section 922(t) of title 18, United States Code.

**SA 4815.** Mr. REID submitted an amendment intended to be proposed to amendment SA 4685 proposed by Mr. SHELBY (for himself and Ms. MIKULSKI) to the bill H.R. 2578, making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2016, and for other purposes; which was ordered to lie on the table; as follows:

At the end, add the following:

The provisions in this Act shall go into effect 1 day after enactment.

**SA 4816.** Mr. REID submitted an amendment intended to be proposed to amendment SA 4815 submitted by Mr. REID and intended to be proposed to the amendment SA 4685 proposed by Mr. SHELBY (for himself and Ms. MIKULSKI) to the bill H.R. 2578, making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2016, and for other purposes; which was ordered to lie on the table; as follows:

On page 1, line 1, strike “1 day” and insert “2 days”.

**SA 4817.** Mr. REID submitted an amendment intended to be proposed to

amendment SA 4685 proposed by Mr. SHELBY (for himself and Ms. MIKULSKI) to the bill H.R. 2578, making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2016, and for other purposes; which was ordered to lie on the table; as follows:

At the end, add the following:

The provisions in this Act shall go into effect 3 days after enactment.

**SA 4818.** Mr. REID submitted an amendment intended to be proposed to amendment SA 4817 submitted by Mr. REID and intended to be proposed to the amendment SA 4685 proposed by Mr. SHELBY (for himself and Ms. MIKULSKI) to the bill H.R. 2578, making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2016, and for other purposes; which was ordered to lie on the table; as follows:

On page 1, line 1, strike “3” and insert “4”.

**SA 4819.** Mr. REID submitted an amendment intended to be proposed to amendment SA 4685 proposed by Mr. SHELBY (for himself and Ms. MIKULSKI) to the bill H.R. 2578, making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2016, and for other purposes; which was ordered to lie on the table; as follows:

At the end, add the following:

The provisions in this Act shall go into effect 5 days after enactment.

**SA 4820.** Mr. REID submitted an amendment intended to be proposed to amendment SA 4819 submitted by Mr. REID and intended to be proposed to the amendment SA 4685 proposed by Mr. SHELBY (for himself and Ms. MIKULSKI) to the bill H.R. 2578, making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2016, and for other purposes; which was ordered to lie on the table; as follows:

On page 1, line 1, strike “5” and insert “6”.

**SA 4821.** Mr. REID submitted an amendment intended to be proposed to amendment SA 4685 proposed by Mr. SHELBY (for himself and Ms. MIKULSKI) to the bill H.R. 2578, making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2016, and for other purposes; which was ordered to lie on the table; as follows:

At the end, add the following:

The provisions in this Act shall go into effect 7 days after enactment.

**SA 4822.** Mr. REID submitted an amendment intended to be proposed to amendment SA 4821 submitted by Mr. REID and intended to be proposed to the amendment SA 4685 proposed by Mr. SHELBY (for himself and Ms. MI-

KULSKI) to the bill H.R. 2578, making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2016, and for other purposes; which was ordered to lie on the table; as follows:

On page 1, line 1, strike “7” and insert “8”.

**SA 4823.** Mr. REID submitted an amendment intended to be proposed to amendment SA 4685 proposed by Mr. SHELBY (for himself and Ms. MIKULSKI) to the bill H.R. 2578, making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2016, and for other purposes; which was ordered to lie on the table; as follows:

At the end, add the following:

The provisions in this Act shall go into effect 9 days after enactment.

**SA 4824.** Mr. REID submitted an amendment intended to be proposed to amendment SA 4823 submitted by Mr. REID and intended to be proposed to the amendment SA 4685 proposed by Mr. SHELBY (for himself and Ms. MIKULSKI) to the bill H.R. 2578, making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2016, and for other purposes; which was ordered to lie on the table; as follows:

On page 1, line 1, strike “9” and insert “10”.

**SA 4825.** Mr. REID submitted an amendment intended to be proposed to amendment SA 4685 proposed by Mr. SHELBY (for himself and Ms. MIKULSKI) to the bill H.R. 2578, making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2016, and for other purposes; which was ordered to lie on the table; as follows:

At the end, add the following:

The provisions in this Act shall go into effect 11 days after enactment.

**SA 4826.** Mr. REID submitted an amendment intended to be proposed to amendment SA 4825 submitted by Mr. REID and intended to be proposed to the amendment SA 4685 proposed by Mr. SHELBY (for himself and Ms. MIKULSKI) to the bill H.R. 2578, making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2016, and for other purposes; which was ordered to lie on the table; as follows:

On page 1, line 1, strike “11” and insert “12”.

**SA 4827.** Mr. WARNER submitted an amendment intended to be proposed to amendment SA 4685 proposed by Mr. SHELBY (for himself and Ms. MIKULSKI) to the bill H.R. 2578, making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending Sep-

tember 30, 2016, and for other purposes; which was ordered to lie on the table; as follows:

On page 71, line 3, insert before the period the following: “; *Provided*, That \$10,000,000 shall be for research by the National Aeronautics and Space Administration, in collaboration with the Unmanned Aircraft Systems Center of Excellence of the Federal Aviation Administration, at the six test sites of the Federal Aviation Administration on the use of unmanned aircraft systems (UAS) for a broad range of public safety purposes over land and maritime environments”.

**SA 4828.** Mr. WARNER submitted an amendment intended to be proposed to amendment SA 4685 proposed by Mr. SHELBY (for himself and Ms. MIKULSKI) to the bill H.R. 2578, making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2016, and for other purposes; which was ordered to lie on the table; as follows:

On page 71, line 3, insert before the period the following: “; *Provided*, That \$25,000,000 shall be for the Advanced Composites Partnership within the Advanced Air Vehicles program”.

**SA 4829.** Mr. MENENDEZ submitted an amendment intended to be proposed to amendment SA 4685 proposed by Mr. SHELBY (for himself and Ms. MIKULSKI) to the bill H.R. 2578, making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2016, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in title II, insert the following:

SEC. 2 \_\_\_\_\_. (a) In this section—

(1) the term “eligible nonprofit organization” means a nonprofit organization that has experience providing rapid telephone and cellular alert calls on behalf of Federal, State, and local law enforcement agencies to find missing children and elderly adults; and

(2) the term “rapid telephone and cellular alert call system” means an automated system with the ability to place at least 1,000 telephone and cellular calls in 60 seconds to a specific geographic area determined by law enforcement—

(A) based on the last known whereabouts of a missing individual; or

(B) based on other evidence and determined by such law enforcement agency to be necessary to the search for the missing individual.

(b) The Attorney General may use unobligated balances made available to the Department of Justice under this title to make grants to eligible nonprofit organizations to assist Federal, State, tribal, and local law enforcement agencies in the rapid recovery of missing children, elderly individuals, and disabled individuals through the use of a rapid telephone and cellular alert call system. Such grants shall be used to—

(1) provide services to Federal, State, tribal, and local law enforcement agencies, in response to a request from such agencies, to promote the rapid recovery of a missing child, an elderly individual, or a disabled individual by utilizing rapid telephone and cellular alert calls;

(2) maintain and expand technologies and techniques to ensure the highest level of performance of such services;

(3) provide both centralized and on-site training and distribute information to Federal, State, tribal, and local law enforcement agency officials about missing children, elderly individuals, and disabled individuals and use of a rapid telephone and cellular alert call system;

(4) provide services to Federal, State, tribal, and local Child Abduction Response Teams;

(5) assist Federal, State, tribal, and local law enforcement agencies to combat human trafficking through the use of rapid telephone and cellular alert calls;

(6) share appropriate information on cases with the National Center for Missing and Exploited Children, the AMBER Alert, Silver Alert, and Blue Alert programs, and appropriate Federal, State, tribal, and local law enforcement agencies; and

(7) assist appropriate organizations, including Federal, State, tribal, and local law enforcement agencies, with education and prevention programs related to missing children, elderly individuals, and disabled individuals.

