The House met at 10 a.m. and was called to order by the Speaker pro tempore (Mr. JENKINS of West Virginia).

DESIGNATION OF SPEAKER PRO TEMPORE
The SPEAKER pro tempore laid before the House the following communication from the Speaker:

WASHINGTON, DC, May 23, 2018.

I hereby appoint the Honorable EVAN H. JENKINS to act as Speaker pro tempore on this day.

PAUL D. RYAN, Speaker of the House of Representatives.

MORNING-HOUR DEBATE
The SPEAKER pro tempore. Pursuant to the order of the House of January 9, 2018, the Chair will now recognize Members from lists submitted by the majority and minority leaders for morning-hour debate.

The Chair will alternate recognition between the parties. All time shall be equally allocated between the parties, and in no event shall debate continue beyond 11:50 a.m. Each Member, other than the majority and minority leaders and the minority whip, shall be limited to 5 minutes.

FOSTER YOUTH SHADOW DAY
The SPEAKER pro tempore. The Chair recognizes the gentleman from Pennsylvania (Mr. THOMPSON) for 5 minutes.

Mr. THOMPSON of Pennsylvania. Mr. Speaker, May is Foster Care Month and a time to recognize the almost 800,000 foster youth in America. During this month, we renew our commitment to ensuring that every child has a safe, loving family. I am a member of the Congressional Caucus on Foster Youth, and also had a foster brother growing up. He is still my brother today.

I know firsthand how a loving, supportive home can make all the difference in a young person’s life. Every child deserves to grow up healthy and safe. We know that when children grow up in stable households, they are much more likely to succeed as adults.

This month, we both recommit ourselves to ensuring that every child has access to the promise of the American Dream while honoring the countless professionals and individuals who make selfless sacrifices to make this promise a reality.

Mr. Speaker, today is Congressional Foster Youth Shadow Day. More than 100 foster youth from across the country will be here in Congress spending the day with Members of Congress. Shadow Day allows foster youth to share their experiences in foster care directly with Congress to help inform and improve child welfare policy. The child welfare system directly impacts their lives, so it is important foster youth voices are heard here in Congress.

Today, I am proud to have Lawrence White with me as a part of Shadow Day. Lawrence is a 22-year-old from Pittsburgh, Pennsylvania. He was in the foster care system from the time he was 10 years old until the time he turned 20. That is when he aged out of the system.

During those 10 years, Lawrence shuffled between 19 different homes and placements. Despite moving so often, Lawrence was able to stay in programs that he enjoyed, such as theater and church activities. He said such activities kept him grounded, or, as he puts it, “I was fortunate enough to remain humble and beat the odds.”

Mr. Speaker, the experiences of youth who transition out of the foster care system without a permanent home place them at a higher risk of unemployment, poor educational outcomes, health issues, early parenthood, long-term dependency on public assistance, increased rates of incarceration, and homelessness. But, as Lawrence said: He beat the odds.

Lawrence graduated from high school and earned a scholarship to attend Point Park University in Pittsburgh. He now works as a youth support partner with young people in the foster care system. He currently attends Daytona State College, where his future goal is to become a business owner and an author. I have no doubt that the future is bright for Lawrence.

Mr. Speaker, I am grateful that I can spend time today with Lawrence and hear about how we can improve the foster care system, because every child deserves a safe, supportive, and permanent family.

THANKING THE USO FOR ITS COMMITMENT TO AMERICAN SERVICEMEMBERS
Mr. THOMPSON of Pennsylvania. Mr. Speaker, the USO was on Capitol Hill yesterday for a service project where volunteers can assemble snack packs for servicemembers who are currently deployed. More than 2,000 snack packs were assembled as a part of the Force Behind the Forces campaign.

The USO strengthens America’s military servicemembers by keeping them connected to family, home, and country throughout their service to the Nation. USO has more than 200 locations around the globe. It serves 4.9 million Active Duty, Guard, and Reserve members and their families.

For more than 75 years, the USO has been by the side of America’s military servicemembers. From the moment they join, through their assignments and deployments, and as they transition back to their communities, the USO has been there.

There are USO centers at or near military installations across the United States and throughout the world, including in combat zones, and even un-staffed USO service sites in places too dangerous for anyone but combat troops to occupy.
Mr. Speaker, I thank the USO for its dedication to our servicemembers and their families.

JANUS V. AFSCME

The SPEAKER pro tempore. The Chair recognizes the gentlewoman from Oregon (Ms. BONAMICI) for 5 minutes.

Ms. BONAMICI. Mr. Speaker, too many working families still struggle to pay their bills, to take care of their families, and to save for their kids to go to college or to take care of aging parents.

The middle class—households with an income between 67 and 200 percent of median income—is shrinking and income inequality is growing. Wage stagnation means more families will need safety net services like SNAP—food stamps—and housing assistance at a time when the majority in Congress is trying to cut those programs.

What should we be doing?

Consider this. Unions helped build the middle class. Unionized teachers, nurses, and firefighters have better access to paid holidays, paid sick leave, and retirement benefits, and less need for safety net services.

When workers have the right to join together and have a voice in the workplace, it is also good for nonunion workers who benefit from those higher standards.

Unfortunately, here in Congress and across the street at the Supreme Court, with the Janus v. AFSCME case, working families and organized labor are being attacked.

To grow our economy and reduce the need for safety net programs, we should make it easier, not harder, for workers to form unions and collectively bargain. Until we do, we will continue to see a shrinking middle class.

RECOGNIZING 93RD BIRTHDAY OF LIEUTENANT COLONEL ALBERT "BUZ" STEBBINS

The SPEAKER pro tempore. The Chair recognizes the gentleman from South Carolina (Mr. NORMAN) for 5 minutes.

Mr. NORMAN. Mr. Speaker, it is my great honor today to recognize the 93rd birthday of a true American hero, Lieutenant Colonel "Buz" Stebbins.

Just after Lieutenant Colonel Stebbins was 2 years old, he graduated from West Point in 1945. He served as a pilot in the Army Air Corps and the United States Air Force for 28 years.

During that time, Buz piloted scores of military aircraft, including the honor of taking delivery from Lockheed of one of the first C5A Galaxy cargo aircraft, the largest cargo aircraft in the world. He flew 70 missions to Vietnam in support of our troops engaged in that war. While stationed in Germany, he became a member of the Caterpillar Club, whose membership is restricted to those who have had to bail out of a disabled aircraft.

During his military career, Colonel Stebbins also served as a professor of physics at both West Point and the United States Air Force Academy.

Retiring in 1973, Colonel Stebbins chose to reside in the great city of Tega Cay, South Carolina, which is in my Fifth Congressional District. He became very active in the community, and was instrumental in Tega Cay being incorporated as a city in 1982. He has been honored by a number of organizations in the community, including the Tega Cay Police Department, Tega Cay Women's Center, the SCPSC, the Independence Day parade, and many more.

Colonel Stebbins exemplifies the motto of the great school of West Point: Duty, Honor, Country.

Buz, happy 93rd birthday on May 31. We look forward to many more years of you doing what you continue to do.

NATIONAL MARITIME DAY

The SPEAKER pro tempore. The Chair recognizes the gentleman from California (Mr. GARAMENDI) for 5 minutes.

Mr. GARAMENDI. Mr. Speaker, I rise today in memory of an extraordinary group of people.

Yesterday was National Maritime Day, and I rise to bring attention to the House legislation that I recently introduced, H.R. 5879, the World War II Merchant Marine Congressional Gold Medal. I heard the cheers from all of my colleagues here on the floor as they lined up to support this piece of legislation.

Last year, my colleague, S USAN BROOKS, my good Republican friend, introduced this legislation. I am grateful to her and to Congressman DON YOUNG of Alaska for their support of this legislation this year. This bill has obvious bipartisan support and bicameral support. Senator MURKOWSKI of Alaska is leading this in the Senate, and we simply call it the Senate.

During World War II, our Armed Forces relied upon the Merchant Marine to ferry supplies, cargo, manpower and womanpower into both theaters of operation: the Pacific and the Atlantic. They paid a heavy price for their service.

The Merchant Marine casualty rate was the highest among all branches of the U.S. Armed Forces. An estimated 8,300 merchant mariners lost their life during the war, and around 12,000 were wounded. But these brave men and women, who put their lives on the line to sustain our Armed Forces, were not even given veteran status until 1958, much less public recognition for their invaluable service.

Today, I am going to meet with a group of World War II Merchant Marine veterans: Charles Mills from Texas, age 97; Eugene Barner from Kansas, age 92; and Weagant from Illinois, age 92. I will also be meeting with families of other veterans who are no longer with us. I am meeting them to hear firsthand their stories of bravery and peril in the service of our Armed Forces. They deserve the recognition of a Congressional Gold Medal, and that is precisely what this legislation will do.

I urge all of the Members of this House and the Senate to give our Merchant Marine veterans and their families the honor they deserve.

I will also be discussing with these gentlemen and their families a piece of legislation that we introduced the day before yesterday, we call it the Energizing the American Shipbuilding Industry—taking a small percentage of the oil and natural gas that we are now exporting and requiring that that be on American-built ships with American mariners, so that we can maintain the extraordinary tradition of bravery and service that the World War II mariners showed this Nation.

If we are successful in passing this legislation, we will be building some 50 ships, or more, in our shipyards all across America, providing jobs in the upper Midwest, where they build the greatest engines for these ships: the pumps, the pipes, and the electronic systems. We would also be providing some 1,800 jobs for the next generation of mariners.

Mr. Speaker, I urge my colleagues not only to support the Congressional Gold Medal for the World War II mariners, but support our effort to create mariners for the next generation, which, hopefully, will not be a war but, if it is, we know that we have the men and womanpower to fight that war.

RECOGNIZING 100TH ANNIVERSARY OF THE ROTARY CLUB OF MONROE, LOUISIANA

The SPEAKER pro tempore. The Chair recognizes the gentleman from Louisiana (Mr. ABRAHAM) for 5 minutes.

Mr. ABRAHAM. Mr. Speaker, I rise today to recognize the 100th anniversary of the Rotary Club of Monroe, Louisiana.

The Monroe Rotary Club started on June 1, 1918, and its centennial birthday marks 100 years of service, charity, and dedication from the members over the years. Today, the club has grown to over 140 members, and it is involved in service projects throughout the Monroe area.

The Monroe Rotary Club promotes education, local economic growth, and clean water availability locally, nationally, and around the world just to promote the innate ability to drink clean water.

Members of this club are the problem solvers that collaborate with the community leaders, many of whom are members themselves, to continue to lead on issues that are facing the Monroe area.

In this year alone, the Monroe Rotary Club has donated over 1,000 books to local treat center the Swanson Correctional Center, awarded 11 $250 scholarships to high school seniors, and donated 95 bicycles to children in need.
During a rescue mission on May 27, 1943, Zamperini’s plane crashed into the sea. Zamperini spent 47 days adrift in a life raft fending off starvation and fighting to survive. The United States military believed he had perished in the crash and informed his parents of his death in June 1943.

In actuality, Zamperini was captured by a Japanese patrol boat and held as a prisoner of war. Over the next 2 years, he was regularly beaten and starved. Louis Zamperini was finally liberated from Japanese surrender in September of 1945.

Zamperini became an evangelical Christian and gave inspirational speeches across the country. He also founded the Victory Boys Camp, a wilderness camp, to assist at-risk youth. Louis Zamperini passed away on July 2, 2014, in Los Angeles at the age of 97 years old. Zamperini was married for 54 years to his wife, Cynthia, who preceded him in death. He was survived by his son Luigi, his daughter Cynthia Garris, and his grandson, Clay.

People across the country are familiar with Louis Zamperini’s story, which was told in the 2010 book, “Unbroken: A World War II Story of Survival, Resilience, and Redemption,” by Laura Hillenbrand, which rose to number one on The New York Times Best Seller list. In 2014, director Angelina Jolie released a movie about Zamperini adapted from Hillenbrand’s book.

Because of his remarkable athletic abilities and heroic service to our country, Louis Zamperini will forever be remembered as a hero and favorite son of Torrance. That is why I am so very proud to announce that today, in collaboration with California’s senior United States Senator, DIANN FEINSTEIN, I have just introduced a resolution to rename the facility of the United States Postal Service located at 1433 Marcellina Avenue in Torrance, California, as the Louis Zamperini Post Office. My legislation has the bipartisan support of the entire California delegation in the House of Representatives.

Over the Memorial Day holiday weekend, as we honor the memory of the brave military servicemembers who have given their lives for our country, let us all reflect on the legacy of Louis Zamperini and countless other American heroes who have sacrificed to protect our ideals, our democracy, and our country.

CONGRESSIONAL FOSTER YOUTH SHADOW DAY

The SPEAKER pro tempore. The Chair recognizes the gentleman from Nebraska (Mr. BACON) for 5 minutes.

Mr. BACON. Mr. Speaker, I rise today to recognize Foster Youth Shadow Day.

Today, I have Wini visiting us from Omaha, Nebraska. She is a junior at the University of Nebraska at Omaha, studying criminal justice, with a minor in communications. Wini is in Washington, D.C., along with more than 100 young adults participating in the seventh annual Congressional Foster Youth Shadow Day.

Currently, there are more than 400,000 youth in the foster care system, and we need to make sure the system is right for them. I look forward to learning from Wini so I can better advocate for these children in Congress as the newest co-chair of the Congressional Caucus on Foster Youth. As a foster parent myself, I know how important it is for every child to have a safe, supportive, and loving family.

Wini is an inspiration for all of us, as she wants to attend law school and continue using her voice as an advocate for young people.

Thank you for being here today, Wini. I know you have a bright future ahead of you, because you have an indomitable spirit, you have heart, and you have character.

PROFESSOR SLOCUM AND THE SOCIAL SAFETY NET

The SPEAKER pro tempore. The Chair recognizes the gentleman from New Jersey (Mr. PAYNE) for 5 minutes.

Mr. PAYNE. Mr. Speaker, I ask that my colleagues join me in honoring the life and legacy of Rutgers Law School Professor Alfred Slocum.

Professor Slocum was a titan in the legal and civil rights communities. While still a student at Rutgers Law, he spoke out on behalf of minorities and people of color. He worked with professors and other students to help create the Rutgers Law Minority Student Program, which is the most extensive and renowned program to train minority lawyers in this country.

During his career, Professor Slocum served many roles in the legal profession and in the public service sector. He was an executive director of the Council on Legal Education Opportunity. He served as public advocate of the State of New Jersey in 1986 and, later that year, was appointed public defender.

For 5 years, Professor Slocum championed the causes of the voiceless and the indigent. Then, in 1990, he returned to law school, where he taught until retiring from the faculty in 2001.

I speak for myself, for the city of Newark, and for the State of New Jersey when I say that Professor Slocum’s life was well lived. I ask my colleagues to join me in honor of this great man’s legacy.

Mr. Speaker, as I mentioned, Professor Alfred Slocum was a champion for the voiceless and for people in need. Mr. Speaker, the people who are in the greatest need in this country rely on our social safety net for food, for shelter, for healthcare, and for many necessities that help them scrape by. We cannot leave them to despair.

These people are not just a statistic. They are not just an idea. They are human beings. They are Americans.
They are people who just need a helping hand. I have said this before, but let me say it again. I have never met a person who wakes up in the morning and says, "I want to be poor today." That is just not a reality.

Let me add this. I have never met a person who wakes up at 5 a.m. to go to her first job, comes home at 1 p.m. to take a nap, and heads out to her second job at 2 p.m. Still lives paycheck to paycheck, still relies on SNAP and Medicaid to make ends meet, but thinks to herself, "I like to struggle." She does not exist, because that is just not how the world works.

Programs like SNAP, Medicaid, housing assistance, our entire social safety net is a supplement that helps people struggle just a little bit less.

Yet my colleagues across the aisle and their friends in the White House keep pushing the false narrative that people who rely on government assistance to make ends meet are just freeloaders who take advantage of the government handouts and buy drugs. The majority party and the 45th President keep pushing their callous, immoral narrative in order to tear apart the social safety net.

Mr. Speaker, the United States Government should be making it easier for Americans to maintain a decent standard of living. We have to protect our most vulnerable and those who are in need. Let us end this administration's war on the working poor and help make lives better for our constituents.

The American people deserve a Better Deal.

LET'S PUT OUR KIDS BEFORE CONGRESS

The SPEAKER pro tempore. The Chair recognizes the gentleman from Pennsylvania (Mr. BARLETTA) for 5 minutes.

Mr. BARLETTA. Mr. Speaker, today, once again, we are going to debate something that we feel is so critically important.

I have the privilege to speak to the parents of Special Forces Soldier Aaron Butler from Monticello, Utah.

From the time Aaron was in the first grade, he wanted to join the military and serve our country. After a legendary career as a four-time State wrestling champion at Monticello High School, Aaron joined the Utah National Guard.

Within a few years, he was one of just four soldiers who graduated with honors from the Army Green Beret Special Qualification Course.

Throughout his service, Aaron’s teammates and superior officers regarded him as a natural leader with an unmatched work ethic.

He was tough and dedicated. He loved our country, and he took his responsibility to protect it seriously.

On August 16, 2017, Aaron was serving as a staff sergeant in Bravo Company, 1st Battalion, 19th Special Forces Group of the Utah National Guard on his first combat deployment that should have ended in October.

Tragically, an explosion occurred while he was clearing a booby-trapped building in Afghanistan, killing Aaron and injuring 11 teammates.

His family, wife, children, parents, and fiancée, as well as his teammates, were devastated. His hometown and the rest of our State mourned this tragic loss.

His sister said that if Aaron had given his own eulogy, he would have said: I served, I lived. I killed bad guys. I died.

Aaron and his courageous sacrifice will never be forgotten. Our country is forever indebted to the service of Aaron and countless others who make daily sacrifices to protect our country and keep us safe.

And our country is, likewise, forever indebted to the families that have supported them.

Like many others, I have been blessed by the dedicated military service of a family member. My father served in the Navy during World War II. I was proud to provide service during a recent visit to the U.S. Naval Academy, where I had the honor to meet with a group of Utah cadets, and again during a visit with U.S. troops stationed in Poland and Abu Dhabi.

This weekend, we will celebrate Memorial Day and take the opportunity to express our deepest and most profound gratitude to those who have fallen in the service of our country. I thank them, their families, and all who have served our country. I also thank the many veterans who have supported us since the Revolutionary War. We owe them so much.

There are 18 million veterans who have served in the United States military. They are the men and women who have fought for our country and our freedom, and they are our country’s heroes.

This legislation will help provide for disabled veterans who have been wounded in service. It will ensure that our disabled veterans who have been wounded in service receive the quality of life they have earned.

This legislation will also increase accountability at the Department of Veterans Affairs with the goal of ensuring that our veterans receive the quality of life they have earned.

This is not just a partisan issue. It is a patriotic issue.

Mr. Speaker, I am pleased to report a well-deserved pay raise for our troops and extend special pay and bonuses to servicemembers in high-demand fields, something our servicemembers and their families have more than earned.

As I stand here right now, outside these doors there are armed guards with machine guns, guard dogs, metal detectors to keep us safe. But today, once again, children will go to school across America and sit like sitting ducks in a classroom.

When a crazed madman attacked my colleagues and friends at baseball practice, our response was instant. It was immediate. Democrats and Republicans, we all agreed we need more security for Congress, we need more money to secure our offices, to secure our staff to make sure they are safe. We even found money to provide extra security for us at home. People move pretty fast here when it is about themselves and their families.

Why do we think that our lives are more important than the lives of any parent’s child in America? Why do we care more importantly than we can find security for ourselves so quickly?

We should take every metal detector in this building and send it to some school tomorrow until we find the money to secure our schools like we did for ourselves.

I read an article where root canals and colonoscopies have a higher approval rating than Congress. Maybe the American people will think differently if we put our kids before Congress.

The SPEAKER pro tempore. The SPEAKER pro tempore. The SPEAKER pro tempore. The SPEAKER pro tempore.

HONORING SPECIAL FORCES SOLDIER AARON BUTLER

Mr. Speaker, today, the gentleman from Virginia (Mr. TAYLOR) for 5 minutes.

Mr. TAYLOR. Mr. Speaker, "For conspicuous gallantry and intrepidity at
the risk of life above and beyond the call of duty.” These are the words that begin every Medal of Honor citation, our Nation’s highest and most prestigious military decoration.

They are uncommon but not as uncommon as the actions and sacrifice detailed in the narrative summaries of those awards.

Of the estimated 50 million Americans who have worn a military uniform, 3,440 have received the Medal of Honor.

The criteria for the award are profound, clear, and always deadly: indeed, almost all recipients sacrificing their lives to earn them.

Their service is memorialized at military installations throughout the world. You can read of their bravery on walls, monuments, and headstones. Buildings, streets, ships, and forward-operating bases bear their names in an attempt to honor, to inspire, and to remember.

If you wear a uniform, you walk in the dark shadows of heroes every day.

Today, Mr. Speaker, there are 71 living recipients. Tomorrow, there will be 72.

Mr. Speaker, in the early morning hours of March 4, 2002, a helicopter attempted a landing on a mountain peak high in the Arma Mountain range of southeastern Afghanistan.

The mission was reconnaissance. But, Mr. Speaker, war has no regard for the plans of men. War is violent. War is chaotic. War is unforgiving. And as the helicopter touched down, it was engulfed in a hail of lead and rocket-propelled grenades.

The helicopter escaped, but one man remained: Chief Petty Officer SEAL Neil Roberts. He was alone. He was isolated, and he was surrounded.

In a letter to his family, Roberts would write, “All the times spent in the company of my teammates were when it got closest to the men I had the privilege to work with. I loved being a SEAL. If I die doing something for the teams, then I died doing what made me happy. Very few people have the luxury of that.”

Mr. Speaker, men and women join the military for many reasons, but they do not join with a desire to die. There will always be moments of uncertainty and fear and hesitation, moments when fear turns the thoughts to your own safety, well-being, and survival.

Every service issues a uniform. None of them issue courage. In those moments, where beliefs and resolve are tested, leadership illuminates the path.

On March 4, 2002, Master Chief Special Warfare Operator SEAL Retired Britt Slabinski chose to lead. He led his men back into the fight, into overwhelming odds and superior enemy fire. There would be no element of surprise. There would be no tactical advantage; the odds and despite the risk, he chose to lead.

They assaulted trenches and bunkers and hardened machine gun nests. They took the fight to the enemy until it reached the brink of their own destruction. They did not run. They did not hide. They fought.

Mr. Speaker, bravery is not motivated by fear, rage, hate, or the desire for awareness or recognition. Bravery is motivated by love: love for an ideal, love for a country, and love for a teammate.

Bravery is not a certainty; it is a choice.

Master Chief Slabinski and his men chose to be brave. His actions, his personal courage, and his leadership are an example, not just to every sailor, soldier, marine, and airman, but to every American.

His citation has earned its place among the other heroes who have received the Medal of Honor. Its ownership, its meaning, and its promise belong not just on the walls of every military installation but on the walls of every home in America.

Master Chief Slabinski’s actions serve as a beacon, as a reminder of who we can become, of what we can accomplish when we, instead of running away, rise up and challenge our darkest fears, our worst enemies, or overwhelming odds.

Mr. Speaker, long live the brotherhood.

RECOGNIZING PENNSYLVANIA SCHOOLS THAT RANK IN THE TOP 100 IN THE STATE

The SPEAKER pro tempore. The Chair recognizes the gentleman from Pennsylvania (Mr. FITZPATRICK) for 5 minutes.

Mr. FITZPATRICK. Mr. Speaker, we recently concluded Teacher Appreciation Week, and I am proud to stand with the teachers throughout our community in Bucks and Montgomery Counties. It is of utmost importance that we recognize their service and sacrifice for all of our young people.

Recently, this has culminated in our district having several schools that ranked in the top 100 in the State of Pennsylvania for both standardized test scores and graduation rates.

Mr. Speaker, I would like to recognize the following schools now on the floor of the House: The New Hope-Solebury High School, Council Rock High School North, Central Bucks High School East, Abington Senior High School, Council Rock High School South, Central Bucks High School South, and the Quakertown Community High School.

I am proud to represent a community that produces such high-achieving young adults, and I would like to thank our educators for the work they do in molding our future generation.

RECOGNIZING MILITARY APPRECIATION MONTH

Mr. FITZPATRICK. Mr. Speaker, May is Military Appreciation Month, which serves to remind us today to recognize the brave men and women in uniform who have served our Nation valiantly.

As a member of the House Homeland Security Committee, I am in awe of the sacrifices made and risks taken by our Armed Forces every single day to keep our country safe.

And I speak for all of my constituents in Bucks and Montgomery Counties when we truly say that we value the troops’ service and sacrifice, and we owe them a tremendous debt of gratitude.

Mr. Speaker, I am proud of the 75 graduating high school seniors who were honored the Morning Mill Manor in Northampton by Our Community Salutes to recognize their enlistment in our Armed Forces.

These exemplary young men and women received a certificate from Montgomery County State Representative Tom Murt, a veteran of the Iraq war, and received their first military coin.

Mr. Speaker, as elected officials, we must continue to enact policies that ensure the well-being of all of our men and women in the military. There is no more important responsibility than serving those who have so bravely stepped up in times of crisis.

Mr. Speaker, I will continue to stand up for our military this month and every month. And to all those who serve, we say: Thank you.

NEW HOPE HOSTS A PRIDE PARADE

Mr. FITZPATRICK. Mr. Speaker, last weekend in Bucks County, Pennsylvania, was the 15th Annual New Hope Pride Parade. This parade served as the culmination of a week-long celebration of LGBT culture and achievements, and I am proud to recognize this event and our LGBT community in Bucks County and throughout our district.

Currently, the New Hope Pride Parade serves as the only recognized event of its kind that crosses State lines between New Jersey and Pennsylvania.

I would like to recognize board member Jennifer Wohl, under whose guidance the attendance at this event grew from 1,000 in 2003 to 15,000 last year.

I would also like thank the president of New Hope Celebrates, Matthew Hanson, for his work in advancing equality in Pennsylvania and across our Nation.

Mr. Speaker, as Members of Congress, it is critical that we advocate for measures that will support equality for all American citizens. I will continue to do so as a Member of this House, and I urge my colleagues on both sides of the aisle to do the same with every single action we bring to this floor. We value them, Mr. Speaker.

RECESS

The SPEAKER pro tempore, Pursuant to clause 12(a) of rule I, the Chair declares the House in recess until noon tomorrow.

Accordingly (at 10 o’clock and 42 minutes a.m.), the House stood in recess.
AFTER RECESS
The recess having expired, the House was called to order by the Speaker pro tempore (Mr. Issa) at noon.

Pledge of Allegiance.

The Speaker, the Reverend Patrick J. Conroy, offered the following prayer:

We give You thanks, O God, for giving us another day.

During this week, the National Defense Authorization Act is being debated on the floor of the House. May all Members be imbued with Your wisdom, that the results of their deliberations might redound to the benefit of our Nation.

Bless all those whose lives are dedicated to the defense and service of the United States, most especially those who serve in uniform in the Armed Forces. May they be safe in the execution of their duties, and their families blessed with Your comforting presence in their lives.

Thank You, O God, for the privilege of being able to serve, and may all that is done be for Your greater honor and glory.

Amen.

THE JOURNAL
The Speaker pro tempore. The Chair has examined the Journal of the last day’s proceedings and announces to the House his approval thereof.

Pursuant to clause 1, rule I, the Journal stands approved.

PLEDGE OF ALLEGIANCE
The Speaker pro tempore. Will the gentleman from Utah (Mr. Stewart) come forward and lead the House in the Pledge of Allegiance.

Mr. STEWART led the Pledge of Allegiance as follows:

I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one nation under God, indivisible, with liberty and justice for all.

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE
The Speaker pro tempore. The Chair will entertain up to 15 requests for 1-minute speeches on each side of the aisle.

STANDING IN SUPPORT OF THE PEOPLE OF NICARAGUA
(Ms. Ros-Lehtinen asked and was given permission to address the House for 1 minute and to revise and extend her remarks.)

Ms. ROS-LEHTINEN. Mr. Speaker, Saturday marked the 1-month since the massive protests in Nicaragua began against Ortega’s dictatorial regime: 76 people have been killed, 868 have been injured, and 438 have been detained.

Torture and degrading treatment have been reported, as well as media censorship and other forms of persecution, to prevent citizens from participating and exercising their God-given human rights.

The message is clear: The Nicaraguan people want Ortega out of power. They are calling for free, fair, and transparent elections, with credible international observers, and they want them now.

The U.S. can, and should, use all of our tools to aid the people of Nicaragua in their fight to end the repression and reestablish democratic order.

I urge the administration to sanction those responsible for these abuses, and I will be submitting names of individuals who should be subject to immediate sanctions.

Mr. Speaker, I continue to urge my colleagues in the Senate to pass my NICA Act now to help the people of Nicaragua.

RECOGNIZING EMS WEEK
(Mr. GENE GREEN of Texas asked and was given permission to address the House for 1 minute.)

Mr. GENE GREEN of Texas. Mr. Speaker, I rise to honor all the dedicated EMS workers, especially in Houston County and Harris County, Texas, who served our community with distinction during Hurricane Harvey last August. This week is EMS Recognition Week across our country.

Nobody becomes an emergency medical responder, emergency medical technician, or paramedic to get rich. It is hard work, physically strenuous and stressful, and can involve life-or-death situations in certain circumstances.

This was the case during Hurricane Harvey, a historic storm that dropped over 50 inches of rain over Houston and southeast Texas.

While we honor the hard work and dedication of our EMS workers during EMS Week, we must make sure our emergency medical service workers are paid a fair, middle class wage and benefits, and are protected from worker fatigue so that they can deliver high-quality emergency care when it is most needed.

I also wish to recognize the hundreds of EMS workers who traveled from all over the country to help the people of Houston and southeast Texas during our time of need.

MODERNIZATION OF F–22 FIGHTER WING
(Mr. DUNN asked and was given permission to address the House for 1 minute and to revise and extend his remarks.)

Mr. DUNN. Mr. Speaker, I rise today in support of my amendment to the National Defense Authorization Act, which will accelerate the modernization of the F–22 fighter wing at Tyndall Air Force Base. This is one of only three F–22 training wings in the Air Force.

We have the most highly trained and dedicated military in the world. But if we are not giving them the resources to maintain their planes and training them in the most realistic environments possible, we are doing them a disservice. Over the last year, we have begun to correct that project and rebuild our military and invest in our servicemembers.

Modernizing the training wing of F–22s at Tyndall Air Force Base is another step in that process and is essential to the safety and security of the airmen we ask to achieve air superiority over battlefields all around the globe.

We are giving certainty to our warfighters with this NDAA, and I urge all of my colleagues to support this important legislation.

INVEST IN NATION BUILDING IN AMERICA
(Mr. Higgins of New York asked and was given permission to address the House for 1 minute.)

Mr. HIGGINS of New York. Mr. Speaker, there are 54,000 structurally deficient bridges in America. Every second of every day, seven cars drive on a bridge that is structurally deficient.

Earlier this month, New York State Comptroller Thomas DiNapoli issued a report finding that our broken sewer systems are dumping billions of gallons of sewage into our lakes and rivers.

The American Society of Civil Engineers gives the Nation a D rating when it comes to infrastructure and estimates that it will cost $2 trillion just to bring our infrastructure to a state of good repair.

Mr. Speaker, a $1.5 trillion infrastructure plan over 5 years would create 34.5 million jobs, and infrastructure pays for itself with 1.60 of new economic growth for every dollar invested: this, according to the Congressional Budget Office. That is 6.9 million jobs each of the next 5 years and 575,000 jobs each month for the next 60 months.

Mr. Speaker, it is time that we get out of Iraq and Afghanistan and invest in nation building in America, with American workers and for the American people.

THE NDAA: REBUILD AND REFORM
(Mr. WILSON of South Carolina asked and was given permission to address the House for 1 minute and to revise and extend his remarks.)

Mr. WILSON of South Carolina. Mr. Speaker, the National Defense Authorization Act passed the House Armed Services Committee with an overwhelmingly bipartisan vote of 60 yes to 1 no. I am grateful for the leadership of Chairman Mac THORNBERRY, with Speaker PAUL RYAN, promoted by Defense Secretary James Mattis.

The NDAA being considered today provides a critical increase in topline funding to support troops and readiness
recovery, consistent with President Donald Trump's commitment to re-build the military as he keeps his promises.

This legislation makes major reforms to the Pentagon bureaucracy, while adding more military personnel to all services. The NDAA also includes the largest pay increase for the military in 9 years.

As chairman of the House Armed Services Subcommittee on Readiness, I am grateful that this legislation promotes rebuilding the military and supports readiness recovery by rehabilitating and replacing worn-out equipment, overcoming the crisis in military aviation, restoring America's strength at sea, and rebuilding crumbling military buildings and other infrastructure.

I urge my colleagues to support this bipartisan bill that supports the men and women in uniform, along with military families, to promote peace through strength.

In conclusion, God bless our troops, and we will never forget September the 11th in the global war on terrorism.

ENDANGERED SALMON PREDATION PREVENTION

(Mr. SCHRADER asked and was given permission to address the House for 1 minute and to revise and extend his remarks.)

Mr. SCHRADER. Mr. Speaker, the Pacific Northwest is facing an unprecedented and growing problem of sea lions who are decimating our endangered salmon and steelhead runs in the Columbia and Willamette Rivers.

Right now, in front of my district office in Oregon City, there are 24 sea lions sitting at the base of Willamette Falls gorging themselves on the spring salmon run. This is 127 miles from the Pacific Ocean, their natural habitat.

This salmon buffet of endangered fish costs Northwest ratepayers nearly $1 billion a year: a third of our electric bill.

We need to pass H.R. 2083, the Endangered Salmon and Fisheries Predation Prevention Act, now. I introduced this bill, along with my Northwest colleague, JAIME HERRERA BEUTLER.

It will provide Oregon and Washington wildlife managers with the tools they need, that they requested, to quickly act to remove problem sea lions to protect these endangered fish.

If we don’t act now, Oregon Department of Fish and Wildlife says that there is a 90 percent chance the Willamette winter steelhead run will go extinct in the next few years.

Mr. Speaker, it would be unconscionable to let this happen. We know the problem, and it is identified. Let’s take action.

RECOGNIZING COLONEL JAMES BROWN

(Mr. STEWART asked and was given permission to address the House for 1 minute and to revise and extend his remarks.)

Mr. STEWART. Mr. Speaker, I rise today to recognize Colonel James Brown, a friend of mine, who has faithfully served the Tookie Army Depot and the United States Army. It is my honor to recognize the years of service Colonel Brown has given to our Nation prior to the upcoming change of command. Colonel Brown has been instrumental in expanding Tookie Army Depot’s mission of readiness, as well as ensuring a safe and secure worksite for its employees.

I offer my sincere thanks to all those who served at the Tookie Army Depot, as well as those who have had the privilege to serve with Colonel Brown. I understand the sacrifices of our military men and women on behalf of our Nation. I am humbled by the work these men and women do every day to protect our freedom and our Nation’s freedom as well. And we have to remember the families because their families—their spouses and children—also sacrifice.

Defending honor, duty, and country is the greatest service one can achieve in the United States military. Colonel Brown’s courage and dedication is enduring, and his work will continue to support generations to come.

HONORING LISA LA RUSSO

(Mr. TAKANO asked and was given permission to address the House for 1 minute and to revise and extend his remarks.)

Mr. TAKANO. Mr. Speaker, I rise today to honor our Nation’s emergency medical service workers.

When crisis strikes, we turn to EMS workers. They are first on the scene to provide vital medical care when we need it most. Their lifesaving work requires skill, is often dangerous, and takes a great toll.

We rely on people like Lisa La Russo, a paramedic with American Medical Response in Riverside County and proud member of AFSCME Local 4911. Lisa has been saving lives for nearly three decades and, like many in her field, goes above and beyond in service to her community. Her work responding to emergencies compelled her to start Splash Medics, a nonprofit dedicated to the prevention of drowning injuries and deaths through education about water safety.

I salute Lisa La Russo, her fellow union members, and all of the EMS workers across the Nation. They are the reason Americans rest assured that help is just a phone call away.

ALL AMERICAN WEEK

(Mr. HUDSON asked and was given permission to address the House for 1 minute and to revise and extend his remarks.)

Mr. HUDSON. Mr. Speaker, I rise today in honor of All American Week, the annual celebration of the 82nd Airborne Division’s mission and the para-troopers who serve to uphold it.

Based in my district at Fort Bragg—the epicenter of the universe—the 82nd Airborne Division is our Nation’s Global Response Force. These rapid reaction forces can mobilize, load, and deploy at a moment’s notice. It is truly incredible.

There is ready, and then there is Airborne ready. As the old saying goes: When the President dials 911, the phone rings at Fort Bragg.

Since its inception, the 82nd Airborne has, time and again, answered the call of duty when our Nation needs it most. As we celebrate the 100th anniversary of Fort Bragg, I am so proud of the 82nd Airborne’s legacy, of our para-troopers, and especially their families.

As the Airborne spirit takes flight this week, I ask my fellow Americans to join me in praying for our service-members who are currently deployed and for their families. These heroes put country before self, and we are so grateful. God bless you. Airborne, all the way.

NATIONAL FOSTER CARE MONTH

(Mr. MCNERNEY asked and was given permission to address the House for 1 minute and to revise and extend his remarks.)

Mr. MCNERNEY. Mr. Speaker, May is National Foster Care Month, a time to renew our commitment to the thousands of children in our Nation’s foster care system. That is why I am proud to be a member of the Congressional Youth Foster Caucus, which is dedicated to strengthening our Nation’s child welfare system.

Today, we are celebrating the Congressional Foster Youth Shadow Day, a special day when more than 100 foster youth from across the country come to D.C. to spend a day with Members of Congress as we conduct our Nation’s business.

I have the privilege today of hosting Esmeralda Masco, who is from my district in Stockton, California. Esmeralda is currently a student at Grand Canyon University, where she is studying public policy and aspires one day to become a civil rights lawyer. She is passionate about helping current and former foster youth and wants, one day, to open a resource center to help others in the foster care system to graduate and achieve their full potential.

It gives me great pleasure to welcome Esmeralda and all of the participants in the Congressional Youth Shadow Day to our Nation’s Capital.

ONLINE PLATFORMS THREATEN FREE SPEECH

(Mr. SMITH of Texas asked and was given permission to address the House for 1 minute and to revise and extend his remarks.)
Mr. SMITH of Texas. Mr. Speaker, one of the greatest threats to free speech is the ongoing politicization of online platforms.

Some, which have millions of users, have allowed liberal interest groups to determine what content is available, and the most prominent is the Southern Poverty Law Center being allowed to censor content that they deem hate speech.

The SPLC has a "hate map" that lists over 900 organizations. These include faith, religious freedom, and border security groups, all popular with the American people and all unfairly targeted by the SPLC.

Why do online platforms empower the SPLC to suppress conservative views? There is only one answer: They want to promote their liberal agenda even if it means stifling free speech.

This is a clear and present danger to democracy, and it represents another effort to control what the American people hear and see.

NATIONAL FOSTER CARE MONTH

(Ms. BASS asked and was given permission to address the House for 1 minute.)

Ms. BASS. Mr. Speaker, May marks National Foster Care Month, a time for our country to come together to acknowledge the half million people in our child welfare system.

No one knows the child welfare system like the foster youth who have grown up in the system, and no one can raise their voices like foster youth voices.

Today, the Congressional Caucus on Foster Youth and the National Foster Youth Institute have brought together more than 100 young people from every corner of the country here, to Washington, D.C., to shadow their Members of Congress.

These young people here today have traveled thousands of miles to share their stories, their challenges with abuse, trafficking, overmedication, or homelessness, but in addition, to share their successes with education accomplishments, mentorship, adoption, family unification, and community activism.

With me here today, from Los Angeles, is Megan Simon. She is 24 years old, and she was placed in foster care when she was only 1 year old. She was raised by her grandparents, and she has two other siblings who were involved in the system. She is actively involved in the National Foster Youth Institute Leadership Corps, where she attends meetings every Thursday night. She is an advocate and someone who wants to use her pain and her experience to make changes in the child welfare system.

She is a student at Los Angeles Trade Technical College, and she says that she is a leader, a survivor, and she is a winner, not because she wins every battle, but because she never stops fighting.

Mr. Speaker, too often the government—us—fortgets our children. I hope that today's Shadow Day continues our fight to reverse that course.

HONORING THE FAYETTE HIGH SCHOOL MARCHING BAND

(Mrs. HARTZLER asked and was given permission to address the House for 1 minute.)

Mrs. HARTZLER. Mr. Speaker, today I would like to honor the Fayette High School marching band from my district for being selected to march in Washington's upcoming Memorial Day Parade.

The Marching Falcons found out in the fall that they had been selected to march in the parade, and their small community quickly rallied around them to raise the money they needed to go. Tomorrow they will board a bus, bright and early, to make the 14-hour drive here.

The band's director, Alex Kirby, told me the group has put in many hours of practice. School has already let out for summer vacation, but the dedicated band members still show up for practice 5 days a week, even the seniors who have already graduated.

I am so proud of this marching band and the dedication the students have shown in perfecting their music. I know that they will do a great job.

Congratulations.

DEMOCRACY REFORM

(Ms. SCHAKOWSKY asked and was given permission to address the House for 1 minute and to revise and extend her remarks.)

Ms. SCHAKOWSKY. Mr. Speaker, too many Americans feel that Washington is out of touch with their priorities. They feel that too few people have too much influence. Americans want the culture of corruption cultivated by rich lobbyists and massive corporations to end.

Look no further than Big Pharma, the pharmaceutical companies. Since 1998, they have spent $4 billion in lobbying and campaign contributions. They employ 1,400 lobbyists, three lobbyists for every Member. No wonder the system seems rigged against commonsense solutions to lower drug prices.

Americans are getting a raw deal when big money controls politics. Democrats offer A Better Deal for our democracy: a bold, comprehensive program to bolster our Nation's ethics laws, overhaul our campaign finance system, and create more transparency and accessibility.

Americans deserve a government that works for them. They deserve A Better Deal.

I want to acknowledge Mimi Quin, with me today as part of Foster Youth Shadow Day.

FOSTER YOUTH SHADOW DAY

(Mr. HILL asked and was given permission to address the House for 1 minute and to revise and extend his remarks.)

Mr. HILL. Mr. Speaker, I rise today to acknowledge the hardships that many foster youth have had to endure and highlight the persistence and determination that they embody as they develop and transition to adulthood.

In Arkansas, we have over 5,000 children currently in the State's foster care system. As a member of the Foster Care Caucus here in the House, I am proud to cosponsor our resolution and have had the pleasure for the last 3 years to sponsor a former foster youth for Shadow Day here on the Hill.

This year I am honored to host Stefan Specht, a former foster youth from my district. Stefan is currently enrolled with Job Corps to obtain a certification in office administration and plans on working towards a degree in business.

Stefan is also a part of Immerse Arkansas, a vital program dedicated to helping foster youth with the difficult transition to adulthood. This program was a critical part of the changing point in Stefan's life and giving him a place to belong.

Many foster youth are not provided with programs like Immerse or a community to help support them in finding a career and home after they exit the foster care system. I am proud to be in this caucus and so proud to support our Shadow Day here on Capitol Hill.

LET'S PUT STUDENTS OVER SPECIAL INTERESTS

(Mr. POLIS asked and was given permission to address the House for 1 minute and to revise and extend his remarks.)

Mr. POLIS. Mr. Speaker, last year, the Republicans passed a corporate tax giveaway that adds $1.9 trillion to the deficit. I was proud to join all of my fellow Democrats in voting against that.

Today I am here to talk about a new bill I introduced, the Students Over Special Interests Act. It shows what we could have done with some of that $1.9 trillion.

I hear from constituents every day overwhelmed by student debt. For instance, Sam in Morrison, Colorado, a law enforcement officer, has been making student loan payments for years. Even at the age of 51, he has tens of thousands of dollars left.

What my Students Over Special Interests Act does is it forgives all student debt. That costs less than the Republican tax giveaway. In addition, it increases Pell funding and reduces the deficit.

Studies have shown that repealing student loan debt stimulates the economy, supports job growth, and takes something that is weighing down too many families.

After forgiving student debt and making college more affordable, my bill still costs less than the Republican tax giveaway that they passed into
law. I encourage the House to take up the Students Over Special Interests bill.

JOYCE CLINE, PENN BRAD OIL MUSEUM YELLOW DOG WINNER

(Mr. THOMPSON of Pennsylvania asked and was given permission to address the House for 1 minute and to revise and extend his remarks.)

Mr. Speaker. I rise today to honor this year’s Penn Brad Oil Museum’s annual Yellow Dog Winner, Joyce Cline.

Joyce has provided exceptional service to the cause of preserving the oil and gas heritage of the Bradford, Pennsylvania, region. She has been a dedicated member of the community who has given her time and leadership to many organizations.

Joyce graduated from Lawrence Park High School in 1959 and was a teacher with the Bradford Area School District for 19 years. In 1974, she married Bill Cline. He owned a small oil-producing company, and Joyce began her journey in the oil industry. In 1982, she joined the Derrick Club of Bradford, where she served in various roles, including president in 1983 and 1984.

Joyce and Bill became members of the Pennsylvania Independent Petroleum Producers Association in 1986, 1 year after the organization was formed. This turned into a lifelong commitment for the Clines. In 2012, Joyce and Bill were honored with the Gary Hovis award for their service.

Mr. Speaker, throughout her life, Joyce has shown her dedication to the industry. I wholeheartedly congratulate her on this outstanding achievement.

CONGRATULATING THE 2018 GRADUATES FROM THE UNIVERSITY OF THE VIRGIN ISLANDS

(Ms. PLASKETT asked and was given permission to address the House for 1 minute and to revise and extend her remarks.)

Ms. PLASKETT. Mr. Speaker, I rise to congratulate the recent graduates of the University of the Virgin Islands. Unfortunately, I could not attend the graduations last week due to the bad weather up here and the debate on the farm bill.

Despite two hurricanes, no power, damaged classrooms, personal tragedies galore, revised class schedules, et cetera, UVI graduates lived up to their names. On St. Thomas, they were known as the Ambitious, Resilient and Hardworking Class of 2018; and on St. Croix, they were known as the Enriched, Elite and Educated Class of 2018.

During the ceremony, honorary degrees were also awarded to former local elected officials and radio personalities, Holland Redfield II and Addie Ottley. The class of 2018 is made up of a diverse group of students. Whatever their individual plans, as a class, these UVI graduates have proven that they can take on anything life and nature have to offer. I commend the 2018 UVI graduates for their hard work.

Additionally, I would like to commend Brenda Winslow and Jermaine Ferguson, who are shadowing me today as young adults in the national foster youth care program. Their lives, their stories are an inspiration to us all, and I commend them for what they are going to be doing in the future.

U.S. WITHDRAWAL FROM THE IRAN NUCLEAR DEAL WAS THE RIGHT CHOICE

(Mr. LAHOOD asked and was given permission to address the House for 1 minute and to revise and extend his remarks.)

Mr. LAHOOD. Mr. Speaker, earlier this month, President Trump and his foreign policy team made the right choice when they decided to reject the nuclear agreement with the dishonest Iranian regime. This Iran deal was flawed from its inception, freeing up billions of U.S. dollars and relaxing sanctions in exchange for weak restrictions and little enforcement.

Iran has taken advantage of this deal. In 2016, German intelligence found that Iran was secretly pursuing nuclear technology and equipment from German companies, violating the agreement less than a year after it was finalized.

That same year, Reuters reported that secret exemptions had been created for Iran after the talks were over, allowing them to evade some restrictions and get relief from our sanctions even faster.

Months after, another loophole in the agreement was exploited when Iran planned to buy 950 tons of uranium to make nuclear fuel since the agreement of 2015 had placed a limit on how much uranium they could have.

All of this more than demonstrates the ineffectiveness of this deal and the potentially catastrophic effects of trusting Iran, which has a long and detailed history of blatantly being dishonest.

This is a bad deal for this country.

THE GOVERNMENT SHOULD GET A WARRANT TO ACCESS PRIVATE EMAIL ACCOUNTS

(Mr. YODER asked and was given permission to address the House for 1 minute and to revise and extend his remarks.)

Mr. YODER. Mr. Speaker, I rise in support of my amendment to the National Defense Authorization Act, which would add the full text of my bill, H.R. 387, the Email Privacy Act.

I want to remind my colleagues that this bill has been passed twice by the House once on April 27, 2016, by a roll call of 419-0, and again by voice vote, unanimously, in the House on February 6, 2017.

My legislation has a simple concept behind it: if the government wants access to content stored in our private email accounts, they should get a warrant.

Currently, agencies can receive the stored email content of a user’s cloud email account by sending an administrative subpoena directly to the service provider. This creates a double standard, where paper communication has greater Fourth Amendment protections than electronic copies.

This standard is outdated, as the law governing this issue has not been updated since 1986. Now our whole lives are in the cloud and stored online.

Mr. Speaker, I want to thank the chairman and ranking member for accepting my amendment and Chairman GOODLATTE of the Judiciary Committee, and I urge all those in this process, House and Senate, to maintain the House-passed language in the final version of the NDAA that we send to the President’s desk.

PROVIDING FOR CONSIDERATION OF H.R. 5515, NATIONAL DEFENSE AUTHORIZATION ACT FOR FISCAL YEAR 2019, AND PROVIDING FOR PROCEEDINGS DURING THE PERIOD FROM MAY 25, 2018, THROUGH JUNE 4, 2018

Mr. BYRNE. Mr. Speaker, by direction of the Committee on Rules, I call the House Resolutions, ask for its immediate consideration.

The Clerk read the resolution, as follows:

H. Res. 908

Resolved. That at any time after adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for further consideration of the bill (H.R. 5515) to authorize appropriations for fiscal year 2019 for military activities of the Department of Defense and for military construction and to prescribe defense policy and strengths for such fiscal year, and for other purposes.

Succ. 2. (a) No further amendment to the bill, as amended, shall be in order except those printed in the report of the Committee on Rules accompanying this resolution and amendments en bloc described in section 3 of this resolution. (b) Each further amendment printed in the report of the Committee on Rules shall be considered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. (c) All points of order against the further amendments printed in the report of the Committee on Rules or amendments en bloc described in section 3 of this resolution are waived.

Succ. 3. It shall be in order at any time for the chair of the Committee on Armed Services or his designee to offer amendments en bloc consisting of amendments printed in the report of the Committee on Rules accompanying this resolution not earlier disposed
of. Amendments en bloc offered pursuant to this section shall be considered as read, shall be debatable for 20 minutes equally divided and controlled by the chair and ranking minority member of the Committee on Armed Services or their designees, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole.

SEC. 4. At the conclusion of consideration of the bill for amendment pursuant to this resolution the Committee shall rise and report the bill to the House with such further amendments as may have been adopted. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

SEC. 5. On any legislative day during the period from May 25, 2018, through June 4, 2018 — (a) the Journal of the proceedings of the previous day shall be considered as approved; and (b) the Chair may at any time declare the House adjourned to meet at a date and time, within the limits of clause 4, section 5, article I of the Constitution, to be announced by the Chair in declaring the adjournment.

SEC. 6. The Speaker may appoint Members to perform the duties of the Chair for the duration of the period addressed by section 5 of this resolution as though under clause 8(a) of rule 1.

SEC. 7. Each day during the period addressed by this resolution shall not constitute a calendar day of continuous session for purposes of section 1017(b) of the Congressional Budget and Impoundment Control Act of 1974 (2 U.S.C. 689(b)).

The SPEAKER pro tempore. The gentleman from Alabama is recognized for 1 hour.

Mr. BYRNE. Mr. Speaker, for the purpose of debate only, I yield the customary 30 minutes to the gentleman from Massachusetts (Mr. MCGOVERN), pending which I yield myself such time as I may consume. During consideration of this resolution, all time yielded is for the purpose of debate only.

GENTLEMAN FROM ALABAMA.

Mr. BYRNE. Mr. Speaker, I ask unanimous consent that all Members may have 5 legislative days within which to revise and extend their remarks.

The SPEAKER pro tempore. Is there objection to the gentleman from Alabama?

There was no objection.

Mr. BYRNE. Mr. Speaker, House Resolution 908 provides for complete consideration of H.R. 5515, the National Defense Authorization Act for Fiscal Year 2019.

The rule makes in order 168 amendments to go along with the previous 103 amendments made in order by yesterday’s rule.

That means the full House will consider 271 amendments to this year’s NDAA. When you add in the 317 amendments considered in the Armed Services Committee, that means a total of 588 amendments to the NDAA will be considered this year.

Mr. Speaker, for this year’s NDAA, a record number of amendments were submitted to the Rules Committee.

I want to thank both the majority and the minority Rules Committee staff, our Rules associates, and the staff of the Armed Services Committee for the many hours they put into this open and deliberative process.

As a member of both the Rules Committee and the Armed Services Committee, I have spent my fair share of time working on this piece of legislation.

Like years past, I want to again highlight the bipartisan nature of our work. This year’s NDAA passed out of the Armed Services Committee on a bipartisan 60-1 vote.

That bipartisanism will continue here on the floor, where 176 of the amendments made in order are minority or bipartisan amendments.

The theme of this year’s NDAA is to reform and rebuild our Nation’s military. The bill supports an increase in top-line funding for the military, as we continue working to reverse the readiness crisis we faced for at least the last decade.

Any organization, including the military, is only as good as its people, and this NDAA authorizes a 2.6 percent pay raise for our troops, the largest increase in 9 years. This will help us retain and recruit the best and the brightest.

The bill also calls for increases in the size of the Army, the Navy, the Air Force, the Marine Corps, the Naval and Air Reserves, as well as the Air Guard.

As vice chair of the Seapower and Projection Forces Subcommittee, I am pleased the bill authorizes construction of 13 new Navy ships. This is a much-needed step, as we continue building towards a 355-ship Navy.

I am especially proud that this year’s NDAA includes many provisions important to my home State of Alabama. From Redstone Arsenal in Huntsville to the Anniston Army Depot to Fort Rucker in the Wiregrass to Maxwell-Gunter in Montgomery to the Austal Shipyard in Mobile, this bill ensures that Alabama will continue playing a vital role in protecting our Nation’s military.

Sadly, we have lost far too many servicemembers to training accidents over the last year. The bill ensures improvements to military training and safety programs to help protect our servicemen and -women.

These efforts include repairing outdated equipment and ensuring the proper training of our first-class capabilities. This includes additional Stryker A1 combat vehicles, Army armored brigade combat team vehicles, F/A–18E/F Super Hornets, C-130 Super Hercules aircraft, E–2D Advanced Hawkeye aircraft, F-35 Joint Strike Fighters, UH–60M Black Hawk helicopters, and advanced missiles.

The bill continues to build on Chairman THORNBERY’s priority of reforming the Pentagon bureaucracy to make it more efficient and effective. This includes draining budget practices.

From Russia to Iran to China to North Korea, the bill makes investments to ensure we are keeping up with our adversaries. The United States must stand ready to confront aggression around the globe, whether it is from major state actors or rogue terrorist organizations.

Importantly, this year’s NDAA includes needed investment in our nuclear deterrent and authorizations for the Missile Defense Agency.

It authorizes funding for codevelopment and coproduction of missile defense and weapons systems with our key allies and partners.

All told, I am confident that this bill includes the reforms and funding levels necessary to rebuild and empower the greatest fighting force in the world.

With this NDAA, I hope we can continue to embody the strategy of peace through strength and support our servicemembers.

Mr. Speaker, if you ever need a pick-me-up or a shot in the arm, I encourage you to spend some time visiting with our servicemen and -women. These individuals come from all different walks of life and backgrounds. They all play different roles and have different jobs, but they are united by the common goals of defending and protecting the United States of America.

I distinctly remember a conversation I had with a group of sailors from my home State of Alabama aboard the USS John C. Stennis a few years ago. After hearing about their various paths that led them to the Navy, I asked what I could do for them. One response was straightforward, but very poignant. She asked me to make sure the American people knew what they did and that we supported them.

That is exactly what we do with this bill. We bring together Members of Congress from both sides of the aisle, from different parts of the country, and we unite behind the common goal of supporting the men and women in uniform who protect the United States of America.

With this bill, we can send a clear message to our sailors, soldiers, airmen and marines that the United States Congress has its back, that we are committed to the mission, and we will ensure that they have the right policies and the right resources to get the job done.

This bill also sends a message to our friends and our adversaries that America is back, and that while we prefer peace, we will not hesitate to do what is necessary to defend our country and protect our interests.

Mr. Speaker, I urge my colleagues to join me in supporting House Resolution 908, and for the 58th year in a row, let’s pass a bipartisan NDAA.

Mr. Speaker, I reserve the balance of my time.

Mr. MCGOVERN. Mr. Speaker, I yield myself such time as I may consume.

Mr. Speaker, I want to thank the gentleman from Alabama (Mr. BYRNE) for yielding me the customary 30 minutes.

Mr. Speaker, the National Defense Authorization Act is one of the most
important items Congress considers. It is among the few authorizing bills we take up, and the only authorizing bill considered by the House every year.

It is legislation designed to meet some of our most important obligations: increasing our military’s readiness, assisting our troops and safeguarding our national security.

But as critical as this measure is, the base bill is rarely perfect. That is why hundreds of amendments are submitted to the Rules Committee every year by Members on both sides of the aisle. Our meetings on this bill are usually the longest the committee holds all year because so many Members bring forward so many ideas.

That is how the committee is supposed to function. And debating those ideas on this floor, even amendments we disagree with, is how the House of Representatives is supposed to work. That kind of process should not be the exception. It should be the norm.

I know this may seem like a radical idea to the majority, but the world’s greatest deliberative body should regularly debate.

Instead, this majority has developed a pattern: Every now and then they make amendments in order on larger bills like this. But most of the time, they don’t allow any amendments on most bills. Roughly 55 percent of all the rules that the majority has implemented this Congress have been closed. So Members cannot do their job offering amendments here on the House floor to address the biggest issues we face.

Under a closed rule, I will remind my colleagues, you can’t even fix a typo in a bill.

Now, I know my Republican friends want to be congratulated for not considering this bill under yet another closed rule. After all, they broke their own record for closed rules this week, a sad milestone that makes this Congress the most closed Congress in history.

This is the most closed Congress ever in the history of the United States of America.

In fact, Speaker RYAN is the only Speaker in the history of our country to never have a truly open rule.

But I think the American people hold the majority of this House to a higher standard. Just consider what Republicans have allowed even getting a debate under this rule.

The majority on the Rules Committee decided to block the bipartisan McGovern-Jones-Lee-Garamendi-Kildee-Welch amendment. Now, this is a straightforward measure. It says that if the President or the Pentagon want to escalate the number of U.S. troops deployed in Afghanistan in the next fiscal year, they need to send a report to Congress. We would then have 30 days to either disapprove of this escalation or allow it to go forward.

It is simple, because all it asks is for this Congress to do its job, to stop abdicating its responsibility. It has been 17 years since Congress last passed an AUMF. We have been told year after year, Congress after Congress, that this is not the time to debate our role abroad.

Well, Mr. Speaker, when is the time? We submitted this amendment to the Rules Committee during the FY 2018 defense authorization. But rather than making it in order, the majority moved forward with an alternative amendment that called for a report from the administration on our Afghanistan posture.

The President signed that NDAA into law with that amendment. And guess what? Congress never got the report. It is more than 70 days past due.

Clearly, asking for a study isn’t working. In fact, the President is ignoring it altogether. And over the last year, the administration decided to increase the number of U.S. troops in Afghanistan by more than 4,000 additional servicemembers. That is on top of the previous numbers that are already there. The response from this majority has either been silence or to ask for a study.

Mr. Speaker, I don’t need some study to tell me that this Congress needs to debate these guys. We are among the toughest we consider, but we must take them all up the same. It is why we were sent here and it is what our men and women in uniform expect.

Why is the majority afraid of a fair fight? Let’s debate whether President Trump should increase our engagement in Afghanistan even further.

I am tired of being told that this is not the time for that vote because I believe it is past time. I have stood here year after year, Congress after Congress, as Speaker after Speaker told us to hurry up and wait.

I remember when Speaker Boehner said it wasn’t right for the 113th Congress to be voting on an AUMF. We are now in the 115th Congress and another Speaker has told us the same thing. But again this year, a vote on an AUMF has been blocked.

The majority also blocked debating amendments under this rule on other important issues, like striking the provision in this bill allowing for the transfer of machine guns between contractors and a separate measure to strike the provision here giving the President leeway to avoid implementing Russian sanctions.

That is disappointing, and it is a disservice to this institution and to the people we represent. For all of the talk from the majority about how many amendments are included here, let’s not forget what is being blocked.

This bill is incredibly important. It authorizes money for more than half of the Nation’s discretionary budget. That is about 54 cents of every tax dollar for entitlement programs other than entitlements. We should be having a robust debate on these issues here and now.

Yes, we appreciate quantity; that is important. We want a lot of amendments made in order, but we would like quality and quantity. So substantive amendments like the issues that I just mentioned ought to be made in order.

When it comes to our national defense, then it comes to debating the issues that are important to the American people, I want to let my colleagues know we Democrats aren’t cheap dates. We want to have our ideas presented and debated. And the American people aren’t cheap dates either. They can’t understand for the life of themselves why on issues of war and peace, on issues like our involvement in Afghanistan, which is now the longest war in history, why we don’t think it is important enough to debate that issue. We have men and women deployed in harm’s way, but we can’t be bothered on the House floor.

We have roadblocks thrown in front of us so we can’t bring these amendments to the floor. But again this year, a vote on an AUMF has been blocked.

Mr. Speaker, I know a more open process is a foreign concept to the majority, but they should try it once in a while. This is the most closed Congress ever. Let’s let the sunlight in. Let’s have a process that is more accommodating.

And on this defense bill, yes, there are a lot of amendments that have been made in order, but there were a lot of important, vital amendments that have been blocked, and I find that very disappointing.

Mr. Speaker, I reserve the balance of my time.

Mr. BYRNE, Mr. Speaker, I yield myself such time as I may consume.

Let’s compare the records of the Republicans and the Democrats and who has the most open Congress.

As of May 23 of this year, Republicans in this Congress have provided for consideration of over 1,130 amendments on the House floor. Over 520 of those amendments, 48 percent, were Democratic amendments; 430, or 38 percent, were Republican; and 170, or 16 percent, were bipartisan. In the 114th Congress, the GOP majority allowed over 1,700 amendments. In the 113th Congress, the GOP majority allowed over 1,500 amendments.

In the entire 111th Congress, when the Democrats were in control, Speaker PELOSI, the Democrats, allowed less than 1,000 amendments to be considered on the floor.

Are we more open? Democrats have highlighted the number of amendments not made in order in Congress. However, in the 111th Congress when
they controlled, their majority blocked nearly 3,000 amendments, with roughly 2,400 of those occurring in the very first sessions.

Unlike our Democratic colleagues who shut the doors and refused to accept amendments from Members, Chairman Sessions of the Rules Committee has made it a point to ensure that every single Member has the opportunity to submit their amendments and come to the committee to share their thoughts and concerns, often times, multiple times.

Under this model of transparency and openness, the committee has spent countless hours listening and considering Member testimony. In fact, we have welcomed over 225 Members to testify at this Congress roughly 493 times and made in order over 1,130 amendments, including 521 from the Democrats, as I said. So I am glad to compare our record of openness with theirs.

Let’s talk about the escalation in Afghanistan. There is a clear AUMF that authorizes what we are doing in Afghanistan. Under that AUMF, the military doesn’t have to come back to the Congress to say: ‘Pretty please, can we put more money into that effort?’

I trust General Mattis. He knows what he is doing. He has a clear, legal authorization to do it, and I don’t think it makes any sense for him to have to come back to us.

On the AUMF, which I know we will have more debate on during this rule debate, let me say one thing and say it clearly: I have cosponsored at least two AUMF bills, and those are in the Foreign Affairs Committee, not in the Armed Services Committee. We don’t have jurisdiction over that. I wish we did. In fact, I have cosponsored a bill with a Democratic colleague to put jurisdiction in the Armed Services Committee so we can get something done. So I would dearly love for the Foreign Affairs Committee to come forward with a bill, and I am happy to work with the gentleman to see that that takes place.

At this time, Mr. Speaker, I yield 2 minutes to the gentleman from Michigan (Mr. MITCHELL), the newest member of the Armed Services Committee. Mr. MITCHELL. Mr. Speaker, I thank the gentleman for yielding.

I am pleased to have the opportunity to join the Armed Services Committee in time to participate in the review and markup of the fiscal year 2019 national defense authorization bill. I am pleased to participate in the investments this bill makes in our national defense.

I would agree with my colleagues on the other side of the aisle: They are not a cheap date. In fact, some of the amendments that my colleagues mentioned were debated in committee and were defeated in committee. Apparently, we want to go through them multiple times; and unless they get everything they want, somehow they are going to protest. At some point in time, the process is what it is. The amendment is lost.

I am pleased to participate in investments in defense, and in particular, the Stryker combat vehicle, a program that has a tremendous impact on combat readiness and capability of our Army.

The Stryker brigade combat teams are some of the most frequently deployed units in the Army, and it exponentially increases the protection and lethality of our Nation’s soldiers. The more survivable variant of the vehicle, the Stryker AI, includes a double-v hull that has already proven to protect soldiers from the most violent IED and mine blasts, as well as other upgrades to improve their mobility and communication capabilities.

I am pleased with the House Armed Services Committee for seeing the wisdom of authorizing a total $300 million for the Stryker upgrades this fiscal year. That effort supports Army Chief of Staff General Milley’s plan to provide Stryker AIs to all brigade combat teams by 2025.

I look forward to working with the chairman and over 250 Members of my House colleagues—across the aisle, by the way—to join me in a letter supporting the Stryker program and its continued efforts of development.

Our soldiers who so often are deployed in harm’s way deserve every protection they can get, and we should provide that for them.

Mr. Speaker, I include in the RECORD a letter to the Secretary of the Army, Mark Esper.

CONGRESS OF THE UNITED STATES
Washington, DC, April 12, 2018.

DEAR SECRETARY ESPER: Thank you for your service to our nation and your robust efforts to increase the readiness and modernization budget of the U.S. Army. While you may have more work to do, I take note of the significant progress on behalf of the American soldier and our national security.

However, we would like to bring to your attention the recent budget challenges of the Stryker combat vehicle program. The Stryker vehicle is the Army’s most deployed and versatile combat vehicle and represents what may be the most successful Army acquisition program in recent memory from initial acquisition to the most recent upgrades. Yet there appears to be a disconnect between capabilities and the Army’s FY19 budget request which once again neglects much needed Stryker procurement and modernization.

In recent years, Congress has stepped in and ensured that the Army’s lack of budgetary commitment to Stryker did not prevent our soldiers in the field from receiving the safety and lethality upgrades necessary against the threats of today’s global environment.

Congress has strongly supported both the conversion of flat-bottomed Styrkrs to the more survivable Double-V Hull (DVH) Stryker AI version and the Stryker lethality (ICV) upgrade which adds a powerful 30mm cannon to the Stryker infantry variant.

While we are happy the Army’s FY 19 modernization budget was increased by more than 14% from FY 18, we are perplexed why the Stryker program did not seem to make the cut for funding. Instead, we were disappointed to see the House budget for FY 19 cut Stryker procurement by 6%.

We are concerned by the FY 19 budgeting process to develop a plan to sustain the Stryker program.

Sincerely,


David Rouzer, Cedric L. Richmond, Jackie Walorski, Jim Banks, Lloyd Smucker, Matt Gaetz, Gerry Buschman, Mike Gallagher, Mark Meadows, A. Drew Ferguson, IV, DMD, Jamie Herrera Beutler, Donald Beyer, Brendan F. Boyle, Linda L. Lawrence, Ruben Gallego, Grace Meng, Seth Moulton, Mike Bost, Kathleen M. Rice, Dave Loebsack, Evan J. Jenkins, John M. Katko, Brad Johnson, Dave Trott, Donald Norcross, Michael Capuano, Pete Aguilar, Barry Loudermilk, John Culbertson, Fred Upton, H. Morgan Griffith.
Now, if you think the mission is on target and everything is great, fine. Then vote to increase the number of troops there. But we ought to have a debate here on the floor on whether that is the right thing to do.

On AUMFs. I am happy that the gentleman is cosponsoring a number of AUMFs. He says it is not appropriate to talk about it here in a defense authorization bill or a Defense Appropriations bill; that is a Foreign Affairs Committee bill, and we ought to deal with it there.

When is the last time we have had a Foreign Affairs Committee bill that has been brought before us that we could amend to do an AUMF on? I don’t know.

Maybe the gentleman may know when this AUMF is coming out of the Foreign Affairs Committee. I haven’t seen it. I have been waiting for years. They are closed, I can’t run into this place. They control everything.

So that is just another excuse, and it really is insulting to the men and women who put their lives on the line for this country. I mean, there is always an excuse why we can’t debate something.

This has to stop, and I hope it stops soon. If not, maybe the elections will result in a change of leadership here. I hope that when we have the privilege to take over, you see a much more accommodating process and, certainly, a process where important issues like this get to be debated.

Mr. Speaker, the protests by thousands of teachers across the Nation have exposed not just low wages, but also severely dilapidated facilities. The 2016 State of Our Schools report determined that there is an annual State and local spending gap of $46 billion on school facilities. These facilities pose significant health and safety threats to more than 50 million students.

In the richest country in the world, it is absolutely shameful that we allow our children to attend schools without heat and air conditioning, not to mention the thousands of schools lacking access to the connectivity necessary for digital learning.

For this reason, if we defeat the previous question, I will offer an amendment to the rule to bring up Education and the Workforce Committee member Bob Scott’s bill, H.R. 2475, the Rebuild America’s Schools Act. This legislation would provide the necessary funding to address critical physical and digital infrastructure needs in our schools, creating over 1.9 million jobs in the process.

Mr. Speaker, I ask unanimous consent to insert the text of my amendment in the RECORD, along with extraneous material prior to the vote on the previous question.

The SPEAKER pro tempore (Mr. Poet of Texas). Is there objection to the request of the gentleman from Massachusetts?

There was no objection.

Mr. McGovern. Mr. Speaker, to discuss our proposal, I yield 3 minutes to the gentleman from Virginia (Mr. Scott).

Mr. Scott of Virginia. Mr. Speaker, I thank the gentleman for yielding.

As the Representative of Hampton Roads, Virginia, I support the significant increase in Navy shipbuilding in the NDAA. But while we consider national defense, we must also consider school construction.

Yesterday, U.S. banks reported $56 billion in first quarter profits. At the same time, our teachers are being forced to go on strike for a living wage and adequate funding for our public schools. But when the majority pushed it through, was it the banks, not teachers and not the schools, that received the biggest benefit?

H.R. 2475, the Rebuild America’s Schools Act, would be a step forward in correcting our priorities by investing desperately needed funding into our public school infrastructure. This $100 billion proposal, which is barely 5 percent of what was spent on the tax cut for corporations and the wealthiest Americans, would go towards repairing crumbling public school buildings to ensure that every student has access to safe, healthy, and high-quality learning facilities.

Not only would this proposal improve school conditions and student academic outcomes, it would create jobs. Research from the Economic Policy Institute shows that for every $1 billion in school construction, 18,000 jobs are created. Therefore, a $100 billion Federal investment translates into about 1.8 million new jobs over the next decade. That is many times more than are projected from the $1.5 trillion tax cut.

Last week, we honored the 64th anniversary of the Supreme Court landmark ruling in Brown v. Board of Education that found separate is inherently unequal and with his advocacy for education to integrate to provide equitable learning opportunities for all.

Now, how can we now say that we followed the order in Brown when just this winter, public schools in Baltimore were forced to close because they didn’t have heat? And how could we justify handing a massive tax cut to the wealthy and corporations while abandoning students and educators in public schools across the country? The answer is we can’t.

The Rebuild America’s Schools Act would put us on a path to give students the safe and high-quality education they deserve, and I strongly urge my colleagues to support this legislation.
our education committees, and 2 years as chancellor of postsecondary education for the State of Alabama. I care deeply about education. I know what it can do to better the lives of everybody in America.

I follow many of the comments the gentleman made with regard to this bill very interesting, and I hope there will be a time when we can take those up and consider them, but this is not that time. We are here today to talk about the defense of the United States of America.

So, with all respect to the gentleman’s comments, I hope that he and I can sit down with others later and talk about the role of the Federal Government versus what is the role of State and local governments. But today let’s talk about the defense of the United States.

Mr. Speaker, I yield 2 minutes to the distinguished gentleman from Tennessee (Mr. DUNCAN).

Mr. DUNCAN of Tennessee. Mr. Speaker, I thank the gentleman from Alabama for yielding me this time. He is one of the great leaders in this Congress, and it is an honor to serve with him.

Mr. Speaker, I have always heard that many government agencies spend roughly 60 percent of their budgets within the first 11 months and then scramble around during the last month trying to spend the rest of their budget so they won’t be cut for the next year.

I think we should do what we can to incentivize more government employees to cost-savvy ideas. That is why I introduced, along with Mr. POLIS from Colorado and Mr. JONES from North Carolina, an amendment to the NDAA which will do just that. It will give all military personnel even more incentives to be creative in how to save costs.

I am pleased that my amendment, which has been made in order en bloc, directs the Secretary of Defense to report to Congress on the military’s existing incentive programs for cost-saving ideas. This amendment will also include a report on how the Secretary plans to expand and streamline those existing programs to better reward military personnel who help the Department of Defense to be more efficient.

We need to be good stewards of the taxpayers’ money and should do everything we can to ensure that our military is used wisely and used where it is needed most.

I introduced a bill several times many years ago to give Federal employees bonuses for half of any money that their agency or their department can save. This amendment hopefully will move us in that direction.

On a side note, I do want to say that I believe the American people are really sick and tired of our spending hundreds of billions on a very unnecessary, no-war-in-Afghanistan now 17 years old. I am disappointed that this bill continues that funding instead of bringing our troops back home.

Mr. McGOVERN, Mr. Speaker. I yield 3 minutes to the gentlewoman from California (Ms. LEE).

The SPEAKER pro tempore. The gentlewoman from California.

Ms. LEE. Mr. Speaker, I want to thank our ranking member for yielding and for his tremendous leadership on defense issues and so many other issues that are critical to our national and domestic security.

Mr. Speaker, I rise in strong opposition to this bill and to H.R. 5515, which is the 2019 National Defense Authorization Act. This bill authorizes $717 billion in defense spending. Yet we know that there is at least $150 billion in waste, fraud, and abuse currently at the Pentagon. Now we are giving them more money. Shame on us. This is an already out-of-control, bloated Pentagon budget.

It would also increase funding to $69 billion for wars that Congress has never debated and voted on. Once again, my Republican colleagues have used off-the-books spending gimmicks to further expand the bloated Pentagon budget.

Enough is enough, Mr. Speaker. Instead of writing blank checks to the Pentagon, Congress needs to live up to its constitutional obligation to debate matters of war and peace. Yesterday I offered an amendment to sunset the 2001 and 2002 Authorization for Use of Military Force after 8 months of enactment. She probably didn’t know we are already underway with that, but that is going to be completed in early fall of this year.

Mr. Speaker, I urge a “no” on the rule and the underlying bill and reject this shameful bill.

Mr. BYRNE. Mr. Speaker, I have listened to the gentlewoman’s comments, and she probably is unaware of the fact that we are presently undergoing for the first time in the history of the Department of Defense a full Department-wide audit. We are already getting some of the things that they have determined from that audit back. That audit is going to give us information we need to make some further changes in the management performance of the Department. She probably should do that so that we can debate and vote up or down on these wars.

So this rule and this bill should not be passed just based on the amount of money that we are giving to the Pentagon to do more than ensure our national security and fight terrorism.

Mr. Speaker, I urge a “no” on the rule and the underlying bill and reject this shameful bill.

Mr. MCGOVERN. Mr. Speaker, I yield 3 minutes to the gentlewoman from Wyoming (Ms. CHENEY).

Ms. CHENEY. Mr. Speaker, I would like to thank my colleague from both the Rules Committee and the Armed Services Committee.

Ms. CHENEY. Mr. Speaker, I would like to thank the gentlewoman from Wyoming for her tremendous work on this issue and for her tremendous leadership on this issue.

I am pleased, though, that some of my amendments and others passed last night—which are very important amendments. They include clarifying that nothing in this bill can be construed as authorizing force against North Korea—that is the use of military force.

Also we included reporting requirements for auditing the Pentagon. We need the Pentagon audited so that taxpayers will really begin to know where their hard-earned tax dollars are going and what weapons systems they are contributing to in terms of the building of weapons systems which probably will never be used, a report and update on the United States-Kabul compact, and also overseas contingency operations reporting requirements.

Can you believe we are spending all this money on a slush fund through OCO, and we don’t know what is going on with that anymore?

The SPEAKER pro tempore. The time of the gentlewoman has expired.

Mr. McGOVERN. Mr. Speaker, I yield 3 minutes to the gentlewoman from California an additional 30 seconds.

Ms. LEE. Mr. Speaker, I thank the gentleman for yielding.

In conclusion, I just want to reiterate that authorizing wars with no debate, and no vote is unconstitutional, and it is wrong.

I call on Speaker RYAN to bring forth an authorization because every step of the way, we are trying in a bipartisan fashion to do this, and it is the Speaker’s job. She should do that so that we can debate and vote up or down on these wars.

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Mr. Speaker, I urge a “no” on the rule and the underlying bill and reject this shameful bill.
work of the House Armed Services Committee that has gone into crafting the underlying bill. This year’s NDAA authorizes programs that are absolutely crucial, Mr. Speaker, to the defense of this Nation.

The bill authorizes funding at levels that will begin to restore our readiness, replacing aging equipment and weapons, and developing the next generation of military technology.

Mr. Speaker, my colleagues on the other side of the aisle would clearly like to divert attention from these issues. They would like to try to discuss everything under the sun, it seems, except funding for our men and women in uniform who are on the front lines defending the freedom that allows us to have the debate that we are having today in this very Chamber.

The bottom line, Mr. Speaker, is that, without the funding authorized in this bill, our adversaries will continue to close capability gaps and further erode our military superiority.

Mr. Speaker, while passage of this rule and the underlying NDAA are vital, our work will not be done. We must appropriate the funds authorized here, and we must finally, Mr. Speaker, repeal the Budget Control Act.

For the last decade, this body has routinely forced the Department of Defense to operate under continuing resolutions. In plain English, this means we are asking our men and women in uniform, in a government, to put their lives on the line to defend all of us while at the same time depriving them of the resources they need to do that job.

The situation, Mr. Speaker, was exacerbated in 2011 with the arbitrary budget caps and sequestration of the Budget Control Act. This has devastated military readiness and enabled our adversaries to make significant gains that threaten our security and our nation’s strategic supremacy.

In testimony earlier this year, Secretary of Defense Mattis described the severity of the situation and congressional responsibility for the situation this way: ‘‘As hard as the last 16 years of war have been, no enemy in the field has done as much to harm the readiness of the U.S. military than the combined impact of the Budget Control Act’s defense spending caps, worsened by operating for 10 of the last 11 years under the budget of varied and unpredictable duration.’’

In a world in which we face the most complex and severe threat environment we have faced since the end of World War II, this situation is simply shameful. The men and women who put their lives on the line for all of us are sick and tired—as my colleague said, that is absolutely true—but they are sick and tired, Mr. Speaker, of being held hostage to a range of Democratic pet programs and politics that are often played by those on the other side of the aisle in this Chamber.

Year after year, Mr. Speaker, we have completed our work in this body on the Defense Appropriations bill, and we have done it on time. Unfortunately, the same is not true of our colleagues in the Senate. Rules over in the Senate have allowed Democrats in that body to hold critical funding for our military hostage in an effort to advance unrelated issues.

Mr. Speaker, I know my colleagues on the other side of the aisle join me in the belief that no member of our military—no mother or father or wife or husband or fellow countrymen—should have to continue to pay the price for the dysfunction of the United States Congress’ budget process.

I fully expect that this House will complete our work, once again, Mr. Speaker, to fund our military in a timely manner this year. I call on my colleagues, the Democrats in this body and in the Senate, to join us in fulfilling our most important constitutional obligation: to defend the nation, hold an other continuing resolution for the Department of Defense, and we must pass the funding authorized under this bill required to provide for the common defense.

The first step in that overall process is the work we are doing here this week. Therefore, Mr. Speaker, I urge adoption of this rule so we can complete our work on the underlying bill. I urge passage of the NDAA, and I urge my colleagues to join us in putting the resources in place our troops need, to stop holding our troops hostage, and to work with us to break the cycle of continuing resolutions that have only served to undermine military readiness.

Mr. MCGOVERN. Mr. Speaker, I just want to say to my Rules Committee colleague that I agree with her that the gentleman should know this—has about 1,000 nuclear weapons with low-yield nuclear weapons. As part of that, Mr. Speaker, I include in the RECORD for the House Armed Services Committee that has gone into crafting the underlying bill. This year’s NDAA authorizes programs that are absolutely crucial, Mr. Speaker, to the defense of this Nation.

The public understands it needs to be audited because they see each and every day the wasteful spending of the Pentagon when you just look at, for example, CEO compensation of millions and millions of dollars that are being paid to defense contractors executives on the taxpayers’ dime.

So, yes, I know what is going on; and, yes, it has not been audited in 50 years. Mr. MCGOVERN. Mr. Speaker, I yield myself such time as I may consume.

Mr. Speaker, I include in the Record a May 22 letter signed by 32 former Republican and Democratic defense and foreign policy officials rejecting the building and use of low-yield nuclear weapons and opposing their authorization and their funding.

HON. JIM MCGOVERN, House of Representatives, Washington, DC.

DEAR REPRESENTATIVE MCGOVERN: We write to respectfully request that Congress reject the Trump administration’s request for more usable, new, low-yield nuclear warheads and oppose their authorization and their funding.

The bill authorizes funding at levels of some $4.000,000,000,000, half of which are deployed on land-based missiles, submarines, and bombers. The administration is in the process of rebuilding this arsenal at an estimated cost of $1.7 trillion, with inflation, over the next 30 years. While this immense program is excessive, adds to a new arms race with Russia, and should be scaled back, there is no doubt that the United States is serious about maintaining an unambiguously strong nuclear deterrent.

1. There is no “deterrence gap.” The United States has a massive nuclear arsenal of some 4,000 warheads, half of which are deployed on land-based missiles, submarines, and bombers. The administration is in the process of rebuilding this arsenal at an estimated cost of $1.7 trillion, with inflation, over the next 30 years. While this immense program is excessive, adds to a new arms race with Russia, and should be scaled back, there is no doubt that the United States is serious about maintaining an unambiguously strong nuclear deterrent.

2. The United States already has many low-yield nuclear weapons. As part of that massive arsenal, the United States already has about 1,000 nuclear weapons with low-yield options, which are being modernized at great expense. If the president ever needed to use a low-yield nuclear weapon, he has many options.

3. Nuclear war cannot be controlled. Perhaps the biggest fallacy of the argument is the mistaken and dangerous belief that a “small” nuclear war would remain small. There is no basis for the dubious theory that an American president would make the United States less safe. Indeed, it is unlikely that there is such a thing as a limited nuclear war, preparing for which is folly. As George Shultz, Secretary of State for President Ronald Reagan, recently noted: “A nuclear weapon is a nuclear weapon. You use a small one, then you go to a bigger one. I think nuclear weapons are nuclear weapons and we need to draw the line there.” Secretary of Defense Mattis similarly declared, “I don’t think there’s any such thing as a tactical nuclear weapon. Any...
nuclear weapon used at any time is a strategic game changer.”

Ultimately, the greatest concern about the proposed low-yield Trident warhead is that the president might feel less restrained about using it in a crisis. When it comes to using a nuclear weapon, restraint is a good thing. A low-yield nuclear warhead is dangerous, unjustified, and redundant. Congress has the power to stop the administration from starting down this slippery road of nuclear war. We call on Congress to exercise that authority without delay.

Sincerely,

Mr. Speaker, the underlying bill, for all of its many positive developments, is seriously deficient in this particular area. It authorizes funding for new low-yield nuclear weapons. The U.S. already possesses low-yield nuclear weapons. If these weapons are not effective deterrents, we should examine why before building and deploying a new generation of weapons.

We should listen to our seasoned elder statesmen and -women and stop building weapons that this rule blocks.

We are shortchanging all these domestic investments, and I think the concern we have is when you start investing in more nuclear weapons, not only is it not a good use of our tax-payer dollars, but it also increases insecurity for the people of this country.

Mr. Speaker, this is the most closed Congress in the history of the United States of America. Let me repeat that. This is the most closed Congress in the history of the United States of America.

The majority is very proud of this rule. They have made a bunch of amendments in order on a handful of bills to run up their numbers, but let’s remember one thing: On most bills, the majority of the legislation that comes to this floor, they do not allow a single amendment. Not one. On most bills that come to the floor, no Member of this House, Democrat or Republican, can offer an amendment.

This rule before us today is not closed, but let me highlight a few germane amendments from the 281 amendments that this rule blocks.

Several bipartisan amendments were blocked, such as an amendment by Representatives DENHAM, FOSTER, CURSELO, and PANETTA which allows Dreamers who grew up in the United States to gain legal status, provided that they serve out the terms of their enlistment honorably.

So we are talking about rewarding people who served in our military. That was the amendment. That was brought before the Rules Committee. That was blocked.

There was another bipartisan amendment from 25 Members, including myself, that expresses the sense of Congress that the lessons of past genocides should be applied to help prevent future war crimes, crimes against humanity, and genocide.

I say to my colleagues: When did a sense of Congress on the atrocities of genocide become such a controversial topic that we have blocked this rule?

This rule blocks an amendment by Representative KEATING to test ticks for an increased number of tick-borne diseases. When did fighting tick-borne diseases become too sensitive for the House?

This rule, once again, blocks us from having one of the most important debates we could have. It prevents us
from debating whether or not to send our sons and daughters into harm's way.

The bipartisan amendment by Representatives Lieu, Jones, and Ellison would repeal the 2001 AUMF after 20 years of enactment of the act, giving Congress ample time to debate a new AUMF.

The Constitution of the United States says the Congress has the power to debate wars. This is our job, Mr. Speaker. And I appreciate the gentleman from Alabama saying: Well, the Foreign Affairs Committee deals with that, not us. We hear that every year. Every year that goes by, we don’t see any bill from the Foreign Affairs Committee dealing with these topics.

The bottom line, let's be honest, is we don’t deal with it because Members in the majority don’t want to deal with this difficult issue. I have always said that we have failed to act on an AUMF, our failure to debate these issues, represents moral cowardice.

What about our workers? Representatives Ellison, Pocan, and Grijalva had an amendment blocked that would have ended all federal contracts with companies that have repeated and willful wage theft violations. Why would we knowingly reward companies that hurt our workers?

We prefer to be debating the ideas that leadership has blocked, but I would much rather in good faith.

The American people deserve to know if the President and his family are directly profiting off of this President. Blocked. Blocked. Blocked.

The bipartisan amendment by Representatives Eliot Engel, John Lewis, and Alcee Hastings ELLISON, POCAN, and GRIJALVA would require a public report on all DOD expenditures to support Presidential visits to entities owned or significantly controlled by the President or a member of his immediate family.

The American people deserve to know if the President and his family are directly profiting off of this President. Blocked. Blocked. Blocked.

An amendment by Representative Lieu to require a public report on all DOD expenditures to support Presidential visits to entities owned or significantly controlled by the President or a member of his immediate family.

The American people deserve to know if the President and his family are directly profiting off of this President. Blocked. Blocked. Blocked.

An amendment by Representative Torres, a distinguished member of the Rules Committee, that would have prevented DOD in helping the Department of Homeland Security from deporting spouses, parents, and sons and daughters of certain military personnel, veterans, and enlistees.

Mr. Speaker, I could spend the rest of the week describing the thousands of amendments that this Republican leadership has blocked, but I would much prefer to be debating the ideas that Members from both parties have put forward in good faith.

The closed Congress in history. Dana Milbank recently described it as the most authoritarian Congress in history.

You know, 180 Democratic Members have had an amendment blocked in this Congress alone. That is 180 elected Members.

I would like my Republican friends to listen closely to my next point. This Congress, 180 Republican Members have also had their amendments blocked this Congress. You are all voting to block your own ideas. Stop it. Read the rules that you are voting on.

The vast majority of Republican Members had their proposals blocked from even getting a vote. I don’t understand why you keep voting to block proposals that you supposedly believe in. Hundreds of Republican amendments have been blocked by the Rules Committee. Most Republicans voted for them. They are your amendments. I don’t understand why it is such a radical idea to debate any of the amendments I just spoke about. We can do so much better.

Mr. Speaker, there are a lot of amendments that have been made in order. There is a lot of quantity. But a lot of the amendments that really shine in quality and that are important in terms of substance have been blocked. This is nothing new.

Again, there are bills that come to this floor are under closed rules. You can’t amend them. Nobody can. Take it or leave it. The majority of bills that come to this floor are closed.

I know it is uncomfortable for my Republican friends to hear that they have presided over this closed process, but my hope is they will be so embarrassed and so ashamed that they will want to change things. They can still redeem themselves only in May. They have a long way to go. Whether it is on the defense bill, an education bill, or whatever bill it is, there are good ideas that are being brought forward.

I will close with this. I met with a group of young students who were engaged in the nationwide protest asking Congress to do something on gun violence. And the most frustrating thing they said to them is the fact that when they were lobbying Members of Congress, it’s not even about telling them how to vote on an issue; they are frustrated because you can’t get a vote on any of the issues that are related to gun violence. We won’t let anything come to the floor. It is wrong.

I just say to my friends, in closing, if this place becomes more accommodating, if the Speaker decides to live up to the words that he enunciated when he became Speaker of the House, to have more respect for all ideas, let me tell you something; you are going to see a decrease in polarization. You are going to see more bills passed a bipartisan way. You are going to see more good bills going forward. Legislation will be better. If you have a lousy process, you end up with a lousy bill.

Again, I respect all the time and energy that went into crafting this NDAA. I respect the chairman and the ranking member, Democrats and Republicans alike, but there are a lot of important amendments here that are being blocked that are really important and that most of our constituents would believe deserve a debate and a vote on this floor.

I urge my colleagues to vote “no” on the previous question. Vote “no” on the rule. And I plead with them, let’s bring some accommodation and some respect to differing ideas and just regular order to this House, because this is certainly not what I think any of us could possibly believe is the way our government should be run.

Mr. Speaker, I yield back the balance of my time.

Mr. BYRNE. Mr. Speaker, I yield myself the balance of my time.

Mr. Speaker, I know that some of our Democratic colleagues—not all of them—would like for us today to be talking about a Federal takeover of local education. Some of my Democratic colleagues—not all of them—would like to talk about doing away with the Second Amendment. But that is not what we are talking about today. We are talking about the defense of the United States of America.

Remember where we were 2 years ago, at the end of the Obama administration. ISIS still in control of vast swathes of western Iraq and eastern Syria. Iran had just gotten its hands on tens of billions of dollars that had been frozen—money that they were able to get because of the deal that President Obama pushed through with little or no knowledge that they have taken that money and increased defense spending, military spending, in Iran by 40 percent.

Two years ago, we had cut troop levels down to levels we haven’t seen in decades. In fact, we had cut troop levels to the point it had never been since the founding of the Air Force. Our fleet had been cut down to less than 280 ships after it had been to at least 400 under the Clinton administration. Fifty percent of the Navy’s jets couldn’t fly. Our adversaries didn’t fear us and our friends and allies didn’t know if they could count on us.

We have begun to turn that around. In fact, we have multiplied our Navy ships after it had been cut to less than 300 ships after it had been to at least 400 under the Clinton administration. Fifty percent of the Navy’s jets couldn’t fly. Our adversaries didn’t fear us and our friends and allies didn’t know if they could count on us.

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and support they need so we don’t have another year that goes by where we have more of our men and women in uniform who lose their lives in training exercises than they do in combat. □ 1330

We are turning that around. We are leaving the sorry legacy of the Obama administration so that we can put in place a defense strategy for this country that will make our country strong and, at the same time, protect the safety of our men and women in uniform. So that is what we are here today to talk about.

I believe that we will vote on this bill, the underlying bill, in a bipartisan fashion because, going back to the Kennedy administration, that is what we have done year after year after year. That is the message that we send to our foes, to our friends abroad, and, yes, to those men and women in uniform: that we come together, to make sure yes, to those men and women in uniform. So at the same time, protect the safety of the people leading the opposition to the previous question and a member of the Committee on Rules, control shifts to the Member who led the opposition to ordering the previous question and a member of the Committee on Rules. On March 15, 1969, a member of the majority party offered a motion to request the House to depart from the previous question to a parliamentary inquiry, asking who was entitled to recognition. Speaker Robin G. Cook (D-Illinois) said: “The previous question having been refused, the gentleman from New York, Mr. Fitzerald, who had asked the gentleman to yield to him for an amendment, is entitled to the first recognition.”

The Republican majority may say “the vote on the previous question is simply a vote on whether to depart from the House to depart from the previous question on a special rule, is not voting 16, as follows: [Roll No. 217]

YEA—222

Abraham

Goodlatte

Norman

Angelcourt

Nunes

Allen

Olsen

Amash

Palazzo

Arrington

Palmer

Arrington

Palen

Batch

Perry

Baldman

Pottinger

Banks (IN)

Poe (TX)

Barletta

Poliquin

Bart

Poe

Barton

Ratcliffe

Bergman

Reed

Billirakis

Reichert

Bishop (MD)

Rice, Jody B.

Bishop (UT)

Ricklefs

Bish (UT)

Roe

Bosco

Ronald

Bradley (TX)

Ros-Lehtinen

Bradley (PA)

Ross

Brooks (AL)

Ross (LA)

Brooks (IN)

Roths

Bruck

Royce (CA)

Buck

Russell

Bucshon

Rutherford

Burges

Sander

Byrne

Santorum

Carte

Sargent

Carter (GA)

Sarlo

Carter (TX)

Saxby

Cheney

Schiff

Colman

Seals

Collins (GA)

Seelbach

Collins (NY)

Scott

Comstock

Scruggs

Conaway

Scott (AL)

Costello (PA)

Sears

Cramer

Sensenbrenner

DesJarlais

Shadid

Denham

Shadid

Dempsey

Shadid

Dent

Shadid

DeSantis

Shadid

Donaldson

Shadid

Duncan (SC)

Shadid

Duncan (TN)

Shadid

Dunn

Shadid

Emmer

Shadid

Estrada (KS)

Shadid

Esty

Shadid

Ewez

Shadid

Evels

Shadid

Faso

Shadid

Ferguson

Shadid

Fitzpatrick

Shadid

Fitzsimmons

Shadid

Fleischmann

Shadid

Fogel

Shadid

Fonseca

Shadid

Fortenberry

Shadid

Fox

Shadid

Foxinghansen

Shadid

Gaetz

Shadid

Gallagher

Shadid

Gianforte

Shadid

Gibbs

Shadid

Gohmert

Shadid

Graves

Shadid

Greene (GA)

Shadid

Griffith

Shadid

Grothman

Shadid

Guthrie

Shadid

Haaland

Shadid

Harker

Shadid

Harrington

Shadid

Harris

Shadid

Harner

Shadid

Hole

Shadid

Holmberg

Shadid

Herrera Beutler

Shadid

Hice

Shadid

Hilliard

Shadid

Hindman

Shadid

Hinojosa

Shadid

Holt

Shadid

Hollingsworth

Shadid

Horn

Shadid

Horsford

Shadid

Horsley

Shadid

Huggins

Shadid

Hurd

Shadid

Ibars

Shadid

Jaxson

Shadid

Johnson (AH)

Shadid

Johnson (OM)

Shadid

Johnson (SC)

Shadid

Jones

Shadid

Joyce (OH)

Shadid

Kcalcak

Shadid

Kerry (MS)

Shadid

Kelliher

Shadid

Kimbal

Shadid

Kinkinger

Shadid

Knight

Shadid

Knight (TN)

Shadid

Comstock

Shadid

Conaway

Shadid

Costello (PA)

Shadid

Cramer

Shadid

DesJarlais

Shadid

4602

Goodlatte

Norman

Goodlatte

Nunes

Groener

Olsen

Graves (GA)

Palazzo

Graves (MO)

Palmer

Griffith

Perry

Grotton

Pottinger

Guthrie

Poe (TX)

Haaland

Poliquin

Harker

Roe

Harris

Ratcliffe

Harner

Reed

Hole

Reichert

Hollberg

Renacci

Hinojosa

Rice (SC)

Horsford

Roby

Horsley

Rooney

Horsford

Rostenker

Horsford

Ros-Lehtinen

Horsford

Ross

Horsford

Ross

Horsford

Roths\n
Horsford

Royce

Horsford

Russell

Horsford

Rutherford

Horsford

Scalise

Horsford

Schweikert

Horsford

Scott (IN)

Horsford

Sensenbrenner

Horsford

Sessions

Horsford

Shumlin

Horsford

Shuster

Horsford

Smith

Horsford

Smith (NJ)

Horsford

Smith (TX)

Horsford

Smucker

Horsford

Stefanik

Horsford

Stewart

Horsford

Taylor

Horsford

Tenney

Horsford

Thompson (PA)

Horsford

Thompson (TX)

Horsford

Thompson (NY)

Horsford

Tipton

Horsford

Turner

Horsford

Upton

Horsford

Valadares

Horsford

Wall

Horsford

Walden

Horsford

Walsh

Horsford

Walker

Horsford

Waller

Horsford

Walker

Horsford

Walter

Horsford

Walton

Horsford

Weaver

Horsford

Webber

Horsford

Webb (FL)

Horsford

Weinstein

Horsford

Weinstein

Horsford

Williams

Horsford

Wilson (SC)

Horsford

Wilson

Horsford

Womack

Horsford

Woodall

Horsford

Yoder

Horsford

Yoho

Horsford

Young (AK)

Horsford

Young (LA)
Mr. COOPER. The Speaker said the ayes appeared to have it.

Mr. COOPER. The previous question was ordered. Messrs. RUTHERFORD, COFFMAN, and CUMMINGS, from the Committee of the Whole, reported a resolution, as follows:

[Resolution]

The resolution was agreed to.

The result of the vote was announced as above recorded. A motion to reconsider was laid on the table.

NATIONAL DEFENSE AUTHORIZATION ACT FOR FISCAL YEAR 2019

The SPEAKER pro tempore (Mr. FLEISCHMANN). Pursuant to House Resolution 905 and rule XVIII, the Chair declares the House in the Committee of the Whole House on the state of the Union for the further reconsideration of the bill (H.R. 5515). Will the gentleman from Texas (Mr. POE) kindly take the chair?

The Clerk read the title of the bill.
ANNOUNCEMENT BY THE ACTING CHAIR

The Acting CHAIR. Pursuant to clause 6 of rule XVIII, proceedings will now resume on House amendments that were postponed on which further proceedings were postposed on and on which the noes prevailed by voice vote.

The Clerk will redesignate the amendment.

The Clerk redesignated the amendment.

RECORDED VOTE

The Acting CHAIR. A recorded vote has been demanded.

A recorded vote was ordered.

The Acting CHAIR. This is a 2-minute vote.

The vote was taken by electronic device, and there were—ayes 62, noes 351, not voting 14, as follows:

(Roll No. 219)

AYES—62

Amash  Barrasso  Barr  Bashe  Bonamici  Bouchard  Bosa  Buchanan  Bilirakis  Biggs  Bost  Boyle  Burns  Crenshaw  Crowley  DeLauro  Delahunt  Doyle, Michael F  Duncan (TN)  Ellison  Engel  Eshoo  Noes—351


Black  Costa  Donovan  Higgins (LA)  King (NY)  Lewis (GA)  Pearce  Rogers (KY)  Rooney, Francis  Speier  Stivers  Troy  Zeldin

Announcement by the Acting Chair

Mr. TAKANO changed his vote from “no” to “aye.” So the amendment was rejected.

The result of the vote was announced as above recorded.

Amendment No. 3 offered by Ms. Gabbard

The Acting CHAIR. The unfinished business is the demand for a recorded vote on the amendment offered by the gentleman from Hawaii (Ms. GABBARD) on which further proceedings were postposed and on which the noes prevailed by voice vote.

The Clerk will redesignate the amendment.

The Clerk redesignated the amendment.

Recorded vote

The Acting CHAIR. A recorded vote has been ordered.

A recorded vote was ordered.

The vote was taken by electronic device, and there were—ayes 60, noes 355, not voting 12, as follows:

(Roll No. 220)
ANNOUNCEMENT BY THE Acting CHAIR (during the vote). There is 1 minute remaining.

Mr. CARSON of Indiana changed his vote from ‘aye’ to ‘no.’

So the amendment was rejected.

The result of the vote was announced as above recorded.

Stated against: Ms. DeGETTE. Mr. Chair, during rolloff vote No. 220 on the Gabbard of Hawaii Amendment No. 3 to H.R. 5515, I mistakenly recorded my vote as ‘aye’ when I should have voted ‘nay.’

AMENDMENT NO. 4 OFFERED BY MR. AGUILAR

The Acting CHAIR. The unfinished business is the demand for a recorded vote on the amendment offered by the gentleman from California (Mr. AGUILAR) on which further proceedings were postponed and on which the noes prevailed by voice vote.

The Clerk redesignated the amendment.

RECORDED VOTE

The Acting CHAIR. A recorded vote has been demanded.

The vote was taken by electronic de-

[Roll No. 221]

AYES—198

Abraham, Adam B. (D) 11-21-2018 11-21-2018
Adams, Peter (R) 11-21-2018 11-21-2018
Adams, 1

NOT VOTING—12

Black, 1

Mr. THORNBERRY. Mr. Speaker, I ask unanimous consent that all Members may have 5 legislative days in which to revise and extend their remarks and insert extraneous material on H.R. 5515.

The SPEAKER pro tempore. The SPEAKER pro tempore. We are currently in the Committee of the Whole.

Mr. THORNBERRY. Mr. Speaker, I have been confused by the maze coming and going here.

NATIONAL DEFENSE AUTHORIZATION ACT FOR FISCAL YEAR 2019

GENERAL LEAVE

Mr. THORNBERRY. Mr. Speaker, I ask unanimous consent that all Members may have 5 legislative days in which to revise and extend their remarks and insert extraneous material on H.R. 5515.

The SPEAKER pro tempore. There was no objection.

The SPEAKER pro tempore. Pursuant to House Resolution 908 and rule XVIII, the Chair declares the House in the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 5515) to authorize appropriations for fiscal year 2019 for military activities of the Department of Defense and for military construction, to prescribe military personnel strengths for such fiscal year, and for other purposes, had come to no resolution thereon.

PARLIAMENTARY INQUIRY

Mr. THORNBERRY. Mr. Speaker, I am asking unanimous consent that all Members may have 5 legislative days in which to revise and extend their remarks and insert extraneous material on H.R. 5515.

The SPEAKER pro tempore. The SPEAKER pro tempore. We are currently in the Committee of the Whole.

Mr. THORNBERRY. Mr. Speaker, I have been confused by the maze coming and going here.
military personnel strengths for such fiscal year, and for other purposes, with Mr. Poe of Texas (Acting Chair) in the chair.

The Clerk read the title of the bill. The Acting CHAIR. When the Committee called the order of business earlier today pursuant to House Resolution 905, amendment No. 5 printed in House Report 115-698 offered by the gentleman from California (Mr. GARAMENDI) had been disposed of.

Pursuant to House Resolution 908, no further amendment to the bill, as amended, shall be in order except those printed in House Report 115-702 and amendments en bloc described in section 3 of House Resolution 908.

Each further amendment printed in the report shall be considered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified by the chair and controlled by the chair and ranking minority member of the Committee on Armed Services or their respective designees, shall not be subject to amendment, and shall not be subject to a demand for division of the question.

It shall be in order at any time for the chair of the Committee on Armed Services to designate an en bloc of amendments printed in the report not earlier disposed of. Amendments en bloc shall be considered as read, shall be debatable for 20 minutes equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question.

AMENDMENTS EN BLOC NO. 1 OFFERED BY MR. THORNBERY OF TEXAS

Mr. THORNBERY. Mr. Chairman, pursuant to House Resolution 908, I offer amendments en bloc. The Acting CHAIR. The Clerk will designate the amendments en bloc.

Amendments en bloc No. 1 consisting of amendment Nos. 1, 2, 4, 5, 6, 7, 9, 11, 12, 14, 15, 16, 17, 18, 20, 21, 23, 24, 25, 26, 27, 28, 29, 30, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 44, 45, 46, 47, 48, 49, 51, 52, 53, 54, 55, 56, 57, 58, 59, and 60 printed in House Report 115-702, offered by Mr. THORN- BERRY of Texas:

AMENDMENT NO. 1 OFFERED BY MR. MICHELLE LUJAN GRIISHAM OF NEW MEXICO

At the end of subtitle B of title II, add the following new section:

SEC. 2. ENTREPRENEURIAL EDUCATION PROGRAM; OPEN CAMPUS PROGRAM OF DEPARTMENT OF DEFENSE LABORATORIES.

In order to promote a strong, lasting foundation for the national innovation ecosystem and increase economic and social impact of federally funded research, the Secretary of Defense may—

(1) carry out a program (commonly known as an ‘‘open campus’’) with partnerships with entrepreneurs and commercialization education, training, and mentoring is provided to personnel of Department of Defense laboratories; and

(2) determine eligibility requirements for the program.

AMENDMENT NO. 2 OFFERED BY MS. MICHELLE LUJAN GRIISHAM OF NEW MEXICO

At the end of subtitle B of title II, add the following new section:

SEC. 3. DEPARTMENT OF DEFENSE ENVIRONMENTAL RESTORATION PROGRAMS.

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

(1) The Department of Defense has identified nearly 39,500 sites that fall under the installation restoration program sites and munitions response sites.

(2) The installation response program addresses contamination from hazardous substances, pollutants, or contaminants and active military installations, formerly used defense site properties, and base realignment and closure locations in the United States.

(3) Munitions response sites that are known or suspected to contain unexploded ordnance, discarded military munitions, or munitions constitute are addressed through the military munitions response program.

(4) The installation restoration program sites and munitions response sites have significant impacts on state and local governments that have had to bear the increased costs of environmental degradation, notably groundwater contamination, and local populations that have had to live with the consequences of contaminated drinking water, including increased health concerns and decreasing property values.

(5) Through the end of fiscal year 2017, the Department of Defense had achieved response complete of installation restoration program sites and munitions response sites, but projects that it will fall short of meeting its goal of 90 percent by the end of fiscal year 2018.

(6) The fiscal year 2019 budget request for environmental restoration and base realignment and closure amounted to nearly $1,318,320,000 or $32,899,000 from the amount authorized in the National Defense Authorization Act for Fiscal Year 2018 (Public Law 115-91).

(b) SENSE OF CONGRESS.—It is the sense of Congress that—

(1) the environmental restoration and base realignment and closure programs are important for the protection of the environment, the health of the military and civilian personnel and their families who live and work on military installations, to ensure that current and legacy military operations do not adversely affect the health or environments of surrounding communities;

(2) the Department of Defense and the Armed Forces should expedite and streamline cleanup at locations where contamination is having a direct impact on civilian access to clean drinking water; (3) the Department of Defense and the Armed Forces should expedite and streamline cleanup at locations where contamination is having a direct impact on civilian access to clean drinking water;

(4) the Department of Defense and the Armed Forces should expedite and streamline cleanup at locations where contamination is having a direct impact on civilian access to clean drinking water;

(5) the Department of Defense should seek opportunities to accelerate environmental restoration efforts where feasible, to include programming additional resources for response actions, investing in technology solutions that may expedite response actions, improving contracting procedures, increasing contracting capacity, and increasing research and development efforts to increase cost-effectiveness and efficiency.

(c) BRIEFING REQUIRED.—Not later than 120 days after enactment of this Act, the Assistant Secretary of Defense for Energy, Installations, and Environment shall provide a briefing to the Committees on Armed Services and Appropriations to report on initiatives being pursued to accelerate environmental restoration efforts.

AMENDMENT NO. 3 OFFERED BY MRS. CICILINE OF RHODE ISLAND

At the end of subtitle E of title III, insert the following:

SEC. 3. NOTIFICATION REQUIREMENTS RELATING TO CHANGES TO MILITARY UNIFORM COMPONENTS.

(a) DLA NOTIFICATION.—The Secretary of a military department shall notify the Commander of the Defense Logistics Agency of plans to make changes to a service member uniform or service member uniform component. Such notification shall be made not less than three years prior to the uniform change.

(b) CONTRACTOR NOTIFICATION.—The Commander of the Defense Logistics Agency shall notify a contractor when one of the military services plans to make changes to a military component that is provided by that contractor. Such a notification shall be made not less than 12 months prior to the uniform change.

(c) WAIVER.—If the Commander of a military department or the Commander of the Defense Logistics Agency determines that the notification requirement under subsection (a) would adversely impact operational safety, force protection, or the interests of the United States, the secretary or the Commander may waive such requirement.

AMENDMENT NO. 6 OFFERED BY MR. CONOLLY OF VIRGINIA

At the end of subtitle E of title III, insert the following:

SEC. 3. ASSESSMENT, MONITORING, AND EVALUATION OF SECURITY CO-OPERATION.

(a) ASSESSMENT, MONITORING, AND EVALUATION OF SECURITY CO-OPERATION ACTIVITIES.— Of the amount for Operations and Maintenance, Defense-Wide made available to the Department of Defense Security Cooperation Agency for fiscal year 2019, not less than $12,000,000 shall be allocated for the assessment, monitoring, and evaluation of security cooperation activities in accordance with section 383 of title 10, United States Code.

(b) LIMITATION ON USE OF FUNDS.—Of the amount for Operations and Maintenance, Defense-Wide made available to the Department of Defense, for fiscal year 2019 for activities under section 333 of title 10, United States Code, not less than 50 percent may be expended until the Secretary presents to Congress a written plan for the expenditure of...
the amount allocated under subsection (a), including—
(1) a description of the activities planned for fiscal year 2019 for the evaluation of security concerns across the security cooperation enterprise, including through chapter 16 of title 10, United States Code, the Afghanistan Security Forces Fund, the fund, the counterterrorism threat reduction program, and other security cooperation authorities as appropriate; and
(2) a description of the activities planned for fiscal year 2019 for the training, support, and organization of the Department to effectively carry out responsibilities under section 383 of title 10, United States Code.
(c) In section 402 of division D, relating to operation and maintenance, Navy, reduce the amount for administration, Line 510, by $5,000,000.

AMENDMENT NO. 7 OFFERED BY MR. CRAWFORD OF ARKANSAS
At the end of subtitle E of title III, insert the following:

SEC. 3. JOINT TASK FORCE FOR EXPLOSIVE ORDNANCE DISPOSAL AND COUNTERING IMPROVED EXPLOSIVE DISPOSAL DEVICES, UNITED STATES NORTHERN COMMAND.

(a) PLAN REQUIRED.—Not later than March 1, 2019, the Secretary of Defense shall provide to the Senate Committee on Appropriations, and the House Committee on Appropriations an unclassified plan on how the United States Northern Command will organize a Joint Task Force for Explosive Ordnance Disposal and Countering Improved Explosive Devices, over the full range of military operations, including—
(1) combatant commander’s daily operational requirements on joint mission command of explosive ordnance disposal force planning;
(2) protection of the Commander in Chief and critical infrastructures; and
(3) immediate response assistance to civil authorities on improvised explosive devices, military munitions, and explosives technical advice provided at the incident scene.

(b) ELEMENTS.—The plan required by subsection (a) shall include each of the following:

(1) An identification of the person to whom the commander of the joint task force reports.


(3) An example of the standing execution order of the Joint Chiefs that would identify the rotation of tactical units as forces for the Joint Task Force for Explosive Ordnance Disposal and Countering Improved Explosive Devices during each of fiscal years 2020 through 2025.

(4) A description of whether, in leveraging, integrating, and aligning United States Government efforts, the joint task force plans to detail the explosive ordnance disposal qualified liaison personnel of the joint task force to, or host liaison personnel from, or a combination thereof at any of the following:
(A) The National Joint Terrorism Task Force.

(B) The National Explosives Task Force.

(C) The Critical Incident Response Group.

(D) The Terrorist Explosive Device Analytical Center.

(E) The Bomb Data Center.

(F) The National Center for Explosives Training and Research.

(G) The Hazardous Devices School.

(H) The Office of Bombing Prevention.

AMENDMENT NO. 7 OFFERED BY MS. MICHELLE LUJAN GRISHAM OF NEW MEXICO
At the end of subtitle C of title V, insert the following new section:

SEC. 528. ENTREPRENEURIAL SABBATICAL FOR SCIENTISTS EMPLOYED AT DEFENSE LABORATORIES.

The Secretary of Defense may prescribe regulations that permit scientists employed at defense laboratories to take unpaid sabbaticals from such employment to work in the private sector. Such regulations may address issues including conflict of interest and the risk and impact to national security if critical positions are unfilled due to a sabbatical.

AMENDMENT NO. 11 OFFERED BY MS. KUSTER OF NEW HAMPSHIRE
At the end of subtitle B of title VII, add the following new section:

SEC. 7. REPORT ON MHS GENESIS ELECTRONIC HEALTH RECORD SYSTEM.

Not later than 90 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the Congress a report outlining the corrective actions that were taken based on the results of the Initial Operational Test and Evaluation Report prior to fielding the electronic health record system known as MHS Genesis to additional military medical treatment facilities beyond such facilities participating in the Initial Operational testing and evaluation of MHS Genesis.

AMENDMENT NO. 12 OFFERED BY MR. SCHNEIDER OF ILLINOIS
Page 368, after line 27, insert the following:

(c) IMPROVEMENTS TO TECHNICAL AND BUSINESS ASSISTANCE.—Section 9(q) of the Small Business Act (15 U.S.C. 638(q)) is amended—

(1) in the matter preceding subparagraph (A), by inserting “and business” after “technical”;

(2) in paragraph (1)—

(A) in the matter preceding subparagraph (A), by striking “a vendor selected under paragraph (2)” and inserting “1 or more vendors selected under paragraph (2)(A)”;

(B) by inserting “and business” before “assistance services”;

(C) by inserting “business-related services aimed at improving the commercialization success of a small business concern, that may be either provided under subparagraph (B) by a small business concern that has received multiple Phase II SBIR or STTR awards for a fiscal year.”;

(D) by adding at the end the following:

“(E) MULTIPLE AWARD RECIPIENTS.—The Administrator shall establish a limit on the amount of technical and business assistance that may be received under subparagraph (B) by a small business concern that has received multiple Phase II SBIR or STTR awards for a fiscal year.”;

AMENDMENT NO. 14 OFFERED BY MR. LAWSON OF FLORIDA
At the end of subtitle E, add the following: 

SEC. 861. COMMERCIALIZATION ASSISTANCE PILOT PROGRAM.

