

EC-4123. A communication from the Executive Analyst (Political), Department of Health and Human Services, transmitting, pursuant to law, two (2) reports relative to a vacancy in the Department of Health and Human Services, received in the Office of the President of the Senate on January 18, 2018; to the Committee on Health, Education, Labor, and Pensions.

EC-4124. A communication from the Deputy Assistant General Counsel for the Division of Regulatory Services, Office of Special Education and Rehabilitative Services, Department of Education, transmitting, pursuant to law, the report of a rule entitled "National Institute on Disability and Rehabilitation Research (NIDRR) and Independent Living Programs, Outdated, Superseded Regulations" (RIN1820-AB76) received in the Office of the President of the Senate on January 19, 2018; to the Committee on Health, Education, Labor, and Pensions.

EC-4125. A communication from the Chief Financial Officer, National Labor Relations Board, transmitting, pursuant to law, a report entitled "Performance and Accountability Report for Fiscal Year 2017"; to the Committee on Homeland Security and Governmental Affairs.

EC-4126. A communication from the Attorney-Advisor, Office of General Counsel, Department of Transportation, transmitting, pursuant to law, a report relative to a vacancy for the position of Administrator, Federal Aviation Administration, Department of Transportation, received in the Office of the President of the Senate on January 19, 2018; to the Committee on Commerce, Science, and Transportation.

EC-4127. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Federal Policy for the Protection of Human Subjects: Delay of the Revisions to the Federal Policy for the Protection of Human Subjects" (40 CFR Part 26) received in the Office of the President of the Senate on January 19, 2018; to the Committee on Environment and Public Works.

EC-4128. A communication from the Regulations Coordinator, Office of the Assistant Secretary for Health, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Federal Policy for the Protection of Human Subjects: Delay of the Revisions to the Federal Policy for the Protection of Human Subjects" (RIN0937-AA06) received in the Office of the President of the Senate on January 22, 2018; to the Committee on Health, Education, Labor, and Pensions.

EC-4129. A communication from the Acting Director, Office of Personnel Management, transmitting, pursuant to law, the report of a rule entitled "Federal Employees Health Benefits Program: Removal of Eligible and Ineligible Individuals from Existing Enrollments" (RIN3206-AN09) received in the Office of the President of the Senate on January 22, 2018; to the Committee on Homeland Security and Governmental Affairs.

PETITIONS AND MEMORIALS

The following petitions and memorials were laid before the Senate and were referred or ordered to lie on the table as indicated:

POM-161. A resolution adopted by the City Council of the City of Richmond, California memorializing its support for net neutrality and open Internet access for all; to the Committee on Commerce, Science, and Transportation.

POM-162. A resolution adopted by the City Council of the City of Pascagoula, Mis-

issippi, urging the United States Congress to keep its commitment under the Gulf of Mexico Energy Security Act to share OCS revenues with Gulf producing states and their coastal political subdivisions and to ensure that Jackson County can continue to provide the nation with critical energy supplies and maintain and improve the infrastructure that is necessary to do so; to the Committee on Energy and Natural Resources.

SUBMISSION OF CONCURRENT AND SENATE RESOLUTIONS

The following concurrent resolutions and Senate resolutions were read, and referred (or acted upon), as indicated:

By Mr. COCHRAN:

S. Con. Res. 33. A concurrent resolution providing for a correction in the enrollment of H.R. 195; considered and agreed to.

ADDITIONAL COSPONSORS

S. 2121

At the request of Mr. HELLER, the name of the Senator from West Virginia (Mrs. CAPITO) was added as a cosponsor of S. 2121, a bill to amend title XVIII of the Social Security Act to require reporting of certain data by providers and suppliers of air ambulance services for purposes of reforming reimbursements for such services under the Medicare program, and for other purposes.

S. 2324

At the request of Mr. HELLER, the name of the Senator from Indiana (Mr. DONNELLY) was added as a cosponsor of S. 2324, a bill to amend the Investment Company Act of 1940 to change certain requirements relating to the capital structure of business development companies, to direct the Securities and Exchange Commission to revise certain rules relating to business development companies, and for other purposes.

S. RES. 368

At the request of Mr. CORKER, the names of the Senator from Oklahoma (Mr. LANKFORD) and the Senator from Nevada (Ms. CORTEZ MASTO) were added as cosponsors of S. Res. 368, a resolution supporting the right of all Iranian citizens to have their voices heard.

SUBMITTED RESOLUTIONS

SENATE CONCURRENT RESOLUTION 33—PROVIDING FOR A CORRECTION IN THE ENROLLMENT OF H.R. 195

Mr. COCHRAN submitted the following concurrent resolution; which was considered and agreed to:

S. CON. RES. 33

Resolved by the Senate (the House of Representatives concurring), That in the enrollment of the bill H.R. 195, the Clerk of the House of Representatives shall make the following corrections:

(1) Insert before section 1 the following:

"DIVISION A—FEDERAL REGISTER PRINTING SAVINGS ACT OF 2017".