**SA 4830.** Mr. MENENDEZ submitted an amendment intended to be proposed to amendment SA 4685 proposed by Mr. SHELBY (for himself and Ms. MIKULSKI) to the bill H.R. 2578, making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2016, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. \_\_\_\_\_. (a) The matter under the heading “SALARIES AND EXPENSES” under the heading “BUREAU OF ALCOHOL, TOBACCO, FIREARMS AND EXPLOSIVES” under title II of division B of the Consolidated and Further Continuing Appropriations Act, 2012 (18 U.S.C. 923 note; Public Law 112–55; 125 Stat. 609) is amended by striking the sixth proviso.

(b) The sixth proviso under the heading “SALARIES AND EXPENSES” under the heading “BUREAU OF ALCOHOL, TOBACCO, FIREARMS AND EXPLOSIVES” under title II of division B of the Consolidated Appropriations Act, 2010 (18 U.S.C. 923 note; Public Law 111–117; 123 Stat. 3128) is amended by striking “beginning in fiscal year 2010 and thereafter”, and inserting “in fiscal year 2010”.

(c) The sixth proviso under the heading “SALARIES AND EXPENSES” under the heading “BUREAU OF ALCOHOL, TOBACCO, FIREARMS AND EXPLOSIVES” under title II of division B of the Omnibus Appropriations Act, 2009 (18 U.S.C. 923 note; Public Law 111–8; 123 Stat. 575) is amended by striking “beginning in fiscal year 2009 and thereafter”, and inserting “in fiscal year 2009”.

(d) The sixth proviso under the heading “SALARIES AND EXPENSES” under the heading “BUREAU OF ALCOHOL, TOBACCO, FIREARMS AND EXPLOSIVES” under title II of division B of the Consolidated Appropriations Act, 2008 (18 U.S.C. 923 note; Public Law 110–161; 121 Stat. 1903) is amended by striking “beginning in fiscal year 2009 and thereafter”, and inserting “in fiscal year 2009”.

(e) The sixth proviso under the heading “SALARIES AND EXPENSES” under the heading “BUREAU OF ALCOHOL, TOBACCO, FIREARMS AND EXPLOSIVES” under title I of the Science, State, Justice, Commerce, and Related Agencies Appropriations Act, 2006 (18 U.S.C. 923 note; Public Law 109–108; 119 Stat. 2295) is amended—

(1) by striking “or any other”;

(2) by striking “with respect to any fiscal year”;

(3) by striking “, and all such data shall be immune from legal process” and all that follows through “a review of such an action or proceeding”.

(f) The sixth proviso under the heading “SALARIES AND EXPENSES” under the heading “BUREAU OF ALCOHOL, TOBACCO, FIREARMS AND EXPLOSIVES” under title I of division B of the Consolidated Appropriations Act, 2005 (18 U.S.C. 923 note; Public Law 108–447; 118 Stat. 2859) is amended—

(1) by striking “or any other”;

(2) by striking “with respect to any fiscal year”.

(g) The sixth proviso under the heading “SALARIES AND EXPENSES” under the heading “BUREAU OF ALCOHOL, TOBACCO, FIREARMS AND EXPLOSIVES” under title I of division B of the Consolidated Appropriations Act, 2004 (Public Law 108–199; 118 Stat. 53) is amended by inserting after “1998” the following: “, and before October 1, 2004”.

(h) No Federal department or agency or State, local, or tribal government shall knowingly and publically disclose covered firearms information that will—

(1) compromise the identity of any undercover law enforcement officer or confidential informant;

(2) interfere with any case under investigation; or

(3) include the name, address, or any other uniquely identifying information of the lawful purchaser of any firearm.

(i) Nothing in this section may be construed to limit the disclosure for use in, or the use, reliance on, disclosure, admissibility, or permissibility of using, covered firearms information in any action or proceeding that is—

(1) commenced by the Bureau of Alcohol, Tobacco, Firearms, and Explosives to enforce the provisions of chapter 44 of title 18, United States Code;

(2) instituted by a government agency and relating to a license or similar authorization; or

(3) a review of an action or proceeding described in paragraph (1) or (2).

(j) For purposes of this section—

(1) the term “covered firearms information” means any information—

(A) contained in the Firearms Trace System database maintained by the National Trace Center of the Bureau of Alcohol, Tobacco, Firearms, and Explosives;

(B) required to be kept by a licensee under section 923(g) of title 18, United States Code; or

(C) required to be reported under paragraph (3) or (7) of section 923(g) of title 18, United States Code;

(2) the term “firearm” has the meaning given that term in section 921 of title 18, United States Code; and

(3) the term “licensee” means a person licensed under chapter 44 of title 18, United States Code.

**SA 4831.** Mr. MENENDEZ submitted an amendment intended to be proposed to amendment SA 4685 proposed by Mr. SHELBY (for himself and Ms. MIKULSKI) to the bill H.R. 2578, making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2016, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in title II, insert the following:

SEC. 2 \_\_\_\_\_. (a) In this section—

(1) the term “eligible entity” means—

(A) a partnership between a State educational agency and 1 or more local edu-

cational agencies (as those terms are defined in section 9101 of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7801)) of the State;

(B) a local educational agency;

(C) a nonprofit organization; or

(D) a consortium of elementary schools or secondary schools (as those terms are defined in section 9101 of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7801)) collaborating with an entity described in subparagraph (A), (B), or (C);

(2) the term “Internet safety education program” means an age-appropriate, research-based program that—

(A) encourages safe, ethical, and responsible use of the Internet;

(B) promotes an informed, critical understanding of the Internet; and

(C) educates children and communities about how to prevent or respond to problems or dangers related to the Internet or new media;

(3) the term “new media”—

(A) means emerging digital, computerized, or networked information and communication technologies that often have interactive capabilities; and

(B) includes e-mail, instant messaging, text messaging, websites, blogs, interactive gaming, social media, cell phones, and mobile devices; and

(4) the term “nonprofit organization” means an organization that is—

(A) described in section 501(c) of the Internal Revenue Code of 1986; and

(B) exempt from tax under section 501(a) of that Code.

(b) The Attorney General may use unobligated balances made available to the Department of Justice under this title to make grants to eligible entities to carry out an Internet safety education program and other activities relating to Internet safety, including to—

(1) identify, develop, and implement Internet safety education programs, including educational technology, multimedia and interactive applications, online resources, and lesson plans;

(2) provide professional training to elementary and secondary school teachers, administrators, and other staff on Internet safety and new media literacy;

(3) develop online-risk prevention programs for children;

(4) train and support peer-driven Internet safety education initiatives;

(5) coordinate and fund research initiatives that investigate online risks to children and Internet safety education;

(6) develop and implement public education campaigns to promote awareness of online risks to children and Internet safety education;

(7) educate parents about teaching their children how to use the Internet and new media safely, responsibly, and ethically and help parents identify and protect their children from risks relating to use of the Internet and new media; or

(8) carry out any other activity approved by the Attorney General.

**SA 4832.** Mr. MENENDEZ (for himself, Mr. BLUMENTHAL, Mr. MURPHY, and Mr. CARDIN) submitted an amendment intended to be proposed to amendment SA 4685 proposed by Mr. SHELBY (for himself and Ms. MIKULSKI) to the bill H.R. 2578, making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2016, and for other purposes; which was ordered to lie on the table; as follows:

On page 107, between lines 9 and 10, insert the following:

**TITLE VI—LARGE CAPACITY AMMUNITION FEEDING DEVICE ACT**

**SEC. 601. SHORT TITLE.**

This title may be cited as the “Large Capacity Ammunition Feeding Device Act of 2016”.

**SEC. 602. DEFINITIONS.**

Section 921(a) of title 18, United States Code, is amended by inserting after paragraph (29) the following:

“(30) The term ‘large capacity ammunition feeding device’—

“(A) means a magazine, belt, drum, feed strip, helical feeding device, or similar device, including any such device joined or coupled with another in any manner, that has an overall capacity of, or that can be readily restored, changed, or converted to accept, more than 10 rounds of ammunition; and

“(B) does not include an attached tubular device designed to accept, and capable of operating only with, .22 caliber rimfire ammunition.