Section 9 of the Small Business Act (15 U.S.C. 638b) is amended by adding at the end the following new subsection:

“SUBSECTION B.—COMMERCIALIZATION ASSISTANCE PILOT PROGRAMS.

“(1) PILOT PROGRAMS IMPLEMENTED.—

“(A) IN GENERAL.—Except as provided in this subsection, a covered agency may implement a commercialization assistance pilot program, under which an eligible entity may receive a subsequent Phase II SBIR award.

“(B) EXCEPTION.—If the Administrator determines that a covered agency has a program that is sufficiently similar to the commercialization assistance pilot program established under this subsection, such covered agency shall not be required to implement a commercialization assistance pilot program under this subsection.

“(2) PERCENT OF AGENCY FUNDS.—The head of each covered agency may allocate not more than 5 percent of the funds allocated to the SBIR program of the covered agency for the purpose of making a subsequent Phase II SBIR award under the commercialization assistance pilot program.

“(3) TERMINATION.—A commercialization assistance pilot program established under this subsection shall terminate on September 30, 2022.

“(4) APPLICATION.—To select a small business concern to receive a subsequent Phase II SBIR award under a commercialization assistance pilot program, an eligible entity shall submit to the covered agency implementing such pilot program an application at such time, in such manner, and containing such information as the covered agency may require, including—

“(A) an updated Phase II commercialization plan; and

“(B) the source and amount of the matching funds required under section 4(h).

“(5) MATCHING FUNDING.—

“(A) IN GENERAL.—The Administrator shall require, as a condition of any subsequent Phase II SBIR award, to an eligible entity under this subsection, that a matching amount (excluding any fees collected by the
Page 381, after line 9, insert the following:

SEC. 861. PUERTO RICO BUSINESSES.

(a) DEFINITION OF PUERTO RICO BUSINESS.—Section 3 of the Small Business Act (15 U.S.C. 632) is amended by adding at the end the following new subsection:

(48 U.S.C. 2121) terminates, the Administrator determines appropriate.

(b) DEFINITION OF UNITED STATES VIRGIN ISLANDS BUSINESS.—Section 3 of the Small Business Act (15 U.S.C. 637a) is amended by adding at the end the following new subsection:

(c) PRIORITY FOR SURPLUS PROPERTY TRANSFERS.—Section 7(j)(13)(F) of the Small Business Act (15 U.S.C. 636(j)(13)(F)) is amended by adding at the end the following new paragraph:

Page 381, after line 9, insert the following:

SEC. 861. UNITED STATES VIRGIN ISLANDS SMALL BUSINESS CONTRACTING AS-

ANCE.

(a) SHOULDER TITLE. This section may be cited as the “United States Virgin Islands Small Business Contracting Assistance Act of 2018.”

(b) DEFINITION OF UNITED STATES VIRGIN ISLANDS BUSINESS.—Section 3 of the Small Business Act (15 U.S.C. 632) is amended by adding at the end the following new subsection:

(c) SMALL BUSINESS CREDIT FOR UNITED STATES VIRGIN ISLANDS BUSINESSES.—Section 3 of the Small Business Act (15 U.S.C. 637) is amended by adding at the end the following new subsection:

(d) ADDITIONAL MENTOR-PROTEGE RELATIONSHIPs FOR PROTEGE FIRMS THAT ARE PUERTO RICO BUSINESSES.—(ee) UNITED STATES VIRGIN ISLANDS BUSINESS.—In this Act, the term “United States Virgin Islands business” means a small business concern that has its principal office located in the United States Virgin Islands.”

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(c) SMALL BUSINESS CREDIT FOR UNITED STATES VIRGIN ISLANDS BUSINESSES.—Section 3 of the Small Business Act (15 U.S.C. 637) is amended by adding at the end the following new subsection:
(w) SMALL BUSINESS CREDIT FOR UNITED STATES VIRGIN ISLANDS BUSINESS.—(1) IN GENERAL.—(A) ELIGIBILITY AND CONTRACTING GOALS.—If an agency awards a prime contract to United States Virgin Islands business during the period beginning on the date of enactment and ending on the date that is 4 years after such date of enactment, the value of the contract shall be doubled for purposes of determining compliance with the goals for procurement contracts under subsection (g)(1)(A)(i) during such period.

(2) REPORT.—Along with the report required under subsection (h)(1), the head of each Federal agency shall submit to the Administrator, and make publicly available on the website established in section 886(b) of the National Defense Authorization Act for Fiscal Year 2016 (15 U.S.C. 644 note), an analysis of the number and dollar amount of prime contracts awarded pursuant to paragraph (1) for each fiscal year of the period described in such paragraph.

(f) ADDITIONAL MENTOR-PROTEGE RELATIONSHIPS.—(1) IN GENERAL.—The Administrator is authorized to enter into additional mentor-protege relationships if such relationships are between a covered protege and covered mentor at any time during the 3-year period beginning on the date of enactment of the Small Business Act (15 U.S.C. 636(j)(13)(F)) is amended by adding at the end the following new clause:

new clause:

"(iii)(I) In this clause, the term "covered period" means the period beginning on the date of enactment of this subsection and ending on the date that is 3 years after such date of enactment.

"(ii) The Administrator may transfer technology or surplus property under clause (i) to a United States Virgin Islands business during the covered period if the such business meets the requirements for such a transfer, without regard to whether such business is a Program Participant.

"(b) CONTRIBUTIVES FOR PROTEGE FIRMS THAT ARE UNITED STATES VIRGIN ISLANDS BUSINESS.—(1) IN GENERAL.—Section 45(a) of the Small Business Act (15 U.S.C. 657r(a)) is amended by adding at the end the following new paragraph:

"(1) UNITED STATES VIRGIN ISLANDS BUSINESSES.—During the period beginning on the date of enactment of this paragraph and ending on the date that is 3 years after such date of enactment, the Administrator shall identify potential incentives to a covered mentor that awards a subcontract to its covered protege, including—" (A) positive consideration in any past performance evaluation of the covered mentor; (B) the application of costs incurred for providing training to such covered protege to the subcontracting plan (as required under paragraph (4) or (5) of section 8(d) of the covered mentor; and (C) such other incentives as the Administrator determines appropriate.

"(2) DEFINITIONS.—Section 45(d) of the Small Business Act (15 U.S.C. 657r(d)) is amended by adding at the end the following new subparagraph:

"(4) COVERED MENTOR.—The term "covered mentor" means a mentor that enters into an agreement under this Act, or under any mentor-protege agreements approved under subsection (b)(1), with a covered protege.

"(5) COVERED PROTEGE.—The term "covered protege" means a protege of a covered mentor that is a United States Virgin Islands business.

(1) ADDITIONAL MENTOR-PROTEGE RELATIONSHIPS — For PROTEGE FIRMS That Are United States Virgin Islands BUSINESS.—Section 45(b)(3)(A) of the Small Business Act (15 U.S.C. 657r(b)(3)(A)) is amended by inserting "and for any transaction costs associated with making that loan, that results in the qualified employee trust owning at least 51 percent of the small business concern.

(ii) in subparagraph (B)— (I) in the matter preceding clause (i), by inserting "or by the small business concern" after "the trustee of such trust";

(III) in clause (ii), by striking "and inserting "and for any transaction costs associated with making that loan, that results in the qualified employee trust owning at least 51 percent of the small business concern.

SEC. 8.—OPPORTUNITIES FOR EMPLOYEE-OWNED BUSINESS CONCERNS THROUGH SMALL BUSINESS ADMINISTRATION LOAN PROGRAMS.

(a) DEFINITIONS.—In this subsection— (1) the terms "Administration" and "Administrator" mean the Small Business Administration and the Administrator thereof, respectively; (2) the term "employee-owned business concern" means— (A) a cooperative; and (B) a qualified employee trust;

(b) IN GENERAL.—Section 7(a) of the Small Business Act (15 U.S.C. 636(a)) is amended— (A) in paragraph (15)— (i) in subparagraph (A)— (I) by striking "this subsection to qualified employee trusts and inserting this subsection to qualified employee trusts;" (II) in clause (i), as so designated— (aa) by inserting "and for any transaction costs associated with purchasing," after "purchasing;" (bb) by striking the period at the end and inserting "; and"; and (CC) by adding at the end the following: (ii) to a small business concern under a plan approved by the Administrator, if the proceeds from the loan are only used to make a loan to a qualified employee trust, and for any transaction costs associated with making that loan, that results in the qualified employee trust owning at least 51 percent of the small business concern;

(ii) in subparagraph (B)— (I) in the matter preceding clause (i), by inserting "or by the small business concern" after "the trustee of such trust";

(III) in clause (ii), by striking "and inserting "and for any transaction costs associated with making that loan, that results in the qualified employee trust owning at least 51 percent of the small business concern.

(c) SMALL BUSINESS INVESTMENT COMPANY PROGRAM OUTREACH.—The Administrator shall provide outreach and educational materials to companies licensed under section 301(c) of the Small Business Investment Act of 1958 (15 U.S.C. 661(c)) to increase the use of the small business investment company programs and for any transaction costs associated with making that loan, that results in the qualified employee trust owning at least 51 percent of the small business concern.
crease the number of employee-owned busi-
ness concerns, including transi-
tions to employee-owned business concerns.

(e) SMALL BUSINESS DEVELOPMENT CENTRE
OUTREACH AND ASSISTANCE.—

(1) ESTABLISHMENT.—The Administrator shall establish a Small Business Development Centre Working Group to provide technical assistance and training on the transition to employee ownership through cooperatives and qualified employee trusts.

(2) SMALL BUSINESS DEVELOPMENT CENTRES.—

(A) IN GENERAL.—In carrying out the pro-
gram established under subsection (a), the Administrator shall enter into agreements with small business development centers under which the centers shall—

(i) provide access to information and re-
sources on employee ownership through co-
operatives or qualified employee trusts as a
business success strategy;

(ii) conduct training and educational ac-
tivities; and

(iii) carry out the activities described in
subparagraph (U) of section 21(c)(3) of the
Small Business Act (15 U.S.C. 636(c)(3)).

(B) ADDITIONAL SERVICES.—Section 21(c)(3) of the Small Business Act (15 U.S.C. 636(c)(3)) is amended—

(i) in subparagraph (S), by striking the pe-
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(ii) in subparagraph (T), by striking the pe-
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(iii) by adding at the end the following:

"(U) encouraging and assisting the provi-
dion of the Administration to small business concerns with a focus on transitioning to co-
operatives, as defined in section 7(a)(35), and
qualified employee trusts (collectively re-
ferring to this subparagraph as 'employee-
owned business concerns'), including by—

"(i) providing training to individuals to
promote the successful management, govern-
ance, or operation of a business purchased by
those individuals in the formation of an em-
ployee-owned business concern;

"(ii) assisting employee-owned business con-
cerns that set applicable size standards established under section 3(a) with education and technical assistance with respect to fi-
ancing and contracting programs adminis-
tered by the Administration; and

"(iii) coordinating with lenders on con-
ducting outreach on financing through pro-
grams administered by the Administration that may be used to support the transition of ownership to employees;

"(iv) supporting small business concerns in
exploring or assessing the possibility of
transitioning to an employee-owned business concern; and

"(v) coordinating with the cooperative de-
velopment agencies of the Department of Ag-
riculture, the land grant extension network, the
Manufacturing Extension Partnership, community development financial institu-
tions, trade association associations and
service providers, and local, regional and na-
tional cooperative associations.'

(F) INTERAGENCY WORKING GROUP.—

(1) IN GENERAL.—Not later than 90 days after the date of enactment of this Act, the Administrator (or a designee of the Adminis-
trator) shall coordinate and chair an inter-
agency working group, which shall—

(A) develop recommendations on how Fed-
eral programs can promote, support, and in-
crease the number of employee-owned busi-
nesses or positions within the Defense Finance and
Accounting Services.

AMENDMENT NO. 21 OFFERED BY MR. WILSON OF SOUTH CAROLINA

Page 467, line 19, strike "shall" and insert "should".

AMENDMENT NO. 25 OFFERED BY MR. RUSSELL OF OKLAHOMA

At the end of subpart E of title X, add the following new section:

SEC. 10 . EVALUATION OF PILOT SAFETY BY MILITARY AVIATION AND INSTALLA-
TION ASSURANCE SITING CLEARING-
HOUSE.

(a) IN GENERAL.—Section 183a of title 10, United States Code, is amended—

(1) by striking "videoconferencing" and adding at the end the following:

"4. The term ‘videoconferencing’ means audio-visual transmission by telephone or via electronic resources.

(b) RULE OF CONSTRUCTION.—Nothing in this section shall be construed to require the termination of any personnel or positions within the Defense Finance and

AMENDMENT NO. 23 OFFERED BY MR. POIQUIN OF MAINE

Page 30, after line 20, insert the following:

"(c) RULE OF CONSTRUCTION.—Nothing in this section shall be construed to encourage or require the termination of any personnel or positions within the Defense Finance and

SEC. 10A . REPORT ON FUNDING OF PRODUCT
SUPPORT STRATEGIES.

(a) REPORT REQUIRED.—For each of the fis-
cal years 2020, 2021, and 2022, the Secretary of Defense shall include with the budget for the Department of Defense, as submitted to Con-
gress pursuant to section 1105 of title 31, United States Code, a report regarding the funding for product support strategies for major weapon systems. The Secretary may include in such report as part of the annex required by section 347 of the Na-

(b) CONTENTS.—The report shall include for each major weapon system—

(1) a current estimate of the total funding required for the product support strategy for the lifecycle of the weapon system;

(2) a current estimate of the funding re-
quired for the product support strategy per-
haps appropriated through budget activity, for the weapon system;

(3) a summary of the funding requested for the product support strategy in the future years defense program per year, by appro-
riation and budget activity, for the weapon system;

(4) should the amounts required pursuant to paragraph (2) differ from the amounts re-
quired pursuant to paragraph (3) by more than 5 percent, an explanation for the vari-
ance and a description of the actions that will be taken to mitigate the risk to the sustain-
ment of the weapon system;

(5) a summary of the funding of the weapon sys-
tem during the prior fiscal year; and

(6) should the amounts expended in the prior fiscal year pursuant to paragraph (5) differ from the amounts required for that fis-
cal year, pursuant to paragraph (2) by more than 5 percent, an explanation for the vari-
ance and a description of the actions that will be taken to mitigate the risk to the sustain-
ment of the weapon system.

AMENDMENT NO. 25 OFFERED BY MR. RUSSELL OF OKLAHOMA

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(a) REPORT REQUIRED.—For each of the fis-
cal years 2020, 2021, and 2022, the Secretary of Defense shall include with the budget for the Department of Defense, as submitted to Con-
“(C) significantly impair or degrade the capability of the Department of Defense to—
   "(i) ensure pilot safety;
   "(ii) conduct training, research, development, testing, and evaluation, and operations; or
   "(iii) maintain military readiness.
   
   (b) CONFORMING AMENDMENT.—Section 44718 of title 49, United States Code, is amended by striking "unacceptable risk to the national security of the United States" each place it appears and inserting "unacceptable risk to military operations and readiness.

AMENDMENT NO. 26 OFFERED BY MR. HASTINGS OF FLORIDA

At the end of subtitle G of title X, add the following new section:

SEC. 10. REPORT ON USE AND AVAILABILITY OF MILITARY INSTALLATIONS FOR DISASTER RESPONSE.

(a) REPORT REQUIRED.—Not later than 90 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the congressional defense committees a report that identifies—
   (1) each military installation that has been made available to the Department of Homeland Security for disaster response for the past 10 fiscal years; and
   (2) military installations assessed to be available in support of fast response to disaster.

(b) ELEMENTS.—The report required under subsection (a) shall include the following:
   (1) for each military installation identified under subsection (a)(1)—
      (A) the name of the installation;
      (B) the location of the installation, including the State and Congressional District;
      (C) a description of the infrastructure and equipment made available at the installation; and
      (D) a description of personnel made available for disaster response.
   (2) for each military installation identified under subsection (a)(2)—
      (A) the name of the installation;
      (B) the location of the installation, including the State and Congressional District;
      (C) a description of the infrastructure and equipment available to be provided at the installation; and
      (D) a description of personnel to be available for disaster response.

AMENDMENT NO. 27 OFFERED BY MR. ADAMS OF NORTH CAROLINA

At the end of subtitle G of title X of the bill, add the following new section:

SEC. 10. PROMOTING FEDERAL PROCUREMENT WITH HISTORICALLY BLACK COLLEGES AND UNIVERSITIES AND MINORITY INSTITUTIONS.

(a) IN GENERAL.—The head of an executive agency, or a contracting officer where applicable, shall—
   (1) assist historically Black colleges and universities and minority institutions to develop capable, self-sustaining businesses capable of competing on an equal basis in the mainstream of the United States economy; and
   (2) promote Federal procurement with historically Black colleges and universities and minority institutions by establishing—
      (A) goals of not less than 10 percent for historically Black colleges and universities and minority institutions;
      (B) requirements that prime contractors and any other recipients of Federal funds attain similar participation goals in their procurement; and
      (C) other mechanisms that ensure historically Black colleges and universities and minority institutions have a fair opportunity to participate in Federal procurement.

(b) DEFINITIONS.—In this section:
   (1) the term "executive agency" has the meaning given the term in section 313 of title 44, United States Code.
   (2) the term "historically Black college and university" has the meaning given that term in section 631 of the Higher Education Act of 1965 (20 U.S.C. 1159).
   (3) the term "Minority Institution" has the meaning given that term in section 365 of the Higher Education Act of 1965 (20 U.S.C. 1070).

AMENDMENT NO. 28 OFFERED BY MR. SESSIONS OF TEXAS

Page 512, beginning line 20, insert the following:

(b) DISTRIBUTION OF CORPORATION ASSISTANCE ABROAD THROUGH DEPARTMENT OF DEFENSE.—
   (1) ACCEPTANCE AND COORDINATION OF ASSISTANCE.—The Secretary of Defense may, subject to the availability of appropriations for such purpose, and in accordance with guidance reviewed or issued under section 1086 of the National Defense Authorization Act for Fiscal Year 2018 (Public Law 115-91), and guidance issued by the Secretary developed with the concurrence of the Secretary of State and the Administrator of the United States Agency for International Development—
      (A) accept from Spirit of America, a federally-chartered corporation under chapter 2005 of title 36, United States Code (as added by subsection (a) of this section), humanitarian, economic, and other nonlethal assistance funded by private funds in the carrying out of the purposes of the corporation; and
      (B) respond to requests from the corporation for the identification of the needs of local populations abroad for assistance, and coordinate with the corporation in the provision and distribution of such assistance, in the carrying out of such purposes.
   (2) DISTRIBUTION OF ASSISTANCE TO LOCAL POPULATIONS.—In accordance with guidance issued by the Secretary of Defense developed with the concurrence of the Secretary of State and the Administrator of the United States Agency for International Development, members of the Armed Forces abroad may provide local populations abroad humanitarian, economic, and other nonlethal assistance provided to the Department by the corporation pursuant to this subsection.
   (3) SCOPE OF GUIDANCE.—The guidance issued pursuant to this subsection shall ensure that any assistance provided pursuant to this subsection shall be for purposes of supporting the mission or missions of the Department of Defense and the Armed Forces for which such assistance is provided by the corporation.
   (4) DEPARTMENT OF DEFENSE SUPPORT FOR CORPORATION ACTIVITIES.—In accordance with guidance issued by the Secretary of Defense, the Department of Defense and the Armed Forces may, subject to the availability of appropriations for such purpose—
      (A) provide transportation, lodging, storage, and other logistical support—
         (i) to personnel of the corporation (whether in the United States or abroad) who are carrying out the purposes of the corporation; and
         (ii) in connection with the acceptance and distribution of assistance provided by the corporation;
      (B) use assets of the Department and the Armed Forces in the provision of support described in subparagraph (A).

AMENDMENT NO. 29 OFFERED BY MR. SMITH OF WASHINGTON

Add at the end of title X the following:

SEC. 11. CLARIFICATION OF REIMBURSABLE LOWED COSTS OF FAA MEMORANDA OF AGREEMENT.

Section 47504(c)(2) of title 49, United States Code, is amended—

(1) in subparagraph (D) by striking "and" at the end;
(2) in subparagraph (E) by striking the period at the end and inserting "; and"; and
(3) by adding at the end the following:
   "(F) to an airport operator of a congested airport (as defined in section 47179) and a unit of local government referred to in paragraph (1)(B) to carry out a project to mitigate noise, if the project—
   "(i) consists of—
       (I) replacement windows, doors, and the installation of through-the-wall air conditioning units; or
       (II) acquisition and installation of the windows, doors, and other noise mitigation elements to be used in a school reconstruction if reconstruction is the preferred local solution; and
   "(ii) is located at a school near the airport; and
   "(iii) is included in a memorandum of agreement entered into prior to September 30, 2002, even if the airport has not met the requirements of part 150 of title 14, Code of Federal Regulations, and only if the financial limitations of the memorandum are applied.".

AMENDMENT NO. 30 OFFERED BY MR. JODY B. HICK OF GEORGIA

Page 561, after line 11, insert the following:

SEC. 11. PRESIDENTIAL ALLOWANCE MODERNIZATION.

(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 29, 1958 (commonly known as the "Former Presidents Act of 1958") (3 U.S.C. 102 note), is amended—

(1) by redesignating subsections (f) and (g) as subsections (h) and (i), respectively;
(2) by striking the matter preceding subsection (e) and inserting the following:
   "(a) ANNUITIES AND ALLOWANCES.—
   "(1) ANNUITY.—Each former President shall be entitled to receive from the United States an annuity, subject to subsections (b) and (c), equal to—
      (A) at the rate of $200,000 per year; and
      (B) which shall commence on the date after the date on which an individual becomes a former President.
   "(2) ALLOWANCE.—The General Services Administration is authorized to provide each former President a monetary allowance, subject to appropriations and subsections (b), (c), and (d), at the rate of—
      (A) $500,000 per year for 5 years beginning on the date after the last day of the period described in the first sentence of section 5 of the Presidential Transition Act of 1963 (3 U.S.C. 102 note);
      (B) $350,000 per year for the 5 years following the 5-year period under subparagraph (A); and
      (C) $250,000 per year thereafter.
   "(b) DURATION; FREQUENCY.—
   "(1) IN GENERAL.—The annuity and monetary allowance under subsection (a) shall—
      (A) terminate on the date that is 30 days after the date on which the former President dies; and
      (B) be payable by the Secretary of the Treasury on a monthly basis.
   "(2) APPOINTEE OR ELECTIVE POSITIONS.—The annuity and monetary 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 monetary allowance under subsection (a) that commenced before that date shall be increased by the 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 may not exceed the amount determined under paragraph (4) unless the former President, on a reimbursable basis, returns any surplus to the Treasury's delegate.

(2) DEFINITIONS.—

(A) IN GENERAL.—For purposes of paragraph (1), the term ‘reimbursable amount’ means, with respect to any former President and in connection with any 12-month period, the amount payable under subsection (a)(2) to the former President for any purposes for which the Secretary determines is necessary for purposes of calculating the applicable reduction amount under paragraph (2) of this subsection.

(B) JOINT RETURNS.—In the case of a joint return, 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 increased by the percentage by which the rate of basic federal old-age insurance benefits under title II of the Social Security Act (42 U.S.C. 415(i)) is increased, effective as of the date of enactment of this Act.

(D) CONFORMING AMENDMENTS.—

(2) FURNISHINGS AND EQUIPMENT.—

(i) OFFICE SPACE.—The Administrator of General Services (referred to in this subsection as the ‘Administrator’) shall, at the request of a former President, on a reimbursable basis, provide suitable office space, as determined by the Administrator, in a place within the United States at the request of the former President.

(ii) FURNISHINGS AND EQUIPMENT.—

(A) REIMBURSABLE.—The Secretary shall provide the former President with suitable office furnishings and equipment on a reimbursable basis.

(B) WITHOUT REIMBURSEMENT.—

(i) GRANDFATHERED FORMER PRESIDENTS.—In the case of any individual who is a former President on the date of enactment of the Presidential Allowance Modernization Act of 2017, the former President may retain without reimbursement any furniture and equipment in the possession of the former President.

(ii) PRESIDENTIAL TRANSITION ACT.—A former President may retain without reimbursement any furniture or equipment acquired under section 5 of the Presidential Transition Act of 1963 (3 U.S.C. 102 note).

(iii) EXCESS FURNITURE AND EQUIPMENT.—

The Administrator may provide excess furniture and equipment to the office of a former President for any purpose other than necessary transportation costs.

(e) RULE OF CONSTRUCTION.—Nothing in this section or an amendment made by this section shall be construed to affect—

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

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

(3) funding for any office space lease in effect on the day before the date of enactment of this Act under subsection (c) of the first section of the Former Presidents Act of 1958 (as in effect on the day before the date of enactment of this Act) until the expiration date contained in the lease, if the lease was submitted to the Committee on Oversight and Government Reform of the House of Representatives on April 12, 2017.

(f) TRANSITION RULES.—

(1) FORMER PRESIDENTS.—In the case of any individual who is a former President on the date of enactment of this Act, the amendments made by subsection (c) of the first section of the Former Presidents Act of 1958 shall not be applied as if the commencement date referred to in subsection (c)(1) of the first section of the Former Presidents Act of 1958, as
amended by subsection (b)(1), coincided with the date that is 180 days after the date of enactment of this Act.

(g) 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 subsection (a), shall apply to the monetary allowance of the former President, except to the extent that the application of the limitation under subsection (d)(1) of the former President payments using the monetary allowance, as determined by the Administrator of General Services.

AMENDMENT NO. 39 OFFERED BY MR. BRENDAN F. BOYLE OF PENNSYLVANIA

At the end of subtitle F of title XII, add the following new section:

SEC. 12. REPORT ON RUSSIA'S SUPPORT FOR THE TALIBAN AND OTHER DESTABILIZING ACTIVITIES IN AFGHANISTAN.

The Secretary of State and the Secretary of Defense shall jointly submit to the Congress and the appropriate congressional committees a report on the support to the Taliban and other elements in Afghanistan, including the following:

(a) Statement of Policy.—It is the policy of Congress that—

(1) the intelligence community should dedicate resources to further expose key networks and individuals involved in the Taliban and other elements in Afghanistan;

(2) the President should work with the Governments of Pakistan and Iran to prevent the Taliban and other elements from receiving support from their Governments; and

(b) Report.—Not later than 60 days after the date of enactment of this Act, and annually thereafter, the Secretary of State and the Secretary of Defense shall submit to the Congress and the appropriate committees a report that includes—

(1) a comprehensive report on the support provided to the Taliban and other elements in Afghanistan, including the following:

(A) the location of such accounts, holdings, or assets;

(B) the contents of such accounts or the amount held through such holdings or assets;

(C) the location, size, and contents of any accounts or assets of any oligarch listed pursuant to section 2(b)(6) of the Countering America's Adversaries Through Sanctions Act (Public Law 115–44; 131 Stat. 922); and

(D) any "front" or shell companies, or other intermediaries, used by senior officials of the Russian Government to hide assets from public disclosure.

(c) Form.—The report required under subsection (b) shall be submitted in classified form.

(d) Reasonable Attempt to Issue Unclassified Report.—Not later than 60 days after the date of submission of the report required under subsection (b), the Secretary of the Treasury shall—

(1) publish an unclassified version of such report on a publicly available website of the Department of the Treasury; or

(2) submit a notification to Congress describing the reasons the Secretary has determined that such release is not possible.

AMENDMENT NO. 39 OFFERED BY MR. BRENDAN F. BOYLE OF PENNSYLVANIA

Add at the end of subtitle D of title XII the following:

SEC. 12. REVIEW OF CONTROLLED ITEMS WITH RESPECT TO CHINA.

Not later than 180 days after the date of enactment of this Act, the Secretary of Defense and the Committee on Foreign Relations of the House of Representatives and the Committee on Foreign Relations of the Senate shall submit to Congress a report documenting the determination of the office of the Director of National Intelligence that China is receiving significant exports of technology that would be subject to the United States government, if it were to the United States to any group that is, or that is known to be affiliated with, the Iranian Revolutionary Guard Corps-Quds Force or other state sponsor of terrorism.

At the end of subtitle E of title XII, add the following new section:

SEC. 12. UNITED STATES CYBERSECURITY COOPERATION WITH UKRAINE.

(a) Statement of Policy.—It is the policy of the United States to—

(1) reaffirm the United States-Ukraine Charter on Strategic Partnership, which highlights the importance of the bilateral relationship and outlines enhanced cooperation with respect to cybersecurity, economic reform and security, trade, energy security, democracy, and cultural exchanges;

(2) continue cooperation between NATO and Ukraine;

(3) support Ukraine’s economic reforms;

(4) reaffirm the commitment of the United States to the Budapest Memorandum on Security Assurances;

(5) assist Ukraine's efforts to enhance its cybersecurity capabilities; and

(6) remove Ukraine's military equipment embargo to respond to Russian-supported information and propaganda campaigns in cyberspace, including through social media and other outlets.

(b) Report.—Not later than 180 days after the date of enactment of this Act, the Secretary of State and the Committee on Foreign Relations of the Senate shall submit to Congress a report on the support provided to Ukraine, including the following:

(1) the strategic objectives of the United States in Ukraine, including humanitarian support to civilian populations under threat of famine, and the criteria for determining the success of such objectives.

(2) A description of efforts to coordinate civilian and military efforts with respect to Yemen.

(3) A description of the diplomatic strategy with respect to regional partners seeking to end the civil war in Yemen.

AMENDMENT NO. 38 OFFERED BY MR. CROWLEY OF NEW YORK

At the end of subtitle F of title XII, add the following:

SEC. 12. UNITED STATES SECURITY AND HUMANITARIAN SUPPORT STRATEGY FOR YEMEN.

Not later than 90 days after the date of enactment of this Act, the Secretary of State and the Secretary of Defense, in coordination with the Administrator of the United States Agency for International Development, shall jointly submit to Congress a comprehensive report on United States security and humanitarian interests in Yemen, including the following:

(1) The strategic objectives of the United States in Yemen, including humanitarian support to civilian populations under threat of famine, and the criteria for determining the success of such objectives.

(2) A description of efforts to coordinate civilian and military efforts with respect to Yemen.

(3) A description of the diplomatic strategy with respect to regional partners seeking to end the civil war in Yemen.
respond to cyber incidents, including through training, education, technical assistance, capacity building, and cybersecurity risk management strategies.

(2) The potential for new areas of collaboration and mutual assistance between the United States and Ukraine in addressing shared cyber challenges, including cybersecurity, digital infrastructure protection, and resilience against botnets and other automated, distributed threats.

(3) NATO’s efforts to help Ukraine develop technical capabilities to counter cyber threats.

AMENDMENT NO. 46 OFFERED BY MR. HUNTER OF CALIFORNIA

At the end of subtitle F of title XII, add the following section:

SEC. 12. BRIEFING ON CHINA’S MILITARY INSTALLATION IN THE REPUBLIC OF DJIBOUTI.

(a) BRIEFING REQUIRED.—Not later than 30 days after the date of the enactment of this Act, the Secretary of Defense, in coordination with the Secretary of State, shall brief the appropriate congressional committees on the following:

(1) An assessment of the impact of the People’s Republic of China’s first overseas military installation in the Republic of Djibouti on the ability of the United States forces to operate in the region.

(2) An assessment of China’s ability to obtain sensitive information and impact operations from Camp Lemonnier in Djibouti, the largest United States military installation on the African continent.

(3) An assessment of the ability of the President of Djibouti to terminate by all methods, including by simple decree, the Department of Defense’s lease agreement governing operation of Camp Lemonnier.

(4) An assessment of the impact of the Chinese base in Djibouti on security and safety of United States personnel in Djibouti.

(5) An assessment of the status of China’s compliance with the “Protocol on Blinding Laser Weapons” that forbids employment of laser weapons.

(6) An assessment of the laser attack in Djibouti that injured United States airmen.

(7) An assessment of the Chinese base in Djibouti on security and safety of United States personnel in Djibouti.


(b) REPORT.—Not later than 180 days after the date of the enactment of this Act, each Secretary concerned shall submit to the appropriate congressional committees a report on the study conducted under subsection (a).

AMENDMENT NO. 47 OFFERED BY MS. NORTON OF THE DISTRICT OF COLUMBIA

At the end of subtitle F of title XII, add the following section:

SEC. 2822. LAND EXCHANGE, NAVAL SUPPORT ACTIVITY, WASHINGTON NAVY YARD, DISTRICT OF COLUMBIA.

(a) EXCHANGE OF PROPERTY INTERESTS AUTHORIZED.—

(1) CONSIDERATION.—As consideration for the land conveyance, deed restriction, replacement of real property improvements, and installation of fencing authorized under this section, the Secretary shall receive under this section be paid, directly or through the Air Force design and construction agent or any other agent performing design or construction of the real property improvements described in subsection (a)(3),

(2) PAYMENT OF COSTS OF CONVEYANCES.—

(b) CONSIDERATION.—As consideration for the land conveyance, deed restriction, replacement of real property improvements, and installation of fencing authorized under this section, the Secretary shall require that any cash consideration to be received under this section be paid, directly or through the Air Force design and construction agent or any other agent performing design or construction of the real property improvements described in subsection (a)(3),

(c) DESCRIPTION OF PROPERTY.—The exact acreage and legal description of the real property to be exchanged under this section shall be determined by a survey satisfactory to the Secretary.

(d) ADDITIONAL TERMS AND CONDITIONS.—The Secretary may require such additional terms and conditions in connection with the land exchange and other transactions under this section as the Secretary considers appropriate to protect the interests of the United States. Without limiting the foregoing, the Secretary may establish a deed restriction on any part of the 58 acres described in subsection (a)(1) to accommodate existing Quantity Distance arcs.

Page 567, insert after line 9 the following new section and redesignate the succeeding sections accordingly:

SEC. 2822. LAND EXCHANGE, NAVAL SUPPORT ACTIVITY, WASHINGTON NAVY YARD, DISTRICT OF COLUMBIA.

(a) EXCHANGE OF PROPERTY INTERESTS AUTHORIZED.—

(1) CONSIDERATION.—As consideration for the land conveyance, deed restriction, replacement of real property improvements, and installation of fencing authorized under this section, the Secretary shall require that any cash consideration to be received under this section be paid, directly or through the Air Force design and construction agent or any other agent performing design or construction of the real property improvements described in subsection (a)(3),

(2) PAYMENT OF COSTS OF CONVEYANCES.—

(3) DESCRIPTION OF PROPERTY.—The exact acreage and legal description of the real property to be exchanged under this section shall be determined by a survey satisfactory to the Secretary.

(d) ADDITIONAL TERMS AND CONDITIONS.—The Secretary may require such additional terms and conditions in connection with the land exchange and other transactions under this section as the Secretary considers appropriate to protect the interests of the United States. Without limiting the foregoing, the Secretary may establish a deed restriction on any part of the 58 acres described in subsection (a)(1) to accommodate existing Quantity Distance arcs.

Page 567, insert after line 9 the following new section and redesignate the succeeding sections accordingly:

SEC. 2822. LAND EXCHANGE, NAVAL SUPPORT ACTIVITY, WASHINGTON NAVY YARD, DISTRICT OF COLUMBIA.

(a) EXCHANGE OF PROPERTY INTERESTS AUTHORIZED.—

(1) CONSIDERATION.—As consideration for the land conveyance, deed restriction, replacement of real property improvements, and installation of fencing authorized under this section, the Secretary shall require that any cash consideration to be received under this section be paid, directly or through the Air Force design and construction agent or any other agent performing design or construction of the real property improvements described in subsection (a)(3),

(2) PAYMENT OF COSTS OF CONVEYANCES.—

(3) DESCRIPTION OF PROPERTY.—The exact acreage and legal description of the real property to be exchanged under this section shall be determined by a survey satisfactory to the Secretary.

(d) ADDITIONAL TERMS AND CONDITIONS.—The Secretary may require such additional terms and conditions in connection with the land exchange and other transactions under this section as the Secretary considers appropriate to protect the interests of the United States. Without limiting the foregoing, the Secretary may establish a deed restriction on any part of the 58 acres described in subsection (a)(1) to accommodate existing Quantity Distance arcs.

Page 567, insert after line 9 the following new section and redesignate the succeeding sections accordingly:

SEC. 2822. LAND EXCHANGE, NAVAL SUPPORT ACTIVITY, WASHINGTON NAVY YARD, DISTRICT OF COLUMBIA.

(a) EXCHANGE OF PROPERTY INTERESTS AUTHORIZED.—

(1) CONSIDERATION.—As consideration for the land conveyance, deed restriction, replacement of real property improvements, and installation of fencing authorized under this section, the Secretary shall require that any cash consideration to be received under this section be paid, directly or through the Air Force design and construction agent or any other agent performing design or construction of the real property improvements described in subsection (a)(3),

(2) PAYMENT OF COSTS OF CONVEYANCES.—

(3) DESCRIPTION OF PROPERTY.—The exact acreage and legal description of the real property to be exchanged under this section shall be determined by a survey satisfactory to the Secretary.

(d) ADDITIONAL TERMS AND CONDITIONS.—The Secretary may require such additional terms and conditions in connection with the land exchange and other transactions under this section as the Secretary considers appropriate to protect the interests of the United States. Without limiting the foregoing, the Secretary may establish a deed restriction on any part of the 58 acres described in subsection (a)(1) to accommodate existing Quantity Distance arcs.
Secretary considers appropriate to protect the interests of the United States.

(2) INTERESTS TO BE ACQUIRED.—In exchange for the property interests described in paragraph (1) of this subsection, the Secretary shall acquire parcels at the Southeast Federal Center in the vicinity of the Washington Navy Yard, replacement of facilities being conveyed of equal value and use determined by the Secretary, and any additional consideration the Secretary feels is appropriate, including maintenance, repair, or restoration of the property, facility, or infrastructure under the jurisdiction of the Secretary.

(b) VALUATION.—The value of the property interests to be exchanged by the Secretary described in subsections (a)(1) and (a)(2) shall be determined—

(1) by an independent appraiser selected by the Secretary; and

(2) in accordance with the Uniform Appraisal Standards for Federal Land Acquisitions and the Uniform Standards of Professional Appraisal Practice.

(c) EQUALIZATION PAYMENTS.—

(1) IN GENERAL.—If the value of the property interests described in subsection (a)(1) is greater than the value of the property interests described in subsection (a)(2), the values shall be equalized through a cash equalization payment to the Department of the Navy.

(2) NO EQUALIZATION.—If the value of the property interests described in subsection (a)(2) is greater than the value of the property interests described in subsection (a)(1), the Secretary shall not make a cash equalization payment to equalize the values.

(d) PAYMENT OF COSTS OF CONVEYANCE.—

(1) PAYMENT REQUIRED.—The Secretary shall require the other party in this land exchange to cover costs to be incurred by the Secretary, or to reimburse the Secretary for such costs incurred, to carry out the land exchange under this section, including survey costs, costs for environmental documentation, other administrative costs related to the land exchange, and all costs associated with relocation of activities and facilities to the replacement location. If amounts collected by the Secretary in respect of payments under this subsection exceed the costs actually incurred by the Secretary to carry out the land exchange, the Secretary shall refund the excess amount.

(2) TREATMENT OF AMOUNTS RECEIVED.—Amounts received shall be credited to the fund or account that was used to cover those costs incurred by the Secretary in carrying out the land exchange. Amounts so credited shall be merged with amounts in such fund or account, and shall be available for the same purposes, and subject to the same conditions and limitations, as amounts in such fund or account.

(e) DESCRIPTION OF PROPERTY.—The exact acreage and legal description of the property to be exchanged under this section shall be determined by surveys satisfactory to the Secretary of the Navy.

(f) CONVEYANCE AGREEMENT.—The exchange of real property interests under this section shall be accomplished using an appropriate legal instrument and upon terms and conditions mutually satisfactory to both parties, including supplementary terms and conditions as the Secretary considers appropriate to protect the interests of the United States.

AMENDMENT NO. 48 OFFERED BY MR. BEYER OF VIRGINIA

Page 889, insert after line 13 the following:

SEC. 2826. COMMENMEMORATION OF FREEDMAN'S VILLAGE, ARLINGTON COUNTY, VIRGINIA.

(a) PERMANENT EASEMENT.—The Secretary of the Army is directed to grant to Arlington County, Virginia, a permanent easement of approximately 0.6 acres of land within the right-of-way of Southgate Road to the south and west of Hobson Drive and west of the planned joint base access road that is also continuous with Foxcroft Heights Park for the purpose of commemorating Freedman's Village.

(b) RELOCATION OF COMMEMORATION IN EVENT LOCATION IS USED FOR BURIAL PURPOSES.—The Arlington National Cemetery subsequently acquires the property used for the commemoration described under subsection (a) for burial purposes, the Army shall relocate any commemoration of Freedman's Village to an appropriate location.

(c) REIMBURSEMENT.—The Secretary of Defense may accept reimbursement from Arlington County for any costs associated with commemorating Freedman's Village.

AMENDMENT NO. 49 OFFERED BY MR. LAMALFA OF CALIFORNIA

Page 897, insert after line 12 the following:

SEC. 2845. RESTRICTIONS ON REHABILITATION OF MARYLAND SUPREME COURT BUILDING.

(a) DESCRIPTION OF PROPERTY.—The exact area of the property to be acquired by the State of Maryland for rehabilitation of the Maryland Supreme Court Building includes approximately 0.3 acres of land within the right-of-way of Chesapeake Street to the south and west of Southgate Road to the north and east of the State House in Annapolis, Maryland.

(b) VALUATION.—The value of the property described in subsection (a) shall be determined by the Secretary, and any additional costs associated with relocation of activities and facilities to the land exchange, and all costs associated with the Uniform Standards of Professional Appraisal Practice.

(c) EQUALIZATION PAYMENTS.—

(1) IN GENERAL.—If the value of the property interests described in subsection (a)(1) is greater than the value of the property interests described in subsection (a)(2), the values shall be equalized through a cash equalization payment to the Department of the Navy.

(2) NO EQUALIZATION.—If the value of the property interests described in subsection (a)(2) is greater than the value of the property interests described in subsection (a)(1), the Secretary shall not make a cash equalization payment to equalize the values.

(d) PAYMENT OF COSTS OF CONVEYANCE.—

(1) PAYMENT REQUIRED.—The Secretary shall require the other party in this land exchange to cover costs to be incurred by the Secretary, or to reimburse the Secretary for such costs incurred, to carry out the land exchange under this section, including survey costs, costs for environmental documentation, other administrative costs related to the land exchange, and all costs associated with relocation of activities and facilities to the replacement location. If amounts collected by the Secretary in respect of payments under this subsection exceed the costs actually incurred by the Secretary to carry out the land exchange, the Secretary shall refund the excess amount.

(2) TREATMENT OF AMOUNTS RECEIVED.—Amounts received shall be credited to the fund or account that was used to cover those costs incurred by the Secretary in carrying out the land exchange. Amounts so credited shall be merged with amounts in such fund or account, and shall be available for the same purposes, and subject to the same conditions and limitations, as amounts in such fund or account.

(e) DESCRIPTION OF PROPERTY.—The exact acreage and legal description of the property to be exchanged under this section shall be determined by surveys satisfactory to the Secretary of the Navy.

(f) CONVEYANCE AGREEMENT.—The exchange of real property interests under this section shall be accomplished using an appropriate legal instrument and upon terms and conditions mutually satisfactory to both parties, including supplementary terms and conditions as the Secretary considers appropriate to protect the interests of the United States.

AMENDMENT NO. 51 OFFERED BY MR. PANETTA OF CALIFORNIA

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

SEC. 31. ACCELERATION OF REPLACEMENT OF CESIUM BLOOD IRRADIATION SOURCES.

(a) GOAL.—The Administrator for Nuclear Regulatory Commission, the Food and Drug Administration, and the Secretary of Veterans Affairs shall ensure that the government's usage of cesium blood irradiation devices, in the United States, is reduced by 50 percent of the per-device cost of replacing existing cesium blood irradiation devices with very similar devices in the United States, including the number, general location, and user type, by December 31, 2027.

(b) PREREQUISITES.—To meet the goal specified by subsection (a), the Administrator shall carry out the covered programs in a manner that—

(1) is voluntary for owners of blood irradiation devices;

(2) allows for the United States, subject to the review of the Administrator, to pay up to 50 percent of the per-device cost of replacing cesium blood irradiation devices covered by the programs;

(3) allows for the United States to pay up to 100 percent of the cost of removing and disposing of cesium sources retired from service by the programs; and

(4) replaces such devices with x-ray irradiation devices or other devices approved by the Food and Drug Administration that provide significant threat reduction as compared to cesium chloride irradiators.

(c) REPORT.—Not later than 180 days after the date of the enactment of this Act, the Administrator shall submit to the appropriate congressional committees a report on the covered programs, including—

(1) identification of each cesium chloride blood irradiation device in the United States, including the number, general location, and user type;

(2) a plan for achieving the goal established by subsection (a); and

(3) a methodology for prioritizing replacement of such devices, which takes into account irradiation age and prior material security initiatives.

(d) SUNSET.—Subsection (a) shall terminate on December 31, 2027.

AMENDMENT NO. 52 OFFERED BY MR. HUNTER OF CALIFORNIA

Add at the end the following:

DIVISION 5—COAST GUARD AUTHORIZATION ACT OF 2017

SEC. 1. SHORT TITLE.

This Act may be cited as the “Coast Guard Authorization Act of 2017”.

SEC. 2. TABLE OF CONTENTS.

The table of contents for this division is as follows:

Sec. 101. Initial matters.
Sec. 102. Subtitle I.
Sec. 103. Chapter 1.
Sec. 104. Chapter 2.
Sec. 105. Chapter 3.
Sec. 106. Chapter 4.
Sec. 107. Chapter 5.
Sec. 108. Chapter 6.
Sec. 109. Subtitle II.
Sec. 110. Chapter 19.
Sec. 111. Part II.
Sec. 112. Chapter 21.
Sec. 113. Chapter 23.
Sec. 114. Chapter 25.
Sec. 115. Part III.
Sec. 116. Chapter 27.
Sec. 117. Chapter 29.
Sec. 118. Subtitle III and chapter 37.
Sec. 119. Chapter 39.
Sec. 120. Chapter 41.
Sec. 121. Subtitle IV and chapter 49.
Sec. 122. Chapter 51.
Sec. 123. References.
Sec. 124. Rule of construction.

TITLE II—AUTHORIZATIONS
Sec. 201. Amendments to title 14, United States Code, as amended by title I of this division.
Sec. 203. Authorized levels of military strength and training.
Sec. 204. Authorization of amounts for Fast Response Cutters.
Sec. 205. Authorization of amounts for shore side infrastructure.
Sec. 206. Authorization of amounts for aircraft improvements.

TITLE III—COAST GUARD
Sec. 301. Amendments to title 14, United States Code, as amended by title I of this division.
Sec. 302. Primary duties.
Sec. 303. National Coast Guard Museum.
Sec. 304. Unmanned aircraft.
Sec. 305. Coast Guard health-care professionals; licensure portability.
Sec. 306. Training; emergency response providers.
Sec. 307. Incentive contracts for Coast Guard yard and industrial establishments.
Sec. 308. Confidential investigatory expenses.
Sec. 309. Regular captains; retirement.
Sec. 310. Conversion, alteration, and repair projects.
Sec. 311. Contracting for major acquisitions.
Sec. 312. Officer promotion zones.
Sec. 313. Cross reference.
Sec. 314. Commissioned service retirement.
Sec. 315. Leave for birth or adoption of child.
Sec. 316. Clothing at time of discharge.
Sec. 317. Unfunded priorities list.
Sec. 318. Safety of vessels of the Armed Forces.
Sec. 319. Protecting against unmanned aircraft.
Sec. 320. Air facilities.

TITLE IV—PORTS AND WATERWAYS SAFETY
Sec. 402. Conforming amendments.
Sec. 403. Transitional and savings provisions.
Sec. 404. Rule of construction.
Sec. 405. Advisory committee; repeal.
Sec. 406. Regattas and marine parades.
Sec. 407. Regulation of vessels in territorial waters of United States.
Sec. 408. Port, harbor, and coastal facility security.

TITLE V—MARITIME TRANSPORTATION SAFETY
Sec. 501. Consistency in marine inspections.
Sec. 502. Unmarked and passenger vessels in St. Louis County, Minnesota.
Sec. 503. Engine cut-off switch requirements.
Sec. 504. Extension by subchapter survival craft requirements.
Sec. 505. Safety standards.
Sec. 506. Fishing safety grants.
Sec. 507. Fishing, fish tender, and fish processing vessel certification.
Sec. 508. Deadline for compliance with alternative safety compliance program.
Sec. 509. Termination of unsafe operations; technical correction.
Sec. 510. Technical corrections; Licenses, certificates of registry, and merchant mariner documents.
Sec. 511. Clarification of logbook entries.
Sec. 512. Certification of documentation for recreational vessels.
Sec. 513. Numbering for undocumented vessels.
Sec. 514. Back-up global positioning system.
Sec. 515. Scientific personnel.
Sec. 516. Transparency.

TITLE VI—FEDERAL MARITIME COMMISSION
Sec. 601. National maritime transportation advisory committees.
Sec. 602. Maritime Security Advisory Committee.

TITLE VII—FEDERAL MARITIME COMMISSION
Sec. 701. Short title.
Sec. 702. Authorization of appropriations.
Sec. 703. Reporting on impact of alliances on competition.
Sec. 704. Definition of certain covered services.
Sec. 705. Reports filed with the Commission.
Sec. 706. Public participation.
Sec. 707. Ocean transportation intermediaries.
Sec. 708. Common carriers.
Sec. 709. Negotiations.
Sec. 710. Injunctive relief sought by the Commission.
Sec. 711. Discussions.
Sec. 712. Transparency.
Sec. 713. Study on bankruptcy preparation and response.
Sec. 714. Agreements unaffected.

TITLE VIII—MISCELLANEOUS
Sec. 801. Repeal of obsolete reporting requirement.
Sec. 802. Corrections to provisions enacted by Coast Guard Authorization Acts.
Sec. 803. Officer evaluation report.
Sec. 804. Extension of authority.
Sec. 805. Coast Guard ROTC program.
Sec. 806. Currency detection canine team programs.
Sec. 807. Center of expertise for Great Lakes oil spill search and response.
Sec. 808. Public safety answering points and maritime search and rescue coordination.
Sec. 809. Ship shal lighthouse transfer; repeal.
Sec. 810. Lighthouse exchange, Ayakulik Island, Alaska.
Sec. 811. Use of Tract 43.
Sec. 812. Coast Guard maritime domain awareness.
Sec. 813. Monitoring.
Sec. 814. Reimbursements for non-Federal construction costs of certain aids to navigation.
Sec. 815. Towing safety management system fees.
Sec. 816. Oil spill disbursements auditing requirement.
Sec. 817. Fleet requirements assessment and strategy.
Sec. 818. National Security Cutter.
Sec. 819. Acquisition plan for inland waterway and river tenders and bay-class icebreakers.
Sec. 820. Great Lakes icebreaker acquisition.
Sec. 821. Polar icebreakers.
Sec. 822. Strategic assets in the Arctic.
### SEC. 104. CHAPTER 3.

(a) INITIAL MATTER.—Chapter 3 of title 14, United States Code, is amended by striking the chapter designation, the chapter heading, and the table of sections at the beginning and inserting the following:

**CHAPTER 3—COMPOSITION AND ORGANIZATION**

Sec. 301. Grades and ratings.
Sec. 302. Commandant; appointment.
Sec. 303. Retirement of Commandant.
Sec. 304. Vice Commandant; appointment.
Sec. 305. Vice admirals.
Sec. 306. Retirement.
Sec. 307. Vice admirals and admiral, continuity of grade.
Sec. 308. Chief Acquisition Officer.
Sec. 309. Office of the Coast Guard Reserve; Director.
Sec. 310. Chief of Staff to President; appointment.
Sec. 311. Captains of the port.
Sec. 312. Prevention and response workforces.
Sec. 313. Centers of expertise for Coast Guard prevention and response.
Sec. 314. Marine industry training program.
Sec. 315. Training course on workings of Congress.
Sec. 316. National Coast Guard Museum.

(b) REDESIGNATIONS AND TRANSFERS.—

(1) REQUIREMENT.—The sections of title 14, United States Code, identified in the table provided in paragraph (2) are amended—

(A) by redesignating the sections as described in the table; and

(B) by transferring the sections, as necessary, so that the sections appear after the table of sections for chapter 3 of such title (as added by subsection (a)), in the order in which the sections are presented in the table.

(2) TABLE.—The table referred to in paragraph (1) is as follows:

<table>
<thead>
<tr>
<th>Title 14 section number before redesignation</th>
<th>Section heading (provided for identification purposes only-not amended)</th>
<th>Title 14 section number after redesignation</th>
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<td>4</td>
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### SEC. 311. Captains of the port

Any officer, including any petty officer, may be designated by the Commandant as captain of the port or ports or adjacent high seas or waters over which the United States has jurisdiction, as the Commandant deems necessary to facilitate execution of Coast Guard duties:

(B) by inserting after section 317 (as so redesignated and transferred under subsection (b)) the following:

**311. Captains of the port**

Any officer, including any petty officer, may be designated by the Commandant as captain of the port or ports or adjacent high seas or waters over which the United States has jurisdiction, as the Commandant deems necessary to facilitate execution of Coast Guard duties:

### ADDITIONAL CHANGES.—

(1) IN GENERAL.—Chapter 3 of title 14, United States Code, is further amended—

(A) by inserting after section 310 (as so redesignated and transferred under subsection (b)) the following:

(B) by transferring the sections, as necessary, so that the sections appear after the table of sections for chapter 3 of such title (as added by subsection (a)), in the order in which the sections are presented in the table.

### 318. ENVIRONMENTAL COMPLIANCE AND RESTORATION PROGRAM

(a) DEFINITIONS.—For the purposes of this section—

(1) ‘environment’, ‘facility’, ‘person’, ‘release’, ‘removal’, ‘remedial’, and ‘response’ have the same meaning they have in section 101 of the Comprehensive Environmental Response, Compensation, and Liability Act (42 U.S.C. 9601); and

(b) ‘hazardous substance’ has the same meaning it has in section 101 of the Comprehensive Environmental Response, Compensation, and Liability Act (42 U.S.C. 9601), except that (A) includes the meaning given ‘oil’ in section 311 of the Federal Water Pollution Control Act (33 U.S.C. 1321); and

(3) ‘pollutant’ has the same meaning it has in section 502 of the Federal Water Pollution Control Act (33 U.S.C. 1362).

(b) PROGRAM.—

(1) The Secretary shall carry out a program of environmental compliance and restoration at current and former Coast Guard facilities.

(2) Program goals include:

(A) Identifying, investigating, and cleaning up contamination from hazardous substances and pollutants.

(B) Correcting other environmental damage that poses an imminent and substantial danger to the public health or welfare or to the environment.

(C) Demolishing and removing unsafe buildings and structures, including buildings and structures at former Coast Guard facilities.

(D) Preventing contamination from hazardous substances and pollutants at current Coast Guard facilities.

(3)(A) The Secretary shall respond to releases of hazardous substances and pollutants at:

(i) each Coast Guard facility the United States owns, leases, or otherwise possesses;

(ii) at each Coast Guard facility the United States owned, leased, or otherwise possessed when the actions leading to contamination from hazardous substances or pollutants occurred; and

(iii) on each vessel the Coast Guard owns or operates.

(B) Subparagraph (A) of this paragraph does not apply to a removal or remedial action when a potentially responsible person responds under section 122 of the Comprehensive Environmental Response, Compensation, and Liability Act (42 U.S.C. 9062). The Secretary shall pay a fee or charge imposed by a State authority for permit services for disposing of hazardous substances or pollutants from Coast Guard facilities to the extent that nongovernmental entities are required to pay for permit services. This subparagraph does not apply to a payment that is the responsibility of a lessee, contractor, or other private person.

(4) The Secretary may agree with another Federal agency for that agency to assist in carrying out the Secretary’s responsibilities under this section. The Secretary may enter into contracts, cooperative agreements, and grant agreements with State and local governments to assist in carrying out the Secretary’s responsibilities under this section. Services that may be obtained under this paragraph include identifying, investigating, and cleaning up off-site contamination that may have resulted from the release of a hazardous substance or pollutant at a Coast Guard facility.

(5) Section 119 of the Comprehensive Environmental Response, Compensation, and Liability Act (42 U.S.C. 9619) applies to response action contractors that carry out response actions under this section.

(c) ENVIRONMENTAL COMPLIANCE AND RESTORATION ACCOUNT.—

(1) There is established for the Coast Guard an account known as the Coast Guard Environmental Compliance and Restoration Account. All sums appropriated to carry out the Coast Guard’s environmental compliance and restoration functions under this section or another law shall be credited to and remain available until expended.

### Table

<table>
<thead>
<tr>
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<td>316</td>
<td>United States Coast Guard Band; composition; director</td>
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</table>
“(2) Funds may be obligated or expended from the account to carry out the Coast Guard’s environmental compliance and restoration functions under this section or another law.

“(3) In proposing the budget for any fiscal year under section 1105 of title 31, the President shall set forth separately the amount requested for the Coast Guard’s environmental compliance and restoration activities under this section or another law.

“(4) Amounts recovered under section 107 of the Comprehensive Environmental Response, Compensation, and Liability Act (42 U.S.C. 9607) for the Secretary’s response actions at current and former Coast Guard facilities shall be credited to the account.

“(d) ANNUAL LIST OF PROJECTS TO CONGRESS.—The Commandant of the Coast Guard shall submit to the Committee on Transportation and Infrastructure of the House of Representatives and the Committee on Commerce, Science, and Transportation of the Senate a prioritized list of projects eligible for environmental compliance and restoration funding for each fiscal year concurrent with the President’s budget submission for that fiscal year.

“(2) CONFORMING REPEALS.—Sections 634, 690, 691, 692, and 693 of title 14, United States Code, are repealed.

SEC. 105. CHAPTER 5.

(a) INITIAL MATTER.—Chapter 5 of title 14, United States Code, is amended by striking the chapter designation, the chapter heading, and the table of sections at the beginning and inserting the following:

“CHAPTER 5—FUNCTIONS AND POWERS

“SUBCHAPTER I—GENERAL POWERS

“Sec.

“501. Secretary; general powers.

“502. Delegation of powers by the Secretary.

“503. Regulations.

“504. Commandant; general powers.

“505. Functions and powers vested in the Commandant.

“506. Prospective payment of funds necessary to provide medical care.

“507. Appointment of judges.

“SUBCHAPTER II—LIFE SAVING AND LAW ENFORCEMENT AUTHORITIES

“521. Saving life and property.

“522. Law enforcement.

“523. Enforcement authority.

“524. Enforcement of coastwise trade laws.

“525. Special agents of the Coast Guard Investigative Service law enforcement authority.

“526. Stopping vessels; indemnity for firing at or into vessel.

“527. Safety of naval vessels.

“SUBCHAPTER III—AIDS TO NAVIGATION

“541. Aids to navigation authorized.

“542. Unauthorized aids to maritime navigation; penalty.

“543. Interference with aids to navigation; penalty.

“544. Aids to maritime navigation; penalty.

“545. Marking of obstructions.

“546. Deposit of damage payments.

“547. Rewards for apprehension of persons interfering with aids to navigation.

“SUBCHAPTER IV—MISCELLANEOUS

“561. Icebreaking in polar regions.

“562. Appeals and waivers.


(b) REDesignATIONS AND TRANSFERS.—

(1) REQUIREMENT.—The sections of title 14, United States Code, identified in the table provided in paragraph (2) are amended—

(A) by redesignating the sections as described in the table; and

(B) by transferring the sections, as necessary, so that the sections appear after the table of sections for chapter 5 of such title (as added by subsection (a)), in the order in which the sections are presented in the table.

(2) TABLE.—The table referred to in paragraph (1) is the following:

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<tr>
<th>Title 14 section number before redesignation</th>
<th>Title 14 section number after redesignation</th>
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</thead>
<tbody>
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<td>92 Secretary; general powers</td>
<td>501 Delegate of powers by the Secretary</td>
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<tr>
<td>631 Delegation of powers by the Secretary</td>
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<td>89 Law enforcement</td>
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<td>99 Enforcement authority</td>
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<tr>
<td>100 Enforcement of coastwise trade laws</td>
<td></td>
</tr>
<tr>
<td>95 Special agents of the Coast Guard Invest</td>
<td></td>
</tr>
<tr>
<td>637 Stopping vessels; indemnity for firing</td>
<td></td>
</tr>
<tr>
<td>91 Safety of naval vessels</td>
<td></td>
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<tr>
<td>81 Aids to navigation authorized</td>
<td></td>
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<tr>
<td>83 Unauthorized aids to maritime navigation</td>
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<tr>
<td>84 Interference with aids to navigation;</td>
<td></td>
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<tr>
<td>85 Aids to maritime navigation; penalty</td>
<td></td>
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<tr>
<td>86 Marking of obstructions</td>
<td></td>
</tr>
<tr>
<td>642 Deposit of damage payments</td>
<td></td>
</tr>
<tr>
<td>643 Rewards for apprehension of persons</td>
<td></td>
</tr>
</tbody>
</table>

(c) ADDITIONAL CHANGES.—Chapter 5 of title 14, United States Code, is further amended—

(1) by inserting before section 501 (as so redesignated and transferred under subsection (b)) the following:

“SUBCHAPTER I—GENERAL POWERS”;

(2) by inserting before section 521 (as so redesignated and transferred under subsection (b)) the following:

“SUBCHAPTER II—LIFE SAVING AND LAW ENFORCEMENT AUTHORITIES”;

(3) by inserting before section 541 (as so redesignated and transferred under subsection (b)) the following:

“SUBCHAPTER III—AIDS TO NAVIGATION”; and

(4) by inserting before section 561 (as so redesignated and transferred under subsection (b)) the following:

“SUBCHAPTER IV—MISCELLANEOUS”.

SEC. 106. CHAPTER 7.

(a) INITIAL MATTER.—Chapter 7 of title 14, United States Code, is amended by striking the chapter designation, the chapter heading, and the table of sections at the beginning and inserting the following:

“CHAPTER 7—COOPERATION

“Sec.

“701. Cooperation with other agencies, States, territories, and political subdivisions.

“702. State Department.

“703. Treasury Department.

“704. Department of the Army and Department of the Air Force.

“705. Navy Department.


“707. Department of Commerce.


“709. Maritime instruction.

“710. Assistance to foreign governments and maritime authorities.

“711. Coast Guard officers as attaches to missions.

“712. Contracts with Government-owned establishments for work and materials.

“713. Nonappropriated fund instrumentalities: contracts with other agencies and instrumentalities to provide or obtain goods and services.

“714. Arctic maritime domain awareness.

“715. Oceanographic research.

“716. Arctic maritime transportation.

“717. Agreements.”;

(b) REDesignATIONS AND TRANSFERS.—

(1) REQUIREMENT.—The sections of title 14, United States Code, identified in the table provided in paragraph (2) are amended—

(A) by redesignating the sections as described in the table; and

(B) by transferring the sections, as necessary, so that the sections appear after the table of sections for chapter 7 of such title.
Title 14 section number before re-designation | Title 14 section number after re-designation | Title 14 section number before re-designation
---|---|---
141 Cooperation with other agencies, States, territories, and political subdivisions | 701 | 641 Disposal of certain material
142 State Department | 702 | 653 Employment of draftsmen and engineers
143 Treasury Department | 703 | 656 Use of certain appropriated funds
144 Department of the Army and Department of the Air Force | 704 | 672 Long-term lease of special purpose facilities
145 Navy Department | 705 | 673 Small boat station rescue capability
146 United States Postal Service | 706 | 674 Small boat station closures
147 Department of Commerce | 707 | 681 Disposition of infrastructure related to E–LORAN
147a Department of Health and Human Services | 708 | 685 Employment of draftsmen and engineers
148 Maritime instruction | 709 | 694 Confidential investigative expenses
149 Assistance to foreign governments and maritime authorities | 710 | 696 User fees
150 Coast Guard officers as attaches to missions | 711 | 697 Vessel construction bonding requirements
151 Contracts with Government-owned establishments for work and material | 712 | 698 Contracts for medical care for retirees, dependents, and survivors: alternative delivery of health care
152 Nonappropriated fund instrumentalities: contracts with other agencies and instrumentalities to provide or obtain goods and services | 713 | 699 Telephone installation and charges
154 Arctic maritime domain awareness | 714 | 700 Designation, powers, and accountability of deputy disbursing officials
155 Oceanographic research | 715 | 701 Aircraft accident investigations:...
156 Arctic maritime transportation | 716 | 705 Long-term lease of special purpose facilities
157 Agreements | 717 | 706 Use of certain appropriated funds

SEC. 107. CHAPTER 9.
(a) INITIAL MATTER.—Chapter 9 of title 14, United States Code, is amended by striking the chapter designation, the chapter heading, and the table of sections at the beginning and inserting the following:

**CHAPTER 9—ADMINISTRATION**

**SUBCHAPTER I—REAL AND PERSONAL PROPERTY**

Sec.
Title 14 section number before redesignation | Title 14 section number after redesignation | Title 14 section number before redesignation | Title 14 section number after redesignation
--- | --- | --- | ---
654 | Public and commercial vessels and other watercraft; sale of fuel, supplies, and services | 942 | 
655 | Arms and ammunition; immunity from taxation | 943 | 
658 | Confidential investigative expenses | 944 | 
659 | Assistance to film producers | 945 | 
661 | User fees | 946 | 
667 | Vessel construction, building requirements | 947 | 
668 | Contracts for medical care for retirees, dependents, and survivors: alternative delivery of health care | 948 | 
669 | Telephone installation and charges | 949 | 
673 | Designation, powers, and accountability of deputy disbursing officials | 950 | 
678 | Aircraft accident investigations | 951 | 

(c) ADDITIONAL CHANGES.—Chapter 9 of title 14, United States Code, is further amended—

(1) by inserting before section 901 (as so redesignated and transferred under subsection (b)) the following:

**"SUBCHAPTER I—REAL AND PERSONAL PROPERTY";**

and

(2) by inserting before section 931 (as so redesignated and transferred under subsection (b)) the following:

**"SUBCHAPTER II—MISCELLANEOUS".**

SEC. 108. CHAPTER 11.

(a) INITIAL MATTER.—Chapter 11 of title 14, United States Code, is amended by striking the chapter designation, the chapter heading, and the table of sections at the beginning and inserting the following:

**"CHAPTER 11—ACQUISITIONS"**

**"SUBCHAPTER I—GENERAL PROVISIONS"**

"Sec.

"1101. Acquisition directorate.

"1102. Improvements in Coast Guard acquisition management.

"1103. Role of Vice Commandant in major acquisition programs.

"1104. Recognition of Coast Guard personnel for excellence in acquisition.

"1105. Prohibition on use of lead systems integrators.

"1106. Required contract terms.

"1107. Extension of major acquisition program contracts.

"1108. Department of Defense consultation.

"1109. Undefined contractual actions.

"1110. Guidance on excessive pass-through charges.

"1111. Mission need statement.

**"SUBCHAPTER II—IMPROVED ACQUISITION PROCESS AND PROCEDURES"**

"1131. Identification of major system acquisitions.

"1132. Acquisition program baseline breach.

"1133. Preliminary development and demonstration.

"1134. Acquisition, production, deployment, and support.

"1135. Acquisition program baseline breach.

"1136. Acquisition approval authority.

**"SUBCHAPTER III—PROCUREMENT"**

"1151. Restriction on construction of vessels in foreign shipyards.

"1152. Advance procurement funding.

"1153. Prohibition on overhaul, repair, and maintenance of Coast Guard vessels in foreign shipyards.

"1154. Procurement of buoy chain.

"1155. Prohibition on use of lead systems integrators.

"1156. Mission need statement.

"1157. Definitions.

"1158. Acquisition program baseline breach.

"1159. Acquisition approval authority.

"1160. Restriction on construction of vessels in foreign shipyards.

"1161. Advance procurement funding.

"1162. Prohibition on overhaul, repair, and maintenance of Coast Guard vessels in foreign shipyards.

"1163. Definitions.

"1164. User fees.

"1165. Coast Guard personnel for excellence in acquisition.

"1166. Defense consultation.

"1167. Mission need statement.

"1168. Guidance on excessive pass-through charges.

"1169. Identification of major system acquisitions.

"1170. Definitions.
(b) Reserved Chapter Numbers.—

(1) CHAPTER 13.—Chapter 13 of title 14, United States Code, is amended by striking the chapter designation, the chapter heading, and the table of sections at the beginning.

(2) CHAPTER 14.—Chapter 14 of title 14, United States Code, is amended—

(A) by striking the chapter designation, the chapter heading, and the table of sections at the beginning; and

(B) by striking the subchapter designation and the subchapter heading for each of the subchapters of such chapter.

(3) CHAPTER 15.—Chapter 15 of title 14, United States Code, is amended—

(A) by striking the chapter designation, the chapter heading, and the table of sections at the beginning; and

(B) by striking the subchapter designation and the subchapter heading for each of the subchapters of such chapter.

(4) CHAPTER 17.—Chapter 17 of title 14, United States Code, is amended by striking the chapter designation, the chapter heading, and the table of sections at the beginning.

(5) CHAPTER 18.—Chapter 18 of title 14, United States Code, is amended by striking the chapter designation, the chapter heading, and the table of sections at the beginning and inserting the following:

"CHAPTER 19—COAST GUARD ACADEMY"

"SUBCHAPTER I—ADMINISTRATION"

"Sec. 1901. Administration of Academy.
1902. Policy on sexual harassment and sexual violence.
1903. Annual Board of Visitors.
1904. Participation in Federal, State, or other educational research grants.

"SUBCHAPTER II—CADETS"

"1905. Cadet applicants; preappointment travel to Academy.
1906. Cadets; initial clothing allowance.
1907. Cadets; degree of bachelor of science.
1908. Cadets; appointment as ensign.
1909. Cadets: charges and fees for attendance; limitation.
1910. Civilian teaching staff.
1911. Permanent commissioned teaching staff; composition.

"SUBCHAPTER III—FACULTY"

"1912. Civilian teaching staff.
1913. Permanent commissioned teaching staff; composition.
1914. Appointment of permanent commissioned teaching staff.
1915. Retirement of permanent commissioned teaching staff.
1916. Credit for service as member of civilian teaching staff.
1917. Assignment of personnel as instructors.
1918. Marine safety curriculum.

(c) ADDITIONAL CHANGES.—

(1) IN GENERAL.—Chapter 19 of title 14, United States Code, is further amended—

(A) by redesignating the sections as described in table 19, and

(B) by transferring the sections, as necessary, so that the sections appear after the table of sections for chapter 19 of such title (as added by subsection (a), in the order in which the sections are presented in the table.

(2) TABLE.—The table referred to in paragraph (1) is the following:

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<th>Section heading (provided for identification purposes only—not amended)</th>
<th>Title 14 section number after redesignation</th>
</tr>
</thead>
<tbody>
<tr>
<td>181 Administration of Academy</td>
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<tr>
<td>200 Policy on sexual harassment and sexual violence</td>
<td>1902</td>
<td></td>
</tr>
<tr>
<td>194 Annual Board of Visitors</td>
<td>1903</td>
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<td>196 Participation in Federal, State, or other educational research grants</td>
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<td>195 Admission of foreign nationals for instruction; restrictions; conditions</td>
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<td>181a Cadet applicants; preappointment travel to Academy</td>
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<td>183 Cadets; initial clothing allowance</td>
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<td>184 Cadets; degree of bachelor of science</td>
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<td>185 Cadets; appointment as ensign</td>
<td>1929</td>
<td></td>
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<tr>
<td>197 Cadets: charges and fees for attendance; limitation</td>
<td>1930</td>
<td></td>
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<tr>
<td>186 Civilian teaching staff</td>
<td>1941</td>
<td></td>
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<tr>
<td>187 Permanent commissioned teaching staff; composition</td>
<td>1942</td>
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<tr>
<td>188 Appointment of permanent commissioned teaching staff</td>
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<td>189 Grade of permanent commissioned teaching staff</td>
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<td>190 Retirement of permanent commissioned teaching staff</td>
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<tr>
<td>191 Credit for service as member of civilian teaching staff</td>
<td>1946</td>
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<tr>
<td>192 Assignment of personnel as instructors</td>
<td>1947</td>
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<tr>
<td>199 Marine safety curriculum</td>
<td>1948</td>
<td></td>
</tr>
</tbody>
</table>

"SUBCHAPTER I—ADMINISTRATION":

(b) by inserting before section 1923 (as so redesignated and transferred under subsection (b)) the following:

"1921. Corps of Cadets authorized strength

"1922. Appointments

"Appointments to cadetships shall be made under regulations prescribed by the Secretary, who shall determine age limits, methods of selection of applicants, term of service as a cadet before graduation, and all other matters affecting such appointments. In the administration of this section, the Secretary shall take such action as may be necessary and appropriate to insure that female individuals shall be eligible for appointment and admission to the Coast Guard Academy, and that the relevant standards required for appointment, admission, training, graduation, and commissioning of female individuals shall be the same as those required for male individuals, except for those minimum essential adjustments in such standards required because of physiological differences between male and female individuals.

"1924. Conduct

"The Secretary may summarily dismiss from the Coast Guard any cadet who, during his cadetship, is found unsatisfactory in either studies or conduct, or may be deemed not adapted for a career in the Coast Guard. Cadets shall be subject to rules governing discipline prescribed by the Commandant.

"1925. Agreement

"(a) Each cadet shall sign an agreement with respect to the cadet’s length of service in the Coast Guard. The agreement shall provide that the cadet agrees to the following:

1. That the cadet will complete the course of instruction at the Coast Guard Academy.
2. That upon graduation from the Coast Guard Academy the cadet—

(A) will accept an appointment, if tendered, as a commissioned officer of the Coast Guard;

(B) will serve on active duty for at least five years immediately after such appointment.

(3) That if an appointment described in paragraph (2) is not tendered or if the cadet is permitted to resign as a regular officer before the completion of the commissioned service obligation of the cadet, the cadet—

(A) will accept an appointment as a commissioned officer in the Coast Guard Reserve; and

(B) will remain in that reserve component until completion of the commissioned service obligation of the cadet.

(b) The Secretary may transfer to the Coast Guard Reserve, in any order to active duty for such period of time as the Secretary prescribes (but not to exceed four years), a cadet who breaches an agreement under subsection (a). The period of time for which a cadet is ordered to active duty under this paragraph may be determined without regard to section 651(a) of title 10.

"1926. A cadet who is transferred to the Coast Guard Reserve under paragraph (1) shall be transferred in an appropriate enlisted grade or rating, as determined by the Secretary.

(1) "In the administration of this section, the Secretary shall—

(A) by inserting before section 1931 (as so redesignated and transferred under subsection (b)) the following:

"1931. Commissioning of teaching staff

"(a) The Secretary may—

(A) upon appointment to a teaching staff, commission the teaching staff;

(B) prior to such appointment, precommission the teaching staff.

"(2) A cadet who is transferred to the Coast Guard Reserve under paragraph (1) shall be transferred in a grade or rating as determined by the Secretary.
cadet is separated from the Coast Guard Academy under circumstances which the Secretary determines constitute a breach by the cadet of the cadet’s agreement to complete the course of instruction at the Coast Guard Academy and accept an appointment as a commissioned officer upon graduation from the Coast Guard Academy.

‘‘(c) The Secretary shall prescribe regulations to carry out this section. Those regulations shall include—

‘‘(1) standards for determining what constitutes, for the purpose of subsection (a), a breach of an agreement under subsection (a);

‘‘(2) procedures for determining whether such a breach has occurred; and

‘‘(3) standards for determining the period of time for which a person may be ordered to serve on active duty under subsection (b).

‘‘(d) In this section, ‘commissioned service obligation’, with respect to an officer who is a graduate of the Academy, means the period beginning on the date of the officer’s appointment as a commissioned officer and ending on the sixth anniversary of such appointment or, at the discretion of the Secretary, any later date up to the eighth anniversary of such appointment.

‘‘(e)(1) This section does not apply to a cadet who is not a citizen or national of the United States.

‘‘(2) In the case of a cadet who is a minor and who has parents or a guardian, the cadet may sign the agreement required by subsection (a) only with the consent of the parent or guardian.

‘‘(f) A cadet or former cadet who does not fulfill the terms of the obligation to serve as specified under section (a), or the alternative obligation imposed under subsection (b), shall be subject to the repayment provisions of section 383a(e) of title 37.’’; and

(D) by inserting before section 1941 (as so redesignated and transferred under subsection (b)) the following:

‘‘SUBCHAPTER III—FACULTY’’.

(2) CONFORMING REFERENCE.—Section 182 of title 14, United States Code, is repealed.

SEC. 111. PART I.

Part II of title 14, United States Code, is amended by striking the part designation, the part heading, and the table of chapters at the beginning.

SEC. 112. CHAPTER 21.

(a) INITIAL MATTER.—Chapter 21 of title 14, United States Code, is amended by striking the chapter designation, the chapter heading, and the table of sections at the beginning and inserting the following:

‘‘CHAPTER 21—PERSONNEL; OFFICERS

‘‘SUBCHAPTER I—APPOINTMENT AND PROMOTION

‘‘Sec.

‘‘2101. Original appointment of permanent commissioned officers.

‘‘2102. Active duty promotion list.

‘‘2103. Number and distribution of commissioned officers on active duty promotion list.

‘‘2104. Appointment of temporary officers.

‘‘2105. Appointment of warrant officers.

‘‘2106. Selection boards; convening of boards.

‘‘2107. Selection boards; composition of boards.

‘‘2108. Selection boards; notice of convening: communication with board.

‘‘2109. Selection boards; oath of members.

‘‘2110. Number of officers to be selected for promotion.

‘‘2111. Promotion zones.

‘‘2112. Promotion year; defined.

‘‘2113. Eligibility of officers for consideration for promotion.

‘‘2114. United States Deputy Marshals in active service.

‘‘2115. Selection boards; information to be furnished boards.

‘‘2116. Officers to be recommended for promotion.

‘‘2117. Selection boards; reports.

‘‘2118. Selection boards; submission of reports.

‘‘2119. Failure of selection for promotion.

‘‘2120. Special selection boards; correction of errors.

‘‘2121. Promotions; appointments.

‘‘2122. Removal of officer from list of selectees for promotion.

‘‘2123. Promotions; acceptance of oath of office.

‘‘2124. Promotions; pay and allowances.

‘‘2125. Wartime temporary service promotion.

‘‘2126. Promotion of officers not included on active duty promotion list.

‘‘2127. Recall to active duty during war or national emergency.

‘‘2128. Recall to active duty with consent of officer.

‘‘2129. Aviation cadets; appointment as reserve officers.

‘‘SUBCHAPTER II—DISCHARGES; RETIREMENTS; REVOCATION OF COMMISSIONS; SEPARATION FOR CAUSE

‘‘2141. Revocation of commissions during first five years of commissioned service.

‘‘2142. Regular lieutenants (junior grade); separation for failure of selection for promotion.

‘‘2143. Regular lieutenants; separation for failure of selection for promotion; continuation.

‘‘2144. Regular Coast Guard officers serving under temporary appointments.

‘‘2145. Regular lieutenant commanders and commanders; retirement for failure of selection for promotion.

‘‘2146. Discharge in lieu of retirement; separation pay.

‘‘2147. Regular warrant officers; separation pay.

‘‘2148. Separation for failure of selection for promotion or continuation; time of.

‘‘2149. Regular captains; retirement.

‘‘2150. Captains; continuation on active duty; involuntary retirement.

‘‘2151. Rear admirals and rear admirals (lower half); continuation on active duty; involuntary retirement.

‘‘2152. Voluntary retirement after twenty years’ service.

‘‘2153. Voluntary retirement after thirty years’ service.

‘‘2154. Compulsory retirement.

‘‘2155. Retirement for physical disability after selection for promotion; grade in which retired.

‘‘2156. Deferment of retirement or separation for medical reasons.

‘‘2157. Flag officers.

‘‘2158. Review of records of officers.

‘‘2159. Boards of inquiry.

‘‘2160. Boards of review.

‘‘2161. Composition of boards.

‘‘2162. Rights and procedures.

‘‘2163. Removal of officer from active duty; action by Secretary.

‘‘2164. Officers considered for removal; retirement or discharge; separation benefits.

‘‘2165. Relief of retired officer promoted while on active duty.

SUBCHAPTER III—GENERAL PROVISIONS

‘‘2181. Physical fitness of officers.

‘‘2182. Multirater assessment of certain personnel.

(b) REDesignations and Transfers.—

(1) REQUIREMENT.—The sections of title 14, United States Code, identified in the table provided in paragraph (2) are amended—

(A) by redesignating the sections as described in the table; and

(B) by transferring the sections, as necessary, so that the sections appear after the table of sections for chapter 21 of such title (as added by subsection (a)), in the order in which the sections are presented in the table.

(2) TABLE.—The table referred to in paragraph (1) is the following:

<table>
<thead>
<tr>
<th>Title 14 section number before redesignation</th>
<th>Section heading (provided for identification purposes only—not amended)</th>
<th>Title 14 section number after redesignation</th>
</tr>
</thead>
<tbody>
<tr>
<td>211</td>
<td>Original appointment of permanent commissioned officers</td>
<td>2101</td>
</tr>
<tr>
<td>214</td>
<td>Appointment of temporary officers</td>
<td>2104</td>
</tr>
<tr>
<td>215</td>
<td>Rank of warrant officers</td>
<td>2105</td>
</tr>
<tr>
<td>251</td>
<td>Selection boards; convening of boards</td>
<td>2106</td>
</tr>
<tr>
<td>2106</td>
<td>Selection boards; composition of boards</td>
<td>2107</td>
</tr>
<tr>
<td>2108</td>
<td>Selection boards; notice of convening: communication with board</td>
<td>2108</td>
</tr>
<tr>
<td>2154</td>
<td>Selection boards; oath of members</td>
<td>2109</td>
</tr>
<tr>
<td>2155</td>
<td>Number of officers to be selected for promotion</td>
<td>2110</td>
</tr>
<tr>
<td>2156</td>
<td>Promotion zones</td>
<td>2111</td>
</tr>
<tr>
<td>2156a</td>
<td>Promotion year; defined</td>
<td>2112</td>
</tr>
<tr>
<td>2157</td>
<td>Eligibility of officers for consideration for promotion</td>
<td>2113</td>
</tr>
<tr>
<td>2158</td>
<td>Selection boards; information to be furnished boards</td>
<td>2115</td>
</tr>
<tr>
<td>2159</td>
<td>Officers to be recommended for promotion</td>
<td>2116</td>
</tr>
<tr>
<td>2159a</td>
<td>Officers to be recommended for promotion</td>
<td>2117</td>
</tr>
<tr>
<td>2160</td>
<td>Selection boards; reports</td>
<td>2118</td>
</tr>
<tr>
<td>2161</td>
<td>Selection boards; submission of reports</td>
<td>2119</td>
</tr>
<tr>
<td>2162</td>
<td>Failure of selection for promotion</td>
<td>2120</td>
</tr>
<tr>
<td>2163</td>
<td>Special selection boards; correction of errors</td>
<td>2121</td>
</tr>
<tr>
<td>2171</td>
<td>Promotions; appointments</td>
<td></td>
</tr>
<tr>
<td>Title 14 number before re-designation</td>
<td>Section heading (provided for identification purposes only-not amended)</td>
<td>Title 14 number after re-designation</td>
</tr>
<tr>
<td>-------------------------------------</td>
<td>-------------------------------------------------</td>
<td>-----------------------------------</td>
</tr>
<tr>
<td>272</td>
<td>Removal of officer from list of selectees for promotion</td>
<td>2122</td>
</tr>
<tr>
<td>273</td>
<td>Promotions; acceptance; oath of office</td>
<td>2123</td>
</tr>
<tr>
<td>274</td>
<td>Promotions; pay and allowances</td>
<td>2124</td>
</tr>
<tr>
<td>275</td>
<td>Wartime temporary service promotions</td>
<td>2125</td>
</tr>
<tr>
<td>276</td>
<td>Promotion of officers not included on active duty promotion list</td>
<td>2126</td>
</tr>
<tr>
<td>331</td>
<td>Recall to active duty during war or national emergency</td>
<td>2127</td>
</tr>
<tr>
<td>332</td>
<td>Recall to active duty with consent of officer</td>
<td>2128</td>
</tr>
<tr>
<td>373</td>
<td>Aviation cadets; appointment as Reserve officers</td>
<td>2129</td>
</tr>
<tr>
<td>281</td>
<td>Revocation of commissions during first five years of commissioned service</td>
<td>2141</td>
</tr>
<tr>
<td>282</td>
<td>Regular lieutenants (junior grade); separation for failure of selection for promotion</td>
<td>2142</td>
</tr>
<tr>
<td>283</td>
<td>Regular lieutenants; separation for failure of selection for promotion; continuation</td>
<td>2143</td>
</tr>
<tr>
<td>284</td>
<td>Regular Coast Guard; officers serving under temporary appointments</td>
<td>2144</td>
</tr>
<tr>
<td>285</td>
<td>Regular lieutenant commanders and commanders; retirement for failure of selection for promotion</td>
<td>2145</td>
</tr>
<tr>
<td>286</td>
<td>Discharge in lieu of retirement; separation pay</td>
<td>2146</td>
</tr>
<tr>
<td>286a</td>
<td>Regular warrant officers; separation pay</td>
<td>2147</td>
</tr>
<tr>
<td>287</td>
<td>Separation for failure of selection for promotion or continuation; time of</td>
<td>2148</td>
</tr>
<tr>
<td>288</td>
<td>Regular captains; retirement</td>
<td>2149</td>
</tr>
</tbody>
</table>

(c) **ADDITIONAL CHANGES.**—Chapter 21 of title 14, United States Code, is further amended—
(1) by striking all subchapter designations and headings in such chapter, except for the subchapter designations and headings added by this subsection;
(2) by inserting before section 2101 (as so redesignated and transferred under subsection (b)) the following:

> **SUBCHAPTER I—APPOINTMENT AND PROMOTION**;

(3) by inserting before section 2115 (as so redesignated and transferred under subsection (b)) the following:

> **2114. United States Deputy Marshals in Alaska**

> “Commissioned officers may be appointed as United States Deputy Marshals in Alaska.”;

(4) by inserting before section 2141 (as so redesignated and transferred under subsection (b)) the following:

> “SUBCHAPTER II—DISCHARGES; RETIREMENTS; REVOCATION OF COMMISSIONS; SEPARATION FOR CAUSE”;

and

(5) by inserting before section 2181 (as so redesignated and transferred under subsection (b)) the following:

> **SUBCHAPTER III—GENERAL PROVISIONS**.

SEC. 113. CHAPTER 23.

(a) **INITIAL MATTER.**—Chapter 23 of title 14, United States Code, is amended by striking the chapter designation, the chapter heading, and the table of sections at the beginning and inserting the following:

> **CHAPTER 23—PERSONNEL; ENLISTED**

> "Sec. 2301. Recruiting campaigns.

> 2302. Enlistments; term, grade.

> 2303. Promotion.

> 2304. Compulsory retirement at age of sixty-two.

> 2305. Volunteer retirement after thirty years’ service.

> 2306. Voluntary retirement after twenty years’ service.

> 2307. Retirement of enlisted members: increase in retired pay.

> 2308. Recall to active duty during war or national emergency.

> 2309. Recall to active duty with consent of member.

> 2310. Relief of retired enlisted member promoted while on active duty.

> 2311. Retirement in cases where higher grade or rating has been held.

> 2312. Extension of enlistments.

> 2313. Retention beyond term of enlistment in case of disability.

> 2314. Detention beyond term of enlistment.

> 2315. Inclusion of certain conditions in enlistment contract.

> 2316. Discharge within three months before expiration of enlistment.

> 2317. Aviation cadets; procurement; transfers.

> 2318. Aviation cadets; benefits.

> 2319. Critical skill training bonus.";

(b) **REDESIGNATIONS AND TRANSFERS.**—

(1) **REQUIREMENT.**—The sections of title 14, United States Code, identified in the table provided in paragraph (2) are redesignated and transferred under the chapter designation, the chapter heading, and the table of sections at the beginning of such title.

> **2301. Recruiting campaigns.**

> **2302. Enlistments; term, grade.**

> **2303. Promotion.**

> **2304. Compulsory retirement at age of sixty-two.**

> **2305. Volunteer retirement after thirty years’ service.**

> **2306. Voluntary retirement after twenty years’ service.**

> **2307. Retirement of enlisted members: increase in retired pay.**

> **2308. Recall to active duty during war or national emergency.**

> **2309. Recall to active duty with consent of member.**

> **2310. Relief of retired enlisted member promoted while on active duty.**

> **2311. Retirement in cases where higher grade or rating has been held.**

> **2312. Extension of enlistments.**

> **2313. Retention beyond term of enlistment in case of disability.**

> **2314. Detention beyond term of enlistment.**

> **2315. Inclusion of certain conditions in enlistment contract.**

> **2316. Discharge within three months before expiration of enlistment.**

> **2317. Aviation cadets; procurement; transfers.**

> **2318. Aviation cadets; benefits.**

> **2319. Critical skill training bonus.**

(2) **TABLE.**—The table referred to in paragraph (1) is the following:

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<th>Title 14 section number before re-designation</th>
<th>Section heading (provided for identification purposes only-not amended)</th>
<th>Title 14 section number after re-designation</th>
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<tbody>
<tr>
<td>2301</td>
<td>Recruiting campaigns</td>
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</tr>
</tbody>
</table>
Title 14 section number before redesignation | Section heading (provided for identification purposes only—not amended) | Title 14 section number after redesignation
--- | --- | ---
351 | Enlistments; term, grade | 2302
352 | Promotion | 2303
353 | Compulsory retirement at age of sixty-two | 2304
354 | Voluntary retirement after thirty years' service | 2305
355 | Voluntary retirement after twenty years' service | 2306
357 | Retirement of enlisted members; increase in retired pay | 2307
359 | Recall to active duty during war or national emergency | 2308
360 | Recall to active duty with consent of member | 2309
361 | Relief of retired enlisted member promoted while on active duty | 2310
362 | Retirement in cases where higher grade or rating has been held | 2311
365 | Extension of enlistments | 2312
366 | Retention beyond term of enlistment in case of disability | 2313
367 | Detention beyond term of enlistment | 2314
369 | Inclusion of certain conditions in enlistment contract | 2315
370 | Discharge within three months before expiration of enlistment | 2316
371 | Aviation cadets; procurement; transfer | 2317
372 | Aviation cadets; benefits | 2318
374 | Critical skill training bonus | 2319

**Title 14 section number before redesignation | Section heading (provided for identification purposes only—not amended) | Title 14 section number after redesignation
--- | --- | ---
2503 | Status of recalled personnel. | 2504
2504 | Computation of retired pay. | 2505
2506 | Limitations on retirement and retired pay. | 2507
2507 | Board for Correction of Military Records deadline. | 2508
2508 | Emergency leave retention authority. | 2509
2509 | Prohibition of certain involuntary administrative separations. | 2510
2511 | Investigations of flag officers and Senior Executive Service employees. | 2512
2512 | Leave policies for the Coast Guard. | 2513

**Title 14 section number before redesignation | Section heading (provided for identification purposes only—not amended) | Title 14 section number after redesignation
--- | --- | ---
2567 | Silver star medal. | 2568
2569 | Distinguished flying cross. | 2570 | Coast Guard Medal.
2571 | Insignia for additional awards. | 2572 | Time limit on award; report concerning deed.
2573 | Medal of honor; presentation of Medal of Honor Flag. | 2574 | Life-saving medals.
2575 | Replacement of medals. | 2576 | Award of other medals.
2577 | Awards and insignia for excellence in service or conduct. |
<table>
<thead>
<tr>
<th>Title 14 section number before redesignation</th>
<th>Section heading (provided for identification purposes only-not amended)</th>
<th>Title 14 section number after redesignation</th>
</tr>
</thead>
<tbody>
<tr>
<td>468</td>
<td>Procurement of personnel</td>
<td>2701</td>
</tr>
<tr>
<td>469</td>
<td>Training</td>
<td>2702</td>
</tr>
<tr>
<td>476</td>
<td>Contingent expenses</td>
<td>2703</td>
</tr>
<tr>
<td>477</td>
<td>Equipment to prevent accidents</td>
<td>2704</td>
</tr>
<tr>
<td>482</td>
<td>Clothing at time of discharge for good of service</td>
<td>2705</td>
</tr>
<tr>
<td>483</td>
<td>Right to wear uniform</td>
<td>2706</td>
</tr>
<tr>
<td>484</td>
<td>Protection of uniform</td>
<td>2707</td>
</tr>
<tr>
<td>485</td>
<td>Clothing for officers and enlisted personnel</td>
<td>2708</td>
</tr>
<tr>
<td>487</td>
<td>Procurement and sale of stores to members and civilian employees</td>
<td>2709</td>
</tr>
<tr>
<td>507</td>
<td>Disposition of effects of decedents</td>
<td>2710</td>
</tr>
<tr>
<td>508</td>
<td>Deserters; payment of expenses incident to apprehension and delivery; penalties</td>
<td>2711</td>
</tr>
<tr>
<td>644</td>
<td>Payment for the apprehension of stragglers</td>
<td>2712</td>
</tr>
<tr>
<td>499</td>
<td>Delegation of powers to make awards; rules and regulations</td>
<td>2731</td>
</tr>
<tr>
<td>491</td>
<td>Medal of honor</td>
<td>2732</td>
</tr>
<tr>
<td>504</td>
<td>Medal of honor: duplicate medal</td>
<td>2733</td>
</tr>
<tr>
<td>505</td>
<td>Medal of honor: presentation of Medal of Honor Flag</td>
<td>2734</td>
</tr>
<tr>
<td>491a</td>
<td>Coast Guard cross</td>
<td>2735</td>
</tr>
<tr>
<td>492</td>
<td>Distinguished service medal</td>
<td>2736</td>
</tr>
<tr>
<td>492a</td>
<td>Silver star medal</td>
<td>2737</td>
</tr>
<tr>
<td>492b</td>
<td>Distinguished flying cross</td>
<td>2738</td>
</tr>
<tr>
<td>493</td>
<td>Coast Guard medal</td>
<td>2739</td>
</tr>
<tr>
<td>494</td>
<td>Insignia for additional awards</td>
<td>2740</td>
</tr>
<tr>
<td>496</td>
<td>Time limit on award; report concerning deed</td>
<td>2741</td>
</tr>
<tr>
<td>497</td>
<td>Honorable subsequent service as condition to award</td>
<td>2742</td>
</tr>
<tr>
<td>498</td>
<td>Posthumous awards</td>
<td>2743</td>
</tr>
<tr>
<td>500</td>
<td>Life-saving medals</td>
<td>2744</td>
</tr>
<tr>
<td>501</td>
<td>Replacement of medals</td>
<td>2745</td>
</tr>
<tr>
<td>502</td>
<td>Award of other medals</td>
<td>2746</td>
</tr>
<tr>
<td>503</td>
<td>Awards and insignia for excellence in service or conduct</td>
<td>2747</td>
</tr>
<tr>
<td>516</td>
<td>Presentation of United States flag upon retirement</td>
<td>2748</td>
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<tr>
<td>509</td>
<td>Persons discharged as result of court-martial; allowances to</td>
<td>2761</td>
</tr>
<tr>
<td>510</td>
<td>Shore patrol duty; payment of expenses</td>
<td>2762</td>
</tr>
<tr>
<td>511</td>
<td>Compensatory absence from duty for military personnel at isolated duty stations</td>
<td>2763</td>
</tr>
<tr>
<td>512</td>
<td>Monetary allowance for transportation on household effects</td>
<td>2764</td>
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<tr>
<td>513</td>
<td>Retroactive payment of pay and allowances delayed by administrative error or oversight</td>
<td>2765</td>
</tr>
<tr>
<td>517</td>
<td>Travel card management</td>
<td>2766</td>
</tr>
<tr>
<td>518</td>
<td>Reimbursement for medical-related travel expenses for certain persons residing on islands in the continental United States</td>
<td>2767</td>
</tr>
<tr>
<td>519</td>
<td>Annual audit of pay and allowances of members undergoing permanent change of station</td>
<td>2768</td>
</tr>
<tr>
<td>541</td>
<td>Remission of indebtedness</td>
<td>2769</td>
</tr>
<tr>
<td>470</td>
<td>Special instruction at universities</td>
<td>2770</td>
</tr>
<tr>
<td>471</td>
<td>Attendance at professional meetings</td>
<td>2771</td>
</tr>
<tr>
<td>472</td>
<td>Education loan repayment program</td>
<td>2772</td>
</tr>
<tr>
<td>478</td>
<td>Rations or commutation therefor in money</td>
<td>2773</td>
</tr>
<tr>
<td>479</td>
<td>Sales of ration supplies to messes</td>
<td>2774</td>
</tr>
<tr>
<td>480</td>
<td>Flight rations</td>
<td>2775</td>
</tr>
<tr>
<td>481</td>
<td>Payments at time of discharge for good of service</td>
<td>2776</td>
</tr>
<tr>
<td>486</td>
<td>Clothing for destitute shipwrecked persons</td>
<td>2777</td>
</tr>
<tr>
<td>488</td>
<td>Advancement of public funds to personnel</td>
<td>2778</td>
</tr>
<tr>
<td>660</td>
<td>Transportation to and from certain places of employement</td>
<td>2779</td>
</tr>
</tbody>
</table>

(c) ADDITIONAL CHANGES.—Chapter 27 of title 14, United States Code, is further amended—
(1) by inserting before section 2701 (as so redesignated and transferred under sub-section (b)) the following:

‘‘SUBCHAPTER I—PERSONNEL RIGHTS AND BENEFITS’’;

(2) by inserting before section 2731 (as so redesignated and transferred under sub-section (b)) the following:

‘‘SUBCHAPTER II—AWARDS’’;

and

(3) by inserting before section 2761 (as so redesignated and transferred under sub-section (b)) the following:

‘‘SUBCHAPTER III—PAYMENTS’’.

SEC. 117. CHAPTER 29.

(a) INITIAL MATTER.—Chapter 29 of title 14, United States Code, is amended by striking the chapter designation, the chapter heading, and the table of sections at the beginning and inserting the following:

‘‘CHAPTER 29—COAST GUARD FAMILY SUPPORT, CHILD CARE, AND HOUSING

‘‘SUBCHAPTER I—COAST GUARD FAMILIES

‘‘Sec.

‘‘2901. Work-life policies and programs.

‘‘2902. Surveys of Coast Guard families.

‘‘2903. Reimbursement for adoption expenses.

‘‘2904. Education and training opportunities for Coast Guard spouses.

‘‘2905. Youth sponsorship initiatives.

‘‘2906. Dependent school children.

‘‘SUBCHAPTER II—COAST GUARD CHILD CARE

‘‘2921. Definitions.

‘‘2922. Child development services.

‘‘2923. Child development center standards and inspections.

‘‘2924. Child development center employees.

‘‘2925. Parent partnerships with child development centers.

‘‘SUBCHAPTER III—HOUSING

‘‘2941. Definitions.

‘‘2942. General authority.

‘‘2943. Leasing and hiring of quarters; rental of inadequate housing.

‘‘2944. Child development centers.

‘‘2945. Conveyance of real property.

‘‘2946. Coast Guard Housing Fund.

(b) REDesignations and Transfers.—

(1) REQUIREMENT.—The sections of title 14, United States Code, identified in the table provided in paragraph (2) are amended—

(A) by redesignating the sections as described in the table; and

(B) by transferring the sections, as necessary, so that the sections appear after the table of sections for chapter 29 of such title (as added by subsection (a)), in the order in which the sections are presented in the table.

(2) TABLE.—The table referred to in paragraph (1) is the following:

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<th>Title 14 section number before redesignation</th>
<th>Section heading (provided for identification purposes only-not amended)</th>
<th>Title 14 section number after redesignation</th>
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</thead>
<tbody>
<tr>
<td>531</td>
<td>Work-life policies and programs</td>
<td>2901</td>
</tr>
<tr>
<td>532</td>
<td>Surveys of Coast Guard families</td>
<td>2902</td>
</tr>
<tr>
<td>541</td>
<td>Reimbursement for adoption expenses</td>
<td>2903</td>
</tr>
<tr>
<td>542</td>
<td>Education and training opportunities for Coast Guard spouses</td>
<td>2904</td>
</tr>
<tr>
<td>543</td>
<td>Youth sponsorship initiatives</td>
<td>2905</td>
</tr>
<tr>
<td>544</td>
<td>Dependent school children</td>
<td>2906</td>
</tr>
<tr>
<td>551</td>
<td>Definitions</td>
<td>2921</td>
</tr>
<tr>
<td>552</td>
<td>Child development services</td>
<td>2922</td>
</tr>
<tr>
<td>553</td>
<td>Child development center standards and inspections</td>
<td>2923</td>
</tr>
<tr>
<td>554</td>
<td>Child development center employees</td>
<td>2924</td>
</tr>
<tr>
<td>555</td>
<td>Parent partnerships with child development centers</td>
<td>2925</td>
</tr>
<tr>
<td>680</td>
<td>Definitions</td>
<td>2941</td>
</tr>
<tr>
<td>681</td>
<td>General authority</td>
<td>2942</td>
</tr>
<tr>
<td>475</td>
<td>Leasing and hiring of quarters; rental of inadequate housing</td>
<td>2943</td>
</tr>
<tr>
<td>680</td>
<td>Retired service members and dependents serving on advisory committees</td>
<td>2944</td>
</tr>
<tr>
<td>685</td>
<td>Conveyance of real property</td>
<td>2945</td>
</tr>
<tr>
<td>687</td>
<td>Coast Guard Housing Fund</td>
<td>2946</td>
</tr>
<tr>
<td>688</td>
<td>Reports</td>
<td>2947</td>
</tr>
</tbody>
</table>

(c) ADDITIONAL CHANGES.—Chapter 29 of title 14, United States Code, is further amended—

(1) by inserting before section 2901 (as so redesigned and transferred under sub-section (b)) the following:

‘‘SUBCHAPTER I—COAST GUARD FAMILIES’’;

(2) by inserting before section 2921 (as so redesigned and transferred under sub-section (b)) the following:

‘‘SUBCHAPTER II—COAST GUARD CHILD CARE’’;

and

(3) by inserting before section 2941 (as so redesignated and transferred under sub-section (b)) the following:

‘‘SUBCHAPTER III—HOUSING’’.

SEC. 118. SUBTITLE III AND CHAPTER 37.

(a) INITIAL MATTER.—Subtitle III—Title 14, United States Code, is further amended by adding after chapter 29 (as amended by section 117 of this title) the following:

‘‘Subtitle III—Coast Guard Reserve and Auxiliary’’.

(b) REDesignations and Transfers.—

(1) REQUIREMENT.—The sections of title 14, United States Code, identified in the table provided in paragraph (2) are amended—

(A) by redesignating the sections as described in the table; and

(B) by transferring the sections, as necessary, so that the sections appear after the table of sections for chapter 37 of such title (as added by subsection (a)), in the order in which the sections are presented in the table.

(2) TABLE.—The table referred to in paragraph (1) is the following:

<table>
<thead>
<tr>
<th>Title 14 section number before redesignation</th>
<th>Section heading (provided for identification purposes only-not amended)</th>
<th>Title 14 section number after redesignation</th>
</tr>
</thead>
<tbody>
<tr>
<td>3700</td>
<td>Authorized strength.</td>
<td>3702</td>
</tr>
<tr>
<td>3703</td>
<td>Coast Guard Reserve Boards.</td>
<td>3704</td>
</tr>
<tr>
<td>3704</td>
<td>Grades and ratings; military authority.</td>
<td>3705</td>
</tr>
<tr>
<td>3705</td>
<td>Benefits.</td>
<td>3706</td>
</tr>
<tr>
<td>3706</td>
<td>Temporary members of the Reserve; eligibility and compensation.</td>
<td>3707</td>
</tr>
<tr>
<td>3707</td>
<td>Temporary members of the Reserve; disability or death benefits.</td>
<td>3708</td>
</tr>
<tr>
<td>3708</td>
<td>Temporary members of the Reserve; certificate of honorable service.</td>
<td>3709</td>
</tr>
<tr>
<td>3709</td>
<td>Reserve student aviation pilots; Reserve aviation pilots; appointments in commissioned grade.</td>
<td>3710</td>
</tr>
<tr>
<td>3710</td>
<td>Reserve student pre-commissioning assistance program.</td>
<td>3711</td>
</tr>
<tr>
<td>3711</td>
<td>Appointment or wartime promotion; retention of grade upon release from active duty.</td>
<td>3712</td>
</tr>
<tr>
<td>3712</td>
<td>Exclusiveness of service.</td>
<td>3713</td>
</tr>
<tr>
<td>3713</td>
<td>Active duty for emergency augmentation of regular forces.</td>
<td>3714</td>
</tr>
<tr>
<td>3714</td>
<td>Enlistment of members engaged in schooling.</td>
<td>3715</td>
</tr>
<tr>
<td>3715</td>
<td>‘‘SUBCHAPTER II—PERSONNEL’’.</td>
<td>3716</td>
</tr>
<tr>
<td>3716</td>
<td>‘‘SUBCHAPTER III—COAST GUARD FAMILIES’’.</td>
<td>3717</td>
</tr>
<tr>
<td>3717</td>
<td>‘‘SEC. 37. Coast Guard Reserve’.</td>
<td>3718</td>
</tr>
<tr>
<td>3718</td>
<td>‘‘Sec. 39. Coast Guard Auxiliary’.</td>
<td>3719</td>
</tr>
<tr>
<td>3719</td>
<td>‘‘41. General Provisions for Coast Guard Reserve and Auxiliary’’.</td>
<td>3720</td>
</tr>
<tr>
<td>3720</td>
<td>‘‘CHAPTER 1—COAST GUARD RESERVE’’.</td>
<td>3721</td>
</tr>
<tr>
<td>3721</td>
<td>‘‘Sec. 3701. Organization.‘‘</td>
<td>3722</td>
</tr>
</tbody>
</table>

May 23, 2018 CONGRESSIONAL RECORD — HOUSE H4627
Title 14 section number before redesignation | Title 14 section number after redesignation | Title 14 section number before redesignation | Title 14 section number after redesignation | Title 14 section number before redesignation | Title 14 section number after redesignation
---|---|---|---|---|---
701 Organization 3701 | 727 Constructive credit upon initial appointment 3736 | 728 Promotion of Reserve officers on active duty 3739 | 729 Promotion; recommendations of selection boards 3740 | 730 Selection boards; appointment 3741 | 731 Establishment of promotion zones under running mate system 3742
702 Authorized strength 3702 | 732 Eligibility for promotion 3743 | 733 Recommendation for promotion of an officer previously removed from an active status 3744 | 734 Qualifications for promotion 3745 | 735 Promotion; acceptance; oath of office 3746 | 736 Date of rank upon promotion; entitlement to pay 3747
703 Coast Guard Reserve Boards 3703 | 737 Type of promotion; temporary 3748 | 738 Effect of removal by the President or failure of consent of the Senate 3749 | 739 Failure of selection for promotion 3750 | 740 Failure of selection and removal from an active status 3751 | 741 Retention boards; removal from an active status to provide a flow of promotion 3752
704 Grades and ratings; military authority 3704 | 742 Maximum ages for retention in an active status 3753 | 743 Rear admiral and rear admiral (lower half) maximum service in grade 3754 | 744 Appointment of a former Navy or Coast Guard officer 3755 | 745 Grade on entry upon active duty 3756 | 746 Recall of a retired officer; grade upon release 3757
705 Benefits 3705 |  |  |  |  |  
706 Temporary members of the Reserve; eligibility and compensation 3706 |  |  |  |  |  
707 Temporary members of the Reserve; disability or death benefits 3707 |  |  |  |  |  
708 Temporary members of the Reserve; certificate of honorable service 3708 |  |  |  |  |  
709 Reserve student aviation pilots; Reserve aviation pilots; appointments in commissioned grade 3709 |  |  |  |  |  
709a Reserve student pre-commissioning assistance program 3710 |  |  |  |  |  
710 Appointment or wartime promotion; retention of grade upon release from active duty 3711 |  |  |  |  |  
711 Exclusiveness of service 3712 |  |  |  |  |  
712 Active duty for emergency augmentation of regular forces 3713 |  |  |  |  |  
713 Enlistment of members engaged in schooling 3714 |  |  |  |  |  
720 Definitions 3731 |  |  |  |  |  
721 Applicability of this subchapter 3732 |  |  |  |  |  
722 Suspension of this subchapter in time of war or national emergency 3733 |  |  |  |  |  
723 Effect of this subchapter on retirement and retired pay 3734 |  |  |  |  |  
724 Authorized number of officers 3735 |  |  |  |  |  
725 Precedence 3736 |  |  |  |  |  
726 Running mates 3737 |  |  |  |  |  

(c) ADDITIONAL CHANGES.—Chapter 37 of title 14, United States Code, is further amended—
(1) by inserting before section 3701 (as so redesignated and transferred under subsection (b)) the following:
"SUBCHAPTER I—ADMINISTRATION";
and
(2) by inserting before section 3731 (as so redesignated and transferred under subsection (b)) the following:
"SUBCHAPTER II—PERSONNEL".

SEC. 119. CHAPTER 39.
(a) INITIAL MATTER.—Title 14, United States Code, is further amended by adding after chapter 37 (as added by section 118 of this title) the following:
"CHAPTER 39—COAST GUARD AUXILIARY"
Sec. 3901. Administration of the Coast Guard Auxiliary.
3902. Purpose of the Coast Guard Auxiliary.
3903. Eligibility; enrollments.
3904. Members of the Auxiliary; status.
3905. Disenrollment.
3906. Membership in other organizations.
3907. Use of member’s facilities.
3908. Vessel deemed public vessel.
3909. Aircraft deemed public aircraft.
3910. Radio station deemed government station.
3911. Availability of appropriations.
3912. Assignment and performance of duties.
3913. Injury or death in line of duty.

(b) REDESIGNATIONS AND TRANSFERS.—
(1) REQUIREMENT.—The sections of title 14, United States Code, identified in the table provided in paragraph (2) are amended—
(A) by redesignating the sections as described in the table; and
(B) by transferring the sections, as necessary, so that the sections appear after the table of sections for chapter 39 of such title (as added by subsection (a)), in the order in which the sections are presented in the table.

