

TEXT OF AMENDMENTS

SA 273. Mr. KIRK submitted an amendment intended to be proposed by him to the bill S. 178, to provide justice for the victims of trafficking; which was ordered to lie on the table; as follows:

At the appropriate place, add the following:

SECTION . . . SAVE ACT.

(a) **SHORT TITLE.**—This section may be cited as the “Stop Advertising Victims of Exploitation Act of 2015” or the “SAVE Act of 2015”.

(b) **ADVERTISING THAT OFFERS CERTAIN COMMERCIAL ACTS.**—

(1) **IN GENERAL.**—Section 1591(a)(1) of title 18, United States Code, as amended by this Act, is further amended by inserting “advertis- es,” after “obtains,”.

(2) **MENS REA REQUIREMENT.**—Section 1591(a) of title 18, United States Code, is amended in the undesignated matter following paragraph (2), by inserting “, except where, in an offense under paragraph (2), the act constituting the violation of paragraph (1) is advertising,” after “knowing, or”.

(3) **CONFORMING AMENDMENTS.**—Section 1591(b) of title 18, United States Code, as amended by this Act, is further amended—

(A) in paragraph (1), by inserting “adver- tised,” after “obtained,”; and

(B) in paragraph (2), by inserting “adver- tised,” after “obtained,”.

SA 274. Mr. VIITTER submitted an amendment intended to be proposed by him to the bill S. 178, to provide justice for the victims of trafficking; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. . . CITIZENSHIP AT BIRTH FOR CERTAIN PERSONS BORN IN THE UNITED STATES.

(a) **IN GENERAL.**—Section 301 of the Immi- gration and Nationality Act (8 U.S.C. 1401) is amended—

(1) by inserting “(a) **IN GENERAL.**—” before “The following”;

(2) by redesignating subsections (a) through (h) as paragraphs (1) through (8), respectively, and indenting such paragraphs, as redesignated, an additional 2 ems to the right; and

(3) by adding at the end the following:

“(b) **DEFINITION.**—Acknowledging the right of birthright citizenship established by section 1 of the 14th Amendment to the Con- stitution of the United States, a person born in the United States shall be considered ‘sub- ject to the jurisdiction’ of the United States for purposes of subsection (a)(1) only if the person is born in the United States and at least 1 of the person’s parents is—

“(1) a citizen or national of the United States;

“(2) an alien lawfully admitted for perma- nent residence in the United States whose residence is in the United States; or

“(3) an alien performing active service in the armed forces (as defined in section 101 of title 10, United States Code).”.

(b) **APPLICABILITY.**—The amendment made by subsection (a)(3) may not be construed to affect the citizenship or nationality status of any person born before the date of the enact- ment of this Act.

SA 275. Mr. INHOFE submitted an amendment intended to be proposed by him to the bill S. 178, to provide justice for the victims of trafficking; which was ordered to lie on the table; as follows:

At the end of the bill, add the following:

TITLE II—SAFE COMMUNITIES

SEC. 21. SHORT TITLE.

This title may be cited as the “Keep Our Communities Safe Act of 2015”.

SEC. 22. SENSE OF CONGRESS.

It is the sense of Congress that—

(1) Constitutional rights should be upheld and protected;

(2) Congress intends to uphold the Con- stitutional principle of due process; and

(3) due process of the law is a right af- forded to everyone in the United States.

SEC. 23. DETENTION OF DANGEROUS ALIENS DURING REMOVAL PROCEEDINGS.

Section 236 of the Immigration and Natio- nality Act (8 U.S.C. 1226) is amended—

(1) by striking “Attorney General” each place such term appears (except in the sec- ond place it appears in subsection (a)) and in- serting “Secretary of Homeland Security”;

(2) in subsection (a)—

(A) in the matter preceding paragraph (1), by inserting “the Secretary of Homeland Se- curity or” before “the Attorney General—”; and

(B) in paragraph (2)(B), by striking “condi- tional parole” and inserting “recognizance”;

(3) in subsection (b)—

(A) in the subsection heading, by striking “PAROLE” and inserting “RECOGNIZANCE”; and

(B) by striking “parole” and inserting “re- cognizance”;

(4) in subsection (c)(1), by striking the un- designated matter following subparagraph (D) and inserting the following:

“any time after the alien is released, with- out regard to whether an alien is released re- lated to any activity, offense, or conviction described in this paragraph; to whether the alien is released on parole, supervised re- lease, or probation; or to whether the alien may be arrested or imprisoned again for the same offense. If the activity described in this paragraph does not result in the alien being taken into custody by any person other than the Secretary, then when the alien is brought to the attention of the Secretary or when the Secretary determines it is prac- tical to take such alien into custody, the Secretary shall take such alien into cus- tody.”;

(5) in subsection (e), by striking “Attorney General’s” and inserting “Secretary of Homeland Security’s”; and

(6) by adding at the end the following:

“(g) **LENGTH OF DETENTION.**—

“(1) Notwithstanding any other provision of this section, an alien may be detained under this section for any period, without limitation, except as provided in subsection (i), until the alien is subject to a final order of removal.

“(2) The length of detention under this sec- tion shall not affect a detention under sec- tion 241.

“(h) **ADMINISTRATIVE REVIEW.**—

“(1) **LIMITATION.**—The Attorney General’s review of the Secretary’s custody determina- tions under subsection (a) shall be limited to whether the alien may be detained, released on bond (of at least \$1,500 with security ap- proved by the Secretary), or released with no bond. Any review involving an alien de- scribed in paragraph (2)(D) shall be limited to a determination of whether the alien is properly included in such category.

“(2) **CLASSES OF ALIENS.**—The Attorney General shall review the Secretary’s custody determinations for the following classes of aliens:

“(A) Aliens in exclusion proceedings.

“(B) Aliens described in sections 212(a)(3) and 237(a)(4).

“(C) Aliens described in subsection (c).

“(D) Aliens in deportation proceedings sub- ject to section 242(a)(2) (as in effect between April 24, 1996 and April 1, 1997).

“(i) **RELEASE ON BOND.**—

“(1) **IN GENERAL.**—An alien detained under subsection (a) may seek release on bond. No bond may be granted except to an alien who establishes by clear and convincing evidence that the alien is not a flight risk or a risk to another person or the community.

“(2) **CERTAIN ALIENS INELIGIBLE.**—No alien detained under subsection (c) may seek re- lease on bond.”.

SEC. 24. ALIENS ORDERED REMOVED.

Section 241(a) of the Immigration and Natio- nality Act (8 U.S.C. 1231(a)) is amended—

(1) by striking “Attorney General” each place it appears, except for the first place it appears in paragraph (4)(B)(i), and inserting “Secretary of Homeland Security”;

(2) in paragraph (1)—

(A) by amending subparagraphs (B) and (C) to read as follows:

“(B) **BEGINNING OF PERIOD.**—The removal period begins on the latest of—

“(i) the date on which the order of removal becomes administratively final;

“(ii) the date on which the alien is taken into such custody if the alien is not in the custody of the Secretary on the date on which the order of removal becomes adminis- tratively final; and

“(iii) the date on which the alien is taken into the custody of the Secretary after the alien is released from detention or confine- ment if the alien is detained or confined (ex- cept for an immigration process) on the date on which the order of removal becomes ad- ministratively final.

