

(i) an analysis of data available to the Commission on Federal cocaine offenses and offenders;

(ii) an updated description of the forms of cocaine, methods of use, effects, dependency potential, effects of prenatal exposure, and prevalence of cocaine use;

(iii) an updated description of trends in cocaine trafficking patterns, price, and use;

(iv) a review of State sentencing policies and an examination of the interaction of State penalties with Federal prosecutorial decisions;

(v) a review of recent Federal case law developments relating to Federal cocaine sentencing; and

(vi) recommendations to Congress.

**SA 6304.** Mr. GRASSLEY submitted an amendment intended to be proposed to amendment SA 5499 submitted by Mr. REED (for himself and Mr. INHOFE) and intended to be proposed to the bill H.R. 7900, to authorize appropriations for fiscal year 2023 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

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

**SEC. 1077. MODERNIZATION OF NATIONAL SECURITY CRIMES.**

(a) **PENALTY FOR EXTRATERRITORIAL KILLING OF A UNITED STATES NATIONAL FOR TERRORIST PURPOSES.**—Section 2332(a) of title 18, United States Code, is amended—

(1) in paragraph (1), by inserting “in the first degree” after “murder”;

(2) by redesignating paragraphs (2) and (3) as paragraphs (3) and (4), respectively;

(3) by inserting after paragraph (1) the following:

“(2) if the killing is murder in the second degree (as defined in section 1111(a)), be fined under this title, punished by imprisonment for any term of years or for life, or both;”;

(4) in paragraph (3), as so redesignated, by striking “ten years” and inserting “15 years”; and

(5) in paragraph (4), as so redesignated, by striking “three years” and inserting “8 years”.

(b) **CLARIFYING UNITED STATES JURISDICTION IN CONSPIRACY CASES.**—Section 956 of title 18, United States Code, is amended—

(1) in subsection (a)(1), by striking “, within the jurisdiction of the United States.”; and

(2) in subsection (b), by striking “, within the jurisdiction of the United States.”.

(c) **EXPANDING OFFENSE OF HOSTAGE TAKING AGAINST UNITED STATES NATIONALS ABROAD.**—Section 1203 of title 18, United States Code, is amended—

(1) in subsection (a), by inserting after “release of the person detained,” the following: “or in order to coerce, intimidate, or retaliate against a governmental organization or a civilian population.”; and

(2) in subsection (b)—

(A) in paragraph (1)(C), by inserting after “compelled” the following: “, coerced, intimidated, or retaliated against”; and

(B) in paragraph (2), by inserting after “compelled” the following: “, coerced, intimidated, or retaliated against”.

(d) **EXPANDING AVAILABILITY OF SUPERVISED RELEASE IN TERRORISM-RELATED JUVENILE PROCEEDINGS.**—Section 5037(d) of title 18, United States Code, is amended—

(1) in paragraph (2)—

(A) in the matter preceding subparagraph (A), by striking “may not extend”;

(B) by redesignating subparagraphs (A) and (B) as clauses (i) and (ii), respectively, and adjusting the margins accordingly;

(C) by inserting before clause (i), as so redesignated, the following:

“(A) except as provided in subparagraph (B), may not extend—”;

(D) in subparagraph (A), as so designated—

(i) in clause (i), as so redesignated, by striking “a term that extends”; and

(ii) in clause (ii), as so redesignated—

(I) by striking “a term that extends”; and

(II) by striking the period at the end and inserting “; or”;

(E) by adding at the end the following:

“(B) may not extend beyond the date that is 10 years after the date when the juvenile becomes 21 years old if the juvenile—

“(i) is charged with an offense listed in section 2332b(g)(5)(B); and

“(ii) is eligible under section 5032 for a motion to transfer to adult status, but is not transferred to adult status.”;

(2) in paragraph (5), in the fifth sentence, by inserting after “26th birthday,” the following: “in the case of a juvenile described in paragraph (2)(B), no term of official detention may continue beyond the juvenile’s 31st birthday.”; and

(3) in paragraph (6), in the second sentence, by inserting after “26th birthday,” the following: “in the case of a juvenile described in paragraph (2)(B), no term of juvenile delinquent supervision may continue beyond the juvenile’s 31st birthday.”.

