

(3) respectfully requests that the Secretary of the Senate transmit a copy of this resolution to Li Ka-shing.

SENATE RESOLUTION 521—CON-DEMNING THE HORRIFIC ATTACK IN SANTA FE, TEXAS, AND EXPRESSING SUPPORT AND PRAYERS FOR ALL OF THOSE IMPACTED BY THE TRAGEDY

Mr. CORNYN (for himself, Mr. CRUZ, Mr. MCCONNELL, Mr. SCHUMER, Mr. ALEXANDER, Ms. BALDWIN, Mr. BARASSO, Mr. BENNET, Mr. BLUMENTHAL, Mr. BLUNT, Mr. BOOKER, Mr. BOOZMAN, Mr. BROWN, Mr. BURR, Ms. CANTWELL, Mrs. CAPITO, Mr. CARDIN, Mr. CARPER, Mr. CASEY, Mr. CASSIDY, Ms. COLLINS, Mr. COONS, Mr. CORKER, Ms. CORTEZ MASTO, Mr. COTTON, Mr. CRAPO, Mr. DAINES, Mr. DONNELLY, Ms. DUCKWORTH, Mr. DURBIN, Mr. ENZI, Mrs. ERNST, Mrs. FEINSTEIN, Mrs. FISCHER, Mr. FLAKE, Mr. GARDNER, Mrs. GILLIBRAND, Mr. GRAHAM, Mr. GRASSLEY, Ms. HARRIS, Ms. HASSAN, Mr. HATCH, Mr. HEINRICH, Ms. HEITKAMP, Mr. HELLER, Ms. HIRONO, Mr. HOEVEN, Mrs. HYDE-SMITH, Mr. INHOFE, Mr. ISAKSON, Mr. JOHNSON, Mr. JONES, Mr. KAINE, Mr. KENNEDY, Mr. KING, Ms. KLOBUCHAR, Mr. LANKFORD, Mr. LEAHY, Mr. LEE, Mr. MANCHIN, Mr. MARKEY, Mr. MCCAIN, Mrs. MCCASKILL, Mr. MENENDEZ, Mr. MERKLEY, Mr. MORAN, Ms. MURKOWSKI, Mr. MURPHY, Mrs. MURRAY, Mr. NELSON, Mr. PAUL, Mr. PERDUE, Mr. PETERS, Mr. PORTMAN, Mr. REED, Mr. RISCH, Mr. ROBERTS, Mr. ROUNDS, Mr. RUBIO, Mr. SANDERS, Mr. SASSE, Mr. SCHATZ, Mr. SCOTT, Mrs. SHAHEEN, Mr. SHELBY, Ms. SMITH, Ms. STABENOW, Mr. SULLIVAN, Mr. TESTER, Mr. THUNE, Mr. TILLIS, Mr. TOOMEY, Mr. UDALL, Mr. VAN HOLLEN, Mr. WARNER, Ms. WARREN, Mr. WHITEHOUSE, Mr. WICKER, Mr. WYDEN, and Mr. YOUNG) submitted the following resolution; which was considered and agreed to:

S. RES. 521

Whereas on May 18, 2018, a mass shooting took place at Santa Fe High School in Santa Fe, Texas;

Whereas the people of the United States mourn the 10 innocent lives that were lost at Santa Fe High School in this unthinkable tragedy;

Whereas the people of the United States continue to pray for those who were wounded in the attack and are now recovering;

Whereas law enforcement personnel and first responders performed their duties admirably during the attack and risked their lives for the safety of the students of Santa Fe High School; and

Whereas the people of the United States are grateful for the quick action of first responders who cared for the injured: Now, therefore, be it

Resolved, That the Senate—

(1) condemns the senseless attack at Santa Fe High School in Santa Fe, Texas, that took place on Friday, May 18, 2018;

(2) honors the memories of the victims that were killed;

(3) expresses hope for a full and speedy recovery and pledges continued support for people who were injured in the attack;

(4) offers heartfelt condolences and deepest sympathies to all of the students, teachers,

administrators, and faculty of Santa Fe High School, as well as the families, friends, and loved ones affected by the tragedy; and

(5) honors the selfless and dedicated service of—

(A) the teachers, school administrators, school support staff, medical professionals, and other individuals in the Galveston County community;

(B) the emergency response teams and law enforcement officials who responded to the call of duty; and

(C) the law enforcement officials who continue to investigate the attack.