“(C) **SUSPENSION OF PERIOD.**—

“(i) **EXTENSION.**—The removal period shall be extended beyond a period of 90 days and the Secretary may, in the Secretary’s sole discretion, keep the alien in detention dur- ing such extended period, if—

“(I) the alien fails or refuses to make all reasonable efforts to comply with the re- moval order, or to fully cooperate with the Secretary’s efforts to establish the alien’s identity and carry out the removal order, in- cluding making timely application in good faith for travel or other documents neces- sary to the alien’s departure or conspires or acts to prevent the alien’s removal that is subject to an order of removal;

“(II) a court, the Board of Immigration Ap- peals, or an immigration judge orders a stay of removal of an alien who is subject to an administratively final order of removal;

“(III) the Secretary transfers custody of the alien pursuant to law to another Federal agency or a State or local government agen- cy in connection with the official duties of such agency; or

“(IV) a court or the Board of Immigration Appeals orders a remand to an immigration judge or the Board of Immigration Appeals, during the time period when the case is pending a decision on remand (with the re- moval period beginning anew on the date that the alien is ordered removed on re- mand).

“(ii) **RENEWAL.**—If the removal period has been extended under clause (i), a new re- moval period shall be deemed to have begun on the date on which—

“(I) the alien makes all reasonable efforts to comply with the removal order, or to fully cooperate with the Secretary’s efforts to es- tablish the alien’s identity and carry out the removal order;

“(II) the stay of removal is no longer in ef- fect; or

“(III) the alien is returned to the custody of the Secretary.

“(iii) **MANDATORY DETENTION FOR CERTAIN ALIENS.**—The Secretary shall keep an alien

described in subparagraphs (A) through (D) of section 236(c)(1) in detention during the extended period described in clause (i).

“(iv) **SOLE FORM OF RELIEF.**—An alien may only seek relief from detention under this subparagraph by filing an application for a writ of habeas corpus in accordance with chapter 153 of title 28, United States Code. No alien whose period of detention is extended under this subparagraph shall have the right to seek release on bond.”;

(3) in paragraph (3)—

(A) in the matter preceding subparagraph (A), by inserting “or is not detained pursuant to paragraph (6)” after “the removal period”; and

(B) by amending subparagraph (D) to read as follows:

“(D) to obey reasonable restrictions on the alien’s conduct or activities that the Secretary prescribes for the alien—

“(i) to prevent the alien from absconding;

“(ii) for the protection of the community;

or

“(iii) for other purposes related to the enforcement of Federal immigration laws.”;

(4) in paragraph (4)(A), by striking “paragraph (2)” and inserting “subparagraph (B)”; and

(5) by amending paragraph (6) to read as follows:

“(6) **ADDITIONAL RULES FOR DETENTION OR RELEASE OF CERTAIN ALIENS.**—

“(A) **DETENTION REVIEW PROCESS FOR COOPERATIVE ALIENS ESTABLISHED.**—

“(i) **IN GENERAL.**—The Secretary shall establish an administrative review process to determine whether an alien who is not otherwise subject to mandatory detention, who has made all reasonable efforts to comply with a removal order and to cooperate fully with the Secretary of Homeland Security’s efforts to establish the alien’s identity and carry out the removal order, including making timely application in good faith for travel or other documents necessary to the alien’s departure, and who has not conspired or acted to prevent removal should be detained or released on conditions.

“(ii) **DETERMINATION.**—The Secretary shall make a determination whether to release an alien after the removal period in accordance with subparagraph (B), which—

“(I) shall include consideration of any evidence submitted by the alien; and

“(II) may include consideration of any other evidence, including—

“(aa) any information or assistance provided by the Secretary of State or other Federal official; and

“(bb) any other information available to the Secretary of Homeland Security pertaining to the ability to remove the alien.

“(B) **AUTHORITY TO DETAIN BEYOND REMOVAL PERIOD.**—

“(i) **IN GENERAL.**—The Secretary of Homeland Security may continue to detain an alien for 90 days beyond the removal period (including any extension of the removal period under paragraph (1)(C)). An alien whose detention is extended under this subparagraph shall not have the right to seek release on bond.

“(ii) **SPECIFIC CIRCUMSTANCES.**—The Secretary of Homeland Security may continue to detain an alien beyond the 90 days authorized under clause (i)—

“(I) until the alien is removed, if the Secretary determines that there is a significant likelihood that the alien—

“(aa) will be removed in the reasonably foreseeable future;

“(bb) would be removed in the reasonably foreseeable future; or

“(cc) would have been removed if the alien had not—

“(AA) failed or refused to make all reasonable efforts to comply with the removal order;

“(BB) failed or refused to cooperate fully with the Secretary’s efforts to establish the alien’s identity and carry out the removal order, including making timely application in good faith for travel or other documents necessary to the alien’s departure; or

“(CC) conspired or acted to prevent removal;

“(II) until the alien is removed, if the Secretary of Homeland Security certifies in writing—

“(aa) in consultation with the Secretary of Health and Human Services, that the alien has a highly contagious disease that poses a threat to public safety;

“(bb) after receipt of a written recommendation from the Secretary of State, that release of the alien is likely to have serious adverse foreign policy consequences for the United States;

“(cc) based on information available to the Secretary of Homeland Security (including classified, sensitive, or national security information, and without regard to the grounds upon which the alien was ordered removed), that there is reason to believe that the release of the alien would threaten the national security of the United States; or

“(dd) that the release of the alien will threaten the safety of the community or any person, conditions of release cannot reasonably be expected to ensure the safety of the community or of any person; and

“(AA) the alien has been convicted of 1 or more aggravated felonies (as defined in section 101(a)(43)(A)) or of 1 or more crimes identified by the Secretary of Homeland Security by regulation, or of 1 or more attempts or conspiracies to commit any such aggravated felonies or such identified crimes, if the aggregate term of imprisonment for such attempts or conspiracies is at least 5 years; or

“(BB) the alien has committed 1 or more crimes of violence (as defined in section 16 of title 18, United States Code, but not including a purely political offense) and, because of a mental condition or personality disorder and behavior associated with that condition or disorder, the alien is likely to engage in acts of violence in the future; or

“(III) pending a certification under subclause (II), if the Secretary of Homeland Security has initiated the administrative review process not later than 30 days after the expiration of the removal period (including any extension of the removal period under paragraph (1)(C)).

“(iii) **NO RIGHT TO BOND HEARING.**—An alien whose detention is extended under this subparagraph shall not have a right to seek release on bond, including by reason of a certification under clause (ii)(II).

“(C) **RENEWAL AND DELEGATION OF CERTIFICATION.**—

“(i) **RENEWAL.**—The Secretary of Homeland Security may renew a certification under subparagraph (B)(ii)(II) every 6 months after providing an opportunity for the alien to request reconsideration of the certification and to submit documents or other evidence in support of that request. If the Secretary does not renew a certification, the Secretary may not continue to detain the alien under subparagraph (B)(ii)(II).