“(31) The term ‘qualified law enforcement officer’ has the meaning given the term in section 926B.”.

**SEC. 603. RESTRICTIONS ON LARGE CAPACITY AMMUNITION FEEDING DEVICES.**

(a) IN GENERAL.—Section 922 of title 18, United States Code, is amended by inserting after subsection (u) the following:

“(v)(1) It shall be unlawful for a person to import, sell, manufacture, transfer, or possess, in or affecting interstate or foreign commerce, a large capacity ammunition feeding device.

“(2) Paragraph (1) shall not apply to the possession of any large capacity ammunition feeding device otherwise lawfully possessed on or before the date of enactment of the Large Capacity Ammunition Feeding Device Act of 2016.

“(3) Paragraph (1) shall not apply to—

“(A) the importation for, manufacture for, sale to, transfer to, or possession by the United States or a department or agency of the United States or a State or a department, agency, or political subdivision of a State, or a sale or transfer to or possession by a qualified law enforcement officer employed by the United States or a department or agency of the United States or a State or a department, agency, or political subdivision of a State for purposes of law enforcement (whether on or off-duty), or a sale or transfer to or possession by a campus law enforcement officer for purposes of law enforcement (whether on or off-duty);

“(B) the importation for, or sale or transfer to a licensee under title I of the Atomic Energy Act of 1954 for purposes of establishing and maintaining an on-site physical protection system and security organization required by Federal law, or possession by an employee or contractor of such licensee on-site for such purposes or off-site for purposes of licensee-authorized training or transportation of nuclear materials;

“(C) the possession, by an individual who is retired in good standing from service with a law enforcement agency and is not otherwise prohibited from receiving ammunition, of a large capacity ammunition feeding device—

“(i) sold or transferred to the individual by the agency upon such retirement; or

“(ii) that the individual purchased, or otherwise obtained, for official use before such retirement; or

“(D) the importation, sale, manufacture, transfer, or possession of any large capacity ammunition feeding device by a licensed manufacturer or licensed importer for the purposes of testing or experimentation authorized by the Attorney General.

“(4) For purposes of paragraph (3)(A), the term ‘campus law enforcement officer’ means an individual who is—

“(A) employed by a private institution of higher education that is eligible for funding under title IV of the Higher Education Act of 1965 (20 U.S.C. 1070 et seq.);

“(B) responsible for the prevention or investigation of crime involving injury to persons or property, including apprehension or detention of persons for such crimes;

“(C) authorized by Federal, State, or local law to carry a firearm, execute search warrants, and make arrests; and

“(D) recognized, commissioned, or certified by a government entity as a law enforcement officer.”.

(b) IDENTIFICATION MARKINGS FOR LARGE CAPACITY AMMUNITION FEEDING DEVICES.—Section 923(i) of title 18, United States Code, is amended by adding at the end the following: “A large capacity ammunition feeding device manufactured after the date of enactment of the Large Capacity Ammunition Feeding Device Act of 2016 shall be identified by a serial number and the date on which the device was manufactured or made, legibly and conspicuously engraved or cast on the device, and such other identification as the Attorney General shall by regulations prescribe.”.

(c) SEIZURE AND FORFEITURE OF LARGE CAPACITY AMMUNITION FEEDING DEVICES.—Section 924(d) of title 18, United States Code, is amended—

(1) in paragraph (1)—

(A) by inserting “or large capacity ammunition feeding device” after “firearm or ammunition” each place the term appears;

(B) by inserting “or large capacity ammunition feeding device” after “firearms or ammunition” each place the term appears; and

(C) by striking “or (k)” and inserting “(k), or (v)”;

(2) in paragraph (2)(C), by inserting “or large capacity ammunition feeding devices” after “firearms or quantities of ammunition”; and

(3) in paragraph (3)(E), by inserting “922(v),” after “922(n).”.

**SEC. 604. PENALTIES.**

Section 924(a)(1)(B) of title 18, United States Code, is amended by striking “or (q)” and inserting “(q), or (v)”.

**SEC. 605. USE OF BYRNE GRANTS FOR BUY-BACK PROGRAMS FOR LARGE CAPACITY AMMUNITION FEEDING DEVICES.**

Section 501(a)(1) of title I of the Omnibus Crime Control and Safe Streets Act of 1968 (42 U.S.C. 3751(a)(1)) is amended by adding at the end the following:

“(H) Compensation for surrendered large capacity ammunition feeding devices, as that term is defined in section 921 of title 18, United States Code, under buy-back programs for large capacity ammunition feeding devices.”.

**SEC. 606. SEVERABILITY.**

If any provision of this title, an amendment made by this title, or the application of such provision or amendment to any person or circumstance is held to be unconstitutional, the remainder of this title, the amendments made by this title, and the application of such provision or amendment to any person or circumstance shall not be affected thereby.

**SA 4833.** Mr. KIRK submitted an amendment intended to be proposed to amendment SA 4685 proposed by Mr. SHELBY (for himself and Ms. MIKULSKI) to the bill H.R. 2578, making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending Sep-

tember 30, 2016, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in title V, insert the following:

**SEC. 5. CRIMINAL STREET GANG RICO PROSECUTION ACT.**

Section 1961 of title 18, United States Code, is amended—

(1) in the matter preceding paragraph (1), by inserting “(a)” before “As used”;

(2) in paragraph (4), by inserting “any criminal street gang,” after “other legal entity.”;

(3) in paragraph (9), by striking “and” at the end;

(4) in paragraph (10), by striking the period at the end and inserting a semicolon; and

(5) by inserting after paragraph (10) the following:

“(11) ‘criminal street gang’—

“(A) means any organization, association, or group of 3 or more individuals associated in fact, whether formal or informal, that engages in criminal gang activity; and

“(B) does not include 3 or more individuals, associated in fact, whether formal or informal, who are not engaged in criminal gang activity; and

“(12) ‘criminal gang activity’ means the commission, attempted commission, conspiracy to commit, or solicitation, coercion, or intimidation of another person to commit a racketeering activity.”; and

(6) by adding at the end the following:

“(b) For purposes of this chapter, the existence of a criminal street gang may be established by 1 or more identifying characteristics, including—

“(1) evidence of a common name or common identifying signs, symbols, tattoos, graffiti, attire, aliases, nicknames, or social media posts; and

“(2) other distinguishing characteristics, including, common activities, rules, codes, customs, or behaviors.”.

**SA 4834.** Mr. HATCH submitted an amendment intended to be proposed to amendment SA 4688 submitted by Mr. WYDEN and intended to be proposed to the bill H.R. 2578, making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2016, and for other purposes; which was ordered to lie on the table; as follows:

At the end, insert the following: “This section shall not apply to a corporation, association, educational institution or institution of learning, or society that is exempt from the discrimination provisions of title VII of the Civil Rights Act of 1964 (42 U.S.C. 2000e et seq.) pursuant to section 702(a) or 703(e)(2) of such Act (42 U.S.C. 2000e-1(a), 2000e-2(e)(2)).”.

**SA 4835.** Mr. HATCH submitted an amendment intended to be proposed to amendment SA 4685 proposed by Mr. SHELBY (for himself and Ms. MIKULSKI) to the bill H.R. 2578, making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2016, and for other purposes; which was ordered to lie on the table; as follows:

At the end of title V, insert the following:

**SEC. . CIVIL RIGHTS PROTECTIONS AND EXEMPTIONS.**

Any agency or office of any branch of the Federal Government receiving funds under



this Act shall, with respect to any religious corporation, religious association, religious educational institution, or religious society that is a recipient of or offeror for a Federal Government contract, subcontract, grant, purchase order, or cooperative agreement, provide protections and exemptions consistent with sections 702(a) and 703(e)(2) of the Civil Rights Act of 1964 (42 U.S.C. 2000e-1(a) and 42 U.S.C. 2000e-2(e)(2)) and section 103(d) of the Americans with Disabilities Act of 1990 (42 U.S.C. 12113(d)).