(e) **EXPANDING USE OF SUPERVISED RELEASE FOR CONVICTED TERRORISTS.**—Section 3583(j) of title 18, United States Code, is amended—

(1) by striking “for any offense” and inserting the following: “for—

“(1) any offense”;

(2) by striking the period at the end and inserting “; and”;

(3) by adding at the end the following:

“(2) an offense under section 371 (relating to conspiracy to commit offense against or defraud the United States), when the charge includes an offense listed in section 2332b(5)(B) as the predicate for the conspiracy, is not more than 10 years.”.

(f) **CLARIFYING PROCESS FOR PROTECTING CLASSIFIED INFORMATION UNDER THE CLASSIFIED INFORMATION PROCEDURES ACT.**—Section 4 of the Classified Information Procedures Act (18 U.S.C. App.) is amended—

(1) by striking “The court, upon” and inserting the following:

“(a) IN GENERAL.—The court, upon”; and

(2) by adding at the end the following:

“(b) PROCEDURE.—If the United States seeks to delete, withhold, or otherwise obtain other relief under subsection (a) with respect to the discovery of any classified information, the United States may object to the disclosure of such classified information, supported by an ex parte declaration signed by any knowledgeable official of the United States possessing authority to classify such information that sets forth the identifiable damage to the national security that the disclosure of such information reasonably could be expected to cause.”.

(g) **CLARIFYING APPLICATION OF CLASSIFIED INFORMATION PROCEDURES ACT IN JUVENILE PROCEEDINGS.**—Section 1 of the Classified Information Procedures Act (18 U.S.C. App.) is amended by adding at the end the following:

“(c) In this Act, the terms ‘criminal prosecution’, ‘criminal case’, and ‘criminal proceeding’, and any related terms, include proceedings under chapter 403 of title 18, United States Code.”.

(h) **CLARIFYING THAT TERRORISTS MAY QUALIFY FOR TRANSFER TO ADULT STATUS UNDER JUVENILE TRANSFER PROVISION.**—

(1) **DELINQUENCY PROCEEDINGS IN DISTRICT COURTS; TRANSFER FOR CRIMINAL PROSECUTION.**—Section 5032 of title 18, United States Code, is amended—

(A) in the first undesignated paragraph—

(i) by striking “or section 1002(a),” and inserting “section 1002(a).”; and

(ii) by striking “section 922(x) or section 924(b), (g), or (h)” and inserting “or section 922(x), 924(b), (g), or (h), or 2332b(g)(5)(B)”; and

(B) in the fourth undesignated paragraph—

(i) in the first sentence—

(I) by striking “or section 1002(a),” and inserting “section 1002(a).”; and

(II) by striking “or section 922(x) of this title, or in section 924(b), (g), or (h)” and inserting “or section 922(x), 924(b), (g), or (h), or 2332b(g)(5)(B)”; and

(ii) in the second sentence—

(I) by striking “crime of violence is an offense under” and inserting “crime is an offense described in”; and

(II) by inserting “or 2332b(g)(5)(B),” after “1113.”; and

(iii) in the fourth sentence, by striking “(i) or 2275” and inserting “or (i), 2275, or 2332b(g)(5)(B)”.

(2) **USE OF JUVENILE RECORDS.**—Section 5038 of title 18, United States Code, is amended—

(A) in subsection (d), in the first sentence—

(i) by striking “or section 1001(a),” and inserting “, section 1001(a).”; and

(ii) by inserting “or section 2332b(g)(5)(B) of this title,” after “Controlled Substances Import and Export Act.”; and

(B) in subsection (f)—

(i) by striking “or section 1001(a),” and inserting “, section 1001(a).”; and

(ii) by inserting “or section 2332b(g)(5)(B) of this title,” after “Controlled Substances Import and Export Act.”.