“(ii) **DELEGATION.**—Notwithstanding section 103, the Secretary of Homeland Security may not delegate the authority to make or renew a certification described in item (bb), (cc), or (dd) of subparagraph (B)(ii)(II) below the level of the Assistant Secretary for Immigration and Customs Enforcement.

“(iii) **HEARING.**—The Secretary of Homeland Security may request that the Attorney General or the Attorney General’s designee

provide for a hearing to make the determination described in subparagraph (B)(ii)(II)(dd)(BB).

“(D) **RELEASE ON CONDITIONS.**—If it is determined that an alien should be released from detention by a Federal court, the Board of Immigration Appeals, or if an immigration judge orders a stay of removal, the Secretary of Homeland Security may impose conditions on release as provided under paragraph (3).

“(E) **REDETENTION.**—

“(i) **IN GENERAL.**—The Secretary of Homeland Security, without any limitations other than those specified in this section, may detain any alien subject to a final removal order who is released from custody if—

“(I) removal becomes likely in the reasonably foreseeable future;

“(II) the alien fails to comply with the conditions of release or to continue to satisfy the conditions described in subparagraph (A); or

“(III) upon reconsideration, the Secretary determines that the alien can be detained under subparagraph (B).

“(ii) **APPLICABILITY.**—This section shall apply to any alien returned to custody pursuant to this subparagraph as if the removal period terminated on the day of the redetention.

“(F) **REVIEW OF DETERMINATIONS BY SECRETARY.**—A determination by the Secretary under this paragraph shall not be subject to review by any other agency.”.

SEC. 25. SEVERABILITY.

If any of the provisions of this title, any amendment made by this title, or the application of any such provision to any person or circumstance, is held to be invalid for any reason, the remainder of this title, the amendments made by this title, and the application of the provisions and amendments made by this title to any other person or circumstance shall not be affected by such holding.

SEC. 26. EFFECTIVE DATES.

(a) **APPREHENSION AND DETENTION OF ALIENS.**—The amendments made by section 23 shall take effect on the date of the enactment of this Act. Section 236 of the Immigration and Nationality Act, as amended by section 23, shall apply to any alien in detention under the provisions of such section on or after such date of enactment.

(b) **ALIENS ORDERED REMOVED.**—The amendments made by section 24 shall take effect on the date of the enactment of this Act. Section 241 of the Immigration and Nationality Act, as amended by section 24, shall apply to—

(1) all aliens subject to a final administrative removal, deportation, or exclusion order that was issued before, on, or after the date of the enactment of this Act; and

(2) acts and conditions occurring or existing before, on, or after such date of enactment.

SA 276. Mr. INHOFE submitted an amendment intended to be proposed by him to the bill S. 178, to provide justice for the victims of trafficking; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. ____ TREATMENT OF UNACCOMPANIED ALIEN CHILDREN.

Section 235(a) of the William Wilberforce Trafficking Victims Protection Reauthorization Act of 2008 (8 U.S.C. 1232(a)) is amended—

(1) in paragraph (2)—

(A) by striking the paragraph heading and inserting “SPECIAL RULES FOR UNACCOMPANIED ALIEN CHILDREN.—”;

(B) in subparagraph (A), in the matter preceding clause (i), by striking “who is a national or habitual resident of a country that is contiguous with the United States”; and

(C) in subparagraph (C)—

(i) by striking the subparagraph heading and inserting “AGREEMENTS WITH FOREIGN COUNTRIES.”; and

(ii) in the matter preceding clause (i), by striking “contiguous to the United States” and inserting “contiguous to the United States, Belize, Costa Rica, El Salvador, Guatemala, Honduras, Nicaragua, Panama, and other any foreign country that the Secretary determines appropriate”; and

(2) in paragraph (5)(D), in the matter preceding clause (i), by striking “, except for an unaccompanied alien child from a contiguous country subject to the exceptions under subsection (a)(2).” and inserting “who does not meet the criteria listed in paragraph (2)(A)”.

SA 277. Mrs. SHAHEEN submitted an amendment intended to be proposed by her to the bill S. 178, to provide justice for the victims of trafficking; which was ordered to lie on the table; as follows:

At the end, add the following:

TITLE —HUMAN TRAFFICKING SURVIVORS RELIEF AND EMPOWERMENT ACT
SECTION 01. SHORT TITLE.

This title may be cited as the “Human Trafficking Survivors Relief and Empowerment Act of 2015”.

SEC. 02. PROTECTIONS FOR HUMAN TRAFFICKING SURVIVORS.

Section 1701(c) of title I of the Omnibus Crime Control and Safe Streets Act of 1968 (42 U.S.C. 3796dd(c)) is amended by striking “where feasible” and all that follows, and inserting the following: “where feasible, to an application—

“(1) for hiring and rehiring additional career law enforcement officers that involves a non-Federal contribution exceeding the 25 percent minimum under subsection (g); or

“(2) from an applicant in a State that has in effect a law—

“(A) that—

“(i) provides a process by which an individual who is human trafficking survivor can move to vacate any arrest or conviction records for prostitution or any other non-violent offense committed as a direct result of human trafficking;

“(ii) establishes a rebuttable presumption that any arrest or conviction of an individual for an offense associated with human trafficking is a result of being trafficked, if the individual—

“(I) is a person granted nonimmigrant status pursuant to section 101(a)(15)(T)(i) of the Immigration and Nationality Act (8 U.S.C. 1101(a)(15)(T)(i));

“(II) is the subject of a certification by the Secretary of Health and Human Services under section 107(b)(1)(E) of the Trafficking Victims Protection Act of 2000 (22 U.S.C. 7105(b)(1)(E)); or

“(III) has other similar documentation of trafficking, which has been issued by a Federal agency; and

“(iii) protects the identity of individuals who are human trafficking survivors in public and court records; and

“(B) that does not require an individual who is a human trafficking survivor to provide official documentation as described in subclause (I), (II), or (III) of subparagraph (A)(ii) in order to receive protection under the law.”.

SA 278. Mr. CASSIDY (for himself and Mr. PETERS) submitted an amendment intended to be proposed by him

to the bill S. 178, to provide justice for the victims of trafficking; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

TITLE —TRAFFICKING AWARENESS TRAINING FOR HEALTH CARE
SEC. 01. TRAFFICKING AWARENESS TRAINING FOR HEALTH CARE.