**SA 4836.** Mr. CRUZ submitted an amendment intended to be proposed to amendment SA 4685 proposed by Mr. SHELBY (for himself and Ms. MIKULSKI) to the bill H.R. 2578, making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2016, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. \_\_\_\_\_. Notwithstanding any other provision of law, none of the funds appropriated or otherwise made available by this Act may be used by the Department of Justice to settle, with payments out of amounts appropriated under section 1304 of title 31, United States Code, any lawsuit brought by a health plan or health insurance issuer related to section 1342 of the Patient Protection and Affordable Care Act (42 U.S.C. 18062) or any other provision of such Act (Public Law 111-148).

**SA 4837.** Mr. SASSE submitted an amendment intended to be proposed to amendment SA 4685 proposed by Mr. SHELBY (for himself and Ms. MIKULSKI) to the bill H.R. 2578, making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2016, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in title II, insert the following:

SEC. \_\_\_\_\_. Notwithstanding any other provision of law, none of the funds appropriated or otherwise made available by this Act may be used by the Department of Justice to make payments out of amounts appropriated under section 1304 of title 31, United States Code, with respect to any lawsuit related to section 1341, 1342, or 1343 of the Patient Protection and Affordable Care Act (42 U.S.C. 18061, 18062, 18063). The Department of Justice shall pay any amounts owed as a result of any such lawsuit with funds appropriated under the heading of this title "SALARIES AND EXPENSES" under the heading of this title "GENERAL ADMINISTRATION" for human resources purposes.

**SA 4838.** Mr. SASSE submitted an amendment intended to be proposed to amendment SA 4685 proposed by Mr. SHELBY (for himself and Ms. MIKULSKI) to the bill H.R. 2578, making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2016, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. \_\_\_\_\_. None of the funds made available by this Act may be used by a Depart-

ment of Justice lawyer to lie to, willfully deceive, or intentionally misrepresent facts before any Federal judge.

**SA 4839.** Mr. SASSE submitted an amendment intended to be proposed to amendment SA 4685 proposed by Mr. SHELBY (for himself and Ms. MIKULSKI) to the bill H.R. 2578, making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2016, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. \_\_\_\_\_. (a) Congress finds the following:

(1) On May 19, 2016, United States district court judge Andrew Hanen issued an order finding that Department of Justice lawyers made a number of intentionally false statements to defend the Accountability Immigration Executive Action of the President.

(2) Judge Hanen stated the lawyers lied to the court 3 distinct times:

(A) LIE #1.—On December 19, 2014, Department of Justice lawyers asked to push a hearing back to January, assuring the court that no applications to the Deferred Action for Childhood Arrivals program (in this section referred to as "DACA") program would be approved. ("This was not a curve ball thrown by the Government; this was a spitball which neither the Plaintiff States nor the Court would learn of until March 3, 2015." Texas v. United States, Civil No. B-14-254, 2016 WL 3211803, at \*5 (S.D. Tex. May 19, 2016).)

(B) LIE #2.—In January 2015, Department of Justice lawyers told the court no applications for DACA would be accepted until February 18, 2015, and no action would be taken on them until March 4—meanwhile 100,000 applications had already been approved.

(C) LIE #3.—On February 23, 2015, a week after an injunction was issued, Department of Justice lawyers filed a brief stating that DACA applications were set to begin on March 3, despite the fact that the Department of Homeland Security started processing them in late November 2014. ("Yet counsel, who knew of the DHS activity, were not only silent, but their motion was certainly calculated to give the impression that nothing was happening or had happened pursuant to the 2014 DHS Directive—when, in fact, by that time over 100,000 applications had already been granted." Id. at \*7.)

(3) Judge Hanen drew the following conclusions:

(A) "[T]he Justice Department lawyers knew the true facts and misrepresented those facts to the citizens of the 26 Plaintiff States, their lawyers and this Court on multiple occasions. . . . Such conduct is certainly not worthy of any department whose name includes the word 'Justice.'" Id. at \*3.

(B) "The United States Department of Justice . . . has now admitted making statements that clearly did not match the facts. It has admitted that the lawyers who made these statements had knowledge of the truth when they made these misstatements." Id. at \*1.

(C) "These misrepresentations will be discussed in more detail below; but suffice it to say the Government's attorneys effectively misled the Plaintiff States into foregoing a request for a temporary restraining order or an earlier injunction hearing. Further, these misrepresentations may have caused more damage in the intervening time period and may cause additional damage in the future. Counsel's misrepresentations also mis-

directed the Court as to the timeline involved in the implementation of the 2014 DHS Directive, which included the amendments to the Deferred Action for Childhood Arrivals ("DACA") program." Id. at \*2.

(D) "The Government's attorneys knew since late-November of 2014 that the DHS was issuing three-year deferrals under the 2014 DHS Directive. Whether it was one person or one hundred thousand persons, the magnitude does not change a lawyer's ethical obligations. The duties of a Government lawyer, and in fact of any lawyer, are threefold: (1) tell the truth; (2) do not mislead the Court; and (3) do not allow the Court to be misled. The Government's lawyers failed on all three fronts. The actions of the DHS should have been brought to the attention of the opposing counsel and the Court as early as December 19, 2014. The failure of counsel to do that constituted more than mere inadvertent omissions—it was intentionally deceptive. There is no de minimis rule that applies to a lawyer's ethical obligation to tell the truth." Id. at \*7 (citation omitted).

(E) "The failure of counsel to inform the counsel for the Plaintiff States and the Court of the DHS activity—activity the Justice Department admittedly knew about—was clearly unethical and clearly misled both counsel for the Plaintiff States and the Court." Id. at \*9.

(F) "This Court finds that the misrepresentations detailed above: (1) were false; (2) were made in bad faith; and (3) misled both the Court and the Plaintiff States." Id. at \*10.

(G) "In fact, it is hard to imagine a more serious, more calculated plan of unethical conduct." Id. at \*11.

(b) It is the sense of Congress that the conduct of the Department of Justice lawyers is unbecoming of representatives of the highest-ranking law enforcement officer in the United States.

**SA 4840.** Mr. SASSE submitted an amendment intended to be proposed to amendment SA 4685 proposed by Mr. SHELBY (for himself and Ms. MIKULSKI) to the bill H.R. 2578, making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2016, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in title V, insert the following:

SEC. 5 \_\_\_\_\_. None of the funds appropriated or otherwise made available under this Act may be used by an officer or employee of a department or agency funded under this Act to enter into an agreement related to resolving a dispute or claim with an individual that would restrict in any way the individual from speaking to members of Congress or their staff on any topic not otherwise prohibited from disclosure by Federal law or required by Executive order to be kept secret in the interest of national defense or the conduct of foreign affairs.

**SA 4841.** Mr. PORTMAN (for himself and Mr. BROWN) submitted an amendment intended to be proposed to amendment SA 4685 proposed by Mr. SHELBY (for himself and Ms. MIKULSKI) to the bill H.R. 2578, making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2016, and for other purposes; which was ordered to lie on the table; as follows:

On page 80, between lines 17 and 18, insert the following:

GENERAL PROVISIONS

SEC. 301. (a) SENSE OF CONGRESS.—It is the sense of Congress that conducting deep space exploration requires radioisotope power systems, such as thermoelectric and Stirling generators and converters.

(b) ANALYSIS OF REQUIREMENTS AND RISKS.—The Director of the Office of Science and Technology Policy and the Administrator of the National Aeronautics and Space Administration, in consultation with the heads of other Federal agencies, shall conduct an analysis of—

(1) the requirements of the National Aeronautics and Space Administration for radioisotope power system material that is needed to carry out planned, high priority robotic missions in the solar system and other surface exploration activities beyond low-Earth orbit; and

(2) the risks to missions of the Administration in meeting those requirements, or any additional requirements, due to a lack of adequate radioisotope power system material.

