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**FEDERAL EMPLOYEE FAIR  
TREATMENT ACT OF 2017**

Mr. CARDIN. Madam President, I ask unanimous consent that the Senate proceed to the immediate consideration of Calendar No. 290, S. 2274.

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

The legislative clerk:

A bill (S. 2274) to provide for the compensation of Federal employees affected by lapses in appropriations.

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

Mr. CARDIN. Madam President, I further ask unanimous consent that the bill be considered read a third time and passed, and the motion to reconsider be considered made and laid upon the table with no intervening action or debate.

The PRESIDING OFFICER. Is there objection?

Without objection, it is so ordered.

The bill (S. 2274) was ordered to be engrossed for a third reading, was read the third time, and passed as follows:

S. 2274

*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 “Federal Employee Fair Treatment Act of 2017”.

**SEC. 2. COMPENSATION FOR FEDERAL EMPLOYEES AFFECTED BY A LAPSE IN APPROPRIATIONS.**

Section 1341 of title 31, United States Code, is amended—

(1) in subsection (a)(1), by striking “An officer” and inserting “Except as specified in this subchapter or any other provision of law, an officer”; and

(2) by adding at the end the following:

“(c)(1) In this subsection—

“(A) the term ‘covered lapse in appropriations’ means any lapse in appropriations that begins on or after December 22, 2017; and

“(B) the term ‘excepted employee’ means an excepted employee or an employee performing emergency work, as such terms are defined by the Office of Personnel Management.

“(2) Each Federal employee furloughed as a result of a covered lapse in appropriations shall be paid for the period of the lapse in appropriations, and each excepted employee who is required to perform work during a covered lapse in appropriations shall be paid for such work, at the employee’s standard rate of pay, at the earliest date possible after the lapse in appropriations ends, regardless of scheduled pay dates.

“(3) During a covered lapse in appropriations, each excepted employee who is required to perform work shall be entitled to use leave under chapter 63 of title 5, or any other applicable law governing the use of leave by the excepted employee, for which compensation shall be paid at the earliest date possible after the lapse in appropriations ends, regardless of scheduled pay dates.”.

Mr. CARDIN. I yield the floor to Mr. VAN HOLLEN.

The PRESIDING OFFICER. The Senator from Maryland.

Mr. VAN HOLLEN. Madam President, I thank my colleague from Maryland and the body and now urge the House of Representatives to take this

up immediately. This has now passed the U.S. Senate, and they now have an opportunity to pass this over in the House, and I would urge them to do it this evening or as soon as possible so that we can provide certainty and confidence to hard-working Federal employees.

Again, we want to avoid a shutdown, but we need to provide an insurance policy in the event that it does shut down.

Mr. CARDIN. 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. MCCONNELL. Madam President, I ask unanimous consent that the order for the quorum call be rescinded.

The PRESIDING OFFICER (Mrs. ERNST). Without objection, it is so ordered.

**DIRECTING THE SECRETARY OF  
THE SENATE TO MAKE A CORRECTION  
IN THE ENROLLMENT  
OF THE BILL S. 3628**

Mr. MCCONNELL. Madam President, I ask unanimous consent that the Senate proceed to the immediate consideration of H. Con. Res. 148, which was received from the House.

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

The senior assistant legislative clerk read as follows:

A concurrent resolution (H. Con. Res. 148) directing the Secretary of the Senate to make a correction in the enrollment of the bill S. 3628.

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, 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. 148) was agreed to.

Mr. MCCONNELL. I suggest the absence of a quorum.

The senior assistant legislative clerk proceeded to call the roll.

Mr. DAINES. Madam President, I ask unanimous consent that the order for the quorum call be rescinded.

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

**MORNING BUSINESS**

Mr. DAINES. Madam President, I ask unanimous consent that the Senate be in 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.

**GUATEMALA**

Mr. LEAHY. Madam President, like many Members of Congress who have

long supported efforts to help build an independent judiciary and reduce public corruption and impunity in Guatemala, I have observed a pattern of alarming actions by President Morales’s administration and his allies in Guatemala’s Congress to thwart these efforts.

In the latest development, earlier this week, the Guatemalan Ministry of Foreign Affairs withdrew the diplomatic immunity of 11 investigators and other personnel of the International Commission against Impunity in Guatemala, CICIG, and ordered them to leave the country. This followed an announcement by the Minister of Interior of the removal of another 15 high-ranking police officials from their posts.

Over the years, the United States has invested many tens of millions of dollars to support the national police, the attorney general’s office, and CICIG. These actions by the Morales’s administration directly undermine those investments and indicate that it cannot be trusted to keep its word and is not serious about upholding the rule of law.

Working jointly with the Attorney General’s Office, CICIG has investigated cases of public corruption and other serious crimes. It has helped to strengthen the investigative capabilities of the attorney general’s office and the police and promoted key criminal justice reforms. For this reason, CICIG, its commissioner, and the former attorney general have been the target of acts of intimidation and a smear campaign orchestrated by the Morales’s administration and its allies in the military and the media. These actions by the government threaten CICIG’s independence and its ability to function effectively. According to information I have received, the professionals whose diplomatic immunity and visas were revoked include investigators and lawyers involved in some of the most sensitive cases related to alleged corruption and illicit campaign financing by top government officials.

Other actions by Guatemalan authorities are equally disturbing. Since assuming office in January 2018, Minister of Interior Enrique Degenhart has, on multiple occasions, removed or relocated senior national police officers and detectives. Most of these officers had many years of experience in criminal investigations, counter-narcotics, and other specialized areas. Most were trained by the United States. Even worse, the Minister has reportedly appointed police officials with alleged links to the military and promoted officers without transparent, merit-based processes, undermining efforts to build a professional, transparent, and accountable police force. This threatens our ability to continue working with the police, which has in the past been infiltrated by organized crime, to combat narcotics trafficking, money laundering, and other transnational criminal activity.

In 2009, working with key Guatemalan law enforcement agencies,