(a) DEVELOPMENT OF BEST PRACTICES.—

(1) GRANT FOR DEVELOPMENT OF BEST PRACTICES.—Not later than 1 year after the date of enactment of this Act, the Secretary of Health and Human Services, acting through the Director of the Agency for Healthcare Research and Quality and in consultation with the Administrator of the Health Resources and Services Administration, shall award, on a competitive basis, a grant to an eligible school under which such school will—

(A) not later than 6 months after receipt of the award, develop best practices for health care professionals—

(i) to recognize victims of a severe form of trafficking; and

(ii) to respond appropriately to such individuals;

(B) in developing best practices under subparagraph (A), survey, analyze, and evaluate, in consultation with law enforcement personnel, social service providers, and other experts in the field of human trafficking, existing best practices that foster the practice of interprofessional collaboration, including those used by industries other than the health care industry, to determine the extent to which such existing best practices may be adapted for use as part of the best practices under subparagraph (A);

(C) develop curricula, training modules, or materials to train health care professionals on the best practices developed under subparagraph (A);

(D) not later than 12 months after the receipt of the award, make a subgrant to one entity located near an established anti-human trafficking task force initiative in each of the 10 administrative regions of the Department of Health and Human Services—

(i) to design, implement, and evaluate a pilot program using the best practices developed under subparagraph (A) and the curricula, training modules, or materials developed under subparagraph (C);

(ii) to conduct the pilot program at one or more eligible sites within the respective region, which may include an eligible site that is a school-based health center; and

(iii) to complete the implementation and evaluation of such pilot program within a period of 6 months;

(E) not later than 24 months after the receipt of the award, analyze the results of the pilot programs conducted through subgrants under subparagraph (D), including analyzing—

(i) changes in the skills, knowledge, and attitude of health care professionals resulting from the implementation of the programs;

(ii) the number of victims of a severe form of trafficking who are recognized under the programs;

(iii) of those recognized, the number who received information or referrals for services offered through the programs; and

(iv) of those who received such information or referrals—

(I) the number who participated in followup services; and

(II) the type of followup services received;

(F) determine, using the results of the analysis under subparagraph (E), the extent to which the best practices developed under subparagraph (A) are evidence-based; and

(G) submit a comprehensive assessment of the pilot programs conducted through sub-

grants under subparagraph (D) to the Secretary of Health and Human Services, including an identification of—

(i) the best practices that are determined pursuant to subparagraph (F) to be evidence-based; and

(ii) the best practices that are determined pursuant to such paragraph to require further review in order to determine whether they are evidence-based.

(2) CONTENTS.—The best practices developed through the grant awarded under paragraph (1)—

(A) shall address—

(i) risk factors and indicators to recognize victims of a severe form of trafficking;

(ii) application of Federal and State law, including reporting requirements, with respect to victims of a severe form of trafficking;

(iii) patient safety and security, including the requirements of HIPAA privacy and security law as applied to victims of a severe form of trafficking;

(iv) the management of medical records of patients who are victims of a severe form of trafficking;

(v) public and private social services available for rescue, food, clothing, and shelter referrals;

(vi) the hotlines for reporting human trafficking maintained by the National Human Trafficking Resource Center and the Department of Homeland Security;

(vii) validated assessment tools for the identification of victims of a severe form of trafficking; and

(viii) referral options and procedures for sharing information on human trafficking with a patient and making referrals for legal and social service assistance related to human trafficking when indicated and appropriate; and

(B) shall not address patient medical treatment.

(3) DISSEMINATION.—Not later than 24 months after the award of a grant to a school under paragraph (1), the Secretary of Health and Human Services, acting through the Administrator of the Agency for Healthcare Research and Quality, shall—

(A) post on the public website of the Department of Health and Human Services the best practices that are identified by the school under clauses (i) and (ii) of paragraph (1)(G); and

(B) disseminate to health care profession schools the best practices identified by the school under paragraph (1)(G)(i) and evaluation results.

(b) DEFINITIONS.—In this section:

(1) The term “eligible site” means a health center that is receiving assistance under section 330, 399Z–1, or 1001 of the Public Health Service Act (42 U.S.C. 254b, 300).

(2) The term “eligible school” means an accredited school of medicine or nursing with experience in the study or treatment of victims of a severe form of trafficking.

(3) The term “health care professional” means a person employed by a health care provider who provides to patients information (including information not related to medical treatment), scheduling, services, or referrals.

(4) The term “HIPAA privacy and security law” has the meaning given to such term in section 3009 of the Public Health Service Act (42 U.S.C. 300jj–19).

(5) The term “victim of a severe form of trafficking” has the meaning given to such term in section 103 of the Trafficking Victims Protection Act of 2000 (22 U.S.C. 7102).

(c) NO ADDITIONAL AUTHORIZATION OF APPROPRIATIONS.—No additional funds are authorized to be appropriated to carry out this section, and this section shall be carried out

using amounts otherwise available for such purpose.

SA 279. Mr. SULLIVAN (for himself, Ms. HEITKAMP, and Ms. AYOTTE) submitted an amendment intended to be proposed by him to the bill S. 178, to provide justice for the victims of trafficking; which was ordered to lie on the table; as follows:

At the end, add the following:

SEC. ____ . TRANSPORTATION FOR ILLEGAL SEXUAL ACTIVITY AND RELATED CRIMES.

Chapter 117 of title 18, United States Code, is amended by striking section 2421 and inserting the following:

“§ 2421. Transportation generally

“(a) IN GENERAL.—Whoever knowingly transports any individual in interstate or foreign commerce, or in any Territory or Possession of the United States, with intent that such individual engage in prostitution, or in any sexual activity for which any person can be charged with a criminal offense, or attempts to do so, shall be fined under this title or imprisoned not more than 10 years, or both.

“(b) REQUESTS TO PROSECUTE VIOLATIONS BY STATE ATTORNEYS GENERAL.—

“(1) IN GENERAL.—The Attorney General shall grant a request by a State attorney general that a State or local attorney be cross designated to prosecute a violation of this section unless the Attorney General determines that granting the request would undermine the administration of justice.

“(2) REASON FOR DENIAL.—If the Attorney General denies a request under paragraph (1), the Attorney General shall submit to the State attorney general a detailed reason for the denial not later than 60 days after the date on which a request is received.”.

SA 280. Mr. RUBIO (for himself and Mr. BROWN) submitted an amendment intended to be proposed by him to the bill S. 178, to provide justice for the victims of trafficking; which was ordered to lie on the table; as follows:

At the end of the bill, add the following:

TITLE IV—PREVENTING DEMAND FOR CHILD SEX TRAFFICKING

SEC. 401. SHORT TITLE.

This title may be cited as the “International Megan’s Law to Prevent Demand for Child Sex Trafficking”.

SEC. 402. FINDINGS.

Congress finds the following:

(1) Megan Nicole Kanka, who was 7 years old, was abducted, sexually assaulted, and murdered in 1994, in the State of New Jersey by a violent predator living across the street from her home. Unbeknownst to Megan Kanka and her family, her attacker had been convicted previously of a sex offense against a child.

(2) In 1996, Congress adopted Megan’s Law (Public Law 104–145) as a means to encourage States to protect children by identifying the whereabouts of sex offenders and providing the means to monitor their activities.

(3) In 2006, Congress passed the Adam Walsh Child Protection and Safety Act of 2006 (Public Law 109–248) to protect children and the public at large by establishing a comprehensive national system for the registration and notification to the public and law enforcement officers of convicted sex offenders.

(4) Law enforcement reports indicate that known child-sex offenders are traveling internationally, and that the criminal background of such individuals may not be

known to local law enforcement prior to their arrival.

(5) The commercial sexual exploitation of minors in child sex trafficking and pornography is a global phenomenon. The International Labour Organization has estimated that 1,800,000 children worldwide are victims of child sex trafficking and pornography each year.

(6) Child sex tourism, where an individual travels to a foreign country and engages in sexual activity with a child in that country, is a form of child exploitation and, where commercial, child sex trafficking.