(2) In section 1, strike "Act" and insert "division".

(3) Insert before section 2002 the following: "SEC. 154 (a) Employees furloughed as a result of any lapse in appropriations which begins on or about January 20, 2018, shall be compensated at their standard rate of compensation, for the period of such lapse in appropriations, as soon as practicable after such lapse in appropriations ends.

"(b) For purposes of this section, 'employee' means:

"(1) a Federal employee;

"(2) an employee of the District of Columbia Courts;

"(3) an employee of the Public Defender Service for the District of Columbia; or

"(4) a District of Columbia Government employee.

"(c) All obligations incurred in anticipation of the appropriations made and authority granted by this division for the purposes of maintaining the essential level of activity to protect life and property and bringing about orderly termination of Government functions, and for purposes as otherwise authorized by law, are hereby ratified and approved if otherwise in accord with the provisions of this division.

"SEC. 155. (a) If a State (or another Federal grantee) used State funds (or the grantee's non-Federal funds) to continue carrying out a Federal program or furloughed State employees (or the grantee's employees) whose compensation is advanced or reimbursed in whole or in part by the Federal Government—

"(1) such furloughed employees shall be compensated at their standard rate of compensation for such period;

"(2) the State (or such other grantee) shall be reimbursed for expenses that would have been paid by the Federal Government during such period had appropriations been available, including the cost of compensating such furloughed employees, together with interest thereon calculated under section 6503(d) of title 31, United States Code; and

"(3) the State (or such other grantee) may use funds available to the State (or the grantee) under such Federal program to reimburse such State (or the grantee), together with interest thereon calculated under section 6503(d) of title 31, United States Code.

"(b) For purposes of this section, the term 'State' and the term 'grantee' shall have the meaning as such term is defined under the applicable Federal program under subsection (a). In addition, 'to continue carrying out a Federal program' means the continued performance by a State or other Federal grantee, during the period of a lapse in appropriations, of a Federal program that the State or such other grantee had been carrying out prior to the period of the lapse in appropriations.

"(c) The authority under this section applies with respect to any period in fiscal year 2018 (not limited to periods beginning or ending after the date of the enactment of this division) during which there occurs a lapse in appropriations with respect to any department or agency of the Federal Government which, but for such lapse in appropriations, would have paid, or made reimbursement relating to, any of the expenses referred to in this section with respect to the program involved. Payments and reimbursements under this authority shall be made only to the extent and in amounts provided in advance in appropriations Acts."

(4) Insert after section 2002 the following:

"SEC. 2003. For the purposes of division D of Public Law 115-56, the time covered by such division shall be considered to include the period which began on or about January 20, 2018, during which there occurred a lapse in appropriations."

(5) Amend the title so as to read: "Making further continuing appropriations for the fiscal year ending September 30, 2018, and for other purposes".

AMENDMENTS SUBMITTED AND PROPOSED

SA 1919. Mr. BURR (for himself and Mr. WARNER) submitted an amendment intended to be proposed to amendment SA 1917 proposed by Mr. MCCONNELL to the bill H.R. 195, to amend title 44, United States Code, to restrict the distribution of free printed copies of the Federal Register to Members of Congress and other officers and employees of the United States, and for other purposes; which was ordered to lie on the table.

TEXT OF AMENDMENTS

SA 1919. Mr. BURR (for himself and Mr. WARNER) submitted an amendment intended to be proposed to amendment SA 1917 proposed by Mr. MCCONNELL to the bill H.R. 195, to amend title 44, United States Code, to restrict the distribution of free printed copies of the Federal Register to Members of Congress and other officers and employees of the United States, and for other purposes; which was ordered to lie on the table; as follows:

At the end add the following:

In section 2001, in the matter being added to the Continuing Appropriations Act, 2018, in section 148, strike "may be obligated and expended notwithstanding section 504(a)(1) of the National Security Act of 1947 (50 U.S.C. 3094(a)(1))" and insert the following: "for intelligence or intelligence related activities are deemed to be specifically authorized by the Congress for purposes of section 504 of the National Security Act of 1947 (50 U.S.C. 3094) during fiscal year 2018 until the date of the enactment of the Intelligence Authorization Act for fiscal year 2018".