SA 4842. Mr. CORNYN (for himself and Mr. UDALL) submitted an amendment intended to be proposed to amendment SA 4685 proposed by Mr. SHELBY (for himself and Ms. MIKULSKI) to the bill H.R. 2578, making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2016, and for other purposes; which was ordered to lie on the table; as follows:

On page 68, between lines 20 and 21, insert the following:

SEC. 218. (a) With respect to funds appropriated under this title under the heading “STATE AND LOCAL LAW ENFORCEMENT ASSISTANCE” the Attorney General shall award grants, not exceed an aggregate amount of \$4,000,000, to county, municipal, or tribal governments in States along the Southwest border of the United States, for costs, or reimbursement of costs, associated with the transportation and processing of unidentified alien remains that have been transferred to an official medical examiner’s office or an area university with the capacity to analyze human remains using forensic best practices where such expenses may contribute to the collection and analysis of information pertaining to missing and unidentified persons.

(b) The restriction under section 1001(c) of the Omnibus Crime Control and Safe Streets Act of 1968 (42 U.S.C. 3793(c)) shall not apply to amounts made available under subsection (a): *Provided*, that the Attorney General shall otherwise award amounts made available under subsection (a) in a manner and form consistent with amounts made available under paragraph (1) under the heading “STATE AND LOCAL LAW ENFORCEMENT ASSISTANCE”.

SA 4843. Mr. SASSE (for himself and Mr. FRANKEN) submitted an amendment intended to be proposed by him to the bill H.R. 2578, making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2016, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. \_\_\_\_\_. None of the funds appropriated or otherwise made available by this Act may

be obligated or expended to implement any change relating to the status of the People’s Republic of China under section 771(18) of the Tariff Act of 1930 (19 U.S.C. 1677(18)).

SA 4844. Mrs. BOXER (for herself, Ms. CANTWELL, Mrs. MURRAY, and Mr. WYDEN) submitted an amendment intended to be proposed to amendment SA 4685 proposed by Mr. SHELBY (for himself and Ms. MIKULSKI) to the bill H.R. 2578, making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2016, and for other purposes; which was ordered to lie on the table; as follows:

On page 16, line 3, strike “\$65,000,000,” and insert “\$80,000,000.”

SA 4845. Mr. SASSE submitted an amendment intended to be proposed by him to the bill H.R. 2578, making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2016, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. \_\_\_\_\_. None of the funds appropriated in this Act may be used by the Department of Justice to enforce any contraceptive mandate under title XXVII of the Public Health Service Act (42 U.S.C. 300gg et seq.) or the Patient Protection and Affordable Care Act (Public Law 111–148).

SA 4846. Mrs. BOXER (for herself, Mrs. MURRAY, and Mr. WYDEN) submitted an amendment intended to be proposed to amendment SA 4685 proposed by Mr. SHELBY (for himself and Ms. MIKULSKI) to the bill H.R. 2578, making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2016, and for other purposes; which was ordered to lie on the table; as follows:

On page 16, line 3, strike “\$65,000,000,” and insert “\$80,000,000, of which \$15,000,000 is designated by Congress as an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985 (2 U.S.C. 901(b)(2)(A)(i)).”

SA 4847. Mr. BROWN (for himself and Mr. PORTMAN) submitted an amendment intended to be proposed to amendment SA 4685 proposed by Mr. SHELBY (for himself and Ms. MIKULSKI) to the bill H.R. 2578, making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2016, and for other purposes; which was ordered to lie on the table; as follows:

On page 80, between lines 17 and 18, insert the following:

GENERAL PROVISION

SEC. 301. It is the sense of Congress that the National Aeronautics and Space Administration should not continue to implement the consolidation of procurement and human resource services, as recommended by the Technical Capabilities Assessment Team,

until the Comptroller General of the United States completes—

(1) an analysis of the business case resulting in the relocation of procurement services under the consolidation; and

(2) an assessment whether the relocation of procurement services would enable the Field Centers of the Administration to leverage for research full-time employees who would revert to the Centers under the consolidation.

SA 4848. Ms. MIKULSKI (for herself, Mr. LEAHY, Ms. BALDWIN, Mr. NELSON, Ms. HIRONO, Mr. DURBIN, and Mr. BROWN) submitted an amendment intended to be proposed to amendment SA 4685 proposed by Mr. SHELBY (for himself and Ms. MIKULSKI) to the bill H.R. 2578, making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2016, and for other purposes; which was ordered to lie on the table; as follows:

At the end of title II, add the following:  
SEC. 2 \_\_\_\_\_. ADDITIONAL RESOURCES AND FIRE-ARMS TRAFFICKING.

(a) ADEQUATE RESOURCES FOR FEDERAL BUREAU OF INVESTIGATION.—In addition to the amounts provided under the heading “SALARIES AND EXPENSES” under the heading “FEDERAL BUREAU OF INVESTIGATION” under this title, \$175,000,000 for personnel, training, and equipment needed to counter both foreign and domestic terrorism, including lone wolf actors: *Provided*, That such amount is designated by Congress as an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985 (2 U.S.C. 901(b)(2)(A)(i)).

(b) ADEQUATE RESOURCES FOR VALOR.—In addition to the amounts provided under the heading “STATE AND LOCAL LAW ENFORCEMENT ASSISTANCE” under the heading “OFFICE OF JUSTICE PROGRAMS” under this title, \$15,000,000 for an Officer Robert Wilson III memorial initiative on Preventing Violence Against Law Enforcement Officer Resilience and Survivability (VALOR): *Provided*, That such amount is designated by Congress as an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985 (2 U.S.C. 901(b)(2)(A)(i)).

(c) ADEQUATE RESOURCES FOR CIVIL RIGHTS DIVISION.—In addition to the amounts provided under the heading “SALARIES AND EXPENSES, GENERAL LEGAL ACTIVITIES” under the heading “LEGAL ACTIVITIES” under this title, \$30,000,000 for the Civil Rights Division of the Department of Justice: *Provided*, That such amount is designated by Congress as an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985 (2 U.S.C. 901(b)(2)(A)(i)).

(d) ADEQUATE RESOURCES FOR COMMUNITY RELATIONS SERVICE.—In addition to the amounts provided under the heading “SALARIES AND EXPENSES, COMMUNITY RELATIONS SERVICE” under the heading “LEGAL ACTIVITIES” under this title, \$11,000,000 for the Community Relations Service of the Department of Justice for personnel and training to respond to hate crimes: *Provided*, That such amount is designated by Congress as an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985 (2 U.S.C. 901(b)(2)(A)(i)).

(e) STRENGTHENING FIREARMS TRAFFICKING INVESTIGATIONS AND PROSECUTIONS.—Section 924 of title 18, United States Code, is amended by striking subsection (h) and inserting the following:

“(h) Whoever knowingly transfers or receives a firearm, knowing or having reasonable cause to believe that such firearm will be used to commit a Federal crime of terrorism (as defined in section 2332b(g)(5)), a crime of violence (as defined in subsection (c)(3)), or a drug trafficking crime (as defined in subsection (c)(2)) shall be imprisoned not more than 15 years, fined in accordance with this title, or both.”

**SA 4849.** Mr. BURR (for himself and Ms. CANTWELL) submitted an amendment intended to be proposed to amendment SA 4685 proposed by Mr. SHELBY (for himself and Ms. MIKULSKI) to the bill H.R. 2578, making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2016, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

**SEC. \_\_\_\_ . STUDY ON GAPS IN NEXRAD COVERAGE AND REQUIREMENT FOR PLAN TO ADDRESS SUCH GAPS.**

(a) **STUDY ON GAPS IN NEXRAD COVERAGE.**—

(1) **IN GENERAL.**—Not later than 90 days after the date of the enactment of this Act, the Secretary of Commerce shall complete a study on gaps in the coverage of the Next Generation Weather Radar of the National Weather Service (referred to in this section as “NEXRAD”).