AMENDMENTS SUBMITTED AND PROPOSED

SA 2267. Mr. MCCONNELL (for Mr. CASSIDY) proposed an amendment to the bill S. 916, to provide for the delivery of a controlled substance by a pharmacy to an administering practitioner.

SA 2268. Mr. MCCONNELL (for Mr. CASSIDY) proposed an amendment to the bill S. 916, *supra*.

TEXT OF AMENDMENTS

SA 2267. Mr. MCCONNELL (for Mr. CASSIDY) proposed an amendment to the bill S. 916, to provide for the delivery of a controlled substance by a pharmacy to an administering practitioner; as follows:

Strike all after the enacting clause and insert the following:

SECTION 1. SHORT TITLE.

This Act may be cited as the “Ensuring Patient Access to Substance Use Disorder Treatments Act of 2018”.

SEC. 2. DELIVERY OF A CONTROLLED SUBSTANCE BY A PHARMACY TO BE ADMINISTERED BY INJECTION OR IMPLANTATION.

(a) IN GENERAL.—The Controlled Substances Act is amended by inserting after section 309 (21 U.S.C. 829) the following:

“DELIVERY OF A CONTROLLED SUBSTANCE BY A PHARMACY TO AN ADMINISTERING PRACTITIONER

“SEC. 309A. (a) IN GENERAL.—Notwithstanding section 102(10), a pharmacy may deliver a controlled substance to a practitioner in accordance with a prescription that meets the requirements of this title and the regulations issued by the Attorney General under this title, for the purpose of administering of the controlled substance by the practitioner if—

“(1) the controlled substance is delivered by the pharmacy to the prescribing practitioner or the practitioner administering the controlled substance, as applicable, at the location listed on the practitioner’s certificate of registration issued under this title;

“(2) in the case of administering of the controlled substance for the purpose of maintenance or detoxification treatment under section 303(g)(2)—

“(A) the practitioner who issued the prescription is a qualifying practitioner authorized under, and acting within the scope of that section; and

“(B) the controlled substance is to be administered by injection or implantation;

“(3) the pharmacy and the practitioner are authorized to conduct the activities specified in this section under the law of the State in which such activities take place;

“(4) the prescription is not issued to supply any practitioner with a stock of controlled substances for the purpose of general dispensing to patients;

“(5) except as provided in subsection (b), the controlled substance is to be adminis-

tered only to the patient named on the prescription not later than 14 days after the date of receipt of the controlled substance by the practitioner; and

“(6) notwithstanding any exceptions under section 307, the prescribing practitioner, and the practitioner administering the controlled substance, as applicable, maintain complete and accurate records of all controlled substances delivered, received, administered, or otherwise disposed of under this section, including the persons to whom controlled substances were delivered and such other information as may be required by regulations of the Attorney General.

“(b) MODIFICATION OF NUMBER OF DAYS BEFORE WHICH CONTROLLED SUBSTANCE SHALL BE ADMINISTERED.—

“(1) INITIAL 2-YEAR PERIOD.—During the 2-year period beginning on the date of enactment of this section, the Attorney General, in coordination with the Secretary, may reduce the number of days described in subsection (a)(5) if the Attorney General determines that such reduction will—

“(A) reduce the risk of diversion; or

“(B) protect the public health.

“(2) MODIFICATIONS AFTER SUBMISSION OF REPORT.—After the date on which the report described in subsection (c) is submitted, the Attorney General, in coordination with the Secretary, may modify the number of days described in subsection (a)(5).

“(3) MINIMUM NUMBER OF DAYS.—Any modification under this subsection shall be for a period of not less than 7 days.”.

(b) STUDY AND REPORT.—Not later than 2 years after the date of enactment of this section, the Comptroller General of the United States shall conduct a study and submit to Congress a report on access to and potential diversion of controlled substances administered by injection or implantation.

(c) TECHNICAL AND CONFORMING AMENDMENT.—The table of contents for the Comprehensive Drug Abuse Prevention and Control Act of 1970 is amended by inserting after the item relating to section 309 the following:

“Sec. 309A. Delivery of a controlled substance by a pharmacy to an administering practitioner.”.