ORDERS FOR TUESDAY, JANUARY 23, 2018

Mr. MCCONNELL. Mr. President, I ask unanimous consent that when the Senate completes its business today, it adjourn until 12 noon on Tuesday, January 23; further, that following the prayer and pledge, the morning hour be deemed expired, the Journal of proceedings be approved to date, the time for the two leaders be reserved for their use later in the day, and morning business be closed; further, that following leader remarks, the Senate proceed to executive session and resume consideration of the Powell nomination; finally, that the Senate recess from 12:30 p.m. until 2:15 p.m. to allow for the weekly conference meetings.

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

ORDER FOR ADJOURNMENT

Mr. MCCONNELL. Mr. President, if there is no further business to come before the Senate, I ask unanimous consent that it stand adjourned under the previous order, following the remarks of Senator DAINES.

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

The Senator from Montana.

PAIN-CAPABLE UNBORN CHILD PROTECTION ACT

Mr. DAINES. Mr. President, before I got involved in politics, I spent 28 years in the private sector—small businesses, medium-sized businesses, a Fortune 25 company. The Fortune 25 company was Proctor & Gamble. I spent 14 years with that company, and one of our assignments took us to mainland China.

I remember when we were offered the assignment and we took the job. At that time, we had a little boy, David, our first child. He was about 18 months old. Our second child, Annie, was just born, a new baby, several weeks old. We moved to Guangzhou. That was in January of 1992.

We were part of leading the team that pioneered the operations for Proctor & Gamble back in the early days of the expansion of the company. Today, that geography, in fact, I think is P&G's second largest geography as it relates to sales in the world.

I remember we spent some time with other American families from around the world. There were American families. There were families from virtually every continent. These expats living over there would spend time going to orphanages.

We would go to these orphanages, usually on a Saturday, and we would hold these babies. Sometimes they had disabilities. Some of these babies never received human touch except for when these families—oftentimes American families—would go and hold them. On a positive note, it built in a conscience at that orphanage. They knew the Americans were coming on Saturday. Things got cleaned up, the babies were getting a little better fed, and that was a good thing, but we were fighting on behalf of those who had life and weren't being treated very well.

I want to tell a couple of stories about things that happened while we were over there in China. I was running a large organization. I had many Chinese employees who were working for me. I remember one day one of my key managers came and he said: STEVE, I need to go to the police station this afternoon.

I said: Oh, my word. Is there something wrong? Do you need some help?

He said: No, not really. My wife is pregnant, and we did not have permission from the authorities to get pregnant.

I said: Well, what does that mean?

He said: Well, that might mean they would terminate the pregnancy, require it.

At that moment, I looked at that employee—one of my key managers—and I said: I will do all I need to do, all I can, to ensure that we protect that baby, assuming you want to keep that baby.

And he said: My wife and I do want to keep that baby.

I said: What does help look like? How can I help you?

He said: Well, can I get a case of shampoo?

Now, we were making some well-known brands, including Head & Shoulders shampoo, Vidal Sassoon, Pantene. We were making Crest toothpaste then and Tide. We had these world-class brands.

So I gave him a case of shampoo, and he went downtown to see the authorities. That case of shampoo saved the life of that baby, and they now have a beautiful grown daughter.

Another day I was at work and my phone rang. My wife Cindy called me.

She said: STEVE, you will not believe it, but we just had twin baby girls dropped off on our doorstep in our apartment in Guangzhou.

I said: Twin baby girls? Really?

At that point, we had three children. We went over to China with two. We had two more, in fact, while we were living over there. At that time, we had three.

She said: They are just infants.

The story behind that is, there was a mother who lived in the countryside who had one baby, a little girl, and she got pregnant with twins. Because of the one-child policy, she was in trouble, and she fled to the countryside. In fact, she was hiding in a remote location, and her mother would come out to feed the mother and the babies to keep them alive.

To make a long story short, we battled for a couple of years because there was no paper trail for these two beautiful Chinese babies. There was an American family who worked for Proctor & Gamble—one of my associates who wanted to adopt those babies.

I can tell you, there was another happy ending this time to that story. They are now two beautiful young women who are living in the United States as U.S. citizens.

These stories demonstrate the importance of saving one life at a time.

I share these stories because today is the 45th anniversary of the Supreme Court's decision on Roe v. Wade. I know there is a lot going on at the moment. The Senate just voted to reopen the government. The House will follow shortly. The President will sign that bill. Common sense has prevailed. We have the government open again. In fact, we are reauthorizing the Children's Health Insurance Program for 6 years.

Today, in the midst of all of these important issues we are dealing with, we cannot—we must not—forget that each year in the United States, over 600,000 babies lose their fight for life due to abortion. No case of shampoo is able to save them. They never got the chance to be adopted. That is over 600,000 babies a year; 60 million since the Supreme Court's decision on Roe v. Wade in 1973, 45 years ago today.

I told a little bit about David when I started my remarks, our oldest son of our four children. David was born in the United States before we moved to China. I think, as a parent—and if you