(7) According to research conducted by The Protection Project of The Johns Hopkins University Paul H. Nitze School of Advanced International Studies, sex tourists from the United States who target children form a significant percentage of child sex tourists in some of the most significant destination countries for child sex tourism.

(8) In order to protect children, it is essential that United States law enforcement be able to identify child-sex offenders in the United States who are traveling abroad and child-sex offenders from other countries entering the United States. Such identification requires cooperative efforts between the United States and foreign governments. In exchange for providing notice of child-sex offenders traveling to the United States, foreign authorities will expect United States authorities to provide reciprocal notice of child-sex offenders traveling to their countries.

SEC. 403. DEFINITIONS.

In this title:

(1) CENTER.—The term “Center” means the Angel Watch Center established pursuant to section 404(a).

(2) CHILD-SEX OFFENDER.—

(A) IN GENERAL.—The term “child-sex offender” means an individual who is a sex offender described in paragraph (3) or (4) of section 111 of the Adam Walsh Child Protection and Safety Act of 2006 (42 U.S.C. 16911) by reason of being convicted of a child-sex offense.

(B) DEFINITION OF CONVICTED.—In this paragraph, the term “convicted” has the meaning given the term in paragraph (8) of section 111 of such Act.

(3) CHILD-SEX OFFENSE.—

(A) IN GENERAL.—The term “child-sex offense” means a specified offense against a minor, as defined in paragraph (7) of section 111 of the Adam Walsh Child Protection and Safety Act of 2006 (42 U.S.C. 16911), including—

(i) an offense (unless committed by a parent or guardian) involving kidnapping;

(ii) an offense (unless committed by a parent or guardian) involving false imprisonment;

(iii) solicitation to engage in sexual conduct;

(iv) use in a sexual performance;

(v) solicitation to practice prostitution;

(vi) video voyeurism as described in section 1801 of title 18, United States Code;

(vii) possession, production, or distribution of child pornography;

(viii) criminal sexual conduct involving a minor, or the use of the Internet to facilitate or attempt such conduct; and

(ix) any conduct that by its nature is a sex offense against a minor.

(B) OTHER OFFENSES.—The term “child-sex offense” includes a sex offense described in paragraph (5)(A) of section 111 of such Act that is a specified offense against a minor, as defined in paragraph (7) of such section.

(C) FOREIGN CONVICTIONS; OFFENSES INVOLVING CONSENSUAL SEXUAL CONDUCT.—The limitations contained in subparagraphs (B) and (C) of section 111(5) of such Act shall apply

with respect to a child-sex offense for purposes of this title to the same extent and in the same manner as such limitations apply with respect to a sex offense for purposes of such Act.

(4) JURISDICTION.—The term “jurisdiction” means any of the following:

(A) A State.

(B) The District of Columbia.

(C) The Commonwealth of Puerto Rico.

(D) Guam.

(E) American Samoa.

(F) The Northern Mariana Islands.

(G) The United States Virgin Islands.

(H) To the extent provided in, and subject to the requirements of, section 127 of the Adam Walsh Child Protection and Safety Act of 2006 (42 U.S.C. 16927), a federally recognized Indian tribe.

(5) MINOR.—The term “minor” means an individual who has not attained 18 years of age.

SEC. 404. ANGEL WATCH CENTER.

(a) ESTABLISHMENT.—Not later than 90 days after the date of the enactment of this Act, the Secretary of Homeland Security shall establish, within the Child Exploitation Investigations Unit of U.S. Immigration and Customs Enforcement (referred to in this section as “ICE”), a Center, to be known as the “Angel Watch Center”, to carry out the activities specified in subsection (d).

(b) LEADERSHIP.—The Center shall be headed by the Director of ICE, in collaboration with the Commissioner of U.S. Customs and Border Protection (referred to in this section as “CBP”) and in consultation with the Attorney General.

(c) MEMBERS.—The Center shall consist of—

(1) the Director of ICE;

(2) the Commissioner of CBP;

(3) individuals who are designated as analysts in ICE or CBP; and

(4) individuals who are designated as program managers in ICE or CBP.

(d) ACTIVITIES.—

(1) IN GENERAL.—The Center shall—

(A) receive information on travel by child-sex offenders;

(B) establish a system to maintain and archive all relevant information, including the response of destination countries to notifications under subsection (e), to the extent available, and decisions not to transmit notification abroad; and

(C) establish an annual review process to ensure that the Center is consistent in procedures to provide notification to destination countries or not to provide notification to destination countries, as appropriate.

(2) INFORMATION REQUIRED.—The United States Marshals Service’s National Sex Offender Targeting Office shall make available to the Center information on travel by child-sex offenders in a timely manner for purposes of carrying out the activities described in paragraph (1) and subsection (e).

(e) NOTIFICATION.—

(1) TO COUNTRIES OF DESTINATION.—

(A) IN GENERAL.—The Center may transmit notice of impending or current international travel of a child-sex offender to the country or countries of destination of the child-sex offender, including to the visa-issuing agent or agents in the United States of the country or countries.

(B) FORM.—The notice under this paragraph may be transmitted through such means as determined appropriate by the Center, including through an ICE attaché.

(2) TO OFFENDERS.—

(A) GENERAL NOTIFICATION.—

(i) IN GENERAL.—If the Center transmits notice under paragraph (1) of impending international travel of a child-sex offender to the country or countries of destination of

the child-sex offender, the Secretary of Homeland Security, in conjunction with any appropriate agency, shall make reasonable efforts to provide constructive notice through electronic or telephonic communication to the child-sex offender prior to the child-sex offender's arrival in the country or countries.

(ii) **EXCEPTION.**—The requirement to provide constructive notice under clause (i) shall not apply in the case of impending international travel of a child-sex offender to the country or countries of destination of the child-sex offender if such constructive notice would conflict with an existing investigation involving the child-sex offender.

(B) **SPECIFIC NOTIFICATION REGARDING RISK TO LIFE OR WELL-BEING OF OFFENDER.**—If the Center has reason to believe that to transmit notice under paragraph (1) poses a risk to the life or well-being of the child-sex offender, the Center shall make reasonable efforts to provide constructive notice through electronic or telephonic communication to the child-sex offender of such risk.

(C) **SPECIFIC NOTIFICATION REGARDING PROBABLE DENIAL OF ENTRY TO OFFENDER.**—If the Center has reason to believe that a country of destination of the child-sex offender is highly likely to deny entry to the child-sex offender due to transmission of notice under paragraph (1), the Center shall make reasonable efforts to provide constructive notice through electronic or telephonic communication to the child-sex offender of such probable denial.

(3) **SUNSET.**—The authority of paragraph (1) shall terminate with respect to a child-sex offender beginning as of the close of the last day of the registration period of such child-sex offender under section 115 of the Adam Walsh Child Protection and Safety Act of 2006 (42 U.S.C. 16915).

(f) **COMPLAINT REVIEW.**—The Center shall establish a mechanism to receive complaints from child-sex offenders affected by notifications of destination countries of such child-sex offenders under subsection (e).