SA 2268. Mr. MCCONNELL (for Mr. CASSIDY) proposed an amendment to the bill S. 916, to provide for the delivery of a controlled substance by a pharmacy to an administering practitioner; as follows:

Amend the title so as to read: “To amend the Controlled Substances Act to provide for the delivery of a controlled substance by a pharmacy to an administering practitioner.”.

AUTHORITY FOR COMMITTEES TO MEET

Mr. ISAKSON. Mr. President, I have 7 requests for committees to meet during today’s session of the Senate. They have the approval of the Majority and Minority leaders.

Pursuant to rule XXVI, paragraph 5(a), of the Standing Rules of the Senate, the following committees are authorized to meet during today’s session of the Senate:

COMMITTEE ON ARMED SERVICES

The Committee on Armed Services is authorized to meet during the session of the Senate on Wednesday, May 23, 2018, at 9:30 a. m. to conduct a hearing.

COMMITTEE ON BANKING, HOUSING, AND URBAN AFFAIRS

The Committee on Banking, Housing, and Urban Affairs is authorized to meet during the session of the Senate on Wednesday, May 23, 2018, at 10 a.m. to conduct a hearing entitled "Ten years of Conservatorship: the Statue of the Housing Finance System."

COMMITTEE ON HEALTH, EDUCATION, LABOR, AND PENSIONS

The Committee on Health, Education, Labor, and Pensions is authorized to meet during the session of the Senate on Wednesday, May 23, 2018, at 10 a.m. to conduct a hearing.

COMMITTEE ON HOMELAND SECURITY AND GOVERNMENTAL AFFAIRS

The Committee on Homeland Security and Governmental Affairs is authorized to meet during the session of the Senate on Wednesday, May 23, 2018, at 2:30 p.m. to conduct a hearing on the following nominations: Emory A. Rounds III, of Maine, to be Director of the Office of Government Ethics, Kelly Higashi, to be an Associate Judge of the Superior Court of the District of Columbia, and Frederick M. Nutt, of Virginia, to be Controller, Office of Federal Financial Management, Office of Management and Budget.

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary is authorized to meet during the session of the Senate on Wednesday, May 23, 2018, at 10 a.m. to conduct a hearing on the following nominations: Britt Cagle Grant, of Georgia, to be United States Circuit Judge for the Eleventh Circuit, Allen Cothrel Winsor, to be United States District Judge for the Northern District of Florida, Patrick R. Wyrick, to be United States District Judge for the Western District of Oklahoma, and Edward W. Felten, of New Jersey, and Jane Nitze, of the District of Columbia, both to be a Member of the Privacy and Civil Liberties Oversight Board.

SPECIAL COMMITTEE ON AGING

The Special Committee on Aging of the Committee on Armed Services is authorized to meet during the session of the Senate on Wednesday, May 23, 2018, at 2 p.m. to conduct a hearing entitled "Preventing and Treating Opioid Misuse Among Older Americans."

SUBCOMMITTEE ON BORDER SECURITY AND IMMIGRATION

The Subcommittee on Border Security and Immigration of the Committee on Armed Services is authorized to meet during the session of the Senate on Wednesday, May 23, 2018, at 2:30 p.m. to conduct a hearing entitled "TVPRA and Exploited Loopholes Affecting Unaccompanied Alien Children."

PRIVILEGES OF THE FLOOR

Mr. MURPHY. Mr. President, I ask unanimous consent that Katie Stana, a Pearson foreign policy fellow in my office, be granted floor privileges for the remainder of the year.

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

DIRECTING THE SECRETARY OF THE SENATE TO MAKE A CORRECTION IN THE ENROLLMENT OF THE BILL S. 2372

Mr. MCCONNELL. Mr. President, I ask unanimous consent that the Senate proceed to the immediate consideration of H. Con. Res. 121, which was received from the House.

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

The bill clerk read as follows:

A concurrent resolution (H. Con. Res. 121) directing the Secretary of the Senate to make a correction in the enrollment of the bill S. 2372.

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

Mr. MCCONNELL. Mr. President, I ask unanimous consent that the resolution be agreed to and the motion 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 concurrent resolution (H. Con. Res. 121) was agreed to.

PROTECTING PATIENT ACCESS TO EMERGENCY MEDICATIONS ACT OF 2017

Mr. MCCONNELL. Mr. President, I ask unanimous consent that the Senate proceed to the immediate consideration of Calendar No. 46, S. 916.

