

for their children and community. In addition, I believe Vianney needs further protection. This family warrants our compassion, and I will keep fighting for them.

I ask my colleagues to support this private bill.

AMENDMENTS SUBMITTED AND PROPOSED

SA 774. Ms. BALDWIN submitted an amendment intended to be proposed by her to the bill H.R. 2810, to authorize appropriations for fiscal year 2018 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table.

SA 775. Ms. KLOBUCHAR submitted an amendment intended to be proposed by her to the bill H.R. 2810, supra; which was ordered to lie on the table.

SA 776. Mr. VAN HOLLEN (for himself and Mr. PAUL) submitted an amendment intended to be proposed by him to the bill H.R. 2810, supra; which was ordered to lie on the table.

SA 777. Mr. HEINRICH (for himself and Mr. UDALL) submitted an amendment intended to be proposed by him to the bill H.R. 2810, supra; which was ordered to lie on the table.

SA 778. Mr. HEINRICH (for himself and Mr. UDALL) submitted an amendment intended to be proposed by him to the bill H.R. 2810, supra; which was ordered to lie on the table.

SA 779. Mr. GARDNER submitted an amendment intended to be proposed by him to the bill H.R. 2810, supra; which was ordered to lie on the table.

SA 780. Mr. INHOFE submitted an amendment intended to be proposed by him to the bill H.R. 2810, supra; which was ordered to lie on the table.

SA 781. Mr. TILLIS submitted an amendment intended to be proposed by him to the bill H.R. 2810, supra; which was ordered to lie on the table.

SA 782. Mrs. FEINSTEIN submitted an amendment intended to be proposed by her to the bill H.R. 2810, supra; which was ordered to lie on the table.

SA 783. Mr. SCHATZ submitted an amendment intended to be proposed by him to the bill H.R. 2810, supra; which was ordered to lie on the table.

SA 784. Mr. WICKER (for himself, Mr. THUNE, Mr. PETERS, and Mr. SULLIVAN) submitted an amendment intended to be proposed by him to the bill H.R. 2810, supra; which was ordered to lie on the table.

SA 785. Mr. WICKER (for himself, Mr. THUNE, Mr. PETERS, and Mr. SULLIVAN) submitted an amendment intended to be proposed by him to the bill H.R. 2810, supra; which was ordered to lie on the table.

SA 786. Mr. WICKER (for himself, Mr. THUNE, Mr. PETERS, and Mr. SULLIVAN) submitted an amendment intended to be proposed by him to the bill H.R. 2810, supra; which was ordered to lie on the table.

SA 787. Mr. MCCONNELL (for Mr. GRASSLEY) proposed an amendment to the bill S. 1107, to amend title 28, United States Code, to authorize the appointment of additional bankruptcy judges, and for other purposes.

SA 788. Mr. DAINES submitted an amendment intended to be proposed by him to the bill H.R. 2810, to authorize appropriations for fiscal year 2018 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and

for other purposes; which was ordered to lie on the table.

TEXT OF AMENDMENTS

SA 774. Ms. BALDWIN submitted an amendment intended to be proposed by her to the bill H.R. 2810, to authorize appropriations for fiscal year 2018 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. ____ . REPORT ON THE GLOBAL FOOD SYSTEM AND VULNERABILITIES RELEVANT TO DEPARTMENT OF DEFENSE MISSIONS.

(a) **REPORT REQUIRED.**—Not later than one year after the date of the enactment of this Act, the Secretary of Defense shall, in consultation with the heads of such components of the Department of Defense as the Secretary considers appropriate, submit to the congressional defense committees an assessment of Department of Defense policies and operational plans for addressing the national security implications of global food system vulnerabilities.

(b) **CONTENTS.**—The report required by subsection (a) shall include, at a minimum, the following:

(1) An evaluation of vulnerabilities in the global food system that may affect the national security of the United States and the Department of Defense roles, missions, and capabilities in addressing such vulnerabilities, including information technology, data management, and surveillance capabilities for detection and assessment of food system shocks with the potential to result in the deployment of the Armed Forces or directly affect bilateral security interests with allies or partners.

(2) A characterization of how Department of Defense strategy, policies, and plans, including the Unified Command Plan, defense planning scenarios, operational plans, theater cooperation plans, and other relevant planning documents and procedures, account for food system vulnerabilities as precursors to and components of protracted major state conflicts, civil wars, insurgencies, or terrorism.

(3) An evaluation of United States interests, including the interests of allies and strategic partners, and potential United States military operations, including thresholds for ordering such operations, in regions where food system instability represents an urgent and growing threat, including due to the presence of destabilizing non-state actors who may weaponize access to food.

(4) An identification of opportunities to initiate or further develop cooperative military to military relationships to build partner capacity to avoid, minimize, or control global and regional food system shocks.

SA 775. Ms. KLOBUCHAR submitted an amendment intended to be proposed by her to the bill H.R. 2810, to authorize appropriations for fiscal year 2018 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle B of title I, add the following:

SEC. ____ . FULL AND OPEN COMPETITION FOR PROCUREMENT OF GROUND MOBILITY VEHICLE OF THE ARMY.