(2) **ELEMENTS.**—In conducting the study required under paragraph (1), the Secretary shall—

(A) identify areas in the United States with limited or no NEXRAD coverage below 6,000 feet above ground level of the surrounding terrain;

(B) for the areas identified under subparagraph (A)—

(i) identify the key weather effects for which prediction would improve with improved radar detection;

(ii) identify additional sources of observations for high impact weather that were available and operational for such areas on the day before the date of the enactment of this Act, including Terminal Doppler Weather Radar (commonly known as “TDWR”), air surveillance radars of the Federal Aviation Administration, and cooperative network observers; and

(iii) assess the feasibility and advisability of efforts to integrate and upgrade Federal radar capabilities that are not owned or controlled by the National Oceanic and Atmospheric Administration, including radar capabilities of the Federal Aviation Administration and the Department of Defense;

(C) assess the feasibility and advisability of incorporating State-operated and other non-Federal radars into the operations of the National Weather Service;

(D) identify options to improve radar coverage in the areas identified under subparagraph (A); and

(E) estimate the cost of, and develop a timeline for, carrying out each of the options identified under subparagraph (D).

(3) **REPORT.**—Upon the completion of the study required under paragraph (1), the Secretary shall submit a report to the Committee on Commerce, Science, and Transportation of the Senate, the Committee on Appropriations of the Senate, the Committee on Science, Space, and Technology of the House of Representatives, and the Committee on Appropriations of the House of Representatives that includes the findings of the Secretary with respect to the study.

(b) **PLAN TO IMPROVE RADAR COVERAGE.**—Not later than 30 days after the completion of the study under subsection (a)(1), the Secretary of Commerce shall submit a plan to the congressional committees referred to in subsection (a)(3) for improving radar coverage in the areas identified under subsection (a)(2)(A) by integrating and upgrading, to the extent practicable, additional observation solutions to improve hazardous weather detection and forecasting.

(c) **REQUIREMENT FOR THIRD-PARTY REVIEWS REGARDING PLAN TO IMPROVE RADAR COVERAGE.**—The Secretary of Commerce shall seek third-party reviews on scientific methodology relating to, and the feasibility and advisability of, implementing the plan submitted under subsection (b), including the extent to which warning and forecast services of the National Weather Service would be improved by additional NEXRAD coverage.

**SA 4850.** Mr. SASSE submitted an amendment intended to be proposed to amendment SA 4685 proposed by Mr. SHELBY (for himself and Ms. MIKULSKI) to the bill H.R. 2578, making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2016, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

**SEC. \_\_\_\_ .** None of the funds appropriated or otherwise made available to the Department of Justice under this Act may be used by the Department of Justice to defend the constitutionality of the Bureau of Consumer Financial Protection.

**SA 4851.** Mr. SASSE submitted an amendment intended to be proposed to amendment SA 4685 proposed by Mr. SHELBY (for himself and Ms. MIKULSKI) to the bill H.R. 2578, making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2016, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

**SEC. \_\_\_\_ .** None of the funds appropriated in this Act may be used by the Department of Justice to enforce the contraceptive, abortifacient, and sterilization coverage mandates under title XXVII of the Public Health Service Act (42 U.S.C. 300gg et seq.).

**SA 4852.** Mr. MCCONNELL (for Mrs. ERNST) proposed an amendment to the bill H.R. 1777, to amend the Act of August 25, 1958, commonly known as the “Former Presidents Act of 1958”, with respect to the monetary allowance payable to a former President, and for other purposes; as follows:

Strike all after the enacting clause and insert the following:

**SECTION 1. SHORT TITLE.**

This Act may be cited as the “Presidential Allowance Modernization Act of 2016”.

**SEC. 2. AMENDMENTS.**

(a) **FORMER PRESIDENTS.**—The first section of the Act entitled “An Act to provide retirement, clerical assistants, and free mailing privileges to former Presidents of the United States, and for other purposes”, approved August 25, 1958 (commonly known as the

“Former Presidents Act of 1958”) (3 U.S.C. 102 note), is amended by striking the matter preceding subsection (e) and inserting the following:

“(a) **IN GENERAL.**—Each former President shall be entitled for the remainder of his or her life to receive from the United States—

“(1) an annuity at the rate of \$200,000 per year, subject to subsection (c); and

“(2) a monetary allowance at the rate of \$200,000 per year, subject to subsections (c) and (d).

“(b) **DURATION; FREQUENCY.**—

“(1) **IN GENERAL.**—The annuity and allowance under subsection (a) shall each—

“(A) commence on the day after the date on which an individual becomes a former President;

“(B) terminate on the date on which the former President dies; and

“(C) be payable by the Secretary of the Treasury on a monthly basis.

“(2) **APPOINTIVE OR ELECTIVE POSITIONS.**—The annuity and allowance under subsection (a) shall not be payable for any period during which a former President holds an appointive or elective position in or under the Federal Government to which is attached a rate of pay other than a nominal rate.

“(c) **COST-OF-LIVING INCREASES.**—Effective December 1 of each year, each annuity and allowance under subsection (a) that commenced before that date shall be increased by the same percentage by which benefit amounts under title II of the Social Security Act (42 U.S.C. 401 et seq.) are increased, effective as of that date, as a result of a determination under section 215(i) of that Act (42 U.S.C. 415(i)).

“(d) **LIMITATION ON MONETARY ALLOWANCE.**—

“(1) **IN GENERAL.**—Notwithstanding any other provision of this section, the monetary allowance payable under subsection (a)(2) to a former President for any 12-month period—

“(A) except as provided in subparagraph (B), may not exceed the amount by which—

“(i) the monetary allowance that (but for this subsection) would otherwise be so payable for such 12-month period, exceeds (if at all)

“(ii) the applicable reduction amount for such 12-month period; and

“(B) shall not be less than the amount determined under paragraph (4).

“(2) **DEFINITION.**—

“(A) **IN GENERAL.**—For purposes of paragraph (1), the term “applicable reduction amount” means, with respect to any former President and in connection with any 12-month period, the amount by which—

“(i) the sum of—

“(I) the adjusted gross income (as defined in section 62 of the Internal Revenue Code of 1986) of the former President for the most recent taxable year for which a tax return is available; and

“(II) any interest excluded from the gross income of the former President under section 103 of such Code for such taxable year, exceeds (if at all)

“(ii) \$400,000, subject to subparagraph (C).

“(B) **JOINT RETURNS.**—In the case of a joint return, subclauses (I) and (II) of subparagraph (A)(i) shall be applied by taking into account both the amounts properly allocable to the former President and the amounts properly allocable to the spouse of the former President.

“(C) **COST-OF-LIVING INCREASES.**—The dollar amount specified in subparagraph (A)(ii) shall be adjusted at the same time that, and by the same percentage by which, the monetary allowance of the former President is increased under subsection (c) (disregarding this subsection).

“(3) **DISCLOSURE REQUIREMENT.**—

“(A) **DEFINITIONS.**—In this paragraph—

“(i) the terms ‘return’ and ‘return information’ have the meanings given those terms in section 6103(b) of the Internal Revenue Code of 1986; and

“(ii) the term ‘Secretary’ means the Secretary of the Treasury or the Secretary of the Treasury’s delegate.

“(B) REQUIREMENT.—A former President may not receive a monetary allowance under subsection (a)(2) unless the former President discloses to the Secretary, upon the request of the Secretary, any return or return information of the former President or spouse of the former President that the Secretary determines is necessary for purposes of calculating the applicable reduction amount under paragraph (2) of this subsection.

“(C) CONFIDENTIALITY.—Except as provided in section 6103 of the Internal Revenue Code of 1986 and notwithstanding any other provision of law, the Secretary may not, with respect to a return or return information disclosed to the Secretary under subparagraph (B)—

“(i) disclose the return or return information to any entity or person; or

“(ii) use the return or return information for any purpose other than to calculate the applicable reduction amount under paragraph (2).

“(4) INCREASED COSTS DUE TO SECURITY NEEDS.—With respect to the monetary allowance that would be payable to a former President under subsection (a)(2) for any 12-month period but for the limitation under paragraph (1), the Administrator of General Services, in coordination with the Director of the United States Secret Service, shall determine the amount of the allowance that is needed to pay the increased cost of doing business that is attributable to the security needs of the former President.”.

(b) SURVIVING SPOUSES OF FORMER PRESIDENTS.—

(1) INCREASE IN AMOUNT OF MONETARY ALLOWANCE.—Subsection (e) of the first section of the Former Presidents Act of 1958 is amended—

(A) in the first sentence, by striking “\$20,000 per annum,” and inserting “\$100,000 per year (subject to paragraph (4))”; and

(B) in the second sentence—

(i) in paragraph (2), by striking “and” at the end;

(ii) in paragraph (3)—

(I) by striking “or the government of the District of Columbia”; and

(II) by striking the period and inserting “; and”; and

(iii) by inserting after paragraph (3) the following:

“(4) shall, after its commencement date, be increased at the same time that, and by the same percentage by which, annuities of former Presidents are increased under subsection (c).”.

(2) COVERAGE OF WIDOWER OF A FORMER PRESIDENT.—Subsection (e) of the first section of the Former Presidents Act of 1958, as amended by paragraph (1), is amended—

(A) by striking “widow” each place it appears and inserting “widow or widower”; and

(B) by striking “she” and inserting “she or he”.

(c) SUBSECTION HEADINGS.—The first section of the Former Presidents Act of 1958 is amended—

(1) in subsection (e), by inserting after the subsection enumerator the following: “WIDOWS AND WIDOWERS.—”; and

(2) in subsection (f), by inserting after the subsection enumerator the following: “DEFINITION.—”; and

(3) in subsection (g), by inserting after the subsection enumerator the following: “AUTHORIZATION OF APPROPRIATIONS.—”.

### SEC. 3. RULE OF CONSTRUCTION.

Nothing in this Act or an amendment made by this Act shall be construed to affect—

(1) any provision of law relating to the security or protection of a former President or a member of the family of a former President; or

(2) funding, under the Former Presidents Act of 1958 or any other law, to carry out any provision of law described in paragraph (1).

### SEC. 4. TRANSITION RULES.

(a) FORMER PRESIDENTS.—In the case of any individual who is a former President on the date of enactment of this Act, the amendment made by section 2(a) shall be applied as if the commencement date referred in subsection (b)(1)(A) of the first section of the Former Presidents Act of 1958, as amended by section 2(a), coincided with such date of enactment.

(b) WIDOWS.—In the case of any individual who is the widow of a former President on the date of enactment of this Act, the amendments made by section 2(b)(1) shall be applied as if the commencement date referred to in subsection (e)(1) of the first section of the Former Presidents Act of 1958, as amended by section 2(b)(1), coincided with such date of enactment.

### SEC. 5. APPLICABILITY.

For a former President receiving a monetary allowance under the Former Presidents Act of 1958 on the day before the date of enactment of this Act, the limitation under subsection (d)(1) of the first section of that Act, as amended by section 2(a), shall apply to the monetary allowance of the former President, except to the extent that the application of the limitation would prevent the former President from being able to pay the cost of a lease or other contract that is in effect on the day before the date of enactment of this Act and under which the former President makes payments using the monetary allowance, as determined by the Administrator of General Services.

**SA 4853.** Mr. MCCONNELL (for Mr. THUNE) proposed an amendment to the bill S. 2736, to improve access to durable medical equipment for Medicare beneficiaries under the Medicare program, and for other purposes; as follows:

Strike all after the enacting clause and insert the following:

#### SECTION 1. SHORT TITLE.

This Act may be cited as the “Patient Access to Durable Medical Equipment Act of 2016”.

#### SEC. 2. EXTENSION OF THE TRANSITION TO NEW PAYMENT RATES FOR DURABLE MEDICAL EQUIPMENT UNDER THE MEDICARE PROGRAM.

The Secretary of Health and Human Services shall extend the transition period described in clause (i) of section 414.210(g)(9) of title 42, Code of Federal Regulations, from June 30, 2016, to June 30, 2017 (with the full implementation described in clause (ii) of such section applying to items and services furnished with dates of service on or after July 1, 2017).

#### SEC. 3. FLOOR ON BID CEILING FOR COMPETITIVE ACQUISITION FOR DURABLE MEDICAL EQUIPMENT UNDER THE MEDICARE PROGRAM.

Section 1847(b)(5) of the Social Security Act (42 U.S.C. 1395w-3(b)(5)) is amended—

(1) in subparagraph (A)—

(A) by inserting “, subject to subparagraph (E),” after “subsection (a)(2)”; and

(B) by inserting “, subject to subparagraph (E),” after “Based on such bids”; and

(2) by adding at the end the following new subparagraph:

“(E) FLOOR ON BID CEILING FOR DURABLE MEDICAL EQUIPMENT.—

“(i) IN GENERAL.—The ceiling for a bid submitted for applicable covered items may not be less than the fee schedule amount that would otherwise be determined under section 1834(a), section 1834(h), or section 1842(s) for such items furnished on July 1, 2016 (determined as if section 2 of the Patient Access to Durable Medical Equipment Act of 2016 had not been enacted).

“(ii) APPLICABLE COVERED ITEMS DEFINED.—For purposes of this subparagraph, the term ‘applicable covered items’ means competitively priced items and services described in subsection (a)(2) that are furnished with respect to rounds of competition that begin on or after January 1, 2017.”.

#### SEC. 4. REQUIREMENTS IN DETERMINING ADJUSTMENTS USING INFORMATION FROM COMPETITIVE BIDDING PROGRAMS.

(a) IN GENERAL.—Section 1834(a)(1)(G) of the Social Security Act (42 U.S.C. 1395m(a)(1)(G)) is amended by adding at the end the following new sentence: “In the case of items and services furnished on or after January 1, 2019, in making any adjustments under clause (ii) or (iii) of subparagraph (F), under subsection (h)(1)(H)(ii), or under section 1842(s)(3)(B), the Secretary shall—

“(i) solicit and take into account stakeholder input; and

“(ii) take into account the highest amount bid by a winning supplier in a competitive acquisition area and a comparison of each of the following with respect to non-competitive acquisition areas and competitive acquisition areas:

“(I) The average travel distance and cost associated with furnishing items and services in the area.

“(II) Any barriers to access for items and services in the area.

“(III) The average delivery time in furnishing items and services in the area.

“(IV) The average volume of items and services furnished by suppliers in the area.

“(V) The number of suppliers in the area.”.

(b) CONFORMING AMENDMENTS.—(1) Section 1834(h)(1)(H)(ii) of the Social Security Act (42 U.S.C. 1395m(h)(1)(H)(ii)) is amended by striking “the Secretary” and inserting “subject to subsection (a)(1)(G), the Secretary”.

(2) Section 1842(s)(3)(B) of the Social Security Act (42 U.S.C. 1395m(s)(3)(B)) is amended by striking “the Secretary” and inserting “subject to section 1834(a)(1)(G), the Secretary”.

#### SEC. 5. REPORTS ON THE RESULTS OF THE MONITORING OF ACCESS OF MEDICARE BENEFICIARIES TO DURABLE MEDICAL EQUIPMENT AND OF HEALTH OUTCOMES.

Not later than October 1, 2016, January 1, 2017, April 1, 2017, and July 1, 2017, the Secretary of Health and Human Services shall publish on the Internet website of the Centers for Medicare & Medicaid Services the results of the monitoring of access of Medicare beneficiaries to durable medical equipment and of health outcomes, as described on page 66228 in the final rule published by the Center for Medicare & Medicaid Services on November 6, 2014, and entitled “Medicare Program; End-Stage Renal Disease Prospective Payment System, Quality Incentive Program, and Durable Medical Equipment, Prosthetics, Orthotics, and Supplies” (79 Fed. Reg. 66120-66265).

#### SEC. 6. REVISION OF EFFECTIVE DATE OF PROVISION LIMITING FEDERAL MEDICAID REIMBURSEMENT TO STATES FOR DURABLE MEDICAL EQUIPMENT (DME) TO MEDICARE PAYMENT RATES.