(g) **CONSULTATIONS.**—The Center shall seek to engage in ongoing consultations with—

(1) nongovernmental organizations, including faith-based organizations, that have experience and expertise in identifying and preventing child sex tourism and rescuing and rehabilitating minor victims of international sexual exploitation and trafficking;

(2) the governments of countries interested in cooperating in the creation of an international sex offender travel notification system or that are primary destination or source countries for international sex tourism; and

(3) Internet service and software providers regarding available and potential technology to facilitate the implementation of an international sex offender travel notification system, both in the United States and in other countries.

(h) **TECHNICAL ASSISTANCE.**—The Secretary of Homeland Security and the Secretary of State may provide technical assistance to foreign authorities in order to enable such authorities to participate more effectively in the notification program system established under this section.

SEC. 405. SENSE OF CONGRESS PROVISIONS.

(a) **BILATERAL AGREEMENTS.**—It is the sense of Congress that the President should negotiate memoranda of understanding or other bilateral agreements with foreign governments to further the purposes of this title and the amendments made by this title, including—

(1) by establishing systems to receive and transmit notices required under title I of the Adam Walsh Child Protection and Safety Act of 2006 (42 U.S.C. 16901 et seq.); and

(2) by establishing mechanisms for private companies and nongovernmental organizations to report on a voluntary basis suspected child pornography or exploitation to foreign governments, the nearest United States embassy in cases in which a possible United States citizen may be involved, or other appropriate entities.

(b) **NOTIFICATION TO THE UNITED STATES OF CHILD-SEX OFFENSES COMMITTED ABROAD.**—It is the sense of Congress that the President should formally request foreign governments to notify the United States when a United States citizen has been arrested, convicted, sentenced, or completed a prison sentence for a child-sex offense in the foreign country.

SEC. 406. ENHANCING THE MINIMUM STANDARDS FOR THE ELIMINATION OF TRAFFICKING.

Section 108(b)(4) of the Trafficking Victims Protection Act of 2000 (22 U.S.C. 7106(b)(4)) is amended by adding at the end before the period the following: “, including severe forms of trafficking in persons related to sex tourism”.

SEC. 407. ASSISTANCE TO FOREIGN COUNTRIES TO MEET MINIMUM STANDARDS FOR THE ELIMINATION OF TRAFFICKING.

The President is strongly encouraged to exercise the authorities of section 134 of the Foreign Assistance Act of 1961 (22 U.S.C. 2152d) to provide assistance to foreign countries directly, or through nongovernmental and multilateral organizations, for programs, projects, and activities, including training of law enforcement entities and officials, designed to establish systems to identify sex offenders and provide and receive notification of child sex offender international travel.

SEC. 408. RULES OF CONSTRUCTION.

(a) **DEPARTMENT OF JUSTICE.**—Nothing in this title may be construed to preclude or alter the jurisdiction or authority of the Department of Justice under the Adam Walsh Child Protection and Safety Act of 2006 (42 U.S.C. 16901 et seq.), including section 113(d) of such Act, or any other provision of law, or to affect the work of the United States Marshals Service with INTERPOL.

(b) **ANGEL WATCH CENTER.**—Nothing in this title may be construed to preclude the Angel Watch Center from transmitting notice with respect to any sex offender described in paragraph (3) or (4) of section 111 of the Adam Walsh Child Protection and Safety Act of 2006 (42 U.S.C. 16911) or with respect to any sex offense described in paragraph (5) of such section.

(c) **DEPARTMENT OF HOMELAND SECURITY INVESTIGATIONS.**—Activities carried out under this title shall not impede, hinder, or otherwise impact negatively any investigations of the Department of Homeland Security.

SA 281. Mr. RUBIO (for himself and Mrs. GILLIBRAND) submitted an amendment intended to be proposed by him to the bill S. 178, to provide justice for the victims of trafficking; which was ordered to lie on the table; as follows:

At the end of title II, add the following:

Subtitle D—Strengthening Child Welfare Response to Trafficking

SECTION 231. SHORT TITLE.

This subtitle may be cited as the “Strengthening Child Welfare Response to Trafficking Act of 2015”.

SEC. 232. CAPTA AMENDMENTS.

Section 106 of the Child Abuse Prevention and Treatment Act (42 U.S.C. 5106a) is amended—

(1) in subsection (b)—

(A) in paragraph (2)(B)—

(i) by striking “and” at the end of clause (xxii); and

(ii) by adding at the end the following:

“(xxiv) provisions and procedures to identify and assess reports involving children who are sex trafficking victims or labor trafficking victims;

“(xxv) provisions and procedures for training representatives of the State child protective services systems about identifying and assessing children who are sex trafficking victims or labor trafficking victims; and

“(xxvi) provisions and procedures for identifying services (including the services provided by State law enforcement officials, the State juvenile justice system, and social service agencies, such as runaway and homeless youth shelters) and procedures for appropriate referral to address the needs of children who are sex trafficking victims or labor trafficking victims;”;

(B) in paragraph (2)(D)—

(i) by striking “and” at the end of clause (v);

(ii) by inserting “and” at the end of clause (vi); and

(iii) by adding at the end the following:

“(vii) the provisions and procedures described in clauses (xxiv) and (xxvi) of subparagraph (B);”;

(C) in paragraph (4)—

(i) by striking “and” at the end of subparagraph (A);

(ii) by striking the period at the end of subparagraph (B) and inserting a semicolon; and

(iii) by adding at the end the following:

“(C) the term ‘sex trafficking victim’ means a victim of—

“(i) sex trafficking (as defined in section 103(10) of the Trafficking Victims Protection Act of 2000 (22 U.S.C. 7102(10))); or

“(ii) a severe form of trafficking in persons described in section 103(9)(A) of such Act (22 U.S.C. 7102(9)(A)); and

“(D) the term ‘labor trafficking victim’ means a victim of a severe form of trafficking in persons described in section 103(9)(B) of the Trafficking Victims Protection Act of 2000 (22 U.S.C. 7102(9)(B)).”;

(2) in subsection (d), by adding at the end the following:

“(17) The number of children identified under clause (xxiv) of subsection (b)(2)(B), and of such children, the number identified as sex trafficking victims (as defined in subsection (b)(4)(C)) and the number identified as labor trafficking victims (as defined in subsection (b)(4)(D)).”.

SEC. 233. REPORT TO CONGRESS.

(a) **REPORT.**—Not later than 1 year after the date of the enactment of this Act, the Secretary of Health and Human Services shall submit to the Committee on Health, Education, Labor, and Pension of the Senate and the Committee on Education and the Workforce of the House of Representatives, a report that—

(1) describes the specific type and prevalence of any severe form of trafficking in persons to which children who are identified for services or intervention under the placement, care, or supervision of State, Indian tribe, or tribal organization child welfare agencies have been subjected as of the date of enactment of this Act;

(2) summarizes the practices and protocols utilized by States to identify and serve—

(A) under section 106(b)(2)(B) of the Child Abuse Prevention and Treatment Act (42 U.S.C. 5106a(b)(2)(B)), children who are victims of trafficking; and

(B) children who are at risk of becoming victims of trafficking; and

(3) specifies any barriers in Federal laws or regulations that may prevent identification and assessment of children who are victims of trafficking, including an evaluation of the extent to which States are able to address

the needs of such trafficked children without altering the definition of child abuse and neglect under section 3 of the Child Abuse Prevention and Treatment Act (42 U.S.C. 5101 note).