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

The bill clerk read as follows:

A bill (S. 916) to amend the Controlled Substances Act with regard to the provision of emergency medical services.

There being no objection, the Senate proceeded to consider the bill, which had been reported from the Committee on Health, Education, Labor, and Pensions, with an amendment to strike all after the enacting clause and insert in lieu thereof the following:

SECTION 1. SHORT TITLE.

This Act may be cited as the "Protecting Patient Access to Emergency Medications Act of 2017".

SEC. 2. EMERGENCY MEDICAL SERVICES.

Section 303 of the Controlled Substances Act (21 U.S.C. 823) is amended—

(1) by redesignating subsection (j) as subsection (k); and

(2) by inserting after subsection (i) the following:

"(j) EMERGENCY MEDICAL SERVICES THAT ADMINISTER CONTROLLED SUBSTANCES.—

"(1) REGISTRATION.—For the purpose of enabling emergency medical services professionals to administer controlled substances in schedule I, III, IV, or V to ultimate users receiving emergency medical services in accordance with the requirements of this subsection, the Attorney General—

"(A) shall register an emergency medical services agency if the agency submits an application demonstrating it is authorized to conduct such activity under the laws of each State in which the agency practices; and

"(B) may deny an application for such registration if the Attorney General determines that the issuance of such registration would be in-

consistent with the requirements of this subsection or the public interest based on the factors listed in subsection (f).

"(2) OPTION FOR SINGLE REGISTRATION.—In registering an emergency medical services agency pursuant to paragraph (1), the Attorney General shall allow such agency the option of a single registration in each State where the agency administers controlled substances in lieu of requiring a separate registration for each location of the emergency medical services agency.

"(3) HOSPITAL-BASED AGENCY.—If a hospital-based emergency medical services agency is registered under subsection (f), the agency may use the registration of the hospital to administer controlled substances in accordance with this subsection without being registered under this subsection.

"(4) ADMINISTRATION OUTSIDE PHYSICAL PRESENCE OF MEDICAL DIRECTOR OR AUTHORIZING MEDICAL PROFESSIONAL.—Emergency medical services professionals of a registered emergency medical services agency may administer controlled substances in schedule I, III, IV, or V outside the physical presence of a medical director or authorizing medical professional in the course of providing emergency medical services if the administration is—

"(A) authorized by the law of the State in which it occurs; and

"(B) pursuant to—

"(i) a standing order that is issued and adopted by one or more medical directors of the agency, including any such order that may be developed by a specific State authority; or

"(ii) a verbal order that is—

"(I) issued in accordance with a policy of the agency; and

"(II) provided by a medical director or authorizing medical professional in response to a request by the emergency medical services professional with respect to a specific patient—

"(aa) in the case of a mass casualty incident; or

"(bb) to ensure the proper care and treatment of a specific patient.

"(5) DELIVERY.—A registered emergency medical services agency may deliver controlled substances from a registered location of the agency to an unregistered location of the agency only if—

"(A) the agency designates the unregistered location for such delivery; and

"(B) notifies the Attorney General at least 30 days prior to first delivering controlled substances to the unregistered location.

"(6) STORAGE.—A registered emergency medical services agency may store controlled substances—

"(A) at a registered location of the agency;

"(B) at any designated location of the agency or in an emergency services vehicle situated at a registered or designated location of the agency; or

"(C) in an emergency medical services vehicle used by the agency that is—

"(i) traveling from, or returning to, a registered or designated location of the agency in the course of responding to an emergency; or

"(ii) otherwise actively in use by the agency under circumstances that provide for security of the controlled substances consistent with the requirements established by regulations of the Attorney General.

"(7) NO TREATMENT AS DISTRIBUTION.—The delivery of controlled substances by a registered emergency medical services agency pursuant to this subsection shall not be treated as distribution for purposes of section 308.

"(8) RESTOCKING OF EMERGENCY MEDICAL SERVICES VEHICLES AT A HOSPITAL.—Notwithstanding paragraph (13)(J), a registered emergency medical services agency may receive controlled substances from a hospital for purposes of restocking an emergency medical services vehicle following an emergency response, and without being subject to the requirements of section 308, provided all of the following conditions are satisfied: