The House met at noon and was called to order by the Speaker.

PRAYER

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

Loving and gracious God of Mercy, we give You thanks for giving us another day.

In this single week, after a long campaign season, and before breaking once again for Thanksgiving, bless the Members of the people’s House with focus and purpose on the issues facing them.

We ask Your blessing as well on those newly elected who will be joining this assembly for the 115th Congress. May their transition into office be smooth and marked by the civility of democratic change of government which is the rightful pride of the United States of America.

Help us all to be grateful that we live in this country, and generous with the blessings and benefits derived from our citizenship.

May all that is done this day be for Your greater honor and glory.

Amen.

THE JOURNAL

The SPEAKER. The Chair has examined the Journal of the last day’s proceedings and announces to the House his approval thereof.

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

PLEDGE OF ALLEGIANCE

The SPEAKER. Will the gentleman from Arkansas (Mr. HILL) come forward and lead the House in the Pledge of Allegiance?

Mr. HILL led the Pledge of Allegiance as follows:

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

ANNOUNCEMENT BY THE SPEAKER

The SPEAKER. The Chair will entertain up to 15 requests for 1-minute speeches on each side of the aisle.

HONORING OUR VETERANS

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

Mr. WILSON of South Carolina. Mr. Speaker, on Friday, I was grateful to give the Republican Weekly Address to honor Veterans Day, where I spoke about how House Republicans, under the leadership of Speaker PAUL RYAN, are committed to providing our Nation’s veterans the highest quality of care.

As the son of a World War II Flying Tiger, a 31-year veteran myself, and the grateful dad of four sons who have served overseas in the global war on terrorism, I appreciate the positive work of House Republicans to reform the Department of Veterans Affairs.

Veterans Affairs Chairman JEFF MILLER has been a determined advocate for veterans and military families, leading efforts to modernize the VA and deliver 21st century health care.

The House has also passed a series of reforms to the VA itself. I look forward to working with President-elect Donald Trump, Vice President-elect Mike Pence, and Speaker PAUL RYAN, to create a positive change of culture at the VA to give veterans the care they deserve. Chairman JEFF MILLER would be an excellent choice for Secretary of Veterans Affairs.

In conclusion, God bless our troops, and may the President, by his actions, never forget September the 11th in the global war on terrorism.

CHICAGO CUBS

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

Mr. QUIGLEY. Mr. Speaker, in 1908, the Chicago Cubs won the World Series at West Side Park. To give you a little perspective how long ago that was, in the crowd you could find Civil War veterans. President Taft, however, was not in attendance that day.

During the Cubs’ 108-year drought, we have had two world wars, put a man on the moon, and survived Y2K. But after a historic seven-game series, I can finally say that my Chicago Cubs are champions once again.

I am enormously proud of the Chicago Cubs’ players and coaches, the entire management team, and the Ricketts family for unparalleled determination on the long, long road to a league-best regular season and a championship title.

Generations of loyal Cubs fans finally got to see their team win the series in what was, arguably, the best baseball game of all time. It was an honor for me to be in the stands that night, and then join millions of Chicagoans in celebrating the long-awaited return of the World Series trophy to the friendly confines of Wrigley Field.

The city and people of Chicago will be forever grateful to the 2016 Cubs for reminding us that nothing is impossible if you work hard, and never, ever, ever, ever, ever, give up.

Go Cubs.
leaves and the community that he serves.

Blair Anderson has served in law enforcement for the past 20 years. During his years of service, he has encountered many difficult and even dangerous situations. Most notable of those situations was the brutal attacks at the Crossroads Center Mall this past September.

The attack at the Crossroads Center Mall truly shook our community to the core, and it was the response of leading community members like Chief Anderson whose unwavering dedication to all of our residents allowed all of us to find peace in our daily lives again.

Now, more than ever, our community needs leaders like St. Cloud Police Chief Blair Anderson. It's a great honor to recognize him here today.

STOP CLIMATE CHANGE BEFORE IT IS TOO LATE

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

The attack at the Crossroads Center Mall truly shook our community to the core, and it was the response of leading community members like Chief Anderson whose unwavering dedication to all of our residents allowed all of us to find peace in our daily lives again.

Now, more than ever, our community needs leaders like St. Cloud Police Chief Blair Anderson. It’s a great honor to recognize him here today.

Mr. PALLONE. Mr. Speaker, according to his transition team, the President-elect’s administration will withdraw the United States from the Paris Agreement and scrap the Clean Power Plan because, they claim, it will increase energy bills without any measurable effect on Earth’s climate. This is dangerous, shortsighted, and completely inaccurate.

The United States took an important leadership role in making the Paris Agreement happen and should continue to help lead international efforts to combat climate change. The Clean Power Plan is an essential part of the U.S. keeping its end of the bargain.

If the President-elect’s administration follows through on its plans to abandon our commitments, the United States will continue to suffer from increasing sea level rise, more frequent and intense natural disasters like Superstorm Sandy, and longer periods of drought, as well as other effects. What it won’t do is save coal country jobs, something that the top Senate Republican pretty much admitted last week.