(b) DEFINITIONS.—For purposes of this section:

(1) SEVERE FORM OF TRAFFICKING IN PERSONS.—The term “severe form of trafficking in persons” has the meaning given the term in section 103(9) of the Trafficking Victims Protection Act of 2000 (22 U.S.C. 7102(9)).

(2) VICTIM OF TRAFFICKING.—The term “victim of trafficking” has the meaning given the term in section 103(15) of the Trafficking Victims Protection Act of 2000 (22 U.S.C. 7102(15)).

SA 282. Ms. AYOTTE (for herself and Mr. DONNELLY) submitted an amendment intended to be proposed by her to the bill S. 178, to provide justice for the victims of trafficking; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. ____ . DEVELOPMENT OF BEST PRESCRIBING PRACTICES.

(a) INTER-AGENCY TASK FORCE.—Not later than 120 days after the date of enactment of this Act, the Secretary of Health and Human Services (referred to in this section as the “Secretary”), in cooperation with the Secretary of Veterans Affairs, the Secretary of Defense, and the Administrator of the Drug Enforcement Administration, shall convene a Pain Management Best Practices Inter-Agency Task Force (referred to in this section as the “task force”).

(b) MEMBERSHIP.—The task force shall be comprised of—

- (1) representatives of—
 - (A) the Department of Health and Human Services;
 - (B) the Department of Veterans Affairs;
 - (C) the Department of Defense;
 - (D) the Drug Enforcement Administration;
 - (E) the Centers for Disease Control and Prevention;
 - (F) the Office of National Drug Control Policy;
 - (G) the Institute of Medicine;
 - (H) pain management professional organizations;
 - (I) the mental health treatment community;
 - (J) the addiction treatment community; and

- (K) pain advocacy groups;
- (2) the Director of the National Institutes of Health;
- (3) physicians, dentists, and non-physician prescribers;
- (4) pharmacists;
- (5) experts in the fields of pain research and addiction research; and
- (6) other stakeholders, as the Secretary determines appropriate.

(c) DUTIES.—The task force shall—

- (1) not later than 180 days after the date on which the task force is convened, develop best practices for pain management and prescription pain medication prescribing practices, taking into consideration—
 - (A) existing pain management research;
 - (B) recommendations from relevant conferences; and

- (C) ongoing efforts at the State and local levels and by medical professional organizations to develop improved pain management strategies;

- (2) solicit and take into consideration public comment on the practices developed under paragraph (1), amending such best practices if appropriate; and

- (3) develop a strategy for disseminating information about the best practices developed

under paragraphs (1) and (2) to prescribers, pharmacists, State medical boards, and other parties, as the Secretary determines appropriate.

(d) LIMITATION.—The task force shall not have rulemaking authority.

(e) REPORT.—Not later than 270 days after the date on which the task force is convened, the task force shall submit to Congress a report that includes—

- (1) the strategy for disseminating best practices developed under subsection (c);

- (2) the results of a feasibility study on linking best practices developed under paragraphs (1) and (2) of subsection (c) to receiving and renewing registrations under section 303(f) of the Controlled Substances Act (21 U.S.C. 823(f)); and

- (3) recommendations on how to apply such best practices to improve prescribing practices at medical facilities, including medical facilities of the Veterans Health Administration.

SA 283. Mr. HELLER submitted an amendment intended to be proposed by him to the bill S. 178, to provide justice for the victims of trafficking; which was ordered to lie on the table; as follows:

At the end, add the following:

TITLE IV—ANTI-TRAFFICKING TRAINING FOR DEPARTMENT OF HOMELAND SECURITY PERSONNEL

SEC. 401. DEFINITIONS.

In this title:

(1) DEPARTMENT.—The term “Department” means the Department of Homeland Security.

(2) HUMAN TRAFFICKING.—The term “human trafficking” means an act or practice described in paragraph (9) or (10) of section 103 of the Trafficking Victims Protection Act of 2000 (22 U.S.C. 7102).

(3) SECRETARY.—The term “Secretary” means the Secretary of Homeland Security.

SEC. 402. TRAINING FOR DEPARTMENT PERSONNEL TO IDENTIFY HUMAN TRAFFICKING.

(a) IN GENERAL.—Not later than 180 days after the date of the enactment of this Act, the Secretary shall implement a program to—

- (1) train and periodically retrain relevant Transportation Security Administration, U.S. Customs and Border Protection, and other Department personnel that the Secretary considers appropriate, with respect to how to effectively deter, detect, and disrupt human trafficking, and, where appropriate, interdict a suspected perpetrator of human trafficking, during the course of their primary roles and responsibilities; and

- (2) ensure that the personnel referred to in paragraph (1) regularly receive current information on matters related to the detection of human trafficking, including information that becomes available outside of the Department’s initial or periodic retraining schedule, to the extent relevant to their official duties and consistent with applicable information and privacy laws.

(b) TRAINING DESCRIBED.—The training referred to in subsection (a) may be conducted through in-class or virtual learning capabilities, and shall include—

- (1) methods for identifying suspected victims of human trafficking and, where appropriate, perpetrators of human trafficking;

- (2) for appropriate personnel, methods to approach a suspected victim of human trafficking, where appropriate, in a manner that is sensitive to the suspected victim and is not likely to alert a suspected perpetrator of human trafficking;

- (3) training that is most appropriate for a particular location or environment in which

the personnel receiving such training perform their official duties;

- (4) other topics determined by the Secretary to be appropriate; and

- (5) a post-training evaluation for personnel receiving the training.

(c) TRAINING CURRICULUM REVIEW.—The Secretary shall annually reassess the training program established under subsection (a) to ensure it is consistent with current techniques, patterns, and trends associated with human trafficking.

SEC. 403. CERTIFICATION AND REPORT TO CONGRESS.

(a) CERTIFICATION.—Not later than 1 year after the date of the enactment of this Act, the Secretary shall certify to Congress that all personnel referred to in section 402(a) have successfully completed the training required under that section.

(b) REPORT TO CONGRESS.—Not later than 1 year after the date of the enactment of this Act and annually thereafter, the Secretary shall report to Congress with respect to the overall effectiveness of the program required by this title, the number of cases reported by Department personnel in which human trafficking was suspected, and, of those cases, the number of cases that were confirmed cases of human trafficking.

SEC. 404. ASSISTANCE TO NON-FEDERAL ENTITIES.

The Secretary may provide training curricula to any State, local, or tribal government or private organization to assist the government or organization in establishing a program of training to identify human trafficking, upon request from the government or organization.

SA 284. Mr. VITTER submitted an amendment intended to be proposed by him to the bill S. 178, to provide justice for the victims of trafficking; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. ____ . CITIZENSHIP AT BIRTH FOR CERTAIN PERSONS BORN IN THE UNITED STATES.