The Secretary of the Army shall initiate a full and open competition during fiscal year 2018 for the procurement of a commercially available off-the-shelf Ground Mobility Vehicle that meets Army Airborne Infantry Brigade Combat Team requirements.

SA 776. Mr. VAN HOLLEN (for himself and Mr. PAUL) submitted an amendment intended to be proposed by him to the bill H.R. 2810, to authorize appropriations for fiscal year 2018 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle B of title XV, add the following:

SEC. ____ . REPORT ON BUDGET REQUESTS FOR FUNDING FOR THE DEPARTMENT OF DEFENSE FOR OVERSEAS CONTINGENCY OPERATIONS.

(a) **FINDINGS.**—Congress makes the following findings:

(1) In a January 18, 2017 report issued by the U.S. Government Accountability Office (GAO) on the Department of Defense's Overseas Contingency Operations, the GAO found that the criteria developed in 2010 by the Office of Management and Budget (OMB) in collaboration with the Department of Defense (DoD) for determining whether items belonged in the base budget or in OCO were outdated.

(2) The GAO also found that these outdated criteria did not address the full scope of activities included in DoD's fiscal year 2017 OCO budget request.

(3) According to the GAO, DoD officials agree that updated guidance is not needed but noted that OMB deferred the decision to update criteria until the new administration was in place in 2017.

(4) The GAO also found that, without reevaluating and revising the criteria, decision makers may be hindered in their ability to set priorities and make funding trade-offs.

(5) In response to these findings, the GAO recommends that DOD, in collaboration with OMB, reevaluate and revise the criteria for determining what can be included in DOD's OCO budget requests; and that DOD develop a complete and reliable estimate of enduring OCO costs to report in future budget requests.

(b) **REPORT.**—Not later than December 31, 2017, the Secretary of Defense shall, with the concurrence of the Director of the Office of Management and Budget, submit to the congressional defense committees a report setting forth the following:

(1) The criteria used by the Department of Defense to determine whether funds requested for the Department for a fiscal year for purposes of the budget of the President for the fiscal year (as submitted to Congress pursuant to section 1105 of title 31, United States Code) are to be requested as funds for the Department for programs, activities, and operations for the fiscal year for overseas contingency operations.

(2) A current estimate of the recurring annual costs of the Department for programs, activities, and operations for overseas contingency operations.

SA 777. Mr. HEINRICH (for himself and Mr. UDALL) submitted an amendment intended to be proposed by him

to the bill H.R. 2810, to authorize appropriations for fiscal year 2018 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of section 3101, add the following:

(C) MODIFICATION OF AUTHORITY TO CARRY OUT ALBUQUERQUE COMPLEX UPGRADES CONSTRUCTION PROJECT.—

(1) IN GENERAL.—The Administrator for Nuclear Security may enter into an incrementally funded contract for Project 16-D-515, the Albuquerque Complex upgrades construction project, Albuquerque, New Mexico.

(2) LIMITATION.—The total cost for the Albuquerque Complex upgrades construction project may not exceed \$174,700,000.

(3) FUNDING OF INCREMENTS.—

(A) INCREMENT 1.—The amount authorized to be appropriated by section 3101 of the National Defense Authorization Act for Fiscal Year 2017 (Public Law 114-328; 130 Stat. 2754) for fiscal year 2017 and available for Project 16-D-515 as specified in the funding table in section 4701 of that Act (Public Law 114-328; 130 Stat. 2890) shall be deemed to be an amount authorized to be appropriated for increment 1 of the Albuquerque Complex upgrades construction project.

(B) INCREMENT 2.—The amount authorized to be appropriated by this section for fiscal year 2018 and available for Project 16-D-515 as specified in the funding table in section 4701 of this Act shall be available for increment 2 of the Albuquerque Complex upgrades construction project.

SA 778. Mr. HEINRICH (for himself and Mr. UDALL) submitted an amendment intended to be proposed by him to the bill H.R. 2810, to authorize appropriations for fiscal year 2018 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle B of title XXXI, add the following:

SEC. 3116. PLUTONIUM CAPABILITIES.

(a) REPORT.—Not later than 30 days after the date of the enactment of this Act, the Administrator for Nuclear Security shall submit to the congressional defense committees and the Secretary of Defense a report on the recommended alternative endorsed by the Administrator for recapitalization of plutonium science and production capabilities of the nuclear security enterprise. The report shall identify the recommended alternative endorsed by the Administrator and contain the analysis of alternatives, including costs, upon which the Administrator relied in making such endorsement.