(2) TABLE.—The table referred to in paragraph (1) is the following:

<table>
<thead>
<tr>
<th>Title 14 section number before redesignation</th>
<th>Section heading (provided for identification purposes only-not amended)</th>
<th>Title 14 section number after redesignation</th>
</tr>
</thead>
<tbody>
<tr>
<td>3901</td>
<td>Administration of the Coast Guard Auxiliary</td>
<td>821</td>
</tr>
<tr>
<td>3902</td>
<td>Purpose of the Coast Guard Auxiliary</td>
<td>822</td>
</tr>
<tr>
<td>3903</td>
<td>Eligibility; enrollments</td>
<td>823</td>
</tr>
<tr>
<td>3904</td>
<td>Members of the Auxiliary; status</td>
<td>823a</td>
</tr>
<tr>
<td>3905</td>
<td>Disenrollment</td>
<td>824</td>
</tr>
<tr>
<td>3906</td>
<td>Membership in other organizations</td>
<td>825</td>
</tr>
<tr>
<td>3907</td>
<td>Use of member’s facilities</td>
<td>826</td>
</tr>
<tr>
<td>3908</td>
<td>Vessel deemed public vessel</td>
<td>827</td>
</tr>
<tr>
<td>3909</td>
<td>Aircraft deemed public aircraft</td>
<td>828</td>
</tr>
<tr>
<td>3910</td>
<td>Radio station deemed government station</td>
<td>829</td>
</tr>
<tr>
<td>Title 14 section number before redesignation</td>
<td>Title 14 section number after redesignation</td>
<td>Title 14 section number after redesignation</td>
</tr>
<tr>
<td>-------------------------------------------</td>
<td>-------------------------------------------</td>
<td>-------------------------------------------</td>
</tr>
<tr>
<td>(a) Initial Matter.—Title 14, United States Code, is further amended by adding after chapter 39 (as added by section 119 of this title) the following: <strong>CHAPTER 41—GENERAL PROVISIONS FOR COAST GUARD RESERVE AND AUXILIARY</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td>(b) Redesignations and Transfers.— (1) REQUIREMENT.—The sections of title 14, United States Code, identified in the table provided in paragraph (2) are amended— (A) by redesignating the sections as described in the table; and (B) by transferring the sections, as necessary, so that the sections appear after the table of sections for chapter 49 of such title (as added by subsection (a)), in the order in which the sections are presented in the table. (2) TABLE.—The table referred to in paragraph (1) is the following:</td>
<td></td>
<td></td>
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<tr>
<td>A <strong>CHAPTER 51—REPORTS</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td>(a) Initial Matter.—Title 14, United States Code, is further amended by adding after chapter 49 (as added by section 121 of this title) the following:</td>
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<tr>
<td><strong>SECT. 124. RULE OF CONSTRUCTION.</strong></td>
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</tr>
<tr>
<td>(1) the effect of a provision of title 14, United States Code, that is redesignated by this title, as that section was in effect before the redesignation.</td>
<td></td>
<td></td>
</tr>
<tr>
<td>(2) REFERENCES TO CHAPTER 11.—Title 14, United States Code, is further amended— (A) in section 216(d), as so redesignated by this title, by striking “chapter 11” of this title and inserting “this chapter”; and (B) in section 3709, as so redesignated by this title, by striking “chapter 11” each place that it appears and inserting “chapter 21”.</td>
<td></td>
<td></td>
</tr>
<tr>
<td>(3) REFERENCES TO CHAPTER 27.—Section 3705(b) of title 14, United States Code, as so redesignated by this title, is further amended— by inserting “chapter 27” after “chapter 19”.</td>
<td></td>
<td></td>
</tr>
<tr>
<td>(4) REFERENCES TO CHAPTER 15.—Section 308(b)(3) of title 14, United States Code, as so redesignated by this title, is further amended— by striking “chapter 15” and inserting “chapter 11”.</td>
<td></td>
<td></td>
</tr>
<tr>
<td>(5) REFERENCES TO CHAPTER 19.—Title 14, United States Code, is further amended— (A) in section 4903(4), as so redesignated by this title, by striking “chapter 19” and inserting “section 318”; and (B) in section 4902(3), as so redesignated by this title, by striking “chapter 19” and inserting “section 318”.</td>
<td></td>
<td></td>
</tr>
<tr>
<td>(6) REFERENCES TO CHAPTER 23.—Section 76(a) of title 14, United States Code, as so redesignated by this title, is further amended— by striking “chapter 23” and inserting “chapter 39”.</td>
<td></td>
<td></td>
</tr>
<tr>
<td><strong>SECT. 125. REFERENCES.</strong> (a) DEFINITIONS.—In this section, the following definitions apply: (1) Redesignated section.—The term “redesignated section” means a section of title 14, United States Code, that is redesignated by this title, as that section was in effect before the redesignation. (2) Source section.—The term “source section” means a section of title 14, United States Code, that is redesignated by this title, as that section was in effect before the redesignation.</td>
<td></td>
<td></td>
</tr>
<tr>
<td><strong>SECT. 126. REFERENCES.</strong> (a) DEFINITIONS.—In this section, the following definitions apply: (1) Redesignated section.—The term “redesignated section” means a section of title 14, United States Code, that is redesignated by this title, as that section was in effect before the redesignation. (2) Source section.—The term “source section” means a section of title 14, United States Code, that is redesignated by this title, as that section was in effect before the redesignation. (b) Reference to source section.— (1) Treatment of reference.—A reference to a source section, including a reference in a regulation, order, or other law, is deemed to refer to the corresponding redesignated section. (2) Reference to chapter 11.—Title 14, United States Code, each reference in the text of such title to a source section is amended by striking such reference and inserting a reference to the appropriate, as determined using the tables located in this title, redesignated section.</td>
<td></td>
<td></td>
</tr>
<tr>
<td><strong>SECT. 127. REFERENCES.</strong> (a) DEFINITIONS.—In this section, the following definitions apply: (1) Redesignated section.—The term “redesignated section” means a section of title 14, United States Code, that is redesignated by this title, as that section was in effect before the redesignation. (2) Source section.—The term “source section” means a section of title 14, United States Code, that is redesignated by this title, as that section was in effect before the redesignation. (b) Reference to source section.— (1) Treatment of reference.—A reference to a source section, including a reference in a regulation, order, or other law, is deemed to refer to the corresponding redesignated section. (2) Reference to chapter 11.—Title 14, United States Code, each reference in the text of such title to a source section is amended by striking such reference and inserting a reference to the appropriate, as determined using the tables located in this title, redesignated section.</td>
<td></td>
<td></td>
</tr>
<tr>
<td><strong>SECT. 128. REFERENCES.</strong> (a) DEFINITIONS.—In this section, the following definitions apply: (1) Redesignated section.—The term “redesignated section” means a section of title 14, United States Code, that is redesignated by this title, as that section was in effect before the redesignation. (2) Source section.—The term “source section” means a section of title 14, United States Code, that is redesignated by this title, as that section was in effect before the redesignation. (b) Reference to source section.— (1) Treatment of reference.—A reference to a source section, including a reference in a regulation, order, or other law, is deemed to refer to the corresponding redesignated section. (2) Reference to chapter 11.—Title 14, United States Code, each reference in the text of such title to a source section is amended by striking such reference and inserting a reference to the appropriate, as determined using the tables located in this title, redesignated section.</td>
<td></td>
<td></td>
</tr>
<tr>
<td><strong>SECT. 129. REFERENCES.</strong> (a) DEFINITIONS.—In this section, the following definitions apply: (1) Redesignated section.—The term “redesignated section” means a section of title 14, United States Code, that is redesignated by this title, as that section was in effect before the redesignation. (2) Source section.—The term “source section” means a section of title 14, United States Code, that is redesignated by this title, as that section was in effect before the redesignation. (b) Reference to source section.— (1) Treatment of reference.—A reference to a source section, including a reference in a regulation, order, or other law, is deemed to refer to the corresponding redesignated section. (2) Reference to chapter 11.—Title 14, United States Code, each reference in the text of such title to a source section is amended by striking such reference and inserting a reference to the appropriate, as determined using the tables located in this title, redesignated section.</td>
<td></td>
<td></td>
</tr>
<tr>
<td><strong>SECT. 130. REFERENCES.</strong> (a) DEFINITIONS.—In this section, the following definitions apply: (1) Redesignated section.—The term “redesignated section” means a section of title 14, United States Code, that is redesignated by this title, as that section was in effect before the redesignation. (2) Source section.—The term “source section” means a section of title 14, United States Code, that is redesignated by this title, as that section was in effect before the redesignation. (b) Reference to source section.— (1) Treatment of reference.—A reference to a source section, including a reference in a regulation, order, or other law, is deemed to refer to the corresponding redesignated section. (2) Reference to chapter 11.—Title 14, United States Code, each reference in the text of such title to a source section is amended by striking such reference and inserting a reference to the appropriate, as determined using the tables located in this title, redesignated section.</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
TITLE II—AUTHORIZATIONS

SEC. 201. AMENDMENTS TO TITLE 14, UNITED STATES CODE, AS AMENDED BY TITLE I OF THIS DIVISION.

Except as otherwise expressly provided, whenever in this title an amendment or repeal is expressed in terms of an amendment to, or a repeal of, a section or other provision of title 14, United States Code, the reference shall be considered to be made to title 14, United States Code, as amended by title I of this division.

SEC. 202. AUTHORIZATIONS OF APPROPRIATIONS.

(a) IN GENERAL.—Section 4902 of title 14, United States Code, is amended to read as follows:

"§ 4902. Authorizations of appropriations

(1) FISCAL YEAR 2018.—Funds are authorized to be appropriated for fiscal year 2018 for—

(1) the operation and maintenance of the Coast Guard, not otherwise provided for, $7,210,315,000 for fiscal year 2018;

(2) for the acquisition, construction, renovation, and improvement of aids to navigation, shore facilities, vessels, and aircraft, including equipment related thereto, and for maintenance, rehabilitation, lease, and operation of facilities and equipment, $2,694,745,000 for fiscal year 2018;

(3) To the Commandant of the Coast Guard, not otherwise provided for, $114,875,000 for fiscal year 2018; and

(b) FISCAL YEAR 2019.—Funds are authorized to be appropriated for fiscal year 2019 for—

(1) for the operation and maintenance of the Coast Guard, not otherwise provided for, $8,399,470,000 for fiscal year 2019; and

(2) for the acquisition, construction, renovation, and improvement of aids to navigation, shore facilities, vessels, and aircraft, including equipment related thereto, and for maintenance, rehabilitation, lease, and operation of facilities and equipment, $2,391,100,000 for fiscal year 2019.

(3) To the Commandant of the Coast Guard for research, development, test, and evaluation of technologies, materials, and human factors directly related to improving the performance of the Coast Guard’s mission with respect to search and rescue, aids to navigation, marine safety, marine environmental protection, enforcement of laws and treaties, ice operations, oceanographic research, and defense readiness, and for maintenance, rehabilitation, lease, and operation of facilities and equipment, $29,141,000 for fiscal year 2019.

(b) REPEAL.—On October 1, 2018—

(1) section 4902(a) of title 14, United States Code, as amended by subsection (a), shall be repealed; and

(2) subsection 4902(b) of title 14, United States Code, as amended by subsection (a), shall be amended by striking "Fiscal Year 2019.—".

SEC. 203. AUTHORIZED LEVELS OF MILITARY STRENGTH AND TRAINING.

Section 4904 of title 14, United States Code, is amended—

(1) in subsection (a), by striking "for each of fiscal years 2016 and 2017" and inserting "for fiscal year 2018 and 44,500 for fiscal year 2019"; and

(2) in subsection (b), by striking "fiscal years 2016 and 2017" and inserting "fiscal years 2018 and 2019".

SEC. 204. AUTHORIZATION OF AMOUNTS FOR FAST RESPONSE CUTTERS.

(a) IN GENERAL.—Of the amounts authorized under section 4902 of title 14, United States Code, as amended by this division, for each of fiscal years 2018 and 2019 up to $167,500,000 is authorized for the acquisition of 3 Fast Response Cutters.

(b) TREATMENT OF ACQUIRED CUTTERS.—Any cutters acquired pursuant to subsection (a) shall be in addition to the 36 cutters approved under the existing acquisition baseline.

SEC. 205. AUTHORIZATION OF AMOUNTS FOR SHORESIDE INFRASTRUCTURE.

Of the amounts authorized under section 4902 of title 14, United States Code, as amended by this division, for each of fiscal years 2018 and 2019 up to $13,397,000 is authorized for engineering, design, or construction; and not otherwise provided for, $2,694,745,000 for fiscal year 2018.

(5) To the Commandant of the Coast Guard for research, development, test, and evaluation of technologies, materials, and human factors directly related to improving the performance of the Coast Guard’s mission with respect to search and rescue, aids to navigation, marine safety, marine environmental protection, enforcement of laws and treaties, ice operations, oceanographic research, and defense readiness, and for maintenance, rehabilitation, lease, and operation of facilities and equipment, $2,694,745,000 for fiscal year 2018.

(b) FISCAL YEAR 2019.—Funds are authorized to be appropriated for fiscal year 2019 for—

(1) for the operation and maintenance of the Coast Guard, not otherwise provided for, $8,399,470,000 for fiscal year 2019; and

(2) for the acquisition, construction, renovation, and improvement of aids to navigation, shore facilities, vessels, and aircraft, including equipment related thereto, and for maintenance, rehabilitation, lease, and operation of facilities and equipment, $2,391,100,000 for fiscal year 2019.

SEC. 206. AUTHORIZATION OF AMOUNTS FOR AIRCRAFT IMPROVEMENTS.

Of the amounts authorized under section 4902 of title 14, United States Code, as amended by this division, for each of fiscal years 2018 and 2019 up to $167,500,000 is authorized for the Secretary of the Department in which the Coast Guard is operating to fund analysis and program development for improvements to, or the replacement of rotary-wing aircraft.

SEC. 207. PRIMARY DUTIES.

Section 102(7) of title 14, United States Code, is amended to read as follows:

"(7) maintain a state of readiness to assist in the defense of the United States, including when functioning as a specialized service in the Navy pursuant to section 103.

SEC. 302. NATIONAL COAST GUARD ACADEMY.

Section 316 of title 14, United States Code, is amended to read as follows:

"§ 316. National Coast Guard Academy

(1) ESTABLISHMENT.—The Commandant may establish a National Coast Guard Academy to be located in New London, Connecticut, and administered by the Coast Guard, and are located in New London, Connecticut, at, or in close proximity to, the Coast Guard Academy.

(2) LIMITATION ON EXPENDITURES.—(1) The Secretary shall not expend any funds appropriated to the Commandant on the construction of any museum established under this section.

(2) The Secretary shall fund the National Coast Guard Museum with nonappropriated and non-Federal funds to the maximum extent practicable. The priority use of Federal funds should be to preserve and protect historical Coast Guard artifacts, including the design, fabrication, and installation of exhibits or displays in which such artifacts are included.

(3) The Secretary may expend funds appropriated to the Commandant on the engineering and design of a National Coast Guard Museum.

(c) FUNDING PLAN.—Before the date on which the Commandant establishes a National Coast Guard Museum under section (a), the Commandant shall provide to the Committee on Commerce, Science, and Transportation of the Senate and the Committee on Transportation and Infrastructure of the House of Representatives a plan for selecting, operating, and maintaining such a museum, including—

(1) estimated planning, engineering, design, construction, operation, and maintenance costs;

(2) the extent to which appropriated, nonappropriated, and non-Federal funds will be used for such purposes, including the extent to which there is any shortfall in funding for engineering, design, or construction; and

(3) a certification by the Inspector General of the department in which the Coast Guard is operating that the plan provided pursuant to paragraphs (1) and (2) are reasonable and realistic.

(d) AUTHORITY.—The Commandant may not establish a national Coast Guard museum except as set forth in this section.

SEC. 304. UNMANNED AIRCRAFT.

(a) LAND-BASED UNMANNED AIRCRAFT SYSTEM PROGRAM.—Chapter 3 of title 14, United States Code, is amended by adding at the end the following:

"§ 319. Land-based unmanned aircraft system program

(1) IN GENERAL.—Subject to the availability of appropriations, the Secretary shall establish a land-based unmanned aircraft system program under the control of the Commandant.

(b) UNMANNED AIRCRAFT SYSTEM DEFINED.—In this section, the term ‘unmanned aircraft system’ has the meaning given that term in section 331 of the FAA Modernization and Reform Act of 2012 (49 U.S.C. 40101 note).”,

(b) LIMITATION ON UNMANNED AIRCRAFT SYSTEM.—In title 14, United States Code, is amended by inserting after section 1154 the following:

"§ 1155. Limitation on unmanned aircraft systems

(1) IN GENERAL.—During any fiscal year for which funds are appropriated for the design or construction of an Offshore Patrol Cutter, the Commandant—

(1) may not award a contract for design of an unmanned aircraft system for use by the Coast Guard; and

(2) may lease, acquire, or acquire the services of an unmanned aircraft system for use by such system.

(2) (A) has been part of a program of record of, procured by, or used by a Federal entity (or funds for research, development, test, and evaluation have been received from a Federal entity with regard to such system) before the date on which the Commandant..."
leases, acquires, or acquires the services of the system; and

“(B) is leased, acquired, or utilized by the Commandant through an agreement with a Federal agency, unless such an agreement is not practicable or would be less cost-effective than an independent contract action by the Coast Guard.”

“(C) Unmanned Aircraft Exemption.—Subsection (a)(2) does not apply to small unmanned aircraft.”

“(d) Definitions.—In this section—

(1) Technical corrections and conforming amendments are made to—

(II) the Homeland Security Improvement Act of 2002; and

(III) the Senate reports.”

(2) Provisions of law regarding the licensing portability of—

(II) the Coast Guard; and

(III) the Surface Transportation Board.”

“§ 509. Coast Guard health-care professionals; licensure portability.

(a) In General.—Notwithstanding any other provision of law concerning the licensing of health-care providers, a health-care professional described in subsection (b) may practice in the Covered or Covered-Related relocations or assignments or the Covered geographic area or the Covered-Related area of a Coast Guard facility or agency, if the practice is within the scope of the organized Federal duties or duties of such health-care professional to which the practice is related.

(b) Described Individuals.—A health-care professional described in this subsection is an individual

(1) who—

(A) is qualified to practice medicine, osteopathic medicine, dentistry, or any other health profession; and

(B) is performing authorized duties for the Coast Guard;

(2) whose license or credential is active;

(3) who is acting in connection with an agreement under section 332 of the FAA Modernization and Reform Act of 2012 (49 U.S.C. 40101 note); and

(4) who is not a Federal employee of the Coast Guard,

(5) is not otherwise subject to the Federal labor laws, and

(6) who is not employed by the Coast Guard.

(c) Definitions.—In this section—

(1) Technical corrections and conforming amendments are made to—

(II) the Homeland Security Improvement Act of 2002; and

(III) the Senate reports.”

“§ 719. Training; emergency response providers.

(a) In General.—The Commandant may, on a reimbursable or non-reimbursable basis, make a training available to emergency response providers whenever the Commandant determines that

(1) a member of the Coast Guard, who is assigned, is able or available to participate in such training;

(2) the Training is designed to include in the training, is available or otherwise a Federal employee, or an agency of the United States, not otherwise a Federal agency, is able or available to participate in such training;

(3) such training, if made available to such emergency response providers, would further the goal of interoperability among Federal agencies, non-Federal governmental agencies, and other agencies.

(b) Emergency Response Providers Defined.—In this section, the term ‘emergency response providers’ has the meaning given that term in section 2 of the Homeland Security Act of 2002 (6 U.S.C. 101).

(c) Treatment of Reimbursement.—Any reimbursements for training costs that the Coast Guard pays for that training shall be credited to the appropriation used to pay the costs for such training.

(d) Status of Commercial Onboard OperationsLiability.—(1) Status.—Any individual to whom, as an emergency response provider, training is made available under this section, who is not otherwise a Federal employee, shall not, because of that training, be considered a Federal employee for any purpose (including the purposes of chapter 51 of title 5 relating to compensation and sections 2671 through 2680 of title 28 (relating to tort claims)).

“§ 790. Limitation on liability.—The United States shall not be liable for actions taken by an individual in the course of training made available under this section.”

“§ 307. Incentive contracts for coast Guard Yard and industrial establishments.

(a) Authority and Definitions.—Section 939 of title 14, United States Code, is amended—

(1) by inserting before ‘‘The Secretary’’ the following: ‘‘(A) In General.—’’; and

(2) by adding at the end the following:

‘‘(b) Incentive Contracts.—

(1) The parties to an agreement for industrial work to be performed by the Coast Guard Yard or a Coast Guard industrial establishment designated under subsection (a) may enter into an order or a cost-plus-incentive-fee order in accordance with this subsection.

(2) If such parties enter into such an order or a cost-plus-incentive-fee order, an agreed-upon amount or any adjustment described in subsection (a) may be distributed as an incentive to the wage-grade industrial employees who complete the order.

(b) Before entering into such an order or cost-plus-incentive-fee order such parties must agree that the wage-grade employees of the Coast Guard Yard or Coast Guard industrial establishment will take action to improve the delivery schedule or technical performance agreed to in the order for industrial work to which such parties initially agreed.

(c) Notwithstanding any other provision of law, if the industrial workforce of the Coast Guard Yard or Coast Guard industrial establishment satisfies the performance target established in such an order or cost-plus-incentive-fee order—

(A) the adjustment to be made pursuant to section (a) shall be reduced by an agreed-upon amount and distributed to such wage-grade employees; and

(B) the remainder of the adjustment shall be credited to the appropriation for such order current at that time.’’

“§ 308. Confidential Investigative Expenses.

(a) Authority.—Section 841 of title 14, United States Code, is amended by striking ‘‘$45,000’’ and inserting ‘‘$250,000.’’

“§ 309. Regular Captains; Retirement.

(a) Authority.—Section 2142(a) of title 14, United States Code, is amended—

(1) by striking ‘‘zone’’ and inserting ‘‘zone, or from being placed at the top of the list of selectees promulgated by the Secretary under section 2212(a) of this title, is’’; and

(2) by striking the period at the end and inserting ‘‘or placed at the top of the list of selectees promulgated by the Secretary under section 2212(a) of this title, is’’.

“§ 310. Conversion, Alteration, and Repair Projects.

(a) Authority.—Chapter 9 of title 14, United States Code, is amended by striking Section 915. The assignment of Coast Guard vessel is not further amended by striking after such section the following:

‘‘(2) The assignment of Coast Guard vessel shall be based on economic and military considerations and may not be restricted by a
requirement that certain parts of Coast Guard shipwork be assigned to a particular type of shipyard or geographical area or by a similar requirement;''.

(b) CLERICAL AMENDMENT.—The analysis for chapter 9 of title 14, United States Code, is amended by inserting after the item relating to section 951 the following:

"952. Construction of Coast Guard vessels and assignment of vessel projects.''

SEC. 311. CONTRACTING FOR MAJOR ACQUISITIONS PROGRAMS.

(a) GENERAL ACQUISITION AUTHORITY.—Section 501(d) of title 14, United States Code, is amended by inserting ‘‘aircraft, and systems’’, after ‘‘vessels,’’.

(b) CONTRACTING AUTHORITY.—Chapter 11 of title 14, United States Code, as amended by this division, is further amended by inserting after section 1136 the following:

"§1137. Contracting for major acquisitions programs

"(a) IN GENERAL.—In carrying out authori- ties provided to the Secretary to design, con- struct, accept, or otherwise acquire assets and systems under section 501(d), the Secretary, acting through the Commandant or the head of a vessel acquisition program office established for a major acquisition program, may enter into contracts for a major acquisition program.

"(b) AUTHORIZED METHODS.—Contracts en- tered into under subsection (a)—

"(1) may include combined purchases, also known as economic order quantity pur- chases, of—

"(A) materials and components; and

"(B) long lead time materials; and

"(4) as provided in section 2306(b) of title 10, may be multiyear contracts.

"(c) SUBJECT TO APPROPRIATIONS.—Any contract entered into under subsection (a) shall provide that any obligation of the United States to make a payment under the contract is subject to the availability of amounts specifically provided in advance for that purpose in subsequent appropriations Acts.’’.

(c) CLERICAL AMENDMENT.—The analysis for chapter 11 of title 14, United States Code, as amended by this division, is further amended by inserting after the item relating to section 1136 the following:

"1137. Contracting for major acquisitions programs.’’.

(d) CONFORMING AMENDMENTS.—The fol- lowing provisions are repealed:

(1) Section 223 of the Howard Coble Coast Guard and Maritime Transportation Act of 2014 (14 U.S.C. 1152 note), and the item relating to that section in the table of contents in section 2 of such Act.

(2) Section 221(a) of the Coast Guard and Maritime Transportation Act of 2012 (14 U.S.C. 1133 note).

(3) Section 207(a) of the Coast Guard Au- thorization Act of 2016 (14 U.S.C. 561 note).

(e) INTERNAL REGULATIONS AND POLICY.—Not later than 180 days after the date of enactment of this Act, the Secretary of the department in which the Coast Guard is operating shall establish the internal regulations and policies necessary to exercise the authorities provided under this section, includ- ing the amendments made in this section.

(f) CONTRACTS.—The Secretary of the department in which the Coast Guard is operating is authorized to enter into a multiyear contract for the procurement of a tenth, eleventh, and twelfth NationalSecu- rity Cutter and associated government-fur- nished equipment.

SEC. 312. OFFICER PROMOTION ZONES.

Section 2111(a) of title 14, United States Code, is amended by striking ‘‘six-tenths,’’ and inserting ‘‘one-half’’.

SEC. 313. CROSS REFERENCE.

Section 2321(b) of title 14, United States Code, is amended by inserting ‘‘designated under section 1134’’.

SEC. 314. COMMISSIONED SERVICE RETIREMENT.

For Coast Guard officers who retire in fis- cal year 2018 or 2019, the President may re- duce the period of active commissioned serv- ice required under section 2519 of title 14, United States Code, to a period of not less than 8 years.

SEC. 315. LIMIT FOR BIRTH OR ADOPTION OF CHILD.

(a) POLICY.—Section 2512 of title 14, United States Code, is amended—

"(1) by striking ‘‘Not later than 1 year’’ and inserting ‘‘the following:"

"(a) IN GENERAL.—Except as provided in subsection (b), not later than 1 year’’; and

"(2) by adding at the end the following:

"(b) LEAVE ASSOCIATED WITH BIRTH OR ADOPTION OF CHILD.—Notwithstanding sub- section (a), sections 701 and 704 of title 10, or any other provision of law, all officers and enlisted members of the Coast Guard shall be authorized leave associated with the birth or adoption of a minor, or immediately following such birth or adop- tion, at the discretion of the Com- mandant, to take authorized leave associated with the birth or adoption of a minor, or immediately following such birth or adoption, at the discretion of the Com- mandant.

"(c) C LERICAL AMENDMENT.—The analysis for chapter 51 of title 14, United States Code, is amended by adding at the end the fol- lowing:

"§5106. Unfunded priorities list.’’.

SEC. 319. SAFETY OF VESSELS OF THE ARMED FORCES.

(a) IN GENERAL.—Section 527 of title 14, United States Code, is amended—

"(1) in the heading, by striking ‘‘vessel’’ and inserting ‘‘vessel of the Armed Forces’’;

"(2) in subsection (a), by striking ‘‘United States naval vessel’’ and inserting ‘‘vessel of the Armed Forces’’;

"(3) in subsection (b)—

"(A) by striking ‘‘senior naval officer present in command’’; and

"(B) by striking ‘‘United States naval ves- sel’’ and inserting ‘‘vessel of the Armed Forces’’;

"(4) by adding at the end the following:

"(e) For purposes of this title, the term ‘vessel of the Armed Forces’ means—

"(1) a vessel owned or operated by the Department of Defense or the Coast Guard, other than a time- or voyage-chartered ves- sel; and

"(2) any vessel owned and operated by the Department of Transportation that is designated by the Secretary of the department in which the Coast Guard is operating as a vessel equivalent to a vessel described in paragraph (1).’’.

(b) CLERICAL AMENDMENT.—The analysis for chapter 5 of title 14, United States Code, is amended by adding the following to the item relating to section 527 and inserting the fol- lowing:

"527. Safety of vessels of the Armed Forces.’’.

(c) CONFORMING AMENDMENTS.—Section 2510(a) of title 14, United States Code, is amended—

"(1) by striking ‘‘armed forces’’ and insert- ing ‘‘Armed Forces’’; and

"(2) by striking ‘‘section 101(a) of title 10’’ and inserting ‘‘section 527(e)’’.

SEC. 319. PROTECTING AGAINST UNMANNED AIR- CRAFT.

(a) IN GENERAL.—Chapter 5 of title 14, United States Code, as amended by this divi- sion, is further amended by inserting after section 527 the following:

"(2) the acquisition of a capital asset in ex- cess of the number included in the approved acquisition program baseline.’’.

"UNFUNDED PRIORITIES.—Chapter 51 of title 14, United States Code, is amended by adding at the end the following:

"§5106. Unfunded priorities list

"(a) IN GENERAL.—On the date on which the President submits a budget pursuant to section 1105 of title 31, the Com- mandant shall submit to the Committee on Transportation and Infrastructure of the House of Representatives and the Committee on Commerce, Science, and Transportation of the Senate a list of each unfunded priority for the Coast Guard.

"(b) PRIORITIZATION.—The list required under subsection (a) shall present the unfunded priorities in order from the highest priority to the lowest, as determined by the Commandant.

"(c) UNFUNDED PRIORITY DEFINED.—In this section, the term ‘unfunded priority’ means a program or mission requirement that—

"(1) has not been selected for funding in the applicable proposed budget;

"(2) is necessary to fulfill a requirement associated with an operational need; and

"(3) the Commandant would have rec- ommended for inclusion in the applicable proposed budget had additional resources been available on or before the requirement emerged before the budget was submitted.’’.

(c) CLERICAL AMENDMENT.—The analysis for chapter 51 of title 14, United States Code, is amended by adding at the end the fol- lowing:

"§5106. Unfunded priorities list.’’.
§528. Protecting against unmanned aircraft

(a) AUTHORITY.—Notwithstanding title 18 (including section 32, section 1030, sections 2510–2522, and sections 46502 of title 49, the Secretary, or the Secretary’s designee, shall have the authority to take such actions described in subsection (c)(1) as are necessary to mitigate the threat, as defined by the Secretary in consultation with the Secretary of Transportation, that an unmanned aircraft system or unmanned aircraft poses to the safety or security of a covered vessel or aircraft.

(b) COORDINATION WITH THE SECRETARY OF TRANSPORTATION.—The Secretary, or the Secretary’s designee, shall coordinate with the Secretary of Transportation, including the Administrator of the Federal Aviation Administration, before issuing any guidance or implementing any program or procedures to carry out this section that might affect aviation safety, civilian aviation and aerospace operations, aircraft airworthiness, or the use of the airspace.

(c) ACTIONS DESCRIBED.—

(1) The actions described in this paragraph are the following:

(A) Detect, identify, monitor, and track the unmanned aircraft system or unmanned aircraft, unless disabled by means of or other access of a wire, oral, or electronic communication used to control the unmanned aircraft system or unmanned aircraft.

(B) Warn the operator of the unmanned aircraft system or unmanned aircraft, including the transmission of a warning or other communication, by disabling the unmanned aircraft system or unmanned aircraft.

(C) Disrupt the control of the unmanned aircraft system or unmanned aircraft, without prior consent, including by disabling the unmanned aircraft or unmanned aircraft by interfering with, interfering, or causing interference with wire, oral, electronic, or radio communications used to control the unmanned aircraft system or unmanned aircraft.

(D) Seize or exercise control of the unmanned aircraft system or unmanned aircraft.

(E) Seize or otherwise confiscate the unmanned aircraft system or unmanned aircraft.

(F) Use reasonable force to disable, damage, or destroy the unmanned aircraft system or unmanned aircraft.

(2) The Secretary shall develop the actions described in paragraph (1) in coordination with the Secretary of Transportation.

(d) ANY UNMANNED AIRCRAFT SYSTEM OR UNMANNED AIRCRAFT DESCRIBED IN SUBSECTION (A) THAT IS SEIZED BY THE SECRETARY IS SUBJECT TO FORFEITURE.

(e) REGULATIONS.—The Secretary and the Secretary of Transportation may prescribe regulations and shall issue guidance in the respective areas of each Secretary to carry out the purposes of this section. The Secretary and the Secretary of Transportation shall coordinate in the development of such guidance.

(f) DEFINITIONS.—In this section:

(A) 'Covered vessel or aircraft' means a vessel or aircraft that—

(i) a vessel or aircraft operated by the Coast Guard; or

(ii) the Coast Guard is assisting or escorting.

(B) 'Coast Guard' means the Coast Guard as described in subsection (b) of title 46.

(C) 'Is directly involved in a mission of the Coast Guard pertaining to—

(i) assisting or escorting a vessel of the Department of Commerce, Science, and Transportation of the Senate and the Committee on Transportation and Infrastructure of the House of Representatives on the activities carried out pursuant to this section. Such briefings shall include—

(ii) a discussion of the determination made by the Secretary pursuant to paragraph (2); and

(ii) a report summarizing the public comments received by the Secretary pursuant to paragraph (3);

and

(C) by adding at the end the following:

(D) how the Secretaries have engaged with Federal, State, and local law enforcement agencies to implement and use such authorities.

(2) Each briefing under paragraph (1) shall be in unclassified form, but may be accompanied by an additional classified briefing.

(g) TERMINATION OF AUTHORITY.—The authority pursuant to this section shall expire on December 31, 2020, for Department missions unless the President of the United States certifies to Congress, not less than 45 days prior to the expiration date that retaining authority pursuant to this section is in the national security interests of the United States by extending authority for those mission areas an additional 180 days.

(b) CLERICAL AMENDMENT.—The analysis for section 5 of title 14, United States Code, as amended by this division, is further amended by inserting after the item relating to section 229 the following:

528. Protecting against unmanned aircraft.
CHAPTER 700—PORTS AND WATERWAYS SAFETY

"SUBCHAPTER A—VESSEL OPERATIONS"

"§ 70001. Vessel traffic services"

"(a) Subject to the requirements of section 70004, the Secretary—"

"(1) in any port or place under the jurisdiction of the United States, in the navigable waters of the United States, or in any area covered by an international agreement negotiated pursuant to section 70005, may construct, operate, maintain, improve, or expand vessel traffic services, that consist of measures for controlling or supervising vessel traffic or for protecting navigation and the marine environment and that may include one or more of reporting and operating requirements, surveillance and communications systems, routing systems, and fairways;

"(2) shall require appropriate vessels that operate in an area of a vessel traffic service to utilize or comply with that service;

"(3) may require vessels to install and use specified navigation equipment, communications equipment, electronic relative motion analyzer equipment, or any electronic or other device necessary to comply with a vessel traffic service or that is necessary in the interests of vessel safety.

"(B) Notwithstanding subparagraph (A), the Secretary shall not require fishing vessels under 300 gross tons as measured under section 14502, or an alternate tonnage measured under section 14302 as prescribed by the Secretary under section 14104, or recreational vessels 65 feet or less to possess or use the equipment or devices required by this subsection solely under the authority of this chapter;

"(4) may control vessel traffic in areas subject to the jurisdiction of the United States that the Secretary determines to be hazardous, in areas of reduced visibility, adverse weather, vessel congestion, or other hazardous circumstances, by—"

"(1) specifying times of entry, movement, or departure;

"(2) establishing vessel traffic routing schemes;

"(C) establishing vessel size, speed, or draft limitations and vessel operating conditions; and

"(D) restricting operation, in any hazardous area or under circumstances that permit vessels that have particular operating characteristics or capabilities that the Secretary considers necessary for safe operation under the circumstances;

"(5) may require the receipt of prearrival messages from any vessel, destined for a port or place subject to the jurisdiction of the United States, or under circumstances that permit vessels to advance vessel traffic planning before port entry, which shall include any information that is not already a matter of record and that the Secretary considers necessary for traffic control of the vessel and the safety of the port or the marine environment; and

"(6) may prohibit the use on vessels of electronic or other devices that interfere with communication and navigation equipment, except that such authority shall not apply to electronic or other devices certified to transmit in the maritime services by the Federal Communications Commission and used within the frequency bands 157.1575 MHz and 161.7875–162.0375 MHz.

"(b) COOPERATIVE AGREEMENTS.—"

"(1) IN GENERAL.—The Secretary may enter into cooperative agreements with public or private agencies, associations, institutions, corporations, organizations, or other persons to carry out the functions under subsection (a)(1).

"(2) LIMITATIONS.—"

"(A) A nongovernmental entity may not under this subsection carry out an inherently governmental function.

"(B) As used in this paragraph, the term ‘inherently governmental function’ means any activity that is so intimately related to the public interest as to mandate performance by an officer or employee of the Federal Government, including an activity that requires or otherwise necessitates an entity operating in the maritime services to establish or operate a vessel traffic service.

"(c) NON-FEDERAL VESSEL TRAFFIC SERVICE OPERATORS.—"

"(1) COAST GUARD VESSEL TRAFFIC SERVICE PILOTS and NON-FEDERAL VESSEL TRAFFIC SERVICE OPERATORS.—"

"(A) Any pilot, acting in the course and scope of employment of a Coast Guard Vessel Traffic Service, who provides information, advice, or communication assistance while under the supervision of a Coast Guard Pilot, or a vessel owner, operator, or employee shall not be liable for damages caused by or related to such assistance unless the acts or omissions of such pilot constitute gross negligence or willful misconduct.

"(B) NON-FEDERAL VESSEL TRAFFIC SERVICE OPERATORS.—An entity operating a non-Federal vessel traffic information service or advice service pursuant to a duly executed written agreement with the Coast Guard, and any pilot acting on behalf of such entity, is not liable for damages caused by or related to the performance of any communication assistance provided by such entity or pilot while so operating or acting unless the acts or omissions of such entity or pilot constitute gross negligence or willful misconduct.

"§ 70002. Special powers"

"The Secretary may order any vessel, in a port or place subject to the jurisdiction of the United States, or in the navigable waters of the United States, to operate or anchor in a manner the Secretary directs if—"

"(1) the Secretary has reasonable cause to believe the vessel is complying with any regulation issued under section 70034 or any other applicable law or treaty;

"(2) the Secretary determines such vessel does not satisfy the conditions for port entry set forth in section 70021 of this title; or

"(3) by reason of weather, visibility, sea conditions, port congestion, or departure; or circumstances, or the condition of such vessel, the Secretary is satisfied such direction is justified in the interest of safety.

"§ 70003. Port access routes"

"(a) AUTHORITY TO DESIGNATE.—Except as provided in subsection (b) and subject to the requirements of subsection (c), in order to provide safe access routes for the movement of vessel traffic proceeding to or from ports or places subject to the jurisdiction of the United States, the Secretary shall designate necessary fairways and traffic schemes for vessels operating in the territorial sea of the United States and in high seas approaches, outside the territorial sea, and in any other area of the United States, to operate or anchor in a manner the Secretary directs if—"

"(1) such right has become vested before the time of publication of the notice required by paragraph (1)(A) after consultation with the head of the agency responsible for executing the lease or issuing the permit.

"(b) LIMITATION.—"

"(1) IN GENERAL.—No designation may be made by the Secretary under this section if—"

"(A) the Secretary determines such a designation, as implemented, would deprive any person of the effective exercise of a right granted by a lease or permit executed or issued under other applicable provisions of law; and

"(2) such right has become vested before the time of publication of the notice required by paragraph (1)(A) after consultation with the head of the agency responsible for executing the lease or issuing the permit.

"(c) CONSIDERATION OF OTHER USES.—Before making a designation under subsection (a), and in accordance with the requirements of section 70004, the Secretary shall—"

"(1) undertake a study of the potential traffic density and the need for safe access routes for vessels in any area for which fairways or traffic separation schemes are proposed or that may otherwise be considered and publish notice of such undertaking in the Federal Register;

"(2) in consultation with the Secretary of the Army, the Secretary of the Interior, the Secretaries of Commerce, the Commandant of the Coast Guard, and the Governors of affected States, as their responsibilities may require, take into account all other uses of the area under consideration, including, but not limited to, the exploration for, or exploitation of, oil, gas, or other mineral resources, the construction or operation of deepwater ports or other structures on or above the seabed or subsoil of the submerged lands or the Outer Continental Shelf of the United States, the establishment or operation of marine or estuarine sanctuaries, and activities involving recreational or commercial fishing; and

"(3) to the extent practicable, reconcile the need for safe access routes with the needs of all other reasonable uses of the area involved.

"(d) STUDY.—In carrying out the Secretary’s responsibilities under subsection (c), the Secretary shall—"

"(1) proceed expeditiously to complete any such study undertaken; and

"(2) after completion of such a study, promptly—"

"(A) issue a notice of proposed rulemaking for the designation contemplated; and

"(B) publish in the Federal Register a notice that no designation is contemplated as a result of the study and the reason for such determination.

"(e) IMPLEMENTATION OF DESIGNATION.—In connection with a designation made under this section, the Secretary—"
“(1) shall issue reasonable rules and regulations governing the use of such designated areas, including rules and regulations regarding the applicability of rules 9 and 10 of the IHO Regulations for Preventing Collisions at Sea, 1972, relating to narrow channels and traffic separation schemes, respectively, in waters where such regulations apply; and

“(2) to the extent that the Secretary finds reasonable and necessary to effectuate the purposes of the designation, make the use of designated fairways and traffic separation schemes mandatory for specific types and sizes of vessels, foreign and domestic, operating in the designated sea area of the United States and for specific types and sizes of vessels of the United States operating on the high seas beyond the territorial sea of the United States.

“(3) may, from time to time, as necessary, adjust the location or limits of designated fairways or traffic separation schemes in order to achieve the purposes of the designation, make the use of designated fairways and traffic separation schemes mandatory for specific types and sizes of vessels, foreign and domestic, operating in the designated sea area of the United States and for specific types and sizes of vessels of the United States operating on the high seas beyond the territorial sea of the United States.

“(4) shall, through appropriate channels—

“(A) notify cognizant international organizations of any designation, or adjustment thereof; and

“(B) take action to seek the cooperation of foreign States in making it mandatory for vessels under their control to use, to the same extent as required by the Secretary for vessels of the United States, any fairway or traffic separation scheme designated under this section in any area of the high seas.

§70004. Considerations by Secretary

“in carrying out the duties of the Secretary, under sections 70001, 70002, and 70003, the Secretary shall—

“(1) take into account all relevant factors concerning navigation and vessel safety, protection of the environment, and the safety and security of United States ports and waterways, including—

“(A) the scope and degree of the risk or hazard involved;

“(B) vessel traffic characteristics and trends, including traffic volume, the sizes and types of vessels involved, and any interference with the flow of commercial traffic, the presence of any unusual cargoes, and other similar factors;

“(C) local geographic configurations and variations in local conditions of geography, climate, and other similar factors;

“(D) the need for granting exemptions for the installation and use of equipment or devices for use with vessel traffic services for certain classes of small vessels, such as self-propelled fishing vessels and recreational vessels;

“(E) the proximity of fishing grounds, oil and gas drilling and production operations, or any other potential or actual conflicting activity;

“(F) environmental factors;

“(G) economic impact and effects;

“(H) existing vessel traffic services; and

“(I) local practices and customs, including voluntary arrangements and agreements within the maritime community; and

“(2) at the earliest possible time, consult with persons or groups and consider the views of representatives of the maritime community, ports and harbor authorities or associations, environmental groups, and other persons who make submissions or who are otherwise affected by the proposed actions.

§70005. International agreements

“(a) TRANSMITTAL OF REGULATIONS.—The Secretary shall transmit, via the Secretary of State, to appropriate international bodies, to appropriate international bodies, any regulations issued under this section, the term ‘pipeline’ has the meaning given the term ‘pipeline facility’ in section 60101(a)(18) of title 49.

“(b) ACTIONS AUTHORIZED.—Actions authorized by subsection (a) include—

“(1) establishing procedures, measures, and standards for the handling, loading, unloading, transfer, and transport of oil or hazardous substances, and for the protection of vessels and the marine environment from oil or hazardous substances, as those terms are defined in section 2101;

“(2) prescribing minimum safety equipment requirements for a structure to assure adequate protection from fire, explosion, natural disaster, and other serious accidents or casualties;

“(3) establishing water or waterfront safety systems, or measures, or other measures to control, or conditional access and activity when necessary for the protection of any vessel, structure, waters, or shore area; and

“(4) establishing procedures or endangerment to assure compliance with the requirements prescribed under this section.

“(c) STATE LAW.—Nothing in this section, with respect to structures, prohibits a State or political subdivision thereof from prescribing higher safety equipment requirements or safety standards than those that may be prescribed by regulations under this section.

§70012. Navigational hazards

“(a) REPORTING PROCEDURE.—The Secretary shall establish a program to encourage fishermen and other vessel operators to report potential or actual navigational hazards involving pipelines to the Secretary through Coast Guard field offices.

“(b) SECRETARY’S RESPONSE.—

“(1) NOTIFICATION BY THE OPERATOR OF A PIPELINE.—Upon notification by the operator of a pipeline of a hazard to navigation with respect to that pipeline, the Secretary shall immediately notify Coast Guard headquarters, the Pipeline and Hazardous Materials Safety Administration, other affected Federal and State agencies, and vessel owners and operators in the pipeline’s vicinity.

“(2) NOTIFICATION BY OTHER PERSONS.—Upon notification by any other person of a hazard or potential hazard to navigation with respect to a pipeline, the Secretary shall promptly determine whether a hazard exists, and if so shall immediately notify Coast Guard headquarters, the Pipeline and Hazardous Materials Safety Administration, other affected Federal and State agencies, and vessel owners and operators in the pipeline’s vicinity, and the owner and operator of the pipeline.

“(c) PIPELINE DEFINED.—For purposes of this section, the term ‘pipeline’ has the meaning given the term ‘pipeline facility’ in section 60101(a)(18) of title 49.

§70013. Requirement to notify Coast Guard of release of objects into the navigable waters of the United States

“(a) REQUIREMENT.—As soon as a person has knowledge of any release from a vessel or facility into the navigable waters of the United States of any object that creates an obstruction prohibited under section 10 of the Act of March 3, 1899, popularly known as the Rivers and Harbors Appropriations Act of 1899 (33 U.S.C. 405), that person shall notify the Secretary and the Secretary of the Army of such release.

“(b) RESTRICTION ON USE OF NOTIFICATION.—Any notification provided by an individual in accordance with subsection (a) may not be used against the person in any criminal case, except a prosecution for perjury or for giving a false statement.
“SUBCHAPTER III—CONDITION FOR ENTRY INTO PORTS IN THE UNITED STATES

§ 70021. Conditions for entry to ports in the United States

(a) In general.—No vessel that is subject to chapter 37 shall operate in the navigable waters of the United States or transfer cargo or residue in any port or place under the jurisdiction of the United States, if such vessel:

(1) has a history of accidents, pollution incidents, or serious repair problems that, as determined by the Secretary, creates reason to believe that such vessel may be unsafe or may create a threat to the marine environment;

(2) fails to comply with any applicable regulation issued under section 70034, chapter 37, or any other applicable law or treaty;

(3) discharges oil or hazardous material in violation of any law of the United States or in a manner or quantities inconsistent with any treaty to which the United States is a party;

(4) does not comply with any applicable vessel traffic service requirements;

(5) is manned by one or more officers who are licensed by a certifying State that the Secretary, in his or her discretion, deems comparable to or more stringent than the United States standards or international standards that are accepted by the United States;

(6) is not manned in compliance with manning levels as determined by the Secretary to be necessary to insure the safe navigation of the vessel; or

(7) while underway, does not have at least one licensed deck officer on the navigation bridge who is capable of clearly understanding English.

(b) Exceptions.—

(1) In general.—The Secretary may allow provisional entry of a vessel that is not in compliance with subsection (a), if the owner or operator of such vessel proves, to the satisfaction of the Secretary, that such vessel is no longer unsafe or a threat to the marine environment, and if such entry is necessary for the safety of the vessel or persons aboard.

(2) Provisions not applicable.—Paragraphs (1), (2), (3), and (4) of subsection (a) of this section shall not apply to a vessel allowed provisional entry under paragraph (1) if the Secretary determines that such vessel proves, to the satisfaction of the Secretary, that such vessel is no longer unsafe or a threat to the marine environment, and is no longer in violation of any applicable law, treaty, regulation, or condition, as appropriate.

“SUBCHAPTER IV—DEFINITIONS, REGULATIONS, ENFORCEMENT, INVESTIGATORY POWERS, APPLICABILITY

§ 70031. Definitions

“As used in subchapters A through C and this subchapter, unless the context otherwise requires:

(1) The term ‘marine environment’ means—

(A) the navigable waters of the United States and the land and resources therein and theretofore acquired for such purposes;

(B) the waters and fishery resources of any area over which the United States asserts exclusive fishery management authority;

(C) the seabed and subsoil of the Outer Continental Shelf of the United States, the resources thereof, and the waters superelevated thereon and theretofore acquired for such purposes;

(D) the recreational, economic, and scenic values of such waters and resources.

(2) The term ‘Secretary’ means the Secretary of the department in which the Coast Guard is operating, except that such term means the Secretary of Transportation with respect to the application of this chapter to the Saint Lawrence Seaway.

(3) The term ‘navigable waters of the United States’ includes all waters of the territorial sea of the United States as described in Presidential Proclamation No. 5928 of December 27, 1988.

§ 70032. Saint Lawrence Seaway

‘The authority granted to the Secretary under sections 70040, 70041, and 70041a may not be delegated with respect to the Saint Lawrence Seaway to any agency other than the Saint Lawrence Seaway Development Corporation. Any direction or determination by the Secretary to the Saint Lawrence Seaway Development Corporation to the extent the Secretary determines such delegation is necessary for the proper operation of the Saint Lawrence Seaway.

§ 70033. Limitation on application to foreign vessels

‘Except pursuant to international treaty, convention, or agreement, to which the United States is a party, subchapters A through C and this subchapter shall not apply to any foreign vessel that is not destined for, or departing from, a port or place under the jurisdiction of the United States and that is qualified to—

(1) innocent passage through the territorial sea of the United States; or

(2) transit through the navigable waters of the United States that form a part of an international strait.

§ 70034. Regulations

(a) In general.—In accordance with section 553 of title 5, the Secretary shall issue, by order from any department or agency, regulations necessary to implement subchapters A through C and this subchapter.

(b) Notice.—In exercise of the regulatory authority under subchapters A through C and this subchapter, the Secretary shall consult with, and receive and consider the views of all interested persons, including—

(1) interested Federal departments and agencies;

(2) officials of State and local governments;

(3) representatives of the maritime community;

(4) representatives of port and harbor authorities or associations;

(5) representatives of environmental groups;

(6) any other interested persons who are knowledgeable or experienced in dealing with problems involving vessel safety, port and waterways safety, and protection of the marine environment; and

(7) advisory committees consisting of all interested segments of the public when the establishment of such committees is considered necessary because the issues involved are highly complex or controversial.

§ 70035. Investigatory powers

(a) Secretary.—The Secretary may investigate any incident, accident, or act involving, or contributing to, or damage to, any structure subject to subchapters A through C and this subchapter, or that affects or may affect the safety or environment of any navigable waters, or navigable waters of the United States.

(b) Powers.—In an investigation under this section, the Secretary may issue subpoenas to require the attendance of witnesses and the production of documents or other evidence relating to such incident, accident, or act. If any person refuses to obey a subpoena, the Secretary may request the Attorney General to invoke the aid of the appropriate district court of the United States to compel compliance with the subpoena. Any district court of the United States may, in the case of refusal to obey a subpoena, issue an order requiring compliance or, upon application of the subpoenae, or failure to obey the order, the court may punish by the court as contempt. Witnesses may be paid fees for travel and attendance at rates not exceeding those allowed in a district court of the United States.

§ 70036. Enforcement

(a) Civil Penalty.—

(1) IN GENERAL.—Any person who is found by the Secretary, after notice and an opportunity for a hearing, to have violated subchapters A through C or this subchapter or a regulation issued under subchapters A through C or this subchapter shall be liable to the United States for a civil penalty, not to exceed $25,000 for each violation. Each day of a continuing violation shall constitute a separate violation. The amount of such civil penalty shall be assessed by the Secretary, or the Secretary’s designee, by written notice. In determining the amount of such penalty, the Secretary shall consider the nature, circumstances, extent, and gravity of the prohibited acts committed and, with respect to the violator, the degree of culpability, any history of prior offenses, ability to pay, and such other matters as justice may require.

(2) COMPROMISE, MODIFICATION, OR REMISSION.—The Secretary may, in the interest of justice, modify, or remit, with or without conditions, any civil penalty that is subject to imposition or that has been imposed under this section.

(3) FAILURE TO PAY PENALTY.—If any person fails to pay an assessment of a civil penalty after it has become final, the Secretary may refer the matter to the Attorney General of the United States to compel compliance with the subchapter or regulations issued under a subchapter or a regulation. The district court for any district in which such vessel may be found shall have jurisdiction to restrain violations of subchapter A, B, or C, or any regulation issued under a subchapter, or a violation of a continuing violation shall constitute a continuing violation.

(b) Criminal Penalty.—

(1) CLASS D FELONY.—Any person who willfully and knowingly violates subchapters A through C or this subchapter or any regulation issued thereunder commits a class D felony.

(2) CLASS C FELONY.—Any person who, in the willful and knowing violation of subchapters A through C or this subchapter or of any regulation issued thereunder, uses a dangerous weapon, or engages in conduct that causes bodily injury or fear of imminent bodily injury to any officer authorized to enforce the provisions of such a subchapter or the regulations issued under such subchapter, commits a class C felony.

(c) IN REM LIABILITY.—Any vessel that is used in violation of subchapters A, B, or C of this subchapter, or any regulations issued under this subchapter, or that has been assessed a civil penalty for a civil penalty assessed pursuant to subsection (a) and may be proceeded against in the United States district court for any district in which such vessel may be found.

(d) INJUNCTION.—The United States district courts shall have jurisdiction to restrain violations of subchapter A, B, or C of this subchapter or the regulations issued under such subchapter, or to enjoin any person from violating the provisions of such a subchapter or the regulations issued under such subchapter.

(e) DENIAL OF ENTRY.—Except as provided in section 70021, the Secretary may, subject to recognized principles of international law, deny entry by any vessel that is not in compliance with subchapter A, B, or C of this subchapter or the regulations or the regulations issued under subchapter A, B, or C of this subchapter.
to any port or place under the jurisdiction of the United States.

(f) WITNESSING OF CLEARANCE.—

(1) IN GENERAL.—If any owner, operator, or master of a vessel certifies that a copy of a vessel's log is available for a penalty or fine under this section, or if reasonable cause exists to believe that the owner, operator, or individual in charge may be subject to such penalty or fine under this section, the Secretary of the Treasury, upon the request of the Secretary, shall with respect to such vessel refuse or revoke any clearance required by section 701.

(2) GRANTING CLEARANCE REFUSED OR REVOKED.—Clearance refused or revoked under this subsection may be granted upon filing of a bond or other surety satisfactory to the Secretary.

(b) CLERICAL AMENDMENT.—The analysis at the beginning of each title is amended by inserting before the item relating to chapter 701 the following:

"700. Ports and Waterways Safety ....7001."

SEC. 402. CONFORMING AMENDMENTS.

(a) ELECTRONIC CHARTS.—

(1) TRANSFER OF PROVISION.—Section 4A of the Ports and Waterways Safety Act (33 U.S.C. 1223a)—

(A) is redesignated as section 3105 of title 46, United States Code, and transferred to chapter 23 of that title; and

(B) is amended by striking subsection (b) and inserting the following:

"(b) APPLICATION.—Except pursuant to an international treaty, convention, or agreement, to which the United States is a party, this section shall not apply to any foreign vessel that is not destined for, or departing from, a port or place subject to the jurisdiction of the United States and that is in—

(1) innocent passage through the territorial sea of the United States; or

(2) transit through the navigable waters of the United States that form a part of an international waterway.

(b) PORT, HARBOR, AND COASTAL FACILITY SECURITY.—

(1) TRANSFER OF PROVISIONS.—So much of section 7 of the Ports and Waterways Safety Act (33 U.S.C. 1226), as so redesignated, as precedes subsection (c) of that section is redesignated as section 70116 of title 46, United States Code, and transferred so as to replace section 70116 of that title, as in effect before the enactment of this Act.

(2) DEFINITIONS, ADMINISTRATION, AND ENFORCEMENT.—Section 70116 of title 46, United States Code, as amended by paragraph (1) of this subsection, is amended by adding at the end the following:

"3105. Electronic charts."

(c) NONDISCLOSURE OF PORT SECURITY PLANS.—Subsection (c) of section 7 of the Ports and Waterways Safety Act (33 U.S.C. 1226), as so redesignated before the application of subsection (b)(1) of this section—

(1) is redesignated as subsection (f) of section 70103 of title 46, United States Code, and transferred so as to appear after section 70104 of that title; and

(2) is amended by striking "this Act" and inserting "this chapter".

(d) REPEAL.—Section 2307 of title 46, United States Code, and the item relating to that section in the analysis at the beginning of chapter 23 of that title, are repealed.

(e) REPEAL OF USE OF ANY COMMERCIAL VESSEL.—Section 70014 of the Ports and Waterways Safety Act (33 U.S.C. 1221, 1223, 1232, 1232b), as amended by this division, is repealed.

SEC. 403. TRANSITIONAL AND SAVINGS PROVISIONS.

(a) DEFINITIONS.—In this section:

(1) SOURCE PROVISION.—The term "source provision" means a provision of law that is replaced by a title 46 provision under this title.

(2) TITLE 46 PROVISION.—The term "title 46 provision" means a provision of title 46, United States Code, that is enacted by section 402 of this title.

(b) CUTOFF DATE.—The title 46 provisions inserted or amended by this section shall be treated as having been inserted or amended as of the date of enactment of the source provision.

(c) TRANSFER OF AUTHORITY.—The authorization to amend or repeal certain provisions of law enacted before the date of enactment of this Act to title 46, United States Code, is transferred to title 46, United States Code, as established by section 401 of this title.

(d) PENALTIES.—

(1) IN GENERAL.—For any violation of regulations issued pursuant to this section the following penalties shall be incurred:

(A) A license or permit shall be liable to suspension or revocation of license in the manner prescribed by law for incompetency or misconduct.

(B) Any person in charge of the navigation of a vessel other than a licensed officer shall be liable to a penalty of $5,000.

(C) The owner of a vessel (including any certificate of inspection of the vessel) actually on board shall be liable to a penalty of $5,000, unless the violation of regulations occurred without the owner's knowledge.

(D) Any other person shall be liable to a penalty of $2,500.

(2) MITIGATION OR REMISSION.—The Commandant may mitigate or remit any penalty provided for in this section in the manner prescribed by law for the mitigation or remission of penalties for violation of the navigational laws.

(b) CLERICAL AMENDMENT.—The analysis for chapter 700 of title 46, United States Code, as established by section 401 of this title, is amended by adding at the end the following:

"SUBCHAPTER E—REGATTAS AND MARINE PARADES"

"70011. Regattas and marine parades.

(a) REPEAL.—The Act of April 28, 1908 (35 Stat. 69, chapter 151; 33 U.S.C. 1233 et seq.), is repealed.

(b) ESTABLISHMENT OF SUBCHAPTER.—

(1) GENERAL.—Chapter 701 of title 46, United States Code, as established by section 401 of this title, is amended by adding at the end the following:

"SUBCHAPTER VII—REGULATION OF VESSELS IN TERRITORIAL WATERS OF UNITED STATES"

"70054. Definitions

"In this subchapter:

(1) UNITED STATES.—The term 'United States' includes all territory and waters, continental or insular, subject to the jurisdiction of the United States.

(2) TERRITORIAL WATERS.—The term 'territorial waters of the United States' includes all waters of the territorial sea of the United States as described in President Proclamation 5968 of September 27, 1988.

"70051. Regulation of anchorage and movement of vessels during national emergency

"Whenever the President;"
(2) by striking “of the Treasury”;
(3) by striking “of the department in which the Coast Guard is operating”;
(4) by striking “this title” and inserting “this chapter”;
(5) by transferring the section so that the section appears before section 70054 of title 46, United States Code (as added by subsection (a) of this section);
(c) SHIiure and Forfeiture of Vessel, Fine and Imprisonment—See title II of the Act of June 15, 1917 (40 Stat. 220, chapter 30; 50 U.S.C. 1226), as amended—
(1) by striking the section designation and all that follows before “agent,” and inserting the following:

"70053. Seizure and forfeiture of vessel; fine and imprisonment

(a) In General.—If any owner,;
(b) by striking “this title” each place it appears and inserting “this chapter”;
(c) by transferring the section so that the section appears after section 70051 of title 46, United States Code (as transferred by subsection (b) of this section);
(1) by striking the section designation and all that follows before “may employ,” and inserting the following:

"70053 Enforcement provisions

The President,”;
(2) by striking “the purpose of this title” and inserting “this chapter”;
(3) by transferring the section so that the section appears after section 70052 of title 46, United States Code (as transferred by subsection (c) of this section);
(e) Clerical Amendment.—The analysis for chapter 700 of title 46, United States Code, as established by section 601 of this title, is amended by adding at the end the following:

"70051. Regulation of anchorage and movement of vessels during national emergency.

70052. Seizure and forfeiture of vessel; fine and imprisonment.

70053. Enforcement provisions.

70054. Definitions.”

SEC. 408. PORT, HARBOR, AND COASTAL FACILITY SECURITY

(a) Transfer of Provisions.—So much of section 7 of the Ports and Waterways Safety Act (33 U.S.C. 1226) as precedes subsection (c) of the section designated as section 70102a of title 46, United States Code, and transferred so as to appear after section 70102 of that title is amended—
(b) Definitions, Administration, and Enforcement.—Section 70102a of title 46, United States Code, as amended by paragraph (1) of this subsection, is amended by adding at the end the following:

"70102a. Port, harbor, and coastal facility security.

(d) Nonclosure of Port Security Plans.—Subsection (c) of section 7 of the Ports and Waterways Safety Act (33 U.S.C. 1226), as so designated before the application of this section to such subsection—
(1) is redesignated as subsection (f) of section 70103 of title 46, United States Code, and transferred so as to appear after subsection (e) of such section;
(2) is amended by striking “this Act” and inserting “this chapter”.

TITLE V—MARITIME TRANSPORTATION SAFETY

SEC. 501. CONSISTENCY IN MARINE INSPECTIONS.

(a) In General.—Section 3305 of title 46, United States Code, is amended at the end of the following:

"(d)(1) The Commandant of the Coast Guard shall ensure that Officers in Charge, Marine Inspection, Interim Consistency regulations and standards under this subtitle and chapter 700 to avoid disruption and undue expense to industry.

(2) In a paragraph to paragraph (b), in the event of a disagreement regarding the condition of a vessel or the interpretation of a regulation or standard referred to in subsection (a) of this section, the Commandant, Marine Inspection conducting an inspection of the vessel and the Officer in Charge, Marine Inspection that issued the most recent certificate of inspection for the vessel, such Officers shall seek to resolve such disagreement.

(3) If a disagreement described in paragraph (a) involves vessel design or plan review, the Coast Guard marine safety center shall be included in all efforts to resolve such disagreement.

(4) If such an appeal is filed, process such appeal under parts 1 through 4 of title 46, Code of Federal Regulations, as in effect on the date of enactment of the Coast Guard Authorization Act of 2017.

(c) The Commandant of the Coast Guard shall—

(A) provide to each person affected by a decision or action by an Officer in Charge, Marine Inspection or by the Coast Guard marine safety center all information necessary for such person to exercise any right to appeal such decision or action; and

(B) if such an appeal is filed, process such appeal under parts 1 through 4 of title 46, Code of Federal Regulations, as in effect on the date of enactment of the Coast Guard Authorization Act of 2017.

(d) In this section, the term ‘Officer in Charge, Marine Inspection’ means any person from the civil or military branch of the Coast Guard who—

(A) is designated as such by the Commandant; and

(B) under the supervision and direction of the cognizant Coast Guard district commander, is in charge of an inspection zone for the performance of duties with respect to the inspections under, and enforcement of, subtitle II, chapter 700, and regulations under such laws.

(e) Report on Marine Inspector Training.—Not later than 1 year after the date of the enactment of this Act, the Commandant of the Coast Guard shall submit to the Committee on Transportation, Science, and Transportation of the Senate and the Committee on Transportation and Infrastructure of the House of Representatives a report on the training and qualifications required for assignment as a marine inspector under section 312 of title 14, United States Code, including—

(1) a description of any continuing education requirement, including a specific list of the required courses;

(2) a description of the training, including a specific list of the courses, offered to a journeyman or an advanced journeyman marine inspector to advance inspection expertise;

(3) a description of any training that was offered in the 15-year period before the date of the enactment of this Act, but is no longer required or offered, including a specific list of the included courses, including the senior marine inspector course and any plan review courses;

(4) a justification for why a course described in paragraph (3) is no longer required or offered; and

(5) a list of the course content the Commandant considers necessary to promote consistency among marine inspectors in an environment of increasingly complex vessels and vessel systems.

SEC. 502. UNINSPECTED PASSENGER VESSELS IN ST. LOUIS COUNTY, MINNESOTA.

(a) In General.—Section 4105 of title 46, United States Code, is amended by adding at the end the following:

"74312. Engine cut-off switches

(a) Installation Requirement.—A manufacturer, distributor, or dealer that installs propulsion machinery and associated starting controls on a covered recreational vessel shall equip such vessel with an engine cut-off switch and engine cut-off switch link that meet American Boat and Yacht Council Standard A-33, as in effect on the date of the enactment of the Coast Guard Authorization Act of 2017.

(b) Education on Cut-off Switches.—The Commandant of the Coast Guard, through the National Boating Safety Advisory Committee established under section 1505, may initiate a boating safety program on the use and benefits of cut-off switches for recreational vessels.

(c) Availability of Standard for Inspection.—

(A) In General.—Not later than 90 days after the date of the enactment of this section, the Commandant shall transmit American Boating and Yacht Council Standard A-33, as in effect on the date of enactment of the Coast Guard Authorization Act of 2017, to—

(1) the Committee on Transportation and Infrastructure of the House of Representatives;

(2) the Committee on Commerce, Science, and Transportation of the Senate; and

(3) the Coast Guard Office of Design and Engineering Standards; and

(D) the National Archives and Records Administration.

(2) Availability of Standard for Inspection.—

(A) Covered Recreational Vessel.—The term ‘covered recreational vessel’ means a recreational vessel that is—

(1) less than 26 feet overall in length; and

(2) capable of developing 115 pounds or more of static thrust.

(B) Term ‘Dealer’.—The term ‘dealer’ means any person who is engaged in the sale and distribution of recreational vessels or associated equipment to purchasers whom the seller believes is purchasing any such vessel or associated equipment for purposes other than resale.
“(3) DISTRIBUTOR.—The term ‘distributor’ means any person engaged in the sale and distribution of recreational vessels and associated equipment for the purposes of resale.

“(4) Manufacturer.—The term ‘manufacturer’ means any person engaged in the manufacture, construction, or assembly of recreational vessels or associated equipment.

“(5) PROPULSION MACHINERY.—The term ‘propulsion machinery’ means any self-contained propulsion system, and includes, but is not limited to, inboard engines, outboard motors, and sterndrive engines.

“(6) STATIC THROST.—The term ‘static thrust’ means the forward or backwards thrust developed by propulsion machinery while the vessel is stationary.

“(b) CLERICAL AMENDMENT.—The analysis at the beginning of such chapter is amended by adding at the end the following:

“4912. Engine cut-off switches.”

“(c) EFFECTIVE DATE.—Section 4312 of title 46, United States Code, as amended by this section, shall take effect one year after the date of the enactment of this Act.

“46, United States Code, as amended by this section, is amended—

“(1) in subsection (j)(3), by striking ‘‘75’’ and inserting ‘‘$3,000,000’’; and

“(2) in subsection (j)(4), by striking ‘‘$3,000,000 for each fiscal years 2015 through 2017’’ and inserting ‘‘$3,000,000 for each of fiscal years 2015 through 2019’’;

“SEC. 507. FISHING, FISH TENDER, AND FISH PROCESSING VESSEL CERTIFICATION.

“Section 4503a of title 46, United States Code, as redesignated by section 508 of this title, is further amended to read as follows:

“(1) For purposes of this section and section 4503a, the term ‘built’ means, with respect to a vessel, that the structure is adequate for serving as a keel for such vessel in construction has reached any of the following stages:

“(A) The vessel’s keel is laid.

“(B) Construction identifiable with the vessel has begun and assembly of that vessel commenced comprising of at least 50 metric tons or one percent of the estimated mass of all structural material, whichever is less.

“(2) In the case of a vessel greater than 79 feet overall in length, for purposes of paragraphs (1)(A) a keel is deemed to be laid when a marine surveyor determines that a structure is adequate for serving as a keel for such vessel in construction is in place and identified for use in the construction of such vessel.

“SEC. 508. DESIGNATED SAFETY COMPLIANCE WITH ALTERNATE SAFETY COMPLIANCE PROGRAM.

“(a) IN GENERAL.—Section 4503(d) of title 46, United States Code, is redesignated as section 4503a and transferred to appear after section 4503 of such title.

“(b) FISHING, FISH TENDER, AND FISH PROCESSING VESSEL CERTIFICATION.—Section 4503a of title 46, United States Code, is amended—

“(1) by redesignating subsections (e), (f), and (g) as subsections (d), (e), and (f), respectively;

“(2) in subsection (b), by striking ‘‘subsection (d)’’ and inserting ‘‘section 4503a’’;

“(3) in subsection (c)(2)(B)(i), by striking ‘‘subsection (e)’’ and inserting ‘‘subsection (d)’’;

“(4) in subsection (c)(2)(B)(ii), by striking ‘‘subsection (f)’’ and inserting ‘‘subsection (e)’’;

“(5) in subsection (e)(1), as amended by paragraph (1) of this subsection, by striking ‘‘subsection (e)’’ each place it appears and inserting ‘‘subsection (d)’’; and

“(6) in subsection (e)(2), as amended by paragraph (1) of this subsection, by striking ‘‘subsection (e)’’ each place it appears and inserting ‘‘subsection (d)’’;

“(c) ALTERNATE SAFETY COMPLIANCE PROGRAM.—Section 4503a of title 46, United States Code, as redesignated and transferred by subsection (a) of this section, is amended—

“(1) by redesigning paragraphs (1), (2), (3), (4), and (5) as subsections (a), (b), (c), (d), and (e), respectively;

“(2) by inserting before subsection (a), as so redesignated, the following:

“§ 4503a. Alternate safety compliance program;

“(3) in subsection (a), redesignated by paragraph (1) of this subsection, by striking ‘‘Manufacturer’’ and inserting ‘‘Manufacturer shall’’;

“(4) in subsection (a), as redesignated, by redesigning subparagraphs (A), (B), and (C) as paragraphs (1), (2), and (3), respectively;

“(5) in subsection (b), as so redesignated, by striking ‘‘After January 1, 2020, the Secretary, if’’ and inserting ‘‘Subject to subsection (c), beginning on the date that is 3 years after the date that the Secretary prescribes an alternate safety compliance program, a fishing vessel, fish processing vessel, or fish tender vessel to which this title applies shall comply with such an alternate safety compliance program, if’’;

“(6) by amending subsection (c), as so redesignated, to read as follows:

“(C) For purposes of paragraph (a), a separate alternate safety compliance program may be developed for a specific region or specific fishing industry.

“(7) in subsection (d), as so redesignated—

“(A) by striking ‘‘paragraph (1)’’ and inserting ‘‘subsection (a)’’; and

“(B) by striking ‘‘that paragraph’’ each place it appears and inserting ‘‘that subsection’’;

“(8) in subsection (e), as so redesignated, by—

“(A) inserting ‘‘is not eligible to participate in an alternate safety compliance program prescribed under subsection (a)’’ after ‘‘July 1, 2012’’; and

“(B) redesignating subparagraphs (A) and (B) as paragraphs (1) and (2), respectively;

“(9) by adding at the end the following:

“(d) CLERICAL AMENDMENT.—The analysis at the beginning of chapter 45 of such title is amended by inserting after the item relating to section 4503 the following:

“§ 4503a. Alternate safety compliance program.

“e) CONFORMING AMENDMENT.—Section 3104 of title 46, United States Code, is amended by striking ‘‘section 4503(c)’’ and inserting ‘‘section 4503(d)’’.

“(f) FINAL RULE.—Not later than 1 year after the date of enactment of this Act, the Secretary of the department in which the Coast Guard is operating shall issue a final rule implementing the requirements enumerated in section 4503(d) of title 46, as amended by subsection (b)(1) of this section.

“(g) ALTERNATE SAFETY COMPLIANCE PROGRAM STATUS REPORT.—

“(1) GENERAL.—Not later than January 1, 2019, the Secretary of the department in which the Coast Guard is operating shall submit to the Committee on Transportation and Infrastructure of the House of Representatives and the Committee on Commerce, Science, and Transportation of the Senate a report on the status of the development of the alternate safety compliance program directed by section 4503a of title 46, United States Code, as redesignated by subsection (c).

“(2) CONTENTS.—The report required under paragraph (1) shall include discussion of—

“(A) steps taken in the rulemaking process to establish the alternate safety compliance program;

“(B) communication and collaboration between the Coast Guard, the department in which the Coast Guard is operating, and the commercial fishing vessel industry regarding the development of the alternate safety compliance program;

“(C) consideration given to developing alternate safety compliance programs for specific regions and fisheries, as authorized in section 4503a(c) of such title, as redesignated by subsection (c);

“(D) identified legislative changes necessary to implement an effective alternate safety compliance program; and
(E) the timeline and planned actions that will be taken to implement regulations necessary to fully establish an alternate safety compliance program before January 1, 2020.

SEC. 506. TERMINATION OF UNSAFE OPERATIONS; TECHNICAL CORRECTION. Section 4505(2) of title 46, United States Code, is amended—

(1) by striking "4503(1)" and inserting "4505(1)"; and

(2) by inserting before the period the following: 

"(A) that such declaration shall be made no later than 30 days after the date of the enactment of this section.

(B) The amendments made by this subsection shall apply to all incidents occurring on or after the date of the enactment of this section unless the Secretary determines that the circumstances of an incident make it appropriate to apply the amendments not later than 180 days after the date of the enactment of this section.

SEC. 510. TECHNICAL CORRECTIONS: LICENSES, CERTIFICATES OF REGISTRY, AND MERCHANT MARINER DOCUMENTS. Title 46, United States Code, is amended—

(1) in section 7106(b), by striking "merchant mariner's document," and inserting "merchant mariner documents;" and

(2) in section 7107(b), by striking "log book," which may be in any form, including electronic, and; and

(3) in section 7507(b)(1), by striking "licences or certificates of registry" and inserting "merchant mariner documents;" and

(4) in section 7507(b)(2) by striking "merchant mariner's documents," and inserting "merchant mariner documents." The amendments made by this subsection shall apply to such certifications issued before, on, or after the date of the enactment of this section.

SEC. 511. CLARIFICATION OF LOGBOOK ENTRIES. (a) In General.—Section 11304 of title 46, United States Code, is amended—

(1) in subsection (a), by striking "an official logbook, which may be in any form, including electronic, and;" and

(2) in subsection (b), by amending paragraph (3) to read as follows:

"(3) Each illness of, and injury to, a seaman of the vessel, the nature of the illness or injury, and the medical treatment provided for the injured person, if any." 

(b) TECHNICAL AMENDMENT.—Section 11304(b) is amended by striking "log book" and inserting "logbook".

SEC. 512. CERTIFICATES OF DOCUMENTATION FOR RECREATIONAL VESSELS. Section 12105 of title 46, United States Code, is amended by adding at the end the following:

"(e) EFFECTIVE PERIOD.—

"(1) IN GENERAL.—Except as provided in paragraphs (2) and (3), a certificate of documentation issued under this section shall be valid for a period of 3 years, and may be renewed for additional 1-year periods.

"(2) RECREATIONAL VESSELS.—

"(A) IN GENERAL.—A certificate of documentation for a recreational vessel and the renewal of such a certificate shall be effective for a 5-year period.

"(B) PHASE-IN PERIOD.—During the period beginning on January 1, 2019, and ending December 31, 2021, the owner or operator of a recreational vessel may choose a period of effectiveness of between 1 and 5 years for such certificate of documentation for such vessel or the renewal thereof.

"(C) FEES.—

"(i) REQUIREMENT.—The Secretary shall assess as a fee a fee that—

"(I) shall be credited to the account from which the costs of such issuance or renewal were paid; and

"(II) may remain available until expended.

"(ii) NOTICE TO CHANGE IN INFORMATION.—

"(A) REQUIREMENT.—The owner of a vessel shall notify the Coast Guard of each change in the information on which the issuance of the certificate of documentation for the vessel is based that occurs before the expiration of the certificate under this subsection, by not later than 30 days after such change.

"(B) TERMINATION.—The certificate of documentation for a vessel shall terminate upon the expiration of such 30-day period if the owner has not notified the Coast Guard of such change before the end of such period.

"(D) STATE AND LOCAL AUTHORITY TO REMOVE ABANDONED OR DERELICT VESSELS.—Nothing in this section shall be construed to limit the authority of a State or local authority from taking action to remove an abandoned or derelict vessel.

"(f) Definitions.—In this section:

"(1) IN GENERAL.—A certificate of documentation for a recreational vessel and the renewal of such a certificate shall be effective for a period of 3 years after the date of the enactment of this section.

"(2) REQUIREMENTS.—The Secretary shall use competitive procedures to the Secretary to carry out this section.

"(B) Any funds specifically appropriated or made available for the purposes described in subsection (a), and such funds shall remain available until expended, without fiscal year limitation.

"(C) LIABILITIES AND RESPONSIBILITIES.—

"(A) Nothing in this subsection may be construed to limit the application of other provisions of law.

"(B) Funding.—

"(1) IN GENERAL.—The Secretary of the department in which the Coast Guard is operating shall transfer, without reimbursement, to the Secretary to carry out this section the following:

"(A) Notwithstanding section 914 of title 14, the Secretary may use other funds for an infrastructure comprising the Long-Range Navigation (LORAN) system, including any real and personal property under the administrative control of the Coast Guard and used for the LORAN system, as the Secretary determines necessary for the purposes described in this subsection.

"(B) Any funds specifically appropriated or made available for the purposes described in subsection (a), and such funds shall remain available until expended, without fiscal year limitation.

"(D) AGREEMENT.—

"(1) IN GENERAL.—Federal agencies may not make commitments under this section (including cooperative agreements) unless such commitments are specifically appropriated for such purposes in advance in subsequent Appropriations Acts, and only to the extent that the full extent of anticipated costs stemming from such commitments is recorded as an obligation up front and in full at the time it is made.

"(2) COMPETITION REQUIRED.—The Secretary shall use competitive procedures similar to those authorized under section 2667 of title 10 in selecting an entity to enter into an agreement to fulfill the purpose or the function described in this section.

"(3) DETERMINATION.—Prior to entering into any agreement under this subsection, the Secretary shall determine that the use of such an entity will serve the financial interest of the Federal Government.

"(D) DEFINITIONS.—In this section:

"(1) ENTITY.—The term "entity" means a non-Federal entity with the demonstrated technical expertise and requisite administrative and financial resources to meet any such terms and conditions as may be established by the Secretary.

"(2) GPS.—The term "GPS" means the Global Positioning System.
“(3) SECRETARY.—The term ‘Secretary’ means the Secretary of Transportation.”.

(c) TABLE OF CONTENTS.—The table of contents for chapter 3 of title 49, United States Code, is amended by adding at the end the following:

“312. Alternative timing system.”.

SEC. 515. SCIENTIFIC PERSONNEL.
Section 2101(31) of title 46, United States Code, is amended—

(1) by inserting “(A) Subject to subparagraph (B),” before the text; and
(2) by adding at the end the following:

“(B)(i) Such term includes an individual who is on board an oceanographic research vessel only to—

“(I) engage in scientific research;
“(II) instruct in oceanography or limnology; or
“(III) receive instruction in oceanography or limnology.

“(ii) For purposes of clause (i), the age of an individual may not be considered in determining whether the individual is described in such clause.”.

SEC. 516. TRANSPARENCY.

(a) In GENERAL.—The Commandant of the Coast Guard shall publish any letter of determination issued by the Coast Guard National Vessel Documentation Center after the date of the enactment of this Act on the National Vessel Documentation Center website not later than 30 days after the date of issuance of such letter of determination.

(b) AUDIT.—

(1) IN GENERAL.—The Comptroller General of the United States shall conduct an audit, the results of which shall be made publicly available, of—

(A) the method or process by which the Coast Guard National Vessel Documentation Center develops policy for and documents compliance with the requirements of section 67.97 of title 46, Code of Federal Regulations, for the purpose of issuing endorsements under section 12112 and 12113 of title 46, United States Code;
(B) the coordination between the Coast Guard and U.S. Customs and Border Protection with respect to the enforcement of such requirements; and
(C) the extent to which the Secretary of the department in which the Coast Guard is operating and the Secretary of Transportation, through the Maritime Administration, exercise and perform functions described in subparagraph (A) to promote compliance with applicable vessel construction requirements.

(2) REPORT.—Not later than 90 days after the audit under paragraph (1) is complete, the Comptroller General of the United States shall submit to the Committee on Commerce, Science, and Transportation of the Senate and the Committee on Transportation and Infrastructure of the House of Representatives a report regarding the results of and recommendations made pursuant to the audit.

(c) OUTLINE.—Not later than 180 days after the date of the submission of the Comptroller General of the United States report required under subsection (b), the Comptroller General of the United States in the report required under subsection (b)(2).

TITLE VI—ADVISORY COMMITTEES
SEC. 601. NATIONAL MARITIME TRANSPORTATION ADVISORY COMMITTEES.
(a) IN GENERAL.—Subtitle II of title 46, United States Code, is amended by adding at the end the following:

“PART K—NATIONAL MARITIME TRANSPORTATION ADVISORY COMMITTEES
CHAPTER 151—NATIONAL MARITIME TRANSPORTATION ADVISORY COMMITTEES
“Sec. 15101. National Chemical Transportation Safety Advisory Committee.
15108. National Towing Safety Advisory Committee.
15109. Administration.

§ 15101. National Chemical Transportation Safety Advisory Committee.
(a) ESTABLISHMENT.—There is established a National Chemical Transportation Safety Advisory Committee (in this section referred to as the ’Committee’).

(b) FUNCTION.—The Committee shall advise the Secretary on matters relating to the safe and secure transportation of hazardous materials.

(c) MEMBERSHIP.—

(1) IN GENERAL.—The Committee shall consist of not more than 25 members appointed by the Secretary in accordance with this section and section 15109 of this chapter.

(2) EXPERTISE.—Each member of the Committee shall have particular expertise, knowledge, and experience in matters relating to the function of the Committee.

(3) REPRESENTATION.—Each member of the Committee shall represent 1 of the following:

(A) Chemical manufacturing entities.
(B) Entities related to marine handling or transportation of chemicals.
(C) Vessel design and construction entities.
(D) Marine safety or security entities.
(E) Marine environmental protection entities.
(F) Marine safety or security entities.
(G) 3 members shall represent the general public and, to the extent possible, shall include—

(i) an independent expert or consultant in maritime safety;
(ii) a marine surveyor who provides services to vessels to which chapter 45 of this title applies; and
(iii) a person familiar with issues affecting fishing communities and the families of fishermen.

§ 15102. National Commercial Fishing Safety Advisory Committee
(a) ESTABLISHMENT.—There is established a National Commercial Fishing Safety Advisory Committee (in this section referred to as the ‘Committee’).

(b) FUNCTION.—The Committee shall advise the Secretary on matters relating to the safe operation of vessels to which chapter 45 of this title applies, including the matters of—

(A) navigation safety;
(B) safety equipment and procedures;
(C) marine insurance;
(D) vessel design, construction, maintenance, and operation;
(E) personnel qualifications and training; and
(F) implementation of the National Commercial Fishing Safety Act of 1976 (as amended).

§ 15103. National Merchant Marine Personnel Advisory Committee
(a) ESTABLISHMENT.—There is established a National Merchant Marine Personnel Advisory Committee (in this section referred to as the ‘Committee’).

(b) FUNCTION.—The Committee shall—

(1) advise the Secretary on matters relating to the safe operation of vessels to which chapter 45 of this title applies, including the matters of—

(A) personnel qualifications and training; and

(2) review regulations proposed under chapter 45 of this title (during preparation of the regulations).

(c) MEMBERSHIP.—

(1) IN GENERAL.—The Committee shall consist of 18 members appointed by the Secretary in accordance with this section and section 15109 of this chapter.

(2) EXPERTISE.—Each member of the Committee shall have particular expertise, knowledge, and experience in matters relating to the function of the Committee.

(3) REPRESENTATION.—Members of the Committee shall be appointed as follows:

(A) 10 members shall represent the commercial fishing industry and—

(i) as a group, shall reflect a regional and representational balance; and

(ii) as individuals, shall each have experience—

(I) in the operation of vessels to which chapter 45 of this title applies; or

(II) as a crew member or processing line worker on a fish processing vessel;

(B) 1 member shall represent owners of vessels to which chapter 45 of this title applies;

(C) 1 member shall represent manufacturers of equipment for vessels to which chapter 45 of this title applies.

(D) 1 member shall represent education and training professionals related to fishing vessel, fish processing vessel, and fish tender vessel safety and personnel qualifications.

(E) 1 member shall represent underwriters that insure vessels to which chapter 45 of this title applies.

(F) 1 member shall represent owners of vessels to which chapter 45 of this title applies.

(G) 3 members shall represent the general public and, to the extent possible, shall include—

(i) an independent expert or consultant in maritime safety;

(ii) a marine surveyor who provides services to vessels to which chapter 45 of this title applies; and

(iii) a person familiar with issues affecting fishing communities and the families of fishermen.

§ 15104. National Merchant Mariner Medical Advisory Committee
(a) ESTABLISHMENT.—There is established a National Merchant Mariner Medical Advisory Committee (in this section referred to as the ‘Committee’).

(b) FUNCTION.—The Committee shall—

(1) advise the Secretary on matters relating to the safe operation of vessels to which chapter 71 of this title or a merchant mariner document issued under chapter 71 of this title applies, including the matters of—

(A) certification, documentation, and fitness of personnel in the United States merchant marine, including the training, qualifications, certification, documentation, and fitness of mariners.

(c) MEMBERSHIP.—

(1) IN GENERAL.—The Committee shall consist of 19 members appointed by the Secretary in accordance with this section and section 15109 of this chapter.

(2) EXPERTISE.—Each member of the Committee shall have particular expertise, knowledge, and experience in matters relating to the function of the Committee.

(3) REPRESENTATION.—Members of the Committee shall be appointed as follows:

(A) 9 members shall represent mariners and, of the 9—

(i) each shall—

(I) be a citizen of the United States; and

(II) hold an active license or certificate issued under chapter 71 of this title or a merchant mariner document issued under chapter 71 of this title;

(ii) 3 shall be deck officers who represent merchant marine deck officers and, of the 3—

(I) 1 shall be licensed to operate any seagoing vessels;

(II) 1 shall be licensed for inland river service with a limited or unlimited tonnage;
§ 15104. National Merchant Mariner Medical Advisory Committee

(a) ESTABLISHMENT.—There is established a National Merchant Mariner Medical Advisory Committee (in this section referred to as the ‘Committee’).

(b) FUNCTION.—The Committee shall advise the Secretary on matters relating to maritime safety.

(c) MEMBERSHIP.—

(1) IN GENERAL.—The Committee shall consist of 21 members appointed by the Secretary in accordance with this section and section 15109 of this chapter.

(2) EXPERTISE.—Each member of the Committee shall have particular expertise, knowledge, and experience in matters relating to the function of the Committee.

(3) REPRESENTATION.—Members of the Committee shall be appointed as follows:

(A) 2 members shall represent marine educators, and of the 2—

(i) 1 shall represent maritime academies and, of the 1—

(1) shall represent the United States Merchant Marine Academy; and

(ii) 1 shall represent maritime educators who represent other maritime training institutions and, of the 1, 1 shall represent the small vessel industry.

(B) 6 members shall represent maritime educators, and of the 6—

(i) 3 shall be marine educators who represent maritime academies and, of the 3—

(1) 2 shall represent State maritime academies and are jointly recommended by such academies; and

(ii) 1 shall represent either State maritime academies or the United States Merchant Marine Academy; and

(ii) 3 shall be marine educators who represent other maritime training institutions and, of the 3, 1 shall represent the small vessel industry.

(C) 2 members shall represent shipping companies engaged in ship operation management.

(D) 2 members shall represent the general public.

§ 15105. National Boating Safety Advisory Committee

(a) ESTABLISHMENT.—There is established a National Boating Safety Advisory Committee (in this section referred to as the Committee).

(b) FUNCTION.—The Committee shall advise the Secretary on matters relating to boating safety.

(c) MEMBERSHIP.—

(1) IN GENERAL.—The Committee shall consist of 21 members appointed by the Secretary in accordance with this section and section 15109 of this chapter.

(2) EXPERTISE.—Each member of the Committee shall have particular expertise, knowledge, and experience in matters relating to the function of the Committee.

(3) REPRESENTATION.—Members of the Committee shall be appointed as follows:

(A) 1 member shall represent the Secretary.

(B) 1 member shall represent the Coast Guard.

(C) 1 member shall represent the environmental public or national recreational boating organizations.

(D) 7 members shall represent the public.

(E) 1 member shall represent recreational vessel and associated equipment manufacturers.

(F) 1 member shall represent the fishing industry.

(G) 1 member shall represent the deepwater drilling industry.

(H) 1 member shall represent the transportation of oil products by pipeline, air, rail, and water.

(I) 1 shall represent the safety of the naturally navigable inland waterway and the management of barges and small vessels.

(J) 1 member shall represent the Secretary.

(K) 1 member shall represent the general public (but not a specific environmental group).

(3) REPRESENTATION.—Each member of the Committee shall represent 1 of the following:

(A) Commercial vessel owners or operators.

(B) Professional mariners.

(C) Recreational boaters.

(D) The recreational boating industry.

(E) State agencies responsible for vessel or port safety.


(G) DISTRIBUTION.—The Secretary shall, based on the need for representation and committee expertise, determine the number of members of the Committee who represent each entity specified in paragraph (3). Neither this paragraph nor any other provision of law shall be construed to require an equal distribution of members representing each entity specified in paragraph (3).

§ 15109. National Towing Safety Advisory Committee

(a) ESTABLISHMENT.—There is established a National Towing Safety Advisory Committee (in this section referred to as the Committee).

(b) FUNCTION.—The Committee shall advise the Secretary on matters relating to shallow-draft inland navigation, coastal waterway navigation, and towing safety.

(c) MEMBERSHIP.—

(1) IN GENERAL.—The Committee shall consist of 15 members appointed by the Secretary in accordance with this section and section 15109 of this chapter.

(2) EXPERTISE.—Each member of the Committee shall have particular expertise, knowledge, and experience in matters relating to the function of the Committee.

(3) REPRESENTATION.—Members of the Committee shall be appointed as follows:

(A) 2 members shall represent entities engaged in the production of petroleum.

(B) 2 members shall represent entities engaged in offshore drilling.

(C) 2 members shall represent entities engaged in the support of offshore supply vessels.

(D) 1 member shall represent entities engaged in the construction of offshore exploration and recovery facilities.

(E) 1 member shall represent entities engaged in diving services related to offshore construction, inspection, and maintenance.

(F) 1 member shall represent entities engaged in safety and training services related to offshore exploration and construction.

(G) 1 member shall represent entities engaged in pipe-laying services related to offshore construction.

(H) 2 members shall represent individuals employed in offshore operations and, of the 2, 1 shall have recent practical experience on a vessel or offshore unit involved in the offshore mineral and energy industry.

(I) 1 member shall represent national environmental entities.

(J) 1 member shall represent deepwater ports.

(K) 1 member shall represent the general public.
each year, meet at the call of the Secretary or a majority of the members of the committee.

"(b) EMPLOYEE STATUS.—A member of a committee established under this chapter shall not be considered an employee of the Federal Government by reason of service on such committee, except for the purposes of the following:

"(1) Chapter 81 of title 5.

"(2) Chapter 171 of title 28 and any other Federal law relating to tort liability.

"(c) COMPENSATION.—Notwithstanding subsection (b), a member of a committee established under this chapter, when actually engaged in the performance of the duties of such committee, may—

"(1) receive compensation at a rate established by the Secretary, not to exceed the prevailing basic rate payable under section 5706 of title 5; or

"(2) if not compensated in accordance with paragraph (1) —

"(i) be reimbursed for actual and reasonable expenses incurred in the performance of such duties; or

"(ii) be allowed travel expenses, including per diem in lieu of subsistence, as authorized by section 5703 of title 5.

"(d) ACCEPTANCE OF VOLUNTEER SERVICES.—A committee established under this chapter may serve on such committee on a voluntary basis without pay or without regard to section 1342 of title 31 or any other law.

"(e) STATUS OF MEMBERS.—

"(1) IN GENERAL.—Except as provided in paragraph (2), with respect to a member of a committee established under this chapter whom the Secretary appoints to represent an entity or group—

"(A) the member is authorized to represent the interests of the applicable entity or group; and

"(B) requirements under Federal law that would interfere with such representation and that apply to a special Government employee (as defined in section 202(a) of title 31), including requirements relating to employee conduct, political activities, ethics, conflicts of interest, and corruption, do not apply to the member.

"(2) EXCEPTION.—Notwithstanding subsection (b), a member of a committee established under this chapter may serve on such committee on a voluntary basis without pay or without regard to section 1342 of title 31 or any other law.

"(f) SERVICE ON COMMITTEE.—

"(1) SOLICITATION OF NOMINATIONS.—Before appointing an individual as a member of a committee established under this chapter, the Secretary shall publish, in the Federal Register, a timely notice soliciting nominations for membership on such committee.

"(2) APPOINTMENT.—

"(A) IN GENERAL.—After considering nominations received pursuant to paragraph (1), the Secretary may, as necessary, appoint a member to the applicable committee established under this chapter.

"(B) PROHIBITION.—The Secretary shall not seek, consider, or otherwise use information concerning the political affiliation of a nominee in making an appointment to any committee established under this chapter.

"(g) SERVICE AT PLEASURE OF THE SECRETARY.—

"(1) IN GENERAL.—Each member of a committee established under this chapter shall serve at the pleasure of the Secretary.

"(2) EXCEPTION.—Notwithstanding subparagraph (a), a member of the committee established under section 15102 may only be removed prior to the end of the term of that member for just cause.

"(h) SECURITY BACKGROUND EXAMINATIONS.—The Secretary shall conduct background examinations on any individual that must have passed an appropriate security background examination before appointment to a committee established under this chapter.

"(i) PROHIBITION.—

"(A) IN GENERAL.—Except as provided in subparagraph (B), a Federal employee may not be appointed as a member of a committee established under this chapter.

"(B) SPECIAL RULE FOR NATIONAL MERCHANT MARINE PERSONNEL ADVISORY COMMITTEE.—The Secretary may appoint a Federal employee to serve as a member of the National Merchant Marine Personnel Advisory Committee to represent the interests of the United States Merchant Marine Academy and, notwithstanding paragraphs (1) and (2), may do so without soliciting, receiving, or considering nominations for such appointment.

"(j) TERMS.—

"(1) IN GENERAL.—The term of each member of a committee established under this chapter shall expire on December 31 of the third full year after the effective date of the appointment.

"(2) CONTINUED SERVICE AFTER TERM.—When the term of a member of a committee established under this chapter ends, the member, for a period not to exceed 1 year, may continue to serve as a member until a successor is appointed.

"(3) VACANCIES.—A vacancy on a committee established under this chapter shall be filled in the same manner as the original appointment.

"(k) SPECIAL RULE FOR REAPPOINTMENTS.—Notwithstanding paragraphs (1) and (2), the Secretary may reappoint a member of a committee established under this chapter for any term, other than the first term of the member, without soliciting, receiving, or considering nominations for such appointment.

"(I) STAFF SERVICES.—The Secretary shall furnish to each committee established under this chapter any staff and services considered necessary by the Secretary to carry out the functions of the committee.

"(m) CHAIRMAN; VICE CHAIRMAN.—

"(1) IN GENERAL.—Each committee established under this chapter shall elect a Chairman and Vice Chairman from among the committee’s members.

"(2) VICE CHAIRMAN ACTING AS CHAIRMAN.—The Vice Chairman shall act as Chairman in the absence or incapacity of, or in the event of a vacancy in the office of, the Chairman.

"(n) SUBCOMMITTEES AND WORKING GROUPS.—

"(1) IN GENERAL.—The Chairman of a committee established under this chapter may establish subcommittees and working groups for any purpose consistent with the function of the committee.

"(2) PARTICIPANTS.—Subject to conditions imposed by the chairman, members of a committee established under this chapter and additional persons drawn from entities or groups designated by this chapter to be represented to the Secretary may be assigned to subcommittees and working groups established under paragraph (1).

"(3) CHAIR.—Only committee members may chair subcommittees and working groups established under paragraph (1).

"(j) CONSULTATION, ADVICE, REPORTS, AND RECOMMENDATIONS.—

"(1) CONSULTATION.—

"(A) IN GENERAL.—Before taking any significant action, the Secretary shall consult with the Committees and working groups.

"(B) ADVICE, REPORTS, AND RECOMMENDATIONS.—Each committee established under this chapter shall submit, in writing, to the Secretary its advice, reports, and recommendations, in a form and at a frequency determined appropriate by the committee.

"(k) EXPLANATION OF ACTIONS TAKEN.—Not later than 60 days after the date on which the Secretary receives recommendations from a committee under paragraph (2), the Secretary shall—

"(1) publish the recommendations on a website accessible at no charge to the public; and

"(2) if the recommendations are from the committee established under section 15102, establish a mechanism for the submission of public comments on the recommendations; and

"(l) RESPOND, in writing, to the committee regarding the recommendations, including by providing an explanation of actions taken regarding the recommendations.

"(m) SUBMISSION TO CONGRESS.—

"(1) IN GENERAL.—The Secretary shall submit to the Committee on Transportation and Infrastructure of the House of Representatives, the Committee on Commerce, Science, and Transportation of the Senate the advice, reports, and recommendations received from committees under paragraph (2).

"(2) DURATION.—With respect to a committee established under section 70112 and to which this section applies, the Secretary shall submit the advice, reports, and recommendations received from the committee under paragraph (2) to the Committee on Homeland Security of the House of Representatives in addition to the committees specified in subparagraph (A).

"(n) OBSERVERS.—Any Federal agency with matters related to such agency’s administrative jurisdiction related to the functions of a committee established under this chapter may designate a representative to—

"(1) attend any meeting of such committee; and

"(2) participate as an observer at meetings of such committee that relate to such matters.

"(o) TERMINATION.—Each committee established under this chapter shall terminate on September 30, 2027.

"(p) CLERICAL AMENDMENT.—The analysis for subtitle II of title 46, United States Code, is amended by inserting after the item relating to chapter 147 the following:

"Part K—National Maritime Transportation Advisory Committees


"(1) COMMERCIAL FISHING SAFETY ADVISORY COMMITTEE.—Section 4508 of title 46, United States Code, and the item relating to that section in the analysis for chapter 46 of that title, are repealed.

"(2) MERCHANT MARINE MEDICAL ADVISORY COMMITTEE.—Section 7115 of title 46, United States Code, and the item relating to that section in the analysis for chapter 71 of that title, are repealed.

"(3) MERCHANT MARINE PERSONNEL ADVISORY COMMITTEE.—

"(A) REPEAL.—Section 8108 of title 46, United States Code, and the item relating to that section in the analysis for chapter 81 of that title, are repealed.

"(B) CONFORMING AMENDMENT.—Section 7510(c)(1)(C) of title 46, United States Code, is amended by inserting “National” before “Commercial”.

"(4) NATIONAL BOATING SAFETY ADVISORY COUNCIL.—
Section 3719 of title 46, United States Code, is amended by striking "Advisory Council" and inserting "Advisory Committee".


(6) TOWING SAFETY ADVISORY COMMITTEE.— (A) IN GENERAL.—Public Law 96-380 (33 U.S.C. 1211a) is repealed.

(B) CONFORMING AMENDMENTS.— (i) REDUCTION OF OIL SPILLS FROM SINGLE HULL NON-SELF-PROPELLED TANK VESSELS.— Section 3719 of title 46, United States Code, is amended by inserting "National" before "Towing Safety".

(ii) PORT FACILITY EQUIPMENT.— Section 4102(f)(1) of title 46, United States Code, is amended by inserting "National" before "Towing Safety".

(d) TREATMENT OF EXISTING COUNCILS AND COMMITTEES.—Notwithstanding any other provision of law—

(1) an advisory council or committee substantially similar to an advisory committee established under chapter 151 of title 46, United States Code, as added by this division, and that was in force or in effect on the day before the date of enactment of this section, including a council or committee the authority for which was repealed under subsection (c) and inserting "Coast Guard" for "Coastwise" for a period of 2 years from the date of enactment of this section, including that the charter, membership, and other aspects of the council or committee may remain in force or in effect; and

(2) during the 2-year period referenced in paragraph (1)—

(A) requirements relating to the applicable advisory committee established under chapter 151 of title 46, United States Code, shall be treated as satisfied by the substantially similar advisory council or committee; and

(B) the enactment of this section, including the amendments made in this section, shall not be the basis—

(i) to deem, find, or declare such council or committee, including the charter, membership, and other aspects thereof, void, not in force, not in effect, or not in operation;

(ii) to suspend the activities of such council or committee; or

(iii) to bar the members of such council or committee from meeting.

SEC. 402. MARITIME SECURITY ADVISORY COMMITTEES.

(a) IN GENERAL.—Section 70112 of title 46, United States Code, is amended to read as follows:

"§ 70112. Maritime Security Advisory Committees

"(a) NATIONAL MARITIME SECURITY ADVISORY COMMITTEE.—

"(1) ESTABLISHMENT.—There is established a National Maritime Security Advisory Committee (in this subsection referred to as the "Committee").

"(2) FUNCTION.—The Committee shall advise the Secretary on matters relating to maritime security and related matters.

"(3) MEMBERSHIP.—

"(A) IN GENERAL.—The Committee shall consist of at least 8 members, but not more than 21 members, appointed by the Secretary in accordance with this subsection and section 15109 of this title.

"(B) EXPERTISE.—Each member of the Committee shall have particular expertise, knowledge, and experience in matters relating to the function of the Committee.

"(C) REPRESENTATION.—The Committee shall consist of at least 8 members who, together, satisfy the minimum representation requirements of subparagraph (C) of section 15109 of this title:—

(i) Port authorities.

(ii) First responders and operators.

(iii) Terminal owners and operators.

(iv) Vessel owners and operators.

(v) Maritime labor organizations.

(vi) The public.

(vii) State and local governments.

(viii) The maritime industry.

(D) DISTRIBUTION.—If the Committee consists of at least 8 members who, together, satisfy the minimum representation requirements of subparagraph (C), the Secretary shall, based on the needs of the Coast Guard, determine the number of additional members of the Committee who represent each entity specified in that subparagraph.

"(b) AREA MARITIME SECURITY ADVISORY COMMITTEES.—

"(1) IN GENERAL.—The Secretary may—

"(i) establish an Area Maritime Security Advisory Committee for any port area of the United States; and

"(ii) request such a committee to review the proposed Area Maritime Transportation Security Plan developed under section 70106 of this title or any existing plan, including a council or committee the authority for which was repealed under this Act, to determine the number of additional members of the Committee who represent each entity specified in subparagraph (C) of section 15109 of this title.

"(A) E STABLISHMENT.—The Secretary shall establish an Area Maritime Security Advisory Committee established under this subsection shall be—

(i) to advise, consult with, report to, and make recommendations to the Secretary on matters relating to maritime security in that area;

(ii) may make available to the Congress recommendations that the committee makes to the Secretary; and

(iii) shall meet at the call of—

(I) the Secretary, who shall call such a meeting at least once during each calendar year;

or

(II) a majority of the committee.

"(B) MEMBERSHIP.—

"(A) ADDITIONAL FUNCTIONS AND MEETINGS.—Each committee established under this subsection shall—

(i) advise, consult with, report to, and make recommendations to the Secretary on matters relating to maritime security in the area; and

(ii) may make available to the Congress recommendations that the committee makes to the Secretary; and

"(C) REPRESENTATION.—Each committee established under this subsection shall—

(i) to the Secretary, who shall call such a meeting at least once during each calendar year;

"(D) TERMS.—The term of member of a committee established under this subsection shall be for a period of not more than 5 years, specified by the Secretary.

"(E) NOTICE.—Before appointing an individual to a position on a committee established under this subsection, the Secretary shall publish a notice in the Federal Register soliciting nominations for membership on the committee.

"(F) BACKGROUND EXAMINATIONS.—The Secretary may require an individual to have passed an appropriate security background examination before appointment to a committee established under this subsection.

"(G) REPRESENTATION.—Each committee established under this subsection shall be composed of individuals who represent the public; the maritime industry; labor organizations; terminal operators; port labor organizations; and other users of the port areas.

"(H) COMPENSATION AND EXPENSES.—

"(1) SPECIAL REQUIREMENTS.—The compensation and expenses of each committee established under this Act shall be treated as satisfied by the substantially similar to an advisory committee established under this Act.

"(2) TRAVEL AND TRANSPORTATION EXPENSES.—The compensation and expenses of each committee established under this Act shall be treated as satisfied by the substantially similar to an advisory committee established under this Act.

"(I) CONSIDERATION OF VIEWS.—The Secretary shall consider the information, advice, and recommendations of each committee established under this subsection in formulating policy regarding matters affecting maritime security.

"(6) COMPENSATION AND EXPENSES.—

"(A) IN GENERAL.—Each member of a committee established under this Act shall be compensated and reimbursed for all travel and other necessary expenses of serving on the committee.

"(B) ROLE.—The Secretary’s designated representative to a committee established under this subsection shall act as the executive secretary of the committee and shall perform the duties set forth in section 1510(c) of the Federal Advisory Committee Act (5 U.S.C. App.).

"(7) STATUS.—A member of a committee established under this subsection shall not be considered to be an officer or employee of the United States for any purpose based on the receipt of any payment under this paragraph.

"(8) FACA.—The Federal Advisory Committee Act (5 U.S.C. App.) does not apply to a committee established under this subsection.

(b) TREATMENT OF EXISTING COMMITTEE.—Notwithstanding any other provision of law—

(1) a member of an advisory committee substantially similar to the National Maritime Security Advisory Committee established under section 7012(a) of title 46, United States Code, as amended by this section, and that was in force or in effect on the day before the date of enactment of this section, may remain in force or in effect for a period of 2 years from the date of enactment of this section, included that the charter, membership, and other aspects of the committee may remain in force or in effect; and

(2) during the 2-year period referenced in paragraph (1)—

(A) requirements relating to the National Maritime Security Advisory Committee established under section 7012(a) of title 46, United States Code, as amended by this section, shall be treated as satisfied by the substantially similar advisory committee; and

(B) the enactment of this section, including the amendments made in this section, shall not be the basis—

(i) to deem, find, or declare such committee, including the charter, membership, and other aspects thereof, void, not in force, not in effect, or not in operation;

(ii) to suspend the activities of such committee; or

(iii) to bar the members of such committee from meeting.
TITLE VII—FEDERAL MARITIME COMMISSION

SEC. 701. SHORT TITLE.

This title may be cited as the “Federal Maritime Commission Authorization Act of 2017.”

SEC. 702. AUTHORIZATION OF APPROPRIATIONS.

Section 308 of title 46, United States Code, is amended by striking “$24,700,000 for each of fiscal years 2016 and 2017” and inserting “$28,012,310 for fiscal year 2018 and $28,544,543 for fiscal year 2019.”

SEC. 703. REPORTING ON IMPACT OF ALLIANCES ON COMPETITION.

Section 306 of title 46, United States Code, is amended—

(1) in subsection (b), by striking “; and” and inserting a semicolon;

(B) in paragraph (5), by striking the period at the end and inserting “; and”;

(C) by adding at the end the following:

“(6) an analysis of the impacts on competition for the purchase of certain covered services by alliances of ocean common carriers acting pursuant to an agreement under this part between or among ocean common carriers, including a summary of actions, including corrective actions, taken by the Commission to promote such competition.”;

and

(2) by adding at the end the following:

“(c) DEFINITION OF CERTAIN COVERED SERVICES.—In this section, the term ‘certain covered services’ has the meaning given the term in section 40102.”.

SEC. 704. DEFINITION OF CERTAIN COVERED SERVICES.

Section 40102 of title 46, United States Code, is amended—

(1) by redesignating paragraphs (5) through (20) as paragraphs (6) through (26), respectively; and

(2) by inserting after paragraph (4), the following:

“(5) CERTAIN COVERED SERVICES.—For purposes of sections 4105 and 41307, the term ‘certain covered services’ means, with respect to a vessel—

“(A) the berthing or bunkering of the vessel;

“(B) the loading or unloading of cargo to or from the vessel to or from a point on a wharf or terminal;

“(C) the positioning, removal, or replacement of buoys related to the movement of the vessel; and

“(D) with respect to injunctive relief under section 41307, towing vessel services provided to such a vessel.”.

SEC. 705. REPORTS FILED WITH THE COMMISSION.

Section 40104(a) of title 46, United States Code, is amended—

(1) in paragraph (1), by inserting “or to substantially lessen competition in the purchasing of certain covered services” after “transportation cost”;

(2) by adding at the end the following:

“(4) COMPETITION FACTORS.—In making a determination under this subsection regarding whether an agreement is likely to substantially lessen competition in the purchasing of certain covered services, the Commission may consider any relevant competition factors in affected markets, without limitation, the competitive effect of agreements other than the agreement under review.”.

(B) APPLICATION.—Section 41307(b) of title 46, United States Code, as amended, shall apply to any agreement filed or with an effective date before on, or after the date of enactment of this Act.

SEC. 711. DISCUSSIONS.

(a) IN GENERAL.—Section 41307(b) of title 46, United States Code, is amended—

(1) in paragraph (1) by inserting “or to substantially lessen competition in the purchasing of certain covered services” after “transportation cost”;

(2) by adding at the end the following:

“(3) Meetings.—The Commission, through its secretary, shall keep a record of its meetings and the votes taken on any action,
order, contract, or financial transaction of the Commission.

‘‘(c) NONPUBLIC COLLABORATIVE DISCUSSIONS.—

(1) IN GENERAL.—Notwithstanding section 552b of title 5, a majority of the Commission or a subcommittee of the Commission may hold a meeting that is not open to public observation to discuss official agency business if—

‘‘(A) no formal or informal vote or other official agency action is taken at the meeting;

‘‘(B) each individual present at the meeting is a Commissioner or an employee of the Commission;

‘‘(C) at least 1 Commissioner from each political party is present at the meeting, if applicable; and

‘‘(D) the General Counsel of the Commission is present at the meeting.

‘‘(2) DISCLOSURE OF NONPUBLIC COLLABORATIVE DISCUSSIONS.—Except as provided under paragraph (3), not later than 2 business days after the conclusion of a meeting under paragraph (1), the Commission shall make available to the public, in a place easily accessible to the public—

‘‘(A) a list of the individuals present at the meeting;

‘‘(B) a summary of the matters discussed at the meeting, except for any matters the Commission properly determines may be withheld from the public under section 552b(c) of title 5.

‘‘(3) EXCEPTION.—If the Commission properly determines that matters may be withheld from the public under section 552b(c) of title 5, the Commission shall provide a summary with as much general information as possible on the material withheld from the public.

‘‘(4) ONGOING PROCEEDINGS.—If a meeting under paragraph (1) directly relates to an ongoing proceeding before the Commission, the Commission shall make the disclosure under paragraph (2) on the date of the final Commission decision.

‘‘(5) PRESERVATION OF OPEN MEETINGS REQUIREMENTS FOR AGENCY ACTION.—Nothing in this subsection may be construed to limit the applicability of section 552b of title 5 with respect to a meeting of the Commission other than that described in this subsection.

‘‘(6) STATUTORY CONSTRUCTION.—Nothing in this subsection may be construed—

‘‘(A) to limit the applicability of section 552b of title 5 with respect to any information which is proposed to be withheld from the public under paragraph (2);

‘‘(B) to authorize the Commission to withhold from any individual any record that is accessible to that individual section 552a of title 5.

‘‘(b) TABLE OF CONTENTS.—The analysis at the beginning of chapter 3 of title 46, United States Code, is amended by adding the item relating to section 303 to read as follows:

‘‘303. Meetings;—

SEC. 713. STUDY OF BANKRUPTCY PREPARATION AND RESPONSE.

(a) STUDY.—The Comptroller General of the United States shall conduct a study that examines the impact of a major ocean carrier bankruptcy and its impact through the supply chain. The study shall consider any financial mechanisms that could be put in place to mitigate the impact of any future bankruptcy events on the supply chain.

(b) REPORT.—Not later than 1 year after the date of enactment of this Act, the Comptroller General of the United States shall submit to the Committee on Commerce, Science, and Transportation of the Senate and the Committee on Transportation and Infrastructure of the House of Representatives a report containing the findings, conclusions, and recommendations, if any, from the study required by subsection (a).

SEC. 714. AGREEMENTS UNAFFECTED.

Nothing in this division may be construed—

(1) to limit or amend the definition of “agreement” in section 4102(1) of title 46, United States Code, with respect to the exclusion of maritime labor agreements; or

(2) to apply to any future agreement (as defined in section 4102(15) of that title).

TITLE VIII—MISCELLANEOUS

SEC. 801. REPEAL OF OBSOLETE REPORTING REQUIREMENT.


SEC. 802. CORRECTIONS TO PROVISIONS ENACTED BY COAST GUARD AUTHORIZATION ACTS.

Section 649(b) of the Howard Coble Coast Guard and Maritime Transportation Act of 2014 (Public Law 113–281; 128 Stat. 3061) is amended by inserting “and fishery endorsement” after “endorsement”.

SEC. 803. OFFICER EVALUATION REPORT.

(a) IN GENERAL.—Not later than 3 years after the date of enactment of this Act, the Commandant of the Coast Guard shall reduce lieutenant junior grade evaluation reports to the same length as an ensign or place lieutenant junior grade evaluations on an annual schedule.

(b) SURVEYS.—Not later than 1 year after the date of enactment of this Act, the Commandant of the Coast Guard shall conduct surveys of—

(1) outgoing promotion board members and assignment officers to determine, at a minimum—

(A) which sections of the officer evaluation report were most useful;

(B) which sections of the officer evaluation report were least useful;

(C) how to better reflect high performers; and

(D) any recommendations for improving the officer evaluation report; and

(2) at least 10 percent of the officers from each grade of officers from O1 to O6 to determine how much time each member of the rating chain spends on that member’s portion of the officer evaluation report.

(c) REVISED OFFICER EVALUATION REPORT.

(1) IN GENERAL.—Not later than 4 years after the date of the completion of the surveys required by subsection (b), the Commandant of the Coast Guard shall revise the officer evaluation report, and provide corresponding directions, taking into account the requirements under paragraph (2). (2) REQUIREMENTS.—In revising the officer evaluation report under paragraph (1), the Commandant shall—

(A) consider the findings of the surveys under subsection (b);

(B) improve administrative efficiency;

(C) reduce and streamline performance dimensions and narrative text;

(D) eliminate redundancy with the officer specialty management system and any other record information systems that are used to determine officer assignment or promotion process;

(E) provide for fairness and equity for Coast Guard officers with regard to promotion boards, selection panels, and the assignment process; and

(F) ensure officer evaluation responsibilities can be accomplished within normal working hours—

(i) to minimize any impact to officer duties; and

(ii) to eliminate any need for an officer to take liberty or leave for administrative purposes.

(d) REPORT.—

(1) IN GENERAL.—Not later than 545 days after the date of enactment of this Act, the Commandant of the Coast Guard shall submit to the Committee on Commerce, Science, and Transportation of the Senate and the Committee on Transportation and Infrastructure of the House of Representatives a report on the costs and benefits of creating a Coast Guard Reserve Officers’ Training Corps Program based on the other Armed Forces programs.

SEC. 805. COAST GUARD ROTC PROGRAM.

Not later than 1 year after the date of enactment of this Act, the Commandant of the Coast Guard shall submit to the Committee on Commerce, Science, and Transportation of the Senate and the Committee on Transportation and Infrastructure of the House of Representatives a report on the costs and benefits of creating a Coast Guard Reserve Officers’ Training Corps Program based on the other Armed Forces programs.

SEC. 806. CURRENCY DETECTION CANINE TEAM PROGRAM.

(a) DEFINITIONS.—In this section:

(1) CANINE CURRENCY DETECTION TEAM.—The term “canine currency detection team” means a canine and its handler that are trained to detect currency.

(2) SECRETARY.—The term “Secretary” means the Secretary of the department in which the Coast Guard is operating.

(b) ESTABLISHMENT.—Not later than 1 year after the date of enactment of this Act, the Secretary shall establish a program to allow the use of canine currency detection teams for purposes of Coast Guard maritime law enforcement, including underway vessel boardings.

(c) OPERATION.—The Secretary may cooperate with, enter into an agreement with, the head of another Federal agency to meet the requirements under subsection (b),
SEC. 807. CENTER OF EXPERTISE FOR GREAT LAKES OIL SPILL SEARCH AND RESPONSE.

(a) In General.—Not later than 1 year after the date of enactment of this Act, the Commandant of the Coast Guard shall establish a Center of Expertise for Great Lakes Oil Spill Preparedness and Response (referred to in this section as the ‘‘Center of Expertise’’) in accordance with section 313 of title 14, United States Code, as amended by this division.