As President Obama said, the President-elect’s administration should carry on the tradition of honoring our international agreements, and I urge him to do so, to continue the efforts begun by President Obama to stop climate change before it is too late.

FOREST PARK ELEMENTARY SCHOOL

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

Mr. HILL. Mr. Speaker, I rise today to recognize Forest Park Elementary School for over 100 years of success in central Arkansas. Built in 1913, Forest Park offers a variety of educational clubs and experiences that support life skills and encourage teamwork, good sportsmanship and academic growth.

I loved my elementary school years at Forest Park, and I am happy that my children enjoyed a fine experience in those halls as well.

Located in the heart of Little Rock, Forest Park is led by Principal Theresa Courtney-Ketcher and serves 460 students in pre-K through fifth grade.

During the 2015-2016 school year, Forest Park was recognized as a National Blue Ribbon School of Excellence by the U.S. Department of Education. This school is consistently a top ranked elementary school in Arkansas. I would like to extend my congratulations to Principal Courtney-Ketcher, Forest Park Elementary and its faculty, and wish it much continued success in the generations to come.

POll: americans see liberal media bias

Mr. SMITH of Texas asked and was given permission to address the House for 1 minute and to revise and extend his remarks.

Mr. SMITH of Texas. Mr. Speaker, unfortunately, these last few months have demonstrated how far the national media will go to promote a liberal agenda. Polls continue to show Americans’ trust in the media is at all-time low. Instead of providing objective and fair coverage of the news, the media provided one-sided stories that further damaged their credibility.

A recent Suffolk University/USA Today poll found that, by a nearly 10-to-1 ratio, Americans believe that the major newspapers and TV stations favored the Democratic candidate for President over the Republican candidate. Americans of all political affiliations know that the national media strongly leans to the left. Unfortunately, it has leaned too far for too long and has fallen off the credibility cliff.

We need to remind the media of their profound obligation to provide the American people with the facts, not tell them what to think.

AMERICA’S HISTORIC VICTORY AT THE BALLOT BOX

Mr. BABIN asked and was given permission to address the House for 1 minute.

Mr. BABIN. Mr. Speaker, I rise today to congratulate President-elect Donald Trump, Vice President-elect Mike Pence, but most importantly, the American people on a historic victory at the ballot box.

Make no mistake, this election was a resounding rejection of the status quo in Washington, a revolution at the ballot box. The American people are sick and tired of open borders, runaway federal agencies, unconstitutional executive overreach and foreign policy, a sluggish economy, and a Federal Government that simply no longer listens to them.

Now, under President-elect Trump and a Republican Congress, we have the opportunity to change that and achieve bold new steps that will put America on the path to a more secure and prosperous country.

Mr. Speaker, the American people have spoken loud and clear, and it is now time that we turn this historic moment into action.

REMEMBERING DR. BILL LEHMANN

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

Mr. FARENTHOLD. Mr. Speaker, on Veterans Day, I attended Port Aransas High School Veterans Day ceremony honoring Port Aransas veterans. This year’s event was renamed to remember its founder, Dr. Bill Lehmann, who passed away earlier this year at 91.

During World War II, Dr. Lehmann served in the Army stateside, selling war bonds and working at a POW camp. After the war, he earned his master’s degree and Ph.D. in physics, and began a 30-year career in the Air Force Civil Service. He rose quickly in the ranks, becoming director of the Air Force Office of Scientific Research and, later, chief of the Air Force Weapons Laboratory, the first civilian to hold this job.

Lehmann focused his energy on community service when he retired in Port Aransas in 1992. He was an active member of the Port Aransas Rotary Club, where he was honored as Rotarian of the Year in 2013. He also founded the annual Veterans Day ceremony at the school in the early nineties, growing it from a small event to a gymnasium full of people packed with hundreds of veterans, students, and community members. Dr. Lehmann created a fantastic legacy that will impact the Port Aransas community for years to come.

To Dr. Lehmann and his family, and to all veterans, thank you for your service, and God bless you all.

APPLAUDING 2016 WORLD SERIES CHAMPIONS, THE CHICAGO CUBS

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

Mr. LAHOOD. Mr. Speaker, I rise today to applaud the 2016 World Series champions, the Chicago Cubs, and to congratulate back-to-back World Series MVP, Ben Zobrist.

As the switch-hitting, utility player for the Cubs, Zobrist played a crucial role in bringing his team to victory. At
the top of the 10th inning in Game 7 of the World Series, Zobrist roped an RBI double giving the Cubs the decisive run in the 8–7 victory that won their team its first World Series championship since 1908.

Ben Zobrist is a native of Eureka, Illinois, located in my congressional district. The four-sport Eureka High School athlete went on to play baseball at Dallas Baptist University before launching his major league career.

More than his talent is his character. In Major League Baseball, Zobrist has represented the sport with true midwestern values. Ben is both a devout man of faith and a family man devoted to his wife and three children. Ben Zobrist’s commitment to God, family, and baseball make him not just a hero for his hometown of Eureka, Illinois, but a man that all of America can respect and admire.