(b) CERTIFICATION.—Not later than 60 days after the date on which the Secretary of Defense receives the report required by subsection (a), the Chairman of the Nuclear Weapons Council shall submit to the congressional defense committees the written certification of the Chairman regarding whether—

(1) the recommended alternative described in subsection (a)—

(A) is acceptable to the Secretary of Defense and the Nuclear Weapons Council and meets the requirements of the Secretary for

plutonium pit production capacity and capability;

(B) is likely to meet the pit production timelines and milestones required by section 4219 of the Atomic Energy Defense Act (50 U.S.C. 2538a);

(C) is likely to meet pit production timelines and requirements responsive to military requirements;

(D) is cost effective and has reasonable near-term and lifecycle costs that are minimized, to the extent practicable, as compared to other alternatives;

(E) contains minimized and manageable risks as compared to other alternatives; and

(F) can be acceptably reconciled with any differences in the conclusions made by the Office of Cost Assessment and Program Evaluation of the Department of Defense in the business case analysis of plutonium pit production capability issued in 2013; and

(2) the Administrator has—

(A) documented the assumptions and constraints used in the analysis of alternatives described in subsection (a); and

(B) tested and documented the sensitivity of the cost estimates for each alternative to risks and changes in key assumptions.

(C) ASSESSMENT.—

(1) IN GENERAL.—Not later than 90 days after the date of the enactment of this Act, the Director of Cost Estimating and Program Evaluation of the National Nuclear Security Administration shall, in consultation with the Director of the Cost Assessment and Program Evaluation of the Department of Defense, provide to the congressional defense committees a briefing containing the assessment of the Directors of the analysis of alternatives described in subsection (a).

(2) ELEMENTS.—The briefing required by paragraph (1) shall include—

(A) descriptions of the scope, risks, and costs for alternatives not considered in the analysis of alternatives that the Directors deem viable; and

(B) any views of the Administrator regarding such alternatives.

(d) REVIEW BY COMPTROLLER GENERAL.—Not later than 60 days after receiving the report required by subsection (a) and the briefing required by subsection (c), the Comptroller General of the United States shall brief the congressional defense committees on—

(1) the alternatives considered by the Administrator in the analysis of alternatives described in subsection (a) and the alternatives described in subsection (c)(2)(A);

(2) the accuracy of such alternatives; and

(3) any other issues the Comptroller General considers relevant.

SA 779. Mr. GARDNER submitted an amendment intended to be proposed by him to the bill H.R. 2810, to authorize appropriations for fiscal year 2018 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. ____ . PROHIBITION ON CONTRACTING WITH CERTAIN TELECOMMUNICATIONS PROVIDERS.

(a) LIST OF COVERED CONTRACTORS.—Not later than 30 days after the date of the enactment of this Act, the Director of National Intelligence shall develop a list of covered contractors, to be updated as frequently as the Director determines appropriate, and shall make such list available to the Secretary of Defense.

(b) PROHIBITION ON CONTRACTS.—The Secretary of Defense may not enter into a contract with a covered contractor on the list described under subsection (a).

(c) REMOVAL FROM LIST.—To be removed from the list described in subsection (a), a covered contractor may submit a request to the Director in such manner as the Director determines appropriate. Upon certification of the request, the Director shall remove the covered contractor from the list.

(d) WAIVER.—The President may waive the requirements of subsection (b) if the President determines that the waiver is justified for national security reasons.

(e) COVERED CONTRACTOR DEFINED.—The term “covered contractor” means a provider of telecommunications or telecommunications equipment that has been found by the Director to have knowingly assisted or facilitated a cyber attack carried out by or on behalf of the government of the Democratic People’s Republic of Korea or persons associated with such government.

(f) EFFECTIVE DATE.—This section shall apply with respect to contracts of a covered contractor entered into on or after the date of the enactment of this Act.

SA 780. Mr. INHOFE submitted an amendment intended to be proposed by him to the bill H.R. 2810, to authorize appropriations for fiscal year 2018 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. ____ . INCREASED TERM LIMIT FOR INTER-GOVERNMENTAL SUPPORT AGREEMENTS TO PROVIDE INSTALLATION SUPPORT SERVICES.

Section 2679(a)(2)(A) of title 10, United States Code, is amended by striking “five years” and inserting “ten years.”

SA 781. Mr. TILLIS submitted an amendment intended to be proposed by him to the bill H.R. 2810, to authorize appropriations for fiscal year 2018 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle A of title V, add the following:

SEC. ____ . ELIMINATION OF STATUTORY DEADLINE FOR SUBMITTAL BY OFFICERS OF WRITTEN COMMUNICATIONS TO PROMOTION SELECTION BOARDS ON MATTERS OF IMPORTANCE TO THEIR SELECTION.

(a) IN GENERAL.—Section 614(b) of title 10, United States Code, is amended—

(1) in the first sentence, by striking “, to arrive not later than the day before the date the board convenes,”; and

(2) in the second sentence, by striking “timely”.

(b) EFFECTIVE DATE.—The amendment made by subsection (a) shall take effect on the date of the enactment of this Act, and shall apply with respect to promotion selection boards convened on or after that date.

SA 782. Mrs. FEINSTEIN submitted an amendment intended to be proposed by her to the bill H.R. 2810, to authorize appropriations for fiscal year 2018

for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. ____ . PERMANENT RESIDENT STATUS FOR MARIA GUADALUPE MENDOZA SANCHEZ, EUSEBIO SANCHEZ MEJIA, AND VIANNEY ESBEYDI SANCHEZ MENDOZA.