(b) Location.—The Center of Expertise shall be located in close proximity to

(1) critical crude oil transportation infrastructure on and connecting the Great Lakes, such as submerged pipelines and high-traffic navigation locks; and

(2) an institution of higher education with adequate aquatic research laboratory facilities and capabilities and expertise in Great Lakes aquatic ecology, environmental chemistry, fish and wildlife, and water resources.

(c) FUNCTIONS.—The Center of Expertise shall—

(1) monitor and assess, on an ongoing basis, the current state of knowledge regarding fresh water oil spill response technologies and the behavior and effects of oil spills in the Great Lakes;

(2) identify any significant gaps in Great Lakes oil spill research, including an assessment of major scientific or technological deficiencies in past spills in the Great Lakes and other freshwater bodies, and seek to fill those gaps;

(3) conduct research, development, testing, and evaluation of freshwater oil spill response equipment, technologies, and techniques to mitigate and respond to oil spills in the Great Lakes;

(4) establish aomen on Federal, State, and local first responders located in Coast Guard District 9 in—

(A) the incident command system structure;

(B) Great Lakes oil spill response techniques and strategies; and

(C) public affairs; and

(5) work with academic and private sector response training centers to develop and standardize maritime oil spill response training and techniques for use on the Great Lakes.

(d) DEFINITION.—In this section, the term ‘‘Great Lakes’’ means Lake Superior, Lake Michigan, Lake Huron, Lake Erie, and Lake Ontario.

SEC. 808. PUBLIC SAFETY ANSWERING POINTS AND MARITIME SEARCH AND RESCUE COORDINATION.

Not later than 180 days after the date of the enactment of this Act—

(1) the Secretary of the department in which the Coast Guard is operating acting through the Commandant of the Coast Guard shall review Coast Guard policies and procedures for public safety answering points and search-and-rescue coordination with State and local law enforcement entities in order to—

(A) further minimize the possibility of maritime 911 calls being improperly routed; and

(B) assure the Coast Guard is able to effectively carry out the Coast Guard’s maritime search and rescue mission; and

(2) the Commandant shall—

(A) formulate a national maritime public safety answering points policy; and

(B) submit a report to the Congress on such assessment and policy, which shall include an update to the report submitted in accordance with section 232 of the Howard Coble Coast Guard and Maritime Transportation Act of 2014.

SEC. 809. SHIP SHOAL LIGHTHOUSE TRANSFER; REPEAL.

Effective January 1, 2021, section 27 of the Coast Guard Act of 1990 (Public Law 102–241; 105 Stat. 2218) is repealed.

SEC. 810. LAND EXCHANGE, AYAKULIK ISLAND, ALASKA.

(a) LAND EXCHANGE; AYAKULIK ISLAND, ALASKA.—If the owner of Ayakulik Island, Alaska, offers to exchange the Island for the Tract—

(1) within 10 days after receiving such offer, the Secretary shall provide notice of the offer to the Commandant; and

(2) within 10 days after receiving the notice under paragraph (1), the Commandant shall develop and transmit to the Secretary proposed operational restrictions on commercial activities in the Tract, including the right of the Commandant to—

(A) the immediate termination, for a period of up to 72 hours, of any activity occurring on or from the Tract that violates or threatens to violate one or more of such restrictions; or

(B) commence a civil action for appropriate relief against the owner of Ayakulik Island and, if the owner agrees to such restrictions, the Secretary shall convene all right, title, interest, and possession of the United States in and to the Tract to the Secretary, subject to an easement granted to the Commandant for such restrictions, in exchange for all right, title, and interest of such owner in and to Ayakulik Island.

(b) BOUNDARY REVISION.—The Secretary may make technical and conforming revisions to the boundaries of the Tract before the date of the exchange.

(c) PUBLIC LAND ORDER.—Effective on the date of an exchange under subsection (a), Public Land Order 5550 shall have no force or effect with respect to submerged lands that are part of the Tract.

(d) FAILURE TO TIMELY RESPOND TO NOTICE.—If the Commandant does not transmit proposed operational restrictions to the Secretary within 30 days after receiving the notice under subsection (a), the Secretary shall, within 10 days after receiving such notice, convey all right, title, and interest of the United States in and to the Tract to the owner of Ayakulik Island in exchange for all right, title, and interest of such owner in and to Ayakulik Island.

(e) CERCLA NOT AFFECTED.—This section and an exchange under this section shall not be construed to limit the application of, or otherwise affect section 120(h) of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 (42 U.S.C. 9620(h)).

(f) DEFINITIONS.—In this section:

(1) Commandant.—The term ‘‘Commandant’’ means the Secretary of the department in which the Coast Guard is operating, acting through the Commandant of the Coast Guard.

(2)Secretary.—The term ‘‘Secretary’’ means the Secretary of the Interior.

(3) Tract.—The term ‘‘Tract’’ means the land (including submerged land) depicted as ‘‘PROPERTY EXCHANGE AREA’’ on the survey titled ‘‘PROPOSED PROPERTY EXCHANGE PARCEL’’ and dated 3/22/17.

SEC. 811. USE OF TRACT 43.

Section 524(e)(2) of the Pribilof Island Transition Completion Amendments Act of 2016 (Public Law 114–120), as amended by section 3533 of the Pribilof Island Transition Completion Amendments Act of 2016 (subtitle B of title XXXV of Public Law 114–328), is amended by—

(1) striking ‘‘each month’’ and inserting ‘‘each April and October’’; and

(2) striking ‘‘previous month’’ and inserting ‘‘three previous months’’.

SEC. 812. COAST GUARD MARITIME DOMAIN AWARENESS.

(a) In General.—The Secretary of the department in which the Coast Guard is operating shall seek to enter into an arrangement with the National Academy of Sciences not later than 60 days after the date of the enactment of this Act, and the Academy shall prepare an assessment of available unmanned, autonomous, or remotely controlled maritime domain awareness technologies for use by the Coast Guard.

(b) ASSESSMENT.—The assessment shall—

(1) describe the potential limitations of current and emerging unmanned technologies used in the maritime domain for—

(A) ocean observation;

(B) vessel monitoring and identification;

(C) weather observation;

(D) to the extent practicable for consideration by the Academy, intelligence gathering, surveillance, and reconnaissance; and

(E) communications;

(2) examine how technologies described in paragraph (1) can help prioritize Federal investment by examining—

(A) affordability, including acquisition, operations, and maintenance;

(B) reliability;

(C) versatility;

(D) efficiency; and

(E) estimated service life and persistence of effort; and

(3) analyze whether the use of new and emerging maritime domain awareness technologies can be used to—

(A) carry out Coast Guard missions at lower costs;

(B) expand the scope and range of Coast Guard maritime domain awareness;

(C) allow the Coast Guard to more efficiently and effectively allocate Coast Guard vessels, aircraft, and personnel; and

(D) identify adjustments that may be necessary in Coast Guard policies, procedures, and protocols to incorporate unmanned technologies to enhance efficiency.

(b) Use of Information.—In formulating costs pursuant to subsection (a), the National Academy of Sciences shall consider how the information described in paragraph (1) may be used to enhance the acquisition of unmanned, autonomous, or remotely controlled technologies by the Coast Guard.

(c) Requirement.—The Secretary of the department in which the Coast Guard is operating shall conduct a 1-year pilot program to determine the impact of persistent use of different types of surveillance systems on illegal maritime activities, including illegal, unreported, and unregulated fishing, in the Western Pacific region.

SEC. 813. MONITORING.

(a) In General.—The Secretary of the department in which the Coast Guard is operating shall conduct a 1-year pilot program to determine the impact of persistent use of different types of surveillance systems on illegal maritime activities, including illegal, unreported, and unregulated fishing, in the Western Pacific region.

(b) REQUIREMENTS.—The pilot program shall—
(a) In General.—Subject to the availability of amounts specifically provided in advance in subsequent appropriations Acts and funds, this section authorizes the Commandant of the Coast Guard to reimburse a non-Federal entity for costs incurred by the entity for a covered project in accordance with the same laws and requirements as under subsection (a) that the project is necessary to ensure safe marine transportation; and

(b) Conditions.—The Commandant may not provide reimbursement under subsection (a) with respect to a covered project unless—

(1) the need for the project is a result of the completion of construction with respect to a federally authorized navigation channel; and

(2) the Commandant determines, through an appropriate navigation safety analysis, that the project is necessary to ensure safe marine transportation;

(3) the Commandant approves the design of the project to ensure that it meets all applicable coastal zone-marine navigability standards and requirements;

(4) the non-Federal entity agrees to transfer the project upon completion to the Coast Guard for operation and maintenance by the Coast Guard as a Federal aid to navigation;

(5) the non-Federal entity carries out the project in accordance with the same laws and regulations that would apply to the Coast Guard if the Coast Guard carried out the project, including obtaining all permits required for the project under Federal and State law; and

(6) the Commandant determines that the project satisfies such additional requirements as may be established by the Commandant.

(c) Limitations.—Reimbursements under subsection (a) may not exceed the following:

(1) For a single covered project, $5,000,000.

(2) For all covered projects in a single fiscal year, $5,000,000.

(d) Expiration.—The authority granted under this section expires on the date that is 4 years after the date of enactment of this section.

(e) Covered Project Defined.—In this section, ‘‘covered project’’ means a project carried out—

(1) by a non-Federal entity to construct and establish an aid to navigation that facilitates safe and efficient marine transportation on a Federal navigation project authorized by title I of the Water Resources Development Act of 2007 (Public Law 110–114); and

(2) in an area that was affected by Hurricane Harvey.

SEC. 818. NATIONAL SECURITY CUTTER.

(a) Standard Method for Tracking.—The Commandant of the Coast Guard may not certify an eighth National Security Cutter as Ready for Operations before the date on which the Commandant provides to the Committee on Transportation and Infrastructure of the House of Representatives and the Committee on Commerce, Science, and Transportation of the Senate—

(1) a notification of a new standard method for tracking operational deployment of Coast Guard major cutters that does not include time during which such a cutter is away from its homeport for maintenance or repair; and

(2) a report analyzing cost and performance for different approaches to achieving varied levels of operational deployment using the standard method required by paragraph (1) that, at a minimum—

(A) compares over a 30-year period the average annualized baseline cost and performance for a certified National Security Cutter that operated for 185 days away from homeport or an equivalent alternative measure of operational tempo, including the assessment and strategic plan, for submission; and

(B) examines the optimal level of operational deployment of National Security Cutters to balance National Security Cutter cost and mission performance.

(b) Reporting.—The Commandant of the Coast Guard shall report to the Committee on Transportation and Infrastructure of the House of Representatives and the Committee on Commerce, Science, and Transportation of the Senate—

(1) within one year after the enactment of this Act, the Secretary of the department in which the Coast Guard is operating, in consultation with interested Federal and non-Federal stakeholders, shall submit to the Committee on Commerce, Science, and Transportation of the Senate and the Committee on Transportation and Infrastructure of the House of Representatives a report including—

(A) an assessment of Coast Guard at-sea operational fleet size to support its statutory missions established in the Homeland Security Act of 2002 (6 U.S.C. 101 et seq.); and

(B) a strategic plan for meeting the requirements identified under paragraph (1).

(2) T RANSPARENCY.—All input provided under paragraph (1) shall be made available to the public.

(c) Ensuring Maritime Coverage.—In order to meet Coast Guard mission requirements for search and rescue, ports, waterways, and coastal security, and maritime environmental response during recapitalization of Coast Guard vessels, the Coast Guard shall ensure continuity of the coverage, to the maximum extent practicable, in the locations that may lose coverage.

SEC. 817. FLEET REQUIREMENTS ASSESSMENT AND REPORT.

(a) Report.—Not later than 1 year after the date of enactment of this Act, the Secretary of the department in which the Coast Guard is operating, in consultation with interested Federal and non-Federal stakeholders, shall submit to the Committee on Commerce, Science, and Transportation of the Senate and the Committee on Transportation and Infrastructure of the House of Representatives, a report including—

(1) an assessment of—

(A) the extent to which the Coast Guard at-sea operational fleet size referred to in subsection (a)(1) is currently being met; and

(B) the Coast Guard’s current fleet, its operational lifespan, and how the anticipated changes in the age and distribution of vessels in the fleet will impact the ability to meet at-sea operational requirements;

(2) fleet operations and recommended improvements to minimize costs and extend operational vessel life spans; and

(3) the number of Fast Response Cutters, Offshore Patrol Cutters, and National Security Cutters needed to meet at-sea operational requirements; and

(b) Contents.—The report under subsection (a) shall include—

(1) an assessment of—

(A) how the Coast Guard at-sea operational fleet requirements are currently met, including the use of the Coast Guard’s current cutter fleet, agreements with partners, chartered vessels, and unmanned vehicle technology; and

(B) whether existing and planned cutter programs of record (including the Past Response Cutter, Offshore Patrol Cutter, and National Security Cutter) will enable the Coast Guard to meet at-sea operational requirements; and

(2) a description of—

(A) planned manned and unmanned vessel acquisition; and

(B) how such acquisitions will change the extent to which the Coast Guard at-sea operational requirements are met.

(c) Consultation.—In consulting with the Federal and non-Federal stakeholders under subsection (a), the Secretary of the department in which the Coast Guard is operating shall—

(1) provide the stakeholders with opportunities for input—

(i) prior to initially drafting the report, including the assessment and strategic plan; and

(ii) not later than 3 months prior to finalizing the report, including the assessment and strategic plan, for submission; and

(2) document the input and its disposition in the report.

SEC. 816. OIL SPILL DISBURSEMENTS AUDITING AID AND REPORT.

Section 1922 of the Oil Pollution Act of 1990 [(39 U.S.C. 2212)] is amended—

(1) by repealing subsection (g);

(2) in subsection (l)(1), by striking ‘‘Within one year after the enactment of the Coast Guard Authorization Act of 2010, and annually thereafter,’’ and inserting ‘‘Each year, on the date on which the President submits to Congress a budget under section 1185 of title 31, United States Code,’’; and

(3) by amending subsection (l)(2) to read as follows:

‘‘(2) CONTENTS.—The report shall include—

‘‘(A) a list of each incident that—

(i) occurred in the preceding fiscal year; and

(ii) resulted in disbursements from the Fund, for removal costs and damages, totaling $500,000 or more;

(B) a list of each incident that—

(i) occurred in the fiscal year preceding the preceding fiscal year; and

(ii) resulted in disbursements from the Fund, for removal costs and damages, totaling $500,000 or more;

(C) an accounting of any amounts reimbursed to the Fund in the preceding fiscal year that were recovered from a responsible party for an incident that resulted in disbursements from the Fund, for removal costs and damages, totaling $500,000 or more.’’.

SEC. 815. TOWING SAFETY MANAGEMENT SYSTEM FEES.

(a) Review.—The Commandant of the Coast Guard shall—

(1) review and compare the costs to the Government of—

(A) towing vessel inspections performed by the Coast Guard; and

(B) towing vessel inspections performed by a third party; and

(2) based on such review and comparison, determine whether the costs to the Government of such inspections performed by a third party are different than the costs to the Government of such inspections performed by the Coast Guard.

(b) If the Commandant determines under subsection (a) that the costs to the Government of such inspections performed by a third party are different than the costs to the Government of such inspections performed by the Coast Guard, then the Commandant shall revise the fee assessed by the Coast Guard for such inspections as necessary to conform to the requirements under section 9701 of title 31, United States Code, that such fee be based on the cost to the Government of such inspections and accurately reflect such costs.
SEC. 819. ACQUISITION PLAN FOR INLAND WATERWAY AND RIVER TENDERS AND BAT-CLASS ICEBREAKERS.

(a) ACQUISITION PLAN.—Not later than 270 days after the date of the enactment of this Act, the Commandant of the Coast Guard shall submit to the Committee on Commerce, Science, and Transportation of the Senate and the Committee on Transportation and Infrastructure of the House of Representatives a plan to replace or extend the life of the Coast Guard fleet of inland waterway and river tenders, and the Bay-class icebreakers.

(b) CONTENTS.—The plan under subsection (a) shall include—

(1) an analysis of the work required to extend the life of vessels described in subsection (a);

(2) recommendations for which, if any, such vessels it is cost effective to undertake a ship-life extension or enhanced maintenance program;

(3) an analysis of the aids to navigation program to determine if advances in navigation technology may reduce the needs for physical aids to navigation;

(4) recommendations for changes to physical aids to navigation and the distribution of such aids that reduce the need for the acquisition of vessels to replace the vessels described in subsection (a);

(5) a schedule for the acquisition of vessels to replace the vessels described in subsection (a), including the date on which the first vessel will be delivered;

(6) the date such acquisition will be complete;

(7) a description of the order and location of replacement vessels;

(8) an estimate of the cost per vessel and of the total cost of the acquisition program of record; and

(9) an analysis of whether existing vessels can be used.

SEC. 820. GREAT LAKES ICEBREAKER ACQUISITION.

(a) ICEBREAKING ON THE GREAT LAKES.—For fiscal years 2018 and 2019, the Commandant of the Coast Guard may use funds made available pursuant to section 4902 of title 14, United States Code, as amended by this division, for the construction of an icebreaker MACKINAW to enhance icebreaking capacity on the Great Lakes.

(b) ACQUISITION PLAN.—Not later than 15 days after the date of enactment of this Act, the Commandant shall submit a plan to the Committee on Commerce, Science, and Transportation of the Senate and the Committee on Transportation and Infrastructure of the House of Representatives for acquiring an icebreaker described in subsections (a) and (b). Such plan shall include—

(1) the details and schedule of the acquisition activities to be completed; and

(2) a description of how the funding for Coast Guard acquisition, construction, and improvement of what was appropriated under the Consolidated Appropriations Act, 2017 (Public Law 115–31) will be allocated to support the acquisition activities referred to in paragraph (1).

SEC. 821. POLAR ICEBREAKERS.

(a) ENHANCED MAINTENANCE PROGRAM FOR THE POLAR STAR.—

(1) IN GENERAL.—Subject to the availability of appropriations, the Commandant of the Coast Guard shall conduct an enhanced maintenance program on Coast Guard Cutter POLAR STAR (WAGB–10) to extend the service life of such vessel until at least December 31, 2025.

(2) REQUIREMENT FOR REPORT.—Not later than June 15, 2025, the report required by the enactment of the Coast Guard Authorization Act of 2017, the Secretary of the department in which the Coast Guard is operating, in consultation with Naval Sea Systems Command, shall submit to the Committee on Commerce, Science, and Transportation of the Senate and the Committee on Transportation and Infrastructure of the House of Representatives a detailed report describing a plan to extend the service life of the Coast Guard Cutter Polar Star (WAGB-10) at least until December 31, 2025, through an enhanced maintenance program.

(b) CONTENT.—The report required by paragraph (a) shall include—

(A) an assessment and discussion of the enhanced maintenance program recommended by the National Academies of Sciences, Engineering, and Medicine’s Committee on Polar Icebreaker Cost Assessment in the letter report ‘‘Acquisition and Operation of Polar Icebreakers: Fulfilling the Nation’s Needs’’;

(B) an assessment and discussion of the Government Accountability Office’s concerns and recommendations regarding service life extension work on Coast Guard Cutter POLAR STAR (WAGB–10) in the report ‘‘Status of the Coast Guard’s Polar Icebreaking Fleet Capability and Recapitalization Plan’’;

(C) Based upon a report as assessment of the Coast Guard Cutter POLAR STAR (WAGB–10):

(i) a description of the service life extension needs of existing vessels;

(ii) detailed information regarding planned shipyard work for each fiscal year to meet such needs; and

(iii) an estimate of the amount needed to Appropriations,.

(D) A plan to ensure the vessel will maintain seasonally operational status during the enhanced maintenance program.

(E) Authorization of Appropriations.—

The Commandant of the Coast Guard may use funds appropriated under section 4902 of title 14, United States Code, as amended by section 202 of this division, for the enhanced maintenance program described in the report required by subsection (a).

(b) OVERDUE REPORT.—Upon the date of enactment of the Coast Guard Authorization Act of 2018, the Secretary of the Navy, in which the Coast Guard is operating shall submit to the Committee on Commerce, Science, and Transportation of the Senate and the Committee on Transportation and Infrastructure of the House of Representatives a detailed report describing a plan to extend the service life of the Coast Guard Cutter POLAR STAR (WAGB–10) to extend the service life of such vessel until at least December 31, 2025.

(c) CONTENT.—The report under subsection (a) shall include—

(1) a description of the service life extension program described in the report required by subsection (a);

(2) an assessment of the assets and infrastructure required for the enhanced maintenance program described in the report required by subsection (a);

(3) plans to provide communications throughout the entire Coastal Western Alaskan command to include the Port of Nome and in other locations to meet the strategic objectives identified in the United States Coast Guard Arctic Strategy, dated May 2013, and the Department of Defense 2016 Arctic Strategy, dated May 2013;

(4) plans to provide communications throughout the entire Coastal Western Alaskan command to include the Port of Nome and in other locations to meet the strategic objectives identified in the United States Coast Guard Arctic Strategy, dated May 2013;

(5) plans to provide communications throughout the entire Coastal Western Alaskan command to include the Port of Nome and in other locations to meet the strategic objectives identified in the United States Coast Guard Arctic Strategy, dated May 2013;

(6) an explanation of—

(A) whether it is feasible to establish a vessel traffic service, using existing resources or otherwise; and

(B) whether an Arctic Response Center of Expertise is necessary to address the gaps in experience, skills, equipment, resources, training, and doctrine to prepare, respond to, and recover spilled oil in the Arctic; and

(7) an assessment of whether sufficient agreements are in place to ensure the Coast Guard is receiving the information it needs to carry out its responsibilities.

SEC. 822. STRATEGIC ASSETS IN THE ARCTIC.

(a) DEFINITION OF ARCTIC.—In this section, the term ‘‘Arctic’’ has the meaning given the term in section 112 of the Arctic Research and Policy Act of 1984 (15 U.S.C. 4111).

(b) SENSE OF CONGRESS.—It is the sense of Congress that the United States Coast Guard must ensure it is positioned to respond to any accident, incident, or threat with appropriate assets.

(c) REPORT.—Not later than 1 year after the enactment of this Act, the Commandant of the Coast Guard, in consultation with the Secretary of Defense and taking into consideration the Department of Defense 2016 Arctic Strategy, the Commandant shall submit to the Committee on Commerce, Science, and Transportation of the Senate and the Committee on Transportation and Infrastructure of the House of Representatives a report on the progress toward implementing the strategic objectives described in the United States Coast Guard Arctic Strategy dated May 2013.

(d) CONTENTS.—The report under subsection (c) shall include—

(1) a description of the Coast Guard’s progress toward each strategic objective identified in the United States Coast Guard Arctic Strategy dated May 2013;

(2) an assessment of the assets and infrastructure necessary to meet each strategic objective identified in the United States Coast Guard Arctic Strategy dated May 2013 based on factors such as—

(A) response time;

(B) coverage area;

(C) endurance on scene;

(D) presence; and

(E) deterrence;

(3) an analysis of the sufficiency of the distribution of National Security Cutters, Offshore Patrol Cutters, and Fast Response Cutters stationed in various Alaskan ports and other ports in the United States and the economic prosperity of the United States;

(4) a description of the Coast Guard’s strategic objectives identified in the United States Coast Guard Arctic Strategy dated May 2013;

(5) plans to prevent marine casualties, when possible, by ensuring vessels avoid environmentally sensitive areas and permanent security zones;

(6) an explanation of—

(A) whether it is feasible to establish a vessel traffic service, using existing resources or otherwise; and

(B) whether an Arctic Response Center of Expertise is necessary to address the gaps in experience, skills, equipment, resources, training, and doctrine to prepare, respond to, and recover spilled oil in the Arctic; and

(7) an assessment of whether sufficient agreements are in place to ensure the Coast Guard is receiving the information it needs to carry out its responsibilities.

SEC. 823. ARCTIC PLANNING CRITERIA.

(a) ALTERNATIVE PLANNING CRITERIA.—

(1) IN GENERAL.—For purposes of the Oil Pollution Act of 1990 (33 U.S.C. 2701 et seq.), the Commandant of the Coast Guard may approve a vessel response plan under section 311 of the Federal Water Pollution Control Act (33 U.S.C. 1221) for a vessel operating in any area covered by the Captain of the Port Zone (as established by the Commandant) that includes the Arctic, if the Commandant determines that—

(A) equipment required to be available for response under the plan has been tested and

...
proven capable of operating in the environmental conditions expected in the area in which it is intended to be operated; and

(B) the operators of such equipment have conducted training on the equipment within the area covered by such Captain of the Port Zone.

(2) POST-APPROVAL REQUIREMENTS.—In approving vessel response plans under paragraph (1), the Commandant shall—

(A) require that the oil spill removal organization identified in the vessel response plan conducts exercises and drills of the plan in the area covered by the Captain of the Port Zone that includes the Arctic; and

(B) allow such oil spill removal organization to take credit for a response to an actual spill or release in the area covered by such Captain of the Port Zone, instead of conducting an exercise or drill required under subparagraph (A), if the oil spill removal organization—

(i) documents which exercise or drill requirements were met during the response; and

(ii) submits a request for credit to, and receives approval from, the Commandant.

(b) REQUIRED ELEMENTS OF REVIEW.—(1) IN GENERAL.—Not later than 120 days after the date of enactment of this Act, the Commandant of the Coast Guard shall submit to the Committee on Commerce, Science, and Transportation of the Senate and the Committee on Transportation and Infrastructure of the House of Representatives a comprehensive review of the processes and resources used by the Coast Guard to implement vessel response plan requirements under section 311 of the Federal Water Pollution Control Act (33 U.S.C. 1211).

(b) REQUIRED ELEMENTS OF REVIEW.—The review required under subsection (a) shall, at a minimum, include—

(1) a study, or an audit, if appropriate, of the processes the Coast Guard used—

(A) to approve the vessel response plans referred to in subsection (a);

(B) to approve alternate planning criteria used in lieu of National Planning Criteria in approving such plans;

(C) to verify compliance with such plans; and

(D) to act in the event of a failure to comply with the requirements of such plans;

(2) an examination of all Federal and State agency resources used by the Coast Guard in carrying out the processes identified under paragraph (1), including—

(A) the current staffing model and organization;

(B) data, software, simulators, systems, or other technology, including those pertaining to weather, oil spill trajectory modeling, and risk management;

(C) the total amount of time per fiscal year expended by Coast Guard personnel to approve and verify compliance with vessel response plans; and

(D) the average amount of time expended by the Coast Guard for approval of, and verification of compliance with, a single vessel response plan;

(3) an analysis of how, including by what means or methods, the processes identified under paragraph (1)—

(A) ensure compliance with applicable law;

(B) are implemented by the Coast Guard, including at the district and sector levels;

(C) are informed by public comment and engagement with States, Indian Tribes, and other regional stakeholders;

(D) ensure availability and adequate operational capability and capacity of required assets and equipment, including in cases in which contractual obligations may limit the availability of such assets and equipment for response;

(E) provide for adequate asset and equipment mobilization time requirements, particularly with respect to—

(i) calculation and establishment of such requirements; and

(ii) verifying compliance with such requirements;

(F) ensure response plan updates and vessel compliance; and

(G) ensure effective action by the Coast Guard in the event of a failure to comply with response plan requirements;

(H) a determination regarding whether asset and equipment mobilization time requirements under approved vessel response plans can be met by the vessels to which they apply; and

(I) recommendations for improving the processes identified under paragraph (1), including regarding the sufficiency of Coast Guard resources dedicated to those processes.

SEC. 825. WATERS DEEMED NOT NAVIGABLE WATERS OF THE UNITED STATES FOR CERTAIN PURPOSES.

For purposes of the application of subtitle II of title 46, United States Code, to the Vol- unteer (Hull Number CCA1108), the Illinois and Michigan Canal is deemed to be navigable water under United States Code.

SEC. 826. DOCUMENTATION OF RECREATIONAL VESSELS.

Coast Guard personnel performing nonrecreational vessel documentation functions authorized under section 12114 of title 46, United States Code, may perform recreational vessel documentation under section 12114 of such title in any fiscal year in which—

(1) funds available for Coast Guard operating expenses may not be used for expenses incurred for recreational vessel documentation;

(2) fees collected from owners of yachts and credited to such use are insufficient to pay expenses of recreational vessel documentation; and

(3) there is a backlog of applications for recreational vessel documentation.

SEC. 827. EQUIPMENT REQUIREMENTS; EXEMPTION FROM TECHNICAL REQUIREMENTS FOR THROWABLE PERSONAL FLATTON DEVICES REQUIREMED.

Not later than one year after the date of enactment of this Act, the Secretary of the department in which the Coast Guard is operating shall—

(1) prescribe regulations in part 160 of title 46, Code of Federal Regulations, that treat a marine throw bag, as that term is commonly used in the commercial whitewater rafting industry, as a type of lifesaving equipment; and

(2) revise section 175.17 of title 33, Code of Federal Regulations, to exempt rafts and rafts with one or more passengers from the requirement to carry an additional throwable personal flotation device when such a marine throw bag is onboard and accessible.

SEC. 828. VISUAL DISTRESS SIGNALS AND ALTERNATIVE USE.

(a) IN GENERAL.—The Secretary of the department in which the Coast Guard is oper- ating shall develop a performance standard for the alternative use and possession of vis- ual distress alerting and locating signals as mandated by carriage requirements for re- creational boats in subpart C of part 175 of title 33, Code of Federal Regulations.

(b) REGULATIONS.—Not later than 180 days after the performance standard for alter- native use and possession of visual distress alerting and locating signals is finalized, the Secretary shall revise part 175 of title 33, Code of Federal Regulations, to allow for carriage of such alternative signal devices.

SEC. 829. RADAR REFRESHER TRAINING.

Not later than 60 days after the date of en- actment of this Act, the Secretary of the department in which the Coast Guard is oper- ating shall prescribe a final rule eliminating the requirement that a mariner actively using the mariner’s credential complete an approved refresher or recertification course to maintain a radar observer endorsement. This rulemaking shall be exempt from chapters 5 and 6 of title 5, United States Code, and Executive Orders 12986 and 13288.

SEC. 830. COMMERCIAL FISHING VESSEL SAFETY NATIONAL COMMUNICATIONS PLAN.

(a) REQUIREMENT FOR PLAN.—Not later than one year after the date of enactment of this Act, the Secretary of the department in which the Coast Guard is operating shall de- velop and submit to the Committee on Com- merce, Science, and Transportation of the Senate and the Committee on Transporta- tion and Infrastructure of the House of
Representatives a national communications program for the purposes of—
(1) disseminating information to the commercial fishing vessel industry;
(2) consulting with the commercial fishing vessel industry; and
(3) including from the shipyard that constructed the certificated vessel or the purchaser of the certificated vessel knew that such components were procured or installed that the use of such components would violate requirements under sections 12112(a)(2)(A) and 12113(a)(2) of title 46, United States Code.

 SEC. 832. ATLANTIC COAST PORT ACCESS ROUTE STUDY RECOMMENDATIONS.
Not later than 30 days after the date of enactment of this Act, the Secretary of the Army shall—
(1) notify the Committee on Transportation and Infrastructure of the House of Representatives and the Committee on Commerce, Science, and Transportation of the Senate of the decision made by the Secretary of the Army to carry out this section;
(2) conduct such studies, surveys, and experiments as the Secretary deems necessary to carry out this section;
(3) make available for public inspection the results of the studies, surveys, and experiments conducted under paragraph (2); and
(4) transmit a report to the committees described in paragraph (3) with respect to each study, survey, or experiment conducted under paragraph (2) when such vessel is operating on the Kalamazoo River in Saugatuck, Michigan.

 SEC. 833. VESSEL WAIVER.
(a) IN GENERAL.—If the Secretary determines that constructed the certificated vessel or the purchaser of the certificated vessel knew before such components were procured or installed that the use of such components would violate requirements under sections 12112(a)(2)(A) and 12113(a)(2) of title 46, United States Code;
(b) REVOCATION.—If the Secretary determines under paragraph (2) that the shipyard that constructed the certificated vessel or the purchaser of the certificated vessel knew before such components were procured or installed that the use of such components would violate requirements under sections 12112(a)(2)(A) and 12113(a)(2) of title 46, United States Code.

 SEC. 834. WAIVER.
Section 8902 of title 46, United States Code, shall not apply to the chain ferry DIANE (International Code of Signals— 3501 to 3521 of title 44, United States Code).
SEC. 836. TEMPORARY LIMITATIONS.

(a) LIMITATIONS.—(1) IN GENERAL.—Upon the Coast Guard issuing a certificate of documentation with coastwise and fishery endorsements for the vessel ‘‘AMERICAN FINEST’’ (United States official number 1276760), and subject to subsection (b), the vessels described in paragraph (2) shall not collectively exceed the harvest of Alaska groundfish (other than fisheries subject to a limited access privilege program created by the North Pacific Fishery Management Council) that is equivalent to the total harvest by the vessels described in paragraph (2) in those fisheries in the calendar years that a vessel described in paragraph (2) had harvest from 2012 through 2017 relative to the total allowable catch available to such vessels in the calendar years 2012 through 2017; or

(B) the date on which the Secretary of Commerce approves the transfer of the vessel to the Secretary of the Interior (hereafter in this Act referred to as the ‘‘Secretary’’). At the time of such approval, the vessel and its cargo shall be identified in the following manner: (I) in paragraph (1)—

(1) the term ‘‘Secretary’’ means the Secretary of Commerce; and

(2) the term ‘‘certificated vessel’’ means the vessel ‘‘America’s Finest’’ (United States official number 1276760), and subject to subsection (b), the vessels described in paragraph (2) shall not collectively exceed the harvest available in any Gulf of Alaska groundfish fisheries (other than fisheries subject to a limited access privilege program created by the North Pacific Fishery Management Council) that is equivalent to the total harvest by the vessels described in paragraph (2) in those fisheries in the calendar years 2012 through 2017 relative to the total allowable catch available to such vessels in the calendar years 2012 through 2017, or

(b) APPLICABLE VESSELS.—The limitations described in paragraph (1) shall apply, in the aggregate, to—

(A) the vessel ‘‘AMERICA’S FINEST’’ (United States official number 1276760);

(B) the vessel ‘‘US INTREPID’’ (United States official number 604439);

(C) the vessel ‘‘AMERICAN NO. 1’’ (United States official number 610654);

(D) any replacement of a vessel described in subparagraph (A), (B), or (C); and

(E) any vessel assigned license number 35-38-42-004-000-02590-6 (Bon Air Beach lots 259 and 260 located at 83 North Beach Road) and Parcel #35-38-42-004-000-0041-1 (hereafter in this Act referred to as the ‘‘Secretary’’). At the time of such approval, the vessel and its cargo shall be identified in the following manner: (I) in paragraph (1)—

(1) the term ‘‘Secretary’’ means the Secretary of Commerce; and

(2) the term ‘‘certificated vessel’’ means the vessel ‘‘America’s Finest’’ (United States official number 1276760).

(c) PAYMENTS UNDER LEASE.—The Secretary shall deposit and use any cash proceeds from the lease under this section as the Secretary determines will provide a leesee with the right to purchase the property under the lease.

(d) LEASEBACK PROHIBITED.—During the period in which the lease entered into under this section is in effect, the Secretary may not lease any of the space constructed by the lessee on the property leased under this section.

(e) LEASEBACK PROHIBITED.—During the period in which the lease entered into under this section is in effect, the Secretary may not lease any of the space constructed by the lessee on the property leased under this section.

(f) DESCRIPTION OF PROPERTY.—The exact acreage and legal description of the property to be leased under this section shall be determined by a survey satisfactory to the Secretary.

(g) ADDITIONAL TERMS AND CONDITIONS.—The Secretary may require such additional terms and conditions in connection with the lease as the Secretary considers appropriate to protect the interests of the United States.

(h) INAPPLICABILITY OF CERTAIN PROVISIONS.—Any other provision of law which does not apply to this section, the lease entered into under this section, or the property which is subject to the lease under this section:

(1) Section 2662 of title 10, United States Code.

(2) Section 2696 of title 10, United States Code.

(3) The Randolph-Sheppard Act (20 U.S.C. 107 et seq.).

(i) TITLE V OF THE MCKINNEY-VENTO HOMELESS ASSISTANCE ACT (42 U.S.C. 1411 et seq.).

(j) CERTAIN CUBAN ENTRANTS INELIGIBLE FOR REFUGEE ASSISTANCE.—Title V of the Refugee Education Assistance Act of 1980 (8 U.S.C. 1522 note) is amended—

(1) in the heading by striking ‘‘CUBAN’’ and

(B) in section 501—

(i) by striking ‘‘Cuban’’ and each place it appears;

(ii) in subsection (d), by striking ‘‘Cuban or’’; and

(iii) in subsection (e)—

(1) in paragraph (1)—

(a) by striking ‘‘Cuban’’;

(b) by striking ‘‘Cuban or’’; and

(2) CONFORMING AMENDMENTS.—(A) PERSONAL RESPONSIBILITY AND WORK OPPORTUNITY RECONCILIATION ACT OF 1996.—Title

SEC. 837. TRANSFER OF COAST GUARD PROPERTY IN JUPITER ISLAND, FLORIDA, FOR INCLUSION IN HOBIE SOUND NATIONAL WILDLIFE REFUGE.

(a) TRANSFER.—Administrative jurisdiction over the property described in subsection (b) is transferred to the Secretary of the Interior.

(b) PROPERTY DESCRIBED.—The property described in this subsection is real property administered by the Coast Guard in the Town of Jupiter Island, Florida, comprising Parcel #33-38-12-004-000-02590-6 (Bon Air Beach lots 259 and 260 located at 83 North Beach Road) and Parcel #33-38-12-004-000-02610-2 (Bon Air Beach lots 261 to 267), including any improvements thereon that are not authorized or required by another provision of law to be leased or otherwise transferred.

(c) ADMINISTRATION.—The property described in subsection (b) is included in Hobe Sound National Wildlife Refuge, and shall be administered by the Secretary of the Interior acting through the United States Fish and Wildlife Service.

SEC. 838. EMERGENCY RESPONSE.

Not later than 90 days after the date of enactment of this Act, the Commandant of the Coast Guard shall request the Comptroller General of the United States to examine whether there are unnecessary regulatory barriers that prevent the use of small passenger vessels, crewboats, and offshore supply vessels in disaster response and provide recommendations, as appropriate, to reduce such barriers.

SEC. 839. DRAWBRIDGES CONSULTATION.

(a) CONSULTATION.—In addition and subsequent to any rulemaking conducted under section 117.8 of title 33, Code of Federal Regulations, related to permanent changes to drawbridge openings that result from Amtrak service between New Orleans, Louisiana and Orlando, Florida, the Commandant shall consult with owners or operators of rail lines used for Amtrak passenger service between New Orleans, Louisiana and Orlando, Florida and affected waterway users on changes to drawbridge operating schedules necessary to facilitate the On Time Performance of passenger trains. These changes to schedules shall not impact Coast Guard response times to operational missions.

(b) TIMING.—Consultation in subsection (a) shall occur after commencement of Amtrak passenger service between New Orleans, Louisiana and Orlando, Florida at the following intervals:

(1) Not less than 3 months following the commencement of Amtrak passenger service.

(2) Not less than 6 months following the commencement of Amtrak passenger service.

(c) REPORT.—If after conducting the consultations required by subsection (b)(2), the Commandant finds that permanent changes to drawbridge operations are necessary to mitigate delays in the movement of trains described in subsection (a) and that those changes do not unreasonably obstruct the navigability of the affected waterways, then the Commandant shall submit those findings to the Committee on Commerce, Science, and Transportation of the Senate and the Committee on Transportation and Infrastructure of the House of Representatives.

AMENDMENT NO. 53 OFFERED BY MR. CURBELO OF FLORIDA.

Page 877, insert after line 9 the following new section (and redesignate the succeeding sections accordingly):

SEC. 822. AUTHORITY FOR LEASING REAL PROPERTY AT THE NAVAL AIR STATION KEY WEST, FLORIDA.

(a) AUTHORITY.—The Secretary of the Navy (hereinafter referred to as the ‘‘Secretary’’) may lease approximately 19 acres at the Naval Air Station Key West, Florida, for the purpose of constructing, operating, improving, and maintaining housing units (including altering or demolishing existing housing units) under such terms and conditions as the Secretary determines will promote the national defense or to be in the public interest.

(b) DURATION OF LEASE.—The lease entered into under this section shall be for such period as may be agreed to by the Secretary and the lessee, except that such period may not exceed 40 years unless the Secretary determines that a lease for a longer period is necessary to meet the purpose of the lease.

(1) of law to be conveyed to another person. According to the information provided, the document appears to be a legislative text, possibly a part of a United States Code or a bill before Congress. It includes references to various sections and titles, indicating that it is discussing specific provisions and limitations on leases and the administration of certain federal properties. The text also references the management of fisheries, drawbridges, and emergency response actions, among other topics, showing a mix of environmental, regulatory, and administrative matters. The document contains references to specific vessels, parcels of land, and legal provisions, which are integral to understanding its context. The language used is formal and technical, typical for legal documents and legislative bills. The text is structured with clear headings and subsections, which are common in such documents to organize different aspects of the legislation or regulation. Given the nature of the document, it is important for someone to read and understand its provisions to grasp the implications on the relevant laws and regulations.
IV of the Personal Responsibility and Work Opportunity Reconciliation Act of 1996 (8 U.S.C. 1601 et seq.) is amended by striking “Cuban and Haitian entrant” each place it appears and inserting “Haitian entrant”.

(b) Immigration and Nationality Act.—Section 245(a)(2)(A) of the Immigration and Nationality Act (8 U.S.C. 1255(a)(2)(A)) is amended by striking “Cuban and Haitian entrant” each place it appears and inserting “Haitian entrant”.

(c) Applicability.—The amendments made by this subsection shall apply only in the case of a national of Cuba who enters the United States on or after the date of the enactment of this Act.

AMENDMENT NO. 5 OFFERED BY MRS. STEFANIK OF NEW YORK

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

SEC. 722. DISCLOSURE REQUIREMENTS FOR UNITED STATES-BASED FOREIGN MEDIA OUTLETS.

"(a) Reports by Outlets to Commission.—Not later than 60 days after the date of the enactment of this Act, the United States-based foreign media outlet shall submit to the Commission a report that describes the following:

"(1) The name of such outlet.

"(2) A description of the relationship of such outlet to the foreign principal of such outlet, including the description of the legal structure of such relationship and any funding that such outlet receives from such principal.

"(b) Reports by Commission to Congress.—Not later than 30 days after the date of the enactment of this Act, the Commission shall transmit to Congress a report that describes the following:

"(1) An analysis of the reports submitted by United States-based foreign media outlets under subsection (a) during the preceding 6-month period.

"(c) Public Availability.—The Commission shall post the publicly available reports on the Commission’s internet website of the Commission each report submitted by a United States-based foreign media outlet under subsection (a) not later than 30 days after—

"(1) the date that is 30 days after the outlet submits the report to the Commission; or

"(2) the date on which the Commission transmits a report to Congress under subsection (b) the report covering the 6-month period during which the report of the outlet was submitted to the Commission under subsection (a).

"(d) Definitions.—In this section:

"(1) Foreign Principal.—The term ‘foreign principal’ has the meaning given such term in section 1(b)(1) of the Foreign Agents Registration Act of 1938 (22 U.S.C. 611(b)(1)).

"(2) United States-based foreign media outlet.—The term ‘United States-based foreign media outlet’ means an entity that—

"(A) produces or distributes television programming to the United States; and

"(B) would be an agent of a foreign principal under paragraph (1) for purposes of the Foreign Agents Registration Act of 1938 (22 U.S.C. 611 et seq.) but for section 1(d)(1) of such Act (22 U.S.C. 611(d))."

AMENDMENT NO. 5 OFFERED BY MR. GALLAGHER OF CALIFORNIA

Page 109, after line 21, insert the following new section:

SEC. 507. DEMONSTRATION PROGRAM ON ACCES-
SION OF CANDIDATES WITH AUDITORY IMPAIRMENTS AS AIR FORCE OFFICERS.

(a) Demonstration Program Required.—Beginning not later than 90 days after the date of the enactment of this Act, the Secretary of the Air Force shall carry out a demonstration program to assess the feasibility and advisability of permitting individuals with auditory impairments (including deafness) to access as officers of the Air Force.

(b) Candidates.—

(1) Number of Candidates.—The total number of individuals with auditory impairments who may participate in the demonstration program shall be not fewer than 15 individuals or more than 20 individuals.

(2) Mix of Range of Auditory Impairments.—The individuals who participate in the demonstration program shall include individuals who are deaf and individuals who have a range of other auditory impairments.

(c) Selection of Participants.—

(1) In General.—The Secretary of the Air Force shall—

(A) publicize the demonstration program nationwide and, including to individuals who have auditory impairments and would be otherwise qualified for officer training;

(B) create a process whereby interested individuals can apply for the demonstration program; and

(C) select the participants for the demonstration program, from among the pool of applicants, based on the criteria in subsection (b).

(2) No Prior Service as Air Force Officers.—Participants selected for the demonstration program shall be individuals who have not previously served as officers in the Air Force.

(d) Basic Officer Training.—Beginning not later than 90 days after the date of the enactment of this Act, the Secretary of the Air Force, the Basic Officer Training course or the Commissioned Officer Training course at Maxwell Air Force Base, Alabama, shall include not fewer than 4, or more than 6, participants in the demonstration program until all participants have completed such training.

(e) Coordination.—

(1) Special Advisor.—The Secretary of the Air Force shall name a special advisor to the demonstration program to act as a resource for participants in the demonstration program, as well as a liaison between participants in the demonstration program and those providing the officer training.

(2) Qualifications.—The special advisor shall be a member of the Armed Forces on active duty—

(A) who—

(i) if a commissioned officer, shall be in grade O-3 or higher; or

(ii) if an enlisted member, shall be in grade E-5 or higher; and

(B) who is knowledgeable about issues involving accommodations for individuals with auditory impairments (including deafness).

(3) Responsibilities.—The special advisor shall be—

(A) responsible for facilitating the officer training for participants in the demonstration program, intervening and resolving issues and accommodations during the training, and such other duties as the Secretary of the Air Force assigns; and

(B) responsible for facilitating the officer training for participants in the demonstration program, intervening and resolving issues and accommodations during the training, and such other duties as the Secretary of the Air Force assigns; and

(4) Report.—Not later than two years after the date of the enactment of this Act, the Secretary of the Air Force shall submit to the appropriate committees of Congress a report on the demonstration program. The report shall include the following:

(1) A description of the demonstration program and the participants in the demonstration program;

(2) The outcome of the demonstration program, including—

(A) the number of participants in the demonstration program who successfully completed the Basic Officer Training course or the Commissioned Officer Training course;
SEC. 931. REDESIGNATION OF THE DEPARTMENT OF THE NAVY AND MARINE CORPS.

Subtitle D—DESIGNATION OF THE NAVY AND MARINE CORPS

SEC. 932. CONFORMING AMENDMENTS TO TITLE 10, UNITED STATES CODE.

SEC. 933. OTHER PROVISIONS OF LAW AND OTHER REFERENCES.

SEC. 932. CONFORMING AMENDMENTS TO TITLE 10, UNITED STATES CODE

(a) DEFINITION OF "MILITARY DEPARTMENT".—Paragraph (b) of section 101(a) of title 10, United States Code, is amended to read as follows:

"(b) Definition of "Military Department".—Paragraph (b) of section 101(a) of title 10, United States Code, is amended to read as follows:

"(8) The term "military department" means the Department of the Army, the Department of the Navy and Marine Corps, and the Department of the Air Force.

(b) ORGANIZATION OF DEPARTMENT.—The text of section 101(a) of title 10, United States Code, is amended to read as follows:

"The Department of the Navy and Marine Corps is separately organized under the Secretary of the Navy and Marine Corps:"

(c) POSITION OF SECRETARY.—Section 5013(a)(1) of such title is amended by striking "Secretary of the Navy" and inserting "Secretary of the Navy and Marine Corps:"

(d) CHAPTER HEADINGS.—The heading of chapter 503 of such title is amended to read as follows:

"CHAPTER 503—DEPARTMENT OF THE NAVY AND MARINE CORPS"

(e) OTHER AMENDMENTS.—Title 10, United States Code, is amended by striking "Department of the Navy" and "Secretary of the Navy" each place they appear other than as specified in subsections (a), (b), (c), and (d) (including in section headings, subsection captions, tables of chapters, and tables of sections) and inserting "Department of the Navy and Marine Corps" and "Secretary of the Navy and Marine Corps", respectively, in each case with the matter inserted to be in the same typeface and typestyle as the matter stricken.

Sections 5010(1), 5014(b)(2), 5016(a), 5017(2), 5029(a), and 5042(a) of such title are amended by striking "Assistant Secretaries of the Navy" and inserting "Assistant Secretaries of the Navy and Marine Corps" and "Secretary of the Navy and Marine Corps", respectively.

The heading of section 5016 of such title, and the item relating to such section in the table of sections at the beginning of chapter 503 of such title, are each amended by inserting "and Marine Corps" after "of the Navy", with the matter inserted in each case to be in the same typeface and typestyle as the matter amended.

SEC. 933. OTHER PROVISIONS OF LAW AND OTHER REFERENCES.

(a) TITLE 37, UNITED STATES CODE.—Title 37, United States Code, is amended by striking "Department of the Navy" and "Secretary of the Navy" each place they appear and inserting "Department of the Navy and Marine Corps" and "Secretary of the Navy and Marine Corps", respectively.

(b) OTHER REFERENCES.—Any reference in any law other than in title 10 or title 37, United States Code, to the Department of the Navy shall be considered to be a reference to the Department of the Navy and Marine Corps. Any such reference to an office specified in section 83(b) shall be considered to be a reference to that officer as redesignated by that section.

SEC. 934. EFFECTIVE DATE.

This subtitle and the amendments made by this subtitle shall take effect on the first day of the first month beginning more than 60 days after the date of enactment of this Act.

The Acting CHAIR. Pursuant to House Resolution 908, the gentleman from Texas (Mr. THORNBERRY) and the gentleman from California (Mr. GAVEL) each will control 10 minutes.

The Chair recognizes the gentleman from Texas.

MODIFICATION TO AMENDMENT NO. 53 OFFERED BY MR. THORNBERRY OF TEXAS

Mr. THORNBERRY. Mr. Chairman, I ask unanimous consent that amendment No. 53 printed in House Report 115-702 be modified in the form I have placed at the desk.
The Acting Chair. The Clerk will report the modification.

The Clerk read as follows:

Modification to amendment No. 53 offered by Mr. CURBelo of Florida:

The amendment as modified is as follows:

Page 877, line 1, strike the following new section (and redesignate the succeeding sections accordingly):  
SEC. 2822. AUTHORITY FOR LEASING REAL PROPERTY AT THE NAVAL AIR STATION KEY WEST, FLORIDA.  
(a) AUTHORITY.—The Secretary of the Navy (hereafter in this Act referred to as the "Secretary") may lease approximately 19 acres at the Naval Air Station Key West, Florida, for the purpose of constructing, operating, improving, and maintaining housing units (including altering or demolishing existing housing units) under such terms and conditions as the Secretary considers will promote the national defense or to be in the public interest.

(b) DURATION OF LEASE.—The lease entered into under this section shall be for such period as may be agreed to by the Secretary and the lessee that such period may not exceed 50 years unless the Secretary determines that a lease for a longer period is necessary to meet the purpose of the lease.

(c) LEASE BACK PROHIBITED.—During the period in which the lease entered into under this section is in effect, the Secretary may not lease back the space constructed by the lessee on the property leased under this section.

(d) RIGHT OF FIRST REFUSAL FOR PURCHASE OF PROPERTY.—The Secretary shall deposit and use any cash proceeds from the lease under this section as prescribed in section 2667 of title 10, United States Code.

(e) LEASEBACK PROHIBITED.—During the period in which the lease entered into under this section is in effect, the Secretary may not lease back the space constructed by the lessee on the property leased under this section.

(f) DESCRIPTION OF PROPERTY.—The exact acreage and legal description of the property to be leased under this section shall be determined by a survey satisfactory to the Secretary.

(g) ADDITIONAL TERMS AND CONDITIONS.—The Secretary may require such additional terms and conditions in connection with the lease under this section as the Secretary considers appropriate to protect the interests of the United States.

The Chair recognizes the gentleman from New Mexico (Ms. MICHELLE LUJAN GRISHAM).

Mr. THORNBERY (during the reading). Mr. Chairman, I ask unanimous consent the modification be considered as read.

The Acting Chair. Is there objection to the request of the gentleman from Texas?

There was no objection.

The Acting Chair. Is there objection to the original request of the gentleman from Texas?

There was no objection.

The Acting Chair. The amendment is modified.

The Chair recognizes the gentleman from Texas.

Mr. THORNBERY. Mr. Chairman, I yield 3 minutes to the gentleman from New Mexico (Ms. MICHELLE LUJAN GRISHAM, the Chairwoman of the Homeland Security Committee).

Ms. MICHELLE LUJAN GRISHAM of New Mexico. Mr. Chairman, New Mexico is home to the Kirtland Air Force Research Laboratory that develops groundbreaking technologies that support our men and women in the Armed Forces.

These technologies often have a range of commercial applications that can re-energize domestic manufacturing, create high-paying jobs, and increase economic development in our State, which has the second highest unemployment rate in the Nation.

In March 2020, I introduced the National Defense Authorization Act for Fiscal Year 2021, which included the PROMISE Act (Public Private Research and Industry Support to Exemplify) Development and Economic Growth Act of 2020. This legislation would provide laboratories with business education, entrepreneurial sabbaticals, and new opportunities to partner with universities and businesses, we can make cutting-edge technologies more widely available to American businesses, grow our economy, and ensure that the United States leads the world in innovation.

Mr. Chairman, I urge my colleagues to support my amendment.

Mr. THORNBERY. Mr. Chairman, I yield 1 minute to the gentleman from Maine (Mr. POLIQUIN).

Mr. POLIQUIN. Mr. Chairman, I greatly appreciate everybody recognizing the importance of the hardworking folks at the Defense Financing Accounting Services.

Lots of our fellow Americans might not realize that DFAS has an incredibly important function to cut the paychecks for our men and women in uniform, and also they pay the vendors, suppliers, and contractors that keep our military operating; 122 million transactions last year.

Mr. Chairman, during the past 20 years, the Pentagon has consolidated 300 DFAS offices into 10 today, and the civilian workforce has been reduced from 27,000 to 13,000.

Mr. Chairman, I am so pleased and grateful that the Armed Services Committee and the Full Committee are advancing my amendment to clarify that there is no intention by the House of Representatives to further consolidate any DFAS location or jobs.

Mr. Chairman, I am so proud of the 600 hardworking Mainers who cut checks for our brave military personnel at the DFAS facility in Limestone, Maine, way up north in Aroostook County. These 600 Maine jobs are so important to our families and also to our military personnel.

Mr. GARAMENDI. Mr. Chairman, I yield 1 minute to the gentleman from New York (Mr. SUOZZI).

Mr. SUOZZI. Mr. Chairman, I thank the gentleman for yielding me time.

Mr. Chairman, I am so proud of the麥 Computing Services which provides laboratory personnel with business education, entrepreneurial sabbaticals, and new opportunities to partner with universities and businesses, we can make cutting-edge technologies more widely available to American businesses, grow our economy, and ensure that the United States leads the world in innovation.

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Mr. GARAMENDI. Mr. Chairman, I yield 1 minute to the gentleman from New York (Mr. SUOZZI).

Mr. SUOZZI. Mr. Chairman, I thank the gentleman for yielding me time.

Mr. Chairman, I am so proud of the 600 hardworking Mainers who cut checks for our brave military personnel at the DFAS facility in Limestone, Maine, way up north in Aroostook County. These 600 Maine jobs are so important to our families and also to our military personnel.

Mr. GARAMENDI. Mr. Chairman, I yield 1 minute to the gentleman from New York (Mr. SUOZZI).
the chairman of the committee for his assistance in working on this, as well as my colleagues, Congressman Cook and Congresswoman Hanabusa, for their work in helping to get this done.

Military bases and munitions storage depots and armament manufacturing facilities are behind a multibillion-dollar legacy of required environmental cleanup.

Under my amendment, the Assistant Secretary of Defense for Energy, Installations, and the Environment will be required to brief the Committee on Armed Services on initiatives being pursued to accelerate environmental restoration efforts.

In my district alone, there is a site that was contaminated by a Grumman in conjunction with the United States Navy. It was discovered over 40 years ago. It has contaminated groundwater, which is the sole source of drinking water on Long Island.

There are people that are trying to get this cleaned up, but there is so much bureaucracy, so much red tape, so much finger-pointing, that we need to send a clear message from Congress that we need the executive branch to work together with us to accelerate this cleanup.

Mr. Chairman, this amendment will help get that done.

Mr. Thornberry. Mr. Chairman, I yield 1 minute to the gentlewoman from Missouri (Mrs. Hartzler), the distinguished chair of our Subcommittee on Oversight and Investigations.

Mrs. Hartzler. Mr. Chairman, I rise in support of this en bloc package. Mr. Chairman, this package includes a bipartisan amendment to ensure that video surveillance equipment is included in the scope of the NDAA’s prohibition on using certain Chinese technology in government agencies.

China is actively expanding the role of its companies in the U.S. domestic communications and public safety sectors. Video surveillance and security equipment sold by Chinese companies exposes the U.S. Government to significant vulnerabilities due to built-in backdoors baked right into their products.

These backdoors can be used to covertly funnel data, including live video and audio surveillance of America’s sensitive military installations and embassies, back to Chinese operatives. Given what we know about China’s intentions and the security risks posed by these firms, we have absolutely no business helping China extend its reach into our agencies.

Mr. Chairman, I want to thank Chairman Thornberry and Ranking Member Smith for including this amendment in the package.

Mr. Smith of Washington. Mr. Chairman, I yield 1 minute to the gentleman from Illinois (Mr. Schneider).

Mr. Schneider. Mr. Chairman, I want to thank the ranking member for yielding me the time.

Mr. Chairman, I rise today in support of my amendment to increase flexibility within the Small Business Innovative Research and Technology Transfer Programs.

Mr. Chairman, I want to thank Chairman Thornberry and Ranking Member Smith for including it in this en bloc package.

Federal research programs invest in the future and ensure we stay at the global forefront of innovation and advancement.

But this investment is only the first step of the process. We must ensure that innovators and entrepreneurs have the tools necessary to bring their ideas to market.

Currently, SBIR and STTR recipients are restricted in how much funding they can use towards commercialization.

My amendment would increase the amount of funding recipients in phase 1 and phase 2 can use to pay for assistance procuring intellectual property, conducting market research, mapping out manufacturing plans, and other steps that would help them successfully commercialize their ideas.

My amendment would help empower successful innovators with more resources to turn federally funded research into viable commercial products, creating quality jobs and securing our Nation’s creative leadership.

The Acting Chair. The Clerk will report the modification. The Clerk reads the modification as follows:

Strike amendment #55

The Acting Chair. Is there objection to the request of the gentleman from Texas?

There was no objection.

The Acting Chair. Amendments en bloc No. 1 is modified.

The Chair recognizes the gentleman from Texas.

Mr. Thornberry. Mr. Chairman, I reserve the balance of my time.

Mr. Smith of Washington. Mr. Chairman, I yield 1 minute to the gentleman from California [Mr. Takano].

Mr. Takano. Mr. Chairman, I rise in support of my amendment, which would create a demonstration program in the Air Force for 15 to 20 deaf and hard-of-hearing individuals to serve their country.

This amendment is inspired by a young deaf man I met a few years ago named Keith Nolan. He excelled at the first two levels of Army ROTC and was prepared to take the next step when he was told he could not continue because he is deaf. Including this amendment is an incredible tribute to Keith’s advocacy, and I urge my colleagues in the Senate to maintain this provision.

I want to thank the chairman and ranking member for including this amendment. I am excited that we are taking this step forward to give the deaf community a chance to defend the country that they love and that we love.

Mr. Smith of Washington. Mr. Chair, I yield 1 minute to the gentleman from Illinois (Mr. Lipinski).

Mr. Lipinski. Mr. Chairman, Iran is the world’s foremost state sponsor of terrorism. In spite of their weak economy and U.S.-imposed sanctions in response to Iran’s support for terrorism, abuse of human rights, and acquisition of prohibited weapons, they continue to support violent groups abroad.

As our diplomatic and military leaders determine how best to respond to Iran, they and the world, including Iranians, should have a detailed accounting of the amount spent by Iran to support specific terrorist groups. This is especially important in light of the escalating conflict between Israel and Iran-backed forces in Syria.

My amendment requires an annual report from the Secretary of State and the Director of National Intelligence describing Iranian activities on military and terrorist activities outside their country. This will send a clear message to Iran and our allies that we do not tolerate support of terrorism.

Mr. Chair, I thank the chairman and ranking member for including my amendment in this en bloc, and I urge my colleagues to support it.

Mr. Smith of Washington. Mr. Chairman, we have no further speakers. I urge adoption of the amendment, and I yield back the balance of my time.

Mr. Thornberry. Mr. Chair, I yield back the balance of my time.

The Acting Chair. The question is on the amendments en bloc, as modified, offered by the gentleman from Texas [Mr. Thornberry].

The en bloc amendments, as modified, were agreed to.

Amendment No. 3 offered by Mr. Guthrie

The Acting Chair. It is now in order to consider amendment No. 3 printed in House Report 115–702.

Mr. Guthrie. Mr. Chair, I rise in support of my amendment.

The Acting Chair. The Clerk will designate the amendment.

The text of the amendment is as follows:

At the end of subtitle B of title III, insert the following:

SEC. 3. \--- PRODUCTION AND USE OF NATURAL GAS AT FORT KNOX.

(a) PRODUCTION AND USE OF NATURAL GAS AT FORT KNOX. Chapter 449 of title 10, United States Code, is amended by adding at the end of the following new section:

"4782. Natural gas: production, treatment, management, and use at Fort Knox, Kentucky.\---" "(a) AUTHORITY.—(1) The Secretary of the Army may provide for the production, treatment, management, and use of natural gas at Fort Knox, Kentucky, without regard to section 3 of the Mineral Leasing Act for Acquired Lands (30 U.S.C. 352)."
“(2) The Secretary is authorized to enter into a contract under subsection (a) by which the Secretary has entered into a contract under subsection (a) in accordance with the terms of the contract.

“(d) APPLICABILITY.—The authority of the Secretary of the Army under this section is effective as of August 2, 2007.’’.

The Acting CHAIR. Pursuant to House Resolution 908, the gentleman from Kentucky (Mr. GUTHRIE) and a Member or Members opposed each will control 5 minutes.

The Acting CHAIR. The question is on the amendment offered by the gentleman from Kentucky (Mr. GUTHRIE). The amendment was agreed to.

AMENDMENT NO. 8 OFFERED BY MR. AMODEI

The Acting CHAIR. The amendment is agreed to.

The Acting CHAIR. The Clerk will designate the amendment.

The text of the amendment is as follows:

DIVISION E—NATIONAL STRATEGIC AND CRITICAL MINERALS PRODUCTION

SEC. 4801. FINDINGS.

Congress finds that—

(1) in agreement with Executive Order 13810, a healthy manufacturing and defense industrial base and resilient supply chains are essential to the economic strength and national security of the United States. Modern supply chains, both near and far, are often long and the ability of the United States to manufacture or obtain goods critical to national security could be hampered by an inability to produce various components, which themselves may not be directly related to national security;
(2) in agreement with Executive Order 13817, the United States is heavily reliant on imports of certain mineral commodities that are vital to the Nation’s security and economic prosperity.

(3) this dependency of the United States on foreign sources creates a strategic vulnerability for both its economy and military to adverse market actions, natural disaster, and other events that can disrupt supply of these key minerals. Increased private-sector domestic exploration, production, recycling, and reprocessing of critical minerals, and support for efforts to identify more commonly available technological alternatives, will reduce our dependence on imports, preserve our leadership in technological innovation, support job creation, improve national security and balance of payments, enhance the technological superiority and readiness of our Armed Forces, which are among the Nation’s most significant consumers of critical minerals; the industrialization of developing nations has driven demand for nonfuel minerals necessary for telecommunications, military technologies, healthcare technologies, and conventional and renewable energy technologies; the availability of minerals and mineral materials are critical components of every transportation, water, telecommunications, and energy infrastructure project necessary to modernize the crumbling infrastructure of the United States; the exploration, production, processing, use, and recycling of minerals contribute significantly to the economic well-being and national security, and general welfare of the United States; and the United States has vast mineral resources but is becoming increasingly dependent on foreign sources for 45 nonfuel mineral materials, as demonstrated by the fact that—

(4) 25 years ago, the United States was dependent on foreign sources for 45 nonfuel mineral materials, of which—

(i) 8 were imported by the United States to fulfill 100 percent of the requirements of the United States for those nonfuel mineral materials; and

(ii) 19 were imported by the United States to fulfill greater than 50 percent of the requirements of the United States for those nonfuel mineral materials;

(B) by 2015 the import dependence of the United States for nonfuel mineral materials increased from dependence on the import of 45 nonfuel mineral materials to dependence on the import of 47 nonfuel mineral materials, of which—

(i) 19 were imported by the United States to fulfill 100 percent of the requirements of the United States for those nonfuel mineral materials; and

(ii) 22 were imported by the United States to fulfill greater than 50 percent of the requirements of the United States for those nonfuel mineral materials.

(C) according to the Department of Energy, the United States imports greater than 50 percent of the 41 metals and minerals key to clean energy applications; (D) the United States share of worldwide mineral exploration dollars was 7 percent in 2015, down from 19 percent in the early 1990s; (E) the United Nations Conference on Investment, which ranks 25 major mining countries, found that 7- to 10-year permitting delays are the most significant risk to mining projects in the United States; and (F) in late 2016, the Government Accountability Office found that—

(i) “the Federal government’s approach to addressing critical materials supply issues has not been consistent with selected key practices for interagency collaboration, such as ensuring that agencies’ roles and responsibilities are clearly defined”; and

(ii) “the Federal critical materials approach faces other limitations, including data deficiencies, a lack of market analysis, the multiyear time frame for critical materials, a limited focus on domestic production of critical materials, and limited engagement with industry”.

SEC. 4800. TITLES.

In this division:

(1) AGENCY.—The term “agency” means—

(A) any agency, department, or other unit of Federal, State, local, or tribal government; or

(B) an Alaska Native Corporation.

(2) ALASKA NATIVE CORPORATION.—The term “Alaska Native Corporation” has the meaning given the term “Native Corporation” in section 3 of the Alaska Native Claims Settlement Act (43 U.S.C. 1602).

(3) LEAD AGENCY.—The term “lead agency” means the agency with primary responsibility for issuing a mining exploration or mine permit for a project.

(4) MINERAL EXPLORATION OR MINE PERMIT.—The term “mineral exploration or mine permit” includes—

(A) an authorization of the Bureau of Land Management or the Forest Service, as applicable, for premining activities that requires an environmental impact statement or similar analysis under the National Environmental Policy Act of 1969 (42 U.S.C. 4321 et seq.);

(B) a plan of operations issued by—

(i) the Bureau of Land Management under subpart 3800 of title 43, Code of Federal Regulations (or successor regulations); or

(ii) the Forest Service under subpart A of part 228 of title 36, Code of Federal Regulations (or successor regulations); and

(C) a permit issued under an authority described in section 3605.13 of title 43, Code of Federal Regulations (or successor regulations).

(5) PROJECT.—The term “project” means a project for which the issuance of a permit is required. That public activity for, relating to, or incidental to mineral exploration, mining, beneficiation, processing, or reclamation activities—

(A) on a mining claim, millsite claim, or tunnel site claim for any locatable mineral; or

(B) in conjunction with any Federal mineral materials, other than coal and oil shale that is leased under—

(i) the Mineral Leasing Act for Acquired Lands (30 U.S.C. 351 et seq.); or

(ii) section 402 of Reorganization Plan Numbered 3 of 1965 (6 U.S.C. App.).

SEC. 4801. IMPROVING DEVELOPMENT OF STRATEGIC AND CRITICAL MINERALS.

(a) DEFINITION OF STRATEGIC AND CRITICAL MINERALS.—In this section, the term “strategic and critical minerals” means minerals that are necessary—

(1) for the national defense and national security requirements, including supply chain resiliency;

(2) for the energy infrastructure of the United States, including—

(A) pipelines;

(B) refining capacity;

(C) electrical power generation and transmission assets; and

(D) renewable energy production;

(3) for community resiliency, coastal restoration, and ecological sustainability for the coastal zone; and

(4) to support domestic manufacturing, agriculture, housing, telecommunications, healthcare, and transportation infrastructure;

and (5) for the economic security of, and balance of trade in, the United States.

(b) MINERALS.—In this section, the term “minerals” includes—

(1) nonfuel mineral materials; and

(2) for the energy infrastructure of the United States, consisting of—

(A) strategic and critical minerals; and

(B) renewable energy materials.

(c) DOMESTIC MINES AS INFRASTRUCTURE PROJECTS.—A domestic mine that, as determined by the lead agency, will provide strategic and critical minerals shall be considered to be an infrastructure project, as described in Executive Order 13807.

SEC. 4804. RESPONSIBILITIES OF THE LEAD AGENCY.

(a) IN GENERAL.—The lead agency shall appoint a project lead within the lead agency, who shall coordinate and consult with cooperating agencies and any other agencies involved in the permitting process, project proponents, and contractors to ensure that cooperating agencies and other agencies involved in the permitting process, project proponents, and contractors—

(1) minimize delays;

(2) set and adhere to timelines and schedules for completion of the permitting process;

(3) set clear permitting goals; and

(4) track progress against those goals.

(b) DETERMINATION OF RESPONSIBILITY.—In general, to the extent that the National Environmental Policy Act of 1969 (42 U.S.C. 4321 et seq.) applies to the issuance of any permit or the conduct of any activity under the permit, the requirements of that Act shall be considered to have been procedurally and substantively satisfied if the lead agency determines that any State or Federal agency acting under State or Federal law has addressed or will address the following factors:

(1) The environmental impact of the action to be conducted under the permit.

(2) Possible adverse environmental effects of actions under the permit.

(3) Possible alternatives to issuance of the permit.

(d) The relationship between long- and short-term uses of the local environment and the maintenance and enhancement of long-term productivity.

(e) Any irreversible and irrevocable commitment of resources that would be involved in the proposed action.

(f) Any potential participation in the decisionmaking process for authorizing actions under the permit.

(2) WRITTEN REQUIREMENT.—In making a determination under paragraph (1), not later than 90 days after receipt of an application for the permit, the lead agency, in a written record of decision, shall—

(1) explain the rationale used in reaching the determination;

(2) state the facts in the record that are the basis for the determination; and

(3) show that the facts in the record could allow a reasonable person to reach the same determination as the lead agency did.

(c) COORDINATION ON PERMITTING PROCESSES.—In carrying out paragraph (1), the lead agency shall consider—

(1) deferring to, and relying on, baseline data, analyses, and reviews performed by State agencies with jurisdiction over the proposed project; and

(2) to the maximum extent practicable, conducting any consultations or reviews conducted by the lead agency in coordination with— (A) avoiding duplicative reviews; and

(B) minimizing paperwork; and

(C) engaging other agencies and stakeholders early in the process.

(2) CONSIDERATION.—In carrying out paragraph (1), the lead agency shall consider—

(1) the Federal critical minerals supply chain; and

(2) the Federal critical materials supply chain.
(3) Memorandum of Agency Agreement.—If requested at any time by a State or local planning agency, the lead agency, in consultation with other Federal agencies with relevant jurisdiction in the environmental review process, may establish memoranda of agreement with the project sponsor, State and local governments, and other appropriate entities to streamline the permitting activities described in this subsection.

(b) all additional routes and areas that the lead agency determines necessary to facilitate the construction, operation, maintenance, and restoration of an area described in paragraph (a); and

(2) continue to apply the exemptions described in paragraph (1) after the date on which approval of the minerals plan of operation is issued by the Secretary of Agriculture for the National Forest System land.

(b) Application to Existing Permit Applications.—

This section applies to a mineral exploration or mine permit for which an application was submitted before the date of enactment of this division if the applicant submits a written request to the lead agency for the permit.

Mr. Chair, I reserve the balance of my time.

Mr. AMODEI. Mr. Chair, I rise in opposition to the amendment. The gentleman from California is recognized for 5 minutes.

Mr. LOWENTHAL. Mr. Chair, I yield myself such time as I may consume.

Mr. Chair, this amendment is simply an attempt to waive portions of our environmental laws for all—and I use the word “all”—new mines by pretending that these mines are essential for national security.

Under this amendment, even sand and gravel—yes, sand and gravel—would become a critical and strategic mineral. The proponents of this amendment have argued in the past that sand and gravel are extremely important when you need to build roads. I will agree with that; it is. But this is a deliberate distortion of the meaning of what is a critical mineral.

When it comes to minerals, just because something is important does not mean that it is critical. If someone is in critical condition in the hospital, that doesn’t simply mean that their condition is important. It has a specific meaning. The same is true for critical minerals.

All reputable definitions of critical minerals make it clear that there must be a risk of losing access to the mineral for it truly to be called critical. Even the definition from an executive order signed by President Trump just 5 months ago says that a mineral has to have a supply chain that is vulnerable to disruption.
time, so we shouldn’t tie our hands. But I point out, it only took 4 months for the Interior Department of the administration to publish their final list of critical minerals, and that is starting from scratch.

Clearly, the existing process is already very quick and very flexible. There is no need to define everything as critical and weaken environmental protections for all mines just so a mining company doesn’t have to wait 4 months.

Also, if this amendment looks familiar to many of my colleagues, that is because it is language that has come out of the Natural Resources Committee on a party line vote in each of the past four Congresses. In the past three Congresses it passed the House, again on a party line vote, only to go nowhere in the Senate.

The reason why it goes nowhere in the Senate is because that body understands what the definition of a critical and non-critical mineral is. That amendment would have similar luck in the Senate, and it has no business being added to a defense authorization bill.

Mr. Chairman, I urge my colleagues to oppose this amendment, and I reserve the rest of my time.

Mr. AMODEI. Mr. Chairman, I yield 1 minute to the gentleman from Arizona (Mr. GOSAR).

Mr. GOSAR. Mr. Chairman, I rise today in support of my good friend and colleague, Representative AMODEI’s amendment.

The amendment aims to streamline a bureaucratic process that is hampering the production of defense critical metals and minerals. Strategic and critical minerals are important to national security and help provide our troops with the equipment and weapons they need to keep us safe.

A nonclassified defense study recently found that failure to have a reliable source for at least 16 of the 35 critical minerals has already caused significant weapon system production delays for the Department of Defense.

A recent report published by the Department of the Interior and the U.S. Geological Survey found the U.S. is 100 percent net import reliant on foreign countries, including China, for 20 different critical minerals. Such reliance threatens our national security as well as our ability to make equipment and weapons that our troops need to be successful in their missions.

I applaud Representative AMODEI and his strong leadership and tireless efforts to support the needs of our men and women in uniform, and I urge the adoption of this amendment.

Mr. LOWENTHAL. Mr. Chairman, I reserve the balance of my time.

Mr. AMODEI. Mr. Chairman, I yield myself such time as I may consume.

Mr. Chairman, it is good to hear that my colleague from Nevada is the Golden State thinking that the administration is doing a good job in this area in some respects, and it is good to hear about concerns about the State of Kentucky.

But let’s talk about what is actually in the amendment.

So let’s talk about what is not in the amendment first. First of all, there is nothing in the amendment that says you must approve a request to be considered for a strategic critical mineral. So when we talk in the context of, oh, gee, this could be sand and gravel, some Federal land manager in the executive department, under the provisions in this amendment, has to find that. By the way, there are multiple pages saying how they go about that. So it is 30 months. Guess what? After that 30 months, you don’t get a yes.

So when we talk about how the sky is going to fall, let’s keep it in mind that if you can’t satisfy them on whatever it is that is critical, then guess what? You may get a no, as should be done if it doesn’t satisfy that.

So to indicate in context that this is something that would make everything critical omits the whole application process and omits the consideration process that goes over 30 months.

Now, I just want to point out a couple other things about this amendment. Frankly, although maybe the other side thinks that the crystal ball that the administration has is an excellent one, I beg to differ. Since we are talking about things that happened in specific states, let’s talk about the Loma Prieta earthquake that happened in northern California a while back that, quite frankly, shut down freeways—major arteries—in the bay area.

Now, I don’t know if sand and gravel would have been critical and critical for that, but guess what? To those people in the bay area who wanted transportation infrastructure open, they wanted it open as soon as possible. So if we have to wait for 30 months to haul loads of sand and gravel and make concrete to get the 580 or the 680, or whatever it was, in the East Bay open, then perhaps there was an argument for that. I don’t know, unless something like that happens again.

But for things that are critical to our healthcare industry, our defense industry, and all of those sorts of things, they ought to have the opportunity to apply and see if they get told yes or no in 30 months.

Mr. Chairman, I yield back the balance of my time.

Mr. LOWENTHAL. Mr. Chairman, I yield back the balance of my time.

The Acting CHAIR. The question is on the amendment offered by the gentleman from Nevada (Mr. AMODEI).

The question was taken; and the Acting Chair announced that the ayes appeared to have it.

Mr. LOWENTHAL. Mr. Chairman, I demand a yes-no vote.

The Acting CHAIR. Pursuant to clause 6 of rule XVIII, further proceedings on the amendment offered by the gentleman from Nevada will be out of order.

AMENDMENT NO. 10 OFFERED BY MR. MCGOVERN

The Acting CHAIR. It is now in order to consider amendment No. 10 printed in House Report 115-702.

Mr. MCGOVERN. Mr. Chairman, I have an amendment at the desk.

The Acting CHAIR. The Clerk will designate the amendment.

The text of the amendment is as follows:

SEC. 5. . . . ATOMIC VETERANS SERVICE MEDAL.

(a) SERVICE MEDAL REQUIRED.—The Secretary of Defense shall produce a military service medal, to be known as the “Atomic Veterans Service Medal”, to honor retired and former members of the Armed Forces who are radiation-exposed veterans (as such term is defined in section 101(c)(3) of title 38, United States Code).

(b) DISTRIBUTION OF MEDAL.—

(1) ISSUANCE TO RETIRED AND FORMER MEMBERS.—At the request of a radiation-exposed veteran, the Secretary of Defense shall issue the Atomic Veterans Service Medal to the veteran.

(2) ISSUANCE TO NEXT-OF-KIN.—In the case of a radiation-exposed veteran who is deceased, the Secretary may provide for an issuance of the Atomic Veterans Service Medal to the next-of-kin of the person.

(3) APPLICATION.—The Secretary shall prepare and disseminate as appropriate an application, by which radiation-exposed veterans and their next-of-kin may apply to receive the Atomic Veterans Service Medal.

The Acting CHAIR. Pursuant to House Resolution 908, the gentleman from Massachusetts (Mr. MCGOVERN) and a Member opposed each will control 5 minutes.

The Chair recognizes the gentleman from Massachusetts.

Mr. MCGOVERN. Mr. Chairman, this is an amendment that I am offering along with my colleague from Minnesota (Mr. EMMER). I want to thank him for his leadership on this issue.

Our amendment would very simply create a service medal to be awarded to atomic veterans or their surviving family members in honor of their service and sacrifice to our Nation.

Between 1945 and 1962, about 225,000 members of our Armed Forces participated in hundreds of nuclear weapons tests, now known as radiation-exposed veterans, these GIs were placed in extremely dangerous areas and were constantly exposed to potentially dangerous levels of radiation, in performance of their duties. They were sworn to secrecy, unable to even talk to their doctors about their past exposure to radiation.

Thankfully, Presidents Bill Clinton and George H.W. Bush recognized the atomic veterans' valiant service and acted to provide specialized care and compensation for the burgeoning duty.

In 2007, our allies Great Britain, New Zealand, and Australia, enacted their laws to provide compensation for radiation-exposed veterans.

Tragically, more than 75 percent of atomic veterans have already passed away. Regrettably, the Pentagon remains silent on honoring the service of our atomic veterans, arguing that to do so would diminish the service of other military personnel who are tasked with dangerous missions.

Mr. Chairman, this is a pitiful excuse.
away, never having received this recognition. They served honorably and kept a code of silence that most certainly led to many of these veterans passing away prematurely.

Past administrations and Congresses have dealt with thorny issues of legal liability and compensation. What remains is recognizing these veterans' duty, honor, and faithful service to our Nation.

I want to thank my colleagues in the House for unanimously voting favorably last year by a vote of 424-0. When I was shocked when the Service Medal was not included in the report. So I am urging my colleagues to join me in voting for this amendment again. Let us send a message to the Senate that this is important and that we are not going to give up. Together we can show them that we are serious about honoring this brave and distinguished group of patriotic Americans.

We owe it to our atomic veterans to recognize them for their selfless service to our Nation.

Mr. Chairman, let me close by saying, our veterans who are now known as atomic veterans served this country with great distinction. When they left the service they raised our families, they worked in our factories, and they contributed to our communities. They are getting older. Let us not wait until there are no surviving atomic veterans before we do the right thing.

I ask my colleagues to join me in honoring our atomic veterans. This is the right thing to do. It is shameful that we have not been able to do this sooner. I am confident that maybe this is the moment where we will do the right thing.

Mr. Chairman, I yield back the balance of my time.

The Acting CHAIR. The question is on the amendment offered by the gentleman from Massachusetts (Mr. McGovern).

The question was taken, and the Acting CHAIR announced that the ayes appeared to have it.

Mr. McGovern. Mr. Chairman, I demand a recorded vote.

The Acting CHAIR. Pursuant to clause 6 of rule XVIII, further proceedings in the amendment offered by the gentleman from Massachusetts shall be postponed.

AMENDMENT NO. 13 OFFERED BY MR. MCKINLEY

The Acting CHAIR. It is now in order to consider amendment No. 13 printed in House Report 115–702.

Mr. MCKINLEY. Mr. Chairman, I have an amendment at the desk.

The Acting CHAIR. The Clerk will designate the amendment.

The text of the amendment is as follows:

At the end of subsection B of title VIII, add the following:

SEC. 8. ADDITION OF DOMESTICALLY PRODUCED DINNER WARE TO THE BERRY AMENDMENT.

(a) In General.—Section 2533a(b)(3) of title 10, United States Code, is amended by adding at the end the following:

"(3) Dinner ware.

(b) EFFECTIVE DATE.—Section 2533a(b)(3) of title 10, United States Code, as added by subsection (a), shall apply with respect to contracts entered into after the date that is one year after the date of enactment of this Act.

The Acting CHAIR. Pursuant to House Resolution 908, the gentleman from West Virginia (Mr. MCKINLEY) and a Member opposed each will control 5 minutes.

The Chair recognizes the gentleman from West Virginia.

Mr. MCKINLEY. Mr. Chairman, I rise in support of my amendment to H.R. 5515.

Let’s put this in historical context: In 1941, Congress passed the Berry amendment, which requires the Department of Defense to purchase certain items only from American companies. That list includes American-made products and already includes textiles, clothing, shoes, food, and certain tools. Our amendment would simply add dinnerware.

America has some of the best and most talented producers of non-toxic, lead-free dinnerware in the globe. Companies like Coors in Tucson, Arizona; Emerson Creek in Bedford, Virginia; and Homer Laughlin in West Virginia. It makes common sense that when we purchase equipment for our military, whether it is weapons, food or supplies, it is incumbent upon us to consider American jobs as well.

This amendment solidifies that belief. It shows our strong support for American manufacturing and already has been supported and endorsed by the Alliance for American Manufacturing. Importantly, it would ensure access to safe dinnerware for our military, free from lead or other carcinogenic materials.

According to the National Institutes of Health and the Food and Drug Administration, there have been numerous violations involving lead and other contaminants in dinnerware coming from China, Mexico, and other suppliers of the world leading to concerns for their use by American troops.

Mr. Chairman, I urge my colleagues to stand with American manufacturers, safety and health concerns, and the jobs that are created in our communities by supporting this amendment.

Mr. Chairman, I reserve the balance of my time.

Mr. THORNBERRY. Mr. Chairman, I rise in opposition to the amendment.

The Acting CHAIR. The gentleman from Texas is recognized for 5 minutes.

Mr. THORNBERRY. Mr. Chairman, I yield myself such time as I may consume.

Mr. Chairman, I appreciate and understand all Members' desire to not only support jobs in their district, but to support American manufacturing. I share, of course, that goal. At the same time, I must oppose this amendment because there is simply no national security justification to mandate where DOD buys its plates and mugs.

Now, there was a view in the past that textiles, food, and certain tools were essential for the health and well-being of our military and related to their combat effectiveness. It is absolutely true that we have had troops die from exposure to tainted food, and that not having the appropriate tools has had an effect on the quality of our weaponry.

I have never heard that argument apply when it comes to plates and bowls and forks or spoons that we are about to discuss with the next amendment.

Mr. Chairman, adding this mandate hurts our troops because if these supplies are the best price, then that is what DOD buys. But if it costs more to buy these plates, that money has to come from somewhere. And that money will come from bullets or fuel or other things that are essential for our troops to have. I cannot tell you how many fewer bullets the Pentagon will be able to buy because they have to pay more for their bowls and plates and mugs.

I also can’t tell you how much more exactly the Pentagon will expend in ensuring compliance with this mandate, to do the studies to check the quality, to have a report if they should fall in one of the exceptions, which are all there within the law. But I know it will be some.

Some money, some added bureaucracy is too much. As a matter of fact, the underlying bill is trying to go the other way and get more resources into the hands of our warfighters to increase what we send to the tooth and reduce the tail.

I would just say one other point at this point, Mr. Chairman.

Where does this stop? Where does this end?

Last year, we had knives and forks and spoons. This year, we have got plates and mugs. Does it next go to the trays that they carry their food on? What about the plastic cups that they may drink from?

Do we just keep rolling with this and go all the way to the hand soap and toilet paper in the bathroom?

I don’t know where it stops. If there is not a national security justification to put this added cost and added mandate, we should not do it to our troops.

Therefore, I must oppose the gentleman's amendment and other amendments that are not related to national security.

Mr. Chairman, I reserve the balance of my time.

Mr. MCKINLEY. Mr. Chairman, I appreciate the remarks of the chairman. As far as it relates to national security in our schools and our hospitals all across America consider it a serious enough situation on their chinaware because of the lead content and other carcinogenic materials that they have mandated for the health of our children across America that they must have lead-free chinaware.

But, unfortunately, what is happening for our military is that we don't
have that requirement. By putting lead-free American products in, we would be able to have control. You say our troops can get sick from tainted food. They can get sick as well from the plates that they eat from if it migrates nickel into their food when you put hot contents on it or cook it in a microwave. Those things can happen with that.

If the schools and the hospitals think it is enough of a concern that they make this mandate, quite frankly, I think we don’t want to consider the same thing for our troops so that they are not made sick.

As far as the price and the quality, if that language in the Berry amendment deals with satisfactory quality and fair price is the standard, all we are doing is adding that to it.

So I don’t see that issue being valid on this, because if it is not good quality, even if it is American-made, you are going to be able at a very minimum to acquire it from someone else at the same time.

Mr. Chairman, again, I urge my colleagues to stand with us on this issue of American-made products safe for our troops.

Mr. Chairman, I yield back the balance of my time.

Mr. THORNBERRY. Mr. Chairman, I yield myself the balance of my time simply to say: Mr. Chairman, before we add this additional burden on our troops and what we provide to them, there ought to be a scintilla of evidence that this is a problem with the military.

Saying, well, somebody might get sick some day is not sufficient to say we are going to take more money away from your needs and put it into plates and mugs. We have got to have a sense of priority and a sense of evidence of where the real problems are.

Mr. Chairman, therefore, I oppose the gentleman’s amendment, and I yield back the balance of my time.

The Acting CHAIR. The question is on the amendment offered by the gentleman from West Virginia (Mr. McKinley).

The question was taken; and the Acting Chair announced that the noes appeared to have it.

Mr. MCKINLEY. Mr. Chairman, I demand a recorded vote.

The Acting CHAIR. Pursuant to clause 6 of rule XVIII, further proceedings on the amendment offered by the gentleman from West Virginia will be postponed.

AMENDMENT NO. 19 OFFERED BY MS. TENNEY

The Acting CHAIR. It is now in order to consider amendment No. 19 printed in House Report 115-702.

Ms. TENNEY. Mr. Chairman, I have an amendment at the desk.

The Acting CHAIR. The Clerk will designate the amendment.

The text of the amendment is as follows:

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

SEC. 6. ADDITION OF DOMESTICALLY PRODUCED STAINLESS STEEL FLATWARE TO THE BERRY AMENDMENT.

(a) In General.—Section 2533a(b) of title 10, United States Code, is amended by adding at the end the following:

“(3) Stainless steel flatware.”

(b) Effective Date.—The effective date of subsection (a), shall apply with respect to contracts entered into after the date that is one year after the date of enactment of this Act.

The Acting CHAIR. Pursuant to House Resolution 908, the gentlewoman from New York (Ms. TENNEY) and a Member opposed each will control 5 minutes.

The Chair recognizes the gentlewoman from New York.

Ms. TENNEY. Mr. Chairman, once again, I stand on the floor of this great body to urge my colleagues to support American manufacturing and American workers.

The first shovel was struck into the ground in Rome, New York, to build the Erie Canal, which started the Industrial Revolution in America on July 4, 1817. We were booming. Paul Revere started his company there. Remington Arms was founded just down the road in Ilion, New York, which supplied our military with firearms. These two iconic companies remain, but many more have left.

Throughout our Nation and the region that I represent, factories that once boomed and production are now shuttered and empty. Meanwhile, an entire segment of the population has been pushed out of the workforce.

President Trump described the America we know in central New York in his first inaugural speech: Our manufacturing plants are now “rusted out factories scattered like tombstones across the landscape.”

In the 22nd District, the Rust Belt of New York, in other regions across this Nation, economic activity has been on a consistent downturn. Well-paying manufacturing jobs have become increasingly hard to come by, leaving former industrial communities like ours empty as families and businesses flee in droves. In my home State of New York, we have lost 1 million residents since 2010 alone.

Here in Washington and in State capitals across the country, special interests have been placed before the American worker and our citizens and our workforce first.

Mr. Chairman, the amendment that I have introduced will level the playing field for American companies, and it will show our American workforce that they have not been abandoned. And importantly, it will reduce our military’s dependence on foreign goods.

For 30 years, the Berry amendment included a domestic sourcing for stainless steel flatware. However, in 2006, the Berry Act was changed when Oneida Limited, once in our region, the sole Berry-compliant manufacturer in the U.S., closed its U.S.-based factories and moved its operations to China, where almost all flatware is now manufactured.

In a true American comeback story worthy of a Hollywood Cinderella story, two former Oneida Limited employees opened a new company, Sherrill Manufacturing.

Greg Owens and Matt Roberts purchased Oneida’s closed factory and old equipment. They refurbished the old equipment and opened Sherrill Manufacturing. They hired many former Oneida Limited employees and now have a workforce of nearly 80. The product line Sherrill employees create is appropriately known as Liberty Tabletop.

This former factory “tombstone” on our landscape is now a symbol of American ingenuity, craftsmanship, hard work, and freedom.

The story of rebirth has given hope to my district. Sherrill Manufacturing has a strong and proven record of selling high-quality products at market prices. Since 2008, Sherrill has been among the top providers of flatware to the Department of Defense and the General Services Administration, fulfilling more than $6.8 million in Federal contracts over the subsequent 8 years.

While I understand that there may be some concerns that this domestic sourcing provision will increase costs, GSA has already found Sherrill’s flatware to be offered at “fair and reasonable” prices, which is a major reason why the agency already purchases flatware from Sherrill.

Most importantly, my amendment retains all existing waivers under the Berry amendment, unlike some other Berry amendments. In the case of negative changes to price or quality, the Department of Defense can use other sources of flatware, including in other countries. Under this amendment, it doesn’t cost the Department of Defense anything to use Sherrill.

Mr. Chairman, at this time, it is true that the only current Berry-compliant flatware manufacturer is located in my district. It is Sherrill. However, that does not mean that others who support domestic manufacturing cannot begin production and comply with this amendment.

Opening a door for American manufacturers can encourage entrepreneurs across the country to start an operation of their own. My amendment encourages the American, free market principles of competition and ingenuity. Again, this amendment does not cost the Department of Defense.

Passing this amendment will prove to American entrepreneurs and visionaries that Congress is dedicated support for American jobs and American manufacturing is not merely just lip service. It shows Congress is committed to putting our Nation back on the path to prosperity.

I would like to thank my colleagues who had cosponsored this bipartisan amendment: My fellow New Yorker, Representative JOHN CATKO, who has 15...
businesses in the neighboring New York district he represents that are a part of the Sherrill Manufacturing supply chain; Representatives Poliquin and Lipinski, both great supporters of domestic sourcing and Buy America; Representative Walter B. Jones, a dedicated member of the House Armed Services Committee; and Representative Tim Ryan, an outspoken advocate for American manufacturing.

The Acting CHAIR. The time of the gentleman from New York has expired.

Mr. Thornberry. Mr. Chairman, I claim the time in opposition to the amendment.

The Acting CHAIR. The gentleman from Texas is recognized for 5 minutes.

Mr. Thornberry. Mr. Chairman, I yield 30 seconds to the gentlewoman from New York (Ms. Tenney).

Ms. Tenney. Mr. Chairman, again, I want to emphasize that this amendment supports American manufacturing, helps a domestic supply chain that spans 40 congressional districts from New York to California, and decreases the Department of Defense’s dependence on foreign producers and goods.

Removing the variability and uncertainty that comes with foreign sourcing of necessary materials for our military is the smart thing to do, considering almost all our goods of this type are now made in China.

Mr. Chairman, today we have the opportunity to give American manufacturing the boost it deserves, while adding a measure of certainty to DOD procurement, and I urge my colleagues to support this amendment.

Mr. Thornberry. Mr. Chairman, I yield myself the balance of my time.

Mr. Chairman, I again want to express my admiration for the gentlewoman from New York and her advocacy for workers and businesses in her district. But I must oppose the amendment.

The fundamental question before the House is: Are we going to inflict higher costs on the Department of Defense with a mandate that requires where the Department buys its forks and spoons and knives and plates and mugs?

That is the question.

If any of these suppliers provide the best price, that is where DOD is going to go buy them. So these amendments, both the last one and this one, only become necessary if the costs are higher and we are making DOD buy the higher-priced items anyway.

Now, as I mentioned, there may be some justification for that when there is a vital national security concern. But when it comes to forks and plates, I don’t think that exists.

So the only way these amendments matter is if it forces DOD to pay more. And when it forces DOD to pay more for plates and knives and forks, and knives, that is not what you are taking money away from bullets and fuel and guns and ships and the things that help keep America safe.

Mr. Chairman, creating domestic jobs is not the primary mission of the Department of Defense. Our focus, the Department’s focus and our focus in this bill when it comes to this Congress, is to protect the Nation and to support the men and women who risk their lives for us. We have to enable them everything they need to do their job. We should not do anything that would divert from that.

So I, again, with all admiration for the gentlewoman from New York and the gentleman from West Virginia, I just say, if we are going to tell DOD where they have to buy their forks and knives and plates, where does it end? I have a manufacturer, I am sure, in my district that would love to supply the Department of Defense with something or another.

1530. We cannot go down this road. We must let the Department buy the best value. That is what I think all Members should support.

Mr. Chair, I oppose the amendment, and I yield back the balance of my time.

The Acting CHAIR. The question is on the amendment offered by the gentlewoman from New York (Ms. Tenney).

The question was taken; and the Acting Chair announced that the noes appeared to have it.

Mr. Chair, I demand a recorded vote.

The Acting CHAIR. Pursuant to clause 6 of rule XVIII, further proceedings on the amendment offered by the gentlewoman from New York will be postponed.

The Chair understands that amendment No. 22 will not be offered. It is now in order to consider amendment No. 31 printed in House Report 115-702.

It is now in order to consider amendment No. 32 printed in House Report 115-702.

AMENDMENT NO. 43 OFFERED BY MR. ENGEL

The Acting CHAIR. It is now in order to consider amendment No. 43 printed in House Report 115-702.

Mr. Engel. Mr. Chair, I have an amendment at the desk.

The Acting CHAIR. The Clerk will designate the amendment.

The text of the amendment is as follows:

At the appropriate place in title XII, insert the following new subtitle:

Subtitle—Mat ters Relating to Burma

SEC. 12. LIMITATION ON SECURITY ASSISTANCE AND SECURITY COOPERATION.

(a) LIMITATION ON MILITARY AND SECURITY S UCTOR COOPERATION—Except as provided in subsection (b) or subsection (e), for the 8-year period beginning on the date of the enactment of this Act, the United States may not provide security assistance or engage in security cooperation with the military or security forces of Burma until the date on which the Secretary of State certifies to the Appropriations Committees with respect to security assistance, as such term is defined in section 502A(b) of the Foreign Assistance Act of 1961 (22 U.S.C. 2304(d)), or, in consultation with the Secretary of Defense, with respect to security cooperation programs and activities of the Department of Defense such term (22 U.S.C. 2308, subsection 301 of title 10, United States Code, as applicable, that the military and security forces of Burma have demonstrated significant progress in abiding by international standards for human rights standards and are undertaking meaningful and significant security sector reform, including reforms that enhance transparency and accountability, to prevent future abuses, such as—

(1) the Burmese military and security forces adhere to international humanitarian law; do not commit human rights abuses; and cooperate with the United Nations High Commissioner for Refugees and organizations affiliated with the United Nations to ensure the protection of displaced persons and the safe, voluntary, and dignified return of refugees and internally displaced persons;

(2) the Burmese military and security forces cease their attacks against ethnic minority groups and constructively participate in the conclusion of a credible, nationwide ceasefire agreement, political accommodation, and constitutional change, including the restoration of the citizenship of the Rohingya;

(3) the Government of Burma, including the military and security forces, cooperates with the United Nations High Commissioner for Refugees and organizations affiliated with the United Nations to ensure the protection of displaced persons and the safe, voluntary, and dignified return of refugees and internally displaced persons;

(4) the Burmese military and security forces cease their attacks against ethnic minority groups and constructively participate in the conclusion of a credible, nationwide ceasefire agreement, political accommodation, and constitutional change, including the restoration of the citizenship of the Rohingya;

(5) the Government of Burma, establishing effective civilian control over the finances of its military and security forces; and doing so by ensuring that the military does not have access to off-budget income and that military expenditures are subject to adequate civilian oversight.

(b) EXCEPTIONS.—

(1) CERTAIN EXISTING AUTHORITIES.—The Secretary of Defense shall retain the authority granted by section 708 of the Defense Authorization Act for Fiscal Year 2015 (22 U.S.C. 2515 note) and is authorized to provide—

(2) HOSPITALITY.—The Secretary of State and the United States Agency for International Development may provide assistance necessary to make available the activities described in subsection (a) of such section.
(c) **Military reform.**—The certification required under subsection (a) shall include a written justification in unclassified form that may contain a classified annex describing the Secretary of Defense’s efforts to implement reforms, end impunity for human rights abuses, and increase transparency and accountability.

(d) **Report.**—

(1) **In general.**—Not later than 180 days after the date of the enactment of this Act, and annually thereafter, the Secretary of Defense and the Secretary of State shall submit to the appropriate congressional committees a report, in unclassified form with a classified annex on the strategy and plans for military-to-military engagement between the United States Armed Forces and the military and security forces of Burma.

(2) **Report required.**—The report required under paragraph (1) shall include the following elements:

(A) A description and assessment of the Government of Burma’s strategy for security sector reform, including plans to withdraw the military from owning or controlling private-sector business entities and end involvement in the illicit trade in jade and other natural resources, reforms to end corruption and illicit drug trafficking, and constitutional reforms to ensure civilian control.

(B) A list of ongoing military activities conducted by the United States Government with the military and security forces of Burma, including a description of the United States strategy for future military-military engagements between the United States and Burma’s military and security forces, including the military of Burma, the Burma Police Force, and armed ethnic groups.

(C) An assessment of the progress of the military and security forces of Burma towards developing a framework to implement human rights reforms, including—

(i) cooperation with civilian authorities to investigate and prosecute cases of serious, credible, or gross human rights abuses;

(ii) steps taken to demonstrate respect for and implementation of the laws of war; and

(iii) a description of the elements of the military-to-military engagement between the United States and Burma that promote such implementation.

(D) An assessment of progress on the peaceful settlement of armed conflicts between the Government of Burma and ethnic minority groups, including actions taken by the military of Burma to adhere to cease-fire agreements, allow for safe and voluntary returns of displaced persons to their homes, and withdraw forces from conflict zones.

(E) An assessment of the Burmese military recruitment and use of children as soldiers.

(F) An assessment of the Burmese military’s use of violence against women, sexual violence, or other gender-based violence as a tool of terror, war, or ethnic cleansing.

(e) **Waiver.**—

(1) **In general.**—Notwithstanding the requirements of section 202 of the International Emergency Economic Powers Act (50 U.S.C. 1701), the exercise of all powers granted to the President by such Act to the extent necessary to block and prohibit all transactions in all property and interests in property of a person the President determines meets one or more of the criteria described in subsection (a) if such property and interests in property are in the United States, come within the United States, or are or come within the possession or control of a United States person.

(2) **Aliens ineligible for visas, admission, or parole.**—An alien who the Secretary of State or the Secretary of Homeland Security (or a designee of one of such Secretaries) knows, or has reason to believe, meets any of the criteria described in subsection (a) is—

(i) inadmissible to the United States;

(ii) ineligible to receive a visa or other documentation to enter United States; and

(iii) otherwise ineligible to be admitted or paroled into the United States or to receive any other benefit under the Immigration and Nationality Act (8 U.S.C. 1101 and Nationality Act)."
entities described in each of subparagraphs (A) and (B) of paragraph (2) that—

(A) participate in Burma’s mining sector;

(B) meet the criterion described in subsection (b)(2) through (b)(5).

(2) ENTITIES DESCRIBED.—The entities described in this paragraph are the following:

(A) Entities that produce or process precious and semiprecious gemstones.

(B) Entities that sell or export precious and semiprecious gemstones from Burma or articles of jewelry containing such gemstones.

(c) ENTITIES DESCRIBED.—The criteria described in this subsection are the following with respect to an entity:

(1) The entity publicly discloses beneficial ownership, as such term is defined for purposes of the Myanmar Extractive Industry Transparency Initiative (Myanmar EITI), and the entity is not owned or controlled, either directly or indirectly, by the Burmese military or security forces, any current or former senior Burmese military officer, or any person who is related by blood, marriage, or adoption to any such person, and also meets to any relevant sanctions authority.

(2) The entity publicly discloses any politically exposed persons, as defined under the Myanmar EITI.

(3) The entity publicly discloses valid authorizations, licenses, permits to produce, process, sell, or export minerals or gemstones, as applicable.

(4) The entity publicly discloses payments to state-owned enterprises operating in Burma, including tax and non-tax, license, or royalty payments, and other payments or contract terms as may be required under Myanmar Extractive Industry Transparency Initiative standards.

(5) The entity undertakes robust due diligence, in line with the OECD Due Diligence Guidance for Responsible Supply Chains of Minerals from Conflict-Affected and High-Risk Areas, including public reporting.

(d) PUBLICATION OF LIST.—The Secretary of State shall publish the list under subsection (a) and shall periodically update such list as appropriate.

(e) GUIDANCE.—The Secretary of State shall issue guidance to relevant companies regarding supply-chain due diligence best practices applicable to importation of gemstones or minerals that may be of Burmese origin or articles of jewelry containing such gemstones to mitigate the potential risks associated with the importation of such items.

(f) TERMINATION.—The requirement under subsection (a) shall terminate on the date on which the President certifies to the appropriate congressional committees that the Government of Burma has taken substantial measures to reform the mining sector in Burma, including the following:

(1) Requiring mandatory disclosure of payments, permit and license allocations, project revenues, relevant contract terms, and beneficial ownership, including identifying politically exposed persons who are beneficial owners, consistent with the approach agreed under the Myanmar EITI and with due regard for civil society participation.

(2) Separating the commercial, regulatory, and revenue collection responsibilities within the Myanmar Gems Enterprise and other key state-owned enterprises to remove existing conflicts of interest.

(3) Monitoring and undertaking enforcement actions, as warranted, to ensure that entities sold to environmental and social impact assessment and management standards in accordance with international responsible mining practices, the country’s environmental conservation law and other applicable laws and regulations, and that they uphold occupational health and safety standards and authorization procedures that are aligned with the core labor standards of the International Labour Organisation and domestic law.

(4) Actively seeking a comprehensive peace agreement that addresses the transparent and fair distribution of benefits from natural resources, including local benefit-sharing, taking into consideration the national and federal character of Burmese government for new governance arrangements in resource-rich regions.

(5) Implementing on a timely basis policy reforms that, in line with the recommendations of the multi-stakeholder Jade and Gemstone Support Committee and reporting regularly on such reforms.

(6) Reforming the process for valuation of gemstones at the mine-site, including developing an independent valuation system to prevent undervaluation and tax evasion.

(7) Requiring companies bidding for jade and ruby permits to be independently audited upon the request of Myanmar Gems Enterprise or the Minister of Natural Resources and Conservation, and making the results of all such audits public.

(8) Establishing a credible and transparent permitting process that closely scrutinizes applicants, including based on past performance, and prevents unscrupulous entities from gaining authorized access to concessions or the right to trade in minerals or gemstones.

(9) Establishing effective oversight of state-owned enterprises operating in such sector, including through parliamentary oversight or requirements for independent financial auditing.

SEC. 12. DETERMINATION AND REPORT ON ACCOUNTABILITY OF ETHNIC CLEANSING, CRIMES AGAINST HUMANITY, AND GENOCIDE IN BURMA.

(a) IN GENERAL.—Not later than 180 days after the date of the enactment of this Act, the Secretary of State shall submit to the appropriate congressional committees a report that—

(1) describes—

(A) allegations of ethnic cleansing, crimes against humanity, and genocide in Burma; and

(B) potential transitional justice mechanisms in Burma; and

(2) includes a determination whether the events that took place in the state of Rakhine in Burma, starting on August 25, 2017, constitute ethnic cleansing, crimes against humanity, or genocide.

(b) ELEMENTS.—The report required under subsection (a) shall include—

(1) A description of—

(A) incidents that may constitute ethnic cleansing, crimes against humanity, or genocide in Burma; and

(B) potential transitional justice mechanisms in Burma; and

(2) a detailed study of the feasibility and desirability of potential transitional justice mechanisms for Burma, including a hybrid model, to address ethnic cleansing, crimes against humanity, and genocide perpetrated in Burma, including recommendations on which transitional justice mechanisms the United States should support, why such mechanisms should be supported, and what type of support should be offered.

(c) PROTECTION OF WITNESSES AND EVIDENCE.—The Secretary of State shall take due care to ensure that the identification of witnesses and physical evidence are not publicly disclosed in a manner that might place such persons at risk of harm or encourage the destruction of evidence by the Government of Burma.

(d) AUTHORIZATION TO PROVIDE TECHNICAL ASSISTANCE.—

(1) IN GENERAL.—The Secretary of State is authorized to provide assistance to support appropriate entities that are undertaking the efforts described in paragraph (2) with respect to ethnic cleansing, crimes against humanity, and genocide perpetrated in Burma, including recommendations on which transitional justice mechanisms the United States should support, why such mechanisms should be supported, and what type of support should be offered.

(2) EFFORTS AGAINST HUMAN RIGHTS ABUSES.—The efforts described in this paragraph are authorized by the following:

(A) Identifying suspected perpetrators of ethnic cleansing, crimes against humanity, and genocide;

(B) Collecting, documenting, and preserving evidence of such crimes and preserving the chain of custody for such evidence;

(C) Conducting criminal investigations, against humanitarian, and suspects perpetrators, conducted by other countries, as appropriate.

(3) ADDITIONAL SUPPORT.—The Secretary of State, taking into account any relevant findings in the report required under subsection (a), is authorized to support the creation and operation of transitional justice mechanisms, including a potential hybrid tribunal, to address ethnic cleansing, crimes against humanity, and genocide in Burma.
At the end of subtitle A of title XXXI, add the following new section:

**SEC. 31. BUDGET REDUCTION FOR WEAPONS ACTIVITIES.**

Notwithstanding the amounts set forth in the funding tables in division D, the amount authorized to be appropriated by section 3101 for the National Nuclear Security Administration, corresponding to the funding table in section 4701, for weapons activities is hereby reduced by $351,000,000. The amount of such reduction shall not be available for any purpose other than deficit reduction.

The Acting CHAIR. Pursuant to House Resolution 908, the gentleman from New York (Mr. ENGEL) and a Member opposed each will control 5 minutes.

The Chair recognizes the gentleman from New York.

Mr. ENGEL. Mr. Chair, let me say that, since August of 2017, the Burmese military has inflicted horrific violence against the Rohingya in Burma’s Rakhine State and is, today, using the same tactics against the Kachin. The result: 700,000 refugees. I didn’t get that wrong. It is 700,000 refugees pushed into Bangladesh. Eighty percent are women and children, many of whom are now victims of horrific gender-based violence. It is the sort of treatment ethnic minorities have endured there for decades.

This is a manmade crisis—ethnic cleansing, perhaps genocide—and to date there has been no accountability. This measure would change that. It would limit U.S. military-to-military assistance with the Burmese military until we see progress on human rights and accountability.

It would authorize tough financial sanctions and visa bans against military and security forces involved in human rights abuses, promote transparency, and push reform in the Burmese gem sector, a target of corrupt military influence; and it requires the Secretary of State to determine what, in addition to ethnic cleansing, might have contributed further.

This body has long stood on the side of freedom, democracy, and human rights in Burma. I urge all Members to join me today in doing the same thing by supporting this measure.

Mr. Chair, I urge all Members to support this, and I yield back the balance of my time.

The Acting CHAIR. The question is on the amendment offered by the gentleman from New York (Mr. ENGEL).

The question was taken; and the Acting Chair announced that the ayes appeared to have it.

Mr. ENGEL. Mr. Chair, I demand a recorded vote, and I request the Clerk to count the ayes and the noes.

The Acting CHAIR. Pursuant to clause 6 of rule XVIII, further proceedings on the amendment offered by the gentleman from New York will be postponed.

**AMENDMENT NO. 50 OFFERED BY MR. POLIT.**

The Acting CHAIR. It is now in order to consider amendment No. 50 printed in House Report 115-702.

Mr. POLIT. Mr. Chair, I have an amendment at the desk.

The Acting CHAIR. The Clerk will designate the amendment.

The text of the amendment is as follows:

Mr. POLIT. Mr. Chair, my amendment, which I am proud to sponsor with Representative BLUMENAUER, makes a small, sensible reduction to unnecessary nuclear weapons spending.

The National Defense Authorization that we have before us this week authorizes hundreds of millions of dollars for our nuclear weapons program, even $65 million to reduce an additional low-yield weapon. These are the choices that we face around the world are different than what they were a few years ago, we cannot afford to sacrifice the financial security of our Nation in the name of national security. Spending more than we have and more than we need to on the military makes us less secure, rather than more secure, by mortgaging our future and that of future generations to those foreign nations which hold our debt.

My amendment would simply make a small start by reducing the funding for the National Security Administration’s weapons account by $198 million, the exact amount that the agency itself says that it doesn’t need.

Let me be clear. This amendment will maintain all of our nuclear capabilities and research; but for a body that should be making the hard choices to get our budget under control, why should we be giving the National Security Administration more money than they want, need, or are asking for?

We need to start getting our budget under control. This is a small step. I offered other amendments that were blocked. This one is allowed. I hope that my Republican and Democratic colleagues can come together to show that we are serious about cutting unnecessary spending and reducing our deficit.

Mr. Chair, I reserve the balance of my time.

Mr. ROGERS of Alabama. Mr. Chair, I claim 5 minutes in opposition to this amendment.

Mr. Chair, I reserve the balance of my time.

Mr. ROGERS of Alabama. Mr. Chair, I claim time in opposition to this amendment.

The Acting CHAIR. The gentleman is recognized for 5 minutes.

Mr. ROGERS of Alabama. Mr. Chair, I yield myself such time as I may consume.

I strongly oppose this amendment. This amendment is not about stewardship of taxpayers’ dollars, good government, or setting priorities. Instead, this amendment is part of a broader, antinuclear agenda that we see year in and year out.

Let’s be clear about what this amendment does. It cuts $145 million in unnecessary spending in order to end the nation’s deplorable practice of capitalizing nuclear weapons production buildings dating back to the 1940s and the 1950s.

Here is a quote from General Klitz, President Obama’s NNSA Administrator, before my subcommittee a few years ago:

Our infrastructure is extensive, complex, and, in many critical areas, several decades old. More than half of the NNSA’s approximately 5,000 real property assets are over 40 years old, and nearly 30 percent date back to the Manhattan Project era.

Many of the enterprise’s critical utilities, safety, and support systems are failing at an increasing and unpredictable rate, which poses both programmatic and safety risk.

That was in 2016. Folks, let me assure you, we have not gotten any better since then. I know that it has only gotten worse because I have visited all NNSA sites and have seen these deplorable conditions firsthand.

We are asking the Nation’s highly skilled scientists, engineers, and technicians to design and build our nuclear weapons in buildings that are literally falling down around them. We have had large chunks of concrete fall from ceilings into operating workspaces. We have even had tape and plastic sheathing around 40-year-old pots carrying radioactive liquid. I have personally seen tarps hung over sensitive diagnostic equipment to prevent leaking roofs from destroying equipment worth tens of millions of dollars.

NNSA has a $3.7 billion backlog in deferred maintenance and repair needs. The funding that this amendment would strip away is sorely needed to make a cut of $198 million in unnecessary nuclear weapons spending.

This body has long stood on the side of freedom, democracy, and human rights in Burma. I urge all Members to join me today in doing the same thing by supporting this measure.

Mr. Chair, I urge all Members to support this, and I yield back the balance of my time.

Mr. POLIT. Mr. Chair, I yield myself such time as I may consume.

Our nuclear arsenal is capable of ending human life on the planet five to seven times. I don’t understand the need for redundancy when it comes to the extinction of humanity. Once should be more than enough to kill every man, woman, and child on the face of the planet. My amendment doesn’t address all of that, but it does make a 1% cut out of $198 million in unnecessary spending for nuclear weapons.