(a) IN GENERAL.—Section 301 of the Immigration and Nationality Act (8 U.S.C. 1401) is amended—

- (1) by inserting “(a) IN GENERAL.—” before “The following”;

- (2) by redesignating subsections (a) through (h) as paragraphs (1) through (8), respectively, and indenting such paragraphs, as redesignated, an additional 2 ems to the right; and

- (3) by adding at the end the following:

“(b) DEFINITION.—Acknowledging the right of birthright citizenship established by section 1 of the 14th Amendment to the Constitution of the United States, a person born in the United States shall be considered ‘subject to the jurisdiction’ of the United States for purposes of subsection (a)(1) only if the person is born in the United States and at least 1 of the person’s parents is—

- “(1) a citizen or national of the United States;

- “(2) an alien lawfully admitted for permanent residence in the United States whose residence is in the United States; or

- “(3) an alien performing active service in the armed forces (as defined in section 101 of title 10, United States Code).”

(b) APPLICABILITY.—The amendment made by subsection (a)(3) may not be construed to affect the citizenship or nationality status of any person born before the date of the enactment of this Act.

(c) SEVERABILITY.—If any provision of this section or any amendment made by this section, or any application of such provision or

amendment to any person or circumstance, is held to be unconstitutional, the remainder of the provisions of this Act and the amendments made by this Act and the application of the provision or amendment to any other person or circumstance shall not be affected.

AUTHORITY FOR COMMITTEES TO MEET

COMMITTEE ON ARMED SERVICES

Mr. CORNYN. Mr. President, I ask unanimous consent that the Committee on Armed Services be authorized to meet during the session of the Senate on March 10, 2015, at 9:30 a.m.

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

COMMITTEE ON FINANCE

Mr. CORNYN. Mr. President, I ask unanimous consent that the Committee on Finance be authorized to meet during the session of the Senate on March 10, 2015, at 10:15 a.m., in room SD-215 of the Dirksen Senate Office Building, to conduct a hearing entitled "Tax Complexity, Compliance, and Administration: The Merits of Simplification in Tax Reform."

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

COMMITTEE ON FOREIGN RELATIONS

Mr. CORNYN. Mr. President, I ask unanimous consent that the Committee on Foreign Relations be authorized to meet during the session of the Senate on March 10, 2015, at 10 a.m., to conduct a hearing entitled "U.S. Policy in Ukraine: Countering Russia and Driving Reform."

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

COMMITTEE ON FOREIGN RELATIONS

Mr. CORNYN. Mr. President, I ask unanimous consent that the Committee on Foreign Relations be authorized to meet during the session of the Senate on March 10, 2015, at 2:30 p.m., to conduct a hearing entitled "Nominations."

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

COMMITTEE ON HEALTH, EDUCATION, LABOR, AND PENSIONS

Mr. CORNYN. Mr. President, I ask unanimous consent that the Committee on Health, Education, Labor, and Pensions be authorized to meet during the session of the Senate on March 10, 2015, at 10 a.m., in room SD-430 of the Dirksen Senate Office Building to conduct a hearing entitled "Continuing America's Leadership in Medical Innovation for Patients."

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

SELECT COMMITTEE ON INTELLIGENCE

Mr. CORNYN. Mr. President, I ask unanimous consent that the Select Committee on Intelligence be authorized to meet during the session of the Senate on March 10, 2015, at 2:30 p.m.

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

SUBCOMMITTEE ON ANTITRUST, COMPETITION POLICY, AND CONSUMER RIGHTS

Mr. CORNYN. Mr. President, I ask unanimous consent that the Com-

mittee on the Judiciary, Subcommittee on Antitrust, Competition Policy, and Consumer Rights be authorized to meet during the session of the Senate on March 10, 2015, at 10 a.m., in room SD-226 of the Dirksen Senate Office Building, to conduct a hearing entitled "How Much For A Song?: The Antitrust Decrees that Govern the Market for Music."

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

SUBCOMMITTEE ON EMERGING THREATS AND CAPABILITIES

Mr. CORNYN. Mr. President, I ask unanimous consent that the Subcommittee on Emerging Threats and Capabilities of the Committee on Armed Services be authorized to meet during the session of the Senate on March 10, 2015, at 2:30 p.m.

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

SUBCOMMITTEE ON SECURITIES, INSURANCE, AND INVESTMENT

Mr. CORNYN. Mr. President, I ask unanimous consent that the Committee on Banking, Housing, and Urban Affairs Subcommittee on Securities, Insurance, and Investment be authorized to meet during the session of the Senate on March 10, 2015, at 10 a.m., to conduct a hearing entitled "Venture Exchange and Small Cap Companies."

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

PRIVILEGES OF THE FLOOR

Mr. GRASSLEY. Mr. President, I ask unanimous consent that the following staff members of the Judiciary Committee be granted floor privileges throughout the consideration of S. 178, the Justice for Victims of Trafficking Act: Tristan Dunford, Matt Piant, Arielle Giordano, Christopher Boden, and Mary Futcher.

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

Mr. CORNYN. Mr. President, I ask unanimous consent that floor privileges be granted to Steve Curtis, military fellow, with Senator BURR's office during the consideration of S. 178.

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

APPOINTMENT

The PRESIDING OFFICER. The Chair announces, on behalf of the majority leader, a clarification of the initial appointment rather than re-appointment, made on March 9, 2015, pursuant to Public Law 101-509, of the following individual to serve as a member of the Advisory Committee on the Records of Congress: Deborah Skaggs Speth of Kentucky.

EXPRESSING THE SENSE OF THE SENATE REGARDING THE COURAGEOUS WORK AND LIFE OF BORIS NEMTSOV

Mr. McCONNELL. Mr. President, I ask unanimous consent that the Com-

mittee on Foreign Relations be discharged from further consideration of and the Senate now proceed to the consideration of S. Res. 93.

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

The clerk will report the resolution by title.

The legislative clerk read as follows:

A resolution (S. Res. 93) expressing the sense of the Senate regarding the courageous work and life of Russian opposition leader Boris Nemtsov, and calling for a swift and transparent investigation into his tragic murder in Moscow on February 27, 2015.

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

Mr. McCONNELL. Mr. President, I ask unanimous consent that the resolution be agreed to, the preamble be agreed to, and the motions to reconsider be laid upon the table.

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

The resolution (S. Res. 93) was agreed to.

The preamble was agreed to.

(The resolution, with its preamble, is printed in the RECORD of March 2, 2015, under "Submitted Resolutions.")

ORDERS FOR WEDNESDAY, MARCH 11, 2015

Mr. McCONNELL. Mr. President, I ask unanimous consent that when the Senate completes its business today, it adjourn until 9:30 a.m., Wednesday, March 11; that following the prayer and pledge, the morning hour be deemed expired, the Journal of proceedings be approved to date, and the time for the two leaders be reserved for their use later in the day; that following leader remarks, the Senate be in a period of morning business for 1 hour, with Senators permitted to speak therein for up to 10 minutes each, and that the time be equally divided, with the Democrats controlling the first half and the majority controlling the final half; finally, that following morning business the Senate resume consideration of S. 178.

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

PROGRAM

Mr. McCONNELL. Mr. President, it is my hope the logjam on this bill, which seems to have developed today, will be broken tomorrow and that we can begin to consider amendments under a fair and open process, which is what we would like to do on this measure that came out of the Judiciary Committee unanimously.

Chairman GRASSLEY and Senator CORNYN have been here all day trying to work through amendments, and there are a number on our side in the queue and ready to go.