(a) **IN GENERAL.**—Notwithstanding subsections (a) and (b) of section 201 of the Immigration and Nationality Act (8 U.S.C. 1151), Maria Guadalupe Mendoza Sanchez, Eusebio Sanchez Mejia, and Vianney Esbeydi Sanchez Mendoza shall each be eligible for the issuance of an immigrant visa or for adjustment of status to that of an alien lawfully admitted for permanent residence upon filing an application for issuance of an immigrant visa under section 204 of such Act (8 U.S.C. 1154) or for adjustment of status to lawful permanent resident.

(b) **ADJUSTMENT OF STATUS.**—If Maria Guadalupe Mendoza Sanchez, Eusebio Sanchez Mejia, or Vianney Esbeydi Sanchez Mendoza enters the United States before the filing deadline specified in subsection (c), Maria Guadalupe Mendoza Sanchez, Eusebio Sanchez Mejia, or Vianney Esbeydi Sanchez Mendoza, as appropriate, shall be considered to have entered and remained lawfully in the United States and shall be eligible for adjustment of status under section 245 of the Immigration and Nationality Act (8 U.S.C. 1255) as of the date of the enactment of this Act.

(c) **DEADLINE FOR APPLICATION AND PAYMENT OF FEES.**—Subsections (a) and (b) shall apply only if the application for the issuance of an immigrant visa or the application for adjustment of status is filed with appropriate fees not later than 2 years after the date of the enactment of this Act.

(d) **REDUCTION OF IMMIGRANT VISA NUMBERS.**—Upon granting immigrant visas or permanent residence to Maria Guadalupe Mendoza Sanchez, Eusebio Sanchez Mejia, and Vianney Esbeydi Sanchez Mendoza, the Secretary of State shall instruct the proper officer to reduce by 3, during the current or next following fiscal year—

(1) the total number of immigrant visas that are made available to natives of the country of birth of Maria Guadalupe Mendoza Sanchez, Eusebio Sanchez Mejia, and Vianney Esbeydi Sanchez Mendoza under section 203(a) of the Immigration and Nationality Act (8 U.S.C. 1153(a)); or

(2) if applicable, the total number of immigrant visas that are made available to natives of the country of birth of Maria Guadalupe Mendoza Sanchez, Eusebio Sanchez Mejia, and Vianney Esbeydi Sanchez Mendoza under section 202(e) of such Act (8 U.S.C. 1152(e)).

(e) **PAYGO.**—The budgetary effects of this Act, for the purpose of complying with the Statutory Pay-As-You-Go Act of 2010, shall be determined by reference to the latest statement titled “Budgetary Effects of PAYGO Legislation” for this Act, submitted for printing in the Congressional Record by the Chairman of the Committee on the Budget of the Senate, provided that such statement has been submitted prior to the vote on passage.

SA 783. Mr. SCHATZ submitted an amendment intended to be proposed by him to the bill H.R. 2810, to authorize

appropriations for fiscal year 2018 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. ____ . PARTICIPATION OF VETERANS SERVICE ORGANIZATIONS IN TRANSITION ASSISTANCE PROGRAM.

(a) **SENSE OF CONGRESS.**—It is the sense of Congress that the Secretary of Defense, in collaboration with the Secretary of Labor, the Secretary of Homeland Security, and the Secretary of Veterans Affairs, should establish a process by which a representative of a veterans service organization may be present at any portion of the program carried out under section 1144 of title 10, United States Code, relating to the submittal of claims to the Secretary of Veterans Affairs for compensation under chapter 11 or 13 of title 38, United States Code.

(b) **REPORT.**—

(1) **IN GENERAL.**—Not later than 540 days after the date of the enactment of this Act, the Secretary of Defense shall submit to Congress a report on participation of veterans service organizations in the program carried out under section 1144 of title 10, United States Code.

(2) **CONTENTS.**—The report required by paragraph (1) shall include the following:

(A) An assessment of the compliance of facilities of the Department of Defense with the directives included in the memorandum of the Secretary of Defense entitled “Installation Access and Support Services for Non-profit Non-Federal Entities” and dated December 23, 2014.

(B) The number of military bases that have complied with such directives.

(C) How many veterans service organizations have been present at a portion of a program as described in paragraph (1).

(3) **VETERANS SERVICE ORGANIZATION DEFINED.**—In this subsection, the term “veterans service organization” means any organization recognized by the Secretary for the representation of veterans under section 5902 of title 38.

SA 784. Mr. WICKER (for himself, Mr. THUNE, Mr. PETERS, and Mr. SULLIVAN) submitted an amendment intended to be proposed by him to the bill H.R. 2810, to authorize appropriations for fiscal year 2018 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of part I of subtitle C of title V, add the following:

SEC. ____ . FUNDS FOR THE PAYMENT OF CONTINUATION PAY TO MEMBERS OF THE COAST GUARD.

There is appropriated, out of any money in the Treasury not otherwise appropriated, to the Retired Pay account under the heading “Department of Homeland Security-United States Coast Guard”, such sums as may be necessary for each fiscal year for purposes of paying continuation pay under section 356 of title 37, United States Code, to members of the Coast Guard during such fiscal year.

SA 785. Mr. WICKER (for himself, Mr. THUNE, Mr. PETERS, and Mr. SULLIVAN)

submitted an amendment intended to be proposed by him to the bill H.R. 2810, to authorize appropriations for fiscal year 2018 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of part I of subtitle C of title VI, add the following:

SEC. ____ . FUNDS FOR THE PAYMENT OF CONTINUATION PAY TO MEMBERS OF THE COAST GUARD DURING FISCAL YEARS 2018 AND 2019.

There is appropriated, out of any money in the Treasury not otherwise appropriated, to the Retired Pay account under the heading “Department of Homeland Security-United States Coast Guard” for each fiscal year as follows, for purposes of paying continuation pay under section 356 of title 37, United States Code, to members of the Coast Guard during such fiscal year, amounts as follows:

(1) For fiscal year 2018, \$3,286,277.

(2) For fiscal year 2019, \$9,272,945.

SA 786. Mr. WICKER (for himself, Mr. THUNE, Mr. PETERS, and Mr. SULLIVAN) submitted an amendment intended to be proposed by him to the bill H.R. 2810, to authorize appropriations for fiscal year 2018 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of part I of subtitle C of title VI, add the following:

SEC. ____ . AVAILABILITY OF FUNDS FOR THE PAYMENT OF CONTINUATION PAY TO MEMBERS OF THE COAST GUARD.

(a) **IN GENERAL.**—Chapter 11 of title 14, United States Code, is amended by inserting after section 423 the following new section:

“§ 423a. Appropriations for retirement pay: available for payment of continuation pay

“Appropriations available for retirement pay for members of the Coast Guard shall, in addition to the enumerated purpose of such appropriation, also be available for payment of continuation pay under section 356 of title 37.”

(b) **CLERICAL AMENDMENT.**—The table of sections at the beginning of chapter 11 of such title is amended by inserting after the item relating to section 423 the following new item:

“423a. Appropriations for retirement pay: available for payment of continuation pay.”

SA 787. Mr. MCCONNELL (for Mr. GRASSLEY) proposed an amendment to the bill S. 1107, to amend title 28, United States Code, to authorize the appointment of additional bankruptcy judges, 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 “Bankruptcy Judgeship Act of 2017”.

SEC. 2. EXTENSION OF TEMPORARY OFFICE OF BANKRUPTCY JUDGES IN CERTAIN JUDICIAL DISTRICTS.

(a) **TEMPORARY OFFICE OF BANKRUPTCY JUDGES AUTHORIZED BY THE BANKRUPTCY**

JUDGESHIP ACT OF 2005.—Section 2(a)(2) of the Temporary Bankruptcy Judgeships Extension Act of 2012 (28 U.S.C. 152 note; Public Law 112-121) is amended—

(1) in subparagraph (A), by striking “and (H)” and inserting “(H), (I), and (J)”;

(2) in subparagraph (C)—

(A) in clause (i), by striking “6” and inserting “11”; and

(B) in clause (ii), by striking “5” and inserting “10”;

(3) in subparagraph (D)(i), by striking “6” and inserting “11”;

(4) by striking subparagraph (E) and inserting the following:

“(E) DISTRICT OF MARYLAND.—The 1st, 2d, and 3d vacancies in the office of a bankruptcy judge for the district of Maryland—

“(i) in the case of the 1st and 2d vacancies, occurring more than 5 years after the date of the enactment of this Act,

“(ii) in the case of the 3d vacancy, occurring more than 10 years after the date of enactment of this Act, and

“(iii) resulting from the death, retirement, resignation, or removal of a bankruptcy judge, shall not be filled.”;

(5) in subparagraph (F)(i), by striking “6” and inserting “11”;

(6) in subparagraph (G)(i), by striking “6” and inserting “11”;

(7) in subparagraph (H)(i), by striking “6” and inserting “11”; and

(8) by adding at the end the following:

“(I) DISTRICT OF NEVADA.—The 1st vacancy in the office of a bankruptcy judge for the district of Nevada—

“(i) occurring more than 10 years after the date of the enactment of this Act, and

“(ii) resulting from the death, retirement, resignation, or removal of a bankruptcy judge, shall not be filled.

“(J) EASTERN DISTRICT OF NORTH CAROLINA.—The 1st vacancy in the office of a bankruptcy judge for the eastern district of North Carolina—

“(i) occurring more than 10 years after the date of the enactment of this Act, and

“(ii) resulting from the death, retirement, resignation, or removal of a bankruptcy judge, shall not be filled.”.