**SA 6305.** Mr. GRASSLEY (for himself, Mrs. FEINSTEIN, Mr. SHELBY, Mr. CORNYN, Mr. TUBERVILLE, and Ms. HASSAN) submitted an amendment intended to be proposed to amendment SA 5499 submitted by Mr. REED (for himself and Mr. INHOFE) and intended to be proposed to the bill H.R. 7900, to authorize appropriations for fiscal year 2023 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

**SEC. . REAUTHORIZATION OF THE NATIONAL COMPUTER FORENSICS INSTITUTE.**

Section 822 of the Homeland Security Act of 2002 (6 U.S.C. 383) is amended—

(1) in subsection (a)—

(A) in the first sentence, by striking “2017 through 2022” and inserting “2023 through 2028”; and

(B) by striking the second sentence;

(2) by striking subsection (b) and inserting the following:

“(b) **FUNCTIONS.**—The Institute shall provide information and training to any State, local, Tribal, or territorial law enforcement officer, prosecutor, or judge, any officer or employee of any agency in any branch of the Federal Government, any member of the uniformed services, or any State, local, Tribal, or territorial employee who might reasonably assist in the investigation and prevention of cyber and electronic crime and related threats, on—

“(1) cyber and electronic crimes and related threats;

“(2) methods for investigating cyber and electronic crime and related threats and conducting computer and mobile device forensic examinations;

“(3) prosecutorial and judicial challenges related to cyber and electronic crime and related threats, and computer and mobile device forensic examinations; and

“(4) methods to obtain, process, store, and admit digital evidence in court.”;

(3) in subsection (c), by striking “State, local, tribal, and territorial law enforcement officers and prosecutors” and inserting “members and partners of the network of Cyber Fraud Task Forces of the United States Secret Service, and, when selecting participants for the training specified in subsection (b), the Institute shall prioritize, to the extent reasonable and practicable, State, local, tribal, and territorial law enforcement officers, prosecutors, judges, and other employees.”;

(4) in subsection (d), by striking “State, local, tribal and territorial law enforcement officers” and inserting “the individuals listed in subsection (b)”;

(5) in subsection (e)—

(A) in the subsection heading, by striking “ELECTRONIC CRIME” and inserting “CYBER FRAUD”;

(B) by striking “Electronic Crime” and inserting “Cyber Fraud”; and

(C) by striking “State, local, tribal, and territorial”; and

(6) by adding at the end the following:

“(g) EXPENSES.—The Director of the United States Secret Service may pay for all or a part of the necessary expenses of the training and information provided by the Institute under subsection (b), including travel, transportation, and subsistence expenses for recipients of the information and training.

“(h) ANNUAL REPORTS TO CONGRESS.—

“(1) IN GENERAL.—The Secretary shall include in the annual report required under section 1116 of title 31, United States Code, information regarding the activities of the Institute, including, where possible—

“(A) an identification of jurisdictions with recipients of the education and training provided pursuant to subsection (b) during such year;

“(B) information relating to the costs associated with that education and training;

“(C) any information regarding projected future demand for the education and training provided pursuant to subsection (b);

“(D) impacts of the activities of the Institute on the capability of jurisdictions to investigate and prevent cybersecurity incidents, electronic crimes, and related cybersecurity threats;

“(E) a description of the nomination process for potential recipients of the information and training provided pursuant to subsection (b); and

“(F) any other issues determined to be relevant by the Secretary.

“(2) EXCEPTION.—Any information required under paragraph (1) that is submitted as part of the annual budget submitted by the President to Congress under section 1105 of title 31, United States Code, is not required to be included in the report described in paragraph (1).”.

**SA 6306.** Mr. GRASSLEY (for himself, Mr. DURBIN, Mr. GRAHAM, Mr. LEAHY, Mr. BLUNT, and Mr. COONS) submitted an amendment intended to be proposed to amendment SA 5499 submitted by Mr. REED (for himself and Mr. INHOFE) and intended to be proposed to the bill H.R. 7900, to authorize appropriations for fiscal year 2023 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal

year, and for other purposes; which was ordered to lie on the table; as follows:

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

**SEC. 1077. WAR CRIMES.**

Section 2441 of title 18, United States Code, is amended—

(1) by striking subsection (b) and inserting the following:

“(b) JURISDICTION.—There is jurisdiction over an offense described in subsection (a) if—

“(1) the offense occurs in whole or in part within the United States; or

“(2) regardless of where the offense occurs—

“(A) the victim or offender is—

“(i) a national of the United States or an alien lawfully admitted for permanent residence; or

“(ii) a member of the Armed Forces of the United States, regardless of nationality; or

“(B) the offender is present in the United States, regardless of the nationality of the victim or offender.”; and

(2) by adding at the end the following:

“(e) NONAPPLICABILITY OF CERTAIN LIMITATIONS.—In the case of an offense described in subsection (a), an indictment may be found or an information may be instituted at any time without limitation.