(a) IN GENERAL.—Section 1903(i)(27) of the Social Security Act (42 U.S.C. 1396b(i)(27)) is

amended by striking “January 1, 2019” and inserting “October 1, 2018”.

(b) EFFECTIVE DATE.—The amendment made by subsection (a) shall take effect as if included in the enactment of section 503 of division O of Public Law 114-113.

#### AUTHORITY FOR COMMITTEES TO MEET

##### COMMITTEE ON ARMED SERVICES

Mrs. FISCHER. Mr. President, I ask unanimous consent that the Committee on Armed Services be authorized to meet during the session of the Senate on June 21, 2016, at 9:30 a.m.

The PRESIDING OFFICER. Without objection, it is so ordered.

##### COMMITTEE ON BANKING, HOUSING, AND URBAN AFFAIRS

Mrs. FISCHER. Mr. President, I ask unanimous consent that the Committee on Banking, Housing, and Urban Affairs be authorized to meet during the session of the Senate on June 21, 2016, at 10 a.m., to conduct a hearing entitled “The Semiannual Monetary Policy Report to the Congress.”

The PRESIDING OFFICER. Without objection, it is so ordered.

##### COMMITTEE ON COMMERCE, SCIENCE, AND TRANSPORTATION

Mrs. FISCHER. Mr. President, I ask unanimous consent that the Committee on Commerce, Science, and Transportation be authorized to meet during the session of the Senate on June 21, 2016, at 9:30 a.m., in room SR-253 of the Russell Senate Office Building to conduct a Subcommittee hearing entitled “FirstNet Oversight: An Update on the Status of the Public Safety Broadband Network.”

The PRESIDING OFFICER. Without objection, it is so ordered.

##### COMMITTEE ON FOREIGN RELATIONS

Mrs. FISCHER. Mr. President, I ask unanimous consent that the Committee on Foreign Relations be authorized to meet during the session of the Senate on June 21, 2016, at 2:30 p.m.

The PRESIDING OFFICER. Without objection, it is so ordered.

##### COMMITTEE ON HEALTH, EDUCATION, LABOR, AND PENSIONS

Mrs. FISCHER. Mr. President, I ask unanimous consent that the Committee on Health, Education, Labor, and Pensions be authorized to meet during the session of the Senate on June 21, 2016, at 2:30 p.m., in room SH-216 of the Hart Senate Office Building to conduct a hearing entitled “Small Business Retirement Pooling: Examining Open Multiple Employer Plans.”

The PRESIDING OFFICER. Without objection, it is so ordered.

##### COMMITTEE ON HOMELAND SECURITY AND GOVERNMENTAL AFFAIRS

Mrs. FISCHER. Mr. President, I ask unanimous consent that the Committee on Homeland Security and Governmental Affairs be authorized to meet during the session of the Senate on June 21, 2016, at 10 a.m., to conduct a hearing entitled “The Ideology of ISIS.”

The PRESIDING OFFICER. Without objection, it is so ordered.

##### COMMITTEE ON THE JUDICIARY

Mrs. FISCHER. Mr. President, I ask unanimous consent that the Committee on the Judiciary be authorized to meet during the session of the Senate on June 21, 2016, at 9:30 a.m., in room SD-226 of the Dirksen Senate Office Building, to conduct a hearing entitled “Nominations.”

The PRESIDING OFFICER. Without objection, it is so ordered.

##### COMMITTEE ON VETERANS' AFFAIRS

Mrs. FISCHER. Mr. President, I ask unanimous consent that the Committee on Veterans' Affairs be authorized to meet during the session of the Senate on June 21, 2016, at 2:30 p.m., in room SR-418 of the Russell Senate Office Building.

The PRESIDING OFFICER. Without objection, it is so ordered.

##### SELECT COMMITTEE ON INTELLIGENCE

Mrs. FISCHER. Mr. President, I ask unanimous consent that the Select Committee on Intelligence be authorized to meet during the session of the Senate on June 21, 2016, at 2:30 p.m., in room SH-219 of the Hart Senate Office Building.

The PRESIDING OFFICER. Without objection, it is so ordered.

##### SUBCOMMITTEE ON ANTITRUST, COMPETITION POLICY, AND CONSUMER RIGHTS

Mrs. FISCHER. Mr. President, I ask unanimous consent that the Committee on the Judiciary, Subcommittee on Antitrust, Competition Policy, and Consumer Rights be authorized to meet during the session of the Senate on June 21, 2016, at 2 p.m., in room SD-226 of the Dirksen Senate Office Building, to conduct a hearing entitled “The CREATES Act: Ending Regulatory Abuse, Protecting Consumers, and Ensuring Drug Price Competition.”

The PRESIDING OFFICER. Without objection, it is so ordered.

##### SUBCOMMITTEE ON PUBLIC LANDS, FORESTS, AND MINING

Mrs. FISCHER. Mr. President, I ask unanimous consent that the Committee on Energy and Natural Resources' Subcommittee on Public Lands, Forests, and Mining be authorized to meet during the session of the Senate on June 21, 2016, at 2:30 p.m., in room SD-366 of the Dirksen Senate Office Building.

The PRESIDING OFFICER. Without objection, it is so ordered.

#### COLLECTOR CAR APPRECIATION DAY

Mr. McCONNELL. Mr. President, I ask unanimous consent that the Senate proceed to the consideration of S. Res. 507, submitted earlier today.

The PRESIDING OFFICER. The clerk will report the resolution by title.

The senior assistant legislative clerk read as follows:

A resolution (S. Res. 507) designating July 8, 2016, as Collector Car Appreciation Day

and recognizing that the collection and restoration of historic and classic cars is an important part of preserving the technological achievements and cultural heritage of the United States.

There being no objection, the Senate proceeded to consider the resolution.

Mr. McCONNELL. I ask unanimous consent that the resolution be agreed to, the preamble be agreed to, and the motions to reconsider be considered made and laid upon the table with no intervening action or debate.

The PRESIDING OFFICER. Without objection, it is so ordered.

The resolution (S. Res. 507) was agreed to.

The preamble was agreed to.  
(The resolution, with its preamble, is printed in today's RECORD under “Submitted Resolutions.”)

#### PRESIDENTIAL ALLOWANCE MODERNIZATION ACT

Mr. McCONNELL. Mr. President, I ask unanimous consent that the Committee on Homeland Security and Governmental Affairs be discharged from further consideration of H.R. 1777 and the Senate proceed to its immediate consideration.

The PRESIDING OFFICER. Without objection, it is so ordered.

The clerk will report the bill by title.  
The senior assistant legislative clerk read as follows:

A bill (H.R. 1777) to amend the Act of August 25, 1958, commonly known as the “Former Presidents Act of 1958,” with respect to the monetary allowance payable to a former President, and for other purposes.

There being no objection, the Senate proceeded to consider the bill.

Mr. McCONNELL. I ask unanimous consent that the Ernst substitute amendment be agreed to; the bill, as amended, be read a third time and passed; and the motion to reconsider be considered made and laid upon the table.

The PRESIDING OFFICER. Is there objection?

Without objection, it is so ordered.  
The amendment (No. 4852) was agreed to, as follows:

(Purpose: In the nature of a substitute)

Strike all after the enacting clause and insert the following:

##### SECTION 1. SHORT TITLE.

This Act may be cited as the “Presidential Allowance Modernization Act of 2016”.

##### SEC. 2. AMENDMENTS.

(a) FORMER PRESIDENTS.—The first section of the Act entitled “An Act to provide retirement, clerical assistants, and free mailing privileges to former Presidents of the United States, and for other purposes”, approved August 25, 1958 (commonly known as the “Former Presidents Act of 1958”) (3 U.S.C. 102 note), is amended by striking the matter preceding subsection (e) and inserting the following:

“(a) IN GENERAL.—Each former President shall be entitled for the remainder of his or her life to receive from the United States—

“(1) an annuity at the rate of \$200,000 per year, subject to subsection (c); and

“(2) a monetary allowance at the rate of \$200,000 per year, subject to subsections (c) and (d).