Mr. Chair, I urge my colleagues to vote “yes” on my amendment, and I yield back the balance of my time.

Mr. POLIT. Mr. Chair, I yield 5 minutes to the gentleman from Tennessee (Mr. DESJARLAIS), my friend and colleague and a member of the Subcommittee on Strategic Forces.
Mr. DESJARLAIS. Mr. Chair, I join the gentleman in expressing my opposition to this amendment. The NNSA's mission is, arguably, one of the most critical national security roles across the U.S. Government.

As my colleague from Alabama pointed out, after years of insufficient funding, our Nuclear Security Enterprise is now facing a myriad of infrastructure problems and potential failures. To quote Los Alamos lab director Dr. Charlie McMillan: "One of the things that one could point out is the realization that essential capabilities are held at risk by the possibility of such failures."

The amendment offered by the gentleman from Colorado would only exacerbate these problems. Most of the cuts made by this amendment would come from high-priority deferred maintenance and infrastructure repairs. With a $3.7 billion infrastructure and maintenance backlog, these cuts are unacceptable and pose a serious threat not only to the NNSA mission, but to the occupational well-being of its employees as well.

Under the leadership of Chairman THORNBERRY and Chairman ROGERS, the committee has worked hard over the past 2 years to mitigate these infrastructure issues and prevent the occurrence of a single-point failure within the Nuclear Security Enterprise. It is critical that we continue to push forward with these efforts and resolve these outstanding issues. As such, I strongly urge my colleagues to oppose this amendment.

Mr. ROGERS of Alabama. Mr. Chair, I yield 30 seconds to the gentleman from Texas (Mr. THORNBERRY), the full committee chairman, for any comments he may have.

Mr. THORNBERRY. Mr. Chair, the men and women of NNSA are like the military: they are going to get the job done under whatever conditions are required. But this amendment affects their work environment, their health and safety, and whether we can attract and retain top-quality people. It is the people who would suffer under this; it is not the mission. I understand people are antinuclear, but it is the people who would suffer.

As both gentlemen have said, we have a tremendous backlog. This just helps us catch up a little bit.

Mr. ROGERS of Alabama. Mr. Chair, I urge a "no" vote, and I yield back the balance of my time.

The Acting CHAIR. Pursuant to House Rule 908, the gentleman from Wisconsin (Mr. GALLAGHER) and a Member opposed each will control 5 minutes.

Mr. GALLAGHER. Mr. Chairman, I yield myself such time as I may consume.

Mr. Chairman, as a free and open society, the United States has always drawn in those from around the world seeking to study here, to live here, individuals seeking to observe and participate in our way of life. Indeed, we benefit from these visitors when they take on our values and go home with them.

However, when an individual comes to study and work in the United States, we must take care both that they are here for their stated purpose and that they are allowed to fulfill their legitimate goal without disruption.

As one FBI study has found, foreign intelligence services have been taking advantage of higher education institutions and personnel for many years. This problem is particularly acute with China. That is why administrations on both sides of the aisle have considered measures to protect academic research from foreign exploitation.

In recent years, we have seen a number of cases damaging the national security:

In 2006, a Tennessee professor was convicted of exporting defense articles without a license after using Chinese students to conduct Air Force research that they exported to China;

In 2009, a researcher at Duke University sent data back to China, which led to the creation of a multimillion-dollar Chinese company;

And in 2015, Chinese professors were among six defendants charged by the Department of Justice with theft of trade secrets on behalf of Chinese companies and academic institutions.

As the United States addresses China's increasingly aggressive rise, it is critical that we consider how to effectively address these issues as a free society. That is why my amendment requires that a whole-of-government strategy on China mandated by the NDAA incorporate two key elements: exploitation of visa programs to enter the United States by the Chinese Communist Party and the party's intimidation and coercion of Chinese nationals in the United States.

This is not a blanket ban or requirement of any sort to limit the number of Chinese students studying in the U.S.; rather, it is merely adding an important element to the existing strategy required under the NDAA to address a whole-of-government challenge comprehensively.

Mr. Chair, I urge my colleagues to support this amendment, and I reserve the balance of my time.
To use a football metaphor, closing off our Nation to foreign investment and to students is thinking like a defensive coordinator and not a particularly creative one. Instead, we need to think like a head coach, developing new offensive and defensive strategies, a new playbook revamping the old one.

So let me clarify. Going on offense is not just a reaction to China. It represents a strategy to keep the U.S. engaged in the global community. We should focus on multiple aspects of public policy: education, foreign trade, investment, immigration, military capabilities, innovation, and, of course, our bilateral relationship with China. A smarter strategy and, I’d love to have my colleagues to oppose the Gallagher amendment.

Mr. Chair, I reserve the balance of my time.

Mr. GALLAGHER. Mr. Chairman, I yield 1 minute to the gentlewoman from Missouri (Mrs. HARTZLER).

Mrs. HARTZLER. Mr. Chairman, I rise in strong support of this amendment. The gentleman from Wisconsin for bringing this important issue into the forefront.

We need to face the reality that China is actively pursuing a whole-of-nation approach to gain global influence. This includes targeting U.S. universities by exploiting our student visa program in order to gain access and steal sensitive, proprietary, and classified information.

According to DOD, in 2014, almost a quarter of foreign efforts to steal sensitive information happened through academic institutions. What is even more alarming is that, under Chinese law, citizens are required to provide data, and technological support or assistance to the Chinese Government upon request. This means that China can intimidate and coerce its citizens to provide information.

The amendment offered today will ensure that this form of espionage is thoroughly considered as we develop our whole-of-government China strategy. I do support what the gentleman said that we need to do on the offensive as well, but that doesn’t mean we give up the defense, and we need to be smart in that strategy as well. I urge my colleagues to vote “yes.”

Mr. LARSEN of Washington. Mr. Chairman, I yield back the balance of my time.

Mr. GALLAGHER. Mr. Chairman, I yield 1½ minutes to the gentleman from South Carolina, Mr. WILSON.

Mr. WILSON of South Carolina. Mr. Chairman, I thank Congressmen Mike Gallagher for his military service and now service in Congress.

I am grateful to speak in support of Congressmen Gallagher’s amendment that would require the executive branch to create a strategy to address the abuse of visa programs used to enter the United States to conduct political activity and establish groups in support of the Chinese Communist Party.

Organizations like the Confucius Institute and the Thousand Talents program are clear examples as to why Congressman Gallagher makes perfect sense, and it is critical to our national security. Confucius Institutes are currently active in 103 college campuses, despite Li Changchun, a member of China’s Politburo Standing Committee, calling the institutes “an important part of China’s overseas propaganda setup.” Additionally, FBI Director Christopher Wray described the Confucius Institutes operating in the United States as exploiting the very open research and development environment we have, which we all revere, but they are taking advantage of it.

Unfortunately, my amendment, co-sponsored by Congressman Gallagher and Congresswoman Judy Chu, dealing with organizations like the Confucius Institutes was not ruled in order. It is critical that the whole-of-government China strategy include vulnerabilities within our academic community, and for this reason, I urge everyone to support Congressman Gallagher’s amendment.

Mr. GALLAGHER. Mr. Chairman, with the few seconds that I have left, I would just say, to extend the football metaphor, perhaps to the point of absurdity, our defense doesn’t even get on the field. We keep drawing pick six after pick six; therefore, allowing intellectual property theft, which is the greatest transfer of wealth in human history, by the Chinese, which is what the Black-Huntsman Commission laid out.

So I look forward to working with my colleague on a more comprehensive approach, but in the meantime, I hope he will work with me on this.

Mr. Chairman, I yield back the balance of my time.

The Acting CHAIR. The question is on the amendment offered by the gentleman from Wisconsin (Mr. Gallagher).

The amendment was agreed to.

ANNOUNCEMENT BY THE ACTING CHAIR

The Acting CHAIR. Pursuant to clause 6 of rule XVIII, proceedings will now resume on those amendments printed in House Report 115-702 on which further proceedings were postponed, in the following order:

Amendment No. 8 by Mr. Amodei of Nevada.
Amendment No. 10 by Mr. McGovern of Massachusetts.
Amendment No. 13 by Mr. McKinley of West Virginia.
Amendment No. 19 by Ms. Tenney of New York.
Amendment No. 43 by Mr. Engel of New York.
Amendment No. 50 by Mr. Polis of Colorado.

The Chair will reduce to 2 minutes the time for any electronic vote after the first vote in this series.

Amendment No. 8 offered by Mr. Amodei.

The Acting CHAIR. The unfinished business is the demand for a recorded vote on the amendment offered by the gentleman from Nevada (Mr. Amodei)
on which further proceedings were postponed and on which the ayes prevailed by voice vote. The Clerk will redesignate the amendment. The Clerk redesignated the amendment.

**RECORDED VOTE**

The Acting CHAIR. A recorded vote has been demanded.

A recorded vote was ordered. The vote was taken by electronic device, and there were—ayes 408, noes 1, not voting 18, as follows:

(Roll No. 224)

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<th>AYES—299</th>
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<tr>
<td>Abraham</td>
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<td>Adams</td>
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<td>Gomes</td>
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**NOT VOTING—15**

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<th>Beyer</th>
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<td>King (NY)</td>
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**AMENDMENT NO. 10 OFFERED BY MR. MCGOVERN**

Mr. PASCRELL and Ms. LOPFRENBURG changed their vote from “aye” to “no.” Ms. CHENOWETH, Messrs. ROSKAM, COROMA, WESTERMER, and DUNCAN of South Carolina changed their vote from “no” to “aye.” So the amendment was agreed to. The result of the vote was announced as above recorded.

**AMENDMENT NO. 10 OFFERED BY MR. MCGOVERN**

The Acting CHAIR (Mr. HULTGREN). The unfinished business is the demand for a recorded vote on the amendment offered by the gentleman from Massachusetts (Mr. McGovern) on which further proceedings were postponed and on which the ayes prevailed by voice vote. The Clerk will redesignate the amendment.

The Clerk redesignated the amendment.
The Clerk redesignated the amendment.

**RECORDED VOTE**

The Acting CHAIR. A recorded vote has been demanded. A recorded vote was ordered.

The Acting CHAIR. This is a 2-minute vote.

The vote was taken by electronic device, and there were—aye(s) 163, noes 252, not voting 15, as follows:

[H23MYPT1]

The Clerk redesignated the amendment.

 recessed the amendment. The Acting CHAIR. A recorded vote has been demanded. A recorded vote was ordered. The Acting CHAIR. This is a 2-minute vote. The vote was taken by electronic device, and there were—aye(s) 163, noes 252, not voting 15, as follows:

[H23MYPT1]

The Clerk redesignated the amendment.
Mr. MCCAUNTY changed his vote from "aye" to "no."

So the amendment was rejected.

The result of the vote was announced as above recorded.

PERSONAL EXPLANATION

Mr. BOST. Mr. Speaker, had I been present, I would have voted "aye" on rollcall No. 225 and "yea" on rollcall No. 226.

AMENDMENT NO. 41 OFFERED BY MR. ENGEL

The Acting CHAIR. The unfinished business is the demand for a recorded vote on the amendment offered by the gentleman from New York (Mr. ENGEL) on which further proceedings were postponed and on which the ayes prevailed by voice vote.
The Acting CHAIR. The record vote is as follows:

**RECORDED VOTE**

The Acting CHAIR. A recorded vote has been ordered.

The vote was taken by electronic device, and there were—ayes 174, noes 239, not voting 14, as follows:

[Roll No. 228]

[A23MY7.033]

YMES—174

**NEOS—239**

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Bacon

Barletta

Black (NY)

Brown (MD)

Castor (FL)

Donovan

Higgins (LA)

McGovern

McHenry

McMorris Rodgers

McSally

Meadows

Meehan

Meng

Messer

Mitchell

Mooney

Moolenaar

Nolte

O’Rourke

Olson

O’Rourke

Massie

Kelly (MS)

Graves (GA)

Smith (WA)

Sessions

Schweikert

Schrader

Rogers (TX)

Rice (NY)

Rosen

Rothfus

Royce (CA)

Roth

Royce (NH)

Royal

Roudy

Rogers (KS)

Rohrabacher

Rohrabacher

Roe (NY)

Rubin

Russell

Ryan (NY)

Reichert

Ratcliffe

Raskin

Raskin

Rice

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Reps

Rayburn Hrd.

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Rogers (TX)

Rogers (CA)

Rogers (CT)

Rogers (AR)

Rogers (MN)
PERMISSION TO MODIFY AMENDMENTS EN BLOC NO. 4 OFFERED BY MR. THORNBERRY OF TEXAS PURSUANT TO HOUSE RESOLUTION 905

Mr. THORNBERRY. Mr. Speaker, I ask unanimous consent that during further consideration of H.R. 5515 in the Committee of the Whole pursuant to House Resolution 908, the fourth set of amendments en bloc offered by myself pursuant to section 3 of House Resolution 905 be considered to have been adopted with the modification I have placed at the desk.

The SPEAKER pro tempore. The Clerk will report the modification. The Clerk read as follows:

Strike amendment #69 printed in House Report 115-698.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Texas?

There was no objection.

The SPEAKER pro tempore. The amendments en bloc are modified.

NATIONAL DEFENSE AUTHORIZATION ACT FOR FISCAL YEAR 2019

The SPEAKER pro tempore. Pursuant to House Resolution 908 and rule XVIII, the Chair declares the House in the Committee of the Whole House on the state of the Union for the further consideration of the bill, H.R. 5515. Will the gentleman from Kansas (Mr. MARSHALL) kindly resume the chair?

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IN THE COMMITTEE OF THE WHOLE

Accordingly, the House resolved itself into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 5515) to authorize appropriations for fiscal year 2019 for military activities of the Department of Defense, including military construction, to prescribe military personnel strengths for such fiscal year, and for other purposes, with Mr. MARSHALL (Acting Chair) in the chair. The Clerk read the title of the bill.

The Acting CHAIR. When the Committee of the Whole rose earlier today, amendment No. 50 printed in House Report 115-702 offered by the gentleman from Colorado (Mr. POLIS) had been disposed of.

AMENDMENTS EN BLOC NO. 2 OFFERED BY MR. THORNBERRY OF TEXAS

Mr. THORNBERRY. Mr. Chairman, pursuant to House Resolution 908, I offer amendments en bloc.

The Acting CHAIR. The Clerk will designate the amendments en bloc.

Amendments en bloc No. 2 consisting of amendments Nos. 31, 32, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, and 76 printed in House Report 115-702, offered by Mr. THORNBERRY of Texas:

AMENDMENT NO. 31 OFFERED BY MR. ROSS OF FLORIDA

At the end of title XI add the following:

SEC. 11. REPORTING REQUIREMENT.

(1) In section 7131 of title 5, United States Code, is amended by adding at the end of the section:

(iv)(A) Not later than March 31 of each calendar year, the Office of Personnel Management, in consultation with the Office of Management and Budget, shall submit to each House of Congress a report on the operation of this section during the fiscal year last ending before the start of such calendar year.

(B) Not later than December 31 of each calendar year, each agency (as defined by section 7103(a)(3)) shall furnish to the Office of Personnel Management the information required to support any such Office report, with respect to such agency, for purposes of the report which is next due under subparagraph (A).

(2) Each report by the Office of Personnel Management under this subsection shall include, with respect to the fiscal year described in paragraph (1)(A), at least the following information:

(A) The total amount of official time granted to employees.

(B) The average amount of official time expended per bargaining unit employee.

(C) The specific types of activities or purposes for which official time was granted, and the impact which the granting of such official time for such activities or purposes had on agency operations.

(D) The total number of employees to whom official time was granted, and, of that total, the number who were not engaged in activities or purposes involving the use of official time.

(E) The total amount of compensation (including fringe benefits) afforded to employees in connection with activities or purposes for which they were granted official time.

(F) The total amount of official time spent by employees representing Federal employees who are not union members in matters authorized by this chapter.

(G) A description of any room or space designated at the agency (or its subcomponent) where official time activities will be conducted, including the square footage of any such room or space.

(H) All information included in a report by the Office of Personnel Management under this subsection with respect to a fiscal year:

(1) shall be shown both agency-by-agency and for all agencies; and

(2) shall be determined by the corresponding information (submitted by the Office in its report under this subsection) for the fiscal year before the fiscal year to which such report relates, with appropriate comparisons and analyses.

(3) For purposes of this subsection, the term ‘official time’ means any period of time, regardless of agency nomenclature—

(A) which may be granted to an employee under this chapter (including a collective bargaining agreement entered into under this chapter) to perform representational or consultative functions; and

(B) during which the employee would otherwise be in a duty status.’’.

(b) A collectively-bargained agreement—The amendment made by subsection (a) shall be effective beginning with the report which, under the provisions of such amendment, is first required to be submitted by the Office of Personnel Management to each House of Congress by a date which occurs at least 6 months after the date of enactment of this Act.

AMENDMENT NO. 60 OFFERED BY MR. SENSENICH OF WASHINGTON

SEC. 2 — CONGRESS HONORING THE DOVER AIR FORCE BASE, DELAWARE, HOME TO THE 436TH AIRLIFT WING, AND THE CHARLES C. CARSON CENTER FOR MORTUARY AFFAIRS.

(a) FINDINGS.—Congress finds the following:

(1) The Dover Air Force Base is home more than 4,900 active-duty military and civilian employees tasked with defending the United States of America.

(2) The Dover Air Force Base supports the mission of the 436th Airlift Wing, known as ‘‘Eagle Wing’’ and the 512th Airlift Wing, known as Liberty Wing.

(3) The ‘‘Eagle Wing’’ serves as a unit of the Eighth Air Force headquartered with the Air Mobility Command at Scott Air Force Base in Illinois.

(4) The Dover Air Force Base houses incredible aircrafts utilized by the United States Air Force, including the C-5M Super Galaxy and C-17A Globemaster III aircraft.

(5) The Dover Air Force Base houses the largest and busiest air freight terminal in the Department of Defense, fulfilling an important role in our Nation’s military mission.

(6) The Air Mobility Command’s Dover Air Mobility Center is located on the Dover Air Force base and welcomes thousands of visitors each year to learn more about the United States Air Force.

(b) SENSE OF CONGRESS.—(1) honors and expresses sincerest gratitude to the women and men of the Dover Air Force Base for their distinguished service; and

(2) acknowledges the service and support of the families of active duty members of the United States military.

(c) UNITED STATES POLICY.—It shall be the policy of the United States to provide for the families of active duty members of the United States Armed Forces; and

(3) service members who serve at the Dover Air Force Base dates back to 1955 and is the only Department of Defense mortuary in the continental United States.

(4) Service members who serve at the Dover Air Force Base are part of an elite group who are charged by their work that they voluntarily elect to serve multiple tours because they feel called to serve our fallen heroes.

(d) SENSE OF CONGRESS.—(1) honors and expresses sincerest gratitude to the women and men of the Dover Air Force Base for their distinguished service; and

(2) acknowledges the service and support of the families of active duty members of the United States military.

(3) encourages the people of the United States to keep in their thoughts and their prayers the women and men of the United States Armed Forces; and

(4) recognizes the incredibly unique and important work of the Air Force Mortuary Affairs Operations and the role they play in honoring our fallen heroes.

AMENDMENT NO. 61 OFFERED BY MR. BLUNT OF MISSOURI

At the end of title G of title X of division A, add the following:

SEC. 3. SENSE OF CONGRESS HONORING THE DOVER AIR FORCE BASE, DELAWARE, HOME TO THE 436TH AIRLIFT WING, AND THE CHARLES C. CARSON CENTER FOR MORTUARY AFFAIRS.

(a) FINDINGS.—Congress finds the following:

(1) The Dover Air Force Base is home more than 4,900 active-duty military and civilian employees tasked with defending the United States of America.

(2) The Dover Air Force Base supports the mission of the 436th Airlift Wing, known as ‘‘Eagle Wing’’ and the 512th Airlift Wing, known as Liberty Wing.

(3) The ‘‘Eagle Wing’’ serves as a unit of the Eighth Air Force headquartered with the Air Mobility Command at Scott Air Force Base in Illinois.

(4) The Dover Air Force Base houses incredible aircrafts utilized by the United States Air Force, including the C-5M Super Galaxy and C-17A Globemaster III aircraft.

(5) The Dover Air Force Base houses the largest and busiest air freight terminal in the Department of Defense, fulfilling an important role in our Nation’s military mission.

(6) The Air Mobility Command’s Dover Air Mobility Center is located on the Dover Air Force base and welcomes thousands of visitors each year to learn more about the United States Air Force.

(7) The Charles C. Carson Center for Mortuary Affairs fulfills our Nation’s sacred commitment of ensuring dignity, honor and respect to the fallen and care service and support to their families.

(8) The mortuary mission at Dover Air Force Base dates back to 1955 and is the only Department of Defense mortuary in the continental United States.

(9) Service members who serve at the Dover Air Force Base are part of an elite group who are charged by their work that they voluntarily elect to serve multiple tours because they feel called to serve our fallen heroes.

SEC. 2 — PROCESS FOR COORDINATION OF STUDIES AND ANALYSIS RESEARCH OF THE DEFENSE

The Secretary of Defense shall implement a Department of Defense-wide process under 4H4673

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which the heads of the military departments and Defense Agencies responsible for managing requests for studies and analysis research are required to coordinate annual research requests and ongoing research efforts to minimize duplication and reduce costs.

AMENDMENT NO. 61 OFFERED BY MR. FITZPATRICK OF PENNSYLVANIA

Add at the end of subtitle C of title IX the following new section:

SEC. 9. REVIEW OF FOREIGN CURRENCY EXCHANGE RATES AND ANALYSIS OF FOREIGN CURRENCY FLUCTUATIONS APPROPRIATION.

With respect to a contract for goods and services paid for with foreign currency, the Under Secretary of Defense (Comptroller), in coordination with the Secretary of a military department, shall conduct a review of the exchange rate for such foreign currency used when making a disbursement pursuant to such a contract to determine whether cost-savings opportunities exist by more consistently selecting cost-effective rates. Such review shall include an analysis of realized and projected losses to determine the necessary balance of the appropriation “Foreign Currency Fluctuations, Defense”. The Secretary of Defense may use the results of such reviews to determine the amount of any transfers to the appropriation “Foreign Currency Fluctuations, Defense”.

AMENDMENT NO. 64 OFFERED BY MR. FITZPATRICK OF PENNSYLVANIA

Page 124, after line 2, insert the following new section:

SEC. 528. COMPLETION OF DEPARTMENT OF DEFENSE DIRECTIVE 21010.07E REGARDING MISSING PERSONS.

(a) In General.—The Secretary of Defense shall make the completion of Department of Defense Directive 21010.07E a top priority in order to improve the efficiency of locating missing persons.

(b) Definition.—In this section, the term “missing person” has the meaning given such term in section 1513 of title 10, United States Code.

AMENDMENT NO. 45 OFFERED BY MR. POE OF TEXAS

At the end of subtitle C of title XII, add the following:

SEC. 12. IMPOSITION OF SANCTIONS.

(a) Imposition of Sanctions.—

(1) In General.—Beginning on the date that is 180 days after the date of the enactment of this Act, the President shall impose the sanctions described in paragraph (2) with respect to As-Saib Ahl al-Haq and Harakat Hizballah al-Nujaba and foreign persons that the Secretary of State, in consultation with the Secretary of Homeland Security, determines to be subjects of terrorism described in section 1701 of title 10, United States Code, that are officials, agents, affiliates of, or owned or controlled by As-Saib Ahl al-Haq or Harakat Hizballah al-Nujaba, as the case may be.

(b) Sanctions Described.—The sanctions described in paragraph (2) are applicable with respect to a foreign person pursuant to subsection (1) of section 26(c) of the Arms Export Control Act (22 U.S.C. 2778(c)) note; relating to blocking property and prohibiting transactions with persons who commit, threaten, engage in, or otherwise engage in support of terrorism.

(3) Exception.—The authorities and requirements to impose sanctions under this section shall not include the authority or requirement to impose sanctions on the imposition of goods (as such term is defined in section 16 of the Export Administration Act of 1979 (50 U.S.C. 4616) (as continued in effect pursuant to the International Emergency Economic Powers Act (50 U.S.C. 1701 et seq.)),

(b) Additional Report.—

(1) Not later than 180 days after the date of the enactment of this Act, the President shall transmit to the Committee on Foreign Affairs of the House of Representatives and the Committee on Foreign Relations of Senate a report that includes a detailed list of global entities with respect to which there is a reasonable basis to determine that Iran’s Islamic Revolutionary Guard Corps has an ownership interest in such entity of not less than 33 percent.

(2) Form.—The report required under paragraph (1) shall be submitted in unclassified form but may contain a classified annex.

AMENDMENT NO. 35 OFFERED BY MR. CARRAJAL OF CALIFORNIA

At the end of subtitle V of title V, add the following new section:

SEC. 572. USE OF MOBILE APPLICATIONS FOR TRAINING MANUALS.

The Secretary of Defense shall encourage the military departments to transition training manuals, emergency guidance, and other publications used to train members of the Armed Forces to applications on mobile telephones that use innovative technologies and provide for interaction between trainees and information needed to complete training in a manner that is cost efficient.

AMENDMENT NO. 67 OFFERED BY MR. LANCE OF NEW JERSEY

Page 175, after line 17, insert the following new section:

SEC. 573. AWARD OF MEDALS OR OTHER COMMENDATIONS TO HANDLERS OF MILITARY WORKING DOGS AND MILITARY WORKING DOGS.

(a) Short Title.—Section 573 of title 10, United States Code, as added by section 527 of the National Defense Authorization Act for Fiscal Year 2018, may be cited as the “Guardians of America’s Freedom Medal Act”;

(b) Award of Medals or Other Commendations.—

(1) Program of Award Required.—Each Secretary of a military department shall carry out a program to provide for the award of one or more medals or other commendations to handlers of military working dogs, under the jurisdiction of such Secretary to recognize valor or meritorious achievement by such handlers and dogs;

(2) Medal and Commendations.—Any medal or commendation awarded pursuant to a program under paragraph (1) shall be of such design, size, and form as the Secretary of the military department concerned shall specify.

(3) Regulations.—Medals and commendations shall be awarded under programs under paragraph (1) in accordance with regulations prescribed by the Secretary of Defense for purposes of this section.

AMENDMENT NO. 68 OFFERED BY MR. FOSTER OF ILLINOIS

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

SEC. 31. NUCLEAR FORENSICS ANALYSES.

(a) Independent Assessment.—Not later than one year after the date of the enactment of this Act, the Secretary of Energy, in consultation with the Secretary of Defense and the Secretary of Homeland Security, shall develop and carry out an exit survey to be completed by members of the Armed Forces to assist the Secretary to assess the reasons that attrition levels for women are higher than for men at various career points.

AMENDMENT NO. 71 OFFERED BY MS. MENG OF NEW YORK

At the end of subtitle II of title VII, add the following new section:

SEC. 2. JET NOISE REDUCTION PROGRAM OF THE NAVY.

(a) In General.—The Secretary of the Navy, acting through the Director of the Office of Naval Research, may carry out a jet noise reduction program to study the physics of, and reduce, jet noise produced by high-performance military aircraft.

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AMENDMENT NO. 75 OFFERED BY MR. BERERA OF CALIFORNIA

At the end of subtitle P of title V, add the following new section:

SEC. 5. REPORT ON AVAILABILITY OF COLLEGE CREDIT FOR SKILLS ACQUIRED DURING MILITARY SERVICE.

Not later than 60 days after the date of the enactment of this Act, in consultation with the Secretaries of Veterans Affairs, Education, and Labor, the Secretary of Defense shall submit to Congress a report on the transfer of skills into equivalent college credits or technical certifications for members of the Armed Forces leaving the military. Such report shall describe each of the following:

(1) Each skill that may be acquired during military service that is eligible for transfer into an equivalent college credit or technical certification.

(2) The academic level of the equivalent college credit or technical certification for which each such skill is eligible.

(3) Each academic institution that awards an equivalent college credit or technical certification for such skills, including—

(A) whether each such academic institution is public or private; and whether such institution is for profit; and

(B) the number of veterans that applied to such academic institutions who were able to receive equivalent college credits or technical certifications in the last fiscal year, and the academic level of the credits or certifications issued in the last fiscal year.

(4) The number of members of the Armed Forces who left the military in the last fiscal year and the number of those individuals who met with an academic or technical training advisor as part of their participation in the Transition Assistance Program.

The Acting CHAIR. Pursuant to House Resolution 908, the gentleman from Texas (Mr. THORNBERRY) and the gentleman from Washington (Mr. SMITH) each will control 10 minutes.
The Chair recognizes the gentleman from Texas.

Mr. THORNBERY. Mr. Chairman, I yield 1 minute to the gentlewoman from Missouri (Mrs. HARTZLER).

Mrs. HARTZLER. Mr. Chairman, I would like the Transportation and Infrastructure Committee as well as the House Judiciary Committee for working with me and the Armed Services Committee to include an important amendment in this bill that will expand in DOD’s ability to interdict drones that pose a threat to certain military installations.

My amendment adds mobility airlift to the list of mission sets permitted to use counter-drone technology. If a drone were to attack the mobility mission, it could mean a reduction in our ability to provide logistic support globally to joint and coalition warfighters.

Additionally, a drone attack on our mobility forces could prevent our capacity to conduct global operations by severely degrade our ability to conduct aerial refueling. This is a commonsense proposal necessary to protect a critical aspect of our national defense.

I am delighted it is included in an en bloc package, and I want to thank Representatives GARAMENDI, HANABUSA, ROSEN, and AUSTIN SCOTT for cosponsoring this bipartisan amendment.

Mr. SMITH of Washington. Mr. Chair, I am pleased to yield 3 minutes to the gentlewoman from Florida (Ms. WILSON).

Ms. WILSON of Florida. Mr. Chairman, I rise in strong support of amendment No. 73, requiring a report to relevant committees on the missions, operations, and activities of the Department of Defense in Niger and the broader region.

I believe that key components of the amendment are necessary to obtain critical, tactical, operational, and strategic details in U.S. Africa Command’s efforts to achieve stability and security in the region, and most importantly, keep our troops safer.

As evidenced by the tragic deaths of the four soldiers who were ambushed by ISIS near Tongo Tongo, Niger, last October, improvements throughout the chain of command and military services are necessary, and DOD must provide greater transparency and communication with Congress regarding legal, operational, and financial authorizations for military operations in Africa.

The amendment requires DOD to specify its objectives in Niger and justify their relevance to U.S. national security. For the safety of our troops, the amendment also requires DOD to identify measures to mitigate operational risk and increase the preparedness of members of the Armed Forces in Niger and the broader region.

It will also mandate that DOD assess the chain of command and support relationships of U.S. Africa Command with subordinate commands like Special Operations Command. This will help to ensure improved command and control throughout the chain of command, that the commander’s intent is clear, and that operational guidance is consistent and concise.

Indeed, the tragic deaths of the four soldiers killed in action affected me personally in an overwhelming way. One of the four soldiers killed was a dear constituent of mine, Sergeant La David Johnson of Miami Gardens.

Sergeant Johnson, who was killed while bravely defending our country, was 25 years of age. He left behind a beautiful wife, and three young children. He was a member of the 5000 Role Models of Excellence, and 50 members are visiting us here today.

Mr. Chair, I am hopeful that with actions currently being taken by the DOD, along with the prescriptive elements of this amendment, our Nation will not have to suffer another tragic loss like we did last October.

In the 1940s and 1950s, the U.S. Army Corps of Engineers acquired land along the shoreline of the Columbia River in Tri-Cities, Washington. The land, 34 miles of the McNary shoreline, is currently underutilized. The local communities continue to be saddled with hundreds of thousands of dollars of M&O costs annually for upkeep of land that the local communities don’t even own.

I support the community proposal to convey the land back to the cities. I have been working with the chairman and have gathered interest in this proposal so the fact the chairman has let me know there is still some work to be done.

I continue to encourage further community engagement and believe public meetings are necessary to ensure all voices are heard, including that of the local Tribes.

It is also a requirement that the city governments fully understand the responsibilities and potential costs that could arise from having this land conveyed.

There must be further coordination between conveyance proponents, community stakeholders, city governments, and the Army Corps.

Mr. Chairman, you have raised concerns about the language in its current form and have urged further efforts. I am committed to continuing to work with the local communities to address these concerns.

Therefore, Mr. Chairman, I respectfully and ask: Will you commit to continuing to work with me as the NDAA process moves forward to try to address concerns with the proposal while the communities continue to assess their needs?

Mr. THORNBERY. Will the gentleman yield?

Mr. NEWHOUSE. I yield to the gentleman from Texas.

Mr. THORNBERY. Mr. Chairman, I thank the gentleman for raising this issue.

As the gentleman and I have discussed, there are significant hurdles to legislating land transfers of the Department of Defense. Among the issues that we need to address are:

What and where is the property in question?

Who is the intended recipient?

Are there multiple parties who are also interested in acquiring this property?

Are there ongoing legal proceedings related to the property?

Are there cleanup costs and liabilities associated with the property?

Have the interested parties met with the Department of Defense, and if so, with whom?

Does the Department support conveying the property, and do they have a continuing need for it?

I support the idea that the Department dispose of the property through its surplus/excess process.

What are the proposed reuses of the property?

Are there any earmark issues—no close relationship to private entities or for economic development can be subject to points of order.

Has CBO been consulted for any mandatory scoring implications?

And, if outside committees have equities, have they been consulted for approval or concerns?

I will be happy to continue working with the gentleman moving forward, but I would ask that he and any other Member looking at land transfers take these factors into account and give all relevant committees plenty of time and opportunity to vet their proposal.

Mr. NEWHOUSE. Mr. Chairman, I would like to thank the chairman for that colloquy.

Mr. SMITH of Washington. Mr. Chairman, I yield 1 minute to the gentlewoman from Delaware (Ms. BLUNT ROCHESTER).

Ms. BLUNT ROCHESTER. Mr. Chairman, first let me thank Chairman THORNBERY and Ranking Member Smith for the time. I also want to thank both of them for including my amendment in the en bloc 2 amendment package.

My amendment expresses this body’s strong support of the Dover Air Force Base in Delaware. The Dover Air Force Base is a pillar of our community in the First State and a pillar of the Air Force community at large.

The Dover Air Force Base is home to the 436th and the 512th Air Lift Wings, providing over 4,000 Active-Duty military and civilians. The 436th was recently recognized with the Air Force Outstanding Unit Award. The award served as recognition of the exemplary
work of the entire unit led by Colonel Ethan Griffin who will, unfortunately, soon be leaving Dover.

Along with supporting the missions of the two Air Lift Wings, Dover is also home to the Charles C. Carson Center for Mortuary Affairs and carries out the solemn obligation of caring for our fallen heroes.

Mr. Chair, it is right and fitting that the United States Congress recognize and acknowledge the incredibly important work of the Dover Air Force Base, and I urge my colleagues to support this en bloc amendment package.

Mr. THORNBERRY. Mr. Chairman, I yield 1 minute to the distinguished gentleman from New Jersey (Mr. LANCE).

Mr. LANCE. Mr. Chairman, I rise in support of the en bloc amendments and in support of the underlying bill.

Passing this defense bill is one of the most important constitutional responsibilities of Congress. I commend Chairman Thornberry for his leadership, and I thank him for his support of my amendments.

I was pleased to join with my bipartisan colleagues, Congressman Michael Burgess and Congresswoman Barbara Lee, in offering an amendment to make the materials more readily accessible.

The Air Force has already started utilizing such applications, and my amendment would urge the Secretary to utilize such technology throughout all the services.

Mr. THORNBERRY. Mr. Chairman, I yield 1 minute to the distinguished gentleman from New York (Ms. STEFANIK), who is the chair of the Subcommittee on Emerging Threats and Capabilities.

Ms. STEFANIK. Mr. Chairman, I rise to express support for my amendment to create an independent national security commission on artificial intelligence.

Mr. Chairman, this bill that I have introduced will direct a comprehensive and national-level review of advances in AI and machine learning and ensure these align with our national security needs. It will provide actionable recommendations to the President and the Congress to more effectively organize the Federal Government when it comes to AI.

Artificial intelligence is a constantly developing technology that will touch every aspect of our lives. The investments we make and policies we establish will provide the foundation of our national security and technological military advantage, but every day we run the risk of that edge being eroded.

In order to preserve this, we must increase our research in public, private, and academic institutions, build and educate a talented workforce, embrace the technological advances that AI will provide, and lead the international community in establishing the laws and norms associated with implementing AI. This amendment makes advances in all of these areas.

Mr. Chairman, I thank my ranking member, Jim Langevin of Rhode Island, for cosponsoring this amendment.

Mr. SMITH of Washington. Mr. Chairman, I yield 1 minute to the gentleman from California (Mr. CARBAJAL), who is a member of the Armed Services Committee.

Mr. CARBAJAL. Mr. Chairman, I would like to thank Chairman Thornberry and Ranking Member Smith for their bipartisan leadership, and the Armed Services Committee and the Rules Committee for bringing my amendment to the floor.

My amendment is simple. It not only urges the Department of Defense to pursue more innovative measures to train servicemembers, but also to train them in a more cost-effective manner.

This amendment urges DOD to translate training manuals, emergency guidance, and other training publications to applications on mobile telephones to enable interaction and improve and update the training experience for servicemembers. It provides a cost-saving mechanism for less duplication and lower distribution costs while making the materials more readily accessible, as well as mood. My amendment would expand this training to all branches of the Armed Forces, including the Coast Guard. It would require a report on the success of this training with stress management and preventing PTSD.

Mr. Chairman, I urge my colleagues to adopt this amendment.

Mr. THORNBERRY. Mr. Chairman, I have no further speakers on this en bloc package, and I reserve the balance of my time.

Mr. SMITH of Washington. Mr. Chairman, I am pleased to yield 1 minute to the gentleman from New York (Mr. Engel), who is the ranking member on the House Foreign Affairs Committee.

Mr. ENGEL. Mr. Chairman, I rise in support of an amendment I joined with Ranking Member Smith to offer on Niger.

Last October, four American servicemembers were killed in an ambush in Niger. We still don’t fully understand what happened. For some reason, the zeal for oversight seems to have dried up in the last 16 months.

Here is what we do know: American personnel were in Niger for an advise- and-accompany mission, but sometimes these four heroes lost their lives, the administration said: Well, no, they actually fought under the 2001 war authorization.

That is the post-9/11 AUMF.

So four Americans are dead, and it turns out they have been fighting the war on terror one country after another. There are seemingly no limits, and we have a responsibility to do better.

This is a scandal screaming out for congressional oversight—not just in this case, but in so many of the far-flung places where our military is engaged overseas.

We need to stay focused on fighting terrorist organizations. But the law Congress decides when and where we fight wars, and the administration appears to be losing track of what authorities it has and where it is using them.

Mr. Chairman, I am glad to join Ranking Member Smith in offering this amendment that hopefully will shed light on our mission in the region.

Mr. SMITH of Washington. Mr. Chairman, I yield 1 minute to the gentleman from Illinois (Mr. Schneider).

Mr. SCHNEIDER. Mr. Chairman, I thank my colleague, Mr. Smith, for yielding.

I rise today in support of my amendment to formally codify the Boots to Business program, and I want to thank my friend from Iowa, Congressman Rod Blum, for his work on this amendment and on our bill, the Veterans Entrepreneurship Training Act.

As transitioning servicemembers enter civilian life, they bring adaptability and experience to expand as entrepreneurs. They often lack business-specific skills or experience that can help bring their ideas to reality.
The Boots to Business program seeks to fill these gaps and helps prepare transitioning service members, their spouses, and also veterans for challenges starting their own small business. Participants take a 2-day, in-person course on business ownership, followed by an in-depth, 8-week online course that teaches them day-to-day skills they will need to run a successful small business, such as the fundamentals in developing a business plan and how to acquire financing.

I am grateful my amendment is included in the NDAA, and I am hopeful we can continue to expand Boots to Business so that more service members and veterans can start and grow their own small business.

Mr. SMITH of Washington. Mr. Chairman, we have no further speakers.

Mr. Chairman, I urge adoption of the amendment, Mr. Chairman, and I yield back the balance of my time.

Mr. THORNBERY. Mr. Chairman, I also yield back the balance of my time.

Mr. ROSS. Mr. Chair, I include in the Record the following editorial from my local paper in reference to my amendment to H.R. 5515, the National Defense Authorization Act for Fiscal Year 2019, to provide taxpayers with greater transparency into “official time.”

EDITORIAL: PER ROSS, LET’S MAKE OFFICIALS SQUARES WITH THE COMMITMENT, UNDER LAW, OF TIME SPENT BY STAFFERS PROMOTING THE PERFORMANCE OF THEIR DUTIES.

Think unions and the stereotype that comes to mind is one of burly, thick-necked hands-dirtying work. But the reality belongs to a union, and most often such union functions. Or some union reps established in 1955, when the American Federation of Labor and Congress of Industrial Organizations merged to form the AFL-CIO, America’s largest organized labor group. At the time an estimated 35 percent of U.S. workers belonged to a union, and most often such workers drove trucks, assembled cars, built and wired buildings, or engaged in similar hands-dirtying work.

Today, only 11 percent of workers are unionized, and frequently they wear a uniform or else work in a public service job. Oddly, it was in an office or public school classroom. The Bureau of Labor Statistics reports that 34 percent of union workers toil for local state, or federal government agencies—or roughly five times the number of those who drive trucks, assemble cars, build and wire buildings, or engage in similar hands-dirtying work.

Inevitably, these workers must tend to union business at the expense of their official duties in service to the public. The OPM is particularly concerned about how such juggling among federal civil servants taxpayers, and seeks to enlighten the public, and perhaps the rest of the U.S. government, about how taxpayers’ dimes are consumed by union time.

Ross is eyeing a federal law that says managers must allot staffers time—known in government jargon as “official time”—to perform union activities, insofar as it remains “consistent with the requirements of effective and efficient government.”

The federal Office of Personnel Management reported last month that most union workers who tap official time spend it lobbying on behalf of legislation that benefits federal union employees (for instance, bills relating to federal pay and benefits); representing union employees who face discipline or who filed grievances; and participating in labor-management “workgroups.”

Certain federal employees, under law, are paid to spend 100 percent of their time on union functions. Or some union reps establish “banks” of paid time that they draw down in working just for the union. The OPM noted in fiscal years 2015 and 2016, the most recent year available, the hours spent on official time jumped nearly 17 percent, from 3.1 million hours to 3.6 million.

In some cases, the spending was negligible. The Federal Election Commission, for example, reported just six hours of official time in 2016. The Defense Department recorded almost 387,000 hours of official time that year.

The size, scope and mission of a particular agency will drive much of that. Still, in the aggregate, this is no small expense. The OPM notes that in 2016 official time costs taxpayers almost $175 million, up roughly 8 percent from 2014, the last time the survey was done. And the report doesn’t catch everything. The OPM said its report was limited to payroll costs because it lacks “comprehensive data source” that would allow for “a complete accounting of the costs of union activities.” Thus, its analysis does not include taxpayers’ costs for facilities, equipment and travel related to collective bargaining.

The OPM knew, for example, that the Social Security Administration in 2016 spent $2.1 million on travel for union reps’ space, telephones and supplies only because the agency was required to report that to its congressional oversight committee.

Congressman Ross seeks to address this problem.

In May 2017, the Lakeland Republican, noting inconsistencies and lags in data-gathering on these costs, filed a bill that would require federal agencies to produce congress detailed annual reports of official time expenses.

“With greater transparency, employees will be less likely to abuse the system, which will result in less waste of taxpayer dollars,” Ross said at the time “It is far past time we require agencies to provide this information to Congress and the public. Taxpayers deserve clear, reliable data on how many employees are performing union work on official time and what was the purpose of the official time that was assigned for government duties.” He’s right. His bill passed the House, but unfortunately stalled in the Senate. Ross’ office told us Monday he was seeking to introduce the Section 207B of the National Defense Authorization Act, the must-pass defense spending bill that the House will take up later this week.

Ross will soon retire, but we encourage him to pursue this bill until he leaves. Moreover, we urge the rest of Congress to heed his point.

Congress owes taxpayers a full accounting of time spent by staffers promoting the personal career interests of the nearly 1 million unionized federal workers, and how that time is paid for. It is time Congress required, in providing “effective and efficient” government.

The Acting CHAIR. The question is on the amendments en bloc offered by the gentleman from Texas (Mr. THORNBERY).

The en bloc amendments were agreed to.

Amendments en bloc No. 3 offered by Mr. THORNBERY of Texas

Mr. THORNBERY. Mr. Chairman, pursuant to the provision of section 908, I offer amendments en bloc.

The Acting CHAIR. The Clerk will designate the amendments en bloc.

Amendments en bloc No. 3 consisting of amendment Nos. 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, and 92, printed in House Report Number 115-702, offered by Mr. THORNBERY of Texas.

Amendment No. 77 offered by Mr. HICK of Florida

At the end of subtitle I of title V, add the following new section:

SEC. 5 . . . PROOF OF PERIOD OF MILITARY SERVICE FOR PURPOSE OF INTEREST RATE LIMITATION UNDER THE SERVICEMEMBERS CIVIL RELIEF ACT

Section 207(b)(1) of the Servicemembers Civil Relief Act (50 U.S.C. 3937(b)(1)) is amended to read as follows:

“(1) PROOF OF MILITARY SERVICE.—

“(A) IN GENERAL.—Not later than 180 days after the date of a servicemember’s termination or release from military service, in order for an obligation or liability of the servicemember to be subject to the interest rate limitation in subsection (a), the servicemember shall provide to the creditor written notice and documentation of—

“(i) the military orders calling the servicemember to military service and any orders further extending military service; or

“(ii) any other appropriate indicator of military service, including a certified letter from a commanding officer.

“(B) INDEPENDENT VERIFICATION BY CREDITOR.—

“(i) IN GENERAL.—Regardless of whether a servicemember has provided to a creditor the written notice and documentation under subparagraph (A), the creditor may use, in lieu of such notice and documentation, information retrieved from the Defense Manpower Database Center through the creditor’s normal business review procedures for purposes of obtaining information indicating that the servicemember is on active duty;

“(ii) SAFE HARBOR.—A creditor that uses the information retrieved from the Defense Manpower Database Center under clause (i) with respect to a servicemember has not failed to treat the debt of the servicemember in accordance with subsection (a) if—

“(I) such information indicates that, on the date the creditor retrieves such information, the servicemember is not on active duty; and

“(II) the creditor has, as of such date, received the written notice and documentation required under subparagraph (A) with respect to the servicemember.”

Amendment No. 78 offered by Ms. ESTY of Connecticut

At the end of subtitle I of title V, add the following new section:

SEC. . . . REPORT REGARDING POSSIBLE IMPROVEMENTS TO PROCESSING REQUIREMENTS AND MEDICAL DISCHARGES.

(a) REPORT REQUIRED.—Not later than 180 days after the date of enactment of this Act, the Secretary of Defense, in consultation with the Secretary of Veterans Affairs, shall issue a report to the congressional defense committees and the Committees on Veterans’ Affairs of the Senate and House of Representatives regarding possible improvements to the transition of members of the Armed Forces to veteran official discharge status.

(b) ELEMENTS.—The report under subsection (a) shall address the following:

(1) Feasibility of requiring members of the Armed Forces to undergo compensation and
pension examinations (to be administered by the Secretary of Defense) for purposes of obtaining benefits described in paragraph (1) before such members complete discharge from active duty in the Armed Forces;

(3) Possible improvements to the timeliness of the process for transitioning members who undergo medical discharge to care provided by the Secretary of Veterans Affairs.

AMENDMENT NO. 79 OFFERED BY MR. KRISHNAMOORTHI OF ILLINOIS

Page 522, after line 17, insert the following:

(D) the number and percentage of individual

AMENDMENT NO. 80 OFFERED BY MS. GABRIEL OF HAWAII

At the end of subtitle D of title III, insert the following:

SEC. 515. PILOT PROGRAM FOR EOD-QUALIFIED MEMBERS OF THE ARMY NATIONAL GUARD TO SUPPORT CIVIL AUTHORITY.

(a) PILOT PROGRAM AUTHORIZED.—The Secretary of the Army may carry out a pilot program under which EOD-qualified members of the Army National Guard may conduct planning and immediate response defense defense activities.

(b) OBJECTIVES.—The Secretary of the Army shall design a pilot program conducted under this section to determine the following:

(2) The feasibility and effectiveness of establishing program described in subsection (a); and

(ii) the Secretary of Defense shall—

(i) conduct the required testing including field testing; and

AMENDMENT NO. 81 OFFERED BY MR. CRAWFORD OF ARKANSAS

The amendment as modified is as follows:

SEC. 515. PILOT PROGRAM FOR EOD-QUALIFIED MEMBERS OF THE ARMY NATIONAL GUARD TO SUPPORT CIVIL AUTHORITY.

(a) PILOT PROGRAM AUTHORIZED.—The Secretary of the Army may carry out a pilot program under which EOD-qualified members of the Army National Guard may conduct planning and immediate response defense activities.

(b) OBJECTIVES.—The Secretary of the Army shall design a pilot program conducted under this section to determine the following:

(1) The feasibility and effectiveness of establishing program described in subsection (a); and

(2) The merits of using EOD-qualified members of the Army National Guard on full-time National Guard duty versus such members on active duty for such a pilot program.

(3) The need for legislative authority to conduct such a pilot program.

(4) The costs to make such a pilot program permanent.

(c) CONSULTATION.—In developing a pilot program under this section, the Secretary of the Army shall consult with the Commanders of the United States Northern Command and United States Pacific Command regarding—

(1) developing sustained bombings in the United States, including the territories and possessions;

(2) plans for EOD defense support of designated naval security events;

(3) plans for EOD defense support of the national response framework activities of the Departments of Justice and Homeland Security;

(4) EOD immediate response for recovery of Department of Defense munitions off-installation; and

(5) EOD immediate response in support of civilian law enforcement agencies.

(d) AUTHORITY FOR PAY AND ALLOWANCES.—The Secretary of Defense may, subject to appropriations, make funds available to fund pay, allowances, travel, training, operations, and maintenance costs for members of the Army National Guard who participate in the pilot program.

(e) COMMENCEMENT; DURATION.—The Secretary of the Army may commence a pilot program under this section on or after January 1, 2021. After such a pilot program shall terminate no later than December 31, 2023.

(f) REPORT.—On the Secretary of the Army carries out a pilot program under this section, the Secretary shall submit to the congressional defense committees a report containing an evaluation of the pilot program, including determinations described in subsection (b), not later than January 1, 2021.

(g) EOD DEFINED.—In this section, the term “EOD” means explosive ordnance disposal.

AMENDMENT NO. 82 OFFERED BY MR. CRAWFORD OF ARKANSAS

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

SEC. 2254. EXPLOSIVE ORDNANCE DISPOSAL DEFENSE PROGRAM.

(a) IN GENERAL.—Chapter 136 of title 10, United States Code, as amended by section 851, is further amended by adding at the end the following new section:

“SEC. 2254. EXPLOSIVE ORDNANCE DISPOSAL DEFENSE PROGRAM.

“(a) IN GENERAL.—The Secretary of Defense shall carry out a program to be known as the ‘Explosive Ordnance Disposal Defense Program’ (referred to in this section as the ‘Program’) under which the Secretary shall ensure close and continuous coordination between military departments on matters relating to explosive ordnance disposal programs, including—

“(1) The term ‘explosive ordnance disposal’ means any munitions containing explosives, nuclear fission or fusion materials, or biological or chemical agents, including—

“(A) bombs and warheads;

“(B) guided and ballistic missiles;

“(C) artillery, mortar, rocket, and small arms munitions;

“(D) mines, torpedoes, and depth charges;

“(E) demolition charges;

“(F) pyrotechnics;

“(G) clusters and dispensers;

“(H) cartridge and propellant actuated devices;

“(I) electro-explosive devices;

“(J) clandestine and improvised explosive devices, including improvised nuclear, chemical and biological devices; and

“(K) similar or related items or components explosive in nature.

“The term ‘explosive disposal’ means, with respect to explosive ordnance, the assessment, sampling, detection, identification,
AMENDMENT NO. 81 OFFERED BY MR. CASTRO OF TEXAS

At the end of subtitle E of title XII, add the following new section:

SEC. 12. HUMANITARIAN ASSISTANCE AND DISASTER RELIEF EXERCISES CONDUCTED BY THE DEPARTMENT OF DEFENSE IN THE INDO-PACIFIC REGION.

(a) FINDINGS.—Congress finds the following:

(1) The Indo-Pacific region is home to over 60 percent of the world’s population and is prone to natural disasters particularly due to its proximity to a geological vulnerable region.

(2) The multilateral Pacific Partnership exercise, first conducted in 2006 in response to the humanitarian and disaster relief operation following the 2004 Indian Ocean earthquake and tsunami, involved the participation of 22 partner nations to improve the ability of each country to conduct humanitarian assistance and disaster relief efforts.

(3) The Pacific Partnership is the largest annual multinational disaster preparedness mission conducted in the Indo-Pacific region.

(4) The United States Agency for International Development, including through its Office of Foreign Disaster Assistance, leads and coordinates United States humanitarian efforts in foreign countries and often partners with the Department of Defense in responding to disasters.

(b) SENSE OF CONGRESS.—It is the sense of Congress that—

(1) the Pacific Partnership, a civic and humanitarian mission which the United States Navy’s Pacific Fleet, in conjunction with partner nations, nongovernmental organizations, and other United States and international governmental agencies conducts to strengthen alliances, improves United States and partner capacity to deliver humanitarian assistance and disaster relief, and improves security cooperation among the partner nations in the Indo-Pacific region;

(2) the Department of Defense should continue to play a role in response to requests for support in international humanitarian assistance and disaster response drawing on its unique capabilities, manpower, and forward-deployed resources; and

(3) the Secretary of Defense should assess the United States force posture in the Indo-Pacific region for future Pacific Partnership participation and engraftment in the entirety of the Indo-Pacific region if appropriate and if applicable renewing the program as the “Indo-Pacific Partnership”.

(c) BRIEFING.—Not later than the end of the first full fiscal year beginning after the date of enactment of this Act, the Secretary of Defense shall provide to the appropriate congressional committees a briefing on the following:

(1) A description of humanitarian assistance and disaster relief exercises conducted by the Department of Defense in the Indo-Pacific region in the previous year that also identifies the partner countries and militaries involved in any such operations and exercises.

(2) A description of any planned humanitarian assistance and disaster relief exercises for the following fiscal year in the Indo-Pacific region.

(3) A description of any constraints on the ability of the Department of Defense to conduct humanitarian assistance and disaster relief exercises, including in resources.

(4) A description of any efforts undertaken by the Secretary of Defense to ease operational burdens on the Armed Forces of the United States to participate in humanitarian assistance or disaster relief exercises, such as the pre-positioning of equipment, inclusion of additional partners, and India-aided training that may ordinarily be conducted independently of any humanitarian assistance operation or exercise.

(d) APPROPRIATE CONGRESSIONAL COMMITTEE DEFINED.—In subsection (c), the term ‘appropriate congressional committees’ means—

(1) the Committee on Armed Services and the Committee on Foreign Relations of the Senate; and

(2) the Committee on Armed Services and the Committee on Foreign Affairs of the House of Representatives.

AMENDMENT NO. 84 OFFERED BY MR. THORNBERRY OF TEXAS

At the end of subtitle B of title III, insert the following:

SEC. 3. JOINT STUDY ON THE IMPACT OF WIND FARMS ON NATIONAL WEATHER RADARS AND MILITARY OPERATIONS.

(a) IN GENERAL.—The Secretary of Defense shall enter into an agreement with the National Oceanic and Atmospheric Administration to conduct a study on the impact wind farms have on weather radars and subsequently Department of Defense operations and readiness.

(b) ELEMENTS.—The study required pursuant to subsection (a) shall include the following:

(1) The potential impacts of wind farms on NEXRADs and other Federal radars used by the Department of Defense, the National Oceanic and Atmospheric Administration, and the National Weather Service for weather forecasts and warnings;

(2) The subsequent impacts of wind farms on Department of Defense aviation readiness, including—

(A) Department of Defense air traffic control radars;

(B) minimum vectoring altitudes, in particular around military flight training bases; (C) air-to-ground drop zones;

(D) air-to-ground bombing and test ranges;

(E) military operating areas that extend to the surface;

(F) military training routes;

(G) over-the-horizon radars; and

(H) Department of Defense weather radars.

(3) Examples of when interference from the wind farms has affected the ability of the Department of Defense and the National Oceanic and Atmospheric Administration to forecast or warn for dangerous weather.

(4) Recommendations to reduce, mitigate, or eliminate potential impacts.

(5) An analysis of the distance that wind turbines need to be away from the radars to ensure no impact.

(6) Recommendations for addressing the impacts to NEXRADs and weather radar due to increasing turbine heights.

(7) Recommendations to reduce or eliminate impacts of existing wind turbines, including those projects that are being repowered by developers to increase turbine heights.

(8) Recommendations to ensure wind farms do not impact the ability of the National Oceanic and Atmospheric Administration and the National Weather Service to warn or forecast hazardous weather.

(9) The cumulative impacts of multiple wind farms near a single radar on the ability of the National Oceanic and Atmospheric Administration and the National Weather Service to warn or forecast hazardous weather.

(10) Recommendations to reduce or eliminate NEXRAD impacts.

(c) SUBMITTAL TO CONGRESS.—Not later than 12 months after the date of the enactment of this Act, the Secretary shall submit to the congressional defense committees a report containing the assessment conducted pursuant to subsection (a).

AMENDMENT NO. 85 OFFERED BY MR. BERNAY LUIJAN OF NEW MEXICO

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

SEC. 31. INDEPENDENT ASSESSMENT OF PLUTONIUM STRATEGY.

(a) STATEMENT OF POLICY.—It is the policy of the United States that—

(1) Los Alamos National Laboratory is the Plutonium Science and Production Center of Excellence for the United States; and

(2) Los Alamos National Laboratory will produce a minimum of 30 pits per year for the national pit production mission and will implement surge efforts to exceed 30 pits per year to meet National Nuclear Posture Review and national policy.

(b) INDEPENDENT ASSESSMENT.—

(1) IN GENERAL.—Not later than 30 days after the date of enactment of this Act, the Secretary of Defense shall seek to enter into a contract with a federally funded research and development center to conduct an assessment of the plutonium strategy of the National Nuclear Security Administration. The assessment shall include—

(A) an analysis of the engineering assessment and an analysis of alternatives;

(B) an assessment of the science and strategy of retrofitting the facility for plutonium production, including the cost, schedule, and feasibility of licensing; and

(C) an assessment of the strategy considered for manufacturing up to 80 pits per year at Los Alamos through multiple labor shifts and additional equipment at PF-4 until modular facilities are completed to provide a long-term, single-labor shift capacity.

(2) SELECTION.—The Secretary may not enter into the contract under paragraph (1) with a federally funded research and development center for which the Department of Energy or the National Nuclear Security Administration is the primary sponsor.

(3) SUBMISSION.—Not later than April 1, 2020, the federally funded research and development center shall submit to the Secretary of Defense, the Administrator for Nuclear Security, and the Nuclear Weapons Council a report containing the assessment conducted under paragraph (1).

(4) SUBMISSION TO CONGRESS.—Not later than April 15, 2019, the Administrator shall submit to the congressional defense committees the report under paragraph (3), without change.

(c) REPORT ON PIT PRODUCTION.—Not later than 90 days after the date of the enactment of this Act, the Secretary of Energy shall submit to the congressional defense committees a report on the plan for producing plutonium pits 31-80 at Los Alamos, in case the MOX facility is not operational and producing pits by 2030.
(d) CAPITAL DEVELOPMENT.—The Secretary of Energy shall complete—
(1) by December 2020 a plan, including cost and impact to on-going activities and operations, for each year of the period from September 2020 to September 2025; and
(2) by September 2020 an updated CD-0 (Statement of Mission Need) on the final plan for plutonium pit production.

(e) BRIEFING.—Not later than March 1, 2019, the Chairman of the Nuclear Weapons Council and the Administrator for Nuclear Security shall jointly provide to the Committees on Armed Services of the House of Representatives and the Senate, and to any other defense committees upon request, a briefing detailing the implementation plan for the plutonium strategy of the National Nuclear Security Administration, including a accountable schedule for such milestones, and mechanisms for ensuring transparency into the progress of such strategy for the Department of Defense and the congressional defense committees.

(f) ANNUAL CERTIFICATION.—Not later than April 1, 2019, and each year thereafter through 2025, the Chairman of the Nuclear Weapons Council shall submit to the Secretary of Defense, the Administrator for Nuclear Security, and the congressional defense committees a written certification that the plutonium pit production plan of the National Nuclear Security Administration is consistent with the associated implementation schedules for such plan for the national pit production.

(ii) the statutory requirements for pit production, including milestones, accountable for such milestones, and mechanisms for ensuring transparency into the progress of such plan for the national pit production.

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PATIENTS’ RIGHT TO TRY EXPERIMENTAL DRUGS

(Mr. LAMALFA asked and was given permission to address the House for 1 minute and to revise and extend his remarks.)

Mr. LAMALFA. Mr. Speaker, I rise today to recognize the passage of the Right to Try Act—better late than never.

After months of jumping through parliamentary hoops to pass this legislation out of both the House and the Senate, we are finally able to put the Right to Try Act on the President’s desk.

This bill would allow very sick or terminally ill patients to request access to drugs and treatments that have yet to be approved by the FDA. This is a bipartisan issue. So far, 40 States have already adopted Right to Try laws but are unable to actually enforce them. This bill changes that.

While giving terminally ill patients the right to try experimental medicine won’t always be successful, it does give patients one final avenue of hope. For those who have exhausted all other possibilities of conventional treatment, they deserve the opportunity to leave no stone unturned. Also, the industry can learn from their experience.

I am disappointed that some in the Senate chose to delay this very time-sensitive bill. I am pleased the President now can make Right to Try the law of the land.

HONORING THE LIFE OF JOSE FRANCISCO PENA GOMEZ

(Mr. ESPAILLAT asked and was given permission to address the House for 1 minute and to revise and extend his remarks.)

Mr. ESPAILLAT. Mr. Speaker, I rise today to celebrate and commemorate Dr. Jose Francisco Pena Gomez on the 20th anniversary of his passing.

From his lifetime of service, Dr. Pena Gomez will, without question, be recorded in history as a civil rights icon and economic justice leader.

Dr. King talked about the importance of racial justice, much as he talked about the freedom of sanitation workers to organize and about economic justice. The march was not just about racial justice. It was about economic justice. The march was about the freedom of sanitation workers to earn a decent wage.

It was about the right to join a union and collective bargaining so that people who work hard, who ride on trucks and pick up the trash and did hard labor, earn a decent wage.

Dr. King talked about the importance of economic justice, much as he talked about the importance of racial justice.
Here are the facts that we know. Unionized African American women earn about $21.90 an hour. That is not a bad wage. Nonunion African American women earned almost $4 less, on average. That means $4 per hour is the difference between unionized and nonunionized work for African American women.

Seventy-two percent of African American women in unions have health insurance.

Guess what? Less than 50 percent of nonunion African American women have health insurance.

Some of us have read the horrific studies about how pregnant African American women still face huge issues with infant mortality and problems with child labor. Part of it is because they lack health insurance. If they have health insurance through a union, that is not as much of an issue.

Let me give you this staggering statistic: It used to be, in our GDP, that 90 percent of GDP went to income, of our GDP. That statistic has fallen to the high 70s or low 60s. Most of the loss now goes to capital, to automation, to machinery.

Here is the irony: Corporations, you would think they would invest in human capital. You would think they would invest more in the workforce. But their incentives are not to do that. The Tax Code incentivizes research and development, if they want to open up plants or have automation; but they don’t incentivize the investment in actual human capital so that workers and human beings get more of the GDP and not less.

This decline from 90 percent to 60 percent of income is correlated partly with automation but also with the decline of union membership. Guess what: The unions are one of the only institutions in this country that are investing in worker training, that are investing in improving people’s human capital.

I know so many apprenticeship programs in my own district you can go in with just a high school degree, no test, no fees required, and become an apprentice to become an electrician, to become a drywaller, a glazer, a painter. These are tough jobs. They are not easy jobs. Once you do the apprenticeship, it doesn’t cost you anything. It comes out of the fees of journeymen and other union members. You go and develop the skills, and the unions invest in you.

Where I work, and talk to these apprentices, they are so proud of the work they are doing, proud of the investment that the unions are making in them, and they are extraordinary people with an extraordinary work ethic. That is the investment that the unions are making in our workforces.

Don’t think that it is just about making sure people get the wages they deserve. They are making sure that we have the workers that we need in this country to be productive. They are the ones who are investing in the human capital in our society and the ones who are looking at the investments needed for the future.

Union apprenticeships are what closed the skills gap. They are the ones who are teaching folks about 3D printing. They are the ones who are teaching folks the tech skills that are needed as auto repair mechanics. They are the ones who are teaching folks the basic things that you now need to operate machines and robots.

High-quality training in our unions is why American workers are the most productive in the world: 6 times more productive than China, 6 times more productive than India, 1 1⁄2 times more productive than Germany, 1 1⁄2 times more productive than Japan. That is partly because of our union efforts and training and because of the grit of the American people.

Now, here is what this Janus case is about. The Janus case is about corporate special interests saying unions should no longer have a role in collective bargaining, that the work unions do to represent workers is no longer important, that every person can go fend for themselves.

Really? We tried that before the New Deal, during the Lochner era, where every person had to go fend for themselves. It was the time that F. Scott Fitzgerald wrote about in ‘‘The Great Gatsby,’’ the Gilded Age, the largest economic disparities known in American society. It led to the greatest stock market crash. It led to the Great Depression. It led to huge economic instability in the United States and around the world.

And then we said: This system doesn’t work. FDR and Harry Truman and Dwight Eisenhower said: Let’s build an American middle class with which ordinary Americans can go to get a higher education, to get a wage where they can afford a house and they can afford food and they can afford to have a decent quality of life.

Unions are what provided that. Collective bargaining is what allowed for that. It balanced the corporate interests. It said: people who do work should be rewarded. That is what unions have done.

I know there are all these complex phrases: fee sharing, right-to-work, and all of that. But cut through all the noise, and here is the basic question: Do you think collective bargaining has a role in American society? If you think it does, if you think people should have the right to organize and bargain, and that some counterweight to corporate power, then you should be for AFSCME and the union in this Supreme Court case.

If you think workers are doing fine, working families are doing fine—the painters, the firefighters, the mechanics, the teachers, and the nurses—that they are all doing great and the real people we need to be worried about are...
the corporate executives and the investors and the corporate bankers—well, if you have that theory, then I suppose you would be for Janus. You would say: Let’s not have collective bargaining.
The question is: What is your theory of that? Are you for workers that have a greater say and greater wages in this country, or are you for corporations having even greater power? That is what this case is about.

I know that our Progressive Caucus stands so firmly in the belief that we need to be on the side of the workers. If the Supreme Court decides against collective bargaining, it will be one of the worst decisions in recent American history, a catastrophic for this court to strike a blow to working families across America, to strike a blow to the heart and soul of the union movement.

We need to strengthen working families and unions, not weaken them.

Before I turn it over to one of the strongest champions for working families, I want to thank the leadership of AFSCME—President Saunders, Scott Frey—who have done so much to help not just AFSCME members, not just honorary members of Dr. King, but to help the fight for unions.

I want to thank Dr. David Madland and Kevin Fox, on my team, for their research about the role of unions and the leaders of the NEA: Mary Kusler and Marc Egan.

The SPEAKER pro tempore (Mr. CURTIS). The Chair would like to ask the gentleman to suspend.

The Chair would ask occupants of the gallery to cease audible conversation. The gentleman from California may proceed.

Mr. KHANNA. Mr. Speaker, I yield to the gentlewoman from Washington (Ms. JAYAPAL), my good friend.

PRAMILA JAYAPAL before she was elected to the State Senate, has been a tireless advocate for unions, for working families. She understands that working families and unions have helped our country, in particular because of a strong labor movement, not just women, but all Americans.

She is our vice chair of the Progressive Caucus. She is one of the strongest progressive voices in our Nation. She is on the front lines, the picket lines, and has traveled across the country standing in solidarity with union members.

It is a real honor now to yield to my friend and colleague, Representative JAYAPAL.

Ms. JAYAPAL. Mr. Speaker, it has been a great honor to be able to come into Congress with Mr. KHANNA and to see the years of work that he has done before coming to Congress now turning into critical legislation around Yemen, around workers’ rights, around progressive issues, around healthcare for all.

How proud I am that I get to serve with the gentleman in this Congress, and how proud I am of our Progressive Caucus—which is the largest, valiant-based caucus in the House. We have 78 members strong, and I believe we are going to hopefully have more members added on.

Mr. Speaker, I think the reality of what we are talking about is that the ideas that we are putting forward are not really progressive ideas; they are ideas that serve the interests of working families. Labor unions are at the core of that.

I am proud to come from Washington State. We are one of the most labor-dense States in the country. We have one of the highest minimum wages in the country. Thanks to the labor movement, we have minimum wage that is tied to inflation that has held that for many years. It is part of the reason our minimum wage has been able to rise in Washington State. Yes, we are the place of the $15 minimum wage, and I was proud to be on that committee to pass the $15 minimum wage in Seattle.

We are able to show that these policies, like higher minimum wages, like paid safe and sick days—we have some of the best paid family leave policies in the country. All of that has been brought forward by unions representing workers.

When we talk about collective bargaining, what is that? For the average person, who may not be as familiar with the terminology, really that means this: You take the power that comes from having more than one individual together to bargain for the things that are really going to help your life. That is what collective bargaining is about: bringing the power to be multiplied for people, and putting policies forward that really help us.

Mr. KHANNA spoke so eloquently about—I think he said—the Danish Ambassador visiting. There is a great TEDx talk out there, TEDxOslo. The title of it is something like, “Where in the World Is Easiest to Get Rich?” It is a fantastic talk that really puts bullet in the theory that, in social democracies where you provide healthcare, where you have strong labor movements, you provide free education, somehow you don’t have the opportunity to do well in those countries.

In fact, statistics show that, specifically because of a strong labor movement in Scandinavian countries and because of the investment in education, those two factors combined, everybody does well. It is a really simple theory that we are all better off when we are all better off, and that is what labor unions have provided to us.

I am proud to come from a strong labor family. My husband actually started off his career as an apprentice, as a bricklayer, machinists. They are the backbone of our communities. Our communities only thrive when we help workers to thrive. Janus would do the opposite.

I want to share a statistic with you. My friend Ro KHANNA just gave you some incredible statistics. Let me repeat one, which is that workers, on average, in 1973 earned $16.74 per hour, adjusted for inflation. Since then, our economy has doubled, so we can assume that worker salaries have kept up with the pace, right?

Not so fast. Wrong. Workers today make $17.86 per hour, which is nowhere near enough to keep pace with growing income inequality and the rising cost of living.

Here is another statistic that has captured my attention and that I now use in every speech: Across this country, 67 percent of Americans do not even have $1,000 in their bank account to deal with an emergency. Mr. Speaker, 47 percent. It is a remarkable statistic.

That means that, if you have a leak in your roof, your car breaks down, your kid has an emergency or an illness, you have to take off from work for a couple of weeks and you don’t have paid family leave like we do in Washington State thanks to the labor movement, all of those things mean that families are no longer thinking about how they are going to make it, they are thinking about surviving. That decline is directly tied, if you look at the research, to the decline in the labor movement and the decline in collective bargaining.

So now we are facing an administration that, despite lofty campaign promises, is putting corporations and greed first and workers second.
Just look at the tax bill that the Republicans just passed. The largest transfer of wealth in the history of the United States going straight to corporations and the 1 percent. That is the reality of all of the research is that the majority of those tax breaks go to the largest corporations, the top 1 percent. It was used for stock buybacks and not for any kinds of increases, permanent increases, for workers.

So unions have been fighting back, and that is why we have to ensure that unions remain in fighting shape because they are fighting for us. Janus is nothing more than a political attack underwritten by corporations, and it will not make our economy stronger. It further rigs the economy against workers, and it is, frankly, a disgrace and a slap in the face to the union legacy that has helped our country grow.

We need to be working to make it easier and not harder for workers to join together collectively bargain for fair wages, safe working conditions, and healthcare. And before I yield back, Mr. Speaker, I want to thank my friends in labor, the brothers and sisters who have been fighting for working Americans for a living wage, worker safety protections, sick leave, the 40-hour workweek. Don’t forget about the 40-hour workweek brought to you by your labor unions throughout our country’s history.

It is not hyperbole to say that we simply would not be where we are without unions. And instead of trying to tear them apart by pushing so-called right-to-work laws—I don’t even like to say the phrase, because it isn’t right to work. The reality is that we should have the right to have workers collectively bargain and organize.

But by filing these harmful lawsuits like Janus, we are hurting workers across the country. We should be working to engage a new generation of union workers and leaders, and if history is any indication, our country will be better off when we are all better off. We are all better off when we have unions that represent the voices of working people and can actually build that power, organize together to take on that corporate power, which, frankly, has a lot of money behind it but isn’t looking out for the best interest of our workers.

With that, I thank Mr. KHANNA for his tremendous leadership.

Mr. KHANNA. Mr. Speaker, I thank Representative JAYAPAL for infusing the Progressive Caucus with a new vision, new energy, and, really, making it the strongest caucus in Congress and sharing some of those facts. I didn’t know that 67 percent of Americans live on just $1,000—can’t afford $1,000 emergency expenditure. So I think talking about these facts and what this case means to real Americans is important.

I thank the Speaker.

It is now my real honor to give the floor to someone who really built the Progressive Caucus. You know, the Progressive Caucus used to be a social club where people chatted, before KEITH ELLISON took over and said: You know, we have got to do more than just talk. We have got to actually act on our values.

If you talk to anyone in this Congress, they will tell you that he took a group of 15, 20 Members that used to get together and has turned that caucus, through his leadership, into the largest caucus on the Democratic side, the most effective caucus, and one that has a bold agenda. Keith has been an organizer his whole life. He understands the importance of working families and believes in these issues from his heart, and he has been a truly effective leader for the caucus in the House.

It is my honor now to yield to Representative KEITH ELLISON.

Mr. ELLISON. Mr. Speaker, I thank Mr. RO KHANNA for organizing this effort today and highlighting this particular Special Order about Janus v. AFSCME. But, actually, the larger question is: What kind of shape will America be in if the Supreme Court makes the wrong decision?

We envision, in the Progressive Caucus, an America in which parents can dream about their kids being able to go to college. We believe that you ought to be able to put food on the table. You ought to be able to get a good job and earn a decent pay and have a voice on your job. You ought to be able to turn on the water faucet and drink the water. You ought to be able to drive down the road without busting the axle on your car. You ought to be able to have safe affordable transit to get to where you have got to go.

We don’t think this is too much to ask. This is something that other countries in the world have. We think you ought to be able to go to the doctor if you are sick. Now, the guarantor of all of that is the average working person. And when we lost the great Martin Luther King just about 50 years ago, AFSCME was by the side of those workers. And those workers literally won that strike, and many of them are still around to talk about it today.

These folks made it so that in 1968 you had a rate of poverty that was much lower than it is today. You had CEOs that made about 20 times more than their average worker. Today that is 339 to 1, and that is just the median. In fact, you have companies like Mattel that make almost 5,000 times—the CEO makes 5,000 times the average worker. McDonald’s, the CEO makes 3,100 times the average worker. Kohl’s, the CEO makes 1,200 times the average worker.

But in 1968, with its strong union movement, we had an emerging civil rights movement. We had a minimum wage that was just enough to buy a decent home in the neighborhood, as has been mentioned, that was livable at the time, if you compare it to inflation. You had a rate of poverty where fewer people were in poverty. You had a ratio between workers and CEO which was much more rational.

And something interesting happened beginning in the 1970s; there came an organized concerted attack on labor. People will tell you that in 1980, after Ronald Reagan was elected, he went out on the campaign trail saying that he was for working people, but shortly after he got in office, he dismissed the air traffic controllers. He broke those workers, he broke those workers, it set working people in this country on a trajectory, which brings us to where we are now, which is stagnating wages for literally three, four decades. The CEOs have done great. And if you ask Donald Trump, he will tell you: Oh, yeah, you know, the stock market is booming out of control. We are doing fine.
But, you know, in this America, our America, this largesse is not shared by most people. My colleague, Pramila Jayapal, mentioned earlier that about 67 percent of Americans would not know what to do if they were hit with a $1,000 bill. They don’t have it. But there are even other statistics that are as jarring, as equally upsetting. Other statistics would show just how difficult it is for Americans to pay their bills.

Now, I know we are talking about Janus today. I am getting there. But there is a story that I want to share with you, and we can submit it for the RECORD, and the title of this story, Mr. Speaker, is “More Than 40 Percent of Americans Can’t Pay Their Bills.” That is the name of the story, and it says: “Donald Trump thinks the economy is doing great—way, way better than under Obama. Actually, Obama created more jobs on his way out the door than Trump has so far.”

“But that’s besides the point.”

“The story, based on this research, the conclusion of the research: ‘43 percent of us struggle to pay our bills, and 34 percent are suffering ‘material hardships,’ including ‘running out of food, not being able to afford a place to live, not being able to pay the money to seek medical treatment.’”

The truth is, Mr. Speaker, is that we live in a Nation that is lurching toward plutocracy. We live in a Nation that is lurching toward oligopoly and oligarchy. The people who make the hamburgers, they don’t benefit in the profits of the company. The CEO does that. The people who make the clothes and work for Kohl’s and work their job, they don’t benefit. They just get survival wages, and the executives take it all home for themselves.

Part of the reason is a conservative philosophy which says that companies should not have to pay any taxes. They should be able to abide by any regulations. They should be allowed to slam labor cost to the ground, if they can, and then the CEO should be able to walk away with all the money. And then the theory goes that they will use that money to invest in plant and equipment, and then everybody will be better off. But that never happens.

That Republican philosophy, that conservative philosophy, is absolutely and utterly bankrupt. It doesn’t work. It is not true. And, yet, we are on doing it over and over again. But part of this philosophy is the union busting. And they have been on a 40-year trajectory of trying to break the union.

I mentioned PATCO a little while ago, when Reagan broke PATCO. That sent a shockwave that reverberated even until the moment we are in now, and it is culminating in this attack on Janus.

Let me tell you, they have been trolling among every worker, a public employee, to try to break Janus, to break public employees for years. A few years ago, right before the Supreme Court Justice Antonin Scalia passed, there was a case before the Supreme Court called the Frederick case. And in that case, it is exactly like the Janus case. Why are they similar? Because right-wing law firms are trolling the country looking for any public employee to try to attack the union and attack fair share. That is what they have been doing.

They have been going around: Will you take the case? Can we represent you? Can we represent you? And they finally found somebody, this guy, Janus. And the outrageous thing is he— he claims that—he—who benefits from collective bargaining and who the union expends money to make sure he has a decent contract—he is saying: Oh, this is unfair. My free speech rights are going into this union, and I don’t want that to happen.

Well, they are not, actually. All they are doing is assessing a reasonable fee that is associated with the cost of negotiating on his behalf to have a better wage. No, I want to be able to benefit from the work that the union does, but I don’t want to pay anything. It is quite ridiculous. But that is the case that is in the Supreme Court right now.

You know that you want to know what is in the First Amendment? The right to freedom of assembly. The right to freedom of assembly is in the Constitution. And if some workers want to assemble together and negotiate for better wages and better benefits with their employer. But the CEO of this company does not have a constitutional right to do so.

What I don’t think you have a constitutional right to do is to be a freeloader, which is what Janus is arguing. He is saying: I want to be able to benefit from what the union negotiates on my behalf, but I don’t want to pay anything. He doesn’t have to pay into the fund that goes to political stuff. He doesn’t have to pay for that. That issue has been decided. It is not required under the law that he help fund candidates or issues that he doesn’t want to support. But it is fair, and it is right, and it is reasonable, and the Supreme Court has found in the past that an assessment on employees for the cost of representation is fair and constitutional. Now, this is a case called the Abood case. And they decided it. What they want to do is flip Abood and say: No, you can now be a freeloader.

Let me just say to my good friend from California, our law has been favoring the employer over the worker for years now. Here is the law right now. If you are an employer and you fire a worker because they are trying to organize a union, that is not legal to do. But guess what? That worker can file, but they can’t file a private lawsuit. And they make the case under the National Labor Relations Act. They can’t get punitive and treble damages. They can’t do discovery. They just have to go through the NLRB process, which takes quite a long time, according to most workers who go through it. And when they do go through it, all they can ever get is back pay, minus whatever they earned after they were fired illegally.

This is a very small price to pay for people who are exercising what I believe is a constitutional right to freedom of assembly and freedom of expression. But why shouldn’t you fire them because, hey, it is the worst of the cost of doing business for some employers who don’t want a union?

Another example of how unfair the situation is an employer can tell the workers: You better be in the cafeteria tomorrow because there is a union drive, and I want to threaten you and scare you and tell you all the reasons why it is a bad idea.

This is called captive audience.

Can the union go into the same plant and say, “Well, now we want to give you our side of why you do need a union”? They cannot do it. It is not fair. It is like having an election, where the rights of the workers will be determined by the election, and yet only one side gets to be able to go and argue in the negative.

By the way, if the employer said, “Come to the meeting, we are going to tell you why you do need a union,” that would be an unfair labor practice.

It is crazy, really. But it is the kind of world that a guy like Neil Gorsuch should be a part of is the guy who was, in my view, illegally put on the Supreme Court of the United States—illegally.

The Constitution says that the sitting President gets to offer a replacement for a vacancy on the Supreme Court. Barack Obama did that, and the head of the Senate Republicans, who was in the majority, said: We will not hear anybody.

How do you know what? The role of the Senate is to give advice and consent. They can say, “We think that this guy is not qualified”; they can say that this guy has a judicial temperament that is not proper; they can criticize that nominate any way they want to. But one thing they cannot do is say: We simply will not discharge our constitutional responsibility. But that is what they did do because nobody can make them do otherwise.

Just because they could do it, but it was wrong. It was actually immoral, and it was an abuse of their responsibility as Members of the United States Senate. But they didn’t care. They want power—raw, naked power. That is what they did, and somehow they got away with it because they got Neil Gorsuch on the Supreme Court. This is the guy who was a deciding vote in a case that, I believe, is a forewarning of what we are going to see in Janus.

On the other day, a case called Murphy Oil was decided—Monday. Neil Gorsuch cast a deciding vote in a Supreme Court decision that ruled, for
the first time, that bosses can forbid their workers from joining together in class action lawsuits to challenge violations of the Federal labor laws. This is an outrageous usurpation.

Bringing a complaint against your boss can be expensive and risky, especially for workers who have no safety net. Congresswoman JAYAPAL just got through telling you how stressed to the wall American workers are, and yet those workers, who don’t have the resources to do so, cannot come together in a class action suit to challenge violations of Federal labor law. They have to pursue these claims individually. They don’t have a chance. The bargaining position power is absolutely unequal, and yet that is what we got.

Decisions like this are why MITCH MCCONNELL and Republicans have engaged in the historic obstruction to block President Obama from filling the Supreme Court vacancy for nearly a year. They wanted an ideologue like Neil Gorsuch to tip antiworker cases like this.

So what is going to happen in Janus? I hate to admit it, but even I, who consider myself quite optimistic, believe that: Look, they put Neil Gorsuch on the Supreme Court to destroy public employee bargaining; that is why he is there. I have no illusions about what is about to happen. But it is just like the other unjust Supreme Court decisions that have happened, along the lines of Shelby County, which destroyed the Voting Rights Act, or along the lines of Citizens United, which basically said that corporations can dump massive amounts of money into elections.

Who has a massive amount of money? You know, America’s corporate elites. And then it goes all the way back to unjust decisions like the Lochner case or even Dred Scott.

History will look very dimly on this moment in time. I believe that when you crush decency and fairness to earth, it is going to come back to haunt workers of this country. If they are prohibited by the law and the Supreme Court from being treated fairly, they are just going to start going on strike all over the place, just like the teachers just showed us that they would. They are just going to start going on strike, and we will just settle it out in the street. This is unfortunate.

Wouldn’t it be much better to have fair bargaining and come to the table and negotiate decent wages and benefits? Of course it would be.

Those teachers didn’t want to go on strike. They wanted to be in the classroom teaching those kids.

But whether it is Arizona, North Carolina, Oklahoma, or these people, who dedicated their lives to young people, had to go out on the trail, go out on the strike line, just so that they could get a decent situation for those kids and themselves. The teachers said: These bad working environments is our work environment. Both are bad. So we have to strike. We have been given no alternative but to do so.

So they did, and they got some justice out of it. This is what the likes of Neil Gorsuch and Janus v. AFSCME are pushing the American labor picture toward. It is too bad, but I have great faith. They will not take this lying down, and we will be on the picket line with them.

Mr. KHANNA. Mr. Speaker, I thank Representative ELLISON for those words and for explaining so simply and powerfully what is at stake with the Janus case and why the constitutional right is actually with the unions, as he put it, to assemble and not to be forced when someone is getting a benefit. I thank him for his leadership and fight on this.

Mr. Speaker, I want to make one other point before yielding to my friend. One of the contemporary examples of the need for collective bargaining is seen with that. This is why we have the right to collectively bargain from American Airlines when passenger service agents aren’t making a living wage. I don’t understand it. I pay so much for these American Airline tickets that I wonder who the money is going toward. Would any American think that the passenger service agents aren’t getting a fair wage, particularly those who are working for Envoy Air and those who are working with Piedmont Airlines.

There are many Members of this House—Mr. Speaker— who believe that American Airlines needs to do the right thing and pay a living wage and CWA’s ability to bargain, to ask for a fair wage for what all of us pay when we pay for tickets, to ask that the workers have the right to collectively bargain with the company to do what is fair and just.

There are many Members of this House who are concerned about what is happening in this Janus case: Can CWA organize and get a fair wage so that workers benefit?

Mr. Speaker, I yield to the gentleman from the good state of Nebraska, who is in my freshman class and who is a great leader on so many issues — on issues of technology and the future of work — so that he can speak out on this important Janus decision. He has come out to Silicon Valley. But what I respect about him is he has his values in fighting for working families, for the middle class, for people who have been left out. Those are the issues he is most passionate about.

Mr. SOPPO. Mr. Speaker, I thank Mr. KHANNA for all of the good work that he is doing. I know he is changing the world in California. There are going to be so many labor issues to come from that that I can’t even dream of right now. Knowing that one of his savviness of knowing technology will help us make sure that we are protecting working families going into the future.

I also share the American worker and believe that American Airlines should be paying living wages to the folks who are working for them and certainly stand with CWA on that issue.
Mr. Speaker, I thank the gentleman from California (Mr. KANNA) for the opportunity to be able to stand with him on behalf of America’s working families.

Mr. KANNA. Mr. Speaker, I thank Representative Soto for his analogy that the rules for our corporate shareholders shouldn’t be different than the rules for workers. We need fairness. We certainly shouldn’t be privileging shareholders. I appreciate the gentleman’s advocacy for working families and stand up today.

Mr. Speaker, I want to close with some simple points. People often say that workers have a negative view of unions or don’t want unions to be representing them, but here are the facts: Gallup Poll research shows that 60 percent of Americans have a favorable view of labor unions, and that number has been going up as more and more Americans see that their wages have been going down. More and more Americans are saying they need the unions to level the playing field.

When we look at AFSCME and what AFSCME stands for, what Janus is saying that he doesn’t want representing him, I think about the trip I took with Representative JOHN LEWIS down to Memphis a few months ago. We went to Mason Temple. In Mason Temple, we heard over the loud speaker Dr. King’s voice as he spoke about seeing the promised land.

As that booming voice came over the loud speakers in that temple, there on stage was a man in his 80s who was a sanitation worker at the time that Dr. King marched in Memphis, and he talked about how he still was owed money for his fair work. At the age of 80, he still hadn’t paid him.

That person, that man, he didn’t shirk from work. He was working still in his 80s. He believed in the dignity of work. He talked about young people needing to believe in the dignity of work. He just wanted to have a fair shot and be paid for that work.

That was AFSCME. That is what AFSCME stands for in this country. That is what is at stake in this Supreme Court fight. Do we stand for the values that Dr. King marched for, and do we stand for the labor union in this Nation?

Mr. Speaker, I thank Representative Choppe for his analogy for the analogy that the rules for our corporate shareholders shouldn’t be different than the rules for workers. We need fairness. We need to appreciate the gentleman’s advocacy for working families and stand up today.

Mr. Speaker, I ask unanimous consent that all Members have 5 legislative days to revise and extend their remarks and include extraneous notes on the subject of my Special Order.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from California?

There was no objection.

Mr. KANNA. Mr. Speaker, thank you to all Members in giving us this hour and moderating this debate.

Mr. Speaker, I yield back the balance of my time.
What I want, Mr. Speaker, is for every American who has the drive to do the same thing.

Mr. Speaker, while the Federal Government doesn’t create jobs, the Federal Government can create situations where jobs can be created by the private sector, and we can help people gain the skills that they need to take those jobs.

Again, as I said, we have over 6 million unfilled jobs in this country, and what we need and what employers are begging us to provide the opportunity for people to gain the skills that they need to fill those jobs.

This is the way the American people feel right now. Again, 81 percent of Americans say the schools charge too much.

What we do with PROSPER is give an incentive to the schools to charge less. We don’t tell them what to charge—that is not the role of the Federal Government—but we put in place policies that will cause tuition not to continue to rise at such a high rate and that students will get more information so they choose well the programs they go into.

Also, we are closing out the opportunities that I had and millions of other middle class Americans have had in the past by pricing post-secondary education too high and making people feel it is not possible.

Only 13 percent of the people in this country believe that college graduates are well prepared for success in the workplace. Something is wrong. Mr. Speaker, that we have this low a number of people in this country who believe that those who are graduating from college or attending college don’t have the skills that they need to take those jobs that are out there available.

And there is even more negativity coming from those who employ those who go to college.

Let me share some other information.

Only two in five managers believe college graduates are well equipped for a job in their field.

Mr. Speaker, even those who go to college are not completing their education. We have a 6-year completion rate of only 54.8 percent.

And what does this mean to students? It means $68,000 per year in lost wages and the cost of attending.

Mr. Speaker, this is occurring not just with those who attend what are known as 4-year colleges, which actually now are 6-year colleges because students are not graduating ten to twelve years—most of the ones graduating are graduating in 6 years—but it is applying to students who are in what we have always called 2-year colleges.

So we have a terrible problem every way you look in this country in terms of providing the opportunities for not only poor people, but middle-income people, for completing a degree or a program or a certificate that will allow them to gain the skills that they need and the credentials they need.

We are a credentialing society. Mr. Speaker. We want people to be able to prove what they have done. Therefore, we need to honor people with all kinds of credentials and make it easier for them to gain those credentials.

Not everybody needs a baccalaureate degree to be a successful person in our country, and we know that because only 30 percent of the people in this country do have a baccalaureate degree. Yet we have millions and millions of people already who are successful.

What we want to do is encourage more people to seek certification and programs that allow them to be certified without necessarily completing a baccalaureate.

Mr. Speaker, people will say: Well, you don’t honor liberal arts degrees if you are encouraging people to go on and just get a certificate. I want everybody to get a liberal arts degree, I got a liberal arts degree. I think that is wonderful.

But people don’t have to do that immediately out of high school, and they don’t have to do it in order to lead successful lives.

But ultimately, we hope everybody will be a lifelong learner, and the best way to be a lifelong learner, I think, is to help people be successful early on so they will be encouraged to continue to want to learn and do the things that will make them successful.

So what does PROSPER do? We make it possible for more students to qualify for Pell grants for short-term programs. This is what we do, Mr. Speaker. Pell grants are the grants that undergird most people going to college who don’t come from very affluent families.

The maximum Pell grant in this country now is about $6,000. But students can qualify for that if they are very, very poor.

What we would like to do is allow Pell grants to be used for shorter term programs, again, to get students to get into a program, help them gain certification so they can continue to earn and learn, so they can get a job, continue their education. So we make it possible for 7 million more people to qualify for Pell grants.

Many colleges and universities, unfortunately, have come out against the PROSPER Act. What we do is we turn these six loan programs into one loan program. We simplify things, Mr. Speaker. Right now, we have six different loan programs, nine repayment options, 32 deferment and forbearance options—that means 32 different ways not to pay back your loan—and $1.4 trillion in student debt.

What we do is we turn these six loan programs into one loan program. We make it much less complicated. Students and parents can understand.

We take the various grant programs and turn them into one grant program. It will all be called Pell grants. And we take a couple of the grant programs and put them in workstudy. Why do we do that, Mr. Speaker? Because we have known for 50 years or more that workstudy is successful.

We have done studies to show that students who work are much more likely to graduate, they do better academically, they become better time managers, and they are much more likely to get a job when they graduate.

What we do with workstudy is we make it an even better program than it is now. We double the amount of money that is in workstudy, and we make it possible for the school to allocate up to 50 percent of the money into the private sector. What that will do, Mr. Speaker, is that will allow the students who work in the private sector, do an internship, a co-op, or an apprenticeship program.

We know that most of the time those programs result in a job, and that will start the student on a successful career, we believe, in the industry or business or area that they want to go into. It is better than just working on campus. Working on campus is a positive thing, and it helps the students a lot, but working in the private sector is even better because, again, they become less reliant on government assistance.

So this is what we do. Mr. Speaker, we are responding to the public. We are
responding to the schools saying financial aid is too complicated. Parents and students say financial aid is too complicated. We are listening to both of those folks. The institutions have said it, and the students and parents have said it.

What is the future of the financial aid? We are putting $14.5 billion back in the pockets of students.

How are we doing that? We are eliminating the origination fee for loans.

They had to pay this up front out of the loans that they were getting, and very often it made a big difference to the students in terms of having the funds that they needed to be successful in their programs.

So we eliminate that, Mr. Speaker, and we think this is a very, very positive thing that we are doing.

In general, what we are doing with the PROSPER Act is we are responding to the American people. We are responding to employers who are saying to us: Please, help us with smoothing the way for students to go to colleges and universities to be able to gain the skills that they need to take these 6 million jobs that we have available out here.

Universities are not doing it for us. The colleges are not doing it for us. The colleges and universities are graduating approximately 1.4 million students. Yet, what is happening is we have got all of these jobs unfilled out here, and we have got graduates being graduated but they don’t have the skills that the employers need. Study after study after study, poll after poll after poll is telling us that. We are hearing it from everybody.

This is not a panacea. It is not going to answer every single need that is out there. We never said that it would. But it is a true reform of postsecondary education.

What we want to do is say to the postsecondary institutions: We have heard you. We have heard what you have said. You have said reduce or eliminate a lot of the rules and regulations that we have. That is what is driving up the cost of tuition.

Well, guess what, Mr. Speaker. We have revised or eliminated 59 percent of the 99 rules that were presented to us by the colleges and universities. But when they talk to our colleagues here, we never hear them mention that to them. But we are doing that. So we are responding to them.

They said: Simplify financial aid.

We are doing that. So we are doing what the schools asked us to do. We are doing what employers asked us to do. We are providing funds for short-term programs that will result in certificates that will result in the ability for students to gain the skills they need and get to work in as short a period of time as 10 weeks and 300 hours. This is a huge change in the way financial aid has been offered in the past.

We have listened to parents and students. We have simplified financial aid. We are making it much easier for students to apply for financial aid. We make it simpler for them to understand exactly the aid that they are going to be getting, what their obligations are going to be, and we know that, ultimately, it is going to bring down the cost of postsecondary education because we remove incentives for the colleges and universities to keep raising tuition and fees because we are saying to the colleges and universities: We want you to help these students succeed. We want you to encourage these students to take out less debt, and we are providing you the vehicle for doing that.

So, Mr. Speaker, we are responding to all the segments of the population that have asked us to change the way postsecondary education is delivered in this country.

We are going to help fulfill these 6 million unfilled jobs and we are going to bring down the cost of tuition and fees and make financial aid less complicated.

Mr. Speaker, I yield back the balance of my time.

Mr. SOTO. Mr. Speaker, in honor of Asian American Pacific Islander Heritage Month, I would like to recognize Dr. Sajid Chaudhary.

Dr. Sajid Chaudhary is an infectious disease specialist providing healthcare services in the Kissimmee area since 2004. He completed his internal medicine training from Brown University and his infectious disease fellowship training from the University of Massachusetts.

Dr. Chaudhary is on faculty at the University of Florida, teaching medical students and resident doctors. Dr. Chaudhary has served, also, on the board of Osceola Regional Medical Center, and he is a founding board member and served as president of the Association of Pakistani Americans of Central Florida.

He has served as president of the Association of Physicians of Pakistani Descent of North America, known as APPNA, and launched projects for four mobile clinics to help uninsured people in four States in the United States, including Florida.

Dr. Chaudhary is very active in the community through volunteering and recently helped raise funds for the victims of Hurricane Irma and Hurricane Maria in 2017.

Earlier this year, I joined Dr. Chaudhary in the opening of a free healthcare clinic in Kissimmee, in our district, which he was very actively involved in establishing.

For that, Dr. Sajid Chaudhary, we honor you.

Mr. SOTO. Mr. Speaker, in honor of Asian American Pacific Islander Heritage Month, I would like to recognize Jose Fabricante, Jr.

Jose, “Joed” Fabricante, Jr., is currently the president of the Asian American Chamber of Commerce of Central Florida. He has been involved with the chamber since 2010 and has taken multiple leadership roles within the organization.

The Asian American Chamber of Commerce of Central Florida’s mission is to provide leadership, support, and encouragement to the Asian American business community of Orlando so that the members of that organization may prosper and grow.

Jose currently works for Universal Orlando Resort in the security division as an entry-screening sergeant. He has also worked in various departments at Universal Orlando Resort and has had an impressive career with the company for close to 15 years.

Jose is also on the board of directors for the Orlando Economic Partnership since 2018, this year.
His family moved to the United States in 1992 from the Philippines and has called Florida home since then. For that, Jose Fabrictante, Jr., we honor you.

HONORING RICKY LY
Mr. SOTO. Mr. Speaker, in honor of Asian American Pacific Islander Heritage Month, I would like to recognize Ricky Ly.

Ricky Ly is an Orlando engineering professional. The son of Vietnamese boat refugees, he has proudly served central Florida in the community for the past 15 years. In 2018, he was chosen by Orlando Weekly as one of the 10 people making Orlando a better place to be.

As a past co-chair of the Florida Water Environment Association’s Water Resources, Reuse, and Resiliency Committee, he worked to educate fellow water professionals, community leaders, and the public about critical water resources and challenges that face our State.

Mr. Ly currently serves on the board of directors of Second Harvest Food Bank. He has been involved with the City of Orlando Families, Parks and Recreation board; the Orlando Mayor’s City Academy; Pi Delta Psi Fraternity; and a board member for local NPR affiliate WMFE.

Mr. Ly also leads voting registration campaigns for the local Asian American community and was awarded the Golden Hands Award from the Asian American Chamber of Commerce of Central Florida.

He recently worked with the local PBS affiliate, WUCF-TV, on the documentary series “Vietnamese Orlando,” highlighting the history of the vibrant Vietnamese American community in Orlando.

A graduate of the University of Central Florida, he is the cofounder of the Asian Pacific American Coalition at UCF and served as a student government senator representing the UCF College of Engineering and Computer Science.

He is also the author of the book, “Food Lovers’ Guide to Orlando,” and founder of tastychomps.com, highlighting our local Orlando restaurants, markets, and growing food scene.

In 2017, he was inducted into the Orlando Sentinel Culinary Hall of Fame. He is also featured in the Orlando Sentinel’s “Central Florida 100,” a weekly opinion column featuring 100 of the most influential people in local government, politics, and culture.

He is most thankful for his parents; his life partner, May Wong; and their firstborn daughter, Victoria, who brings their family much joy and hope for tomorrow, culture and new dreams for the American Dream.

For that, Ricky Ly, we honor you.

HONORING VALERIE BOEY
Mr. SOTO. Mr. Speaker, in honor of Asian American Pacific Islander Heritage Month, I would like to recognize Valerie Boey.

Valerie Boey is the president of the Asian American Journalist Association’s Florida chapter. She had been in television news for more than 20 years in the Sunshine State and currently works for FOX 35 News in Orlando.

As an award-winning television reporter, Valerie is proud to represent her Chinese heritage on the evening news. In a world where crime often dominates headlines, she focuses on faith to help those who have been affected.

Valerie not only mentors Asian journalists, but also journalism students of all backgrounds, as well as young professionals. She teaches them to report all sides of a story.

Valerie encourages her students to be the best they can be, knowing hard work pays off, whatever their heritage is, for being different is an honor, not an entitlement.

Valerie assists the Florida Associated Press Broadcasters, applauding fellow journalists around the State on their achievements and taking part in the college workshop. She also volunteers her time with the Negro Spiritual Scholarship Foundation golf tournament, which benefits young music students.

As a member of the Orange County Asian Committee, Valerie tries to bring people of Asian American heritage together, recognizing their talents and applauding their efforts to make this community better.

Valerie’s father, who was born in Singapore and grew up in Hong Kong, her mother, Doris, was born in New York. She believes they both inspire her to carry on the importance of their Asian culture.

Valerie is happily married to Jeff Ramsey, who has taught her all about his Southern roots and appreciation for barbecue; but she, too, has taught him an appreciation for dim sum and the essence of feng shui.

For that, Valerie Boey, we honor you.

HONORING KHALID MUNEER
Mr. SOTO. Mr. Speaker, in honor of Asian American Pacific Islander Heritage Month, I would like to recognize Khalid Muneer.

Born in Pakistan, Khalid’s family moved to the United Kingdom in 1961, where he graduated from the University of Aston in Birmingham.

After 17 years in investment banking and working in eight countries, he moved to Florida and successfully owned and operated a real estate commercial business. At the same time, he devoted his time and passion for civic duties to the African American community.

Khalid Muneer has been a very active leader in our community in central Florida. He was the President of the Asian American Chamber of Commerce CFL in 2016, won the International Leadership Foundation Award in 2017 for his accomplishments, and was on the top 100 most influential people list reported by the Orlando Sentinel. This year, Khalid is president of the American Muslim Chamber of Commerce of Central Florida.

Khalid is also a husband, father, grandfather, and has dedicated his work to strengthening the Asian American community in central Florida.

For that, Mr. Khalid Muneer, we honor you.

HONORING NEAL ABID
Mr. SOTO. Mr. Speaker, in honor of Asian American Pacific Islander Heritage Month, I would like to recognize Neal Abid.

Neal Abid is the executive director of the largest nonprofit Arab American Community Center in Florida, a trusted resource and advocate for the Florida Arab community.

Mr. Abid is a passionate, philanthropic outreach provider through the AACCFL. Since Mr. Abid’s appointment as executive director of the AACCFL, he has overseen the expansion of resource offices in Orlando, Tampa, and Jacksonville.

Over the past 4 years, the AACCFL charity services have assisted over 15,000 community members through its healthcare services, refugee assistance programs, and employment services, as well as many other services based out of the AACC Orlando headquarters.

Mr. Abid is the founder of the largest Arab American community that attracts over 35,000 attendees, combined, in Orlando, Tampa, and Miami, annually.

Mr. Abid is notably recognized on the national level for his leadership role in the Arab community. He is a passionate advocate for equality, human rights, women’s rights, healthcare equality, and political engagement.

Mr. Abid is an American Palestinian who resides in Orlando with his lovely wife and four beautiful children.

For that, Mr. Neal Abid, we honor you.

HONORING IMAM ABDUL RAHMAN PATEL
Mr. SOTO. Mr. Speaker, in honor of Asian American Pacific Islander Heritage Month, I would like to recognize Imam Abdul Rahman Patel.

Imam Abdul Rahman Patel is the head of the Imam Council of Central Florida, serving our community for over 20 years. Imam Patel works with community leaders, government officials, educators, and the community to foster peace, unity, and love.

He has traveled to over 60 countries and brings his experience and understanding of different cultures to light by advocating across economic, social, religious, and cultural spheres. His love for the entire community is exemplified by his actions.

He assisted in establishing the first free healthcare clinic in Osceola County, in our district, and provided much-needed medical services to the Victim Service Center of Central Florida, ensuring no person in need is turned away due to lack of funds or medication.

Imam Patel has joined forces with local domestic abuse shelters, working to educate the community on domestic violence and providing support to local shelters through co-hosting events,
providing medical services, meals, and support to survivors of domestic violence.

As a Muslim American leader, he started some of the first institutions for Islamic education within the United States. For two decades, he has been devoted to serving the community. He has also hosted and organized community townhall meetings with local government.

To promote unity, shortly after the Pulse nightclub tragedy in 2016, Imam Patel, along with other community leaders, organized an event to honor the victims from Orlando County. Since then, he has actively worked with other leaders to reach out and express support for central Floridians of all backgrounds.

As a community leader and a father of eight children, Imam Patel has championed many causes to inspire togetherness among everyone in central Florida, vowing to spread love without limitation.

For that, Imam Abdul Patel, we honor you. Mr. Speaker, I yield back the balance of my time.

**LEAVE OF ABSENCE**

By unanimous consent, leave of absence was granted to:

Mr. DONOVAN (at the request of Mr. McCARTHY) for today on account of a meeting with President Donald J. Trump in New York State regarding combating the deadly MS-13 gang and other violent criminal gang organizations.

Mr. ZELDIN (at the request of Mr. McCARTHY) for today on account of official travel with the President of the United States.

Mr. LEWIS of Georgia (at the request of Ms. PELOSI) for today and May 24.

**ADJOURNMENT**

Mr. SOTO, Mr. Speaker, I move that the House do now adjourn.

The motion was agreed to; accordingly (at 7 p.m.), under its previous order, the House adjourned until to-morrow, Thursday, May 24, 2018, at 9 a.m.

**PUBLIC BILLS AND RESOLUTIONS**

Under clause 2 of rule XII, public bills and resolutions of the following titles were introduced and severally referred, as follows:

By Mr. ROSKAM (for himself, Mr. DUTCH, Mr. COLLINS of Georgia, Mr. NADLER, Mrs. MCCOMBS RODGERS, Ms. ROS-LEHTINEN, Ms. GRANADA, Ms. LOWEY, Mr. SHEERMEN, Mr. VRASKY, Mr. BUCK, and Mr. ENGEL):

H.R. 5924. A bill to provide for the consideration of a definition of anti-Semitism for the enforcement of Federal antidiscrimination laws concerning education programs or activities; to the Committee on the Judiciary, and in addition to the Committee on Education and the Workforce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. GOWDY (for himself, Mr. CUMMINGS, Mr. SRADLEK, and Mr. CONNOLLY):

H.R. 5925. A bill to codify provisions relating to the Office of National Drug Control Policy; to the Committee on Oversight and Government Reform, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. KEATING (for himself and Mr. ROTHFUS):

H.R. 5926. A bill to require the Secretary of Health and Human Services to issue guidelines for prescribing naloxone, and for other purposes; to the Committee on Energy and Commerce.

By Mr. SOTO (for himself and Mr. FOSTER):

H.R. 5927. A bill to amend the Public Health Service Act to expand, intensify, and coordinate research and other activities of the National Institutes of Health with respect to premature and perinatal abstinence syndrome; to the Committee on Energy and Commerce.

By Mr. POLIS (for himself, Mrs. CAROLYN B. MALONEY of New York, Mr. SCOTT of Virginia, Ms. JAYAPAL, Mr. DESAULNIER, Ms. CLARKE of New York, Mr. ELLISON, Mr. ESPAILLAT, Ms. DELAUGHER, Mr. MOORE, Ms. ADAMS, Mrs. NAPOLITANO, and Mr. PELLMUTTER):

H.R. 5928. A bill to repeal the Tax Cuts and Jobs Act of 2017; to the Committee on Ways and Means, and in addition to the Committees on Education and the Workforce, Natural Resources, and Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. CLARKE of New York (for herself, Mr. PLASKETT, and Ms. VELAZQUES):

H.R. 5929. A bill to amend the Small Business Act to provide for small business concerns located in the Virgin Islands, and for other purposes; to the Committee on Small Business.

By Mr. BARTON (for himself and Mr. RUSH):

H.R. 5930. A bill to strengthen protections relating to the online collection, use, and disclosure of personal information of children and minors, and for other purposes; to the Committee on Energy and Commerce.

By Mr. BIGGS:

H.R. 5931. A bill to repeal the authority to establish certain special volunteer programs under the Domestic Volunteer Service Act; to the Committee on Education and the Workforce.

By Ms. JUDY CHU of California (for herself, Mr. DUTCH, and Mrs. NAPOLITANO):

H.R. 5932. A bill to increase the recruitment and retention of school-based mental health services providers by low-income local educational agencies; to the Committee on Education and the Workforce, and in addition to the Committee on Oversight and Government Reform, and in addition to the Committee on the Judiciary, and in Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. COLLINS of Georgia (for himself and Mr. DUTCH):

H.R. 5933. A bill to prevent substance abuse and addiction among former service members; to the Committee on Oversight and Government Reform, and in addition to the Committee on the Judiciary, and in Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. CRAWFORD:

H.R. 5934. A bill to designate the facility of the United States Postal Service located at 106 Highway 297 North in Dyess, Arkansas, as the “Johnny Cash Post Office Building”; to the Committee on Oversight and Government Reform.

By Mr. ROIDNEY DAVIS of Illinois (for himself, Mr. ROSKAM, Mr. BOST, Mr. KINZINGER, Mr. TIBBETT, Mr. LAHOOD, Mr. SHIMkus, Mrs. BUSTOS, Ms. SCHAROWSKY, Mr. DANNY K. DAVIS of Illinois, Mr. QUIGLEY, Ms. KELLY of Illinois, Mr. RUSH, Mr. FOSTER, Mr. SCHNEIDER, Mr. LIPINSKI, Mr. KRISHNAMOORTHI, and Mr. GUTIERREZ):

H.R. 5935. A bill to designate the facility of the United States Postal Service located at 1355 North Meridian Road in Harritson, Illinois, as the “Logan S. Palmer Post Office”;

By Mr. FOSTER (for himself, Mr. COHEN, and Mr. RASKIN):

H.R. 5936. A bill to require the National Security Act of 1947 to require the appointment by the President of the Assistant to the President for National Security Affairs to be made by and with the advice and consent of the Senate; to the Committee on Armed Services, and in addition to the Committees on Foreign Affairs, and Intelligence (Permanent Select), for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Miss GONZALEZ-COLON of Puerto Rico:

H.R. 5937. A bill to designate the facility of the United States Postal Service located at 100 Calle Alondra in San Juan, Puerto Rico, as the “65th Infantry Regiment Post Office Building”; to the Committee on Oversight and Government Reform.

By Miss GONZALEZ-COLON of Puerto Rico:

H.R. 5938. A bill to amend the VA Choice and Quality Employment Act to direct the Secretary of Veterans Affairs to establish a vacancy and recruitment database to facilitate the recruitment of Veterans of the Armed Forces to satisfy the occupational needs of the Department of Veterans Affairs, to establish and implement a training and certification program for intermediate care technicians in that Department, and for other purposes; to the Committee on Veterans’ Affairs;

By Mr. GRIJALVA (for himself and Mr. COLE):

H.R. 5939. A bill to amend the Morris K. Udall and Stewart L. Udall Foundation Act; to the Committee on Education and the Workforce, and in addition to the Committee on Natural Resources, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. KUSTER of New Hampshire (for herself, Mrs. LOVE, and Mrs. DIN-GELL):

H.R. 5940. A bill to require the Secretary of Defense to submit to Congress a report on victims in military criminal investigative organization reports, and for other purposes; to the Committee on Armed Services;

By Ms. LANGEVIN (for herself, Mr. GRIJALVA, Mr. QUIGLEY, and Ms. NORT-ON):
H.R. 5941. A bill to prevent child injuries and deaths by firearms; to the Committee on the Judiciary, and in addition to the Committee on Energy and Commerce, for a period to be determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. MOORE (for herself, Mr. AGUILAR, Ms. BARRAGÁN, Ms. BASS, Ms. BONAMICI, Ms. BORDALLO, Mr. BROWN of Maryland, Mr. CARBAJAL, Mr. CARSON of Indiana, Mr. CASTRO of Texas, Ms. JUDY CHU of California, Ms. CLARKE of New York, Mr. CORREA, Mr. DANNY K. KAYE, Mr. ELISEN, Mr. ESHOO, Mr. ESPAILLAT, Ms. FUDIO, Mr. GALLEGOS, Mr. GOMEZ, Mr. AL GREEN of Texas, Mr. GRIJALVA, Mr. GUTIERREZ, Ms. HANABUSA, Mr. HASTINGS, Ms. JAYAPAL, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. KELLY of Illinois, Mr. KHANNA, Mr. LEWIS of Georgia, Mr. TED LIEU of California, Ms. LOFLOREN, Ms. LOWENTHAL, Ms. MICHELLE LUUH GHISHIAN of New Mexico, Ms. MATSUI, Mr. MEEKS, Mr. MELTON, Mr. MOORE of Tennessee, Mr. PAYNE, Mr. RASKIN, Mr. RICHMOND, Ms. ROYBAL-ALLARD, Mr. RAY, Ms. SANDERS, Mr. SCHIFF, Mr. SCOTT of Virginia, Mr. SERRANO, Ms. SIEW of Alabama, Mr. SWALWELL of California, Mr. TUCKER, Mr. TONOMO, Mr. VELAZQUEZ, Ms. WILSON of Florida, Mrs. WATSON COLEMAN, and Mr. KRISHNAMOORTHI):

H.R. 5942. A bill to improve the health of minority individuals, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committees on Ways and Means, Education and the Workforce, the Judiciary, and Agriculture, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SEAN PATRICK MALONEY of New York:

H.R. 5943. A bill to amend the Carl D. Perkins Career and Technical Education Act of 2006 to improve professional development for career and technical educators; to the Committee on Education and the Workforce.

By Mr. SEAN PATRICK MALONEY of New York:

H.R. 5944. A bill to improve career and technical education by providing improved educational opportunities and financial assistance for career and technical educators; to the Committee on Education and the Workforce.

By Mr. MOORE (for herself, Mr. KENDALL, Ms. NORTON, Ms. JACKSON LEE, Mrs. DINGELL, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. POCAH, Mr. KILDEE, and Mr. BASS of Texas):

H.R. 5945. A bill to encourage, enhance, and integrate Green Alert plans throughout the United States, and for other purposes; to the Committee on the Judiciary.