“(f) CERTIFICATION REQUIREMENT.—No prosecution for an offense described in subsection (a) shall be undertaken by the United States except on written certification of the Attorney General or a designee that a prosecution by the United States is in the public interest and necessary to secure substantial justice.”.

**SA 6307.** Mr. INHOFE (for Mr. RUBIO (for himself and Mr. DURBIN)) submitted an amendment intended to be proposed to amendment SA 5499 submitted by Mr. REED (for himself and Mr. INHOFE) and intended to be proposed to the bill H.R. 7900, to authorize appropriations for fiscal year 2023 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

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

**SEC. 1239. PROHIBITION AGAINST UNITED STATES RECOGNITION OF THE RUSSIAN FEDERATION'S CLAIM OF SOVEREIGNTY OVER ANY PORTION OF UKRAINE.**

(a) STATEMENT OF POLICY.—It is the policy of the United States not to recognize the Russian Federation's claim of sovereignty over any portion of the internationally-recognized territory of Ukraine, including its airspace and its territorial waters.

(b) PROHIBITION.—In accordance with subsection (a), no Federal department or agency may take any action or extend any assistance that implies recognition of the Russian Federation's claim of sovereignty over any portion of the internationally-recognized territory of Ukraine, including its airspace and its territorial waters.

**SA 6308.** Ms. MURKOWSKI submitted an amendment intended to be proposed to amendment SA 5499 submitted by Mr. REED (for himself and Mr. INHOFE) and intended to be proposed to the bill H.R. 7900, to authorize appropriations for fiscal year 2023 for military activi-

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

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

**SEC. 389. TRIBAL LIAISONS.**

(a) IN GENERAL.—The Secretary of Defense shall ensure that each installation of the Department of Defense that has an Indian Tribe or Tribal interests in the area surrounding the installation, including if an Indian Tribe is historically or culturally affiliated with the land or water managed or directly impacted by the installation, has a dedicated Tribal liaison located at the installation.

(b) CIVILIAN EMPLOYEE.—Each Tribal liaison required under subsection (a) shall be a civilian employee of the Department of Defense.

(c) TREATMENT OF CERTAIN INSTALLATIONS.—If more than one Armed Force is located at an installation described in subsection (a), the Secretary shall ensure that such installation has a dedicated Tribal liaison for each such Armed Force.

(d) INDIAN TRIBE DEFINED.—In this section, the term “Indian Tribe” has the meaning given that term in section 4(e) of the Indian Self-Determination and Education Assistance Act (25 U.S.C. 5304(e)).

**SA 6309.** Mr. GRASSLEY submitted an amendment intended to be proposed to amendment SA 5499 submitted by Mr. REED (for himself and Mr. INHOFE) and intended to be proposed to the bill H.R. 7900, to authorize appropriations for fiscal year 2023 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

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

**SEC. 1077. AMENDMENTS TO THE CONTROLLED SUBSTANCES ACT.**

Section 102 of the Controlled Substances Act (21 U.S.C. 802) is amended—

(1) by redesignating paragraph (58) as paragraph (59);

(2) by redesignating the second paragraph designated as paragraph (57) (relating to the definition of “serious drug felony”) as paragraph (58); and

(3) by moving paragraphs (57), (58) (as so redesignated), and (59) (as so redesignated) 2 ems to the left.

**SA 6310.** Ms. BALDWIN (for herself and Ms. COLLINS) submitted an amendment intended to be proposed to amendment SA 5499 submitted by Mr. REED (for himself and Mr. INHOFE) and intended to be proposed to the bill H.R. 7900, to authorize appropriations for fiscal year 2023 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

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