(b) TEMPORARY OFFICE OF BANKRUPTCY JUDGES AUTHORIZED BY THE BANKRUPTCY JUDGESHIP ACT OF 1992.—Section 2(b)(2) of the Temporary Bankruptcy Judgeships Extension Act of 2012 (28 U.S.C. 152 note; Public Law 112-121) is amended—

(1) in subparagraph (A)(i), by striking “5” and inserting “10”; and

(2) in subparagraph (B)(i), by striking “5” and inserting “10”.

SEC. 3. TEMPORARY OFFICE OF BANKRUPTCY JUDGE AUTHORIZED.

(a) APPOINTMENTS.—The following bankruptcy judges shall be appointed in the manner prescribed in section 152(a)(1) of title 28, United States Code, for the appointment of bankruptcy judges provided for in section 152(a)(2) of that title:

(1) Two additional bankruptcy judges for the district of Delaware.

(2) One additional bankruptcy judge of the middle district of Florida.

(3) One additional bankruptcy judge for the eastern district of Michigan.

(b) VACANCIES.—

(1) DISTRICT OF DELAWARE.—The 6th and 7th vacancies in the office of a bankruptcy judge for the district of Delaware—

(A) occurring more than 10 years after the date of enactment of the Temporary Bankruptcy Judgeships Extension Act of 2012 (28 U.S.C. 152 note; Public Law 112-121); and

(B) resulting from the death, retirement, resignation, or removal of a bankruptcy judge, shall not be filled.

(2) MIDDLE DISTRICT OF FLORIDA.—The 1st vacancy in the office of a bankruptcy judge for the middle district of Florida—

(A) occurring more than 5 years after the date of enactment of this Act; and

(B) resulting from the death, retirement, resignation, or removal of a bankruptcy judge, shall not be filled.

(3) EASTERN DISTRICT OF MICHIGAN.—The 2d vacancy in the office of a bankruptcy judge for the eastern district of Michigan—

(A) occurring more than 11 years after the date of enactment of the Temporary Bankruptcy Judgeships Extension Act of 2012 (28 U.S.C. 152 note; Public Law 112-121); and

(B) resulting from the death, retirement, resignation, or removal of a bankruptcy judge, shall not be filled.

SEC. 4. BANKRUPTCY FEES.

(a) AMENDMENTS TO TITLE 28 OF THE UNITED STATES CODE.—Section 1930(a)(6) of title 28, United States Code, is amended—

(1) by striking “(6) In” and inserting “(6)(A) Except as provided in subparagraph (B), in”; and

(2) by adding at the end the following:

“(B) During each of fiscal years 2018 through 2022, if the balance in the United States Trustee System Fund as of September 30 of the most recent full fiscal year is less than \$200,000,000, the quarterly fee payable for a quarter in which disbursements equal or exceed \$1,000,000 shall be the lesser of 1 percent of such disbursements or \$250,000.”.

(b) DEPOSITS OF CERTAIN FEES FOR FISCAL YEARS 2018 THROUGH 2022.—Notwithstanding section 589a(b) of title 28, United States Code, for each of fiscal years 2018 through 2022—

(1) 98 percent of the fees collected under section 1930(a)(6) of such title shall be deposited as offsetting collections to the appropriation “United States Trustee System Fund”, to remain available until expended; and

(2) 2 percent of the fees collected under section 1930(a)(6) of such title shall be deposited in the general fund of the Treasury.

(c) APPLICATION OF AMENDMENTS.—The amendments made by this section shall apply to quarterly fees payable under section 1930(a)(6) of title 28, United States Code, as amended by this section, for disbursements made in any calendar quarter that begins on or after the date of enactment of this Act.

SEC. 5. CLARIFICATION OF RULE ALLOWING DISCHARGE TO GOVERNMENTAL CLAIMS ARISING FROM THE DISPOSITION OF FARM ASSETS UNDER CHAPTER 12 BANKRUPTCIES.

(a) IN GENERAL.—Subchapter II of chapter 12 of title 11, United States Code, is amended by adding at the end the following:

“§ 1232. Claim by a governmental unit based on the disposition of property used in a farming operation

“(a) Any unsecured claim of a governmental unit against the debtor or the estate that arises before the filing of the petition, or that arises after the filing of the petition and before the debtor’s discharge under section 1228, as a result of the sale, transfer, exchange, or other disposition of any property used in the debtor’s farming operation—

“(1) shall be treated as an unsecured claim arising before the date on which the petition is filed;

“(2) shall not be entitled to priority under section 507;

“(3) shall be provided for under a plan; and

“(4) shall be discharged in accordance with section 1228.

“(b) For purposes of applying sections 1225(a)(4), 1228(b)(2), and 1229(b)(1) to a claim described in subsection (a) of this section, the amount that would be paid on such claim if the estate of the debtor were liquidated in a case under chapter 7 of this title shall be the amount that would be paid by the estate in a chapter 7 case if the claim were an unsecured claim arising before the date on which the petition was filed and were not entitled to priority under section 507.

“(c) For purposes of applying sections 523(a), 1228(a)(2), and 1228(c)(2) to a claim described in subsection (a) of this section, the claim shall not be treated as a claim of a kind specified in subparagraph (A) or (B) of section 523(a)(1).

“(d)(1) A governmental unit may file a proof of claim for a claim described in subsection (a) that arises after the date on which the petition is filed.

“(2) If a debtor files a tax return after the filing of the petition for a period in which a claim described in subsection (a) arises, and the claim relates to the tax return, the debtor shall serve notice of the claim on the governmental unit charged with the responsibility for the collection of the tax at the address and in the manner designated in section 505(b)(1). Notice under this paragraph shall state that the debtor has filed a petition under this chapter, state the name and location of the court in which the case under this chapter is pending, state the amount of the claim, and include a copy of the filed tax return and documentation supporting the calculation of the claim.

“(3) If notice of a claim has been served on the governmental unit in accordance with paragraph (2), the governmental unit may file a proof of claim not later than 180 days after the date on which such notice was served. If the governmental unit has not filed a timely proof of the claim, the debtor or trustee may file proof of the claim that is consistent with the notice served under paragraph (2). If a proof of claim is filed by the debtor or trustee under this paragraph, the governmental unit may not amend the proof of claim.

“(4) A claim filed under this subsection shall be determined and shall be allowed under subsection (a), (b), or (c) of section 502, or disallowed under subsection (d) or (e) of section 502, in the same manner as if the claim had arisen immediately before the date of the filing of the petition.”.

(b) TECHNICAL AND CONFORMING AMENDMENTS.—

(1) IN GENERAL.—Subchapter II of chapter 12 of title 11, United States Code, is amended—

(A) in section 1222(a)—

(i) in paragraph (2), by striking “unless—” and all that follows through “the holder” and inserting “unless the holder”;

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

(iii) in paragraph (4), by striking the period at the end and inserting “; and”; and

(iv) by adding at the end the following:

“(5) subject to section 1232, provide for the treatment of any claim by a governmental unit of a kind described in section 1232(a).”;

(B) in section 1228—

(i) in subsection (a)—

(I) in the matter preceding paragraph (1)—

(aa) by inserting a comma after “all debts provided for by the plan”; and

(bb) by inserting a comma after “allowed under section 503 of this title”; and

(II) in paragraph (2), by striking “the kind” and all that follows and inserting “a kind specified in section 523(a) of this title, except as provided in section 1232(c).”;

(ii) in subsection (c)(2), by inserting “, except as provided in section 1232(c)” before the period at the end; and

(iii) in subsection (c)(2), by inserting “, except as provided in section 1232(c)” before the period at the end; and

(iv) in subsection (c)(2), by inserting “, except as provided in section 1232(c)” before the period at the end; and

(v) in subsection (c)(2), by inserting “, except as provided in section 1232(c)” before the period at the end; and

(C) in section 1229(a)—
 (i) in paragraph (2), by striking “or” at the end;
 (ii) in paragraph (3), by striking the period at the end and inserting “; or”; and
 (iii) by adding at the end the following:
 “(4) provide for the payment of a claim described in section 1232(a) that arose after the date on which the petition was filed.”.
 (2) TABLE OF SECTIONS.—The table of sections for subchapter II of chapter 12 of title 11, United States Code, is amended by adding at the end the following:
 “1232. Claim by a governmental unit based on the disposition of property used in a farming operation.”.
 (c) EFFECTIVE DATE.—The amendments made by this section shall apply to—
 (1) any bankruptcy case—

(A) that is pending on the date of enactment of this Act;
 (B) in which the plan under chapter 12 of title 11, United States Code, has not been confirmed on the date of enactment of this Act; and
 (C) relating to which an order of discharge under section 1228 of title 11, United States Code, has not been entered; and
 (2) any bankruptcy case that commences on or after the date of enactment of this Act.

SA 788. Mr. DAINES submitted an amendment intended to be proposed by him to the bill H.R. 2810, to authorize appropriations for fiscal year 2018 for military activities of the Department of Defense, for military construction, and for defense activities of the De-

partment of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:
 At the end of section 1045, add the following:
 (b) POSTPONEMENT OF DEADLINE FOR COMPLETION OF CONVERSION.—Notwithstanding the deadline otherwise specified in paragraph (1) of section 1053(a) of the National Defense Authorization Act for Fiscal Year 2016, as amended by this section, for the completion of the conversion of military technician positions as described in that subsection, the deadline for the completion of such conversion shall be 180 days after the date on which the Secretary of Defense submits to Congress the report required by section 1067.