By Mrs. MURPHY of Florida (for herself and Mr. FITZPATRICK):

H.R. 5946. A bill to provide that Members of Congress shall not be paid if Congress has not approved a concurrent resolution on the budget and passed the regular appropriations bills that the President has signed, to eliminate automatic pay adjustments for Members of Congress, to prohibit the use of funds provided for the official travel expenses of Members of Congress for the personal officers and employees of the legislative branch for first-class airline accommodations, to establish a lifetime ban on lobbying by former Members of Congress, to prohibit consideration in the House of Representatives of measures lacking demonstrable bipartisan support, and for other purposes; to the Committee on House Administration, and in addition to the Committees on Oversight and Government Reform, the Judiciary, and Rules, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. NEWMAN:

H.R. 5947. A bill to repeal the Asia Foundation Act, and for other purposes; to the Committee on Foreign Affairs.

By Mr. PETERSON (for himself, Mr. GIANFORTE, and Mr. KING of Iowa):

H.R. 5948. A bill to exempt motor carriers that own or operate 10 or fewer commercial vehicles from the electronic logging device mandates, and for other purposes; to the Committee on Transportation and Infrastructure.

By Mr. PETERSON (for himself, Mr. GIANFORTE, and Mr. KING of Iowa):

H.R. 5949. A bill to exempt certain motor carriers engaged in agricultural business from the electronic logging device requirements, and for other purposes; to the Committee on Transportation and Infrastructure.

By Ms. ROYBAL-ALLARD (for herself, Mr. ESPAILLAT, Ms. JAYAPAL, Mr. SOTO, Mr. VELA, Mr. GALLEGOS, and Mrs. NAPOLITANO):

H.R. 5950. A bill to protect children affected by immigration enforcement actions; to the Committee on the Judiciary.

By Mr. SCHIFF (for himself, Mr. MOULTON, and Ms. JACKSON LEE):

H.R. 5951. A bill to establish the Veterans Crisis Response Corps, and for other purposes; to the Committee on Veterans’ Affairs, Armed Services, and Natural Resources, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

CONSTITUTIONAL AUTHORITY STATEMENT

Pursuant to clause 7 of rule XII of the Rules of the House of Representatives, the following statements are submitted regarding the specific powers granted to Congress in the Constitution to enact the accompanying bill or joint resolution.

By Mr. BOSKAM:

H.R. 5924. Congress has the power to enact this legislation pursuant to the following:

U.S. Const. Art. I, Sec. 8, cl. 14, relating to the Congress’s power “to declare the War . . .”;

U.S. Const. Art. I, Sec. 8, cl. 3, relating to the Congress’s power “to regulate Commerce with foreign Nations, and among the several States, and with the Indian Tribes”;

and U.S. Const. Art. I, Sec. 8, cl. 18 relating to the Congress’s power “to make all laws which shall be necessary and proper for carrying into Execution the foregoing Powers, and all other Powers vested by this Constitution in the Government of the United States or in any Department or Officer thereof.”

By Mr. GOWDY:

H.R. 5925. Congress has the power to enact this legislation pursuant to the following:

U.S. Const. Art. I, Sec. 8, cl. 14, relating to the Congress’s power “to make rules for the Government . . .”;

U.S. Const. Art. I, Sec. 8, cl. 3, relating to the Congress’s power “to regulate Commerce with foreign Nations, and among the several States, and with the Indian Tribes”;

and U.S. Const. Art. I, Sec. 8, cl. 18 relating to the Congress’s power “to make all laws which shall be necessary and proper for carrying into Execution the foregoing Powers, and all other Powers vested by this Constitution in the Government of the United States or in any Department or Officer thereof.”

By Mr. KEATING:

H.R. 5926. Congress has the power to enact this legislation pursuant to the following:

Article I, Section 8 of the United States Constitution.

By Mr. SOTO:

H.R. 5927. Congress has the power to enact this legislation pursuant to the following:

Article I, Section 8 of the United States Constitution.

By Ms. CLARKE of New York:

H.R. 5928. Congress has the power to enact this legislation pursuant to the following:

Article I, Section 8 of the United States Constitution.

By Mr. POLIS:

H.R. 5929. Congress has the power to enact this legislation pursuant to the following:

Article I, Section 8 of the United States Constitution.

By Mr. BARTON:

H.R. 5930. Congress has the power to enact this legislation pursuant to the following:

Article I, Section 8, Clause 1 of the Constitution stating: The Congress shall have Power To lay and collect Taxes, Duties, Imposts and Excises, to pay the Debts and provide for the common Defence and general Welfare of the United States.

By Mr. RIGGS:

H.R. 5931. Congress has the power to enact this legislation pursuant to the following:

Article I, Section 8.

By Ms. JUDY CHU of California:

H.R. 5932. Congress has the power to enact this legislation pursuant to the following:

Art. 1, Sec. 8 “The Congress shall have Power To lay and collect Taxes, Duties, Imposts and Excises, to pay the Debts and provide for the common Defence and general Welfare of the United States.”

By Mr. COLLINS of Georgia:

H.R. 5933. Congress has the power to enact this legislation pursuant to the following:

Article I, Section 8, Clause 18

To make all Laws which shall be necessary and proper for carrying into Execution the foregoing Powers, and all other Powers vested by this Constitution in the Government of the United States, or in any Department or Office thereof.

By Mr. CRAWFORD:

H.R. 5931. Congress has the power to enact this legislation pursuant to the following:

Article One, Section Eight

The Congress shall have Power to lay and collect Taxes, Duties, Imposts and Excises, to pay the Debts and provide for the common Defence and general Welfare of the United States.

By Mr. RODNEY DAVIS of Illinois:

H.R. 5932. Congress has the power to enact this legislation pursuant to the following:

Article One, Section Eight.

By Mr. FOSTER:

H.R. 5931. Congress has the power to enact this legislation pursuant to the following:

Article One, Section Eight, Clause 7. To establish Post Offices and post Roads.

By Ms. GONZALEZ-COLON of Puerto Rico:

H.R. 5937.
Congress has the power to enact this legislation pursuant to the following:
Article I, Section 8, Clause 18, the Necessary and Proper Clause of the United States Constitution

This bill is enacted pursuant to the power granted to Congress under Article I, Section 8, Clause 18 (Necessary and Proper Clause).

ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions, as follows:

H.R. 350: Mr. Poe of Texas.
H.R. 377: Mr. Webster of Florida.
H.R. 396: Mr. Mitchell.
H.R. 639: Mr. King.
H.R. 669: Mr. Lewis of Georgia.
H.R. 750: Mr. Schneider.
H.R. 785: Mr. Webster of Florida.
H.R. 795: Mr. Gallego and Mr. Tonko.
H.R. 930: Mr. Correa and Mr. Ghihs.
H.R. 1038: Mr. Thornberry and Mr. King of Iowa.
H.R. 1114: Mr. Sires, Mr. Brady of Pennsylvania, and Mr. Ryan of Ohio.
H.R. 1150: Mr. Simpson and Mr. Nunes.
H.R. 1187: Mr. Price of North Carolina.
H.R. 1201: Mr. Turner and Mr. Royce of California.
H.R. 1457: Ms. Demings.
H.R. 1683: Mr. Gaetz, Mr. Panetta, and Mr. Khanna.
H.R. 1759: Ms. Velázquez.
H.R. 1784: Mr. Sires.
H.R. 1821: Ms. Bonamici.
H.R. 1828: Ms. Demings and Mr. Coffman.
H.R. 1868: Mr. Bacon.
H.R. 1904: Mr. Schiff and Mr. Harris.
H.R. 1954: Mr. Poliquin.
H.R. 1957: Mr. Bush.
H.R. 1960: Mr. Panetta.
H.R. 2073: Mr. Panetta.
H.R. 2092: Ms. Kelly of Illinois and Mr. Vela.
H.R. 2095: Ms. Bonamici.
H.R. 2309: Mr. Aguilar.
H.R. 2313: Mr. Dingell, Mr. Kinzinger, Mr. Kelly of Pennsylvania, and Mrs. Demings.
H.R. 2432: Mr. Sires and Mr. Jenkins of West Virginia.
H.R. 2558: Mr. Kilmer.
H.R. 2584: Mr. Long and Mr. Smith of Washington.
H.R. 2598: Mr. Smith of Washington and Mr. Cooper.
H.R. 2651: Mr. Kilmer.
H.R. 2676: Mr. Khanna.
H.R. 2671: Mr. Duncan of South Carolina.
H.R. 2597: Mr. Kilmer.
H.R. 2576: Mr. Jayapal and Mr. Capuano.
H.R. 2573: Mr. Scott of New York and Mr. Moulton.
H.R. 2542: Mr. Soto.
H.R. 2531: Mr. Walden.
H.R. 2567: Mr. DeFazio.
H.R. 2538: Mr. Gallego.
H.R. 2541: Mr. Curtis.
H.R. 2575: Ms. Degette.
H.R. 2516: Mr. Smith of New Jersey.
H.R. 2514: Mr. Khanna.
H.R. 2406: Mr. Rodney Davis of Illinois, Mr. Moulton, and Mr. King of New York.
H.R. 2418: Mr. Johnson of Ohio.
H.R. 2414: Ms. Saenz.
H.R. 2406: Mr. Moulton and Mr. Ted Lieu of California.
H.R. 2454: Mr. Harper.
H.R. 2455: Ms. Stenholm.
H.R. 2452: Mr. Lance.
H.R. 2419: Mr. Perlmutter.
H.R. 2453: Ms. Capuano.
H.R. 2457: Mr. Blumenauer, Mr. Tonko, and Mr. Cole.
H.R. 2462: Ms. Pingree.
H.R. 2411: Mr. Clay, Mr. Bishop of Georgia, Ms. Pudgen, and Mr. Jeffries.
H.R. 2460: Mrs. Demings.
H.R. 2467: Mr. Allen.
H.R. 2456: Mr. Gonzalez of Texas.
H.R. 2405: Mr. Kind.
H.R. 2471: Ms. Pingree.
H.R. 2476: Mr. Walden and Ms. Ros-Lehtinen.
H.R. 2523: Mr. Carrahal and Mr. Visco.
H.R. 2521: Mr. Walden.
H.R. 2527: Mr. Walden.
H.R. 2535: Mr. Allen.
H.R. 2537: Mr. Flores.
H.R. 2535: Mr. Walden.
H.R. 2538: Mr. Russell and Ms. Graner.
H.R. 2385: Mr. Joyce of Ohio, Ms. Blunt Rochester, and Mr. Johnson of Ohio.
H.R. 2539: Ms. Meng.
H.R. 2549: Mr. Cramer, Mr. DeFazio, Ms. Rosen, Mr. Wittman, Mr. Meadows, Mr. Clay, and Ms. Stefanik.
H.R. 2545: Mr. Higgs of New York.
H.R. 2547: Mr. Curlelo of Florida.
H.R. 2543: Mr. Walden.
H.R. 2546: Mr. Walden.
H.R. 2563: Mr. Walden.
H.R. 2560: Mr. Jeffries.
H.R. 2565: Mr. Rokita.
H.R. 2571: Ms. McCollum.
H.R. 2568: Mr. Walden.
H.R. 2568: Mr. Walden.
H.R. 2568: Mr. Walden.
H.R. 2567: Mr. Baker.
H.R. 2571: Ms. Sewell of Alabama.
H.R. 2570: Mr. Walden and Mrs. Blackburn.
H.R. 2582: Mr. Harris.
H.R. 2582: Mr. Wasserman Schultz.
H.R. 2584: Mr. Delaney.
H.R. 2581: Mr. Smucker and Mr. Sam Johnson.
H.R. 2576: Mr. Cramer and Mr. Gibbs.
H.R. 2576: Mr. Meadows, Mr. Gaetz, Mr. Cramer, and Mr. Rokita.
H.R. 2581: Mr. Bost.
H.R. 2589: Mr. Michael F. Doyle of Pennsylvania.
H.R. 2592: Mr. Clark of Massachusetts.
H.R. 2592: Mr. Lamborn and Ms. Kuster of New Hampshire.
H.R. Res. 120: Mr. Desaulnier and Mr. Welch.
H. Res. 13: Mr. Bacon and Mr. Buchanan.
H. Res. 28: Mr. Kinzinger.
H. Res. 31: Mr. Danny K. Davis of Illinois.
H. Res. 199: Mr. Soto.
H. Res. 367: Mr. LEWIS of Georgia.
H. Res. 652: Mr. KHANNA.
H. Res. 673: Ms. MENG.
H. Res. 741: Mr. HARRIS.
H. Res. 763: Mr. RUSH.
H. Res. 781: Mr. YARMUTH, Ms. TENNEY, Mr. BARTON, and Mr. CHABOT.
H. Res. 785: Mr. HUNTER, Mr. SHUSTER, Mr. MOONEY of West Virginia, Mr. NEWHOUSE, Mr. BILIRAKIS, Mr. WITTMAN, Mr. CHABOT, and Mr. DAVIDSON.
H. Res. 774: Mr. LAMALFA.
H. Res. 881: Mr. WALBERG and Mr. BANKS of Indiana.
H. Res. 896: Ms. ADAMS, Ms. CLARKE of New York, Ms. PLASKETT, Mr. SOTO, Ms. FRANKRI of Florida, Ms. McCollum, Ms. JACKSON LEE, Ms. MOORE, and Ms. SCHAKOWSKY.
H. Res. 907: Mr. PALAZZO.

DELETIONS OF SPONSORS FROM PUBLIC BILLS AND RESOLUTIONS

Under clause 7 of rule XII, sponsors were deleted from public bills and resolutions, as follows:

H. Res. 774: Mr. LAMALFA.
The Senate met at 11 a.m. and was called to order by the President pro tempore (Mr. HATCH).

PRAYER
The Chaplain, Dr. Barry C. Black, offered the following prayer:

Let us pray.

Gracious God, teach us to number our days that we may have hearts of wisdom. Today, guide our lawmakers. Keep their minds clear and clean and uncluttered by cares as they follow Your leading.

Lord, make them aware that they are the recipients of Your unconditional love. Enable them to fill swift hours with mighty deeds that will help keep America strong. May Your Kingdom of love and righteousness come within them, motivating them to contribute worthy to the abiding peace of humanity.

We pray in Your great Name. Amen.

PLEDGE OF ALLEGIANCE
The President pro tempore led the Pledge of Allegiance, as follows:

I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one nation under God, indivisible, with liberty and justice for all.

RECOGNITION OF THE MAJORITY LEADER
The President pro tempore. The majority leader is recognized.

WORKPLACE HARASSMENT LEGISLATION
Mr. McConnell. First, Mr. President, on an important piece of internal business, workplace harassment is unacceptable anywhere—end of story. The U.S. Congress is certainly no exception. Here, as everywhere, employees must be free to work without fearing that they will be the victims of harassment.

So a consensus emerged among Members in both the House and the Senate that we should do more to hold people accountable, protect staff, and help to prevent harassment in the first place. That is exactly what we have under the proposal that our colleagues Senator BLUNT and Senator KLOBUCHAR have developed.

These colleagues of ours deserve big thanks. Their thorough, bipartisan collaboration has produced an impressive and comprehensive proposal to reform how Congress handles claims of violations of Federal workplace laws, particularly, instances of harassment. It will help this institution take an important step forward.

Their proposed reform achieves many of the important goals that Members of both parties have put forward in recent months. There was widespread consensus that Members of Congress should reimburse taxpayers for the cost of claims or settlements. This reform achieves that and more. It requires Members to pay for any harassment claims, for any protected class, where the Member has personally engaged in misconduct.

We sought to eliminate obstacles that made it more difficult for employees to file claims. This reform achieves that. It eliminates the mandatory counseling, the mandatory mediation, and the mandatory cooling-off period that current law requires employees to go through before filing a claim of a workplace violation.

We wanted to ensure disclosure when there are settlements or awards for instances of sexual harassment. This reform achieves that and more. It mandates that every instance where a Member is found to have personally committed any type of harassment be publicly reported.

This is an entirely appropriate package of reforms that every Member of this body should be able to support. It builds on the foundation laid by Senator GRASSLEY’s landmark Congressional Accountability Act back in 1995.

Our friend from Iowa led the way in making sure that Congress had to live by the workplace laws that it required of others, and it builds on other important steps this institution has recently taken, such as updating and strengthening the anti-harassment training that all Senate employees must complete.

Here is what all this adds up to: a clearer, easier, and more timely process for those who seek to file harassment claims and greater personal accountability and transparency in the event that misconduct occurs.

The Democratic leader and I are grateful to Senator BLUNT and Senator KLOBUCHAR for their hard work in assembling this proposal. It has our enthusiastic support.

VA MISSION BILL
Mr. McConnell. Mr. President, now on an unrelated matter, today the Senate will take action to fulfill an important promise. Our Nation’s all-volunteer Armed Forces consist of brave men and women who answer the call to serve, often at personal risk. In gratitude for their selfless sacrifice, we promise them the accessible and quality care they have earned when they return home. Veterans of all eras rely on this promise as they carry home the physical and mental reminders of their service, but all too often the VA has fallen short of meeting their needs with facilities that were too far away, lines and waiting lists that were too long, and options for treatment that were too limited.

The shortcomings of the Federal bureaucracy were apparent. Veterans waiting months to see a physician under their VA benefits—let alone dying before receiving treatment—meant that we were clearly falling short of our commitment to them.

Congress had to act. So in 2014 a bipartisan coalition of 91 Senators and 420 Members of the House took a critical first step by passing the Veterans
NOMINATIONS OF BRIAN MONTGOMERY AND JELENA MCMILLIAN

Mr. MCCONNELL. Mr. President, on another matter, later today we will vote on two more qualified nominees for important positions in the Trump administration.

First is Brian Montgomery, the President's nominee to serve as Assistant Secretary of Housing and Urban Development and head of the Federal Housing Administration. His formidable background includes previous service as Federal Housing Commissioner from 2005 to 2009 and as the Acting Secretary of Housing and Urban Development. It is no wonder that our colleagues on the Banking Committee reported his nomination favorably with a bipartisan voice vote. I am glad we can vote to confirm him today without any further delay.

After Mr. Montgomery, we will vote to advance the nomination of Jelena McWilliams, whom the President has chosen to chair the FDIC Board of Directors. Ms. McWilliams' resume spans the government and the private sector. As a lawyer, policy expert, and executive, she has studied financial regulations from all angles. She understands the FDIC's role in safeguarding Americans' holdings, overseeing the banking sector, and reforming inefficient policies that create obstacles for families and job creators.

Ms. McWilliams is especially attentive to the difficulties facing smaller community banks. In her testimony before the Banking Committee, she explained how government regulations infringe on their ability to serve customers. She explained the FDIC's role in safeguarding Americans' holdings, overseeing the banking sector, and reforming inefficient policies that create obstacles for families and job creators.

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It consolidates seven separate community care programs into one streamlined path, and it expands support for military families by broadening the VA comprehensive assistance for family caregivers to include veterans of all generations.

These are just some of the reasons why this bipartisan, bicameral bill has earned the support of 38 veterans advocacy organizations. In a joint letter they call it a "historic opportunity to improve the lives of veterans, their families, and caregivers."

President Trump agrees. So does a large bipartisan majority in the House. After we vote this afternoon, I hope we can say the Senate does as well. Let's pass this worthy legislation and give our veterans more of the support they have earned.
liable if they have committed harassment. So I want to commend Senators Klobuchar and Blunt, who worked with many Members, including Senators Gillibrand, Murray, McCaskill, Feinstein, Harris, and Cortez Masto, for putting this together. I also thank my colleague, the majority leader. He and I were involved and are both co-sponsors of this legislation. It is an example, again, of the growing sprouts of bipartisanship coming forward in this body to pass it out with overwhelming, if not unanimous, support.

RUSSIA INVESTIGATION

Mr. SCHUMER. Mr. President, on another matter, this morning, with increasing desperation, President Trump tweeted several inaccuracies about the special counsel's investigation. No one should be surprised. I doubt very few who are looking at this in a non-partisan way will.

The recent demands from President Trump and his allies are just another part of a shameful campaign of harassment, intimidation, and obstruction of the Russia probe. It is all too clear that President Trump and his allies want to change the subject away from the duly constituted investigation into Russia meddling in the 2016 election and toward another fabricated scandal. It is an attempt to distract from the serious concerns raised in the Nunes memo. Now House conservatives, with the aid of the White House, seem to have successfully badgered DOJ officials into giving them a briefing on sources and methods of an FBI investigation. That is unprecedented and should make us very concerned.

Everyone knows what they are doing. They are hunting desperately for any scrap of information or innuendo that might help them stall the investigation or provide them a sneaky peek at any evidence the FBI may have against the Trump campaign. If they have to distort and spread falsehoods about what is revealed in any meeting, they will, and for the President of the United States to pressure the Justice Department to reveal details and documents pertaining to an active investigation of the President's campaign for the purpose of denigrating it is a gross and unprecedented abuse of power, unlike any we have seen in a very long time. That is why so many people do not trust this President.

The only thing more outrageous than this meeting occurring at all is the fact that it is partisan. It is crystal clear that Representative Nunes intends to interfere with the investigation. He is not a down-the-middle investigator looking for truth. Everyone has seen that. Nunes gave up any pretense of objectivity long ago in that ridiculous, late-night charade to the White House. Shamefully, someone I respect and someone I like, Speaker Ryan, is allowing this to happen. It will forever be a blot on his record. He can't be so afraid of the hard right and the President that he won't allow this kind of "bad faith," "biased," "arbitrary," "unbalanced," and "unfair" campaign to go forward, and that is what Nunes is doing.

Regrettably, a few of my Senate colleagues seem to be allowing it to happen as well. Yesterday, I saw that a few of my friends on the other side sent a letter requesting to attend the meeting and supporting it but making no mention of the fact that not a single Democrat was invited.

My Republican friends know we have a process for dealing with the highly sensitive information of this type. It is called the Gang of 8. It is bipartisan. It has worked well. Any meeting between the Justice Department and Capitol Hill about such information should only be attended by Members of the Gang of 8.

So this morning, Leader Pelosi and I are sending a letter to Attorney General Rosenstein and Director Wray to request they reconsider holding the meeting at all and, if they move forward, to insist the meeting be held with the Gang of 8. If the meeting goes forward as planned right now—only partisan, only the worst actors on the House side in the room—no one should trust anything they say coming out of that meeting. It will be a sham. It will be a shame.

In our letter, we remind Attorney General Rosenstein and Director Wray they have a higher responsibility. I know they are being pushed around by the White House and by the White House's puppets like Congressman Nunes, but they must resist for the grand tradition of impartial justice under the law that has been in the veins of this country, in the bones of our founders. Do let this happen disgraceful, and the blame really falls on the President and his puppets like, unfortunately, Chairman Nunes and some of the others who seem to be going along with him.

One other thing I might say though is that I think should give Americans some solace is, I do not believe for one second that Special Counsel Mueller will be deterred. All this sideshow, all this attempt to discredit him and his investigation with all kinds of frivolous, silly, and often false statements and activities will not deter Mueller. The American people have the utmost confidence in him. He is a strong man. He is a quiet man. He happens to be a Republican appointed by the President's own appointees—hardly some nefarious representative who came out of nowhere from the deep state.

Mueller is going to go right ahead and see this investigation through to its natural conclusion. He will follow the facts where they lead. Americans will have confidence that if he finds something, it is real and, if he doesn't, he is not whitewashing a thing. That is how he has gone about the investigation so far. It has resulted in dozens of indictments, several guilty pleas of top Trump campaign officials. When the President derogates Mueller and the investigation, he doesn't speak of any facts or knowledge; it is just wild allegations. It is like he is protecting someone, maybe because he realizes there might be something there. Who knows?

Special Counsel Mueller is a serious, quiet, diligent man, a lifelong Republican, a dedicated marine, universally respected. The American people can be assured that his investigation will not be blown off course by this hurricane of rightwing lies and intimidation coming from the President and his minions.

One final point on this topic, with several of his recent claims, it is clear President Trump lacks self-awareness. President Trump continues to peddle the myth that a deep state bias against his Presidency is driving the Russia probe, despite the fact that an FBI investigation campaign was kept secret during his election while his opponent's was made public.

If there was a deep state trying to hurt someone, they did a lot more to hurt Hillary Clinton than Donald Trump during the campaign knows that. If the deep state were truly out to get President Trump, they would have made the actual FBI investigation into his campaign's shady dealings with Russia a matter for the public record. I do not believe that Russia was not aware that the President knew about the Cohen investigation—maybe hypocrisy—is apparent when the President reportedly uses an unsecured cell phone for some of his communications. Can you believe that after all the hay Donald Trump and his allies made about Secretary Clinton's handling of sensitive information, that the President—once in office—uses an unsecured cell phone, despite the fact that so many around him have told him that might be dangerous? It is bad for our national security, and his double standard is nothing short of outrageous.

GAS PRICES

Mr. SCHUMER. Finally, Mr. President, gas prices. Few things matter more to the average consumer than the price of a gallon of gasoline. When gas prices go through the roof, it eats away at a family's income, leaving less to pay for groceries, medicine, tuition, a nice summer vacation, which families cherish. Recent data suggests that gas prices are about to climb even higher this summer, and experts suggest that actions and inactions on the part of the Trump administration are a major piece of that story.

According to energy analysts and experts, President Trump's decision to pull out of the Iran deal led to higher oil prices. OPEC has decided to cut production, raise prices. Even though President Trump tweeted that OPEC's decision "will not be accepted," the American people are still...
The rising gas prices will, as one Goldman Sachs economist put it, roughly cancel the 2018 consumption boost from tax cuts. Big touting of the tax cuts, but when gasoline prices take it all away, where is our President? Whatever benefit working families might have seen from the Trump tax scam, for the rich, if they get any benefit at all, is being wiped out by gas prices, and what about our Big Oil executives and oil companies? They got huge tax breaks—huge tax breaks. Why isn’t the consumer seeing any of that at the pump? At the same time our oil companies are continuing to exploit gaps in the process to raise prices on everybody. How is that helping the middle class? Why isn’t President Trump jawboning them like he does on other issues? Where is he?

It is time for the President to stand up to OPEC, to stand up to Big Oil, and do what is necessary to lower gas prices. Remember, once again, the hypocrisy of this President. This is the same President who tweeted multiple times that President Obama was to blame for rising gas prices. So let’s remind the President that the final price of gas under President Obama was an average of $2.36 a gallon, and the current price under President Trump is $2.92 a gallon and going up.

I hope, for the sake of the middle class and those struggling to get there—the folks for whom gas prices really make a difference—that President Trump takes immediate action to bring down the cost of gas. He has the power. He can force OPEC to do things by jawboning them. He can force the Big Oil companies to consider lowering their prices, given all the profits they got from his big tax bill. Where is he? I yield the floor.

I suggest the absence of a quorum. The PRESIDING OFFICER. The clerk will call the roll.

The legislative clerk proceeded to call the roll.

Mr. CORNYN. Mr. President, I ask unanimous consent that the order for the quorum call be rescinded.

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

The PRESIDING OFFICER. Under the previous order, the leadership time is reserved.

CONCLUSION OF MORNING BUSINESS

The PRESIDING OFFICER. Morning business is closed.

EXECUTIVE CALENDAR

The PRESIDING OFFICER. Under the previous order, the Senate will proceed to executive session to consider the following nomination, which the clerk will report.

The legislative clerk read the nomination of Brian D. Montgomery, of Texas, to be an Assistant Secretary of Housing and Urban Development.

The PRESIDING OFFICER. Under the previous order, the time until 3:15 p.m. will be equally divided in the usual form.

The majority whip.

Mr. CORNYN. Mr. President, yesterday the Senate Banking Committee passed a very important piece of legislation out of the committee by a unanimous vote. I am very pleased that this legislation, which I will describe in a moment, received that sort of broad bipartisan support.

This is a bill I originally introduced with the senior Senator from California, Mrs. Feinstein, to strengthen the review process of the Committee on Foreign Investment in the United States, which plays a critical role in protecting our national security. The legislation is a very important piece of legislation that I hope the President will sign.

The PRESIDING OFFICER. The time until 3:15 p.m. will be equally divided in the usual form.

The majority whip.

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This is a bill I originally introduced with the senior Senator from California, Mrs. Feinstein, to strengthen the review process of the Committee on Foreign Investment in the United States, which plays a critical role in protecting our national security. The jurisdiction of this Committee on Foreign Investment in the United States hasn’t been updated in more than 40 years, and bad actors like China continue to exploit gaps in the process to acquire sensitive national security know-how, as well as military and dual-use technology from U.S. companies.

I want to be quick to say that this is not about labeling foreign investment in the United States as bad. That is not true. Foreign investment is by and large a very good thing. But when our laws are being exploited to take cutting-edge, dual-use technology that has national security applications, that is a matter of national security. This is not about banning or labeling foreign investment as being bad.

I appreciate Chairman Crapo and the Banking Committee’s bipartisan work in advancing this narrow legislation to close the gaps that I just mentioned and safeguard our national security because I believe it is past time for us to do so. Every day we fail to pass this legislation is a day we are putting our future in jeopardy.

We need to maintain a sense of urgency and realize that when we are talking about CFIUS, or the Committee on Foreign Investment in the United States, there is a much bigger issue at stake, and that is the issue of competing global visions.

China makes no secret about the fact that Karl Marx is China’s national hero. In fact, there was a weeklong celebration in China earlier this month which included a mandatory study session, led by President Xi, of Marx’s famous work the Communist Manifesto.

Events like these in some ways show that China is a wolf in sheep’s clothing. When it tries to present itself as westernizing its economy and becoming a friend to the global community of nations, China conveniently ignores certain facts about its alternative development model and state-controlled economy. It also tends to disguise and downplay its overall geopolitical aims, to rewrite the rules of our world order and recreate them in its own Communist image.

Whether it is China’s increasing bellicosity in places like the South China Sea, its crushing of internal political dissent, its flagrant human rights violations, or its population controls, such as the one-child policy, China has repeatedly shown itself as a power-hungry authoritarian, willing and able to violate the rights of its own people, and dismissive and contemptuous of international norms.

I am not being hyperbolic. This is just the truth—the hard truth—front of us, if we look at it. So let’s not look the other way or mislead narrative of cooperation are often camouflage for its true and more troubling aims.

As we all know, right now, there are high-level negotiations ongoing between the U.S. executive branch and Chinese Government officials on the very important issue of international tariffs. But it is important to remember that in the West, belief in free trade is almost axiomatic. In democracies like ours, free trade is based on open markets, the free flow of capital and information, as well as the rule of law.

China, on the other hand, honors none of those things. It doesn’t believe in open markets, it doesn’t believe in the free flow of capital of information, and it does believe in the rule of law. I hope we look to the global community to resist these policies.

Mr. President, we are working on both sides of the aisle, and I hope we can pass this legislation.

Please be assured that I will do all I can to ensure the quick passage of this legislation.
backed, and there is no clear dividing line between the Communist Party and what might otherwise be described as the private sector. There is no distinction. This makes a real difference when it comes to Chinese investments in U.S. companies are at the cutting edge of developing military dual-use technologies. It means there is a real potential of industrial espionage because you can't separate private, profit-making motives from the government's secretive capacities and proclivities, and this means that our national security is vulnerable.

In its Made in China 2025 plan, the Chinese Government made clear its intent to dominate technologies that will be essential down the road in maintaining our economic and military prowess globally. I have a chart here that I would like to display. It is an unclassified slide from one of our intelligence agencies. They provided us an unclassified version so that we could talk about this. Many of our Armed Services Committee or the Intelligence Committee are privy to classified briefings, but I believe it is important—and I am glad they do too—that we talk about what we can in an open forum so that we can be alerted to what is at risk and what is actually going on.

These are China's strategic goals. Comprehensive national power—they see themselves as a rival to the United States globally. They ultimately like to surpass us when it comes to national power. We know that they believe their economic growth model must be innovation-driven; hence, their vacuuming up and relentless search for new, cutting-edge technology, including their activities in places like Silicon Valley, where they gobble up startup companies that have long-term potential to advance their economic and national power goals. Obviously, they are also modernizing their military and becoming increasingly belligerent in places like the South China Sea in the process.

How does China achieve these strategic goals? Well, it has an elaborate and sophisticated plan. The truth is, they are really not being clandestine or secretive about this. They are pretty much telling us what they are doing, and they are doing it quite well.

So their strategic goals include, obviously, national security services, their intelligence community, their talent recruitment programs at American academic institutions, where they hire talent back to China to help them in this process. They create front companies that claim to be non-Chinese related in order to transact business so that they don't raise suspicion. They engage in an active program of mergers and acquisitions of companies in the United States. They make significant investments in science and technology, including some of the most cutting-edge technologies, like quantum computing and artificial intelligence. They are probably the worst offender in the world when it comes to stealing through the cyber domain—cyber theft. They are very creative in engaging in research partnerships. Joint ventures, one of the gaps that the CFIUS legislation intends to plug, where they realize that this is a gap in our current review process in terms of economic and national security implications—they have done so through joint ventures that aren't currently subject to that review, where they can get access not only to the intellectual property but also to the know-how. In other words, they can steal blueprints and other intellectual property, but they don't necessarily know how to make it all work—where the secret sauce is—until they can get access to the know-how through these joint ventures.

Then there are their nontraditional collectors. In other words, civilians are used by their intelligence services to get information to vacuum up data—scientific data, our data—that they may think are important to their pursuit of national power, innovation, and economic growth model, so they use a wide variety of nontraditional collectors as well.

Of course, in the legal and regulatory environment, an American company can't do business in China without basically turning over the keys to the government. Again, there is no delineation between the government and the private sector in China. All businesses have to cooperate with the Chinese Government, and the Chinese Government intermingles that information not only in pursuit of their economic goals but also in pursuit of their military goals.

As I said, these technologies that they are acquiring and seeking to acquire include artificial intelligence, robotics, quantum computing, and 3D printing. The Chinese Government is spending $300 billion in subsidies to support these industries and technologies. We see that people like ours with homegrown alternatives, and a core part of this 2025 plan is acquiring intellectual property from the United States. China is not even trying to hide it. They are advertising it, and they are doing it in plain sight.

These and related concerns are what prompted a bipartisan group of 27 Senators recently to write a letter to Secretary Mnuchin, Secretary Ross, as well as Ambassador Lightner—the U.S. Trade Representative. They are all involved in the ongoing trade negotiations with China. In that letter, we expressed concerns regarding China's targeting of our technology.

As a report issued by the Pentagon recently pointed out, if left unchecked, this targeting could degrade core technological advantages of the U.S. military. Clearly, the Chinese Communist Party regards these sensitive technologies as essential for China's military modernization and is accelerating its efforts by any means necessary—stealing them, engaging in strategic investments, any way they can do it—whether it is cyber theft, civil-military integration policies, coercion through joint ventures with foreign companies, targeted investment, or Chinese nationals exploiting access to such technologies here in the United States.

The main point of our letter was not to criticize but to alert our colleagues in the executive branch that there is no question that China is actively seeking to surpass the United States both economically and militarily and become the world's foremost superpower. It is pretty clear.

It is imperative, though, that neither the Federal Government nor private U.S. companies aid or abet that effort either inadvertently or inadvertently.

Let me conclude by saying that we should all support a peaceful, balanced, and constructive relationship with China, but it has to be realistic when it comes to China's aims and intentions, and it needs to be informed, as well, by China's record of deception in the past. It comes to a record of China'soe's national security isn't just a pretext for economic protectionism. I think "national security" is an abuse of that label if it is used just as a pretext for protectionism. Like many of our colleagues, I strongly believe as I started out saying in these remarks, when national security and economic concerns overlap—which they do—there should be no question but that our national security comes first. Our committees of jurisdiction involving intelligence or national security, I assure you that the Chinese threat is real, and certain dangers are already taking effect. We need to make sure that not just the committees of jurisdiction understand this and that we are working together with the executive branch when it comes to maintaining this distinction—economic and military—and understand that it is not just about trade; it is about our national security as well. We need to be smart, well informed, and clear-eyed when it comes to engaging with an aggressive China. Our inaction has had many negative consequences, and we must aim to prevent any future ones.

The PRESIDING OFFICER (Mrs. Ernst). The Senator from Delaware.

RUSSIA INVESTIGATION

Mr. CARPER, Madam President, good morning. I looked down, and the Presiding Officers have changed. It is not here with us this morning.

Our Presiding Officer is tied to the military—Army colonel, highly distinguished. She comes from Iowa and travels home every weekend. She covers every county in Iowa. In a year, I cover every county in Delaware, sometimes in a day. We only have 3; she has probably 100 or so. But we have the opportunity to go home frequently to our respective States and to be with our families and the folks we work for. I love doing it, and I know our Presiding Officer does as well.

People come up to me—I go back and forth on the train just about every
night and will do that tonight, as I did last night. I feel very fortunate to be able to be that close to my constituents. I serve in the Senate with my colleagues and actually live in my home state. It is a blessing.

If that was approachable. I know our Presiding Officer is Senator Con- 

ning approachable. People come up and talk to us all the time, which is good—which is good. Sometimes I just want to say hello. Sometimes I will ask them how they are doing. More often than not, people say, I don't want your job for anything. You have the worst job in the world.

I say: No, no. I feel really lucky. Throughout the 200-and-some years we have been a country, only about 1,800 people have been privileged to serve in this body, and we are fortunate that we are able to serve here today, especially during these challenging times.

Since the 2016 election, however, a broad number of Delawareans and American citizens have approached me, whether in the Rite Supermarket or on the Amtrak train, to share with me their sense of uncertainty and their fears regarding the trajectory of our country. They have expres-

ed their uncertainty about the future of the special counsel's investiga-

tion and their fears that the President may put his own personal interests above the interests of all Americans and the Constitution of our country.

As we pass the 1-year mark following Deputy Attorney General Rob Rosen- 

stein's appointment of former FBI Di-

tector Bob Mueller to become special counsel, I think it is worth remem-

bering why the investigation began, what it has uncovered, where it is headed, and how we can uphold the rule of law and protect the investigation from political interference as we seek to ascertain the truth.

During the 2016 Presidential cam-

paign, our democracy was attacked by a foreign adversary. No shots were fired. No bombs were dropped. But let me be as clear as I can be. Russia at-

tacked the United States of America. Using sophisticated cyber warfare, Russia interfered in our electoral proc-

dess. As they have in other Western de-

mocracies, Russia borrowed from their tried-and-true playbook. Russian intern-

trolls posed as American citizens on Facebook and on Twitter. Russian shell companies funded political propag-

da online, all with the intent of pit-

ting us against one another and spread-

ing this information among the Amer-

can electorate.

We also know that our Nation's election infasstructure was targeted by the Kremlin and that Russian cyber at-

tacks penetrated voting machines in some of our States—not all of our States but a number of them.

Thomas Jefferson often wrote about the truth, including a famous description of a few truths that we still con-

sider self-evident; namely, that all men—I would add all women—are cre-

ated equal and entitled to life, liberty, and the pursuit of happiness.

Later in life, Jefferson remarked that we are not afraid to follow truth wherever it may lead, nor to tolerate any error so long as reason is left free to cause words really ring true today, don't they?

Jefferson also used to say something to this effect, and I am paraphrasing: The people—that is, the people of the United States—know the truth. We do not make mistakes. If people know the truth, they won't make a mistake.

Since the attack by Russia on our de-

mocracy, many patriotic Americans within Federal law enforcement and our intelligence agencies have been heeding Jefferson's advice and seeking to follow the truth. Here is what we have learned.

In a declassified report released in January of 2017, our own intelligence agencies told us that "Russian Presi-
dent Vladimir Putin ordered an influ-
ce campaign aimed at undermin[ing] public faith in the U.S. democratic process."

Further, our own intelligence agen-
cies told us that "Russian efforts to in-
fluence the 2016 U.S. presidential elec-

tion...include the creation of a disinform-

tion matrix to undermine public faith in the U.S.-led liberal demo-

cratic order."

Those same agencies, our own intel-

ligence agencies—I think there are 17 in all that combined to provide this report—told us that it will happen again: "Moscow will apply lessons learned from its Putin-ordered campaign aimed at the U.S. presidential election to future influence efforts worldwide, in-
cluding against U.S. allies and their election processes."

During recent testimony before the Senate Intelligence Committee, the Di-

rector of National Intelligence and our former Senate colleague Dan Coats—a good friend of mine from Indiana—said these words: "There should be no doubt that Russia perceives that its past efforts have been successful and views the 2018 midterm U.S. elec-

tions as a potential target for Russian influence operations."

I will read those words again. Our colleague Dan Coats, who sat over there and served with us for many years—he and I served together in the House before that, and he was an Am-

bassador to Germany, but now he is the former Senate colleague Dan Coats—a Di-

rector of our National Intelligence—

said: "There should be no doubt that Russia perceives that its past efforts have been successful and views the 2018 midterm U.S. elections as a potential target for Russian influence operations."

Our Presiding Officer: Army, highly decorated.

Yours truly: Navy, 23 years, all in Active Duty and Reserve.

Here is what Bob Mueller received in some of his decorations as an officer in the Marine Corps during the Vietnam war, in which he served with great distin-

guish. He received the Bronze Star, and he earned two Navy Commendation Medals and the Purple Heart—all as an officer in the Marine Corps during the Vietnam war. After a career in Federal law enforce-

ment and private law practice, Presi-
dent George W. Bush nominated him to serve as our FBI Director, and Bob Mueller guided the FBI in the after-

math of the September 11 attacks. A steady hand during uncertain times, Director Mueller gained the res-

pect and the admiration of the men and women of the FBI, as well as those of us here on Capitol Hill. During my tenure as chairman and ranking member of the Senate Home-

land Security and Governmental Af-

fairs Committee, I had the opportunity to meet with Director Mueller on a range of issues, including protecting our nation from cyber security threats. Let me just say that I think that maybe in the 17 years I have been here, the best briefing I have ever re-

cieved on cyber security was from Bob
Mueller. The very best briefing I ever received was from Bob Mueller. I also got to know him personally. I know his wife. My wife and I know his wife. We believe that he is guided by very strong core values: Figure out the right thing to do, and just do it—when it is easy, not when it is expedient, but when it is right. Treat other people the way we want to be treated. Focus on excellence in everything we do. If it isn’t perfect, make it better. And when you know you are right, be sure to say so. Never give in to fear. Those are his values. I suspect those are the values of many of us who serve here.

Bob Mueller is a man of unimpeachable integrity. There may be no person better suited to this task of special counsel. I have every confidence that he will follow the truth wherever it may lead him and those he leads. But don’t just take my word for it. When the Deputy Attorney General appointed or re-appointed special counsel a little more than a year ago, his selection drew a particularly re-sounding endorsement from those of us who serve here in the Senate—not just on this side but, in particular, on the other side of the aisle.

Here is what JOHN MCCAIN said about Bob Mueller: “Robert Mueller is a great choice for special counsel.” JOHN went on to add that he is “confident that Mr. Mueller will fully investigate all aspects of Russia’s interference in our election.”

Senator BURR said: “By having someone like Bob Mueller head [the] investi-gation assures the American people that there’s no undue influence, be it here or be it at the other end of Pennsylvania Avenue or within the Justice Department or FBI.” Those are the words of Senator RICHARD BURR of North Carolina, a Republican.

Even former House Speaker Newt Gingrich, with whom I served in the North Carolina, a Republican. Pastoral mentor I have ever known and served with.

Unfortunately, President Trump has not been as praiseworthy of our special counsel as the Senators I just quoted and the former House Speaker I just quoted. President Trump has repeatedly used his Twitter account to call Special Counsel Mueller’s investigation a “witch hunt.” A witch hunt? In February, 13 Russian individuals and 3 Russian companies were charged with breaking U.S. law and interfering in the 2016 election. The indictment details an elaborate, coordinated scheme to disrupt our election. Moreover, three Trump campaign officials have pled guilty to crimes that include lying to the FBI about contacts with Russia during the campaign and a conspiracy to defraud the United States, and the former Trump campaign manager is currently facing similar charges.

Despite the progress of the investigation, we know from news reports that President Trump repeatedly has considered firing Director Mueller and Deputy Attorney General Rosenstein. That would be a grave mistake. That would be a disservice to Bob Mueller.

Instead of exercising Presidential leadership and holding Russia accountable and safeguarding our upcoming election, President Trump continues to use dangerous rhetoric directed toward the special counsel’s investigation, as well as at the people who work for us, who serve at the FBI and the Department of Justice, and who deserve our thanks, not our scorn.

Instead of exercising Presidential leadership and holding Russia accountable and safeguarding our upcoming election, President Trump is now undermining the special counsel’s investigation while risking the identity of American intelligence sources.

Despite this failure of Presidential leadership, the special counsel’s investigation must go on.

A Methodist minister in Seaford, in Southern Delaware, Pastor Reynolds—a wonderful man, now deceased—gave me advice during my career, particularly when I was Governor. One day, he said: Governor, the main thing is to keep the main thing the main thing. I said: Would you say that again, Pastor?

He said: The main thing is to keep the main thing the main thing. In this case, I think the main thing is for us to find out and ascertain the truth. Special Counsel Mueller must be allowed to follow the truth, no matter where it leads, no matter how uncomfortable that makes President Trump or other people, no matter how uncomfortable that makes Vladimir Putin. We must continue to ensure Special Counsel Mueller has the time and re-sources he needs to follow the truth and bring this investigation to a conclusion.

We must also protect the special counsel from undue political influence, and send a strong signal to President Trump that firing Robert Mueller or Rod Rosenstein, without clear legal justification—some here—who would support such a proposal. However, here is what we can do: We can pass a bipartisan bill, introduced by Senators COONS, TILLIS, BOOKER, and GRAHAM, to protect the special counsel’s investiga-tion. The legislation, called the Special Counsel Independence and Integrity Act, would ensure that the special counsel can only be fired for good cause by a senior Justice Department official, and the records provided in writing. It will ensure that in the event of his firing, the special counsel can seek expedited judicial review of his removal, and it will also preserve all the documents and materials rel-ated to this investigation.

I thank our four colleagues—two Democrats, two Republicans—for intro-ducing this bipartisan bill. I support it and urge its swift passage. Passing this bill will demonstrate to the American people that despite the uncertainties and maybe the fears at this moment, we still have a system of checks and balances which still works, as it has been working for 240 years.

There are more constitutions in this world modeled after the U.S. Constitution than any other constitution ever. Ours is the most emulated and longest living Constitution on the face of the Earth. It has an intricate system of checks and balances. Our Founding Fathers convened in Philadelphia 240 years ago—developed the Constitu-tion we know of today and sent it out to the Thirteen Colonies to debate and consider whether they wanted to ratify it. The first State to ratify the Con-stitution was the State of Delaware, and the Constitution is something we especially revere in the First State, but if we allow the system of checks and balances as called for in the Constitu-tion to work, it will eventually lead us to the truth—which is what we should all seek, not just in this Senate, not just in the Congress, not just in one party or the other, not just any one State or the other but all of us.

If the unthinkable were to happen and the special counsel fired on a whim, I believe the legislation I just talked about would help us preserve the Russia investigation and the rule of law.

Like Special Counsel Mueller, Congress must not be afraid to follow the truth. We must not be distracted by the President’s tweets and other at-tempts to undermine this important investigation. We must keep the main thing the main thing. Special Counsel Mueller has the time and resources he needs to follow the truth and bring this investigation to a conclusion.

We must also protect the special counsel from undue political influence, and send a strong signal to President Trump that firing Robert Mueller or Rod Rosenstein, without clear legal justification—some here—who would support such a proposal. However, here is what we can do: We can pass a bipartisan bill, introduced by Senators
That is where we were, after all the bad things happened. We had the strongest force for justice on Earth. For the first time since 1968, we had the most productive workforce in the world. We had the strongest economy on Earth, and we had the most prosperous many years ago. We had the most productive workforce in the world. We had the strongest economy on Earth, and we had the most prosperous many years ago.

During the Civil War, 800,000 men were killed on both sides, and hundreds of thousands of their families were left to grieve. When the war was over, what happened? When the war was over, our President was assassinated. His successor, Andrew Johnson, the Senator from Tennessee, who also served here, was impeached.

My sister and I grew up in the town of Danville, VA, right on the North Carolina border, the last capital of the confederacy. A lot of people think the last capital of the confederacy was Washington, DC. It wasn’t. Jefferson Davis and those closest to him got out of Richmond, headed south, and ended up in Danville. That is where my sister and I grew up, and we saw prejudice and discrimination as little kids up close. I will never forget it. There are some people in Danville still fighting the Civil War 150 years afterwards, at least in their minds.

During the Civil War, 800,000 men were killed on both sides, and hundreds of thousands of their families were left to grieve. When the war was over, what happened? When the war was over, our President was assassinated. His successor, Andrew Johnson, the Senator from Tennessee, who also served here, was impeached.

Somehow, we got through the Civil War, with the assassination of a President and the impeachment of a President, and we made it to the 20th century—just in time to fight not one but two world wars. We won them, we brought the Cold War, and led the world out of the Great Depression.

Then, when the Sun came up on the 21st century, on January 1, 2001, here is where America was as a nation: We had the strongest economy on Earth, and we had the most productive workforce on Earth. For the first time since 1968, we actually had a balanced budget—not just one, not two, not three but four balanced budgets in a row, and, on January 1, 2001, we were the most admired Nation on Earth, and we had the strongest force for justice on Earth. That is where we were, after all the bad stuff and all those challenges of 150 years, beginning with and following the Civil War.

If we can get through all that, we can get through this. In the words of Jefferson, if the American people know the truth, they will make a mistake. That is what Bob Mueller and his folks are trying to get to, and it is important that they succeed.

I suggest the absence of a quorum.

Mr. RUBIO. Madam President, I ask unanimous consent that the order for the quorum call be rescinded.

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

China

Mr. RUBIO. Madam President, there has been a lot of coverage over the last couple of months and years really—but certain days—about the topic of China, ZTE, and trade. I have had a lot of questions about it, both in the hallways from the press and constituents back home and even from family and friends who have inquired what all the ruckus is about. I thought it was high time to lay out for my constituents and broadly for the American people what is at stake.

The first thing I would encourage everyone to do is to separate the two issues, the issue of trade with China and the issue of a specific company called ZTE, which is a phone company—a telecommunications company in the cell industry based in China. They were the fourth largest cell phone company in America, up until very recently when they struggled to stay in business. We will talk about that in a moment, but let’s talk about those two things separately. They are not necessarily interrelated.

On the topic of trade and China, the United States has an enormous imbalance in trade—as we do with other countries but none like we do in China. A trade imbalance, by the way, in and of itself, is not problematic. It really depends on what has caused it, but the trade imbalance with China is problematic because of how it has happened.

China was basically poor, underdeveloped, under a Communist dictatorship, and the last 40 years of the Clinton Presidency. While we had a Democratic President and administration, we had a Republican Congress. If I am not mistaken, the chairman of the House Budget Committee was very much involved in the balanced budgets, a Republican from Ohio. Our friend John Kasich, former Congressman, now Governor of Ohio.

So we had the strongest economy and the most productive workforce, four balanced budgets in a row, and, on January 1, 2001, we were the most admired Nation on Earth, and we had the strongest force for justice on Earth. That is where we were, after all the bad things happened. We had the strongest force for justice on Earth. For the first time since 1968, we had the most productive workforce in the world. We had the strongest economy on Earth, and we had the most prosperous many years ago.

The deal the world made with China is, we are going to help you develop economically. You are going to open up. We are going to help you invest. We are going to help you create opportunity. We are going to let your companies invest in our economies.

There are rules in the world for trade. There are things that are allowed and things that are not allowed. For example, you are not allowed to steal another company’s secrets. If another company has figured out how to make something, that is proprietary. They own it, they developed it, they spent money creating it, and you are not allowed to go there and steal that from them and start making it yourself.

You can’t have rules that say your companies cannot sell in my country, but our country can do whatever we want in your country. There are rules. China has never played by those rules, and everybody knew it. Nobody disputed it. Administrations from both sides of the aisle, from both the House and the Senate, the consensus politically in America was go ahead. Let’s let China cheat. Let them keep stealing things because once China becomes richer and more prosperous, they will stop doing that stuff. As soon as China’s economy grows big enough, not only will they stop doing all that, but they will become a democracy.

Everyone who said that was wrong. That is not what has happened. They are as democratic, less open today than they used to be, and they are no longer just stealing little secrets to be in the same ballpark. They are stealing $600 billion a year of intellectual property. Six hundred billion dollars a year is equivalent to what the U.S. military. They are stealing the equivalent of that every single year.

How do they do it? First of all, just straight-out espionage. Time and again, they hack computers, they hack email. They have spies embedded inside companies. They straight-out steal it through espionage.

The second thing they do to protect their industries and grow at our expense is, they don’t allow many of our companies to do business in China—huge market. Their companies get to do business here, but they don’t allow our companies to do business there—some companies.

They do allow other companies to do business in China, but here is the deal. If you do business in China, it has to be a joint venture with a Chinese company—51 percent Chinese, 49 percent American company. On top of that, there is another carveout to do business in China with a Chinese company, you have to transfer your technology to them. If you want to build turbines, we will let you build turbines in China, but you have to transfer to us the technology of how you do it.

Do you know why they do that? Because once they figure out how to do it themselves, they don’t need their American partner anymore. They kick you out, and now they are your competitor and may even put you out of business. That has happened many times. If they don’t achieve it by forcing you to transfer, then they straight-out steal it from you.

They also buy up small companies. We have a law here that is called CFIUS process. When a foreign company, especially from a country like China, is buying in a key industry, it undergoes this review to make sure it is not a deal where they could be taking secrets that are tied to national security.
They figured it out. They are just buying small American companies, a bunch of them, in many cases, that are under the level that we look at, these subcontractors, and finding their way in that way.

Sure. It is to say that we have a very serious imbalance with China, but the imbalance is not the dollars. The imbalance is in the structure of trade between China and the United States. That is why we don’t need a short-term trade deal. This is not about saying: All made in China and buy more of our agriculture. You guys go buy more of the stuff you were going to buy more of anyway because you need to. In exchange, you get to keep doing what you are doing now, and there will not be any tariffs.

That is a short-term deal. It might be a good headline. You can claim that you won, but in the end, it doesn’t do anything to change it. In fact, it leaves us worse off. You might as well have not even gotten into this in the first place. You have actually strengthened them even more.

Let me tell you how they win this fight. They go to all those American multinational corporations, many of whom are just interested in how their stock is performing from quarter to quarter, and say to them: Lobby your Congressman, lobby your Senator, lobby the White House, and convince them to drop all of this. They do it because what these companies want is to have access to the 1.3 billion people. They don’t care if they are only 49 percent of the company in China. They don’t care if they are stealing their intellectual property. By the time that matters, the CEO and the people making that decision will be long ago retired, with a huge golden parachute bonus because they delivered a bunch of quarters of earnings. That is so shortsighted.

They may not care about it, but those of us who work here have to because we do not want to live in a world where China dominates industry, not because they outinnovated us or worked harder, but because they stole it from us.

By the way, the Chinese have figured all of this out. They have figured out exactly how to get things done in American politics. They don’t lobby the government. They lobby the business sector. Then, all these large corporations go marching onto Capitol Hill and into the White House and scream and plead to drop all this. Of course they do because they are going to make a lot of money in China over the next 5 or 6 years.

A lot of these companies are one day going to be out of business. It is short-term thinking. Their obligations are to their shareholders. Their shareholders are not all Americans. Their obligations are to the American people and America’s future.

This is disastrous. We need a structural rebalance, not just a dollar rebalance. China is not a developing country. It is the second largest economy in the world. It will soon be the largest economy in the world. Yet we continue to let them cheat and steal. That is the trade issue.

ZTE is something completely different—registered but completely different. Let me tell you about ZTE. ZTE broke the law. ZTE sold goods and services to Iran and to North Korea. They violated sanctions. They tried to cover it up, and they got caught. When they got caught, they paid with a fine and were told they need to fire the people who tried to cover it up and the people who did this. They paid the fine, but they did not fire the people who did this. Do you know what they did instead? They gave them bonuses, and they tried to cover that up.

The Commerce Department said: Fine. We caught you. We made a deal with you. You broke that deal. Now the penalty is, you cannot buy American semiconductors. That was the penalty. We are not going to sell you any more semiconductors for 7 years. ZTE says it is going to put them out of business because they do depend on us for semiconductors.

Now we are reading there is a new deal in place, potentially. The new deal is not official, but I have read it, and it has been reported. The new deal is this. We are going to let you stay in business for a fine. $1.3 billion or this morning I heard $1.3 billion, and $1.3 billion is nothing for a company backed by the Government of China. The Chinese Government will pay it for them. Are you kidding me? Only $1.3 billion? To convince to stay in business and one day replace America in telecommunications? That is nothing.

The other sanction—guess what it is. We are going to force you to buy more things from America.

That is not a punishment. That is a reward. That is exactly what they want. That was the sanction. The sanction was they couldn’t buy more from us because they can’t stay in business. The punishment is going to be, instead of punishing you by denying you semiconductors, we are going to really punish you by forcing you to buy more semiconductors from America.

They were going to do that anyway. That is a reward, not a punishment. That is a terrible deal. Some people say that is a deal that is tied into the broader trade deal, another terrible deal.

If I were China, I would give us anything we want on ZTE in exchange for being able to continue to undermine the American economy, but it goes deeper than that. Here is the other problem with it. If it is just one company, it is one thing. China intends to dominate the world in the key technologies of the 21st century—aerospace, biotech, quantum computing, artificial intelligence, 5G, and telecommunications. They are going to dominate the world.

Do you know why I know that? It isn’t because I am on the Intel Committee. It isn’t because of a meeting. Do you know how I know that? Because China says it. They have a plan called China 2025, Made in China 2025.

Here is what the plan basically means. In the years ahead, China will be the dominant country in the world in these 10 to 12 industries, which happen to be the 10 to 12 industries that are going to determine the fate of the 21st century. Biotech basically means genetic engineering and various diseases like Alzheimer’s disease and others that are going to be a plague on the world in the years to come. Aerospace means technology for space. It also means aircraft and the like. They don’t intend to be competitive in those fields. They intend to dominate those fields.

You may say: Well, what is wrong with that? Countries can want to dominate fields. It is fine.

If you are going to become the dominant power in the world in these key technologies, you have every right to do so but not by breaking the rules. That is how they are doing it.

What is China doing in order to dominate the world in 2025? To their credit, they invest a lot of money in research and development. They also invest a lot of money in stealing whatever we have already done. Think about it. America invests taxpayer money. We innovate something. We innovate it. After we spend all of your money innovating these things, they take it from us and steal it. It costs them nothing to start out exactly where we are after years and years of work.

Think about that for a moment. That is an enormous competitive advantage. They have free research funding by the American taxpayer. They steal it.

That is what else do they steal? Other things. How do they steal it, you may ask. One of the ways they steal it is through telecommunications. They are trying to embed themselves in our telecommunications system. Here is how. They know, for example, the U.S. Government or a defense contractor are not going to buy a ZTE phone, but they have a solution for that. The solution is, they sell the ZTE phone, the exact same phone with the exact same components inside of it—the things they can’t break on and off to listen to us or take emails or documents or whatever they need, and they sell the exact same phone to an American telecommunications provider. The American telecommunications provider puts their sticker on it so you think you are buying not a ZTE phone but a phone that belongs to an American company, and they sell it—it is called white labeling—or a router. Huawei has a router. The Department of Defense or the government is not going to put a Huawei phone in a sensitive place. That is fine. They will sell it to an American company. That company will take off Huawei and put on their sticker, and
You have a router controlled by a Chinese company that is beholden to Chinese intelligence. Even if they wanted not to cooperate, they wouldn’t have a choice. When they tell them, we want you to go in and out and get the secrets of this company or the secrets of the U.S. Government, not only do they have to do it, they will do it, especially if it is in telecommunications. That is happening right now. They embed themselves in our telecommunications system that way through white labeling.

The other thing they do is they use their American subcontracting unit. Again, they know no one is going to hire them to build a military base and put the wire in it. You hire an American company. That is the prime contractor. They come in as a subcontractor to the prime contractor, and they are the ones doing the work. We think we hired an American company, but the work today is being done by a subcontractor controlled by ZTE or Huawei or any of these other companies. That is another way they do it.

I am telling you, we are going to wake up one day and realize that in our own country, embedded in our telecommunications system—in our cable, in our routers, in our internet—are a bunch of component pieces that not only leave vulnerable our Department of Defense but our business community. To what? To stealing corporate secrets and commercial secrets that allow them to take the research America has done and use it as their starting point free of cost. This is not fantastic. This is why people are so fired up about ZTE. This is not a game.

Somebody just sent me an article a few minutes ago. I don’t know which one of the publications it was. It was talking about me and taking on the President on ZTE. This is not a political game. It has nothing to do with that. This is not about politics. Do we not understand where we are headed? You have a country that is actively saying we are going to displace you. We are going to be the most powerful country in the world, and we are going to do that at your expense. We are here talking about all kinds of other crazy things or political reporters cover this through a political lens. This is not a game.

Do you know why China wins these negotiations? Because they don’t play these games. They know what this is about. They have a 10-year plan, a 20-year plan, a 50-year plan. We can’t even think 48 hours ahead. Everything here is about a political issue. It is not a game. Whether you want to believe it or not, every single one of us was elected. We participated in politics. I think most of us, if not all of us, do not want to live in a world in 10, 15, 20 years on our watch, where some other country now dominates the world at our expense, where we now work for them, we now are beholden to them for everything from medicines to technologies, and we were here when it happened and didn’t do anything about it because we were loyal to our party or because we were too busy focused on—well, just turn on the news when we have a massive threat before us.

By the way, the stuff historians write about. A hundred years from now, we will all look like fools because, if you are just watching this on an hour-by-hour basis, it is not a big story. Yet, 100 years from now, when someone writes the history of the 21st century and we will be dead, I bet they are going to write about us. They are going to say that we were fiddling while Rome was burning, that we were allowing the Chinese to take over the world at our expense and displace us because we were too busy doing all kinds of other things.

By the way, this is not just about business. When you turn on some of the networks that cover the stock market, they cover this like a casino. Oh, the markets. Oh, the markets. You will not be watching the U.S. stock market; you will be watching the Chinese market, and it will be determining whether our companies survive. It will be on the outside, looking in.

Then Americans are going to wonder: Why do we no longer invent great things? Why do we now have to do whatever China wants in the world in order to get the medicines we need to cure my mom or my dad’s Alzheimer’s? The answer will be, when they were displacing us, your policymakers were too busy arguing with each other and playing dumb, ridiculous games on a regular basis. Meanwhile, China was focused like a laser on a plan, and it executed the plan.

This is not a game. I can think of no more significant issue from the perspective of history than what is happening now. Do not misunderstand me. I do not come here to say that I want to be unnecessarily aggressive with China or that I want there to be a confrontation. China is going to be a rich and powerful country, and we have no problem with that—we can’t have any problem with that—but there has to be a balance. It cannot be a China that is rich and powerful and an America that is weak and not prosperous.

Those imbalances are what create wars. Those imbalances are what create misery. Those imbalances are what destabilize the planet. That can’t be. We need to recalibrate this relationship. It needs to be rebalanced on the trade side. It needs to be protective on our national security side. It needs to be equalized. If it is, China can still be very successful. It is going to invent things and dominate. It is not going to become more prosperous. That is fine. We have been doing that for 100 years.

Every person who is sitting in the Gallery, every person here in the well of the Senate and on the Senate floor—everyone you know—has a product on him—a phone, a belt—that has been made in another country. The issue is not that other countries make things but what we had known not about our dominating everything. It is about balance, and this is not balanced. This is headed for a dramatic imbalance. The imbalance used to be that they made cheap things and sent them here. That is what has happened for the last 30 years. They have made cheaper T-shirts; they have assembled the phones more cheaply; and they have shipped them back to the United States, which has led to lower prices. That is not the imbalance I am talking about.

The imbalance we are headed for is that they will control state-of-the-art artificial intelligence, that they will control state-of-the-art quantum computing, which will mean that nothing will be encrypted anymore, which will mean that there will be no such thing as secure cars left. One day, the President of the United States will not be able to talk to his national security officials anywhere in the world without the Chinese hearing it. No matter what encryption you will put in, they will break it with a quantum computer. That is the imbalance I am talking about.

The other imbalance I am talking about is when, one day, we will have a dispute with China on something—on national security somewhere in the world—and it will threaten to cut off our supply of biomedicines. In essence, it will threaten the lives of Americans in their not getting medicine unless we cave to China’s desires. That is the imbalance I am talking about.

The imbalance I am talking about is one where it dominates aerospace, again, which is the controls, satellites and satellite communication, where it is the nation that controls 5G. We are headed toward autonomous vehicles. Autonomous vehicles will depend on 5G technology. China will dominate the world in 5G, and we will depend on it. So we are going to build a fleet of autonomous trucks and autonomous cars, and none of them will work if the Chinese decided to shut it down because they will dominate that field. That is the imbalance I am talking about.

If this all sounds fantastic or apocalyptic, look it up. Research it. I promise you that you will not find a single person who is versed on this topic who will disagree with what I am saying. This is the threat that we face, and we are not facing it squarely.

I would advise those who cover this issue to stop covering it as a political issue. There are some things that are so important to this country that I don’t think anyone will write about, and most of my colleagues don’t either. These are definitional things that will define the 21st century.
I would advise us not to cover this as a purely economic issue because there is a way to grow the trade gap in the short term. We can sell China a lot more of the things it is willing to buy anyway. It doesn’t intend to lead the world in those things in exchange for its dominating us in the long run. Get rid of the short-term thinking, and start thinking our competitor has a 50-, a 100-, a 20-, and a 5-year plan, and we don’t even know what we are going to be talking about next week.

It is time to wake up to this threat because we have two ways forward. There can be a balanced relationship between two great powers that leads to a world that is stable and safe and prosperous or we can have an imbalanced world in which the rising power of China is at the direct expense of a falling status quo power in the United States. That instability will lead to conflict and a way of life for America and that we will find unacceptable. Then it will be too late. Then we will have to explain, maybe, to our children and, most certainly, to our grandchildren why the U.S. grew up in a world that led the world in all of the great innovations and in all of the great ideas, that provided prosperity to millions of people here and around the world—and the America they get to grow up in is a second-tier power while China dominates everything that matters.

If you think that is not a big deal, one of the reasons democracy has spread across the planet is that the world’s most powerful country has been inclusive. If the world’s most powerful and dominant nation on Earth is a dictatorship—a country that has no respect for privacy, a country that has no respect for free speech, a country that has no respect for religious freedoms, the people of a country that has no regard for human rights anywhere in the world—what do you think the world is going to look like in 20 or 30 years? It is not going to be a better place.

Democracy is morally superior to autocratic regimes. We should not be afraid to say that. If for no other reason—if you want to put aside economics for a moment and confront it from that angle— we cannot allow an autocratic dictatorship to dominate the global economy and global technology by stealing from us at the expense of the democratic order in the world. Democracies are morally superior to dictatorships. If the world’s most powerful and dominant nation on this planet dominated by a single country that has no respect for human rights anywhere in the world—what do you think the world is going to look like in 20 or 30 years? It is not going to be a better place.

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signal that fraud and dishonesty will not be tolerated, some lenders who don’t play by the rules will, once again, push the envelope with damaging effects to families and taxpayers.

I hope that Mr. Montgomery proves me wrong and take his leadership, HUD will emerge as a strong advocate for consumers and affordable housing and assisted families. It is hard for me to believe that, though, when you look down the street at the White House, the White House, frankly, looks like a retreat for Wall Street executives and those connected to those financial interests.

Consumers and families need an advocate at HUD. So far, the administration’s response to our rental housing shortage, unbelievably enough, has been to propose the slashing of billions from housing programs and the raising of rent on low-income, HUD-assisted families, seniors, and people with disabilities. After all, as the HUD Secretary said—after giving this tax cut where 80 percent of the tax cut, of the $1-plus trillion, went to the richest 1 percent of people in this country—they had to make cuts to the cleanup of Lake Erie, which Senator KLOBUCHAR and I care so much about; they had to make cuts in Head Start; and they had to propose raising the eligibility age for Social Security and Medicare. They had to make these cuts. That was part of the deal of a tax cut for the rich. So it is just a little hard for us to buy in to some of their reasoning.

The administration has been dismantling consumer protections and eroding fair housing enforcement at HUD and the CFPB. Just yesterday, Congress passed legislation making it harder to detect and protect against violations of fair housing laws, particularly reverse redlining, as if we didn’t deal with that issue decades ago. We all should come to agreement that redlining is wrong. It devastated borrowers and communities during the crisis, and it hasn’t gotten a whole lot better.

I hope Mr. Montgomery, when he is confirmed, will use his office to advocate for housing solutions that work for our families and our communities. These matters are far too important for too many Americans to do otherwise. I oppose his nomination. I hope I am wrong. I hope he actually does the things that someone in that position at HUD said he would do.

I yield the floor.

The PRESIDING OFFICER (Mrs. HYEDE-SMITH). The Senator from Minnesota.

ANTITRUST ENFORCEMENT

Ms. KLOBUCHAR. Madam President, I come to the Senate floor today to discuss what I consider an often overlooked issue that is of central importance to the well-being of American consumers and our Nation’s economic strength, and that is antitrust enforcement.

Before I was a Senator, I was a prosecutor for 8 years, and before that, I was a lawyer in private practice. Early in my legal career, my main client when I was a brand-new lawyer was MCI. At the time, MCI was a young, innovative telecom company that was determined to disrupt the telecom industry by competing with first long-distance carriers and then local monopoly carriers. It was exciting for me to represent a company like that. They had a lot of scrappy lawyers who viewed themselves as fighting for consumers to give them some alternatives and lower prices.

I remember that at one of my regulatory hearings, I actually quoted the first words Alexander Graham Bell said over the telephone: ‘‘Come here, Watson, I need you.’’ But in the Wild West world of MCI, when they were getting ready to relay the first-ever communication between St. Louis and Chicago—which seems odd to the younger generation—Bell companies dominated all telecoms, and we only had those old-style telephones and only one company in an area that offered service. So MCI came in to compete by building their own line between St. Louis and Chicago. They are of their investors, Irvin Hirsh, memorialized this great moment, and instead of saying ‘‘Come here, Watson, I need you,’’ he said, ‘‘I’ll be damned. It actually works.’’

But make no mistake—without antitrust law, MCI would never have worked. We would have had no competitors. We would have been stuck in the old Bell operating company world. MCI took on the merged companies and AT&T and ultimately broke up that monopoly. This breakup lowered long-distance prices for consumers across the country and ushered in an era of amazing innovation and revolutionize the telecom industry. Yes, brought down those long-distance prices.

Antitrust may not always make front-page headlines these days, but antitrust enforcement is as important as ever. It remains vital to the welfare of our country, and we ignore it at our own peril.

People often ask me, what does antitrust law have to do with our economy? The answer I always give is, everything. Let me repeat that. Antitrust has everything to do with our broader economy. That is becoming clearer to the American public. People intuitively understand that there is too much concentration in this country. They understand that is not necessarily good for them whether they are a Democrat or a Republican or an Independent. They understand that the benefits of big corporate mergers go largely to companies and their investors and not to the public.

This highlights the fact that antitrust is not just a subject for competition policy circles or law school classroom discussion or the business section of the newspaper; antitrust policy touches people across our country, and they are beginning to see how important it is to their lives.

Two-thirds of Americans have come to believe that the economy unfairly favors powerful interests. Even as our economy stabilizes and grows stronger, it is easy to see why people feel that way.

Every year, I go to all 87 counties in my state. Everywhere I go, people tell me that while the job situation has improved since the downturn over the last decade—and, in fact, we need workers for a lot of the jobs that are open in our economy—they are still struggling with the cost of living.

In my State, we believe to have a strong economy, but the cost of living is by no means low, and that is true all over the United States. For some, it is rent payments. For others, it is mortgages. For others, it is prescription drugs—and that is actually for almost everyone—and mobile phone service. To many people who dream of starting their own business, that is hard to do when those costs are so high.

Anticompetitive mergers and excessive concentration can increase these cost burdens. They may lead these cost burdens, whether it is in the agriculture industry or the cable industry or certainly the pharmaceutical industry, where we see monopoly power over certain kinds of drugs, where we see pharmaceuticals, basically, in the words of the President of the United States while he was campaigning, ‘‘able to get away with murder.’’ Yet, what are we doing about it? Well, the people would like us to do something about it. They are increasingly realizing that antitrust has everything to do with the prices they pay for goods and services and with the health of our global economy.

These are not novel ideas. Think back to trust-busting and Teddy Roosevelt. Think back to this American entrepreneurial spirit of small companies and individuals being able to compete against each other. That is what our economy is all about in America. When companies are allowed to compete and people are allowed to get into a business, businesses can offer higher quality goods for the lowest possible price.

The point I want to emphasize is this: Talking about antitrust in a narrow row way is but an oversimplified. Antitrust enforcement affects more than price and output. We now have evidence that competition fosters small business growth, reduces inequality, and increases innovation. In short, tackling concentrations of power is a linchpin to a healthy economy and a civil society.

With respect to business growth, evidence suggests that it is nearly impossible for new firms to penetrate highly concentrated markets, so ensuring competitive markets is one clear way to support entrepreneurs and small businesses succeed. We all know how important small business growth is to our economy.
Research also suggests that concentration increases income inequality. Firms with market power raise prices, which takes money from consumers and puts it in the pockets of the few. Concentration also blunts innovation. Why would someone innovate if they know that to just keep the product they have, not invest in R&D, not invest in innovation, because they have the only product on the market because no one is competing with them for something better? As there are 8 or 10 competitors, they will try everything to get a leg up on their competition by lowering prices and finding new products that people want. When there are only one or two firms, there is little incentive to make product improvements, develop new products, or certainly bring down those prices.

We have to recognize the broader benefits of antitrust enforcement—especially today, when we are living in a wave of merger across industries. Since 2008, American firms have engaged in more than $10 trillion in acquisitions. The last few years have seen a steady increase in mergers reviewed by the Federal Trade Commission and the Department of Justice’s Antitrust Division. But it is not just the number of deals. I recall former Assistant Attorney General for Antitrust Bill Baer, a lifelong antitrust lawyer, saying that his agency was reviewing deals that raised such serious antitrust concerns that they should have never made it out of the boardroom.

As former chair and ranking member of the Antitrust Subcommittee, I have raised concerns about several megamerger proposals over the last few years.

Look at the Comcast-Time Warner merger proposal. As I pointed out at a hearing in the Judiciary Committee, if the merger had been approved, the combined company would have controlled 60 percent of the country’s high-speed and broadband customers.

Look at the failed merger between Norfolk Southern Railway and Canadian Pacific—something I took on immediately after it was announced. Even without the merger, 90 percent of freight traffic is still handled by only four railroads. As I pointed out then, this is the same number of railroads on the Monopoly board. Four is what we are down to after having literally 63 of these major railroads years and years ago, then going down to 9, and now we are at only 4.

When a State has a lot of rural areas like mine has—we are fifth in the country for ag—and I think of the Presiding Officer’s State—customers or farmers or small businesses that are at the very end of that freight rail line are called captive customers because they are only served in reality by one railroad. They see their rates go up, and they have nowhere else to go. As the mergers are reduced, the more difficult it becomes for people to get good rates so they are able to get their goods to market. It is easier when you are in a highly concentrated market, but it is very hard when you are not.

These examples are part of a larger pattern of horizontal consolidation and vertical integration. Those are words you only see in law school classes or maybe see in the business section of the paper, but that is what is happening.

We all know about AT&T’s bid to buy Time Warner and the Justice Department’s lawsuit to block the deal, but this is not all. Sinclair Broadcast Group is trying to buy Tribune Media. Bayer is trying to buy Monsanto. CVS is trying to acquire Aetna.

Most recently, T-Mobile signed an agreement to buy Sprint, which would combine two of only four major cell phone carriers in the United States. Again, I note that number of four—the number on the Monopoly board—would go down further to three. In fact, T-Mobile has been playing a major disputation role. It is good in terms of bringing down prices.

We have all seen the ads with what they are offering. This merger would merge two of those phone companies, and we would be down to only three. As I pointed out then, more than three-quarters of American adults now own smartphones, including many who depend on these devices for their primary connection to the internet. Many of them don’t even have local phone service. Now we will bring their choices for major carriers down to three if this deal goes through.

Last October, in anticipation of this transaction, and weeks ago, after it was announced, I sent letters with a number of my colleagues raising antitrust concerns and urging the Justice Department and the Federal Communications Commission to investigate this potential transaction. Today, Senator Lee and I are announcing that we are going to hold a hearing to look at these laws and how we are enforcing them carefully and very seriously in a bipartisan way in the Antitrust Subcommittee next month.

Often, in connection with large mergers, the merging parties and the investment community promise millions, sometimes billions of dollars in efficiencies and cost savings. But after closing, do consumers actually see the promised lower prices or the improved quality? I think the American people deserve an answer to that question. To address these issues, we need aggressive antitrust enforcement.

Let’s talk about that. Unfortunately, current levels of Federal antitrust enforcement activity are not where they need to be. I take my responsibilities on the Antitrust Subcommittee seriously, and Chair Lee and I have done a lot of important work together on the subcommittee over the past few years. Also, we are both committed to the professionalism and the independence of the Federal Trade Commission and the Antitrust Division.

Antitrust and competition are not Republican or Democratic issues; they are consumer issues. We can all agree that robust competition is essential to our free market economy. In light of this consensus, the enormous economic consequences of lax antitrust enforcement, and the current merger wave, these issues require our urgent attention.

Let me explain.

Our economy, in terms of nominal GDP, has increased by 30 percent between 2010 and 2017, and annual merger filings have almost doubled during that time. At the same time, our antitrust agencies’ budgets have been held flat. As a result, agencies are only able to litigate cases involving the most highly concentrated markets. This limits the attention they pay to closer or more difficult cases.

Despite these constraints, agencies are doing what they can, but we need to do more. Giving agencies the resources to pursue the harder cases will pay real dividends to our economy.

In fights for resources, I also mean the legal tools necessary to protect competition.

When it comes to mergers, the protections in the Clayton Act—that is the antitrust law—have slowly been eroded over time. More mergers, more systemic underenforcement of our competition laws. The result has been even larger mergers and more concentrated industries, and American consumers are taking notice. We need to give our agencies the legal tools to push back.

Let me explain. In May, AT&T announced it was withdrawing its bid to buy the larger T-Mobile competitor. It was a two major antitrust bills over the last year. The first will give our antitrust agencies the resources they need to protect competition. Now, this is not coming off the backs of taxpayers because, as I have already explained, they are already having to foot the bill for a lot of these mergers in terms of higher prices. This bill would, in fact, update merger filing fees for the first time since 2001. Think of how many years that is and how the competitive landscape and the merger landscape have changed during those 17 years. This bill will lower the burden on small and medium-sized businesses for their filing fees and ensure that larger deals, where we are seeing all of these activities—these billion-dollar deals where they hire so many lawyers that there are more lawyers on those deals than there are Senators’ desks in this room—have fees on businesses that are large enough for taxpayers could foot less of the bill for merger review. I am not talking about an across-the-board business tax. I am talking about higher fees on those businesses major businesses, huge businesses—the ones that are seeking to merge and reap the benefits. If their lawyers can get all kinds of bonuses for getting the deals through, at least the taxpayers should be getting the bonus of being able to know that someone is looking out for them in reviewing these deals.

Effective enforcement also depends on feedback. As the size of mergers have grown, so have the complexities
of merger settlements. A question for modern enforcement is whether some proposed mergers are simply too big to fix. Agencies can make better enforcement decisions if they understand what has worked in the past.

So what can the agencies do? The tools to assess whether merger consent decrees have in fact been successful. Have all those promises we hear at the hearings or we see in writing or we read about in the business pages really come to fruition?

In short, we need a better understanding of the effects of market consolidation on our economy. That is why we need to study the effects of mergers on wages, employment, innovation, and new business formation. We also must give our antitrust agencies and courts the legal tools necessary to protect competition.

That is why my second bill, the Consolidation Prevention and Competition Promotion Act, would restore the Clayton Act and promote an open, competitive market by updating our legal standards so our legal standards are as sophisticated as the companies that are proposing these mergers and the kinds of mergers they are proposing.

And third, we can prevent mergers that reduce choice, foreclose competition through vertical consolidation, stifle innovation, or create monopsony. OK, that is a great word you don’t hear in high school classrooms, but what does it mean? Well, it means where a buyer has the power to reduce wages or prices.

It also creates a more stringent legal standard to stop harmful consolidation and shifts the burden for megamergers so the parties involved in the deal have to prove the merger does not harm competition. So what we are talking about here is when a big company buys another and then has that power to make it so that the other competitors aren’t able to compete with the company that they bought, because this huge company might have the ability to bring down prices or do things temporarily to the point that they get other people out of the market or they hurt the others to the extent that you then don’t have real competition, and that is what they are doing.

Let me be clear. Big by itself is not necessarily bad, and large mergers do not always harm consumers. My home State of Minnesota now has 19 Fortune 500 companies, and we all benefit from the fact that the largest and most successful companies in the world are American companies.

If we want the success to continue, our new businesses must have the same opportunities to grow as the businesses that came before them. Target, one of my favorite companies based in my State, started as a dry goods store in a small pedestrian mall that is now a big one by the way, way back. That is a true story. And 3M, a big company out of my State, started as a sandpaper company. OK, so we have to make sure these small companies continue to grow and are able to compete, but that is not going to happen if we shove them out.

Our new businesses must have those same opportunities. Promoting competition through effective industry consolidation is the way we encourage this country’s next big idea. Take Trader Joe’s, JetBlue, and Starbucks. These companies started small, but they were able to get a foothold in the market and succeed because they prevented large, established competitors from limiting their growth. As a result, the American people get better products and services. These bills will simply ensure that the next American business success story is possible. They will allow entrepreneurs and innovators to succeed in open, competitive markets.

We can do this, and we should do this. It doesn’t take a miracle. It just takes people acknowledging what has made our economy strong in America. Antitrust law and policy are not always front and center in our debates, but they should be. The proposals in these bills will improve the lives of businesses and people across the country.

Protecting competition speaks to the basic principles of opportunity and fairness. It speaks to the simple notion that companies with the best ideas and the most innovative products will have a chance to succeed based on their own merits, and the reality is that these principles are at risk. We are currently experiencing a dramatic increase in both the number and size of mergers. As our markets and technologies evolve, our agencies and courts are less able to address this increased concentration and the really big guys like it that way.

That is why we have to stand up in this Chamber for the American people. We need to put a modicum of enforcement back in place and give our antitrust agencies and courts the legal tools necessary to stop harmful consolidation.

Mr. NELSON. Madam President, I yield the floor.

The PRESIDING OFFICER. The Senator from Florida.

SECURE ELECTIONS

Mr. NELSON. Madam President, the right to vote is one of our precious rights we have here in America. How we protect it is so cherished, and it is also cherished by peoples all over the world who don’t get a chance to exercise that right. Our constitutional foundation is built on a process of free, fair, and unfettered elections.

Well, what happened in this country 2 years ago put a crack in that foundation, and it started to sow the seeds of doubt that, if gone unchecked, could undermine our entire democracy. After painstaking analyses and interviews, belief in the intelligence community, which are in complete agreement—unanimous in the IC—we know that Russia interfered in our 2016 election. We know that Russia continues to meddle in the elections of not only our country now but in other countries around the world. We saw that in the elections in Europe last year. Fortunately, what they tried in France backfired on them, and they didn’t get their candidate to win. We also know that if we don’t act now, they are likely going to continue this interference in the elections here in this country that are coming up in just a few months.

The threat that we face today from Russia’s meddling in our elections and attempting to undermine our democracy is really one of the greatest threats we face. Congress recognizes this threat, and we have taken action to protect that vote. But none of it matters if respective States will not work with us and take this threat seriously.

So last March we passed a bill that authorized $380 million to help State elections officials strengthen their elections security and update their elections equipment. Now, of the total of $380 million for the country, $19 million of it was set aside for my State, the State of Florida. While at least a dozen other States have applied and received funding to help them protect their systems from Russian intrusion, my State of Florida hasn’t even applied for one single dollar of the $19 million set aside for Florida—not one.

Well, what happened in this country that is coming up in just a few months.

We know we are not the only country that has been attacked and, according to the U.S. intelligence community, he obviously is going to continue this type of behavior. So we better get ready.

That is why we have such a heavy responsibility to defend America from these types of attacks and to defend our process of free, fair, and unfettered elections. We need to rebuild trust in our elections, and at the same time we
need to ensure that every citizen who wishes to exercise their right to vote is able to do so. It also can be counted, and it can be counted as they intended it to count.

Remember this goes back to 1965. Congress acting on the Voting Rights Act of 1965 to protect the right of every citizen to vote. But in a 5-to-4 Supreme Court decision, it declared that part of that law was outdated, and it removed much-needed voter protections that we have come to rely on for minorities, and we have come to rely on them for the last half century.

Part of this Supreme Court decision struck down part of the law as it applied to protecting minorities in certain counties in the State of Florida. The Justices voted to strike down that important part of the Voting Rights Act on a 5-to-4 decision. They said that it was outdated because we no longer have the blatant voter suppression tactics we once did years and decades ago. I do not believe we have seen a lot of voter suppression. Since the 2010 election, we have seen a number of States, including my State of Florida, approve voting restrictions targeted directly at reducing turnout among young, low-income voters, and making it more difficult for young, low-income voters to vote.

In 2011, for example, the Florida legislature, State officials, and the Governor of Florida reduced the number of early voting days in Florida, indicating the Sunday before the Tuesday election as an early-voting date. It is not a coincidence that there was use of early-voting days, particularly on weekends—particularly on Sunday before the Tuesday election, where people become sensitive and recognize that there is about to be an election day. We have found that particularly minority voters in Florida—African Americans, as well as Hispanics—would take advantage of voting days if they did not have to go to work. You have heard the term “Souls to the Polis.” So often, after church on Sunday, many church members would go to the polls.

They had voting more difficult for people who had moved to a different county. It became more difficult, even though we have a very mobile population moving within a State. They also made it more difficult for young people, particularly college students, who were willing to risk their lives for the country. They made it more difficult for young people to vote in the town where the university was, but their identification often was their driver’s license, which showed their parents’ residence. Again, this made it more difficult instead of making it easier to vote.

The State of Florida subjected voter registration groups like the League of Women Voters, which had been registering voters for three-quarters of a century. Suddenly, they were subjected to penalties and fines if they didn’t return the signatures in a short period of time, which was impossible if they got the signatures over a weekend. And they would nitpick with penalties and fines on some small mistake when they were trying to help someone register to vote. Happily, the League of Women Voters went to Federal court, and the Federal judge threw that law out as unconstitutional. This Supreme Court decision was right before the elections and to and behold, the League of Women Voters had lost a year and a half of voter registration.

You won’t believe this. In 2014, an election decision in the Miami-Dade, which was, coincidentally, one of the more Democratic counties in the State—closed restrooms to voters who were waiting in line at the polling sites. As a matter of fact, there was so much chaos in one previous election—the election of 2012—that lines were upward of 7 hours long.

I will never forget the woman who was a century old—100 years. Everybody kept bringing her a chair and bringing her water. Well, some of those women were waiting for hours waiting to go to the restroom, despite waiting to vote for hours and hours. In that same election cycle, 2014, the State’s top elections official told a local election supervisor not to allow voters to use the remote drop-off sites, ordering that elections official that there could be only one site. That supervisor of elections, by the way, told the State of Florida to go take a hike—that they had a way of securing the ballots by dropping them in several different sites that were formerly approved.

Then the State of Florida denied a request from the city of Gainesville to use a University of Florida campus building for early voting, a move seen by some as a direct assault on student voting. Can you believe that? The State of Florida government, through the Secretary of the State, is going to order the University of Florida not to allow students to vote on campus to be a place of convenience for students to cast an early vote. That order has stood. It has stood, and instead of making it easier for people to vote, it has made it harder. All too often, we have let these things go.

This Senator is not letting it go because the League of Women Voters in Florida has now taken the government of the State of Florida to Federal court on behalf of students at the University of Florida and the Florida State, saying: You are arbitrarily saying that we cannot vote in a convenient place on campus, in a government-owned public building on campus. You cannot order that we cannot use that in anticipation of elections this coming November.

Too often we find ourselves divided on these issues of party politics, but that shouldn’t be the case. There should be no disagreement when it comes to protecting the right to vote and making it easier, not harder, for people to vote. Why? Because we ought to be Americans first, not partisans first. We should be Americans first, and the State of Florida should get its act in order to let the people vote. I yield the floor.

The PRESIDING OFFICER. The Senator from Georgia.

V A M I S S I O N B I L L

Mr. ISAACSON. Madam President, I am delighted to stand today, shoulder to shoulder with all my colleagues on the Veterans’ Affairs Committees in the House and the Senate, to thank the Senate for a very strong vote on cloture yesterday to take us to a point today where we will pass the VA MISSION Act, which is this legislative body fulfilling a promise to those who fought and sacrificed for each of us to be here today—our families and loved ones as well.

For years, there have been problems in the VA in terms of healthcare. You read the headlines. I read them, too, and our constituents read them. In Arizona, we had veterans who died waiting to vote. In Florida, we had veterans who had a lot of scheduling errors. People were getting bonuses for scheduling things they had falsified. We had a lot of things that were disappointing to all of us. We worked hard in the Veterans Affairs Committee in the House and Senate to do right by veterans by having another VA MISSION Act, which is this legislative body keeping its promises to those who fought and sacrificed for each of us.

I think it is appropriate that we are doing this the week before Memorial Day. Next Monday, we will celebrate all of those who, in all the wars that preceded the fight we have today, represented our country, volunteered unselfishly, fought, and in some cases died for America’s peace, freedom, liberty, and the perpetuation of our democracy.

One promise we made to them was that they would have good quality healthcare, and it would be successful. Four years ago, with the leadership of JOHN MCCAIN, we started the movement toward Veterans Choice. We passed a good bill with a 40-mile rule and a 30-day rule. The 40-mile rule said that if you live within 40 miles of a VA clinic or service, you can go to a closer clinic in the private sector, as long as it is approved by the VA. The 30-day rule said that if you couldn’t get an appointment for routine medical service in 30 days, you could get an appointment in the private sector, and the VA would approve it. But the labyrinth of the approval process for that 30-day appointment or that 40-mile access made it almost impossible for the veteran, in many cases, to get access that is as timely as we would like it to be.

It was a good start. It was an improvement in our process. It addressed the problem—but not well enough. We knew that veterans liked Choice, as long as it was not so cumbersome that they couldn’t use it. The VA liked Choice, as...
long as they were a partner with a veteran who made the choices, so we lost no continuity in healthcare.

With the passage of the MISSION Act, we are repealing both the 30-day rule and the 40-mile rule. Instead, we are saying: If you are an eligible veteran for VA healthcare services, you can choose a private sector doctor if you want to, as long as the conditions and circumstances, in concert with your VA primary care doctor, fit. In other words, the VA needs to know about it and work with you in making that decision and work with you in finding that private doctor. We are not going to have mountains of paperwork and third-party administrators breaking the rules and regulations and slowing things down. Instead, the VA will be motivated to see you, the veteran, get fast, timely service and quality healthcare, whether it is private or the VA.

There have been some who have talked about this being privatization. It is not privatization; it is mobilization. We are mobilizing healthcare for the veteran. To do so, we have removed access in a timely fashion. The VA is an instrumental service for our veterans who come home. Many of them come home with injuries and sicknesses and illnesses and diseases that, quite frankly, nobody ever contemplated people surviving.

Who heard of PTSD and TBI 20 years ago? Who saw veterans lose arms and legs—in some cases, all of their arms and legs—and survive a battlefield wound? How many of you have seen people wear an eye prosthesis, where they had an eye replaced? The VA has specialists who can do all of those things, the best in the world. They can deliver high-quality healthcare and high-quality rehabilitation to veterans with the most serious injuries in the history of warfare. We will always continue to do that, but we also have to understand that when healthcare in the private sector can be utilized for the care of the veteran—not as a competitor to the VA—we can use it as a force multiplier to lower the number of people we have to hire and, in addition, lower the number of hospitals we have to build and instead provide that money for services to our veterans. It is a win-win proposition for the VA and for all of us.

There is no secret why every former VA Secretary who has served this country has supported the MISSION Act. All of them have endorsed it, every one of them, whether a Republican appointment or appointment by a Democratic President. They all know this is something we needed to do for a long time. It is a long overdue answer to the veterans—not as a competitor to the VA—we can use it as a force multiplier to lower the number of people we have to hire and, in addition, lower the number of hospitals we have to build and instead provide that money for services to our veterans. It is a win-win proposition for the VA and for all of us.

Secondly, I want to focus on another feature which is very important to me because I was in the service. I was not in Vietnam. I am a Vietnam-era veteran. I was in the Georgia Air National Guard during the Vietnam War. I lost buddies in that war. I know a lot of our soldiers sacrificed in that war and made it home with terrible injuries, but because of our healthcare delivery system in the battlefield and at other hospitals around the world, we were able to save veterans and rehabilitate them, but the need for ongoing medical care. These essentials of life is sometimes one of the byproducts for some of the injuries and for some of those who survived those wounds.

There are veterans who have difficulty feeding themselves. There are veterans who can’t dress themselves. There are veterans who need assistance in the five basic essentials of life, and then from time to time, they have to call in a caregiver. There are spousal needs, and we want to make sure that people can have a companion to stay with them. We are expanding the caregiver services in the VA to all veterans, so finally the Vietnam-era veterans and their families will be as eligible as anybody else who is entitled to VA benefits.

PATTY MURRAY of Washington, SUSAN COLLINS of Maine, and a lot of Members of this Chamber today deserve credit for that. We fought for caregivers for a long time. It is a big step forward, and it helps the VA not have to go out to find someone to do it because there is somebody to help the veteran and their family be together. We are expanding the caregiver services in the VA to all veterans, so finally the Vietnam-era veterans and their families will be as eligible as anybody else who is entitled to VA benefits.

JOHN MCCAIN, whose idea this was originally. He is a great hero to all of us, a friend to all of us, one we love and pray for today as he recovers from cancer. JOHN is the one who started the movement toward Choice, and he deserves the credit for it.

I thank all of those Secretaries who have worked with us over the past 3 or 4 years to get to the point where we are able to pass the VA MISSION Act today.

I will tell you whom I really want to thank. I want to thank all those veterans who sacrificed and died for us in the wars before now. The reason we enjoy our freedom and you, Madam President, can preside freely without fear of retribution, I can say what I think without fear of retribution, I can say to our constituents who gather in the Gallery and listen to what we have to say, and protest if they wish, is we have a Constitution and 10 basic amendments, the first 10 being our Bill of Rights. It gives us life, but those who protected that gift are our veterans.

It is not a stretch to remember that had it been a different outcome in World War II, I might be speaking Japanese or German today, not English, but because of our veterans and because of our soldiers who fought in the Battle of the Bulge, who fought in the Pacific—my father-in-law flew reconnaissance in the Pacific. My brother-in-law was in the Air Force in Vietnam. If those vets had not risked their lives and really offered their lives in exchange for our liberty and freedom, we wouldn’t be enjoying this today. So we owe no less than the MISSION Act to our veterans. I am proud to be part of it, and I am proud of my committee members who are doing so much to help us.

Let me just say thank you to my colleagues for your vote yesterday. I urge you to vote today for passage of the VA MISSION Act. It is an honor to serve our country as a Member of the U.S. Senate. It is an honor to be an American. May God bless our country.

I yield the floor.

The PRESIDING OFFICER. The Senator from North Dakota.

Mr. HOEVEN. Madam President, I rise to speak in support of the VA MISSION Act. I want to begin by thanking the chairman of the Veterans’ Affairs Committee who has built a bipartisan coalition necessary to pass this bill for many years, and this bill fits right in that mold.

This is a very important bill for a number of reasons. Obviously, it is an important bill for our veterans, but it really has important provisions in it that will make a difference for our veterans. I want to thank the chairman of the VA Committee. I want to thank him not only for the quality of the work in this bill but for building the bipartisan coalition necessary to pass it because it really does make a difference for our veterans, to whom we owe so much.
I would like to go through not all but some of the provisions that I think are really important, some I worked on and some I think really do make a difference for our great veterans.

As I said, I speak in support of the VA MISSION Act. It is bipartisan legislation that will help ensure veterans receive the care they so very much deserve.

This piece of legislation not only strengthens the VA’s ability to care for our veterans but when the VA is not able to provide that care, it gives our veterans a choice to seek care in their home communities and to do it on a basis that is convenient, that works for them, and then to make sure those healthcare facilities will provide that service to our veterans because they know they will be compensated for it by the VA.

That is a huge issue because it is not just about making sure there is care out there for our veterans but making sure that it is quality care and that it is available to them.

We owe our veterans more than we can ever repay for their incredibly dedicated service. Expanding veterans’ access to healthcare options closer to home is just one of the ways we can show our deep appreciation for their service to our country.

Providing this kind of care has proven to be particularly challenging for our veterans residing in rural areas. I live in a rural State, and to get that access to quality service in these rural areas is a challenge. It is a challenge we have to address and a challenge we address directly in this legislation, which is why I am so deeply appreciative that we are working to pass this legislation.

In 2014, the Veterans Choice Program was enacted to alleviate unacceptable waiting times for care at the VA. However, the Veterans Choice Program has been plagued with problems.

In 2016, I worked to secure and implement the Veterans Care Coordination Initiative at our Fargo VA health center. The Fargo VA health center serves all of North Dakota, and it serves half—or more of Minnesota as well. The initiative we worked to put in place at the Fargo VA—and the Fargo VA does a tremendous job. We have some VA health centers around the country that obviously need improvement, but the Fargo VA, under the health center does a top-quality job.

This initiative is an initiative we put together as part of the Veterans Choice Program. It has allowed veterans seeking community care to coordinate all of their healthcare through the Fargo VA health center rather than the third-party contractors that were set up under Veterans Choice, and obviously we had some challenges with those contractors. So this allowed the VA health center to provide that service directly to the veteran.

It builds on the VA health center into VA for institutional care at the healthcare center or at one of its CBOCs or if they wanted to get Veteran’s Choice care from a private provider in their local community. The initiative has been very successful and has significantly reduced wait times for community care appointments.

The VA MISSION Act builds on that very strongly by requiring the VA to schedule medical appointments in a timely manner. When the veterans need healthcare, they have to be able to get in and get that care in a timely way.

The VA MISSION Act moves community care initiatives at the VA, including the Veterans Choice Program, by streamlining it into a single veterans community care program that will be able to provide better care for our veterans. That is the bottom line—better care for our veterans.

Today I want to highlight three priorities we worked to include in the MISSION Act to provide veterans in North Dakota and across the country with better care closer to home.

First, the long-term care piece. When we are talking about care, it is not just medical care; it is long-term care. It is in-home care. It is nursing home care. It is that whole continuum of care that is so important. The VA MISSION Act was introduced as a stand-alone act. That bill was the Veterans Access to Long Term Care and Health Services Act, and it focused on that long-term care piece, making sure veterans could get the VA reimbursement for nursing homes and that that reimbursement would take that VA reimbursement and take veterans.

That is why I introduced the legislation, along with some of my other colleagues, to increase veterans’ access to long-term care options in their communities.

For example, currently, in our State, only about 20 percent of the nursing homes contract with the VA due to difficult regulations and reporting requirements. As I said, it is not dissimilar from across the country. That is what we are seeing across the country, only a percentage—ultimately, a small percentage—of nursing homes that will take that VA reimbursement because of the red tape and difficulty in contracting with the VA in order to get that reimbursement. A veteran should not have to relocate across the State because they can’t go into a nursing home in their community because of the VA reimbursement. That is what this legislation addresses.

Think how important that is. You want your veteran to be able to go in and get long-term care in their community, close to their home, close to their family, right? That is what this is all about. Our legislation will allow non-VA long-term care providers, including nursing homes, to enter into provider agreements with the VA. These agreements will cut through the bureaucratic red tape at the VA that has prevented the VA from receiving long-term care services closer to home. This means veterans can access nursing homes and other long-term care in their communities closer to home and closer to their loved ones.

The MISSION Act also expands caregiver benefits to veteran caregivers of all eras. Again, this is a very important provision. The VA’s program of comprehensive assistance for family caregivers includes a tax-free stipend, healthcare coverage under the VA Civilian Health and Medical Program—if the caregiver is not eligible for coverage under another health plan—counseling and mental health services, and reimbursement for care services, reimbursement for travel-related expenses required for an eligible veteran’s examination, treatment, or episode of care, and travel for caregiver training is also reimbursed.

Currently, these benefits are only available to caregivers of post-9/11 veterans. The inclusion of this provision will help support pre-9/11 veterans and the family and the friends who take care of them.

The other provision I want to mention again is really important for our rural areas and for our veterans in the rural areas. This is a very important provision. This priority, this provision, removes the Veterans Choice Program’s 30-day, 40-mile eligibility requirement. So it removes that 30-day wait, that 40-mile eligibility requirement. Instead, the bill allows veterans to receive care in their local community when services are not available through the VA or if the veteran and his VA medical team determine that receiving community care would be in the best interest of the veteran—again, what is best for our veterans.

This is a priority we have been working on for veterans in my home State and really States across the country, particularly our rural States.

As I mentioned, for example, North Dakota’s only health center is in Fargo. We have CBOCs around the State, but the only health center, the full-scale health center, is in Fargo. As I said, it covers all of North Dakota and, frankly, most of Minnesota. We have these community-based clinics out there. While they provide some services, they aren’t always equipped to provide the care necessary for our veterans. So what does that mean? That means the veteran has to travel in some cases a long distance. Under the Veterans Choice Program’s 30-day, 40-mile eligibility requirement, a veteran living within 40 miles of a CBOC meant they either had to go to that CBOC or travel a long distance to a VA health center. So they weren’t eligible for that community care, as I say, forcing many veterans to travel long distances, often in inclement weather, in order to receive VA reimbursed care. This legislation, the MISSION Act, removes that requirement.

Under the Veterans Choice Program, when a VA medical center or CBOC cannot provide the veteran needs, then those veterans will be able to access healthcare services in their local community.
So we have veterans traveling hundreds of miles now, round trip, inconvenienced, making it very difficult for them and their families. No more. Under this legislation, that 40-mile requirement and the 30-day limit is taken away. If it is most convenient for a veteran to go to a private provider in their community, they can do it. That is a huge step in making the Choice Program work for our veterans.

Just a few days from now, our Nation will observe a day to honor those who made the ultimate sacrifice. It is because of their sacrifice that we can experience the freedoms we enjoy as Americans. Sending this legislation to the President’s desk is one way we can show our gratitude for their actions.

I wish to congratulate again the great Senator from the State of Georgia and thank the Senate VA Committee staff for their leadership, perseverance, and hard work to get to this point. I must say that both sides of the aisle have come together to support this legislation and to support our veterans. I am proud to support the VA Mission Act. Again, I urge my colleagues to support its passage.

With that, I yield the floor for the Senator from the State of Missouri.

The PRESIDING OFFICER (Mr. COR-TON). The Senator from Missouri.

Mr. BLUNT. Mr. President, I join my colleague from Georgia. I also join Senator HOEVEN in mentioning the incredible leadership that Senator ISAKSON has shown for veterans and the way we deal with veterans concerns. We honor their service.

The Senator from North Dakota just mentioned that Monday, of course, is Memorial Day. On Memorial Day in 1983, President Reagan said:

I don’t have to tell you how fragile this precious gift of freedom is. Every time we hear, watch, or read the news, we are reminded that liberty is a rare commodity in this world.

President Reagan’s words from 35 years ago are every bit as significant today as they were then. The willingness to pay the price for freedom has been paid by every soldier, sailor, airman, and marine, and every person in the Coast Guard, the National Guard, and the Reserves. So on Memorial Day, we honor their willingness to do that.

This is a good time also for us to discuss with Congress how we can continue to try to honor that service as we continue to look at the challenges that veterans face. I have spoken before about the HIRE Vets Act, which was signed into law last year. The bill established the HIRE Vets Program with the Department of Labor to provide tiered recognition of what employers do based on their contributions for veteran employment. Some of the criteria were things like these: What percentage of the new hires are veterans or what is the overall force is veterans? What types of training and leadership development opportunities are made available that veterans have unique opportunities to take advantage of? What recognition is given to skills that veterans learn while serving? What other benefits and resources are offered to veterans—things like tuition assistance?

Creating a national standard will help veterans down their employment options and focus on their job search efforts.

The HIRE Vets Program is up and running. This year, over 300 employers have signed up in the pilot program, and we will see how that pilot works. I hope it works as well as those of us who sponsored and voted for the legislation thought it would—as a way to begin to give the recognition to employers that they deserve when they go beyond saying: Of course, we like to hire vets. HIRE Vets shows just exactly how much you like to hire vets and what difference it makes when you hire those vets.

The second program that is getting started this year is the Military Family Stability Act. It was signed into law last November. We have the most powerful military in the world, the most well-trained military in the world, and a military that we have invested in by training, and energy in like none other. But the real strength of the military, according to military leader after military leader, is military families.

In the Military Family Stability Act, we have created a new opportunity for families, because of education reasons or work reasons, to leave earlier than the spouse who is serving has been assigned for or to stay a little later if school is going to start before you otherwise were going to get there or school is going to be out a couple of weeks or a couple of months after the serving spouse had to leave. We have given families that option for the first time, where the family residential support has been so low. There are lots of families who are going to take advantage of that. Families in the past could do it if everybody up and down the chain of command agreed. Now families get to do that because they think it works for their families.

Secretary Mattis and Chairman MCCAIN are very supportive of this program, as was the Chairman of the Joint Chiefs of Staff, General Dunford, and we are looking forward to seeing how families are able this year, for the first time, to look at that next assignment and decide when it is the right time for the family to move to that assignment.

I have talked to lots of families, many of whom saw that moment as the moment they decided to leave the military or the moment they looked back and saw it as their most challenging time, when a spouse’s job had to needlessly suffer or that last month of school couldn’t be completed just because they didn’t have that flexibility. Now, President Trump has just nominated Acting Secretary Robert Wilkie to head the VA. We look forward to his leadership there. The President and the acting head of the VA just signed a contract with Cerner, a Kansas City company that will modernize the VA’s healthcare IT records, the records that healthcare providers in the whole system can access. Cerner was already in the process of coming up with a system that was certified by the Department of Health and Human Services for the Department. So it only made sense for them to be the company that also makes that transition into the even bigger VA health system—a system that works.

Almost 2 million veterans have used the Veterans Choice Program. Senator ISAKSON has talked about how the bill we will be voting on improves that program. The Senator from North Dakota just spoke about some of the obstacles that, frankly, the VA system had put in the way of veterans who wanted to take advantage of the program.

I have had people from Missouri in our office lately who are looking at VA health. We had a great discussion with Dr. Azzam, a hospital, and he gave us our State about how it not only helps them but particularly helps small community hospitals, if they can identify something that a community hospital does better than they do and they are able to assign that work to be done there.

The bill expands, as Senator HOEVEN just mentioned, the caregivers program and makes the eligibility for caregivers greater than it has been before.

Senator BOOZMAN and I had a bill that was incorporated into the program, the Veteran PEER Act, which just simply turns to peer group veterans and lets them become part of the emotional and mental support team for veterans who are being challenged. I am glad to see that legislation in the MISSION act that has gone through the process. Certainly, Senator ISAKSON and Senator BOOZMAN and others on the Veterans Committee—the people in my office have gotten together in many cases in the House and Senate—realize what needs to be done here. Nearly 40 veterans service organizations, like the VFW and the American Legion, support this legislation.

Together with the VA MISSION Act, the electronic health records system contract that is now being performed by Cerner, the HIRE Vets Act, and the Military Family Stability Act, I think what we see here is that when we think we have done everything we need to do to take care of our veterans and, then, we look more closely, we find that there are still things that we can do, that we will do, that we clearly are willing to do. We owe veterans that.

I recognize veterans in many ways over the next few days, but the Veterans’ Administration has a job to recognize veterans every day and fulfill our obligation to veterans every day. I look forward to seeing the implementation of this well-thought-out addition to the veterans health system.

I see my friend from Arkansas, Senator BOOZMAN, is here, and he is next on our list.
Mr. BOOZMAN. Mr. President, I thank the Senator from Missouri very much.

Our Nation’s veterans were promised access to healthcare for their service and their sacrifice. This week we continue our work to uphold that pledge.

The bill before us, the VA MISSION Act, aims to transform the Department of Veterans Affairs delivery of community healthcare. That is a welcome job.

Specifically, the VA MISSION Act consolidates and improves VA community care programs so veterans have access to healthcare and services in their own communities. This is important because veterans should have access to the best healthcare and services in a timely manner, regardless of where they live.

Under this legislation, a veteran and his or her doctor will decide where that veteran will receive care, taking into consideration the veteran’s healthcare needs and the availability and the quality of both VA and community care.

For largely rural States, like Arkansas, and across all the states of the world, we have two VA medical centers in the Natural State, in Little Rock and in Fayetteville, as well as facilities in neighboring States that often serve Arkansas veterans. The healthcare providers and staff at those facilities that are community-based outpatient clinics in Arkansas truly do an excellent job in caring for our veterans.

But the VA medical centers are in populated areas, which, in cases where veterans need more advanced care than the CBOC can provide, it means a full-day trip for many veterans. It is unnecessary when a veteran could receive similar quality care outside the VA system in their communities. The service options provided in this bill will give veterans who live far from the VA facility and need frequent follow-up care easier access to local providers and walk-in clinics.

As noted in a letter signed by over 30 VSOs supporting the VA MISSION Act, the legislation is an effort to “supplement, not supplant, VA healthcare.” That is very important to note. Much like the Choice Program that preceded it, the new system that will be established by the VA MISSION Act is not meant to replace healthcare. Rather, it builds on the foundation laid out by the Choice Program, which addressed many shortcomings within the VA system that led to the wait-time process.

Last year, I launched a listening tour to hear from Arkansas veterans about their experiences within the Choice Program, so we can better meet their needs. I heard from Arkansas veterans who have been able to get quality care from private providers in their own communities when the VA system could not meet their needs. That is a good thing, but as the veterans with whom I met noted, the Choice Program had its share of problems, its share of troubles.

I heard repeated stories of difficulties navigating the complex and confusing bureaucratic process. This legislation aims to alleviate those problems. While VA implements the new system, we cannot forget our veterans. That is why we made sure the VA MISSION Act authorizes funding to continue the current Choice Program for more than a year.

In addition to the improvements to healthcare delivery reform, this bill enables us to conduct better and more consistent oversight into how the VA spends money on veterans’ healthcare. This is a priority for me as the chairman of the Appropriations Subcommittee on Military Construction and Veterans Affairs. We must ensure that the VA is efficiently and effectively providing veterans with quality healthcare, whether at a VA facility or a private facility in the community. The VA MISSION Act will improve the VA’s ability to hire quality healthcare professionals, strengthen opioid prescription guidelines for non-VA providers, and create a process to evaluate and reform VA facilities so they can be the best.

I want to quickly highlight two other important provisions of the bill. One is the expansion of the VA caregiver benefits to veterans of all generations. This is a long-overdue reform that will correct an injustice that left family caregivers and veterans injured before September 11, 2001, without critical care. Caregivers and veterans of World War II, the Korean war, the Vietnam war, and the Gulf war will now have access to the same benefits as the post-9/11 veterans.

The second revision is based off a bill I cosponsored that would authorize VA healthcare professionals to provide telemedicine care regardless of where the covered healthcare professional or patient is located. The Arkansas VA medical centers are centers of telehealth, which holds great promise, especially for largely rural areas like Arkansas. It is important that the VA continue to encourage its growth without unnecessary bureaucratic red tape.

This bill is a great example of what we can accomplish through bipartisan, bicameral compromise, working together for our veterans.

I thank the majority leader for swiftly bringing up this bill for consideration after the House overwhelmingly passed it. I commend Chairman Isakson’s hard work and leadership. I appreciate the great job he has done and also Ranking Member Tester, who took the advice of all VA Committee members into consideration while working on this major piece of legislation.

I look forward to supporting the VA MISSION Act on the Senate floor so our veterans have access to the quality care they need.

Mr. President, I yield the floor.

The PRESIDING OFFICER. The Senator from Oklahoma.

Mr. LANKFORD. Mr. President, I ask unanimous consent to enter into a colloquy with Senator Isakson.

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

Mr. LANKFORD. Mr. President, I thank Chairman Isakson for the work he has done on this important issue. It has been a long road to work through reforming the VA. The VA is exceptionally complicated. There are a lot of stakeholders engaged with this issue. I have heard a lot of voices from across the country and all over this town in order to help resolve some of the issues and bring them together.

This is exceptionally important, particularly for our veterans—especially for our veterans who live in rural areas that are very far from healthcare. Section 101 of this bill requires the VA to give access to community care when a veteran’s referring clinician agrees that furnishing care or services in the community would be in the best interest of the veteran after considering certain criteria—and this is very important—things such as the distance they have to travel; the nature of the care that is required; the functionality of the care, so they don’t have to travel back and forth, often for long distances; the timeliness of available appointments; whether the covered veteran faces an unusual or excessive burden that includes the family and the veteran. So in the conversation that is happening, it is not just a clinician making a decision; the veterans are at the table, and their family is brought into consideration.

This is important not just for so many veterans who have to travel long distances; it is important for veterans who live close. The chairman and I have spoken on this briefly before.

I have a veteran in my State who was at the Muskogee VA and when we were getting great care. I stopped by to visit veterans in the Muskogee facility and went room to room visiting with people, checking on them and their care. I asked how he was doing, and he said he had been to the VA and had given up on the VA. It was only because his family was brought in that he was doing great and doctors and has really done well.

My next question: Is this the first time you have been in this facility?

He said: Well, no—kind of. I had cancer treatment a couple of years ago. But they couldn’t do it here in my town; they sent me to Seattle to get my cancer treatments.

I said: Did your family get to go?

He said: No, sir. They couldn’t go. So that was the best facility.

He said: I got good care there, but I went a long way and spent months and months away from my family getting chemo, radiation, surgery, and then followup.

He would have loved to have done that at any number of cancer facilities in Oklahoma. In fact, in Oklahoma City, there is a National Cancer Institute—one of top 2 percent of all the cancer centers in the country is right down the road.

The question is, Once this bill passes, in future situations where veterans are
facing great need for specialties—like cancer and other issues—will this be a situation where veterans will continue to be sent across the country, away from their families, for care because that is easiest on the VA, or will their families maintain the frequency of visits be brought to bear in that so they will be able to make the decision that maybe they can get that great care locally?

Mr. ISAKSON. I thank the distinguished Senator from Oklahoma. I will tell him that the story of his veteran from Muskogee led us to the way we wrote a lot of the provisions in section 101. Comfort, ease, and accessibility for the veteran are equally important to every other consideration that will go in.

The veteran who was sent to Seattle before would now be able to get treatment in Oklahoma City or in Muskogee or wherever else closer to home that is more convenient as long as it is in the best interest of that patient. Specifically, it says that a veteran and the veteran's referring clinician agree that the care or services in the community would better meet his or her medical interest of the veteran, after considering criteria including—and then all those criteria. So every personal criterion, as well as medical criteria, is considered. So that should never happen again because of the VA MISSION Act. I appreciate the Senator bringing it to our attention, and I hope it never happens again in Oklahoma or anywhere in the United States.

Mr. LANKFORD. Anywhere else. I thank the chairman for that clarification. We look forward to doing what is in the best interest of the veteran and the veteran's care—not necessarily what is the simplest thing for the VA but what is in the best interest of that veteran and the veteran's family.

I appreciate all the great folks at the VA who serve our veterans so faithfully every day and will continue to be able to give them what they need to do that. That our veterans Know that they are going to be taken care of in the best possible way.

Mr. President, I yield the floor.

The PRESIDENT OF THE SENATE. I suggest the absence of a quorum.

Mr. ENZI. I, Mr. President, as we approach Memorial Day weekend, we will soon pause to honor and remember the members of our Armed Forces who have paid the ultimate price in service to our country.

As Americans, we honor all our veterans who have sacrificed for our freedoms—certainly those who have paid with their lives but also those who have returned home, determined that we not forget what our veterans know that they are going to be taken care of in the best possible way.

Mr. President, I yield the floor.

The PRESIDENT OF THE SENATE. I suggest the absence of a quorum.

Mr. BARRASSO. Mr. President, over the last 50 years, our country has gone from being a construction society to a consumption society. As a result, our bridges, our roads, our dams, and our waterways have suffered. President Trump has said that rebuilding America’s infrastructure is a priority for his administration. He said that we will build “with American heart, American hands, and American grit.” That is what President Trump said in the State of the Union this year.

Today the Committee on Environment and Public Works took a big step toward meeting that goal. We voted to approve the America’s Water Infrastructure Act.

There are a lot of people in Wyoming and around the Rocky Mountain West, the west who says yes, it was originally attributed to Mark Twain, and it goes like this: “Whiskey is for drinking; water is for fighting over.” Surprisingly, in this case, we actually didn’t fight over the water of the United States. This legislation was written by Republicans and Democrats, and it passed with unanimous, bipartisan support of 21 to 0. Both parties
agreed that there is a lot we can do to improve America’s water infrastructure.

Basically, the bill comes down to three big things. It grows the economy and creates jobs, it cuts red tape by getting decision-making control out of Washington, and it keeps communities safe.

The first way this legislation supports America’s economy is by increasing water storage. That is a big concern in my home State of Wyoming and across the West. We have had a serious problem over the years where sediment builds up behind dams in the lakes where water is stored. That sediment limits the amount of water the lakes can hold. We are telling the Army Corps of Engineers and other agencies to develop plans to deal with this sediment at Federal reservoirs. That is a simple thing that Washington can do, and now it is going to get done.

We are also expanding water storage capacity by making it easier to get permits for new reservoirs. We have a facility in Lincoln County, WY, that is called the Fontenelle Reservoir. We have been trying to expand the water storage at that reservoir for years. This legislation makes sure the expansion will get done.

Farmers, ranchers, and communities nearby will get a new, reliable supply of the water they need. Of course, the water doesn’t do much good if people can’t get it where they need it. So we fix the failing irrigation systems that are so important in rural areas.

We are also improving America’s inland waterways, which people rely on to move products to market. On the coasts, we deepen some of the most vital ports, and we can ship goods from there around the world.

The pro-growth policies, like the tax cuts we passed last year, have helped America’s economy take off. Now we need to make sure that we have the water storage we need in place to keep it growing, to keep people working, and to keep American raw materials and American-made products moving.

The second thing this legislation does is to cut some of the burdensome and unnecessary red tape that does nothing but get in the way of economic progress that we need. We are going to make sure that these water projects reflect the priorities of the American people, not the priorities of Washington bureaucrats. That means more local control over which projects get built. Local leaders know what they need, and they know which projects will make the biggest difference.

Once we identify the best projects, then we need to make sure that we actually get built. Today, the permitting process can drag on for years, while people get more and more desperate for projects to be finished.

The America’s Water Infrastructure Act will push the Army Corps of Engineers to complete all feasibility studies for new projects within less than 2 years. We also eliminate the need for multiple benefit-cost-ratio assessments for a single project. These are expensive, and they take too much of time. Often, the Army Corps of Engineers will require new assessments several times for a single project. This legislation gets rid of these redundant studies. It is going to make a big difference in getting things built on time and on budget.

The third big thing that this legislation does is to help keep American communities safe. We are going to repair some of the old drinking water and wastewater systems in our country. We provide help for places that need to clean up pollution in their water and to keep the pollution from getting into the water in the first place. As a doctor, I can tell you that this is extremely important for the health of our families and for our communities. That is why it is a priority in this legislation.

We also take some important steps to reduce floods in rural areas. In my home State of Wyoming and in other parts of the West, this is a continual threat for many people. Every spring they have to worry about floods caused by snow and ice melting. We have dams and levees where maintenance has been put off, and now we are anxious every time the water starts to rise. We are addressing the backlog of maintenance as well. We are looking for ways to permanently fix some of these areas where ice backs up along the rivers and causes severe damage.

Most people don’t give a lot of thought to the water that comes into their home. They turn on the faucet, water comes out, comes into the house, and water goes out of the house. This legislation makes sure that people don’t have to worry about that changing. Their water will be safe, reliable, and abundant so they will not have to worry about it.

For most of us in the West, water is always on our mind and in our way of life. We rely on irrigation and water storage for our livestock and our crops. We rely on water to transport our products to markets far away. We rely on dams and levees to protect us from floods. This legislation makes sure that people in rural communities can still count on the water being there when we need it.

That is good for all of us. Republicans and Democrats agree. We know there is a lot of work to be done to address America’s water infrastructure needs. We know we need to get the job done right. We need to get it done faster, better, cheaper, and smarter. The America’s Water Infrastructure Act does just that. This cooperative piece of legislation passed the committee 21 to 0. Now it is time for the entire Senate to act.

I yield the floor.

Mr. President, today I wish to talk, as other colleagues have, about the men and women of our Armed Forces—those men and women who protect us every day and some of whom have made the ultimate sacrifice for all of us.

This coming Monday, of course, is Memorial Day. This holiday weekend is a time for all of us to kick back a little bit, spend some time with our families, relax, and be with friends. But let’s not forget what Memorial Day stands for. It is first and foremost an opportunity to reflect on the service and sacrifice that our service members and veterans. It was constructed over time in Blue Ash, OH, which is north of Cincinnati. It is an event that I think is as patriotic as any I have seen in my State. It is a wonderful parade. There are many veterans in the parade but also veterans who come to watch. It is a beautiful gift to our uniformed veterans. It was constructed over time in Blue Ash, paying tribute to patriots from every single conflict we have been involved in as a country since our founding.

Across the country on Memorial Day, we will give humble thanks to those brave men and women in uniform who, during their lives, fought for the principles we hold dearest and who, in their deaths, sacrificed themselves in defense of those Americans ideals.

The ceremony is bought at a price, sometimes a very high price—the price of lives, of limbs, of some of the veterans who gave the prime years of their lives for all of us. Part of the cost is the scars of war. Some of those scars are very visible, of course. Others are more invisible—those who are coming back with PTSD or traumatic brain injuries. Those scars can’t be seen, but they are certainly felt. Servicemembers brave those risks because of their sense of duty and their concept of patriotism.

I am proud to be the son and the grandson of two Army infantry lieutenants. One is a World War I veteran, and...
one is a World War II veteran. They instilled in me this importance of duty, hard work, the virtue of service, and the merits of servant leadership. They believed in these values and embodied them in their lives, as so many veterans do.

This weekend, as we pay thanks to the many men and women who were laid to rest under the flag they died defending, we should all take a moment to remember and thank all veterans as well—past and present—whose service also has made our way of life possible.

The men and women of our United States military represent the best in all of us, and they deserve the best from all of us.

VA MISSION BILL

Today, Mr. President, the Senate will vote on what is called the VA MISSION Act, which is a bipartisan bill that will reform the Veterans Choice Program. I have heard my colleagues speak about this legislation on the floor this morning and this afternoon, and I agree with them that this is a positive step forward. It will expand private care options and provide veterans in Ohio and around the country with more choices and fewer barriers to ensure they will have healthcare they can afford.

By the way, the bill has passed the House of Representatives already. It passed last week, and it received more than 370 votes. That is unusual around this place. That was out of 435, so it was a good vote in a positive way. I look forward to its passing the Senate with a sweeping bipartisan majority as well so it can be signed into law as soon as possible and begin to help the veterans I represent in Ohio and around the country.

We had another positive development for veterans last week when the Senate’s Energy and Natural Resources Committee passed a bipartisan bill I introduced with Senator Brown that would designate the spectacular new Northwest Veterans Memorial and Museum in Columbus, OH, which is scheduled to open later this year in the fall, as the National Veterans Memorial and Museum. It will be a spectacular structure. More importantly, it will have terrific exhibits on the inside to allow for future generations to know about the selfless sacrifices that have been made by so many men and women of the Armed Forces.

The National Veterans Memorial and Museum in Columbus will be one important way we will commemorate not only brave Ohioans but all American veterans. This legislation will have been voted on by both Houses and will be signed into law by the President. I hope, very soon. In fact, I would love to get this bill through this body before Memorial Day as a way to pay tribute to our veterans again.

It is not something we are asking the taxpayers to support. This National Veterans Memorial and Museum is being supported by $75 million that has been raised in the private sector. There is a philanthropist in the Columbus area named Les Wexner, who has taken the lead on this issue, but it has involved a lot of the businesses in the Greater Columbus area as well as individuals from all around the country who have stepped forward to say we need to have a National Veterans Memorial and Museum, and that Columbus, OH, is the right place for it. I urge my colleagues to support this legislation as we hotline it in the U.S. Senate and try to get it done even before Memorial Day.

On this Memorial Day, as we remember those who have sacrificed their lives for our country, let us also remember why they offered to lay down their lives. Why? It is that this Nation under God is worth fighting for. We are eternally grateful for their sacrifices and for the service of all military members—those in the past, those in the present, and those who will step forward to protect us and serve our great country.

I yield the floor.

I suggest the absence of a quorum.

The PRESIDING OFFICER. The chair will call the roll.

The senior assistant legislative clerk proceeded to call the roll.

Mr. CRAPO. Mr. President, I ask unanimous consent that the order for the quorum call be rescinded.

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

Mr. CRAPO. Mr. President, I rise to urge my colleagues to confirm Brian Montgomery as the Federal Housing Administrator.

The Federal Housing Administration or FHA plays an important role in today’s housing finance market, promoting homeownership and ensuring access to affordable mortgage credit for millions of Americans. When FHA operates in a safe, viable manner, it can help many deserving people gain a foothold in our housing market who otherwise would not have been able to do so. FHA also plays a countercyclical role in the mortgage marketplace, providing market liquidity in times when traditional sources of home financing dry up, as they did a decade ago.

Since 1934, the FHA has insured mortgages for more than 40 million families. Today, the FHA is the largest mortgage insurer in the world. It is also the primary facilitator of reverse mortgages and supports a nationwide network of housing counseling agencies. Yet for years it has not had a Senate-confirmed leader.

Fortunately, the time has finally come to fill this vacancy. I know Brian Montgomery will do a terrific job. Brian Montgomery is an ideal candidate to take up the mantle because he has done it before.

Mr. Montgomery provided steadfast leadership at the helm of FHA between 2005 and 2009, under Presidents Bush and Obama, during one of the most trying times the housing markets had ever seen.

His nearly unanimous support from housing stakeholders speaks to this strong track record of experience and expertise. Once confirmed, Mr. Montgomery can hit the ground running, moving FHA forward in pursuit of its continuing mission.

I look forward to continued conversations with him on opportunities to improve America’s housing finance system, which continues to be urgently needed. I also look forward to working with him on how we can make HUD programs more effective and more efficient, with better stewardship of taxpayer dollars.

Thirteen years ago, this body confirmed Mr. Montgomery on a voice vote to serve as FHA Commissioner. I ask my colleagues to once again confirm him to this critical role.

Thank you.

I suggest the absence of a quorum.

The PRESIDING OFFICER. The clerk will call the roll.

The senior assistant legislative clerk proceeded to call the roll.

Mr. ISAKSON. Mr. President, I ask unanimous consent that the order for the quorum call be rescinded.

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

The senior assistant legislative clerk proceeded to call the roll.

Mr. CRAPO. Mr. President, I ask unanimous consent that the order for the quorum call be rescinded.

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

The senior assistant legislative clerk proceeded to call the roll.

Mr. ISAKSON. Mr. President, I come briefly to the floor to encourage all Members of the Senate to vote for the VA MISSION bill. It is long overdue, a lot of hard work went into it, and it had a great vote on cloture of 91 to 4.

I am sure we will have an outstanding vote today because it is a vote for our veterans, for the promises we made to them for better quality healthcare and a better VA. It would not have happened if it were not for a lot of people, but one of the most key persons in making sure this bipartisan bill passes with the overwhelming margin it deserves is Jon Tester, my ranking member on the Senate Committee. We worked together hand in hand for about 3 years. We had enough pitfalls to want to quit many times but never did because we knew the ultimate goal was to meet our veterans’ needs.

Today, when we adopt this bill, and later on this month when it is signed, it will be because of the hard work of a lot of people but none more important than Jon Tester from Montana.

I thank my ranking member for encouraging everyone to vote for the bill.

I thank the Presiding Officer at this time.

I yield to the ranking member.

The PRESIDING OFFICER. The Senator from Montana.

Mr. TESTER. Mr. President, I thank the chairman of the Veterans’ Affairs Committee, Senator Isakson, for the leadership he has shown from the get-go. From the moment he took the gavel in the Senate Veterans’ Affairs Committee, he has been wanting to work together in a bipartisan way, put aside our differences, and get things done.

This VA MISSION Act had a great vote yesterday, and people might say:
Well, gee, this is just another one of those slam-dunk bills. It is not. We would not be here today if it wasn’t for Chairman Isakson and the great work he has done on this bill.

I also thank the entire Senate Veterans’ Affairs Committee. I thank the 38 veterans service organizations that offered their support for this bill. I said many times during the hearings, we will take our cue from the veterans. This is exactly what the entire Senate, hopefully, will do in a minute or two with this bill, is take our cues from the people who serve this country in the military. This is a big win for them. They are also going to put a lot of pressure on the VA to deliver for them, but, nonetheless, this is one of those rare times when the Senate and House have done their job and done it in a bipartisan way, worked together, and worked for the benefit of the veterans of this country.

I also thank my staff, Tony McClain, Dahlia Melendrez, and Jon Coen for their great work.

In a brief review, what this bill does is scrap the Choice Program and all the community programs and put them into one program where the veteran and the doctor control where to seek care, whether it is within the VA or the private sector. It strengthens the VA and helps build capacity in the VA in the long run, with a loan repayment program for our employees, and it incentivizes medical residencies within the VA. It also improves rural healthcare in States where I come from in Montana by deploying mobile health teams and by expanding telehealth.

Finally, this bill expands the caregiver program to veterans of all eras—something Senator Murray has worked on for years and years. I was there when Senator Murray came up to the Chairman of the Committee with a previous bill and said to Chairman Isakson: We really need this caregiver bill in. Chairman Isakson said: We are not going to forget about you, Patty. We are going to make sure this is taken care of. He lived up to his promise, and he lived up to those veterans who have a family member who takes care of them at home, where people don’t even know what is going on. They don’t even know what is happening. Sometimes these folks have to quit their job to take care of a veteran at home who needs help. So the caregiver program is a very important part of this bill.

It happened because we worked together. When I go home to Montana people ask: How come you guys can’t work together? We kind of broke the mold a little bit, and we worked together in a bipartisan way. We put aside politics, and we did what was right for our country and our veterans. Hopefully, we will get a strong vote out of this bill when it is brought up for passage, and we can get it to the President for his signature.

I yield the floor.

I suggest the absence of a quorum.

The PRESIDING OFFICER. The clerk will call the roll.

The senior assistant legislative clerk proceeded to call the roll.

Mr. CRAPO. Mr. President, I ask unanimous consent that the order for the quorum call be rescinded.

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

The question is, Will the Senate advise and consent to the Montgomery nomination?

Mr. CRAPO. Mr. President, I ask for the yeas and nays.

The PRESIDING OFFICER. Is there a sufficient second?

There appears to be a sufficient second.

The clerk will call the roll.

The assistant bill clerk called the roll.

Mr. CORNYN. The following Senators are necessarily absent: the Senator from Arizona (Mr. Flake) and the Senator from Arizona (Mr. McCain).

Mr. DURBIN. I announce that the Senator from Illinois (Ms. Duckworth) is necessarily absent.

The PRESIDING OFFICER. Are there any other Senators in the Chamber desiring to vote?

The result was announced—yeas 74, nays 23, as follows:

(Rollcall Vote No. 105 Ex.)

YEAS—74

Alexander
Baldwin
Barrasso
Brown
Cascalheire
Corker
Crapo
Cruz
Daines
Donnelly
Enzi
Ernst
Fisher
Gardner
NAYs—23

Blumenthal
Brown
Cantwell
Casey
Cortez Masto
Durbin
Feinstein
Gillibrand
Sasse
Schatz
Shelby
Senators from Arizona (Mr. Flake) and the Senator from Arizona (Mr. McCain).

Duckworth
Flake
McCain

The nomination was confirmed.

The PRESIDING OFFICER. Under the previous order, the motion to reconsider is considered made and laid upon the table and the President will be immediately notified of the Senate’s action.

The PRESIDING OFFICER. Under the previous order, the Senate will resume legislative session and the clerk will report the House message to accompany S. 2372.

The legislative clerk read as follows: House message to accompany S. 2372, a bill to amend title 38, United States Code, to provide outer burial receptacles for remains buried in National Parks, and for other purposes.

Pending: McConnell motion to concur in the amendment of the House to the bill. McConnell motion to concur in the amendment of the House to the bill, with McConnell amendment No. 2246 (to the House amendment to the bill), to change the enactment date. McConnell amendment No. 2247 (to amendment No. 2246), of a perfecting nature.

The PRESIDING OFFICER. Under the previous order, all post cloture time is expired.

The Senator from Texas.

VOTE ON MOTION TO CONCUR WITH AMENDMENT NO. 2246

Mr. CORNYN. Mr. President, I move to table the motion to concur with amendment.

The PRESIDING OFFICER. The question is on agreeing to the motion to concur in the amendment of the House to S. 2372 with further amendment.

The motion was agreed to.

Mr. CORNYN. Mr. President, I ask unanimous consent that the remaining votes in the series be 10 minutes in length.

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

VOTE ON MOTION TO CONCUR

The question is on agreeing to the motion to concur in the amendment of the House to S. 2372.

Mr. PORTMAN. Mr. President, I ask for the yeas and nays.

The PRESIDING OFFICER. Is there a sufficient second?

There appears to be a sufficient second.

The clerk will call the roll.

The legislative clerk called the roll.

Mr. CORNYN. The following Senators are necessarily absent: the Senator from Arizona (Mr. Flake) and the Senator from Arizona (Mr. McCain).

Mr. DURBIN. I announce that the Senator from Illinois (Ms. Duckworth) is necessarily absent.

The PRESIDING OFFICER (Mr. GARDNER). Are there any other Senators in the Chamber desiring to vote?

The result was announced—yeas 92, nays 5, as follows:

(Rollcall Vote No. 106 Leg.)

YEAS—92

Alexander
Baldwin
Barrasso
Brown
Casey
Cascalheire
Cortez Masto
Durbin
Feinstein
Gillibrand
Sasse
Blumenthal
Brown
Cantwell
Casey
Cortez Masto
Durbin
Feinstein
Gillibrand
Sasse

NOT VOTING—3

Barrasso
Booker
Boozman
Brown
Burr
Bypass
Casey
Cassidy
Cortez Masto
Durbin
Feinstein
Gillibrand
Sasse

The nomination was confirmed.

The PRESIDING OFFICER. Under the previous order, the motion to reconsider is considered made and laid upon the table and the President will be immediately notified of the Senate’s action.

The PRESIDING OFFICER. Under the previous order, the Senate will resume legislative session and the clerk will report the House message to accompany S. 2372.

The legislative clerk read as follows: House message to accompany S. 2372, a bill to amend title 38, United States Code, to provide outer burial receptacles for remains buried in National Parks, and for other purposes.

Pending: McConnell motion to concur in the amendment of the House to the bill. McConnell motion to concur in the amendment of the House to the bill, with McConnell amendment No. 2246 (to the House amendment to the bill), to change the enactment date. McConnell amendment No. 2247 (to amendment No. 2246), of a perfecting nature.

The PRESIDING OFFICER. Under the previous order, all post cloture time is expired.

The Senator from Texas.

VOTE ON MOTION TO CONCUR WITH AMENDMENT NO. 2246

Mr. CORNYN. Mr. President, I move to table the motion to concur with amendment.

The PRESIDING OFFICER. The question is on agreeing to the motion to concur in the amendment of the House to S. 2372 with further amendment.

The motion was agreed to.

Mr. CORNYN. Mr. President, I ask unanimous consent that the remaining votes in the series be 10 minutes in length.

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

VOTE ON MOTION TO CONCUR

The question is on agreeing to the motion to concur in the amendment of the House to S. 2372.

Mr. PORTMAN. Mr. President, I ask for the yeas and nays.

The PRESIDING OFFICER. Is there a sufficient second?

There appears to be a sufficient second.

The clerk will call the roll.

The legislative clerk called the roll.

Mr. CORNYN. The following Senators are necessarily absent: the Senator from Arizona (Mr. Flake) and the Senator from Arizona (Mr. McCain).

Mr. DURBIN. I announce that the Senator from Illinois (Ms. Duckworth) is necessarily absent.

The PRESIDING OFFICER (Mr. GARDNER). Are there any other Senators in the Chamber desiring to vote?

The result was announced—yeas 92, nays 5, as follows:

(Rollcall Vote No. 106 Leg.)

YEAS—92

Alexander
Baldwin
Barrasso
Brown
Casey
Cascalheire
Cortez Masto
Durbin
Feinstein
Gillibrand
Sasse
Blumenthal
Brown
Cantwell
Casey
Cortez Masto
Durbin
Feinstein
Gillibrand
Sasse

NOT VOTING—3


The motion was agreed to.

CLOTURE MOTION

The PRESIDING OFFICER. Pursuant to rule XXII, the Chair lays before the Senate the pending cloture motion, which the clerk will state.

The legislative clerk read as follows:

CLOTURE MOTION

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, do hereby move to bring to a close debate on the nomination of Jelena McWilliams, of Ohio, to be Chairperson of the Board of Directors of the Federal Deposit Insurance Corporation for a term of five years.


The PRESIDING OFFICER. By unanimous consent, the mandatory quorum call has been waived.

The question is, Is it the sense of the Senate that debate on the nomination of Jelena McWilliams, of Ohio, to be Chairperson of the Board of Directors of the Federal Deposit Insurance Corporation, shall be brought to a close?

The yeas and nays are mandatory under the rule.

The clerk will call the roll.

The bill clerk called the roll.

Mr. CORNYN. The following Senators are necessarily absent: the Senator from Arizona (Mr. FLAKE) and the Senator from Arizona (Mr. McCAIN).

Mr. DURBIN. I announce that the Senator from Illinois (Ms. DUCKWORTH) and the Senator from Vermont (Mr. SANDERS) are necessarily absent.

The PRESIDING OFFICER. Are there any other Senators in the Chamber desiring to vote?

The yeas and nays resulted—yeas 72, nays 25, as follows:

[Rollcall Vote No. 107 Ex.]

YEAS—72

Alexander
Barrasso
Bennet
Blunt
Boozman
Burr
Capito
Cardin
Carper
Cassidy
Collins
Coons
Cruz
Donnelly
Durbin
Emmi
Ernst
Feinstein
Fischer
Gardner
Gillibrand
Grassley
Hassan
Hatch
Hassan
Heinrich
Hiroko

NAYS—25

Balind
Blumenthal
Booker
Brown
Cortez Masto
Durbin
Feinstein
Gillibrand
Graham

[Rollcall Vote No. 108 Ex.]

YEAS—73

Alexander
Barrasso
Bennet
Blunt
Boozman
Burr
Capito
Cardin
Carper
Cassidy
Collins
Coons
Corker
Corzine
Coryn
Cotton
Crain
Cruz
Daines
Donnelly
Enzi
Ernst
Fischer
Gardner

NAYS—23

Balind
Blumenthal
Booker
Brown
Cortez Masto
Durbin
Feinstein
Gillibrand
Graham

EXECUTIVE SESSION

EXECUTIVE CALENDAR

The PRESIDING OFFICER. The bill will report both nominations.

The senior assistant legislative clerk read as follows:

Mr. CORNYN. I announce that the nomination of Jelena McWilliams, of Ohio, to be Chairperson of the Board of Directors of the Federal Deposit Insurance Corporation for a term of five years; and Jelena McWilliams, of Ohio, to be a Member of the Board of Directors of the Federal Deposit Insurance Corporation for a term of six years.

Mr. DURBIN. I announce that the Senator from Illinois (Ms. DUCKWORTH) and the Senator from Vermont (Mr. SANDERS) are necessarily absent.

The PRESIDING OFFICER. Are there any other Senators in the Chamber desiring to vote?

The yeas and nays resulted—yeas 73, nays 23, as follows:

[Rollcall Vote No. 108 Ex.]

YEAS—73

Alexander
Barrasso
Bennet
Blunt
Boozman
Burr
Capito
Cardin
Carper
Cassidy
Collins
Coons
Corker
Corzine
Coryn
Cotton
Crain
Cruz
Daines
Donnelly
Enzi
Ernst
Fischer
Gardner

NAYS—23

Balind
Blumenthal
Booker
Brown
Cortez Masto
Durbin
Feinstein
Gillibrand
Graham

TRIBUTE TO MAJOR GENERAL JOSEPH MARTIN

Mr. MORAN. Mr. President, I want to take moment to recognize MG Joseph M. Martin and his outstanding military career, which is made evident by a significant milestone promotion to lieutenant general. Major General Martin is the commanding general of the 1st Infantry Division at Fort Riley, KS, and assumed this command in October of 2016 when he took command of the Big Red One—the Army’s longest serving, permanent division since 1917.
Within days of assuming command of the Big Red One in 2016, he deployed with his division headquarters, 500 of his soldiers, to Iraq. He assumed leadership of the Combined Joint Forces Land Component Command-Iraq in support of Operation Inherent Resolve. Major General Martin’s combat leadership was remarkable in Iraq. During the 9-month deployment, he led the fight, alongside the Government of Iraq, against the Islamic State in Iraq and Syria in Mosul. His efforts, and the efforts of the brave soldiers in the U.S. Army and all of our troops, led to the defeat of ISIS in Mosul and the destruction of their territorial hold. ISIS had been in control of Mosul since 2014 but were beaten back by Major General Martin and his forces. They liberated 1.8 million Iraqis, and it was a remarkable victory.

In the manner of a true combat leader, Major General Martin was one of the last soldiers to return from the mission field. In July of 2017, when General Martin returned stateside, he quickly demonstrated his leadership back on base at Fort Riley, and he led the 100th anniversary of the division.

He has been an outstanding partner to me and countless others on a number of initiatives to support the Big Red One. He has been involved in the communities of Manhattan and Junction City and those other communities that surround Fort Riley. It is no surprise to me that he has been selected for promotion to lieutenant general. He is a proven leader, capable of completing the most complex challenges under the most stressful situations. The Army has made the right move with his promotion and, furthermore, by placing him in a position of greater responsibility.

I am confident Kansans will join me in congratulating soon-to-be-confirmed Lieutenant General Martin on his promotion. We honor and thank him for his service.

We recognize the sacrifices he and his family have made over the last 32 years. I recognize his wife Leann and their children, Kylie and Joey, for their service over the years. Strong Army families make strong Army soldiers.

I have no doubt—none—that Major General Martin will continue to be one of the Army’s best leaders, and I look forward to seeing what lies ahead for him in his career.

Congratulations, General Martin.

I yield the floor.

The PRESIDING OFFICER. The Senator from Idaho.

Mr. CRAPO. Mr. President, I rise in support of the nominations of Ms. Jelena McWilliams to be Chair and a member of the Federal Deposit Insurance Corporation.

As one of the three primary Federal financial regulators, the FDIC plays a critical role in the U.S. financial system, particularly for community banks. As head of the FDIC, Ms. McWilliams will be responsible for administering the Deposit Insurance Fund and ensuring the safety and soundness of the financial system while also promoting economic growth. She will also contribute to deliberations on financial stability as a member of the Financial Stability Oversight Council.

Ms. McWilliams noted in her Senate confirmation hearing that she brought to the FDIC a unique responsibility as a deposit insurer, noting that one of the side effects of the civil war that broke apart the former Yugoslavia was a collapse of its financial system. Her parents, who still lived there, had their savings destroyed by the FDIC's actions.

She has a strong desire to encourage economic growth and facilitate new bank creation by continuing to address the disproportionate regulatory burden that is faced by community banks. Additionally, she acknowledged the need to support community banks’ access to credit and the banking system.

If confirmed as a member and Chair of the FDIC, I look forward to having the opportunity to work with Ms. McWilliams on these important issues. I strongly support her nominations today, and urge my colleagues to do the same.

I yield the floor.

The PRESIDING OFFICER. The Senator from Connecticut.

Mr. MURPHY. Mr. President, starting in January of 2017, extending to today, the President, often with the help of this Republican Congress, has engaged in a very deliberate, very purposeful campaign of sabotage to the American healthcare system. We are now starting to see the very serious consequences of this campaign of sabotage. It started on Inauguration Day when President Trump signed an Executive Order, and in that Executive Order, he directed the agencies to dismantle the Affordable Care Act. It found its way to the Senate floor when Republicans spent most of 2017 trying to pass legislation that would take insurance away from 23 million people, according to the CBO.

The President undertook a number of steps to try to weaken the exchanges where millions of people get their healthcare. He cut the open enrollment period in half. He stopped funding advertising. He pulled funding for the navigators, who are the people who go out and try to help people sort through their healthcare options. There is no reason to do that, to try to stop people from being able to sign up for coverage, unless you are trying to sabotage.

The President undertook a number of steps to try to weaken the exchanges where millions of people get their healthcare. He cut the open enrollment period in half. He stopped funding advertising. He pulled funding for the navigators, who are the people who go out and try to help people sort through their healthcare options. There is no reason to do that, to try to stop people from being able to sign up for coverage, unless you are trying to sabotage. There is no public policy reason to give people less time to sign up or to give them less information about their options.

Most recently, the Republicans' fi- nal act of needlessness in repealing the individual mandate which the Congressional Budget Office said will, by itself, increase premiums by 10 percent and wipe out insurance for 13 million people. The administration is now trying to reproduce the sabotage of obamacare, unless you are trying to sabotage. The administration is now trying to reproduce the sabotage of obamacare, unless you are trying to sabotage. The administration is now trying to reproduce the sabotage of obamacare, unless you are trying to sabotage.

I think I came down to the floor 2 weeks ago to talk about the first two rate filings of the rate filing season. These were in Maryland and Virginia. The rate filings were, quite frankly, confiscatory. While the worst of the bunch, all of the rate filings were much higher than the rate of medical inflation.

The worst requested increase was when one insurance plan in Maryland asked for a 91-percent increase in premiums. One insurance plan in Virginia asked for a 64-percent increase in premiums. In Maryland, the head of the insurance plan who asked for the 91-percent increase said the reasons for it were the continuing actions on the administration's part to systematically undermine the market and to make it almost impossible to carry out its mission. No one can afford a 91-percent increase in premiums, and no one can afford a 64-percent increase in premiums. For many, very few people can afford a 15- or a 20-percent increase in premiums.

This week, we received the rate filings from the State of Oregon. In Oregon, the Providence Health Plan, with about 90,000 enrollees, which is one of the bigger plans in the State, is asking for a 14-percent premium increase. Now, that is not 91 or 64, but there are...
a lot of families who simply aren’t going to be able to afford a double-digit premium increase in Oregon. It is important to note that Oregon put into place a new State-based reinsurance program, and if not for that reinsurance program, this would have been a 20-per-cent increase.

I am just going to keep track of all of these increases so we have a sense of what is happening to consumers as a result of this campaign of sabotage. We will add this rate increase in Oregon of 14 percent, and I will make sure I get it right.

The CBO has told us, the repeal of the individual mandate is going to jump premiums by 10 percent. So, in Oregon, you can be relatively sure that had the Republicans not repealed this big part of the Affordable Care Act, you would have been looking at a single-digit increase, something that would have mirrored medical inflation. Yet, because of the actions that had been taken and because of the actions that have been undertaken by this Congress, we are looking at a double-digit increase.

Keith Forrester, who is the head of one of Oregon’s biggest insurance companies, the increase reflects the expected costs of providing coverage to our members, including the impact of eliminating the individual mandate.

Senate Democrats are going to be down on the floor pretty relentlessly over the course of the next few months to make people understand that as you are getting your health insurance bills, as you are seeing these big increases, a big reason will be due to the actions that your elected leaders have taken—this Republican Congress and this administration.

Yet the rate increases might be getting even bigger than they already are today. That is because of this expected proliferation of these new junk plans.

Again, these are called short-term plans by the administration because they used to be, truly, short-term options. They were 3 months in duration. You would pick up one of these plans in between coverage, and because they were short-term plans, they were not required to cover mental health and maternity, and they could charge you more if you were sick.

This administration has decided these plans can now be sold for a full year, and they will essentially stand side by side with regulated plans that have minimum benefits and protect people with preexisting conditions. The administration said, only a couple hundred thousand people nationwide might sign up for these plans.

The CMS’s Chief Actuary says—this is President Trump’s CMS, the administration’s own Chief Actuary—that is wrong; that, in fact, it will be a million and a half people potentially signing up for these junk plans. It could get as big as 1.9 million by 2022.

Who will sign up for these junk plans? It will be healthy people because healthy people aren’t going to need all of the coverage. It will be people who don’t have preexisting conditions, who don’t have addictions or diagnosed mental illnesses. It will leave behind in the exchange plans the people who need the coverage and will not go on the junk plans because they will need insurance plans that cover their illnesses or their diagnoses. What we know is that if you have a sicker population in the exchange-based plans, in the regulated market, those premiums will go up.

A recent study found, the combination of the individual mandate and the proliferation of these new junk plans will result in 26 percent increases in premiums all across the country. In Connecticut, that could mean the premiums will go up by $1,155.

Now, that is not something the health insurance companies did. That is not because of rising medical costs. That is because of decisions that were made by this Republican Congress and this Republican administration—two decisions. The first decision to repeal a big part of the Affordable Care Act that protected sick people, that kept their rates lower. Another decision by the administration was to give relatively healthy people access to stripped-down plans.

Admittedly, those two changes may offer some benefit to people today who are healthy. I am not going to deny that those two changes may provide a lower insurance rate for a subset of people who are healthy, but we are not supposed to just represent the healthy people. Today you are healthy, and tomorrow you are not. We are supposed to represent all Americans. In fact, we probably should be going the extra mile to make sure people who, through no fault of their own, have serious diagnoses aren’t paying an arm and a leg more for coverage, but we are not doing that because of the steps this Republican Congress and this Republican President has taken.

On average, insurance rates are going to go up for everybody in Connecticut by $1,100, according to one study, and they are going to potentially skyrocket for people who can’t get onto these stripped-down junk plans.

I think it is really important we talk about this. As I walked across the State of Connecticut last summer—something I have come to do in the last few years—I walk 5 or 6 days and walk from one side of the State to the other, which is something the President and others probably can’t do in States that are a little bit longer across than 110 miles—healthcare was one of the major topics that I heard the news that I would be in a certain town during the day, people waited for me who were miles ahead on the road. They waited ahead of me for hours and hours to talk to me about the illnesses and about their fears. I hear that this Congress and this President were going to take away their coverage.

We were successful in defeating the full repeal of the Affordable Care Act, and that is great news, because the Affordable Care Act is more popular than ever before, but this Congress and this President are trying to ruin some of the most important protections in our healthcare system. It is great news that they are mad that they lost the repeal vote by one vote.

So it is important for us to tell Americans what the consequences of that sabotage campaign are. It certainly means that they are going to get less protection, but it also means that, over the course of the next few months, as rates are filed across the country, you are going to see some devastatingly high premium increases due to the Republican campaign of healthcare sabotage—this week, 14 percent in Oregon; last week or the week before, 91 percent in Maryland, 64 percent in Virginia. This is what happens when you strike at the American healthcare system, and it is important for Americans to understand what that means.

With that, Mr. President, I yield the floor.

I suggest the absence of a quorum.

The PRESIDING OFFICER (Mr. Lee). The clerk will call the roll.

The senior assistant legislative clerk proceeded to call the roll.

Mr. WYDEN. Mr. President, I ask unanimous consent that the order for the quorum call be rescinded.

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

WOMEN’S HEALTHCARE

Mr. WYDEN. Mr. President, I hope that one day soon it will not be necessary to come to the floor of this Senate and shine a spotlight on how the Trump administration is making it harder and harder for women in America to get the healthcare they need and deserve. It seems like not a week goes by about the Trump administration full-on attacking women’s healthcare. It is the agenda of what I call healthcare discrimination, and it is out in full force.

The latest news came out officially less than 24 hours ago. The Trump administration has put itself right in the middle of women and their doctors, denying access to critical information that millions of women rely on from physicians and nurses—the very professionals they trust and depend on. What this means is that across this country you can say good-bye to the guarantee that women are getting the whole story about their health and the options they have for their care. For millions of women, the healthcare they need is going to have to get a Trump stamp of approval, and that Trump stamp of approval is going to be the requirement to get the care they need.

I just want to say to my colleagues here in the Senate that I think this anonymous acquiescence that all the talk I remember hearing from Republican colleagues in this body who said there is going to be patient-centered care in
America. The developments in the last 21 hours basically say that with respect to healthcare, it is not going to be patient-centered care, but it is going to be politics-centered care.

Now, that patient-centered care concept—one of the most common talking points I remember hearing again and again. We heard it in the Finance Committee, where I have the honor to be the ranking Democrat. We heard it again and again: We are going to have patient-centered care. It was part of the campaign to repeal the Affordable Care Act. The whole point of that patient-centered care slogan was to say that the government shouldn’t come between patients and their doctors and that it wasn’t going to be about politics—it was going to be about patients—making sure that politics and the government didn’t come between patients and their doctors.

So here we are, now a few months later, and the Trump administration has a point-blank application that will decide what is best for women in Oregon and across the country. They basically said that they ought to be able to gag doctors and deny women the right to hear about healthcare options. This, frankly, is perfectly legal in America today.

The fact is, this new decree—this dictate—from the Trump administration comes with a battery of new restrictions on healthcare clinics that millions of women depend on every single day. We all know what it is about. It is an attack on Planned Parenthood. It is an attack on vital sources of care for women.

As I have said on this floor—I have gone through it again and again—the vast amount of work done by Planned Parenthood has nothing to do with abortion. It is all about vital preventive services for women, which, by the way, are especially important in rural areas.

I am sure we are going to be talking about women’s healthcare tomorrow in the Senate Finance Committee, where we will be having a hearing specifically on rural healthcare. There is bipartisan interest in that topic, but I want colleagues to know, it is pretty hard to promote all of the opportunities for sound healthcare and bipartisanship when you have a decision from the Trump administration that has the potential to hit women’s healthcare in rural communities like a wrecking ball.

In States like Oregon, thousands of women live in communities where there is not a clinic or a doctor’s office every few miles. If the Trump administration finds a way to bar the few options these women have today, they may not have anywhere else to turn to get the essentials of healthcare. Women could lose the right to see the doctor of their choosing.

I will not say it point-blank: If somebody wants to take away the right of women in America to see the doctors and the providers of their choice, they are going to have to run over me. I will tell you, I think women are going to win that fight.

To have women lose access to lifesaving services like cancer screenings, routine physicals, birth control, prenatal care, and much more—that ought to be left in the hands of politics. It shouldn’t be about Democrats and Republicans; it should be about common-sense approaches to ensure that women have all of the options for the healthcare they want and deserve.

Today, women could lose the right to see the doctor of their choosing. When you have a decision from the Trump administration putting itself between women and their doctors, it is fundamentally wrong. Depriving women of essential healthcare information that they have every right to hear about is fundamentally wrong. The Trump administration putting itself between women and their doctors is fundamentally wrong.

The decision that came down last night, which we learned about last night, is a reckless one. It is a harmful one. We ought to make no mistake about it. It is going to make healthcare worse for women across the country.

I have now had to say it too many times to count: It is long past time for these attacks on women’s healthcare to end. I hope it will not be necessary to come back to this floor.

The Trump administration will see how flawed the decision—the dictate—that came down last night is and will retract it. But until they do, I will come to this floor and make the case that we are empowering women throughout the country to be able to see the healthcare providers of their choice, to have the opportunity to access the vast array of services that are largely preventive from sea to shining sea.

I yield the floor.

I suggest the absence of a quorum.

The PRESIDING OFFICER. The legislative clerk proceeded to call the roll.

Mr. DURBIN. Mr. President, I ask unanimous consent that the order for the quorum call be rescinded.

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

Mr. DURBIN. Mr. President, I ask unanimous consent to speak as in morning business.

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

Mr. DURBIN. Mr. President, on September 5, 2017, President Trump announced the repeal of the Deferred Action for Childhood Arrivals Program, known as DACA. As a result of that, hundreds of thousands of immigrants who came to the United States as children and are known as Dreamers have faced losing their work permits and face deportation to countries they barely remember.

DACA provided temporary legal status to Dreamers only if they registered with the government, paid a fee of almost $500, and passed a thorough criminal background check. This DACA Program has been a success. More than 800,000 Dreamers have come forward and received DACA protection, which has allowed them to become a part of the only country they have ever called home.

Many of these Dreamers were brought here as infants, toddlers, or raised in this country, pledging allegiance to that flag. They believed they were part of America, and usually at some point when they became teenagers, their parents gave them the terrible news that they were undocumented.

When President Trump decided 8 months ago to repeal DACA, he set March 5 as the deadline for the final expiration of the DACA Program. However, two Federal courts have stepped in and issued orders blocking the President’s repeal of this DACA executive order. This means that Dreamers who have DACA can continue to apply to renew their status for now.

I urge every DACA recipient to file their renewal application immediately. The Trump administration is doing everything in its power to fight this court protection, and that court protection could be lifted any day. This means there is a need for Congress to do something.

Again, I urge the Republicans who control Congress to immediately pass the Dream Act—bipartisan legislation I first introduced 17 years ago that would finally give these Dreamers a chance to become citizens of the United States.

The reality is that tens of thousands of Dreamers are already at risk of losing their work permits and being deported. The Department of Homeland Security Secretary, Kirstjen Nielsen, has promised me that her Department will not deport any DACA recipient with a pending DACA application, even if their status expires. I am going to hold her to that commitment because lives hang in the balance.

However, for DACA recipients whose status has expired, the Department will not authorize them to work unless and until their DACA is renewed. This means that tens of thousands of DACA-eligible individuals could be forced to leave their jobs while their applications are pending and before the renewals are approved.

Then consider the fate of Dreamers who are eligible for DACA but never reached that status. They can no longer apply for protection because of President Trump’s decision to prohibit new DACA applications after September 5, 2017. For example, a child turning 15—the youngest age at which you can apply for DACA—is now blocked from applying. The nonpartisan Migration Policy Institute estimates that in addition to 800,000 DACA recipients, there are an additional 1 million Dreamers who are eligible. Thanks to President Trump’s decision to end DACA, 1.8 million Dreamers are at risk of deportation and cannot work to support themselves or contribute to the country they love.
On September 5, Trump called on Congress to “legalize DACA.” But since then, he has rejected six bipartisan proposals to achieve that. He has even rejected a $25 billion bipartisan offer to build his border wall. Mexico, of course, was supposed to pay for that wall.

We provided the money in a bill that also provided protection for the Dreamers. The President rejected it. Instead, he has tried to put the entire hard-line immigration agenda on the backs of the American taxpayer. President Trump has said that he will support legalization for Dreamers only if Congress passes his plan, which would, among other things, cut legal immigration to the United States by more than 40 percent.

There are people within this administration and some within the Senate who really despise immigrants, and you can see it. They want to cut legal immigration to the United States. That would be the largest cut in immigration policies.

Earlier this year, the Senate decided to vote on President Trump’s plan—the one he supports. It failed; it failed badly when 39 Senators voted for it, and 60 voted against it. President Trump contains hope that an immigration plan that is so extreme that many of his own party members do not support it.

Over the years, I have come to the floor of the Senate more than 100 times to tell the Dreamers who gave these speeches endlessly. I don’t think they have the impact of coming to know the young people who are engaged and involved and at risk in this political debate.

This is Dalia Larios, the 114th Dreamer I have introduced on the floor of the Senate. She was brought to the United States from Mexico when she was 10 years old. She grew up in Mesa, AZ. She remembers celebrating the Fourth of July, going to school dances, and, of course, watching the Super Bowl.

Her parents were hard workers who usually had two or three jobs. They taught her that although there were many things she could not control, she could control how long she studied and how much time she devoted to school. She did; Dalia graduated from high school in the top 1 percent of her class. She was named the most outstanding life science student in school. Not only did she excel academically, she completed over 150 hours of community service.

She is a remarkable young woman. She started an after-school dance program for at-risk children and was the firstino State champion in both French and constitutional debate.

Dalia then attended Barrett, the Honors College at Arizona State University. She majored in biological sciences—specifically genetics, cell, and developmental biology. She continued her community service volunteering as an English and biology tutor at a number of health clinics. Dalia graduated with a perfect 4.0 GPA and received a number of awards, including the School of Life Sciences award for plant-based research on cervical and breast cancer vaccines.

Today, Dalia is a fourth year medical student at Harvard Medical School. She is researching lung cancer and lung transplants at Brigham and Women’s Hospital and the Dana-Farber Cancer Institute.

In 2016 she won the Robert Ebert Prize for Healthcare Delivery Research or Service for her work on designing a student-led health coaching program to improve health outcomes in complex diabetic patients, and what did she dream to be? A cardiothoracic surgeon. Dalia wrote me a letter. She said:

For many, DACA may be a political bargain. For me, it is my life. And [because of DACA for the first time ever], I have been able to take the dreams rooted in my dreams but rather the realization of those dreams. It has been a gateway to change, inclusion and meaningful integration into the country I call home and desperately hope to serve.

At least 65 additional Dreamers were enrolled in medical school this last school year, but without DACA these Dreamers could be deported back to their countries, where they haven’t lived since they were little kids. Will America be a stronger country if we ask Dalia to leave—this Harvard Medical School graduate, who wants to be a cardiothoracic surgeon? If we tell her, “We don’t need you; go to some other country and forget about that?” Of course, not. We are stronger to have people like Dalia in the United States.

The Association of American Medical Colleges states that the Nation’s doctors shortage is going to continue. Both the AMA and the Association of American Medical Colleges have warned that ending DACA could make it even harder to deal with the physician shortage in the United States. They caution that President Trump’s reversal in policy “could have severe consequences for many in the health care workforce, impacting patients and our nation’s health care system.”

I personally think it would be a tragedy to deport someone like Dalia, who has so much to contribute to America. President Trump created the DACA crisis. Instead of working toward a solution, he has sabotaged every effort we have made to support and save the Dreamers. Now it is up to the Republican majority in Congress to accept one of the six bipartisan solutions on the table to save these young people.

Congress should do its job and make the Dream Act the law of the land, or we are going to be responsible for the fate of wonderful young women like this. This amazing young woman could be saving lives in America as a surgeon, or we can deport her back to Mexico. What sense would that make?

The Senate is debating whether the House of Representatives is debating when and if to return to the immigration debate. It is fortunate that 20 Republicans have had the courage to step up so far, and I hope more will join them to say: We have to do something. We can’t just let this happen without an effort to pass a bill to solve the problem.

The same thing could be said of the Senate. That is why I am hoping that at the end of the day, we can bring this kind of Dream Act and DACA bill back into active consideration on the floor of the Senate.

I suggest the absence of a quorum.

The PRESIDING OFFICER (Mr. TILLIS). The clerk will call the roll.

The legislative clerk proceeded to call the roll.

Mr. DURBIN. Mr. President, I ask unanimous consent that the order for the quorum call be rescinded.

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

UNANIMOUS CONSENT REQUEST—S. 1615

Mr. DURBIN. Mr. President, as in legislation session, I ask unanimous consent that the Committee on the Judiciary be discharged from further consideration of S. 1615; that the Senate proceed to its immediate consideration; that the bill be considered read a third time and passed, and the motion to reconsider be considered made and seconded, and the table with no intervening action or debate.

The PRESIDING OFFICER. Is there objection?

Mr. LEE. Mr. President,-reserving the right to object, this is an issue on which Congress needs to act. Congress does, in fact, have authority to pass laws governing immigration and naturalization within our system, but this particular unanimous consent request represents an attempt to pass a major piece of legislation without any opportunity for debate, any opportunity for input from the American people, or any opportunity for amendments by individual Members. If we pass it this way, we will be cutting the American people out of the debate.

Moreover, we also need to address the draws for illegal immigration. If we are going to address the needs of those who have been brought here unlawfully by no fault of their own while they were infants or minors, we need to make sure that we are not going to continue to draw people in unlawfully and that we are not going to continue to have people in various parts of the world sending their children here unlawfully, unaccompanied on many occasions and being subjected to violence, abuse, and all other kinds of abuse in the process. We do need to fix the underlying problem.

For that reason, I object.

The PRESIDING OFFICER. Objection is heard.

The Senator from Illinois.

Mr. DURBIN. Mr. President, I am just going to respond briefly.

The bill that I asked to be called today for a vote was debated at length over a period of 17 years with numerous committee meetings. This is not an open-ended bill. There is a deadline. To qualify for it, one must have been in
the United States already for over a year. So it would not be a magnet for those who would like to come and take advantage of it in the future. It wouldn't apply to them, but it does apply to 1.8 million who would be eligible for citizenship.

I am sorry that there was an objection, but I will continue to work with Members on both sides of the aisle to resolve this. We owe it to Dalia and to many others like her who are waiting for Congress to act. I yield the floor.

The PRESIDING OFFICER (Mr. Lee). The Senator from North Carolina, calling for the release of Pastor Andrew Brunson.

Mr. TILLIS. Mr. President, sadly, I have to do a speech that I promised I would do every week until we find justice for someone who has been in a Turkish prison now for a number of days. This is Pastor Brunson. He is a Presbyterian minister from Black Mountain. He has been in Turkey for 20 years, doing missionary work for a small church that I will describe briefly later.

On October 4, 2016, he was swept up in President Erdogan’s regime’s reaction to an unlawful coup—a coup that I disagree with. I believe in a peaceful transition of power, and I do believe that people who are responsible for it should be subject to Turkish laws. But the roundup of people by the President Erdogan’s regime was very well thought out and went far beyond any reasonable expectation of people who could have been involved in the coup attempt. On October 4, 2016, a Presbyterian minister from Black Mountain, NC—the same church that Billy Graham was a part of—found himself arrested on charges for being a potential terrorist and plotting a coup.

He is in a Turkish prison. He has been in that prison now for 593 days—593 days, almost 17 months—without charges. He is held in a prison cell that is designed for 8 people but has 21 people in it. He is not really allowed to speak with his family. In fact, the only family he has seen over the last 593 days has been his wife, because they have been afraid to let his children come into the country for fear that they would not be allowed to leave, nor will his wife Norine leave the country for fear that she will not be able to come to this country on the only connection to his family. It has been 593 days.

I want to go back and tell you what really underlines why they think this Presbyterian minister is a part of the coup attempt or a terrorist organization. It is because they believe that religions in the United States are somehow joined together in this intelligence-gathering network so that, instead of doing missionary work, they can go into these countries and infiltrate their systems and then force coup coups. They provide aid to people who would commit a terrorist act against the Turkish homeland—something that I would object to and something of which I would say that anybody who does that should be subject to Turkish law.

They believe this of Pastor Brunson, a pastor of a church in Izmir, who for many years, when he was doing missionary work, didn’t even have a church. They finally were able to get the resources together. They have 50 members. This is a 50-member congregation in a church in Izmir, which is one of the more populous cities in the Turkey.

This is a very small church. On a packed day, on a Sunday, you may be able to fit 120 people in it. They open the doors so that people walking down the street can hear what they are talking about. They open the windows. They invite anybody in.

Part of the case is that they believe that people who have entered that church are Kurdish, and because they are Kurdish, they must be associated with the PKK. If they are associated with the PKK, then presumably, they were involved with terrorist attempts against Turkey.

This church was also used in evidence. You see the picture. There is a small room upstairs in this very small church. They say it was even over one dozen secret witnesses. In a Turkish court, he doesn’t have a trial by jury. He has three judges, and there is a prosecutor who is elevated, effectively, to be another judge, whom he is testifying before. One of the secret witnesses said that he clearly is guilty of nefarious activity because one night he saw a window open in this church for about 4 hours. That was the evidence submitted.

There is a problem with that. Number 1, generally speaking, in our country, having a light on doesn’t necessarily go directly to being prosecuted for terrorism or conspiracy to commit terrorism. There is another problem with this. This room doesn’t have a window. It is bright. It has a window open in this church for about 4 hours. There is no possible way somebody could have seen the light. Even if you would argue that seeing a light could somehow be linked to terrorist activity, you can’t even see it.

To make matters worse, after more than a dozen secret witnesses came on, many of them in Turkish prisons themselves for the prosecution, the defense asked if they had 10 witnesses who would testify on his behalf. The judges said he not be allowed to testify because they are suspects. They haven’t been charged with anything, necessarily. They may not even be incarcerated, but they are suspects. Therefore, he has no opportunity whatsoever to defend himself.

I am about to go back and do a final vote on the National Defense Authorization Act. We have to get President Erdogan’s attention. In a bill that we are going to have to on this floor in the next couple of weeks, I believe we are going to have a very clear message to the President and to the people of Turkey to treat our people fairly, to treat with respect a nation that is prepared to send American men and women to Turkey to fight and die for their freedom. If they don’t, then we are going to have to continue to raise the temperature until justice is done for Pastor Brunson and others in Turkish prisons.

I yield the floor.

The PRESIDING OFFICER. The majority leader.

ORDER OF PROCEDURE

Mr. McCONNELL. Mr. President, I ask unanimous consent that notwithstanding rule XXII, all postcloture time on the McWilliams nominations be considered expired at 12 noon on Thursday, May 24; further, that if cloture is invoked on the Evans nomination, the time until 1:45 p.m. be equally divided in the usual form, and at 1:45 p.m., the Senate vote on the nomination; finally, that if any of the nominations are confirmed, the motions to reconsider be considered made and laid upon the table and the President be immediately notified of the Senate’s action.

The PRESIDING OFFICER (Mr. Tillis). Without objection, it is so ordered.

UNANIMOUS CONSENT AGREEMENT—EXECUTIVE CALENDAR

Mr. McCONNELL. Mr. President, I ask unanimous consent that at a time to be determined by the majority leader, in consultation with the Democratic leader, the Senate proceed to executive session for the consideration of the following nomination: Executive Calendar No. 603. I ask consent that there be 10 hours of debate equally divided in the usual form and that following the use or yielding back of time, the Senate vote on the nomination with no intervening action or debate; that if confirmed, the motion to reconsider be considered made and laid upon the table; that the President be immediately notified of the Senate’s action; that no further motions be in order; and that any statements relating to the nomination be printed in the Record.

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

LEGISLATIVE SESSION

MORNING BUSINESS

Mr. McCONNELL. Mr. President, I ask unanimous consent that the Senate resume legislative session for a period of morning business, with Senators permitted to speak therein for up to 10 minutes each.

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

VA MISSION BILL

Mr. DURBIN. Mr. President, the Senate today passed the VA MISSION Act, a long overdue piece legislation of that would finally provide an overhaul of the healthcare system at the Department of Veterans Affairs that is desperately needed. The bill would
streamline and consolidate community care into a single comprehensive program, standardizing eligibility for this program and repealing the Choice program after 1 year. The MISSION Act also includes a phased-in expanded Caregiver program so that caregivers of all ages can access this important benefit. This is an issue I have long worked on, having helped create the original Caregivers program at the VA. This expansion will likely help thousands of family caregivers.

In addition, the MISSION Act will help the VA better recruit quality healthcare professionals with academic and financial incentives, as well as help ensure access to care in rural and underserved areas. I understand that there are some concerns about this legislation.

The asset and infrastructure review provision, which has been compared to the BRAC review of DOD facilities, is contained in the nominee to assess his qualifications on nominees to the VA Secretary, one who will balance the need of some veterans to access authorized private care with protecting the VA system. I look forward to working with State and Federal officials to ensure that IVH Quincy has the technical and financial support it needs.

Let me close with this: The VA MISSION Act reflects this sentiment as well—too often, our servicemembers return home only to find themselves facing challenge after challenge, suffering from the physical and mental wounds of war. This bill will help ensure that we uphold the promise we have made, to provide the care, support, and respect our veterans have earned and deserve.

I want to thank my colleagues Senators ISAKSON and TESTER for their good-faith efforts on this bill. I am pleased to join them and others in the Senate in supporting this legislation.

At the request of Mr. DURBIN, the following statement was ordered to be printed in the RECORD.

VOTE EXPLANATION

- Ms. DUCKWORTH. Mr. President, I was necessarily absent for vote No. 106 on the motion to concur in the House amendment to S. 2372, the VA MISSION Act of 2018. On vote No. 106, had I been present, I would have voted yea on the motion to concur in the House amendment to S. 2372, the VA MISSION Act of 2018.

REMOVAL OF NOMINATION OBJECTION

Mr. WYDEN. Mr. President, on May 10, I announced my intention to object to a unanimous consent request for the Senate to take up the nomination of Christopher C. Krebs who has been nominated by President Trump to serve as Under secretary of the National Protection and Programs Directorate at the Department of Homeland Security, DHS. I did so because DHS had yet to clear for public release important information about vulnerabilities in U.S. telephone networks that are being exploited, potentially by foreign governments, to target Americans.

Last week, I discussed with Mr. Krebs our shared interest in protecting Americans from sophisticated cyber security threats, particularly those that exploit flaws in U.S. communications networks. I am pleased to say that DHS subsequently provided me with a letter that included much of the information that I had previously requested. I intend to make this letter public in the coming days and believe that it will further much needed debate about the security of U.S. telephone networks and the Federal Communications Commission’s lax approach to regulating the privacy and cyber security practices of wireless carriers.

In light of this action, I will no longer object to any unanimous consent request for the Senate to take up Mr. Krebs’s nomination.

HONORING PRIVATE MARTIN A. TREPTOW

Mrs. ERNST. Mr. President, today I wish to honor Martin A. Treptow who bravely served as a private in the U.S. Army during the First World War.

Martin enlisted in the Iowa National Guard in 1917 while working as a barber in Cherokee, IA, and was soon stationed in France as part of the 168th Infantry of the 42nd Division, the famed Rainbow Division. During the assault on Hill 212 on La Croix Rouge Farm, Martin courageously volunteered to deliver an important message to another platoon, despite heavy enemy fire. Martin successfully completed his mission and paid the ultimate sacrifice in doing so.

As his belongings were being prepared to send home to his family and friends, Martin’s diary was found. His diary included an entry entitled “My Pledge,” and Martin had written: “America must win this war. Therefore, I will work, I will save, I will ensure, I will fight cheerfully and do my utmost, as if the issue of the whole struggle depended on me alone.”

I ask my colleagues to join me as I proudly recognize Martin A. Treptow, whose heroic actions and inspiring words epitomize the duty and sacrifice of all the brave men and women who serve and have served the United States in defense of our freedom.

ADDITIONAL STATEMENTS

CENTENNIAL OF GRENVILLE, SOUTH DAKOTA

- Mr. THUNE. Mr. President, today I recognize Grenville, SD. The town of Grenville will be celebrating its centennial on June 8 through June 10, 2018. Grenville will host centennial events which include a parade, street dances, a softball tournament, raffles, a pig roast, children events, and much more.

Grenville, located in Day County, was given the christened name of Zielona Gora, meaning “green hills,” which is an accurate description of the area’s beautiful sloping hills and majestic landscape. Since its founding 100 years ago, the community of Grenville remains resilient in upholding South Dakota values. Today the robust traditions passed down by determined set-
MESSAGES FROM THE PRESIDENT

Messages from the President of the United States were communicated to the Senate by Ms. Ridgeway, one of his secretaries.

EXECUTIVE MESSAGES REFERRED

In executive session the PRESIDING OFFICER laid before the Senate messages from the President of the United States submitting a nomination and a withdrawal which were referred to the Committee on Foreign Relations.

(The messages received today are printed at the end of the Senate proceedings.)

MESSAGES FROM THE HOUSE

At 11:03 a.m., a message from the House of Representatives, delivered by Mrs. Con. Res. 115: Concurrent resolution authorizing the use of unapproved medical products by patients diagnosed with a terminal illness in accordance with state law, and for other purposes.

S. 292: An act to maximize discovery, and for other purposes.

H.R. 4743: An act to amend the Small Business Act to strengthen the Office of Risk Management within the Small Business Administration, and for other purposes.

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC–5243. A communication from the Acting Director of Program Development and Regulatory Analysis, Rural Utilities Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled “Policy on Audits of RUS Borrowers and Grantees” (RIN0572–AC33) received in the Office of the President of the Senate on May 16, 2018; to the Committee on Agriculture, Nutrition, and Forestry.

EC–5244. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled “Pyroxsulfone; Pesticide Tolerances” (FRL No. 9977–25) received in the Office of the President of the Senate on May 17, 2018; to the Committee on Agriculture, Nutrition, and Forestry.

EC–5246. A communication from the Congressional Review Coordinator, Animal and Plant Health Inspection Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled “VISTA Records and Reports Specific to International Standards for Pharmacovigilance” (RIN0575–EA11) received in the Office of the President of the Senate on May 17, 2018; to the Committee on Agriculture, Nutrition, and Forestry.

EC–5247. A communication from the Acting Chief of Staff, Natural Resources Conservation Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled “Program Recipient Reporting” (RIN0578–AA64) received in the Office of the President of the Senate on May 21, 2018; to the Committee on Agriculture, Nutrition, and Forestry.

EC–5248. A communication from the Secretary of Defense, transmitting the report of two (2) officers authorized to wear the insignia of grade of major general or brigadier general in accordance with title 10, United States Code, section 777; to the Committee on Armed Services.

EC–5249. A communication from the President of the United States, transmitting, pursuant to law, a report on the continuation of the national emergency that was originally declared in Executive Order 13611 of May 16, 2012, with respect to Yemen; to the Committee on Banking, Housing, and Urban Affairs.

EC–5250. A communication from the Secretary of the Treasury, transmitting, pursuant to law, a six-month periodic report on the national emergency that was declared in Executive Order 13465 of June 16, 2006, with respect to Belarus; to the Committee on Banking, Housing, and Urban Affairs.

EC–5251. A communication from the Secretary of the Treasury, transmitting, pursuant to law, a six-month periodic report on the national emergency that was declared in Executive Order 13465 of June 16, 2006, with respect to Iraq; to the Committee on Banking, Housing, and Urban Affairs.

EC–5252. A communication from the Secretary of Agriculture, transmitting, pursuant to law, a report entitled “Department of Agriculture Farm Assistance Programs: Fiscal Year 2017” (RIN0579–AA75) received in the Office of the President of the Senate on May 17, 2018; to the Committee on Agriculture, Nutrition, and Forestry.


EC–5254. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled “Clopyralid; Pesticide Tolerances” (FRL No. 9978–23) received in the Office of the President of the Senate on May 17, 2018; to the Committee on Environment and Public Works.


EC–5256. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled “Revisions to California State Implementation Plan; Bay Area Air Quality Management District; Stationary Sources; New Source Review” (FRL No. 9978–19–Region 9) received in the Office of the President of the Senate on May 17, 2018; to the Committee on Environment and Public Works.

EC–5257. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled “Approval and Promulgation of Implementation Plans; California; California Mobile Source Regulations” (FRL No. 9978–19–Region 9) received in the Office of the President of the Senate on May 17, 2018; to the Committee on Environment and Public Works.

EC–5258. A communication from the Assistant Secretary, Legislative Affairs, Department of State, transmitting, pursuant to law, a report relating to waiver authority for Turkmenistan; to the Committee on Finance.

EC–5259. A communication from the Senior Coordinator for Regulations, Departmental Offices, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled “Department of the Treasury Acquisition Regulations; Tax Check Requirements” (48 CFR Parts 1009 and 1052) received in the Office of the President of the Senate on May 17, 2018; to the Committee on Finance.

EC–5260. A communication from the Regulations Coordinator, Centers for Medicare and Medicaid Services, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled “Medicare Program; CY 2018 Updates to the Quality Payment Program: Extreme and Uncontrollable Circumstance Policy for the Transition to Correct the Inadvertent Penalty” (RIN: 0933–AT19) (CMS–5522–F2) received in the Office of the President of the Senate on May 21, 2018; to the Committee on Finance.

EC–5261. A communication from the Assistant Secretary, Legislative Affairs, Department of State, transmitting, pursuant to section 36(c) of the Arms Export Control Act, the report of a rule entitled “Prohibition on the export of defense articles, including technical data, and defense services to Japan to

EXECUTIVE MESSAGES REFERRED

In executive session the PRESIDING OFFICER laid before the Senate messages from the President of the United States submitting a nomination and a withdrawal which were referred to the Committee on Foreign Relations.

(The messages received today are printed at the end of the Senate proceedings.)
support the assembly, disassembly, alignment, test, integration, repair, and maintenance of MTSS-A Variants in the amount of $100,000,000 or more (Transmittal No. DDTCA 17–1479); to the Committee on Foreign Relations.

EC–5282. A communication from the Assistant Secretary of State, transmitting, pursuant to section 36(c) and (d) of the Arms Export Control Act, the certification of a proposed licit lease agreement for the sale or transfer of defense articles, including technical data, and defense services to Algeria and United Kingdom for the manufacture, production, or sale of Falcon III tactical radio systems in the amount of $50,000,000 or more (Transmittal No. DDTCA 17–470); to the Committee on Foreign Relations.

EC–5283. A communication from the Attorney-Advisor, Office of the Legal Advisor, Department of State, transmitting, pursuant to law, the report of a rule entitled “Department of State 2018 Civil Monetary Penalties Inflationary Adjustment” (RIN1400–AE50) receiving during adjournment of the Senate in the Office of the President of the Senate on May 16, 2018; to the Committee on Foreign Relations.

EC–5284. A communication from the Director of Policy Management, Inspector General’s Office, Staff, Food and Drug Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled “Pathology and Testing; Certification and Registration of Blood Establishment Computer Software and Automated Data Processing and Computer Control Systems (21 CFR Part 640) (Docket No. FDA–2016–N–0949)” received during adjournment of the Senate in the Office of the President of the Senate on May 16, 2018; to the Committee on Homeland Security and Governmental Affairs.


EC–5293. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 22–345, “Rental Unit Fee Amendment Act of 2018”; to the Committee on Homeland Security and Governmental Affairs.


EC–5296. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 22–348, “Rental Unit Fee Amendment Act of 2018”; to the Committee on Homeland Security and Governmental Affairs.


EC–5302. A communication from the Deputy Inspector General, Inspector General’s Office, Department of Health and Human Services, transmitting, pursuant to law, a report entitled “Schedules of Controlled Substances: Extention of Temporary Placement of beta- Emissions of the F classification of the Controlled Substances Act” (Docket No. DEA–484) received in the Office of the President of the Senate on May 16, 2018; to the Committee on Homeland Security and Governmental Affairs.

EC–5303. A communication from the Attorney-Advisor, Office of the Legal Advisor, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled “Special Local Regulation; Wolf River Chute, Memphis TN” (RIN1625–AA08) (Docket No. USCG–2018–0312) received in the Office of the President of the Senate on May 16, 2018; to the Committee on Commerce, Science, and Transportation.

EC–5304. A communication from the Attorney-Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled “Special Local Regulation; Red River, Alexandria, LA” (RIN1625–AA08) (Docket No. USCG–2018–0312) received in the Office of the President of the Senate on May 16, 2018; to the Committee on Commerce, Science, and Transportation.

EC–5305. A communication from the Attorney-Advisor, Office of the Legal Advisor, Office of the Inspector General, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled “Special Local Regulation; Oak Ridge, TN” (RIN1625–AA08) (Docket No. USCG–2018–0096) received in the Office of the President of the Senate on May 16, 2018; to the Committee on Commerce, Science, and Transportation.

EC–5306. A communication from the Attorney-Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled “Special Local Regulation; Pensacola Bay, Pensacola, FL” (RIN1625–AA08) (Docket No. USCG–2018–0103) received in the Office of the President of the Senate on May 16, 2018; to the Committee on Commerce, Science, and Transportation.

EC–5307. A communication from the Attorney-Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled “Special Local Regulation; Black Warrior River, Tuscaloosa, AL” (RIN1625–AA08) (Docket No. USCG–2018–0014) received in the Office of the President of the Senate on May 16, 2018; to the Committee on Commerce, Science, and Transportation.

EC–5308. A communication from the Attorney-Advisor, Office of the Legal Advisor, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled “Special Local Regulations; Ohio Valley Annual and Recurring Special Local Regulations Update” (RIN1625–AA08) (Docket No. USCG–2018–0064) received in the Office of the President of the Senate on May 16, 2018; to the Committee on Commerce, Science, and Transportation.

EC–5309. A communication from the Attorney-Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled “Special Local Regulations; Ohio Valley Annual and Recurring Special Local Regulations Update” (RIN1625–AA08) (Docket No. USCG–2018–0064) received in the Office of the President of the Senate on May 16, 2018; to the Committee on Commerce, Science, and Transportation.

EC–5310. A communication from the Attorney-Advisor, Office of the Legal Advisor, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled “Safety Zone; Cocos Lagoon, Merizo, GU” (RIN1625–AA00) (Docket No. USCG–2018–0280) received in the Office of the President of the Senate on May 16, 2018; to the Committee on Commerce, Science, and Transportation.

EC–5311. A communication from the Attorney-Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled “Safety Zone; Ohio River mile marker 27.8 to mile marker 28.2, Vanport, PA” (RIN1625–AA00) (Docket No. USCG–2018–0122) received in the Office of the President of the Senate on May 16, 2018; to the Committee on Commerce, Science, and Transportation.
EC-5302. A communication from the Attorney-Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled “Safety Zone; Sabine River, Orange, Texas” ((RIN1625-AA00) (Docket No. USCG–2018–0061)) received in the Office of the President of the Senate on May 16, 2018; to the Committee on Commerce, Science, and Transportation.

EC-5303. A communication from the Attorney-Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled “Safety Zone; Sabine River, Orange, Texas” ((RIN1625-AA00) (Docket No. USCG–2018–0061)) received in the Office of the President of the Senate on May 16, 2018; to the Committee on Commerce, Science, and Transportation.

EC-5304. A communication from the Attorney-Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled “Safety Zone; Volvo Ocean Race Newport; East Passage, Narragansett Bay, RI” ((RIN1625–AA00) (Docket No. USCG–2018–0118)) received in the Office of the President of the Senate on May 16, 2018; to the Committee on Commerce, Science, and Transportation.

EC-5305. A communication from the Attorney-Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled “Safety Zone; Lake Michigan, Calumet Harbor, Chicago, IL” ((RIN1625-AA00) (Docket No. USCG–2018–0224)) received in the Office of the President of the Senate on May 16, 2018; to the Committee on Commerce, Science, and Transportation.

EC-5306. A communication from the Attorney-Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled “Safety Zone; Lake Michigan, Calumet Harbor, Chicago, IL” ((RIN1625-AA00) (Docket No. USCG–2018–0397)) received in the Office of the President of the Senate on May 16, 2018; to the Committee on Commerce, Science, and Transportation.

EC-5307. A communication from the Attorney-Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled “Safety Zone; Pensacola Bay, Pensacola, FL” ((RIN1625-AA00) (Docket No. USCG–2017-0964)) received in the Office of the President of the Senate on May 16, 2018; to the Committee on Commerce, Science, and Transportation.

EC-5308. A communication from the Attorney-Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled “Safety Zone; Pensacola Bay, Pensacola, FL” ((RIN1625-AA00) (Docket No. USCG–2017-0964)) received in the Office of the President of the Senate on May 16, 2018; to the Committee on Commerce, Science, and Transportation.
Resolved, That the Senate of the Legislature of Louisiana does hereby recognize Tuesday, April 24, 2018, as the fourth annual Oil and Natural Gas Industry Day at the state Capitol and hereby commends the industry for more than a century of partnership with Louisiana, providing jobs and economic benefits for the state while providing the energy that fuels a nation; and be it further

Resolved, That a copy of this Resolution be transmitted to the secretary of the United States Congress and the clerk of the United States House of Representatives, and to each member of the Louisiana delegation to the United States Congress.

POM-235. A concurrent resolution adopted by the Legislature of the State of Louisiana urging the United States Congress to allow for variances for a project to mitigate coastal wetlands loss as a result of permitted dredging, obstructing, or altering of waters of the United States; and

WHEREAS, the federal Clean Water Act establishes a program to regulate the discharge of dredged or fill material into waters of the United States, including wetlands; and

WHEREAS, the North American Free Trade Agreement (NAFTA)-created the largest single free trade agreement in the world and produced significant economic benefits to the State of Arizona; and

WHEREAS, in 2014, over 236,000 Arizona jobs relied on trade with Mexico, our two largest trading partners, Canada and Mexico; and

WHEREAS, NAFTA has facilitated the growth of significant new cross-border manufacturing and supply chains in industries such as aerospace, agriculture, electronics and automotive; and

WHEREAS, the United States Congress, in furtherance of its duty and responsibility to represent the people of the United States, including the people of the State of Arizona, has a duty and obligation, in the exercise of its authority under the United States Constitution and the United States Congressional powers granted under the United States Constitution, to ensure that the North American Free Trade Agreement to maintain the global competitiveness of Arizona’s businesses and citizens; and to the Committee on Finance.

POM-236. A concurrent resolution adopted by the Legislature of the State of Arizona urging the United States Congress to swiftly negotiate and ratify the North American Free Trade Agreement which has a clearly overriding public interest.

POM-237. A concurrent resolution adopted by the Legislature of the State of Arizona urging the United States Congress to employ flexible market-based solutions and allow for coastal wetland variance when a project to mitigate coastal wetland loss as a result of permitted dredging, obstructing, or altering of waters of the United States; and

WHEREAS, like federal law, Louisiana law requires compensatory mitigation at a level sufficient to replace the ecological value of the wetlands lost as a result of permitted projects, but allows for variances to this requirement when it is demonstrable that the required mitigation would render the proposed project impracticable if the project is a clearly overriding public interest; and

WHEREAS, the wetlands lost as a result of permitted projects is considered, even when that project has a clearly overriding public interest; and

WHEREAS, in an effort to help the state protect its valuable coast and wetlands, federal law should allow for a variance for a project that has a clearly overriding public interest.

POM-238. A concurrent resolution adopted by the Legislature of the State of Arizona urging the United States Congress to swiftly implement and carry out the Global Jobs and Competitiveness Act of 2017, which has a clearly overriding public interest.

POM-239. A concurrent resolution adopted by the Legislature of the State of Arizona urging the United States Congress to swiftly implement and carry out the North American Jobs and Competitiveness Act of 2017, which has a clearly overriding public interest.

POM-240. A concurrent resolution adopted by the Legislature of the State of Arizona urging the United States Congress to swiftly implement and carry out the North American Jobs and Competitiveness Act of 2017, which has a clearly overriding public interest.

POM-241. A concurrent resolution adopted by the Legislature of the State of Arizona urging the United States Congress to swiftly implement and carry out the North American Jobs and Competitiveness Act of 2017, which has a clearly overriding public interest.

POM-242. A concurrent resolution adopted by the Legislature of the State of Arizona urging the United States Congress to swiftly implement and carry out the North American Jobs and Competitiveness Act of 2017, which has a clearly overriding public interest.

Air Force nomination of Col. Michele C. Edmondson, to be Brigadier General.

Navy nomination of Capt. Jeffrey S. Scheidt, to be Rear Admiral (lower half).


Mr. INHOFE for Mr. MCCAIN. Mr. President, for the Committee on Armed Services I report favorably the following nomination lists which were printed in the Recons on the dates indicated (the nominations lie at the Secretary's desk for the Executive Calendar that these nominations were reported with the recommendation that they be confirmed.)

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

Air Force nomination of Mokisa P. Fryer, to be Major.

Air Force nominations beginning with Aaron J. Oelrich and ending with Gregory P. Norton, which nominations were received by the Senate and appeared in the Congressional Record on May 7, 2018.

Army nomination of Rivan C. Boyle, to be Colonel.

Army nominations beginning with Chad K. Kimbrough and ending with Travis K. Fugh, which nominations were received by the Senate and appeared in the Congressional Record on May 15, 2018.

Army nomination of Todd M. Yosick, to be Colonel.

Army nomination of Mitchell P. Kreuze, to be Major.

Army nomination of Sheryl L. Anchos, to be Lieutenant Colonel.

Army nominations beginning with Mark A. Crimaldi and ending with James A. Watson, which nominations were received by the Senate and appeared in the Congressional Record on April 24, 2018.

Army nominations beginning with Derrick J. Chacon and ending with Todd M. Leeds, which nominations were received by the Senate and appeared in the Congressional Record on April 24, 2018.

Army nomination of James E. Smith, Jr., to be Captain.

Army nominations beginning with Allen D. Aldenberg and ending with Timothy A. Wood, which nominations were received by the Senate and appeared in the Congressional Record on May 7, 2018.

Army nominations beginning with William J. Grimes and ending with Jeremy P. Mount, which nominations were received by the Senate and appeared in the Congressional Record on May 7, 2018.

Army nomination of David W. Eastburn, to be Lieutenant Colonel.

Army nomination of Zina L. Roberts, to be Major.

Army nominations beginning with Bradford M. Burris and ending with John H. Cochran, which nominations were received by the Senate and appeared in the Congressional Record on May 7, 2018.

Army nomination of Courtney T. Tripp, to be Colonel.

Army nomination of Tariq Z. Abouie, to be Major.

Army nominations beginning with Justin J. Anderson and ending with Robert C. Zyia, which nominations were received by the Senate and appeared in the Congressional Record on January 18, 2018.

Marine Corps nominations beginning with Armando Acosta, Jr. and ending with Roger M. Wood, which nominations were received by the Senate and appeared in the Congressional Record on January 18, 2018.

Marine Corps nomination of James B. Thompson, to be Lieutenant Colonel.

Marine Corps nomination of Jon C. Peterson, to be Major.

Navy nomination of Jason A. Parish, to be Captain.

Navy nomination of Hisham K. Semaan, to be Lieutenant Commander.

Navy nomination of Thomas A. Esparza, to be Captain.

Navy nomination of Jason S. Heitman, to be Lieutenant Commander.

Navy nomination of Brian P. Walsh, to be Commander.

Navy nomination of Justin M. Adcock, to be Commander.

Navy nomination of Daniel A. Ward, to be Lieutenant Commander.

Navy nomination of Robert M. Hess, to be Lieutenant Commander.

Navy nomination of Neil Partain, to be Lieutenant Commander.

Navy nomination of Gabriel F. Santiago, to be Lieutenant Commander.

Navy nominations beginning with Gregory N. Anderson and ending with Jacob H. Webb, which nominations were received by the Senate and appeared in the Congressional Record on May 7, 2018.

Navy nomination of David A. Besacho, to be Colonel.

Navy nomination of Evan E. Werner, to be Lieutenant Commander.

Navy nomination of Kevin B. Smith, to be Lieutenant Commander.

*Nomination was reported with recommendation that it be confirmed subject to the nominee's commitment to respond to requests to appear and testify before any duly constituted committee of the Senate.

(Nominations without an asterisk were recommended with the recommendation that they be confirmed.)

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

The following bills and joint resolutions were introduced, read the first and second times by unanimous consent, and referred as indicated:

By Ms. BALDWIN (for herself and Mr. HEINRICHI):

S. 2927. A bill to amend the Organic Foods Production Act of 1990 to increase interagency cooperation in the enforcement of standards for importing organic agricultural products, and for other purposes; to the Committee on Agriculture, Nutrition, and Forestry.

By Mrs. CAPITO (for herself and Mr. HEINRICHI):

S. 2928. A bill to amend title XVIII of the Social Security Act to provide coverage under the Medicare program for FDA-approved qualifying colorectal cancer screening blood-based tests, and for other purposes; to the Committee on Finance.

By Mr. MARKEY (for himself and Mr. BLUMENTHAL):

S. 2929. A bill to require the United States Trade Representative to pursue a complaint of anticompetitive practices against certain oil exporting countries; to the Committee on Finance.

By Mrs. ERNST (for herself, Mr. LANKFORD, and Mr. PERDUE):

S. 2930. A bill to require that Congress may not recess, adjourn, or consider other matters after August 1 of any year if Congress has not approved a concurrent resolution on the budget and passed the regular appropriations bills with respect to the next fiscal year; to the Committee on Homeland Security and Governmental Affairs.

By Mr. MARKEY (for himself, Ms. MURKOWSKI, and Ms. HASSAN):

S. 2931. A bill to develop national milestones to measure and reduce the opioid epidemic; to the Committee on Health, Education, Labor, and Pensions.

By Mr. MARKEY (for himself and Mr. BLUMENTHAL):

S. 2932. A bill to strengthen protections relating to the online collection, use, and disclosure of personal information of children and minors, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. WYDEN:

S. 2933. A bill to amend title 17, United States Code, to clarify ownership with respect to certain copyrights, and for other purposes; to the Committee on the Judiciary.

By Mr. NELSON (for himself and Mr. BLUMENTHAL):

S. 2934. A bill to increase the recruitment and retention of school counselors, social workers, and other school staff; to the Committee on Health, Education, Labor, and Pensions.

By Mr. BLUMENTHAL:

S. 2935. A bill to prioritize and support the Human Intervention Motivation Study (HIMS) program for flight crewmembers and the Flight Attendant Drug and Alcohol Program (FADAP) for flight attendants, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. THUNE:

S. 2936. A bill to improve soil moisture and precipitation monitoring, and for other purposes; to the Committee on Energy and Natural Resources.

By Ms. SMITH (for herself, Mr. BENNET, Mr. BLUMENTHAL, Mr. BOOKER, Ms. CORTEZ MASTO, Ms. DUCKWORTH, Mr. DURBIN, Mrs. GILLIBRAND, Ms. HARRIS, Mr. HEINRICHI, Ms. HIRONO, Ms. KLOBuchar, Mr. LEAHY, Mr. MARKEY, Mr. MENENDEZ, Mr. MERKLEY, Mrs. MURRAY, Mr. SANDERS, Mr. UDALL, Ms. WARNEN, Mr. WHITEHOUSE, Mr. WYDEN, and Mr. KAINZ):

S. 2937. A bill to protect children affected by immigration enforcement actions; to the Committee on the Judiciary.

By Mr. Sasse (for himself, Ms. HETTIGER, Mr. KORAN, Mr. TESTER, Mr. JONES, Mrs. ERNST, Mr. RUBIO, Ms. SMITH, Mr. PAUL, and Mr. ROBERTS):

S. 2938. A bill to require the Secretary of Transportation to modify provisions relating to hours of service requirements with respect to transportation of livestock and insects, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. WHITEHOUSE (for himself, Mr. GRASSLEY, Mr. DURBIN, Mr. GRAHAM, and Mr. BLUMENTHAL):

S. 2939. A bill to amend title 18, United States Code, to prohibit the establishment of a corporation to conceal election contributions and donations by foreign nationals; to the Committee on Rules and Administration.

By Mr. SCOTT (for himself, Mr. CASEY, Mr. WYDEN, Mr. BENNET, and Mr. GRAHAM):

S. 2940. A bill to provide for the consideration of a definition of anti-Semitism for the enforcement of Federal antidiscrimination laws that concern education programs or activities; to the Committee on Health, Education, Labor, and Pensions.
By Mr. THUNE:
S. 2941. A bill to improve the Cooperative Observer Program of the National Weather Service, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mrs. HYDE-SMITH:
S. 2942. A bill to amend the Migratory Bird Treaty Act to establish January 31 of each year as the Federal closing date for duck hunting season and to establish special duck hunting days for youths, veterans, and active military personnel, and for other purposes; to the Committee on Environment and Public Works.

By Mr. DAINES (for himself, Mr. CRAPO, Mr. THUNE, Mr. ROUNDS, and Mr. RISCH):
S. 2943. A bill to amend the Internal Revenue Code of 1986 to exempt Indian tribal governments and other tribal entities from the employer health coverage mandate during the time the employer health coverage mandate exists; to the Committee on Finance.

By Mr. CASSIDY (for himself, Mr. JONES, and Mrs. MCCASKILL):
S. 2944. A bill to limit the printing of the Congressional Record and the Senate Calendars, and for other purposes; to the Committee on Rules and Administration.

By Mr. MERKLEY:
S.J. Res. 61. A joint resolution to authorize the use of military force in Iraq and Afghanistan against the Taliban, al Qaeda, and the Islamic State of Iraq and the Levant in order to protect the United States, its territories, and the homeland from attack; to the Committee on Foreign Relations.

SUBMISSION OF CONCURRENT AND SENATE RESOLUTIONS
The following concurrent resolutions and Senate resolutions were read, and referred (or acted upon), as indicated:

By Mr. HATCH (for himself and Mrs. FEINSTEIN):
S. Res. 520. A resolution recognizing and commending the contributions of Li Ka-shing in global business leadership and philanthropy and his commitment to retirement from a professional career; to the Committee on Foreign Relations.

By Mr. CORKY (for himself, Mr. CONRNELL, Mr. SCHUM, Mr. ALEXANDER, Ms. BALDWIN, Mr. BARRASO, 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, Mr. COLLINS, Mr. COONS, Mr. CORK, Mr. CORTEZ MASTO, Mr. COTTON, Mr. CRAPO, Mr. DAINES, Mr. DONNELLY, Ms. DUCKWORTH, Mr. DURBIN, Mr. ENZI, Mrs. ERNST, Mrs. FEINSTEIN, Ms. FISCHER, Mr. FLAKE, Mr. GARVIN, Mrs. GILLIBRAND, Mr. GRAHAM, Mr. GRASSLEY, Mr. HARRIS, Ms. HASSAN, Mr. HATCH, Mr. HINNEICH, Ms. HEITKAMP, Mr. HELLER, Ms. HIRONO, Mr. HOEVEN, Mrs. HYDE-SMITH, Mr. ISHOFER, Mr. ISAOKO, Mr. JOHNSON, Mr. JONES, Mr. KAIN, Mr. KENNEDY, Mr. KING, Ms. KLOBUCHAR, Mr. LANKFORD, Mr. LEAHY, Mr. LEE, Mr. MANCHIN, Mr. MARK, Mr. MCAIN, Mrs. MCCASKILL, Mr. MENEND, Mr. MERKLEY, Mr. MORGAN, Ms. MURKOWSKI, Mr. MURPHY, Mrs. MURRAY, Mr. NELSON, Mr. PAUL, Mr. PERDUE, Mr. PETERS, Mr. PORTMAN, Mr. RISCH, Mr. ROB, Mr. ROUNDS, Mr. RUBIO, Mr. SANDERS, Mr. SASSE, Mr. SCHATZ, Mr. SCOTT, Mrs. SHARR, Mr. SHLEY, Ms. SMATH, Ms. STARBOK, Mr. SULLIVAN, Mr. TESTER, Mr. THUNE, Mr. TILLIS, Mr. TOOMEY, Mr. UDALL, Mr. VAN HOOT, Mr. WHITEHOUSE, Mr. WICKER, Mr. WYDEN, and Mr. YOUNG):
S. Res. 521. A resolution condemning the horrific attack in Parkland, Florida, and expressing support and prayers for all of those impacted by the tragedy; considered and agreed to.

ADDITIONAL COSPONSORS

S. 399
At the request of Mr. NELSON, the name of the Senator from Illinois (Ms. DUCKWORTH) was added as a cosponsor of S. 339, a bill to amend title 10, United States Code, to repeal the requirement for reduction of survivor annuities under the Survivor Benefit Plan by veterans' dependency and indemnity compensation, and for other purposes.

S. 379
At the request of Mr. WHITEHOUSE, the names of the Senator from New Jersey (Mr. MENENDEZ) and the Senator from Maine (Ms. COLLINS) were added as cosponsors of S. 379, a bill to amend title II of the Social Security Act to provide for a home infusion therapy services temporary transitional payment under the Medicare program.

S. Res. 521
At the request of Mr. WYDEN, the name of the Senator from New York (Ms. GILLIBRAND) was added as a cosponsor of S. 1712, a bill to amend the Higher Education Act of 1965 to provide for the automatic recertification of income for income-driven repayment plans, and for other purposes.

S. 1738
At the request of Mr. WARNER, the name of the Senator from Oklahoma (Mr. LANKFORD) was added as a cosponsor of S. 1738, a bill to amend title XVIII of the Social Security Act to provide for a home infusion therapy services temporary transitional payment under the Medicare program.

At the request of Mrs. COLLINS, the name of the Senator from Minnesota (Ms. SMITH) was added as a cosponsor of S. 2076, a bill to amend the Public Health Service Act to authorize the expansion of activities related to Alzheimer’s disease, cognitive decline, and brain health under the Alzheimer’s Disease and Healthy Aging Program, and for other purposes.

S. 2126
At the request of Mr. WARNER, the name of the Senator from Montana (Mr. TESTER) was added as a cosponsor of S. 2126, a bill to improve the coordination and use of geospatial data.

S. 1152
At the request of Mrs. MURRAY, the name of the Senator from Virginia (Mr. Kaine) was added as a cosponsor of S. 2143, a bill to amend the National Labor Relations Act to strengthen protections for employees wishing to advocate for improved wages, hours, or other terms or conditions of employment, to expand coverage under such Act, to provide a process for achieving initial collective bargaining agreements, and to provide for stronger remedies for interference with these rights, and for other purposes.

S. 2341
At the request of Mr. TESTER, the name of the Senator from California (Ms. HARRIS) was added as a cosponsor of S. 2341, a bill to amend title 38, United States Code, to improve the processing of veterans benefits by the Department of Veterans Affairs, to limit the authority of the Secretary of Veterans Affairs to recover overpayments made by the Department and other amounts owed by veterans to the United States, to improve the due process accorded veterans with respect to such recovery, and for other purposes.

S. 2380
At the request of Mr. HELFER, the name of the Senator from Texas (Mr.
At the request of Mr. Bennet, the names of the Senator from Rhode Island (Mr. Whitehouse) were added as cosponsors of S. 2460, a bill to amend title XXVI of the Social Security Act to require e-prescribing for coverage under part D of the Medicare program of prescription drugs that are controlled substances.

S. 2497

At the request of Mr. Risch, the names of the Senator from Arizona (Mr. Flake) and the Senator from Pennsylvania (Mr. Toomey) were added as cosponsors of S. 2497, a bill to amend the Foreign Assistance Act of 1961 and the Arms Export Control Act to make improvements to certain defense and security assistance provisions and to authorize the appropriations of funds to Israel, and for other purposes.

S. 2506

At the request of Mr. Inhofe, the name of the Senator from North Dakota (Mr. Hoeven) was added as a cosponsor of S. 2506, a bill to establish an aviation maintenance workforce development pilot program.

S. 2542

At the request of Mr. Van Hollen, the name of the Senator from Washington (Ms. Murray) was added as a cosponsor of S. 2542, a bill to amend part B of the Individuals with Disabilities Education Act to provide full Federal funding of such part.

S. 2564

At the request of Ms. Baldwin, the name of the Senator from Michigan (Ms. Stabenow) was added as a cosponsor of S. 2621, a bill to amend the Occupations Safety and Health Act of 1970 to expand coverage under the Act, to increase protections for whistleblowers, to increase penalties for high gravity violations, to adjust penalties for inflation, to provide rights for victims or their family members, and for other purposes.

S. 2652

At the request of Mr. Cassidy, the name of the Senator from North Carolina (Mr. Burr) was added as a cosponsor of S. 2652, a bill to award a Congressional Gold Medal to Stephen Michael Gleason.

S. 2677

At the request of Mr. McConnell, the name of the Senator from Virginia (Mr. Warner) was added as a cosponsor of S. 2677, a bill to amend the Agricultural Marketing Act of 1946 to provide for State and Tribal regulation of hemp production, and for other purposes.

S. 2772

At the request of Ms. Baldwin, the names of the Senator from Iowa (Mr. Grassley) and the Senator from Missouri (Mrs. McCaskill) were added as cosponsors of S. 2712, a bill to amend the National Agricultural Research, Extension, and Teaching Policy Act of 1977 to establish a farm and ranch stress assistance network, and for other purposes.

S. 2903

At the request of Ms. Warren, the name of the Senator from North Dakota (Mr. Hoeven) was added as a cosponsor of S. 2901, a bill to amend title 10, United States Code, to clarify the effective date of the promotion of commissioned officers of the Army National Guard and Air National Guard, to improve processes for Federal recognition of the promotions of such officers, and for other purposes.

S. 2910

At the request of Mr. Sanders, the name of the Senator from Connecticut (Mr. Blumenthal) was added as a cosponsor of S. 2910, a bill to amend the National Labor Relations Act to establish an efficient system to enable employees to form, join, or assist labor organizations, and for other purposes.

S. 2923

At the request of Mr. Hatch, the name of the Senator from Kansas (Mr. Roberts) was added as a cosponsor of S. 2923, a bill to modernize copyright law, and for other purposes.

S. 2935

At the request of Mr. Collin, the names of the Senator from Hawaii (Mr. Schatz), the Senator from Rhode Island (Mr. Reed) and the Senator from Wyoming (Mr. Enzi) were added as cosponsors of S. 2935, a bill to require a study of the well-being of the newspapers and publishing industry in the United States, and for other purposes.

S. 2963

At the request of Ms. Cantwell, her name was added as a cosponsor of S. 2963, supra.

S. CON. RES. 6

At the request of Ms. Hassan, the name of the Senator from Iowa (Mr. Grassley) was added as a cosponsor of S. 2937, a bill to improve the systems for identifying the diversion of controlled substances.

S. 2939

At the request of Mr. Van Hollen, the name of the Senator from Oregon (Mr. Wyden) was added as a cosponsor of S. 2939, a bill to amend the Food, Agriculture, Conservation, and Trade Act of 1990 to improve assistance for socially disadvantaged farmers and ranchers and veteran farmers and ranchers, and for other purposes.

S. 2942

At the request of Mrs. Capito, the name of the Senator from Ohio (Mr. Brown) was added as a cosponsor of S. 2842, a bill to prohibit the marketing of bogus opioid treatment programs or products.

S. 2957

At the request of Mr. Cantwell, the name of the Senator from Alaska (Ms. Murkowski) was added as a cosponsor of S. 2957, a bill to designate the Nordic Museum in Seattle, Washington, as the "National Nordic Museum", and for other purposes.

S. 2977

At the request of Mr. Blunt, the name of the Senator from New York (Mrs. Gillibrand) was added as a cosponsor of S. 2863, a bill to require the Secretary of the Treasury to mint a coin in commemoration of the opening of the National Law Enforcement Museum in the District of Columbia, and for other purposes.

S. 2865

At the request of Ms. Baldwin, the name of the Senator from Rhode Island (Mr. Whitehouse) was added as a cosponsor of S. 2865, a bill to ensure that certain materials used in carrying out Federal infrastructure aid programs are made in the United States, and for other purposes.

S. 2881

At the request of Mrs. Feinstein, the name of the Senator from California (Ms. Harris) was added as a cosponsor of S. 2881, a bill to direct the Secretary of Veterans Affairs to seek to enter into an agreement with the city of Vallejo, California, for the transfer of Mare Island Naval Cemetery in Vallejo, California, and for other purposes.

S. 2890

At the request of Mr. Manchin, the names of the Senator from New York (Mrs. Gillibrand) and the Senator from Pennsylvania (Mr. Casey) were added as cosponsors of S. 2906, a bill to establish a permanent community care program for veterans, to improve the recruitment of health care providers of the Department of Veterans Affairs, to improve construction by the Department, and for other purposes.

S. 2906

At the request of Ms. Cantwell, her name was added as a cosponsor of S. 2906, supra.

S. CON. RES. 7

At the request of Mr. Barrasso, the name of the Senator from Nevada (Mr. Heller) was added as a cosponsor of S. Con. Res. 6, a concurrent resolution supporting the Local Radio Freedom Act.

S. CON. RES. 7

At the request of Mr. Roberts, the name of the Senator from Illinois (Ms. Duckworth) was added as a cosponsor of S. Con. Res. 7, a concurrent resolution expressing the sense of Congress that tax-exempt fraternal benefit societies have historically provided and continue to provide critical benefits to the people and communities of the United States.

S. RES. 346

At the request of Mr. Johnson, the name of the Senator from Oregon (Mr. Wyden) was added as a cosponsor of S. Res. 346, a resolution recognizing the importance and effectiveness of trauma-informed care.

S. RES. 346

STATEMENTS ON INTRODUCED BILLS AND JOINT RESOLUTIONS

By Mr. Wyden:

S. 2933. A bill to amend title 17, United States Code, to clarify ownership with respect to certain copyrights,
and for other purposes; to the Committee on the Judiciary.

Mr. WYDEN. Mr. President, we in Congress are tasked in the Constitution with promoting science and the useful arts through giving authors and inventors the exclusive right to their writings and inventions for a limited time. The first copyright act provided that the “limited time” would be a term of protection of 14 years, renewable once. Since that time, the copyright term has increased to 95, or 120 years, or 70 years after the death of the author, whichever is longer. The circumstances I have serious concerns that these lengthy terms tip the balance toward limiting rather than promoting creativity and innovation. Unfortunately, a bill—the CLASSICS Act—currently under consideration in the Judiciary Committee blows past current U.S. copyright term to provide a windfall to a select few.

The CLASSICS Act (Compensating Legacy Artists for their Songs, Service, and Important Contributions to Society Act) would give up to 144 years of exclusive copyright protection for digital transmissions of pre-1972 sound recordings. Not only that, but it would create a hodge-podge of State and Federal rights, basically cherry-picking the most valuable right under the Federal regime and leaving the rest to be governed by States. This means that if a library wants to make a copy of a recording, and then digitally transmit that copy, it would have to navigate two different regimes—creating more uncertainty, not less.

That is why, today, I am introducing the ACCESS to Recordings Act. It would give artists the full suite of Federal rights, as well as the uniformity and certainty that goes with the Federal copyright system. Along with that comes the exceptions and limitations, including those that enable archivists to preserve recordings, many of which are starting to degrade in their original physical medium and urgently need to be digitally preserved. In addition, it provides the same term available to post-72 recordings—95 years from publication. Let’s be clear that is a significant term of protection. A song recorded in 1960 will enjoy protection until 2055—37 years from now.

I hope that someday, in the not too distant future, my colleagues and I can sit down and talk about real copyright reform, but in the meantime, we shouldn’t be expanding term and making it more difficult for users of the copyright system—including both artists and the public—to navigate their rights and obligations. What I suggest instead is a straightforward application of the Federal laws that apply to post-1972 recordings to those created before that time. We must remember that copyright is for the public interest, not to promote the enrichment of large corporations. That is why I am introducing the ACCESS to Recordings Act.

By Mr. DAINES (for himself, Mr. CRAPO, Mr. THUNE, Mr. ROUNDS, and Mr. RISCH):

S. 2943. A bill to amend the Internal Revenue Code of 1986 to exempt Indian tribal governments and other tribal entities from the employer health coverage mandate during the time the employer health coverage mandate exists; to the Committee on Finance.

Mr. DAINES. Mr. President, I ask unanimous consent that the text of the bill be printed in the Record, as follows:

S. 2943

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the “Tribal Employment and Jobs Protection Act”.

SEC. 2. EXEMPTIONS OF INDIAN TRIBAL GOVERNMENTS FROM EMPLOYER MANDATE.

(a) IN GENERAL.—Paragraph (2) of section 4980H(c) of the Internal Revenue Code of 1986 is amended by striking the end of the act and adding the following new subparagraph:

“(II) certain Indian employers.—The term ‘applicable large employer’ does not include—

(i) any Indian tribal government (as defined in section 7701(a)(40)), a subdivision of an Indian tribal government (determined in accordance with section 7701(d)), or an agency or instrumentality of an Indian tribal government or subdivision thereof,

(ii) any tribal organization (as defined in section 414(j) of the Indian Health Care Improvement Act),

(iii) any corporation if more than 50 percent (determined by vote and value) of the outstanding stock of such corporation is owned, directly or indirectly, by any entity described in clause (i) or (ii), or

(iv) any partnership if more than 50 percent of the value of the capital and profits interests of such partnership are owned, directly or indirectly, by any entity described in clause (i) or (ii).”.

(b) EFFECTIVE DATE.—The amendment made by this section shall apply to calendar years beginning after December 31, 2014.

SUBMITTED RESOLUTIONS

SENATE RESOLUTION 520—RECOGNIZING AND COMMENDING THE CONTRIBUTIONS OF LI KA-SHING IN GLOBAL BUSINESS LEADERSHIP AND THE ETHIOPIA UPON HIS RETIREMENT FROM A 78-YEAR PROFESSIONAL CAREER

Mr. HATCH (for himself and Mrs. FEINSTEIN) submitted the following resolution; which was referred to the Committee on Foreign Relations:

S. RES. 520

Whereas Congress has recognized examples of corporate social philanthropy in an effort to encourage similar engagement within the United States and abroad;

Whereas Li Ka-shing was the chairman of the CK Group of Companies, a multinational corporation with 310,000 employees operating in 57 countries around the world;

Whereas Li Ka-shing has dedicated his life not only to the success of the CK Group of Companies, but also to improving the welfare of all of humanity;

Whereas, at the age of 12, Li Ka-shing was forced to leave school to provide for his family following the death of his father from tuberculosis, and later became the wealthiest individual in Asia;

Whereas the business philosophy of Li Ka-shing reflects his belief in the importance of cooperation and contribution from allies, people and employers;

Whereas Li Ka-shing believes and has taught that an equitable society can only be achieved if individuals are willing to do their part to build a more caring society;

Whereas, in 1980, Li Ka-shing established the Li Ka Shing Foundation to nurture a culture of giving and to foster creativity, consistent engagement, and integrity;

Whereas, to date, Li Ka-shing, through the Li Ka Shing Foundation and the CK Group of Companies, has given some $3,000,000,000 to his family's projects that transcend national boundaries, governments, ethnicities, religions, and politics;

Whereas the philanthropy of Li Ka-shing includes his philanthropy to his native Hong Kong and its regions, as well as the rest of the world, and its impact includes science, technology, and education; and

Whereas the philanthropy of Li Ka-shing has—

(1) created a free hospice program throughout China;

(2) built hospitals; and

(3) provided medical services—

(A) to correct cataracts;

(B) to help children with cleft lips and palates; and

(C) to install prosthetics for amputees;

Whereas Li Ka-shing has developed a monastery as a modern institute for Buddhist education to spread peace and harmony;

Whereas Li Ka-shing has supported critical programs that transcend national boundaries, governments, ethnicities, religions, and politics;

Whereas the philanthropy of Li Ka-shing has emphasized the need to help victims of natural disasters around the world; and

Whereas Li Ka-shing has established Shantou University, the only privately funded public university in the world, to provide open enrollment to students across China, regardless of their backgrounds.

Whereas, in his historic “My Third Son” speech, Li Ka-shing articulated his philosophy that his fellow man is as much a part of the human family as are his sons, Victor and Richard;

Whereas the “My Third Son” speech has been referenced by other philanthropists, such as Warren Buffett;

Whereas the concept of the “Third Son” of Li Ka-shing has been mentioned in “The Philanthropy of Philanthropists” and cited in the context of honors Li Ka-shing has received, such as the inaugural Malcolm S. Forbes Lifetime Achievement Award, the Carnegie Medal of Philanthropy, the Knight Commander of the Order of the British Empire, the Commandeur, Légion d’honneur in France, and the Grand Bauhinia Medal in Hong Kong; and

Whereas Li Ka-shing has retired as Chairman of the CK Group of Companies.

The Senate—

Reaffirms, That the Senate—

(1) commends Li Ka-shing for his global business leadership and service to humanity through the advancement of philanthropy;

(2) congratulates Li Ka-shing as he formally retires as chairman of the CK Group of Companies on May 10, 2018; and
Whereas the people of the United States mourn the 10 innocent lives that were lost at Santa Fe High School in this unthinkably tragic event;
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 who were killed; (3) expresses hope for a full and speedy recovery and pledges continued support for people who were injured in the attack; and (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 who responded to the call of duty; and
(B) 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.
SA 2268. Mr. McCONNELL (for Mr. CASSIDY) proposed an amendment to the bill S. 916, supra.

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.
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 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 S. 2372.

The PRESIDING OFFICER. 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 that had been reported from the Committee on the Judiciary.

The bill clerk read as follows:

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 (i) as subsection (k); and
(2) by inserting after subsection (i) the following:
"(jj) EMERGENCY MEDICAL SERVICES THAT ADMINISTER CONTROLLED SUBSTANCES—
No TO ADMINISTER CONTROLLED SUBSTANCES—No TO ADMINISTER CONTROLLED SUBSTANCES—No

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.

(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 is an emergency medical services agency, in lieu of requiring a separate registration for each location of the emergency medical services agency.

(3) HOSPITAL-BASED EMERGENCY MEDICAL SERVICES AGENCY.—If a hospital-based emergency medical services agency is registered under subsection (f), the agency may use the classification as an emergency medical services agency 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:

(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 accordance with the laws of each State in which the agency is an emergency medical services agency, in lieu of requiring a separate registration for each location of the emergency medical services agency.
“(A) The registered or designated location of the agency where the vehicle is primarily situated maintains a record of such receipt in accordance with paragraph (9).

(B) The hospital maintains a record of such delivery to the agency in accordance with section 307.

(C) If the vehicle is primarily situated at a designated location, such location notifies the registered location of the agency within 72 hours of the vehicle receiving the controlled substances.

(9) MAINTENANCE OF RECORDS.—

(A) In general.—A registered emergency medical services agency shall maintain records in accordance with subsections (a) and (b) of section 307 of all controlled substances that are received, administered, or otherwise disposed of pursuant to the agency’s registration, without regard to subsection (a)(10).

(B) REQUIREMENTS.—Such records—

(i) shall include records of deliveries of controlled substances between all locations of the agency;

(ii) shall be maintained, whether electronically or otherwise, at each registered and designated location of the agency where the controlled substances are received, administered, or otherwise disposed of;

(iii) shall be maintained, either electronically or otherwise, at each registered location of the agency;

(iv) shall be maintained at a registered location of the agency, a record of the standing orders issued or adopted in accordance with paragraph (9).

(10) OTHER REQUIREMENTS.—A registered emergency medical services agency, under the supervision of a medical director, shall be responsible for ensuring that—

(A) all emergency medical services professionals, who administer controlled substances using the agency’s registration act in accordance with the requirements of this subsection;

(B) the recordkeeping requirements of paragraph (9) are met with respect to a registered location and each designated location of the agency;

(C) the applicable physical security requirements established by regulation of the Attorney General are complied with wherever controlled substances are stored by the agency in accordance with subsection (a)(10);

(D) the agency maintains, at a registered location of the agency, a record of the standing orders issued or adopted in accordance with paragraph (9).

(II) REGULATIONS.—The Attorney General may issue regulations—

(A) specifying, with regard to delivery of controlled substances under paragraph (5)—

(i) the types of locations that may be designated under such paragraph; and

(ii) such a record of such delivery to the agency, a record of the standing orders issued or adopted in accordance with paragraph (9).

(B) specifying, with regard to the storage of controlled substances under paragraph (6), the manner in which such substances shall be stored at registered and designated locations, including in emergency medical service vehicles; and

(C) addressing the ability of hospitals, emergency medical services agencies, registered locations, and designated locations to deliver controlled substances to each other in the event of—

(i) shortages of such substances;

(ii) a public health emergency; or

(iii) a mass casualty event.

(12) RECORDKEEPING.—Nothing in this subsection shall be construed—

(A) to limit the authority vested in the Attorney General by other provisions of this title to take whatever measures are necessary to prevent diversion of controlled substances; or

(B) to override the authority of any State to regulate the provision of emergency medical services pursuant to section 307.

(13) DEFINITIONS.—In this section:

(A) The term ‘authorizing medical professional’ means an emergency or other physician, or another medical professional (including an advanced practice registered nurse or physician assistant) who—

(i) is acting in accordance with an order issued under this Act;

(ii) acting within the scope of the registration; and

(iii) whose practice of such care is under the direct medical direction of an emergency medical services agency.

(B) The term ‘designated location’ means a location designated by the Attorney General, in coordination with the Secretary, as necessary for the provision of medical care in a disaster or emergency.

(C) The term ‘emergency medical services’ means an organization providing emergency medical services, including such an organization that—

(i) is a governmental or nongovernmental organization (including hospital-based agencies), private, or volunteer-based;

(ii) provides emergency medical services by ground, air, or otherwise; and

(iii) is authorized by the Department of Health and Human Services to provide emergency medical services.

(D) The term ‘emergency medical services professional’ means a health care professional (including a nurse, paramedic, or emergency medical technician) licensed or certified by the State in which the professional practices and is credentialed by a medical director of the emergency medical services agency to provide emergency medical services within the scope of the professional’s license or certification.

(E) The term ‘emergency medical services agency’ means an emergency medical services agency to provide emergency medical services, including the administration of controlled substances, to members of the general public on an emergency basis.

(F) The term ‘emergency medical services practitioner’ means a health care professional (including an emergency medical technician) licensed or certified by the State in which the professional practices and is credentialed by a medical director of the emergency medical services agency to provide emergency medical services within the scope of the professional’s license or certification.

(G) The term ‘hospital-based’ means, with respect to a hospital, owned or operated by a hospital.

(H) The term ‘medical director’ means a physician who is registered under subsection (f) and provides medical oversight for an emergency medical services agency.

(I) The term ‘medical oversight’ means supervision of the provision of medical care by an emergency medical services agency.

(J) The term ‘registered location’ means a location designated by the Attorney General, in coordination with the Secretary, as necessary for the provision of medical care in a disaster or emergency.

(K) The term ‘registered emergency medical services agency’ means—

(i) an emergency medical services agency that is registered pursuant to this subsection; or

(ii) a hospital-based emergency medical services agency that is covered by the registration of the hospital under subsection (a)(10).

(L) The term ‘specific State authority’ means a governmental entity or other such authority, including a regional oversight and coordinating body, that, pursuant to State law or regulation, develops clinical protocols regarding the delivery of emergency medical services in the geographic jurisdiction of such agency or authority within the State that may be adopted by medical directors.

(M) The term ‘standing order’ means a written medical protocol in which a medical director determines in advance the medical criteria that must be met before administering controlled substances to individuals in need of emergency medical services.

(N) The term ‘prescription’ means a written order for controlled substances issued under this Act.

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

(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 consultation with the Secretary, may modify the number of days described in section 309(a)(5).

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

(4) STUDY AND REPORT.—Not later than 2 years after the date of enactment of this section,
S2884

CONGRESSIONAL RECORD — SENATE
May 23, 2018

SEC. 2. RENTAL ASSISTANCE FOR HOMELESS OR AT-RISK INDIAN VETERANS.
Section 8(a)(19) of the United States Housing Act of 1937 (42 U.S.C. 1437f) is amended by adding at the end the following:

“(D) INDIAN VETERANS HOUSING RENTAL ASSISTANCE PROGRAM.—

“(1) DEFINITIONS.—In this subparagraph:

“(A) ELIGIBLE VETERAN.—The term ‘eligible Indian veteran’ means an Indian veteran who—

“(1a) is homeless or at risk of homelessness; and

“(1b) is living—

“(AA) on or near a reservation; or

“(BB) in or near any Indian area.

“(II) ELIGIBLE RECIPIENT.—The term ‘eligible recipient’ means a recipient eligible to receive a grant under section 101 of the Native American Housing Assistance and Self-Determination Act of 1996 (25 U.S.C. 4111).

“(III) INDIAN.—The terms ‘Indian’ and ‘Indian area’ have the meanings given those terms in section 4 of the Native American Housing Assistance and Self-Determination Act of 1996 (25 U.S.C. 4103).

“(IV) INDIAN VETERAN.—The term ‘Indian veteran’ means an Indian who is a veteran.

“(V) PROGRAM.—The term ‘Program’ means the Tribal HUD-VASH program carried out under clause (ii).

“(VI) TRIBAL ORGANIZATION.—The term ‘tribal organization’ has the meaning given the term in section 4 of the Indian Self-Determination and Education Assistance Act (25 U.S.C. 3304).

“(VII) PROGRAM SPECIFICATIONS.—The Secretary shall use not less than 5 percent of the amounts made available for rental assistance under this paragraph to carry out a rental assistance and supported housing program, to be known as the ‘Tribal HUD-VASH program’, in conjunction with the Secretary of Veterans Affairs in awarding grants for the benefit of eligible Indian veterans.

“(VIII) EXCEPTIONS.—

“(aa) SECRETARY OF HOUSING AND URBAN DEVELOPMENT.—After consultation with Indian tribes, eligible recipients, and any other appropriate tribal organizations, the Secretary may make necessary and appropriate modifications to the Program to facilitate the use of the Program by eligible recipients to serve eligible Indian veterans.

“(bb) AUTHORIZATION OF APPROPRIATIONS.—After consultation with Indian tribes, eligible recipients, and any other appropriate tribal organizations, the Secretary of Veterans Affairs may make necessary and appropriate modifications to the Program to facilitate the use of the Program by eligible recipients to serve eligible Indian veterans.

“(bb) ELIGIBLE RECIPIENT.—The Secretary shall make amounts for rental assistance and associated administrative costs under the Program available in the form of grants to eligible recipients.

“(c) FUNDING CRITERIA.—The Secretary shall award grants under the Program based on—

“(I) need;

“(II) administrative capacity; and

“(III) any other funding criteria established by the Secretary in a notice published in the Federal Register after consulting with the Secretary of Veterans Affairs.

“(d) ADMINISTRATION.—Grants awarded under the Program shall be administered in accordance with the Native American Housing Assistance and Self-Determination Act of 1996 (25 U.S.C. 4101 et seq.), except that recipients shall—

“(I) submit to the Secretary, in a manner prescribed by the Secretary, reports on the utilization of rental assistance provided under the Program; and

“(II) contain funding criteria established by the Secretary to ensure that rental assistance provided under the Program is delivered to eligible veterans in a manner that considers the needs of eligible veterans.

“SEC. 3. 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) MODIFIED 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).

“(B) MINIMUM NUMBER OF DAYS.—Any modification under this subsection shall be for a period of not less than 2 years.

“(c) 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.

“(d) TECHNICAL AND CONFORMING AMENDMENTS.—The Comptroller General shall report to the Committee on Indian Affairs, 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 “Ensuring Patient Access to Substance Use Disorder Treatment 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 BE ADMINISTERED BY INJECTION OR IMPLANTATION.

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

“The bill (S. 916), as amended, was ordered to be engrossed for a third reading, was read the third time, and passed.

“The amendment (No. 2268) was agreed to, as follows:

“(Purpose: To amend the title)

“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.”

“TRIBAL HUD-VASH ACT OF 2017

Mr. McCONNELL. Mr. President, I ask unanimous consent that the committee-reported substitute amendment be withdrawn, the Cassidy substitute amendment at the desk be agreed to, the bill, as amended, be considered read a third time and passed, the Cassidy title amendment be agreed to, and the motions to reconsider be considered made and laid upon the table.

“The PRESIDING OFFICER.

Without objection it is so ordered.

The committee-reported amendment in the nature of a substitute was withdrawn.

The amendment (No. 2267) in the nature of a substitute 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 “Ensuring Patient Access to Substance Use Disorder Treatment Act of 2018.”

“SEC. 2. DELIVERY OF A CONTROLLED SUBSTANCE BY A PHARMACY TO AN ADMINISTERING PRACTITIONER.

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

“(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. Delivery of a controlled substance by a pharmacy to an administering practitioner.

“The bill (S. 916), as amended, was ordered to be engrossed for a third reading, was read the third time, and passed.

“The amendment (No. 2268) was agreed to, as follows:

“(Purpose: To amend the title)

“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.”

“TRIBAL HUD-VASH ACT OF 2017

Mr. McCONNELL. Mr. President, I ask unanimous consent that the Senate proceed to the immediate consideration of Calendar No. 289, S. 1333.

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

“The bill clerk read as follows:

“A bill (S. 1333) to provide for rental assistance for homeless or at-risk Indian veterans.

“There being no objection, the Senate proceeded to consider the bill, which had been reported from the Committee on Indian Affairs, 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 “Tribal HUD-VASH Act of 2017.”
Mr. McCONNELL. Mr. President, I ask unanimous consent that the committee-reported substitute amendment be agreed to and the bill, as amended, be considered read a third time.

The PRESIDING OFFICER. Is there objection?

Without objection, it is so ordered.

The PRESIDING OFFICER. The bill having been read the third time, the question is, Shall the bill pass? The bill (S. 2178), as amended, was passed.

Mr. McCONNELL. I ask unanimous consent that the motion to reconsider be considered made and laid upon the table.

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

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

The PRESIDING OFFICER. Is there objection?

Mr. McCONNELL. Mr. President, I ask unanimous consent that the committee-reported substitute amendment be agreed to; that the bill, as amended, be considered read a third time and passed; that the committee-reported title amendment be agreed to; and, the motions to reconsider be considered made and laid upon the table.

The PRESIDING OFFICER. Is there objection?

Without objection, it is so ordered.

Mr. McCONNELL. The committee-reported amendment in the nature of a substitute was agreed to.

The bill was ordered to be engrossed for a third reading and was read the third time.

The PRESIDING OFFICER. The bill having been read the third time, the question is, Shall the bill pass? The bill (S. 2178), as amended, was passed.
CONGREGATIONAL RECORD — SENATE
May 23, 2018

CONDEMNING THE HORRIFIC ATTACK IN SANTA FE, TEXAS, AND EXPRESSING SUPPORT AND PRAYERS FOR ALL OF THOSE IMPACTED BY THE TRAGEDY

Mr. MCCONNELL. Mr. President, I ask unanimous consent that the Senate proceed to the consideration of S. Res. 521, submitted earlier today.

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

The bill clerk read as follows:

A resolution (S. Res. 521) condemning the horrific attack in Santa Fe, Texas, and expressing support and prayers for all of those impacted by the tragedy.

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. 521) was agreed to.

The preamble was agreed to.

(The resolution, with its preamble, is printed in today’s RECORD under “Submittal Resolutions.”)

SIGNING AUTHORITY

Mr. MCCONNELL. Mr. President, I ask unanimous consent that the junior Senator from North Carolina be authorized to sign the enrollment of S. 2155.

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

ORDERS FOR THURSDAY, MAY 24, 2018

Mr. MCCONNELL. Mr. President, I ask unanimous consent that when the Senate completes its business today, it adjourn until 9:30 a.m., Thursday, May 24, 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. Finally, I ask that following leader remarks, the Senate proceed to executive session and resume consideration of the McWilliams nominations under the previous order.

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 Cardin.

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

The Senator from Maryland.

HONORING OFFICER AMY S. CAPRIO

Mr. CARDIN. Mr. President, I rise today to mourn the loss of Amy S. Caprio of the Baltimore County Police Department, who was 29 years old. Sadly, Ms. Caprio is the first female police officer to be killed in the line of duty in the history of the Baltimore County Police Department and the 10th officer killed in the history of the department.

As a longtime resident of Baltimore County and as the Senator from Maryland, I want to extend my profound sadness and condolences to the family and friends of Ms. Caprio, especially her husband Tim.

Officer Caprio was killed on Monday after responding to a call about a suspicious vehicle and potentially a burglary in progress in the Perry Hall region. According to police reports, Officer Caprio had ordered suspects to leave the car when she was deliberately run over by a suspect. It is unclear whether a firearm was discharged, and police are reviewing the footage from her body camera before she was killed.

The Baltimore County police now report that they have several suspects in custody including juveniles who have been arrested and charged as adults with first-degree murder.

A resident of the neighborhood told the Baltimore Sun that his son saw the officer struck by a vehicle. Tony Kurek, 33, said he heard a loud crash and looked into the garage of his home when his son, Dakota, shouted to him: “Dad, Dad, a cop just got run over out front,” the father recalled his son saying. The officer was lying in front of his house, he said. Dakota told his father he had seen the officer draw her gun on a black Jeep Wrangler and order the people inside to get out. Instead, the driver sped forward, ramming the officer with the vehicle. She landed about 20 feet away. “She basically landed almost in front of my mailbox,” Kurek said.

Let me thank the Kurek family, as well as the EMS and MedStar Franklin Square Medical Center staff, who rushed to try to save Officer Caprio’s life. I know this event has shaken the Perry Hall community, as well as residents who were asked to shelter in place, and several local elementary schools were placed on lockdown during the police search for the suspects. I am hopeful that the Blue Alert System in use helped to quickly catch the suspects in this case.

As we learn more about Officer Caprio’s life, we grieve for her loss. According to a story in the Baltimore Sun, she served just shy of 4 years with the Baltimore County Police Department, but she had already proven herself to be a dedicated officer. She was credited with bringing down a pair of alleged package thieves, closing dozens of cases reported around the county at the time. Despite her efforts, the department was able to recover a cache of stolen property.

The department officials stated:

She didn’t realize she was embarking on what would become a considerable investigation into holiday package thefts around the eastern portion of Baltimore County. This involved numerous dependently investigated by officers in multiple precincts, and would eventually result in the identification and arrest of two suspects, leading to the return of a very sentimental gift.

Officer Caprio had pieced together evidence from security cameras, interviewed witnesses, tracked a vehicle, and compared notes with other officers who were investigating thefts in the area. She ended up linking two suspects to dozens of stolen package cases in the Parkville, White Marsh, Dundalk, Towson, Cockeysville, and Essex precincts. When officers found the suspects’ hotel room, it was filled with stolen goods, including a brightly colored handmade quilt with a heartfelt inscription that a woman had shipped to her granddaughter. This quilt was eventually returned to the family.

Closing the case earned her praise across the nearly 2,000-member department, and she was named the Parkville precinct’s officer of the month in March.

Police Chief Terrence Sheridan said:

Officer Caprio was the type of officer that you’d want to hire. She was the kind of officer that was going to go up in this organization.

Officer Caprio had graduated from Towson University in 2010 and was a 2006 graduate of Loch Raven High School. She joined the county police department in July 2014. She graduated with the department’s 140th recruit class in December 2014 and was initially assigned to the Essex precinct.

The men and women of law enforcement put their lives on the line every day and run towards danger, not away from it. Family members always worry about being reunited with their spouses, parents, and family members at the end of the day.

Last week, I held a delegation meeting in the Capitol with our Federal law enforcement officials from Maryland. I thanked them for their service and told them I would fight for the resources they need to combat crime and provide the best possible equipment and training for their agents. This includes providing full funding for the COPS and Byrne JAG Programs, which are absolutely critical to our Federal, State, and local law enforcement partnerships. Teamwork is critical, particularly when we are combating crime across jurisdictional boundaries.

Last week was National Police Week. It is when we pause to recognize and remember those law enforcement and emergency services officers in Maryland who have paid the ultimate price and have made the ultimate sacrifice.

Each spring, law enforcement takes a day to mourn the loss of officers who have paid the ultimate price, and remember those law enforcement and emergency services officers in Maryland who have paid the ultimate price and have made the ultimate sacrifice.
Capitol Hill. Carved on the memorial’s walls are the names of more than 21,000 officers who have been killed in the line of duty throughout U.S. history.

Let me share with my colleagues the other law enforcement officers who were killed this past year in Maryland in addition to Officer Caprio.

Sean Matthew Suiter, a detective in the Baltimore City Police Department, was shot on November 15, 2017, while attempting to interview a suspect during a homicide investigation.

Sander Benjamin Cohen, a deputy chief in the Maryland Office of the State Fire Marshal, was killed in a traffic accident on December 8, 2017, as he attempted to assist a law enforcement officer whose car was disabled on I-270. FBI Supervisory Special Agent Carlos Wolff was also killed.

This year, on February 21, 2018, Corporal Mujahid Ramzziddin, a corporal in the Prince George’s County Police Department, in Maryland, was killed while he was off duty and assisting a woman who was involved in a domestic dispute.

Once again, I ask my colleagues in the Senate to keep Officer Caprio’s family and colleagues in their thoughts and prayers today. We thank our law enforcement officers and all first responders who run towards danger instead of away from it. Congress should make sure that our officers have all of the tools and resources they need to effectively carry out their mission to protect and serve their communities and bring offenders to justice.

I thank my colleagues.

I yield the floor.

ADJOURNMENT UNTIL 9:30 A.M. TOMORROW

The PRESIDING OFFICER. Under the previous order, the Senate stands adjourned until 9:30 a.m. tomorrow.

The Senate, at 6:22 p.m., adjourned until Thursday, May 24, 2018, at 9:30 a.m.

NOMINATIONS

Executive nomination received by the Senate:

DEPARTMENT OF STATE

HARRY B. HARRIS, JR., OF FLORIDA, TO BE AMBASSADOR EXTRAORDINARY AND PlENIPOTENTIARY OF THE UNITED STATES OF AMERICA TO THE REPUBLIC OF KOREA.

CONFIRMATION

Executive nomination confirmed by the Senate May 23, 2018:

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

BRIAN D. MONTGOMERY, OF TEXAS, TO BE AN ASSISTANT SECRETARY OF HOUSING AND URBAN DEVELOPMENT.

WITHDRAWAL

Executive Message transmitted by the President to the Senate on May 23, 2018 withdrawing from further Senate consideration the following nomination:

HARRY B. HARRIS, JR., OF FLORIDA, TO BE AMBASSADOR EXTRAORDINARY AND PLENIPOTENTIARY OF THE UNITED STATES OF AMERICA TO THE COMMONWEALTH OF AUSTRALIA, WHICH WAS SENT TO THE SENATE ON FEBRUARY 13, 2018.
The House in Committee of the Whole

SPEECH OF

HON. BILL PASCRELL, JR.
OF NEW JERSEY

IN THE HOUSE OF REPRESENTATIVES

Tuesday, May 22, 2018

The House in Committee of the Whole on the state of the Union had under consideration the bill (H.R. 5015) to authorize appropriations for fiscal year 2019 for military activities of the Department of Defense and for military construction, to prescribe military personnel strengths for such fiscal year, and for other purposes:

Mr. PASCRELL. Mr. Chair, I thank the Speaker for allowing a vote on my amendment, number 17, which would for the first time include blast exposure history in service records. This would drastically improve the care our service members receive when they return from theater by identifying injuries sustained from blasts on the field.

This bipartisan policy was recently recommended by the Center for a New American Security, and is supported by my co-chair of the Brain Injury Task Force, Congressman Thomas J. Rooney (R–FL), as well as independent researchers and brain injury advocates.

The effects of our service members’ repeated exposure to blast events are largely unknown and could take years to show up. Accurate records of blast exposure, including during training, are needed to improve our understanding of blast-induced brain injury.

NDAs in recent years have authorized funding for critical programs like DoD’s Psychological Health and Traumatic Brain Injury Research Program. Throughout the appropriations process, I hope to see continued funding for this and other brain injury programs at Defense, such as the Defense and Veterans Brain Injury Center and the National Intrepid Center of Excellence.

This funding, coupled with this amendment, will allow us to further understand and improve the care provided to service members who have sustained a brain injury.

PERSONAL EXPLANATION

HON. DOUG LAMBORN
OF COLORADO

IN THE HOUSE OF REPRESENTATIVES

Wednesday, May 23, 2018

Mr. LAMBORN. Mr. Speaker, for over twelve years, Jerry Forte has served the Colorado Springs area tirelessly and with great success as CEO for Colorado Springs Utilities. During his tenure, Mr. Forte oversaw production and distribution of electric, natural gas, and water services for over a half million customers in our area. In his work, he has streamlined large projects in order to save customers money and improve overall efficiency. He will retire this year, but not without leaving a lasting legacy—he has delivered reliable service and low rates to our communities.

He also operated the nearly $1 billion utility budget with a high degree of professionalism and incredible stewardship. Community leaders like Mr. Forte are the reason our region thrives and remains one of the best places to live in the nation. As a Colorado Springs native, he understands and appreciates that.

Mr. Forte returned to his hometown of Colorado Springs after serving the communities of Sterling, Colorado and Woodland Park, Colorado. He also worked in the private sector as a consulting engineer. He managed Johnson Control’s five-service utility in support of the Los Alamos National Laboratory, where he received awards for excellence in customer satisfaction and leadership excellence. He also has several publications to his credit.

Mr. Forte is dedicated to delivering safe and reliable public water and power. I’m extremely thankful for his service and commitment. Our region has been in good hands. Mr. Forte, thank you for over twelve years as CEO of Colorado Springs Utilities and decades more of service to our state. I wish him well and I pray that God will bless him in whatever he decides to do next.

RECOGNIZING JAY ROBERTS

HON. JOHN GARAMENDI
OF CALIFORNIA

IN THE HOUSE OF REPRESENTATIVES

Wednesday, May 23, 2018

Mr. GARAMENDI. Mr. Speaker, I rise today to recognize and honor Mr. Jay Roberts, who is retiring after thirty years of dedicated service in music education and as a community leader.

Mr. Roberts began his career in 1988 as a part-time elementary music education teacher while working at home repairing musical instruments. He was School Teacher of the Year at Brentwood Union School District in 1990. In 1995, he entered the Elk Grove School District system, teaching music education at Harriet Eddy Middle School, and will retire as the music director for the award-winning Toby Johnson Middle School Band in Elk Grove, where he’s taught since 2001.

Mr. Roberts has served admirably as an outstanding and accomplished music educator and leader in our community. He can be credited with the recognition of Toby Johnson’s Middle School Jaguar Marching Band and Color Guard, an award-winning marching and jazz band. As a music education teacher, Mr. Roberts has impacted the lives of hundreds of students, giving them a sense of confidence and accomplishment. He’s challenged them in a way to make them realize their potential, and the results are an award-winning middle school music program—an incredible accomplishment. In the community, he founded the Elk Grove Community Concert band, the Jay Roberts Swingtime Orchestra and he also conducts for River City Theater Company.

Mr. Roberts holds a Bachelor of Arts in Music Education from California State University, Fullerton and completed his graduate work at California State University, Hayward.

Mr. Speaker, Mr. Roberts has served our student community with admirable leadership, passion and dedication. He leaves a remarkable legacy. It is my honor to thank him for the positive impacts he has had on his students and wish him the very best for an enjoyable retirement.

PERSONAL EXPLANATION

HON. TIMOTHY J. WALZ
OF MINNESOTA

IN THE HOUSE OF REPRESENTATIVES

Wednesday, May 23, 2018

Mr. WALZ. Mr. Speaker, I was absent for Roll Call No. 165 (H.R. 4, FAA Reauthorization Act of 2018). Had I been present, I would have voted “Yes” on this vote.

HONORING BARKEATER CHOCOLATES ON ITS 10TH ANNIVERSARY

HON. ELISE M. STEFANIK
OF NEW YORK

IN THE HOUSE OF REPRESENTATIVES

Wednesday, May 23, 2018

Ms. STEFANIK. Mr. Speaker, I rise today to honor and recognize Barkeater Chocolates on its 10th anniversary.

In 2008, Debbie Morris decided to turn her passion for chocolate into a business. With the help of her husband, Jim, she set out to provide the Adirondacks with artisanal chocolate. The Morris’s renovated an old home into a chocolate factory and retail store in the North Creek area, and have not stopped making chocolate since.

Unsatisfied with the lack of variety and quality of chocolates available in their community, the Morris’s set out to provide the North Country the delicious sweets it deserves. Barkeater Chocolates proudly offers dozens of flavors of truffles, caramels, bars, bark, peanut butter cups, and cocoa. Now a thriving business,
Mr. Speaker, it is an honor to represent Har- 
ley in the United States Congress and it is my 
pleasure to wish him a very happy 100th birth-
day. I ask that my colleagues in the United States 
House of Representatives join me in congratulating Harley on reaching this incred-
ible milestone, and wishing him even more health and happiness in the years to come.

HONORING FIRST SERGEANT RAJENDRA TONY SINGH

HON. JACKIE WALORSKI
OF INDIANA
IN THE HOUSE OF REPRESENTATIVES
Wednesday, May 23, 2018

Mrs. WALORSKI. Mr. Speaker, I rise today to honor First Sergeant Rajendra Tony Singh of South Bend. His acts of heroism and sac-
ifice in service to our country are an inspira-
tion to us all.

Sergeant Singh has served three combat tours in Iraq and another in Afghanistan in his 21 years in the U.S. Marine Corps. He is a 
true leader who loves his country and is de-
voted to his fellow servicemembers. His abili-
ties and actions have earned him well-de-
served recognition, including a Navy Com-
mandation Medal with a V, a Navy and Marine 
Corps Achievement Medal, a Navy Meritorious 
Unit Commendation among many others. 

These decorations are a sign of his good 
character, dedication, and patriotism.

Sergeant Singh has always gone above and 
beyond to help others and make a real dif-
ference for those in need. His service to our 
country overseas is matched by his service to 
his community here at home. Sergeant Singh 
is a distinguished leader among his peers and 
guiding light for his family. I want to thank 
his wife Marilyn for her incredible strength 
and for the support she has given to her family 
while her husband serves. I have no doubt 
that the children Sabrina, Anthony, and Steven 
will grow up to be as driven and compas-
sionate as their father.

Sergeant Singh’s legacy and career exem-
plify what it means to be a Marine. His stead-
fast commitment to humanitarian efforts as 
well as to preserving our way of life has made 
our nation and our communities stronger. We 
are grateful for his continued service and self-
less dedication to this country. Mr. Speaker, 
I ask my colleagues to join me in thanking First 
Sergeant Rajendra T. Singh for his honorable 
service to our country and wishing him all 
the best in the amazing things I’m sure lie ahead for him and his family.

HON. TED POE
OF TEXAS
IN THE HOUSE OF REPRESENTATIVES
Wednesday, May 23, 2018

Mr. POE of Texas. Mr. Speaker, there’s an 
old saying, “In the South there are no strang-
ers, just friends we haven’t met yet.” In Texas, we 
call that southern hospitality. It’s rare to 
find a Texan who isn’t ready to lend a hand 
to those in need. Hurricane Harvey brought 
out the best in Texans, and the goodwill 
shown by Anthony and Angela Hall of Humble, 
Texas truly shines as bright as the lone star. 

The Halls, like many in their neighborhood, 
sustained damage to their home from Hurri-
cane Harvey. But like most Texans, Anthony 
and Angela rushed to help their neighbors 
and volunteered at a local shelter. One day at 
the shelter, the couple met a woman and her chil-
dren sitting off to the side. The storm had 
taken everything but the clothes off their backs.

Heartbroken and determined to help, Angela 
told the family that she would feed them. Sure 
enough, she began to prepare meals for the 
family at home, which she then brought with 
her when she went to the shelter.

As Angela continued her volunteer service, 
she recognized that many of her neighbors 
were also in need of assistance, and before 
long she was cooking meals for the neighbor-
hood, delivering their sustenance door-to-door.

Angela and Anthony, along with their four 
dughters, prepared as many as 300 plates a 
day for their neighbors still reeling from the ef-
fects of the hurricane, waking up before the 
sunrise every day and spending thousands of 
dollars of their own money to keep the neigh-
borhood from going hungry.

To this day, the Halls are still providing 
meals to anyone in need, and are even willing 

to travel to ensure that none of their neighbors 
go hungry.

Mr. Speaker, Anthony and Angela Hall are 
angels in the kitchen and are redefining the 
depth of Texas hospitality. It is people such as 
the Halls that ensure that no disaster of any 
magnitude will ever keep the American nation 
down. And that is just the way it is.

IN MEMORY, REMEMBRANCE, AND 
CELEBRATION OF DR. JOSÉ FRANCISCO PEN˜A GÓMEZ

HON. ADRIANO ESPAILLAT
OF NEW YORK
IN THE HOUSE OF REPRESENTATIVES
Wednesday, May 23, 2018

Mr. ESPAILLAT. Mr. Speaker, I rise today to 
celebrate and commemorate Dr. José Fran-
cisco Peña Gómez on the 20th anniversary of 
his passing. Throughout his life, Dr. Peña 
Gómez was a lifelong public servant who 
spoke up for the marginalized and often 
disenfranchised Afro-Latino community from 
the Dominican Republic; a community and di-
ichotomy intrinsic to all Caribbean and Latin 
American nations.

It cannot be understated how transcendent 
Dr. Peña Gómez remains in the Dominican 
Republic to have served as Mayor of Santo 
Domingo; Vice President of the International 
Socialist Party for the Western Hemisphere; 
President of the Dominican Revolutionary 
Party, and twice nominated for the Presidency 
of the Dominican Republic. But his legacy is 
not just limited to the Dominican Republic.

Dr. Peña Gómez spent his life campaigning 
for democracy, progressive public policies, 
free speech and national sovereignty in the 
Caribbean and Latin America, and greater 
international community. Through his global 
education and activism, Dr. Peña Gómez be-
came a friend and partner with elected leaders 
around the world. In 1995, he was named 
Prize Winner Willy Brandt; U.S. Representative 
Charles B. Rangel, U.S. Senator Edward Ken-
nedy; French President François Mitterrand;
Mr. YOUNG of Iowa. Mr. Speaker, I rise today to recognize and congratulate Bruce Rasmussen of Council Bluffs, Iowa for receiving the Heritage Award for Business, sponsored by CHI Mercy Hospital in Council Bluffs. The Heritage Award was created to show special recognition to volunteers who have enriched our community and helped established a legacy for the future.

Bruce is a graduate of Thomas Jefferson High School in Council Bluffs and Iowa State University with an engineering operations degree. After college, Bruce returned to Council Bluffs to help his father establish the family heating and air conditioning business. Today, Rasmussen Mechanical Services has operations in seven midwestern states with over 200 team members. Bruce's business experience goes beyond the family-owned heating and air conditioning business. He owns a boat hoist manufacturing business, a fitness and wellness center, and helped develop a retail outlet center called Power Plaza. He recently purchased the old Bingo King building in Council Bluffs and is in the process of renovating the structure to be used as the corporate headquarters for Rasmussen Mechanical Services. Bruce has taken an active role in his community, serving in leadership roles with the Chamber of Commerce, YMCA, Optimist Club, Lutheran Family Services, and Pottawattamie County Foundation. He is a youth basketball and baseball coach and is an active member at St. John's Lutheran Church in Council Bluffs.

Mr. Speaker, I applaud and congratulate Bruce Rasmussen on his selection for the CHI Mercy Hospital Award for Business. I am proud to represent him in the United States Congress, as a former member of the House of Representatives join me in congratulating Bruce and wishing him nothing but continued success in all his future endeavors.

IN RECOGNITION OF THE 50TH ANNIVERSARY OF ESKATON

HON. DORIS O. MATSUI
OF CALIFORNIA

IN THE HOUSE OF REPRESENTATIVES
Wednesday, May 23, 2018

Ms. MATSUI. Mr. Speaker, I rise today in recognition of Eskaton, the largest nonprofit community organization serving senior citizens in the greater Sacramento area. As team members, clients, and families celebrate Eskaton’s 50th anniversary, I ask all my colleagues to join me in honoring Eskaton and its team members for their tireless commitment to ensuring that the needs of our Seniors are met.

For the past five decades, Eskaton has been defined by the compassion their staff members, board members, and the partnerships they have developed. Eskaton has been part of the growth of our region, enhancing the lives of our Seniors by providing innovative health, housing, and social services to nearly 14,000 people that live in their homes, those living in their facilities, they also provide compassionate support options to those who choose to remain in their own homes. The Center offers important programs that assist Seniors in their daily lives, such as Telephone Reassurance, the Adult Day Health Center, and Eskaton Kids Connection.

Eskaton serves the greater Sacramento community and our residents proudly. I extend my appreciation for the efforts of this outstanding organization and the individuals who tirelessly work on behalf of our community members and the partnerships they have developed.

Eskaton has dedicated its mission to improving the lives of seniors by providing them with health initiatives and benefits to the region’s Seniors. Mr. Speaker, I stand to pay tribute to Eskaton and its staff for fifty years of serving Seniors in the greater Sacramento region. I ask all my colleagues to join me in honoring their exemplary work on behalf of Seniors, as well as their ongoing dedication to their mission of serving the community.

SHARING STUDENTS’ ‘MARCH FOR OUR LIVES’ REMARKS

HON. STENY H. HOYER
OF MARYLAND

IN THE HOUSE OF REPRESENTATIVES
Wednesday, May 23, 2018

Mr. HOYER. Mr. Speaker, on May 9, I came to the Floor and spoke about the March For Our Lives on March 24 and the nine extraordinarily poised students in Morristown, New Jersey, who spoke at the rally there, which I attended. I include in the RECORDED remarks by Raniya Madhi, I hope my colleagues will read them and internalize the sense of fear in which our nation’s students are living everyday—and our responsibility as Members of Congress to do something to address this crisis of gun violence.

MARCH FOR OUR LIVES
(By Raniya Madhi)

Hi everyone, my name is Raniya Madhi, and I’m from a junior at Ridge High School in Basking Ridge, New Jersey. I am participating in this march to honor the lives lost at Stoneman Douglas High School in Parkland, Florida, where we lost seventeen of our schoolmates and teachers to yet another mass shooting in this country.

Today is March 24. Millions of people are marching for their lives today to demand change so that no student, teacher, or parent has to fear for their or their loved ones lives while they are receiving an education at school. When I heard about this shooting, I had mixed emotions. I was shocked, shocked, that we had to lose seventeen more innocent kids to another senseless killing, and yet some of us haven’t even addressed this issue that is killing our kids day after day. I was upset, upset to think about how their families must be feeling, that they will never get to kiss their kids goodbye ever again. They will never ever be able to see their loved ones, maybe in another world, but not this one. This world, this country, has made it impossible to feel safe in our own schools. We should never have to think about the possibility of being shot by someone who can easily break through our defenses and enter our school like an ordinary person, until they whip out their AR-15 and start firing at students and staff without a care in the world. The ones who we love should not have been taken away. Why did they need to suffer because of the inaction and stagnance of our congressmen? I thought to myself: These innocent kids came to school on Valentine’s Day, like any normal school day, yet they did not live to see their families and friends the next day. This is horrifying to me, that countless school shootings like this have happened over the years, but no change.

Picture this: A nineteen-year-old walks into a liquor store and lawfully be denies any sort of alcohol. Now picture how is it that a nineteen-year-old cannot legally buy a beer but can legally buy an AR-15 assault rifle at this age? And how can our country allow a person to take the lives of fourteen fellow students and three teachers? We have to unite as one and urge our congressmen to take action. This is why we are participating in this peaceful protest to put pressure on our congressman, senators, representatives and the President to make changes to the existing laws. Ban bump stocks! Ban assault rifles! Increase background checks! We deserve to feel safe in our schools! We may just be students, but this kind of revolution has never happened before, where kids are taking the reins. Look around you. Look at how many empowered students there are standing up here and around you. This is what determination and unity look like. With these two things, we can be the generation that ends gun violence.

Most of us here are just teenagers. We should be worrying about doing well on our AP tests and finals in the end of the year, not about being shot by someone who can enter our schools. There have been eighteen school shootings this year alone. We are only in March. This country’s problem is that we do not learn from our mistakes. In Australia, there was a mass shooting in 1996, and since then, no one can purchase a gun in Port Arthur. Only weeks after the tragedy, Australia banned all rapid-fire guns and offered to buy the remaining weapons that some individuals purchased. On this day, there has not been a single mass shooting. Not one in the past twenty-two years.
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**TRIBUTE TO LOGAN SCHUMACHER**

**HON. DAVID YOUNG**
OF IOWA

**IN THE HOUSE OF REPRESENTATIVES**

Wednesday, May 23, 2018

Mr. YOUNG of Iowa. Mr. Speaker, I rise today to recognize and congratulate Logan Schumacher for winning the Class 1A, 182 pound bracket at the Iowa High School State Wrestling tournament earlier this year.

Logan is a senior at Martensdale-St. Mary’s High School. He wrestled in the state tournament during his entire high school career and was also nominated for the Class A 2018 Dan Gable Wrestler of the Year Award.

Iowa has a long and proud history of strong wrestling programs, producing college and Olympic champions for years. Mr. Speaker, I am honored to represent Logan Schumacher and his family in the United States Congress and it is with great pride that I recognize him today. I ask that my colleagues in the United States House of Representatives join me in congratulating Logan on competing in this rigorous competition and in wishing him nothing but continued success in his education and wrestling career.
Mr. WALZ. Mr. Speaker, I was absent for Roll Call No. 205 (on the final passage of H.R. 2). Had I been present, I would have voted "No."

CONGRATULATING A GROUP OF OUTSTANDING STUDENTS FROM AUBURN, MASSACHUSETTS

HON. JAMES P. McGOVERN
OF MASSACHUSETTS

IN THE HOUSE OF REPRESENTATIVES
Wednesday, May 23, 2018

Mr. McGOVERN. Mr. Speaker, I rise today to recognize and congratulate a group of outstanding students from Auburn, Massachusetts.

Students from Auburn High School's AP United States Government & Politics class traveled here to Washington, D.C. last month to take part in the "We The People" national finals competition. Hosted by the Center for Civic Education, this program teaches kids from across America about the importance of our founding principles. Now more than ever, we must teach our students about the value of public service. Through discussion and simulated Congressional hearings, the students got a firsthand look at the historical and contemporary debates that drive our nation's political discourse.

Auburn High School has taken part in "We The People" since 2011, and this is already their third time to Washington. This year, the class participated in a daylong state competition before moving on to nationals, and raised over $50,000 to help cover the cost of their trip.

The most important title in our democracy is that of citizen. We are obligated by our history to pass along to future generations the hard-fought rights and responsibilities of that citizenship. Through their hard work, these students learned that our democracy is not just an achievement, but an unending call to build a more perfect union for all. They discovered the importance of civility, compromise, and community in our politics. And they left knowing that their voices really do matter here in Washington.

Mr. Speaker, I am so proud of the hard work and determination of Samantha Barrell, Enaira DaSilva, Marisa Day, Sydney Dinsdale, Amanda Doherty, Kathryn Dudko, Emily Frost, Jacob Landry, Brianna Leon, Savannah Louis Charles, Morgan Maher, Haydn McPherson, Tiffany Moen, Katelyn Norwood, Renee Ordway, Ana Pietrewicz, Kyle Powers, Brian Sankisian, Jacob Stokes, Bridget White, and William Wright. These Auburnians from Massachusetts with distinction and dedication, and I wish them only success in all their future endeavors.

TRIBUTE TO BETA SIGMA PHI

HON. DAVID YOUNG
OF IOWA

IN THE HOUSE OF REPRESENTATIVES
Wednesday, May 23, 2018

Mr. YOUNG of Iowa. Mr. Speaker, I rise today to recognize and congratulate Beta Sigma Phi. This organization was presented with the Spirit of Christmas Award from the Salvation Army at their annual dinner on May 9, 2018.

Beta Sigma Phi is an international women's sorority that began working with the Salvation Army in 1989. Every year, the Salvation Army provides toys for the women inmates at a nearby prison to select as Christmas presents for their children. Beta Sigma Phi then wraps and packs the gift for shipping, so that the children have presents at Christmas.

Mr. Speaker, I commend Beta Sigma Phi for receiving this outstanding award and for their continued commitment to making their community better. I am proud to represent them, and I wish them all the best. We need more organizations like them. We need more Beta Sigma Phi organizations that give a chance to earn a share of the American Dream.

The collective story of Christopher, Andrew and Moises tells us a great deal about what can work in the American economy. Their story also shines a bright light on how to build an economy that gives everyone a chance to live the American Dream.

Christopher, Andrew and Moises’ story inspired me to write in the Wall Street Journal about their success and about how to put people to work in America.

Therefore, I include in the Record, those words, that inspiration.


WHEN THE WELDERS CAME TO CAPITOL HILL

HON. THOMAS R. SUOZZI
OF NEW YORK

IN THE HOUSE OF REPRESENTATIVES
Wednesday, May 23, 2018

Mr. SUOZZI. Mr. Speaker, last year, I welcomed three welders—Christopher Donahue, Andrew Labeck and Moises Fernandez—into my Washington, D.C. office. They were smart, articulate, and passionate about their work.

These welders had access to job training and critical tools to give them a chance to earn and thrive. And our nation needs more of them. Sixty percent of Americans do not attend college. We need more post-secondary school education, such as apprenticeship programs and vocational schools for the next generation that chooses not to attend college but is willing to work hard to have the skills to live the American Dream.

The collective story of Christopher, Andrew and Moises tells us a great deal about what can work in the American economy. Their story also shines a bright light on how to build an economy that gives everyone a chance to earn a share of the American Dream.

Christopher, Andrew and Moises’ story inspired me to write in the Wall Street Journal about their success and about how to put people to work in America.

Therefore, I include in the Record, those words, that inspiration.

The welders in my office seemed almost sheepish when I asked how they came to the trade. The common theme was that they didn’t do well in school. I’ll tell you what I told them: They’re amazing. At 22, 29 and 32 they are making more than many graduates of college or even law school. They take the work that’s offered, even if it means leaving home at 4:30 a.m. and driving an hour and half. They like their jobs and are good at them.

The policy debates in Washington—over the corporate tax, the income tax, regulatory reform, infrastructure spending—should be centered on creating positions like these. Republicans and Democrats should pledge to work together to create and fill, by 2020, five million new jobs that pay at least $80,000 a year.

Americans don’t need corporate-tax reform simply because companies need more money to buy back stock or increase dividends. They don’t need income-tax “simplification” only because the wealthy want bigger paychecks. They don’t need regulatory reform because workers and consumers have too many protections. And they don’t need a massive infrastructure plan only because America’s roads, bridges, sewers, water lines and mass transit systems are in disrepair.

Americans need these things because they will create jobs at home and rebuild the middle class. My welder buddies are losing faith. So are those computer machinists, and millions more like them. You can meet them at any church, bar or ball field. They have a lot to teach Washington, if only it will listen.

TO DESIGNATE THE FACILITY AT THE UNITED STATES POSTAL SERVICE LOCATED AT 1355 NORTH MERIDIAN DRIVE IN HARRISTOWN, ILLINOIS, AS THE “LOGAN S. PALMER POST OFFICE”

HON. RODNEY DAVIS OF ILLINOIS IN THE HOUSE OF REPRESENTATIVES

Wednesday, May 23, 2018

Mr. RODNEY DAVIS of Illinois. Mr. Speaker, on August 21, 2017, the USS John McCain collided with a merchant ship off the coast of Singapore, in an accident that ultimately killed 10 sailors, including a constituent of mine, Petty Officer Logan S. Palmer of Harristown, Illinois.

This was an absolutely terrible tragedy that became a huge story due to many mistakes that were made leading up to it. After the accident, I spent a lot of time talking with Logan Palmer’s family, helping them navigate the unchartered waters of dealing with such a tragedy and consoling them.

Palmer survived the initial collision of the USS McCain, but kept himself in harm’s way in order to help his fellow shipmates. At age 23, he went far too early. His flag-draped casket was carried into the church on the day of his funeral by a Naval honor guard in dress uniform. Navy officers and sailors saluted the casket, which was surrounded by flowers of red, white and blue. The sailors were followed by troops of Boy Scouts who also saluted Palmer’s casket, marking the loss of one of their own; Petty Officer Palmer had achieved the rank of Eagle Scout.

After the experience, we decided it would be appropriate to introduce legislation in Petty Officer Palmer’s honor, naming the Post Office in his hometown after him. The bill would designate the post office located at 1355 North Meridian Road in Harristown, Illinois as the “Logan S. Palmer Post Office.” I have built a special bond with the Palmer family and feel that it’s only appropriate that we honor the Petty Officer in this unique way that will allow those of us in Illinois to always remember Logan as the hero he was.

A NATION’S TEARS IN HONOR OF THE LOST LOVED ONES OF SANTA FE HIGH

HON. PETE SESSIONS OF TEXAS IN THE HOUSE OF REPRESENTATIVES

Wednesday, May 23, 2018

Mr. SESSIONS of Texas. Mr. Speaker, I rise today in memory of the eight students and two teachers who were horrifically massacred during the Santa Fe High School shooting. Our prayers go out to them and their families, and the wounded. I include in the Record this poem penned in their memory by Albert Carey Caswell.

A NATION’S TEARS (By Albert Carey Caswell)

A Nation’s tears
So lie here
For all those lost loved ones so dear
And their heartbroken families gathered here.

A Nation’s tears
As now appear
All in the darkest here
In a parent’s worst fears
In what evil has reared
In the darkest of all hearts which appeared.
Young beautiful children with such great futures near
With so many moments up ahead of happiness in the coming years,
Now disappear.
Our children are but the very hope of the world so very clear,
To hold in our arms and hearts to endear
And those teachers so here,
Whose whole life was dedicated to teaching the ones we hold dear.
Now, with all the families left in tears,
With the kind of pain only Heaven can heal.
When, united once again as Angels in arms they feel
As we will remember their beautiful faces,
to warm our hearts in all those cold places
And remember their smiles and try not to cry for a while
And may all the wounded bind up their wounds,
and for their fellow lost students and teachers ever shoot for the moon.
A Nation’s tears
Trying somehow to make sense of all this here,
As one things stands clear,
There is darkness
And there is light
All in this battle from the beginning in sight
Of Good versus Evil,
Of Dark versus Light,
In hearts let us remember the darkness is no match for the light.
The kind which in those lost students and teacher which burned bright.
Let us find peace
Let us find rest
By keeping them in our hearts,
And by leading the lives of the best.
To make a difference with our light in the time we have left,
And now we lay them down to rest.
We pray our Lord their souls to bless,
And their loved one’s pain ease no less.
But, take heart for these,
live now as Angel’s in the Army of our Lord in peace
And they will watch over you day and night,
And in your sleep
And when there comes a gentle,
their tears shall wash down you to ease your pain
Until, up in Heaven you meet again and you won’t have to cry no more.

CONGRATULATING THE TOWN OF HOPE ON ITS 200TH ANNIVERSARY

HON. ELISE M. STEFANKI OF NEW YORK IN THE HOUSE OF REPRESENTATIVES

Wednesday, May 23, 2018

Ms. STEFANKI. Mr. Speaker, I rise today to honor and recognize the 200th anniversary of the Town of Hope.

While formally founded in 1818, the Town of Hope traces its roots back to the 1700s. The Town of Hope was originally part of the Town of Wells, which formed from a 1772 purchase of land in the central Adirondack region from a Native American tribe. It was not until 1818 that Hope seceded from the Town of Wells and formally became a town. Hope quickly grew into a booming center for agriculture and the lumber market.
Over time, Hope's population dropped, and the area was overtaken by the glistening lakes and streams, rolling hills, and peaceful valleys surrounding it. This natural sanctuary appealed to outdoorsmen, fishermen, hunters, and those seeking a tranquil, friendly place to live. As it did in the 1700's, today the town stands as a proud and cordial community of good neighbors.

On behalf of New York's 21st District, I want to congratulate the Town of Hope on its 200th anniversary. I wish all its residents the best as they celebrate this important milestone.

**GEOPOLITICS OF U.S. OIL AND GAS COMPETITIVENESS**

**HON. TED POE**
**OF TEXAS**
**IN THE HOUSE OF REPRESENTATIVES**
**Wednesday, May 23, 2018**

Mr. POE of Texas. Mr. Speaker, America's oil and gas industry is a force multiplier for U.S. influence around the world. For decades, many of the planet's great energy producers have been tyrannical regimes who leveraged their oil wealth to oppress their own people and pursue evil foreign policies. However, thanks to American ingenuity, the United States has unleashed its own energy potential—now becoming a major player in the global market.

In large part, America's revival as an energy superpower is a result of the shale revolution. Through the process of hydraulic fracturing, or "fracking," we are now able to reach oil and gas deep within the earth, where they were previously unreachable. With this new technology the U.S. has gone from the world's largest oil importer, to one of the world's largest energy exporters. Just a decade ago, the U.S. was importing 12.5 million barrels per day of crude oil and fuel. Today, it's just 4 million barrels per day. Between 2010 and 2017, U.S. oil production rose from 5.5 million barrels per day to 10 million barrels per day—approaching a record last set in 1970. This has allowed for a dramatic reduction of our dependence on foreign oil which ultimately strengthens our national security.

In the nearly three years since Congress ended the restrictions on exporting crude oil, the U.S. has beat market expectations and surged its exports to a record 2.6 million barrels per day. By 2022 we will export more oil than we import. But the good news isn't limited to just our oil production. U.S. natural gas production has been setting new records almost every year since the year 2000.

Again, thanks to innovations in liquefied natural gas—commonly known as LNG—we can ship this growing resource anywhere in the world. In the last year, we have become a net exporter of natural gas for the first time in 60 years. In the coming years it will only improve as the market of natural gas consumers grows and more exporting facilities come online.

America's comeback as an energy superpower has wide-ranging geopolitical implications. First, it is an obvious benefit for Americans and the U.S. economy, reducing our trade balance and creating new well-paying jobs. Second, it revives our country, making us an even stronger nation. Second, it means a lot less money is going to repressive regimes around the world who were previously dependent on for oil. And since energy is more abundant, the price of oil is decreasing. Overall the result is less money for Putin's Russia, the Ayatollah's Iran, and Madura's Venezuela. With the low price of oil, international sanctions, and their own economic mismanagement, these regimes who could not have escaped their evil activities are instead seeing their economies tank. Now their people are in the streets demanding accountability.

Saudi Arabia and the Gulf states have long been important U.S. strategic partners because we need them and their leverage in stabilizing global oil prices. But now we can redefine our relationship, making it less about maintaining oil access and more about other strategic US interests. With growing energy independence, we can pick our allies rather than have them picked for us by the necessity of access to oil. This does not mean we should become isolationists or abandon our traditional partners. Instead we should do the opposite. With our oil and gas advantage we are more empowered to argue that our allies must be more responsible, including improving their human rights records.

Our increased oil and gas competitiveness allows our friends abroad to be more secure and less dependent on bad actors. For far too long, our European allies have been vulnerable to energy blackmail from Russia—particularly through the supply of Russian natural gas. But with American LNG alternatives, European states can stand up to Putin's bad behavior without suffering retaliation through their gas supply.

Lastly, U.S. oil and gas exports reinforces the importance of free trade. This includes NAFTA. About 60 percent of U.S. gas exports now go to Mexico, providing a major boost to our trade balance. Canada has become a major importer of American refined fuels. Together, the U.S., Mexico, and Canada represent 20 percent of global oil and gas supply. Our integrated energy network makes North America a rock of stability and prosperity in the world.

Overall, the increased competitiveness of U.S. oil and gas production is good for America and good for the free world. And that's just the way it is.

**CONGRESS OF FUTURE MEDICAL LEADERS**

**HON. KEN BUCK**
**OF COLORADO**
**IN THE HOUSE OF REPRESENTATIVES**
**Wednesday, May 23, 2018**

Mr. BUCK. Mr. Speaker, I rise today to recognize two high school students who were chosen by the National Academy of Future Physicians and Medical Scientists to represent the State of Colorado as Delegates at the Congress of Future Medical Leaders. These students are Shayla Conder and Arianna Sanchez.

The Congress is an honors-only program for top students in our country who aspire to be physicians or medical scientists. These students are nominated by their teachers or the Academy based on their leadership ability, academic achievement, and dedication. This program is designed to inspire young people to go into medical research fields or be physicians, and provides a path, plan, and mentoring resources to help them reach their goal. During the Congress, the students will have the chance to learn from leaders in the medical field as well as government officials, top medical school deans, leaders from the private sector, and even Nobel laureates.

These students' acceptance to this prestigious program is an incredible feat, and it is my honor to rise today and recognize the outstanding accomplishment of this future leader. Our nation greatly benefits from the achievements of physicians and medical scientists, and it is important that we continue to inspire younger generations to pursue careers in the medical field.

Mr. Speaker, on behalf of the 4th Congressional District of Colorado, I extend my congratulations to these students and wish them the best in their future endeavors.

**CELEBRATING THE 50TH ANNIVERSARY OF EL AMISTAD**

**HON. JOHN R. CARTER**
**OF TEXAS**
**IN THE HOUSE OF REPRESENTATIVES**
**Wednesday, May 23, 2018**

Mr. CARTER of Texas. Mr. Speaker, I rise today in celebration of the 50th anniversary of El Amistad, a non-profit civic organization dedicated to inspiring the leaders of tomorrow. Through a half century of remarkable work, El Amistad has helped make Central Texas a great place to live and work.

Founded in my home town of Round Rock, TX, El Amistad is dedicated to education, community service, recognition of veterans, and promotion of Hispanic cultural awareness. By utilizing the talents and skills of its diverse membership, it has supported various youth development activities throughout Central Texas. Since its inception, El Amistad has awarded millions in scholarships to thousands of high school graduates seeking to take the next steps in their educational development.

Honoring our brave warriors remains a driving force among El Amistad members. The organization led the charge to dedicate Veterans Memorial Park in Round Rock, TX to Robert P. Hernandez, who died in the line of duty while serving in Vietnam. It’s the devotion of committed activists like El Amistad members that help remind all of the invaluable and lasting contributions veterans make to keep our nation safe and free.

Fifty years after its creation, El Amistad has touched countless lives for the better, and continues to make positive impacts on those it's dedicated to serve. I celebrate its half century of dedicated civic involvement and join all Central Texas in wishing this great organization nothing but the best in the decades to come.

**TRIBUTE TO JIM KLINSTIVER**

**HON. TODD ROKITA**
**OF INDIANA**
**IN THE HOUSE OF REPRESENTATIVES**
**Wednesday, May 23, 2018**

Mr. ROKITA. Mr. Speaker, I rise today to honor Jim Klinstiver, a great Hoosier and friend who passed away on May 20th. Jim
was born in Harrison County in 1940, along the Ohio River. He was a great public servant, working for the Department of Transportation for forty-two years, retiring as a project supervisor.

In 2010, he was elected County Commissioner for the Third District by the voters of Harrison County. He was then re-elected by an even wider margin in 2014. Jim had a passion for history, and used his time as commissioner to focus on local preservation. He pushed to protect the Morvin’s Landing historical site, where Confederate General John Hunt Morgan’s raiders crossed the Ohio River and entered Indiana during the Civil War. The landing of Morgan’s troops at Morvin Landin in July 1863 preceded the Battle of Corydon, one of the few Civil War battles fought in the North, and the only battle fought in Indiana.

In addition to being a hardworking public servant who dedicated countless hours in service to Indiana, Jim was a loving husband, father, grandfather, great-grandfather, and treasured friend. He was married to his wife Dixie for fifty-five years. They have one daughter, one grandson, and one great-grandson.

The legacy of Jim Klinstiver will live on in Harrison County for years to come. Many of us gained so much from his experience and knowledge from his decades of experience as an engineer, farmer, small business owner, and community leader.

For me, I’ve always appreciated his friendship and support. May we all strive to live our own lives with the sense of purpose and servant’s heart that Jim showed. His passing is a true loss for all Hoosiers.

HONORING NEW JERSEY SENATOR BOB GORDON

HON. JOSH GOTTHEIMER
OF NEW JERSEY
IN THE HOUSE OF REPRESENTATIVES
Wednesday, May 23, 2018

Mr. GOTTHEIMER. Mr. Speaker, I rise today to honor New Jersey State Senator Bob Gordon. Bob is a loyal son of New Jersey and proud Fair Lawn resident, who has dedicated his life to helping North Jersey’s communities.

During his time in the Senate, Bob quickly established himself as a leader among his ranks. He has never been afraid to reach across the aisle to get things done for the Garden State. Bob doesn’t approach policy debates by labeling issues as Democratic or Republican, but rather by pushing for sound policy and what’s best for the families and businesses of New Jersey. While at the helm of the Finance, Taxation Committee, Bob achieved numerous legislative accomplishments, including key reforms of the Port Authority of New York and New Jersey and New Jersey Transit. His calm demeanor and respect for his fellow colleagues will be sorely missed on the Senate floor in Trenton.

Bob will leave New Jersey’s State Senate to continue his passion for public service at the New Jersey Board of Public Utilities. This is one more role that Bob will tackle to help the state he loves so dearly. He has served New Jersey as a mayor, councilman, and fire commission in Fair Lawn, and later as an Assemblyman before ascending to the Senate in 2007. Our state is lucky to have Bob in our corner, fighting for New Jersey.

Mr. Speaker, I sincerely thank Senator Gordon for his tireless work on behalf of New Jersey, and I wish him and his wife, Gail, all the best in continuing to serve our state.

HONORING LTC JOEY ERRINGTON

HON. TIMOTHY J. WALZ
OF MINNESOTA
IN THE HOUSE OF REPRESENTATIVES
Wednesday, May 23, 2018

Mr. WALZ. Mr. Speaker, on the occasion of Lieutenant Colonel Joey L. Errington’s change of command and pending retirement from the United States Army, I want to recognize him and his family on their nearly 30 years of service to the Nation. Originally from Rush City, Minnesota, LTC Errington enlisted in the Army in 1989 as a 13B, Cannon Crewman. He was selected for the Green to Gold Program at Clemson University and was commissioned a Second Lieutenant in the Field Artillery in 1997.

He is a graduate of the Field Artillery Basic Course, the Field Artillery Career Course at Fort Sill, OK, and the Command and General’s Staff Course at Fort Leavenworth, KS. He holds a Bachelor of Science in Agricultural Education from Clemson University and a Master of Arts in Educational Leadership from Webster University.

During his tenure, he led our soldiers at each echelon from the platoon to battalion, and, today, LTC Errington is relinquishing command of the 3rd Battalion, 16th Field Artillery Regiment, 2nd Armored Brigade Combat Team, 1st Cavalry Division at Fort Hood, Texas. His previous assignments include the III Corps G3 Chief of Training at Fort Hood, TX; Deputy Brigade Commander, Executive Officer, and Fire Support Officer for the 2nd Armored Brigade Combat Team, 1st Infantry Division, Fort Riley, KS as well as the Battalion S–3 for the 1st Battalion, 7th Field Artillery; Assistant Professor of Military Science at Saint John’s University, College of Saint Benedict’s, and Saint Cloud State University in Minnesota; Battalion Fire Direction Officer, S1, and Charlie Battery Commander for 4th Battalion, 27th Field Artillery, 1st Armored Division, Baumholder, Germany; and Task Force Fire Support Officer, Platoon Leader, and Company Fire Support Officer for 1st Battalion, 5th Field Artillery at Fort Riley, Kansas.

LTC Errington’s decorations include the Bronze Star Medal, Purple Heart, Meritorious Service Medal, Army Commendation Medal, Army Achievement Medal, the Combat Action Badge, the Meritorious Unit Citation, and the Presidential Unit Citation.

He is married to the former Alison Adams of Hermantown, MN and they have three children: Brooke, who is going to start college at Kansas State University in the fall, Billy, and Becky.

TRIBUTE TO JENNIFER NORRIS

HON. DAVID YOUNG
OF IOWA
IN THE HOUSE OF REPRESENTATIVES
Wednesday, May 23, 2018

Mr. YOUNG of Iowa. Mr. Speaker, I rise today to recognize and congratulate Jennifer Norris. She was presented with the Appreciation Award from the Salvation Army at their annual dinner on May 9, 2018. Jennifer is the Director of Recreational Ministries and oversees the Basketball and Day Camp activities at Citadel. She will soon be an officer in the Salvation Army.

Mr. Speaker, I commend Jennifer Norris for receiving this outstanding award and for her continued commitment to making her community better. I am proud to represent her, and Iowans like her, in the United States Congress. I ask that my colleagues in the United States House of Representatives join me in congratulating Jennifer Norris and in wishing her nothing but continued success.

PERSONAL EXPLANATION

HON. LEE M. ZELDIN
OF NEW YORK
IN THE HOUSE OF REPRESENTATIVES
Wednesday, May 23, 2018

Mr. ZELDIN. Mr. Speaker, on May 9th I missed a vote. Had I been present, I would have voted YEA on Roll Call No. 173.

TRIBUTE TO HEATHER CALKINS

HON. DAVID YOUNG
OF IOWA
IN THE HOUSE OF REPRESENTATIVES
Wednesday, May 23, 2018

Mr. YOUNG of Iowa. Mr. Speaker, I rise today to recognize and congratulate Heather Calkins. She was presented with the Begie Hefner Volunteer Award from the Salvation Army at their annual dinner on May 9, 2018. Heather has helped for years with the weekend Christmas sign-ups for Toy Shop and helps at the shop. She is a leader in the Corps and works with one of the youth groups every Wednesday night.

Mr. Speaker, I commend Heather Calkins for receiving this outstanding award and for her continued commitment to making her community better. I am proud to represent her, and Iowans like her, in the United States Congress. I ask that my colleagues in the United States House of Representatives join me in congratulating Heather Calkins and in wishing her nothing but continued success.

RECOGNIZING LEE WILBANKS’ CONTRIBUTIONS TO SAVE THE RIVER

HON. ELISE M. STEFANIK
OF NEW YORK
IN THE HOUSE OF REPRESENTATIVES
Wednesday, May 23, 2018

Ms. STEFANIK. Mr. Speaker, I rise today to honor and recognize Lee Wilbanks as he leaves his role as Executive Director of Save the River and Upper St. Lawrence Riverkeeper.

Since he joined Save the River in 2012, Lee has been instrumental to the organization’s efforts to preserve and protect the St. Lawrence River. His achievements include overseeing the enactment of Plan 2014, creating the Bass Catch and Release program, and expanding the Save the River In the Schools program.
Lee’s strong knowledge and passion for conservation issues has made him an invaluable leader of Save the River. In recognition of Lee’s persistent and passionate advocacy of the St. Lawrence River, Freshwater Future named Lee a 2016 Freshwater Hero and Citizen Advocate of the Year.

I am thankful that I have had the privilege of working with Lee during his tenure at Save the River. On behalf of New York’s 21st District, I want to thank Lee for his commitment to protecting the St. Lawrence River, and wish him all the best in his future endeavors.

PERSONAL EXPLANATION

HON. JARED POLIS
OF COLORADO
IN THE HOUSE OF REPRESENTATIVES
Wednesday, May 23, 2018

Mr. POLIS. Mr. Speaker, had I been present, I would have voted NAY on Roll Call No. 205.

CELEBRATING OLD HICKORY, TENNESSEE’S CENTENNIAL

HON. JIM COOPER
OF TENNESSEE
IN THE HOUSE OF REPRESENTATIVES
Wednesday, May 23, 2018

Mr. COOPER. Mr. Speaker, today, I rise to honor the wonderful small town of Old Hickory, Tennessee, on its Centennial Celebration.

Old Hickory’s history is unique. When the United States entered World War I, our soldiers needed gunpowder, and lots of it. The U.S. government asked a giant American company, E.I. du Pont de Nemours & Co., to build and operate a gunpowder plant on federal land near Nashville on the Cumberland River. Within months, 5,600 acres of land near Hadley’s Bend were transformed into a self-sufficient village housing 56,000 workers and the largest factory the state had ever seen.

After the War, DuPont’s chemical production continued for decades. If you came across someone on the street, chances are they worked for DuPont. Old Hickory was a “company town” with homes of similar designs, each one well-maintained. It was and is a model community with incredibly talented, hard-working, patriotic residents.

Although the factories and their owners have changed over the years, their footprints remain. Old Hickory remains one of the most storied towns in the South. Come visit and you will see the original mill town homes, friendly stores, and markets. It is a place where people know their neighbors, and where newcomers are welcomed with open arms. The halls mark of hard work, faith, family, friends, and patriotism are just as important today as they were a century ago.

Old Hickory is truly one of Nashville’s and the nation’s “best kept secrets,” and I know it will remain a treasure in Middle Tennessee for the next 100 years.

TRIBUTE TO LOU VOLK

HON. JOHN J. DUNCAN, JR.
OF TENNESSEE
IN THE HOUSE OF REPRESENTATIVES
Wednesday, May 23, 2018

Mr. DUNCAN of Tennessee. Mr. Speaker, a very special Vietnam Veteran in my district has continued his service to others decades after fighting in the war.

Mr. Lou Volk of the Cedar Bluff community of Knoxville, Tennessee has been walking along a busy road, picking up trash and praying for his neighbors every day for the past 30 years in spite of his injuries from the war.

He started this service when he was a teacher in Oak Ridge, and used it as an opportunity to teach his sons about doing for others without expecting anything in return.

At 71 years old, Lou has made it a priority to make the one mile walk each day in hopes of making our community better both physically and spiritually.

As he is cleaning up items that no one else might dare to touch such as used cigarettes, road kill, and food packages, he says prayers for cars that pass by.

He has gotten to know the challenges, suffering, and needs of the residents on Bob Kirby Road by saying hello and growing relationships with people out in their yards.

I want to recognize Lou for being such a dedicated caretaker of our community. I hope he inspires all of us to do a little more for others, without expecting anything in return.

If more people were out in the community instead of playing video games, watching television, or spending hours on social media, they could experience the blessings of serving others greater than themselves.

I include in the RECORD the article that appeared in the Knoxville News Sentinel by Britany Crocker on May 7th, 2018, entitled “Every Day One Local Vietnam Veteran Picks Up Trash and Prays for Everyone Who Passes Him”:

Almost every day for more than 30 years, Vietnam veteran Lou Volk has donned his orange reflective vest and rubber gloves before leaving the house on a mission, armed with a trash grabber and a re-used Kroger bag.

He’s a fixture in Cedar Bluff, where he’s been walking his mile-and-a-half route along Bob Kirby Road since he moved there about 12 years ago, cleaning up the litter that seems to reappear almost every day.

You may have seen him in the mornings with his dog, Rosco. Rosco died in December though, so now Volk walks his route by himself, but not necessarily alone.

Volk can list the neighbors who live in the homes he passes. He can tell you the names of the dogs he has passed as he passes, or that the woman in the house on the left just lost her husband, or that the person in the passing truck is struggling with cancer right now.

Passersby wave or honk their horns at him, veering over the hilly road’s median rumble strip to give him a little extra room.

What they might not know is that Volk is mostly deaf, and he lives with post-traumatic stress disorder.

Almost every day for more than 30 years, he fought in the war.

According to Volk, it takes three to five years for one of these things to break down.”

He started this habit when his children were young in Oak Ridge, where he taught middle-school math and science after he returned from the Vietnam War.

Before the war, Volk had a bachelor’s degree in business. He served as an infantryman from 1969 to 1971 in Vietnam, where he was exposed to agent orange.

A rocket-propelled grenade explosion left him mostly deaf, and he lives with post-traumatic stress disorder.

When he returned from the war, he started working in education. Peggy, Volk’s wife of 41 years, said she thinks that taking care of children helped him adopt the unrelenting optimism he speaks with today.

“The kids were my little soldiers, and I had to take care of them,” he said.

One of his favorite things was taking sixth-graders to the Great Smoky Mountains Institute at Tremont. “I always tried to talk to them about the environment and how important it was, and you should lead by example.”

So that’s what he did. He started picking up trash around his neighborhood and at Cedar Hill Park, where he took his sons, Aaron and Max, to play on the weekends.

He continued the habit in Oak Ridge after his sons grew up and left home until he had to retire.

Volk said school shootings were becoming more common, kindling his post-traumatic stress, so he started thinking about retirement.

He recalled a school fire drill the teachers weren’t informed of about a week after two Arkansas students pulled the alarm and opened fire on evacuating students and teachers.

Volk shut his students in their classroom and went outside to check the school’s perimeter. “What if that had been a copycat?” Volk said.

He stayed in teaching for more years but ultimately retired in 2002 after the Veteran’s Administration gave him a 100 percent disability rating for PTSD.

Four years later, he and Peggy moved to their Cedar Bluff condo to care for Peggy’s mother.

RESPONSE AND ABILITY

Volk found a sense of continued service in his daily cleanup walks. “It’s my Father’s world out there, and I’ve got to take care of it,” he said.

Tuesday was a “one-bag” day, but the weekends sometimes take two.

Cigarette butts are among the most numerous and the most annoying thing out here,” Volk said, picking up a fluffed-out cigarette filter with his trash grabber. “I’m told it takes three to five years for one of these things to break down.”

Food wrappers and plastic bottles are also pretty common sights for him. Plastic bottles filled with tobacco spit are the worst, he said, but he picks them up anyway.

He’ll even pick up roadkill if it’s lying where children can see it. “I bothered my kids when they were little to see a squirrel lying dead on the street,” he said. “And I’m not afraid of it; I grew up on a farm. So, I just pick it up.”

Now, he knows the areas of the street that have the most poison ivy, and where the thin borders of the road drop off into steep hills.

He knows he’ll usually find some broken glass bottles near people’s mailboxes. He suspects people driving by at night make a game of trying to hit mailboxes with the bottles.

Speeding drivers aren’t an uncommon sight on the short stretch of road, but Volk said he usually feels pretty safe. He checks both directions twice before crossing and tries to make sure drivers coming around blind hills can see him.
He almost got hit once, but he leaped into a ditch with his dog just in time. Volk's walks have clearly paid off for him physically. He looks at least a decade younger than his 71 years.

He and his wife said they want to travel for as long as they are physically able to, and his walks help him keep fit.

"That's the subtle part," he admitted. "The nature, the birds chirping, the vitamin D, and I get exercise."

Volk said he wants to see other retirees in Knoxville take up the gauntlet and go outside to pick up trash.

"Retired people need to walk more, and most of us have the ability," he said. "Just try plucking weeds in your neighborhood some day. It doesn't have to be far. My walk is about two miles, but I have the ability so I go."

Volk said a fellow Vietnam veteran told him that ability is one half of the word responsibility. "If you have the ability to do something, what is your response?" he said. "My response is that I can't do everything, but when I see something, I can try to do something to make it better."
PERSONAL EXPLANATION

HON. PETE OLSON
OF TEXAS
IN THE HOUSE OF REPRESENTATIVES
Wednesday, May 23, 2018

Mr. OLSON. Mr. Speaker, I was unable to travel to Washington in time to vote on Monday, May 21 due to a family obligation.

Had I been present, I would have voted YEA on Roll Call No. 207; YEA on Roll Call No. 208; and YEA on Roll Call No. 209.

TRIBUTE TO PAMELA AND LESLIE SWICK

HON. DAVID YOUNG
OF IOWA
IN THE HOUSE OF REPRESENTATIVES
Wednesday, May 23, 2018

Mr. Young of Iowa. Mr. Speaker, I rise today to recognize and honor Pam and Les Swick of Council Bluffs, Iowa on the very special occasion of their 50th wedding anniversary. They were married on April 28, 1968 at First Christian Church in Council Bluffs.

Pam and Les’ lifelong commitment to each other and their family truly embodies Iowa values. As they reflect on their 50th anniversary, I hope it is filled with happy memories. May their commitment grow even stronger, as they continue to love, cherish, and honor one another for many years to come.

Mr. Speaker, I commend this great couple on their 50th year together and I wish them many more. I ask that my colleagues in the United States House of Representatives join me in congratulating them on this momentous occasion.

HONORING THE LOISAIDA, INC.
CENTER FESTIVAL COMMITTEE

HON. NYDIA M. VELÁZQUEZ
OF NEW YORK
IN THE HOUSE OF REPRESENTATIVES
Wednesday, May 23, 2018

Ms. VELÁZQUEZ. Mr. Speaker, I rise today to honor the Loisaida Inc. Center Festival Committee on its 31st Annual Celebration in the Lower Eastside of Manhattan, New York. The festival was initially founded by grassroots leaders in the LES and led by Puerto Rican activists and Latino residents in the 1970’s during a dark period in the community. Its goal was to provide a festive local fair for under served families who could not afford to go away for the holiday weekend.

Loisaida Inc. was formally incorporated as a local development corporation in 1978. Throughout the years, a once single block event has grown into a major cultural celebration attracting more than 30,000 visitors. The fair features the Nuyorican—Latin American cultural contributions to the historic immigrant tapestry of the LES. It is a chance for locals and visitors alike to enjoy day long theater, craft, music and delicious food.

This year’s theme is Bridging Resurgence: From Sandy to Maria, an urgent reminder of the continuing struggles of the Puerto Rican people and New Yorkers who suffered after Sandy. The Loisaida Center remains committed to the island’s recovery as an affirmation of the neighborhood’s Puerto Rican heritage.

I also want to recognize and congratulate this year’s VIVA Loisaida honorees for their tireless lifetime commitment to social justice and bettering the community: Damaris Reyes, Executive Director of GOLES; Dr. Manuel Moran, Founder of Teatro SEA; Aixa O. Torres, community leader and President of Alfred E. Smith Housing Residents Association; and Luis and Abigail Rivera owners and son and daughter of Adela Fargas, beloved community icon and founder of Puerto Rican restaurant Casa Adela.

I ask my colleagues to join me in celebrating the rich history and legacy of the Loisaida Center Festival.

TRIBUTE TO CLEL BAUDLER

HON. DAVID YOUNG
OF IOWA
IN THE HOUSE OF REPRESENTATIVES
Wednesday, May 23, 2018

Mr. Young of Iowa. Mr. Speaker, I rise today to recognize Iowa State Representative Clel Baudler. Mr. Baudler retired from the Iowa House of Representatives after 20 years of service.

Clel dreamed of public service as a child and worked diligently to make his dream come true. Before his service in the House, Clel served with the Iowa State Patrol as a state trooper for 32 years. He has been an active figure in the fight for the second amendment in the Iowa House and has fought industriously against illegal drugs. Clel also was a major supporter of the state’s natural resources during his time as a state representative. Clel has been married to Mary Carole for many years, and has four children and several grandchildren and great-grandchildren that will keep him busy during his retirement years.

Mr. Speaker, I am honored to recognize Representative Clel Baudler for this milestone, and thank him for providing leadership to the state of Iowa. I am proud to represent him in the United States Congress. I ask that my colleagues in the United States House of Representatives join me in congratulating Clel and wishing him nothing but continued success.

SENATE COMMITTEE MEETINGS

Title IV of Senate Resolution 4, agreed to by the Senate of February 4, 1977, calls for establishment of a system for a computerized schedule of all meetings and hearings of Senate committees, subcommittees, joint committees, and committees of conference. This title requires all such committees to notify the Office of the Senate Daily Digest—designated by the Rules Committee—of the time, place and purpose of the meetings, when scheduled and any cancellations or changes in the meetings as they occur.

As an additional procedure along with the computerization of this information, the Office of the Senate Daily Digest will prepare this information for printing in the Extensions of Remarks section of the CONGRESSIONAL RECORD on Monday and Wednesday of each week.

Meetings scheduled for Thursday, May 24, 2018 may be found in the Daily Digest of today’s RECORD.
HIGHLIGHTS

Senate agreed to the motion to concur in the amendment of the House to S. 2372, Veterans Cemetery Benefit Correction Act.

Senate

Chamber Action

Routine Proceedings, pages S2843–S2887

Measures Introduced: Eighteen bills and three resolutions were introduced, as follows: S. 2927–2944, S.J. Res. 61, and S. Res. 520–521.

Measures Reported:

H.R. 1900, to designate the Veterans Memorial and Museum in Columbus, Ohio, as the National Veterans Memorial and Museum.

S. 2377, to designate the Federal building and United States courthouse located at 200 West 2nd Street in Dayton, Ohio, as the “Walter H. Rice Federal Building and United States Courthouse”.

S. 2734, to designate the Federal building and United States courthouse located at 1300 Victoria Street in Laredo, Texas, as the “George P. Kazen Federal Building and United States Courthouse”.

S. 2857, to designate the Nordic Museum in Seattle, Washington, as the “National Nordic Museum”.

Measures Passed:

Enrollment Correction: Senate agreed to H. Con. Res. 121, directing the Secretary of the Senate to make a correction in the enrollment of the bill S. 2372.

Ensuring Patient Access to Substance Use Disorder Treatments Act: Senate passed S. 916, to amend the Controlled Substances Act to provide for the delivery of a controlled substance by a pharmacy to an administering practitioner, after withdrawing the committee amendment in the nature of a substitute, and agreeing to the following amendments proposed thereto:

McConnell (for Cassidy) Amendment No. 2267, in the nature of a substitute.

McConnell (for Cassidy) Amendment No. 2268, to amend the title.

Tribal HUD–VASH Act: Senate passed S. 1333, to provide for rental assistance for homeless or at-risk Indian veterans, after agreeing to the committee amendment in the nature of a substitute.

Inspector General Recommendation Transparency Act: Senate passed S. 2178, to require the Council of Inspectors General on Integrity and Efficiency to make open recommendations of Inspectors General publicly available, after agreeing to the committee amendment in the nature of a substitute.

Condemning the Attack in Santa Fe, Texas: Senate agreed to S. Res. 521, condemning the horrific attack in Santa Fe, Texas, and expressing support and prayers for all of those impacted by the tragedy.

House Messages:

Veterans Cemetery Benefit Correction Act: By 92 yeas to 5 nays (Vote No. 106), Senate agreed to the motion to concur in the amendment of the House to S. 2372, to amend title 38, United States Code, to provide outer burial receptacles for remains buried in National Parks, after taking action on the following motions and amendments proposed thereto:

Rejected:

McConnell motion to concur in the amendment of the House to the bill, with McConnell Amendment No. 2246 (to the House Amendment to the bill), to change the enactment date. (Senate tabled the motion.)

During consideration of this measure today, Senate also took the following action:

McConnell Amendment No. 2247 (to Amendment No. 2246), of a perfecting nature, fell when McConnell motion to concur in the amendment of the House to the bill, with McConnell Amendment
No. 2246 (to the House Amendment to the bill) (listed above) was tabled.

Signing Authority—Agreement: A unanimous-consent agreement was reached providing that Senator Tillis be authorized to sign the enrollment of S. 2155, to promote economic growth, provide tailored regulatory relief, and enhance consumer protections.

McWilliams Nominations—Agreement: Senate resumed consideration of the nomination of Jelena McWilliams, of Ohio, to be Chairperson of the Board of Directors of the Federal Deposit Insurance Corporation.

During consideration of this nomination today, Senate also took the following action:

By 72 yeas to 25 nays (Vote No. 107), Senate agreed to the motion to close further debate on the nomination.

Senate resumed consideration of the nomination of Jelena McWilliams, of Ohio, to be a Member of the Board of Directors of the Federal Deposit Insurance Corporation.

During consideration of this nomination today, Senate also took the following action:

By 73 yeas to 23 nays (Vote No. 108), Senate agreed to the motion to close further debate on the nomination.

A unanimous-consent agreement was reached providing that notwithstanding Rule XXII, all post-cloture time on the McWilliams nominations be considered expired at 12 noon, on Thursday, May 24, 2018; that if cloture is invoked on the nomination of James Randolph Evans, of Georgia, to be Ambassador to Luxembourg, Department of State, the time until 1:45 p.m., be equally divided in the usual form, and at 1:45 p.m., Senate vote on confirmation of the James Randolph Evans nomination.

A unanimous-consent agreement was reached providing for further consideration of the nominations, post-cloture, at approximately 9:30 a.m., on Thursday, May 24, 2018.

Marcus Nomination—Agreement: A unanimous-consent-time agreement was reached providing that at a time to be determined by the Majority Leader, in consultation with the Democratic Leader, Senate begin consideration of the nomination of Kenneth L. Marcus, of Virginia, to be Assistant Secretary for Civil Rights, Department of Education; and that there then be ten hours of debate, equally divided in the usual form, and that following the use or yielding back of time, Senate vote on confirmation of the nomination, with no intervening action or debate.

Nomination Confirmed: Senate confirmed the following nomination:

By 74 yeas to 23 nays (Vote No. EX. 105), Brian D. Montgomery, of Texas, to be an Assistant Secretary of Housing and Urban Development.

Nomination Received: Senate received the following nomination:

Harry B. Harris, Jr., of Florida, to be Ambassador to the Republic of Korea.

Nomination Withdrawn: Senate received notification of withdrawal of the following nomination:

Harry B. Harris, Jr., of Florida, to be Ambassador to the Commonwealth of Australia, which was sent to the Senate on February 13, 2018.

Messages from the House:

Measures Placed on the Calendar:

Executive Communications:

Petitions and Memorials:

Executive Reports of Committees:

Additional Cosponsors:

Statements on Introduced Bills/Resolutions:

Additional Statements:

Amendments Submitted:

Authorities for Committees to Meet:

Privileges of the Floor:

Record Votes: Four record votes were taken today. (Total—108)

Adjournment: Senate convened at 11 a.m. and adjourned at 6:22 p.m., until 9:30 a.m. on Thursday, May 24, 2018. (For Senate’s program, see the remarks of the Majority Leader in today’s Record on page S2886.)

Committee Meetings

(Committees not listed did not meet)

APPROPRIATIONS: INDIAN HEALTH SERVICE

Committee on Appropriations: Subcommittee on Department of the Interior, Environment, and Related Agencies concluded a hearing to examine proposed budget estimates and justification for fiscal year 2019 for the Department of Health and Human Services, Indian Health Service, after receiving testimony from Rear Admiral Michael D. Weahkee, Assistant Surgeon General, Public Health Service, Acting Director, Indian Health Service, Department of Health and Human Services.
APPROPRIATIONS: NASA
Committee on Appropriations: Subcommittee on Commerce, Justice, Science, and Related Agencies concluded a hearing to examine proposed budget estimates and justification for fiscal year 2019 for the National Aeronautics and Space Administration, after receiving testimony from James F. Bridenstine, Administrator, National Aeronautics and Space Administration.

BUSINESS MEETING
Committee on Appropriations: Subcommittee on Commerce, Justice, Science, and Related Agencies concluded a hearing to examine proposed budget estimates and justification for fiscal year 2019 for the National Aeronautics and Space Administration, after receiving testimony from James F. Bridenstine, Administrator, National Aeronautics and Space Administration.

BUSINESS MEETING
Committee on Armed Services: Committee ordered favorably reported the nominations of Lisa Porter, of Virginia, to be a Deputy Under Secretary, James N. Stewart, of North Carolina, to be an Assistant Secretary, James H. Anderson, of Virginia, to be an Assistant Secretary, Gregory J. Slavonic, of Oklahoma, to be an Assistant Secretary of the Navy, and Charles Douglas Stimson, of Virginia, to be General Counsel of the Department of the Navy, all of the Department of Defense, Charles P. Verdon, of California, to be Deputy Administrator for Defense Programs, National Nuclear Security Administration, Department of Energy, and 280 nominations in the Army, Navy, Air Force, and Marine Corps.

AUTHORIZATION: DEFENSE
Committee on Armed Services: Committee ordered favorably reported an original bill entitled, “National Defense Authorization Act for Fiscal Year 2019”.

HOUSING FINANCE SYSTEM
Committee on Banking, Housing, and Urban Affairs: Committee ordered favorably reported an original bill entitled, “National Defense Authorization Act for Fiscal Year 2019”.

FRAGMENTATION, OVERLAP, AND DUPLICATION IN THE FEDERAL GOVERNMENT
Committee on the Budget: Committee concluded a hearing to examine the Government Accountability Office’s annual report on additional opportunities to reduce fragmentation, overlap, and duplication in the Federal government, after receiving testimony from Gene L. Dodaro, Comptroller General, Government Accountability Office.

NOMINATIONS
Committee on Homeland Security and Governmental Affairs: Committee concluded a hearing to examine the nominations of Emory A. Rounds III, of Maine, to be Director of the Office of Government Ethics, who was introduced by Senator King, Kelly Higashi, to be an Associate Judge of the Superior Court of the District of Columbia, who was introduced by Representative Norton, and Frederick M. Nutt, of Virginia, to be Controller, Office of Federal Financial Management, Office of Management and Budget, after the nominees testified and answered questions in their own behalf.

BUSINESS MEETING
Committee on Health, Education, Labor, and Pensions: Committee ordered favorably reported S. 2852, to reauthorize certain programs under the Pandemic and All-Hazards Preparedness Reauthorization Act, with an amendment in the nature of a substitute.

NOMINATIONS
Committee on the Judiciary: Committee concluded a hearing to examine the nominations of Britt Cagle Grant, of Georgia, to be United States Circuit Judge for the Eleventh Circuit, who was introduced by Senators Isakson and Perdue, 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, who was introduced by Senator Lankford, 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, after the nominees testified and answered questions in their own behalf.

TRAFFICKING VICTIMS PROTECTION REAUTHORIZATION ACT
Committee on the Judiciary: Subcommittee on Border Security and Immigration concluded a hearing to examine the Trafficking Victims Protection Reauthorization Act and exploited loopholes affecting unaccompanied alien children, after receiving testimony from Senators Menendez and Heller; Alysa Erichs, Acting Deputy Executive Associate Director, Homeland Security Investigations, and Matthew Albence, Executive Associate Director, Enforcement and Removal Operations, both of Immigration and Customs Enforcement, and Richard M. Hudson, Deputy Chief, Operational Programs, Law Enforcement Operations Directorate, Border Patrol, Customs and Border Protection, all of the Department of Homeland Security; and Steven Wagner, Acting Assistant Secretary, Administration for Children and Families, Department of Health and Human Services.

OPIOID MISUSE AMONG OLDER AMERICANS
Special Committee on Aging: Committee concluded a hearing to examine preventing and treating opioid misuse among older Americans, after receiving testimony from Gary Cantrell, Deputy Inspector General for Investigations, Office of Investigations, Office of Inspector General, Department of Health and...
House of Representatives

Chamber Action

Public Bills and Resolutions Introduced: 28 public bills, H.R. 5924–5951 were introduced.

Additional Cosponsors:

Reports Filed: There were no reports filed today.

Speaker: Read a letter from the Speaker wherein he appointed Representative Jenkins (WV) to act as Speaker pro tempore for today.

Recess: The House recessed at 10:42 a.m. and reconvened at 12 noon.


Agreed to:

Thornberry en bloc amendment No. 1 consisting of the following amendments printed in H. Rept. 115–702: Michelle Lujan Grisham (NM) (No. 1) that authorizes the Air Force Research Lab to create an open campus initiative modeled after the Army Research Lab's program, which fosters innovation and provides for rapid transition of technologies into products by entrepreneurs; Michelle Lujan Grisham (NM) (No. 2) that authorizes the Secretary to support national security innovation and entrepreneurial education programs for Department of Defense laboratory personnel; Suozzi (No. 4) that expresses a sense of Congress encouraging DoD to accelerate, expedite and streamline environmental restoration efforts, reduce the financial burden on state and local governments and allay community concerns about the safety of drinking water; directs the Assistant Secretary of Defense for Energy, Installations, and Environment to brief the Congressional Armed Services committees on initiatives being pursued to accelerate environmental restoration efforts; Cicilline (No. 5) that requires the Defense Logistics Agency to provide direct notification to existing contractors when a branch of the military announces a change to uniform components produced by that contractor; Connolly (No. 6) that provides not less than $12 million for the assessment monitoring, and evaluation of security cooperation activities in accordance with section 383 of title 10, U.S. Code; Crawford (No. 7) that requires the Secretary of Defense to provide a plan to Congress on how USNORTHCOM will organize a joint task force for EOD and countering improvised explosive devices; Michelle Lujan Grisham (NM) (No. 9) that authorizes entrepreneurial sabbatical programs across all the defense laboratories and allows researchers to take an unpaid sabbatical to work for a private sector firm in order to build their research for commercial purposes; Kuster (NH) (No. 11) that requires SECDEF to submit a report to Congress within 90 days of passage detailing corrective actions taken based on IOT&E Report on MHS Genesis prior to its fielding beyond initial facilities; Schneider (No. 12) that allows for increased flexibility for use of funding within Phase I and Phase II of the SBIR/STTR programs; Lawson (FL) (No. 14) that requires the head of all agencies that have SBIR programs to implement a Commercialization Assistance Pilot Program, if not currently operating such a similar program, within one year of passage of this provision for the purpose of increasing commercialization of SBIR research by the use of sequential Phase II awards that require a match of outside funding; Velázquez (No. 15) that grants agencies the ability to double the value of the contract awarded to specified small business concerns for purposes of the small business prime contracting goal for a duration of four years after enactment of the legislation; there is also a reporting requirement to track the number and amount of contracts awarded to eligible firms; Clarke (NY) (No. 16) that grants agencies the ability to double the value of the contract awarded to specified small business concerns for purposes of the small business prime contracting goal for a duration of four years after enactment of the legislation; there is also a reporting requirement to track the number and amount of contracts awarded to eligible firms; McCaul (No. 18) that
amends Section 880 of the base bill, which prohibits all Federal agencies from buying from or contracting with covered companies; the amendment extends the prohibition to Federal grant money, and loans; Velázquez (No. 20) that directs SBA to raise awareness and support business conversions to employee ownership through SBA entrepreneurial development and lending programs; modernizes SBA’s 7(a) loan guarantee program to increase access to capital for employee owned small businesses and cooperatives; Norman (No. 21) that states that the Secretary of Defense shall include, with the Department of Defense budget, a report regarding the funding for product support strategies for major weapons systems; Poliquin (No. 23) that clarifies that section 916 is not intended to require or encourage any reduction in work force at the Defense Finance and Accounting Service; Wilson (SC) (No. 24) that changes “shall” on page 467 to “should”; Russell (No. 25) that reduces the risk for military service members so that pilots and crews are better protected in training areas; Hastings (No. 26) that directs the Secretary of Defense to report to Congress on military installations that have been available for disaster recovery over the past 10 fiscal years, and installations assessed to be available for fast response in the future; Adams (No. 27) that promotes increased participation in Federal procurement by HBCUs; Sessions (No. 28) that provides clarifying language that allows the SECDEF to enter into agreement with charitable organizations to provide assistance to local populations abroad; Smith (WA) (No. 29) that clarifies that the Federal Aviation Administration is allowed to disburse funding to carry out a project to mitigate noise if the project is located at a school near the airport and if the school entered into a Memorandum of Agreement with the agency before September 30, 2002, even if the airport does not meet the requirements of part 150 Title 14; Jody B. Hice (GA) (No. 30) that reforms the pensions and allowances provided to former Presidents and surviving spouses; Meadows (No. 33) that requires the Secretary of Defense and the Secretary of State to jointly certify and report to Congress that assistance to the Ministry of the Interior of Iraq under the Iraq Train and Equip Fund will not be disbursed to any group that is, or is known to be affiliated with, the Iranian Revolutionary Guard Corps—Quds Force or other state sponsor of terrorism; Demings (No. 34) that expresses the sense of Congress that the intelligence community should dedicate resources to further expose key financial networks used by the Russian political class to hide stolen money; in addition, requires a classified report on Putin and other senior Russian officials regarding their financial assets, which shall be submitted to Congress within 60 days of enactment; Brendan F. Boyle (PA) (No. 35) that requires a report from State Department and DOD on Russia’s support for the Taliban in Afghanistan; Cheney (No. 36) that requires the Secretary of Defense to develop a list of technology that is currently eligible for export to China but the export of that technology may harm national security; Bass (No. 37) that requires a comprehensive report within 90 days by Department of State, Department of Defense, and USAID on U.S. security and humanitarian interests in Yemen; the purpose is to build support for a comprehensive strategy to address humanitarian and security crisis in Yemen through increasing coordination in Yemen’s Famine-Risk Areas between federal agencies, the UN Offices for Coordination of Humanitarian Affairs; Crowley (No. 38) that requires a report on Bangladesh’s ability to respond to natural disasters and humanitarian crises including recommendations for enhancing cooperation on humanitarian assistance and disaster relief; Brendan F. Boyle (PA) (No. 39) that requires a report from Secretary of State on U.S. cybersecurity cooperation with Ukraine; Hunter (No. 40) that directs a report on the military installations within Djibouti; Meeks (No. 41) that states sense of Congress that the 3 Seas Initiative could serve as a valuable counterweight to the Kremlin’s efforts to divide Europe and Chinese regional expansionism, particularly in the context of energy and infrastructure; Vela (No. 42) that requires the Department of Defense to report to Congress on the impact of violence and cartel activity in Mexico on U.S. national security; Norman (No. 44) that requires the Office of Management and Budget to keep separate accounts for overseas contingency operations and the accounts for the Department of Defense; McMorris Rodgers (No. 45) that states that each Secretary concerned may conduct a study on the feasibility of IGSA’s for terms not exceeding 20 years; McSally (No. 46) that authorizes a land transfer for the purpose of relocating and extending a parallel runway at Tucson International Airport; Norton (No. 47) that authorizes the Secretary of the Navy to enter into a land exchange in the vicinity of the Washington Navy Yard; Beyer (No. 48) that directs the Secretary of the Army to grant Arlington County a permanent easement as part of the southern expansion of Arlington National Cemetery for the purpose of commemorating Freedman’s Village; LaMalfa (No. 49) that extends the existing sunset provision currently set to expire on October 1st, 2019 to October 1st, 2020; the extension would further prohibit funds from being used by the U.S. Air Force for the removal of the Over-the-Horizon-Backscatter Radar (OTHB) station located in Modoc County, CA; Panetta (No. 51) that directs the Administrator for Nuclear Security to accelerate the elimination of the
use of cesium chloride in blood irradiation devices; cesium chloride represents a risk because of its potential employment in a radiological or ‘dirty bomb,’ and is no longer required due to the availability of new treatment technologies that do not create a radiological threat; Hunter (No. 52) that contains the Coast Guard Authorization Act of 2017, which supports and strengthens the United States Coast Guard in its critical missions to save lives, safeguard our shores, protect living marine resources, and facilitate a modern 21st century maritime transportation system; Curbelo (FL) (No. 53), as modified, authorizes the Navy to lease surplus housing units at Naval Air Station, Key West, FL; Stefanik (No. 54) that requires foreign-owned media outlets based in the United States to submit a report to Congress and the FCC on the relationship of such outlet to the foreign principal, legal structure of that relationship, and funding source; Graves (LA) (No. 56) that allows the National Guard to be reimbursed in a timely manner in response to an emergency declared under the Stafford Act; Takano (No. 57) that creates demonstration project in the Air Force for 15–20 Deaf and Hard of Hearing individuals; Tenney (No. 58) that provides the Secretary with the ability to open certain fitness centers, located at geographically separated units, to retirees; Lipinski (No. 59) that requires an annual report from the Secretary of State and the Director of National Intelligence describing Iranian expenditures on military and terrorist activities outside the country; this report must be submitted annually until such time as the Secretary of State determines Iran no longer provides support for terrorism; and Jones (No. 60) that renames the Department of the Navy to the Department of the Navy and Marine Corps.

Guthrie amendment (No. 3 printed in H. Rept. 115–702) that authorizes the Secretary of the Army to continue to provide for the production, treatment, management, and use of natural gas located under Fort Knox, Kentucky;

Gallagher amendment (No. 55 printed in H. Rept. 115–702) that adds the use of immigration programs and visas by the Chinese Communist Party to enter the United States for the purposes of political, academic, or social influence efforts to the strategy required in Section 1252;

Amodei amendment (No. 8 printed in H. Rept. 115–702) that addresses mine permitting issues in relationship to minerals deemed critical for national security and the nation’s infrastructure; the amendment is consistent with EO 13604 and EO 13817 from 2012 and 2017 respectively which ordered federal agencies to reduce the time required to make permitting and review decisions for critical mineral projects (by a recorded vote of 229 ayes to 183 noes, Roll No. 223);

McGovern amendment (No. 10 printed in H. Rept. 115–702) that requires the Secretary of Defense to design and produce a military service medal to honor retired and former members of the Armed Forces who are radiation-exposed veterans (Atomic Veterans) (by a recorded vote of 408 ayes to 1 no, Roll No. 224);

Engel amendment (No. 43 printed in H. Rept. 115–702) that authorizes financial and visa sanctions against perpetrators of ethnic cleansing of the Rohingya by the Burmese military and security forces; limits U.S. military and security assistance with Burma until reforms take place; incentivizes reform of the Burmese gemstone sector which is notoriously dominated by the military; and requires a determination of what crimes the Burmese military committed, including genocide (by a recorded vote of 382 ayes to 30 noes, Roll No. 227);

Thornberry en bloc amendment No. 2 consisting of the following amendments printed in H. Rept. 115–702: Ross (No. 31) that requires OPM to submit a detailed report to Congress on the use of ‘Official Time’ by federal employees; Zeldin (No. 32) that creates a policy of cooperation with foreign countries that support the United States’ efforts to counter Iran’s destabilizing activities in the Middle East; Blunt Rochester (No. 61) that expresses a sense of Congress honoring the Dover Air Force Base and specifically the Center for Mortuary Affairs; Fitzpatrick (No. 62) that directs the Secretary of Defense to implement a process to coordinate annual research requests between all services and offices under Department of Defense in order to maximize the benefit of each request and minimize duplication, and achieve cost savings; Fitzpatrick (No. 63) that directs DOD to conduct a review of the foreign currency rates used at disbursement to determine whether cost-savings opportunities exist by more consistently selecting cost-effective rates; Fitzpatrick (No. 64) that directs the Secretary of Defense to raise the priority of completing DOD Directive 2310.07E in order to clarify processes and efficiencies in recovering the remains of heroes missing in action, via the POW/MIA Accounting Agency; Poe (TX) (No. 65) that directs the President to impose sanctions on two Iranian proxies in Syria and Iraq for terrorism and requires report detailing entities in which the IRGC has an ownership interest of 33 percent or greater; Carbajal (No. 66) that encourages the Secretary of Defense to transition training manuals, emergency guidance, and other publications needed to train service members to a mobile app which would enable innovative technologies and interaction between
trainees and information needed to complete training, as well as provide a cost-efficient mechanism for less printing and less distribution costs; Lance (No. 67) that requires each military department to carry out a program for awarding medals and other commendations to the military working dogs and/or their handlers; Foster (No. 68) that requires an independent assessment of nuclear forensic analysis conducted by the Federal Government, and requires the President to provide to Congress a briefing on the involvement of senior-level executive branch leadership in recent and planned nuclear terrorism preparedness or response exercises; Cárdenas (No. 69) that creates a pilot program to train members of the Armed Forces in mindfulness-based stress reduction techniques before deploying to combat zones; a report on the effect of the program on stress management and post-traumatic stress disorder; Meng (No. 70) that requires the creation and use of exit surveys that will allow DOD to assess the reasons that attrition levels for women in the military are higher than for men at various career points; Meng (No. 71) that authorizes the Jet Noise Reduction Program within the Office of Naval Research; Meng (No. 72) that adds oversight as a responsibility of the newly formed Artificial Intelligence and Machine Learning Policy and Oversight Council; Smith (WA) (No. 73) that requires a report from the Secretary of Defense on Department of Defense missions, operations, and activities in Niger and the broader region; Bera (No. 74) that requires the Secretary of Defense, in consultation with the Secretaries of the VA, Education, and Labor, to submit a report to Congress detailing the transfer of skills into college credit or technical certifications for members of the Armed Forces leaving the military; Meadows (No. 75) that promotes responsible leasing of DOD property by requiring the Secretary of Defense to direct the military departments to certify, prior to entering into a new lease, that there is not available DOD property which may be reconfigured to support the purpose of the proposed lease in a more cost effective manner; and, requires a breakout of annual rent plus other costs including parking costs for multiple assets associated with a single lease; and, requires GAO to submit a one-time report on the completeness of these requirements in updating the DOD’s Real Property Database (RPAD) by the DOD; and Schiff (No. 76) that requires a report by the Secretary of Defense to Congress on the legal basis for strikes by the United States against Syrian regime targets in April 2017 and April 2018; and

Thornberry en bloc amendment No. 3 consisting of the following amendments printed in H. Rept. 115–702: Heck (No. 77) that amends the Servicemembers Civil Relief Act to permit an individual to provide to a creditor as proof of military service, in order to qualify for the active service interest rate limitation, a certified letter from a commanding officer or any other appropriate indicator of military service; a creditor may use information from the Defense Manpower Database Center indicating that the individual is on active duty; Esty (No. 78) that requires a study on the feasibility of requiring service members to apply for VA benefits prior to discharge; Krishnamoorthi (No. 79) that requires DoD to report how many underemployed reserve members in an employment program are in a field that matches their skills and training; Gabbard (No. 80) that includes a study to evaluate the personal protective equipment required by civil defense agencies and civilian communities located near active volcanic activity to protect against dangers such as sulfur dioxide gas and other hazards; this amendment also authorizes the transfer or excess Department of Defense personal protective equipment to state and local agencies if it is determined that the Department of Defense does not require such equipment for current or planned requirements; Crawford (No. 81) that authorizes a pilot program to examine the feasibility and effectiveness of the Army National Guard EOD soldiers in Title 32 status versus using the current Mobilization Day EOD soldiers mobilized in Title 10 status to provide this support; Crawford (No. 82) that assigns the Explosive Ordnance Disposal research, development, and acquisition program to the Assistant Secretary of Defense for Nuclear, Chemical, and Biological Defense Programs; Castro (TX) (No. 83) that supports Department of Defense efforts to deepen multilateral cooperation on disaster response; Thornberry (No. 84) that directs the Secretary of Defense to conduct a joint study with the National Oceanic and Atmospheric Administration on the impact wind farms have on weather radars and military operations; Ben Ray Luján (NM) (No. 85) that requires the Secretary of Defense to select and contract with an independent Federally Funded Research and Development Center to review, assess and prepare a report on NNSA’s strategy for the recapitalization of plutonium science and production capabilities; it also requires the Secretary of Energy to provide briefings on this strategy, and requires the Nuclear Weapons Council to provide annual certifications related to this effort; Biggs (No. 86) that expresses the sense of Congress on allied contributions to the common defense; requires the Secretary of Defense to submit a report to Congress on annual defense spending by ally and partner countries; McSally (No. 87) that grants a waiver of time limitations so that the Distinguished-Service Cross can be awarded to Staff Sgt. Gallegos, a soldier from AZ.
who was killed in Afghanistan in 2009; Jackson Lee (No. 88) that requires Secretary of Defense to report to Congress programs and procedures employed to ensure students studying abroad through Department of Defense National Security Education Programs are trained to recognize, resist, and report against recruitment efforts by agents of foreign governments; Jackson Lee (No. 89) that provides a report 220 days after enactment on the DoD’s capacity to provide survivors of natural disasters with emergency short term housing; Jackson Lee (No. 90) that directs that the Secretary of DoD 240 days from enactment will provide a report on the risks posed by man-made space debris in low-earth orbit, including recommendations on remediation of such risks, and outlines of plans to reduce the incident of space debris; Jackson Lee (No. 91) that seeks a report 180 days following enactment from the Secretary of DoD, which will include the Coast Guard, on the rate of maternity mortality rate among members of the Armed Forces and the dependents of such members; and Jackson Lee (No. 92) that assures that a report already required by the bill on Artificial Intelligence (AI) and Machine Learning will also provide information on the “Opportunities and Risks” related to advances in the area of AI and its sub discipline of machine learning; the report shall have a classified section.

Rejected:

Nolan amendment (No. 2 printed in H. Rept. 115–698) that was debated on May 22nd that sought to strike the authorization of funds made available under the Overseas Contingency Operations account (by a recorded vote of 62 ayes to 351 noes, Roll No. 219);

Page H4604

Gabard amendment (No. 3 printed in H. Rept. 115–698) that was debated on May 22nd that sought to strike section 1225, a required strategy to counter destabilizing activities of Iran (by a recorded vote of 60 ayes to 355 noes, Roll No. 220);

Pages H4604–05

Aguilar amendment (No. 4 printed in H. Rept. 115–698) that was debated on May 22nd that sought to add to an already-mandated annual report, this amendment would require DoD to include a 20-year estimate of the projected life cycle costs of each type of nuclear weapon and delivery platform in its text (by a recorded vote of 198 ayes to 217 noes, Roll No. 221);

Pages H4605–06

Garamendi amendment (No. 5 printed in H. Rept. 115–698) that was debated on May 22nd that sought to limit 50% of the funding for the W76–2 warhead modification program until the Secretary of Defense submits a report assessing the program’s impacts on strategic stability and options to reduce the risk of miscalculation (by a recorded vote of 188 ayes to 226 noes, Roll No. 222);

Pages H4606

McKinley amendment (No. 13 printed in H. Rept. 115–702) that sought to institute domestic sourcing requirements for dinner ware within the Department of Defense (by a recorded vote of 160 ayes to 252 noes, Roll No. 225);

Pages H4661–62, H4668–70

Tenney amendment (No. 19 printed in H. Rept. 115–702) that sought to reinstate the Berry Amendment’s long-standing domestic sourcing requirement for stainless steel flatware and provides a one year phase-in period (by a recorded vote of 174 ayes to 239 noes, Roll No. 226); and

Pages H4662–63, H4668–71

Polis amendment (No. 50 printed in H. Rept. 115–702) that sought to reduce the amount authorized for the National Nuclear Security Administration’s Weapons Account to the amount in the budget request (by a recorded vote of 174 ayes to 239 noes, Roll No. 228).

Pages H4666–67, H4668–72

H. Res. 905, the rule providing for consideration of the bills (H.R. 5515), (S. 204), and (S. 2155) was agreed to yesterday, May 22nd.

H. Res. 908, the rule providing for further consideration of the bill (H.R. 2) was agreed to by a recorded vote of 229 ayes to 183 noes, Roll No. 218, after the previous question was ordered by a yea-and-nay vote of 222 yeas to 189 nays, Roll No. 217.

Pages H4593–H4603

Unanimous Consent Agreement: Agreed by unanimous consent that during further consideration of H.R. 5515 in the Committee of the Whole pursuant to House Resolution 908, the fourth set of amendments en bloc offered by Representative Thornberry pursuant to section 3 of House Resolution 905 be considered to have been adopted with the modification placed at the desk.

Page H4673

Meeting Hour: Agreed by unanimous consent that when the House adjourns today, it adjourn to meet at 9 a.m. tomorrow, May 24th.

Pages H4662

Senate Message: Message received from the Senate by the Clerk and subsequently presented to the House today appears on page H4598.

Quorum Calls—Votes: One yea-and-nay vote and eleven recorded votes developed during the proceedings of today and appear on pages H4602–03, H4603, H4604, H4604–05, H4605–06, H4606, H4669, H4669–70, H4670, H4671, H4671–72, and H4672. There were no quorum calls.

Adjournment: The House met at 10 a.m. and adjourned at 7 p.m.
Committee Meetings

MISCELLANEOUS MEASURES

Committee on Appropriations: Full Committee held a markup on the FY 2019 Transportation, Housing and Urban Development, and Related Agencies Appropriations Bill; and the Report on the Suballocation of Budget Allocations for FY 2019. The FY 2019 Transportation, Housing and Urban Development, and Related Agencies Appropriations Bill was ordered reported, as amended. The Report on the Suballocation of Budget Allocations for FY 2019 was ordered reported, without amendment.

REGULATORY REFORM: UNLEASHING ECONOMIC OPPORTUNITY FOR WORKERS AND EMPLOYERS

Committee on Education and the Workforce: Subcommittee on Workforce Protections held a hearing entitled “Regulatory Reform: Unleashing Economic Opportunity for Workers and Employers”. Testimony was heard from public witnesses.

EXAMINING THE OLYMPIC COMMUNITY’S ABILITY TO PROTECT ATHLETES FROM SEXUAL ABUSE

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations held a hearing entitled “Examining the Olympic Community’s Ability to Protect Athletes from Sexual Abuse”. Testimony was heard from public witnesses.

REAUTHORIZATION OF THE CHILDREN’S HOSPITAL GRADUATE MEDICAL EDUCATION PROGRAM

Committee on Energy and Commerce: Subcommittee on Health held a hearing entitled “Reauthorization of the Children’s Hospital Graduate Medical Education Program”. Testimony was heard from public witnesses.

LEGISLATIVE PROPOSALS TO HELP FUEL CAPITAL AND GROWTH ON MAIN STREET

Committee on Financial Services: Subcommittee on Capital Markets, Securities, and Investment held a hearing entitled “Legislative Proposals to Help Fuel Capital and Growth on Main Street”. Testimony was heard from public witnesses.

THE IMPACT OF AUTONOMOUS VEHICLES ON THE FUTURE OF INSURANCE

Committee on Financial Services: Subcommittee on Housing and Insurance held a hearing entitled “The Impact of Autonomous Vehicles on the Future of Insurance”. Testimony was heard from public witnesses.

STRENGTHENING AMERICAN DIPLOMACY: REVIEWING THE STATE DEPARTMENT’S BUDGET, OPERATIONS, AND POLICY PRIORITIES

Committee on Foreign Affairs: Full Committee held a hearing entitled “Strengthening American Diplomacy: Reviewing the State Department’s Budget, Operations, and Policy Priorities”. Testimony was heard from Mike Pompeo, Secretary, Department of State.

ASIA’S DIPLOMATIC AND SECURITY STRUCTURE: PLANNING U.S. ENGAGEMENT

Committee on Foreign Affairs: Subcommittee on Asia and the Pacific held a hearing entitled “Asia’s Diplomatic and Security Structure: Planning U.S. Engagement”. Testimony was heard from public witnesses.

CHINESE INVESTMENT AND INFLUENCE IN EUROPE

Committee on Foreign Affairs: Subcommittee on Europe, Eurasia, and Emerging Threats held a hearing entitled “Chinese Investment and Influence in Europe”. Testimony was heard from public witnesses.

COMBATTING TRANSNATIONAL CRIMINAL THREATS IN THE WESTERN HEMISPHERE

Committee on Foreign Affairs: Subcommittee on the Western Hemisphere held a hearing entitled “Combating Transnational Criminal Threats in the Western Hemisphere”. Testimony was heard from Richard Glenn, Acting Deputy Assistant Secretary, Bureau of International Narcotics and Law Enforcement Affairs, Department of State; Jennifer Fowler, Deputy Assistant Secretary, Office of Terrorist Financing and Financial Crimes, Department of Treasury; Rear Admiral Brian Hendrickson, U.S. Navy, Director, Network Engagement Team, U.S. Southern Command; and Raymond Villanueva, Assistant Director for International Operations, Homeland Security Investigations, Department of Homeland Security.

ISIS-POST CALIPHATE: THREAT IMPLICATIONS FOR AMERICA AND THE WEST

Committee on Homeland Security: Full Committee held a hearing entitled “ISIS-Post Caliphate: Threat Implications for America and the West”. Testimony was heard from public witnesses.
THE FEDERAL INFORMATION TECHNOLOGY ACQUISITION REFORM ACT (FITARA) SCORECARD 6.0

Committee on Oversight and Government Reform: Subcommittee on Information Technology; and Subcommittee on Government Operations held a joint hearing entitled “The Federal Information Technology Acquisition Reform Act (FITARA) Scorecard 6.0.” Testimony was heard from Gary Washington, Chief Information Officer, Department of Agriculture; Lynn Moaney, Acting Chief Financial Officer, Department of Agriculture; Donald Bice, Deputy Assistant Secretary for Administration, Department of Agriculture; David Powner, Director of IT Management Issues, Government Accountability Office; Dana Deasy, Chief Information Officer, Department of Defense; Mark Easton, Deputy Chief Financial Officer, Department of Defense; and Kevin Fahey, Assistant Secretary of Defense for Acquisition, Department of Defense.

MISCELLANEOUS MEASURES

Committee on Oversight and Government Reform: Full Committee held a markup on H. Res. 877, a resolution of inquiry directing the Secretary of Commerce to provide certain documents in the Secretary’s possession to the House of Representatives relating to the decision to include a question on citizenship in the 2020 decennial census of population; H.R. 5925, to codify provisions relating to the Office of National Drug Control Policy, and for other purposes; H.R. 5415, the “GAO–IG Act”; H.R. 5896, the “Border Patrol Agent Pay Reform Amendments Act of 2018”; H.R. 2648, the “Veterans Transition Improvement Act of 2018”; H.R. 5905, the “Department of Energy Science and Innovation Act of 2018”; H.R. 5907, the “National Innovation Modernization by Laboratory Empowerment Act”; and H.R. 5906, the “ARPA–E Act of 2018”. H.R. 5905 and H.R. 5906 were ordered reported, as amended. H.R. 5907 was ordered reported, without amendment.

MISCELLANEOUS MEASURES

Committee on Science, Space, and Technology: Full Committee held a markup on H.R. 5905, the “Department of Energy Science and Innovation Act of 2018”; H.R. 5907, the “National Innovation Modernization by Laboratory Empowerment Act”; and H.R. 5906, the “ARPA–E Act of 2018”. H.R. 5905 and H.R. 5906 were ordered reported, as amended. H.R. 5907 was ordered reported, without amendment.

MISCELLANEOUS MEASURE

Committee on Transportation and Infrastructure: Full Committee held a markup on H.R. 8, the “Water Resources Development Act of 2018”. H.R. 8 was ordered reported, as amended.

LEGISLATIVE MEASURES

Committee on Veterans’ Affairs: Subcommittee on Economic Opportunity held a hearing on H.R. 2409, to allow servicemembers to terminate their cable, satellite television, and Internet access service contracts while deployed; H.R. 5452, the “Reduce Unemployment for Veterans of All Ages Act of 2018”; H.R. 5538, to amend title 38, United States Code, to provide for the inclusion of certain additional periods of active duty service for purposes of suspending charges to veterans’ entitlement to educational assistance under the laws administered by the Secretary of Veterans Affairs during periods of suspended participation in vocational rehabilitation programs; H.R. 5644, the “VET OPP Act”; H.R. 5649, the “Navy SEAL Chief Petty Officer William ‘Bill’ Mulder (Ret.) Transition Improvement Act of 2018”; and legislation to amend the Servicemembers Civil Relief Act to provide for the termination by a spouse of a lessee of certain leases when the lessee dies while in military service. Testimony was heard from Representatives Brownley of California, Peters, Wenstrup, Bustos, and Costello; Margarita Devlin, located at 4801 West Van Giesen Street in West Richland, Washington, as the “Sergeant Dietrich Schmieman Post Office Building”; H.R. 5737, to designate the facility of the United States Postal Service located at 108 West D Street in Alpha, Illinois, as the “Captain Joshua E. Steele Post Office”; and H.R. 5784, to designate the facility of the United States Postal Service located at 2650 North Doctor Martin Luther King Drive in Milwaukee, Wisconsin, as the “Vel R. Phillips Post Office Building”. H.R. 5925, H.R. 5415, H.R. 2648, H.R. 5321, and H.R. 5896 were ordered reported, as amended. H. Res. 877, H.R. 4407, H.R. 4946, H.R. 5205, H.R. 5238, H.R. 5349, H.R. 5412, H.R. 5504, H.R. 5737, and H.R. 5784 were ordered reported, without amendment.
Principal Deputy Under Secretary for Benefits, Veterans Benefits Administration, Department of Veterans Affairs; and public witnesses.

TAX REFORM AND SMALL BUSINESSES: GROWING OUR ECONOMY AND CREATING JOBS

Committee on Ways and Means: Subcommittee on Tax Policy held a hearing entitled “Tax Reform and Small Businesses: Growing Our Economy and Creating Jobs”. Testimony was heard from public witnesses.

MISCELLANEOUS MEASURE

Committee on Ways and Means: Full Committee began a markup on H.R. 5861, the “Jobs and Opportunity with Benefits and Services for Success Act”.

Joint Meetings

No joint committee meetings were held.

NEW PUBLIC LAWS

(For last listing of Public Laws, see DAILY DIGEST, p. D511)

S.J. Res. 57, providing for congressional disapproval under chapter 8 of title 5, United States Code, of the rule submitted by Bureau of Consumer Financial Protection relating to “Indirect Auto Lending and Compliance with the Equal Credit Opportunity Act”. Signed on May 21, 2018. (Public Law 115–172)

H.R. 3210, to require the Director of the National Background Investigations Bureau to submit a report on the backlog of personnel security clearance investigations. Signed on May 22, 2018. (Public Law 115–173)

COMMITTEE MEETINGS FOR THURSDAY, MAY 24, 2018

(Committee meetings are open unless otherwise indicated)

Senate

Committee on Appropriations: business meeting to markup an original bill entitled, “Energy and Water Development Appropriations Act, 2019”, an original bill entitled, “Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Appropriations Act, 2019”, and to consider 302(b) subcommittee allocations of budget outlays and new budget authority allocated to the committee in H. Con. Res. 71, establishing the congressional budget for the United States Government for fiscal year 2018 and setting forth the appropriate budgetary levels for fiscal years 2019 through 2027, 10:30 a.m., SD–106.

Committee on Banking, Housing, and Urban Affairs: to hold hearings to examine cybersecurity, focusing on risks to the financial services industry and its preparedness, 9:30 a.m., SD–538.

Committee on Finance: business meeting to consider the nomination of John J. Bartrum, of Indiana, to be an Assistant Secretary of Health and Human Services, Time to be announced, Room to be announced.

Full Committee, to hold hearings to examine rural health care in America, focusing on challenges and opportunities, 9 a.m., SD–215.

Committee on Foreign Relations: to hold hearings to examine the President’s proposed budget request for fiscal year 2019 for the Department of State, 10 a.m., SD–419.

Committee on the Judiciary: business meeting to consider S. 2645, to establish a demonstration program under which the Drug Enforcement Administration provides grants to certain States to increase participation in drug take-back programs, S. 2535, to amend the Controlled Substances Act to strengthen Drug Enforcement Administration discretion in setting opioid quotas, S. 2789, to prevent substance abuse and reduce demand for illicit narcotics, S. 207, to amend the Controlled Substances Act relating to controlled substance analogues, S. 2838, to amend the Controlled Substances Act to require the Drug Enforcement Administration to report certain information on distribution of opioids, S. 2837, to improve the systems for identifying the diversion of controlled substances, and the nominations of Andrew S. Oldham, of Texas, to be United States Circuit Judge for the Fifth Circuit, Alan D. Albright, to be United States District Judge for the Western District of Texas, Thomas S. Kleeh, to be United States District Judge for the Northern District of West Virginia, Peter J. Pipho, to be United States District Judge for the Western District of Pennsylvania, Michael J. Truncale, J. Campbell Barker, and Jeremy D. Kernodle, each to be a United States District Judge for the Eastern District of Texas, Wendy Vitter, to be United States District Judge for the Eastern District of Louisiana, Ryan Wesley Bounds, of Oregon, to be United States Circuit Judge for the Ninth Circuit, Susan Brnovich, to be United States District Judge for the District of Arizona, Chad F. Kenney, to be United States District Judge for the Eastern District of Pennsylvania, Maureen K. O’Hara, of Virginia, to be Judge of the United States Court of Federal Claims, and Erica H. MacDonald, to be United States Attorney for the District of Minnesota and Scott Patrick Illing, to be United States Marshal for the Eastern District of Louisiana, both of the Department of Justice, 10 a.m., SD–226.

Select Committee on Intelligence: to receive a closed briefing regarding certain intelligence matters, 2 p.m., SH–219.

House


Committee on Ways and Means, Full Committee, continue markup on H.R. 5861, the “Jobs and Opportunity with Benefits and Services for Success Act”, 9 a.m., 1100 Longworth.
Next Meeting of the SENATE
9:30 a.m., Thursday, May 24

Senate Chamber

Program for Thursday: Senate will continue consideration of the nominations of Jelena McWilliams, of Ohio, to be Chairperson, and to be a Member of the Board of Directors of the Federal Deposit Insurance Corporation, post-cloture, and vote on confirmation of the nominations at 12 noon.

Following disposition of the nominations of Jelena McWilliams, Senate will vote on the motion to invoke cloture on the nomination of James Randolph Evans, of Georgia, to be Ambassador to Luxembourg, Department of State. If cloture is invoked on the nomination, Senate will vote on confirmation thereon at 1:45 p.m.

Next Meeting of the HOUSE OF REPRESENTATIVES
9 a.m., Thursday, May 24

House Chamber


Extensions of Remarks, as inserted in this issue

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