FOREIGN TRAVEL FINANCIAL REPORTS

In accordance with the appropriate provisions of law, the Secretary of the Senate herewith submits the following reports for standing committees of the Senate, certain joint committees of the Congress, delegations and groups, and select and special committees of the Senate, relating to expenses incurred in the performance of authorized foreign travel:

CONSOLIDATED REPORT OF EXPENDITURE OF FUNDS FOR FOREIGN TRAVEL BY MEMBERS AND EMPLOYEES OF THE U.S. SENATE, UNDER AUTHORITY OF SEC. 22, P.L. 95-384—22 U.S.C. 1754(b), COMMITTEE ON APPROPRIATIONS FOR TRAVEL FROM APR. 1 TO JUNE 30, 2017

| Name and country | Name of currency | Per diem | | Transportation | | Miscellaneous | | Total | |
|--------------------------|------------------|------------------|---|------------------|---|------------------|---|------------------|---|
| | | Foreign currency | U.S. dollar equivalent or U.S. currency | Foreign currency | U.S. dollar equivalent or U.S. currency | Foreign currency | U.S. dollar equivalent or U.S. currency | Foreign currency | U.S. dollar equivalent or U.S. currency |
| Senator Steve Daines: | | | | | | | | | |
| China | Renminbi | | 1,311.43 | | | | | | 1,311.43 |
| Japan | Yen | | 480.00 | | | | | | 480.00 |
| Senator John Kennedy: | | | | | | | | | |
| China | Renminbi | | 1,311.43 | | | | | | 1,311.43 |
| Japan | Yen | | 480.00 | | | | | | 480.00 |
| Wallace Hsueh: | | | | | | | | | |
| China | Renminbi | | 1,311.43 | | | | | | 1,311.43 |
| Japan | Yen | | 480.00 | | | | | | 480.00 |
| Senator Thad Cochran: | | | | | | | | | |
| France | Euro | | 710.00 | | | | | | 710.00 |
| Morocco | Dirham | | 1,438.93 | | | | | | 1,438.93 |
| Kay Webber Cochran: | | | | | | | | | |
| France | Euro | | 709.00 | | | | | | 709.00 |
| Morocco | Dirham | | 237.00 | | | | | | 237.00 |
| Linda Good: | | | | | | | | | |
| France | Euro | | 1,082.00 | | | | | | 1,082.00 |
| Morocco | Dirham | | 1,199.84 | | | | | | 1,199.84 |
| Ty Mabry: | | | | | | | | | |
| France | Euro | | 1,082.00 | | | | | | 1,082.00 |
| Morocco | Dirham | | 1,199.84 | | | | | | 1,199.84 |
| Senator Richard Shelby: | | | | | | | | | |
| England | Pound | | 3,464.56 | | | | | | 3,464.56 |
| United States | Dollar | | | | 12,868.86 | | | | 12,868.86 |
| Jeremy Weirich: | | | | | | | | | |
| England | Pound | | 3,464.56 | | | | | | 3,464.56 |
| United States | Dollar | | | | 10,099.16 | | | | 10,099.16 |
| Paul Grove: | | | | | | | | | |
| Thailand | Baht | | 246.00 | | | | | | 246.00 |
| Cambodia | Riel | | 557.00 | | | | | | 557.00 |
| Sri Lanka | Rupee | | 517.00 | | | | | | 517.00 |
| Nepal | Rupee | | 257.00 | | | | | | 257.00 |
| United States | Dollar | | | | 9,064.56 | | | | 9,064.56 |
| Paul Grove: | | | | | | | | | |
| Russia | Ruble | | 926.00 | | | | | | 926.00 |
| United States | Dollar | | | | 3,293.86 | | | | 3,293.86 |
| Jason Wheelock: | | | | | | | | | |
| Russia | Ruble | | 926.00 | | | | | | 926.00 |
| United States | Dollar | | | | 3,293.86 | | | | 3,293.86 |
| Senator Lamar Alexander: | | | | | | | | | |
| Belgium | Euro | | 752.30 | | | | | | 752.30 |
| Lithuania | Euro | | 317.00 | | | | | | 317.00 |
| Estonia | Euro | | 250.66 | | | | | | 250.66 |
| Finland | Euro | | 678.00 | | | | | | 678.00 |
| France | Euro | | 640.00 | | | | | | 640.00 |
| Sarah Fairchild: | | | | | | | | | |
| Belgium | Euro | | 752.30 | | | | | | 752.30 |
| Lithuania | Euro | | 317.00 | | | | | | 317.00 |
| Estonia | Euro | | 250.66 | | | | | | 250.66 |
| Finland | Euro | | 618.00 | | | | | | 618.00 |
| France | Euro | | 615.00 | | | | | | 615.00 |
| Senator Thad Cochran: | | | | | | | | | |
| Belgium | Euro | | 752.30 | | | | | | 752.30 |
| Lithuania | Euro | | 317.00 | | | | | | 317.00 |
| Estonia | Euro | | 250.66 | | | | | | 250.66 |
| Finland | Euro | | 678.00 | | | | | | 678.00 |
| France | Euro | | 612.00 | | | | | | 612.00 |
| Kay Webber Cochran: | | | | | | | | | |
| Belgium | Euro | | 752.30 | | | | | | 752.30 |
| Lithuania | Euro | | 317.00 | | | | | | 317.00 |
| Estonia | Euro | | 250.66 | | | | | | 250.66 |
| Finland | Euro | | 678.00 | | | | | | 678.00 |
| France | Euro | | 612.00 | | | | | | 612.00 |
| Ty Mabry: | | | | | | | | | |
| Belgium | Euro | | 752.30 | | | | | | 752.30 |