ANNOUNCEMENT BY THE SPEAKER
PRO TEMPORE

The SPEAKER pro tempore (Mr. RIBBLE). Pursuant to clause 8 of rule XX, the Chair will postpone further proceedings on motions to suspend the rules on which a recorded vote or the yeas and nays are ordered, on or which the vote incurs objection under clause 6 of rule XX.

Record votes on postponed questions will be taken later.

URGING RESPECT FOR THE CONSTITUTION OF THE DEMOCRATIC REPUBLIC OF THE CONGO

Mr. ROYCE. Mr. Speaker, I move to suspend the rules and agree to the resolution (H. Res. 780) urging respect for the constitution of the Democratic Republic of the Congo in the democratic transition of power in 2016, as amended. The Clerk read the title of the resolution.

The text of the resolution is as follows:

H. Res. 780

Whereas, given its size, location, and diverse economy, the United States has deep interests in the democratic stability of the Democratic Republic of the Congo (DRC);

Whereas, from 1996 to 2006, more than 3,000,000 people died in the DRC as a result of internal and regional wars, and significant violence persists in the Eastern Congo;

Whereas a root cause of these conflicts was the Democratic Republic of the Congo's corrupt regime of President Mobutu Sese Seko;

Whereas in 2002 the United States, working with African and European partners, helped facilitate a transition to power that yielded a democratic transition and free elections under a new constitution limiting the President to two terms by an unamendable provision and for the President of the Senate to assume power temporarily until elections can be held once a Presidential vacancy is declared;

Whereas, on May 15, 2015, Joseph Kabila was elected President in what was widely viewed as a free and fair election, but many respected international observers concluded that his 2011 election was not credible;

Whereas President Kabila’s second term will end on December 19, 2016, after which his government can no longer be considered the constitutionally legitimate representative of the Congolese people;

Whereas President Kabila has yet to declare unambiguously that he will step down at the end of his term, as required by the constitution, causing growing political tension, unrest, and violence across the country;

Whereas during the summer of 2014, President Kabila tried unsuccessfully to persuade parliament to change the constitution to permit him to remain in power even after his term expires on December 19, 2016, and subsequently attempted to pass a law requiring a multiyear census in advance of the Presidential election—an effort that was dropped in January 2015 after mass demonstrations in which Kabila’s security forces killed at least 42 people and arbitrarily jailed hundreds;

Whereas since January 2015, in further steps to undermine democratic processes and institutions, Congolese security and intelligence officials have clamped down on peaceful activists, political leaders, and others who oppose President Kabila’s effort to stay in power, with the constitutionally mandated two-term limit;

Whereas since January 2015 President Kabila has continually used administrative, technical, and political means to delay the Presidential election (including an overloaded, unfeasible multielection calendar, failure to update the national voter roll, and release authorized election budgets, abruptly implementing the division of the country’s provinces, and having his “Independent National Election Commission” recently declare that it will take 16 months to update the voter roll);

Whereas the broad national dialogue convened by President Kabila is being used as another means of justifying a delay of the scheduled November 2016 elections despite the widespread withdrawal of participation by opposition parties and church leaders;

Whereas President Obama spoke with President Kabila on March 15, 2015, and “emphasized the importance of timely, credible, and peaceful elections that respect the DRC’s constitution and protect the rights of all DRC citizens”;

Whereas President Kabila is calling for a broad national dialogue that could be used to confuse the election issue and serve as yet another means of delaying the scheduled November 2016 elections;

Whereas international and domestic human rights groups continually report on the worsening of the situation with regard to human rights in the DRC, including the use of excessive force against peaceful demonstrators and an increase in politically motivated trials and the United Nations Organization Stabilization Mission in the Democratic Republic of the Congo (MONUSCO) has registered more than 260 human rights violations, mainly against political opponents, civil society, and journalists during the past year;

Whereas the DRC retains a relatively vibrant civil society that is exerting pressure on the government, and at risk of being stampeded out due to government repression consistent with President Kabila’s attempt to remain in power;

Whereas leaders of Congo’s main opposition parties, nongovernmental organizations, and predominance youth movements called on Congolese citizens to stay home from the polls on November 26, 2016, for “Ville Morte (Dead City Day)” largely to protest against delays in organizing Presidential elections;

Whereas the strike was largely successful in major Congolese cities despite government detentions and threats;

Whereas, on March 10, 2016, the European Union Parliament adopted a resolution that urged the European Union to “use all its diplomatic and economic tools” in favor of dialogue with the constitutionally legitimate representative of the DRC and invited African Union member states to also become engaged in the effort to advance this goal;

Whereas the European Union Parliament resolution also called upon the European Union “to consider imposing targeted sanctions, including travel bans and asset freezes, so as to help prevent further violence”;

Whereas, on March 30, 2015, the United Nations Security Council unanimously adopted Resolution 2277, expressing concern about “delays in the Presidential election” and “increased restriction of the political space in the DRC” and calling for “ensuring the successful and timely holding” of Presidential and legislative elections “in accordance with the Constitution”; and

Whereas, on June 23, 2016, the U.S. Department of the Treasury’s Office of Foreign Assets Control sanctioned General Celestin Kanyama of the Congolese National Police for his role in targeting of civilian protestors;

Whereas, on September 28, 2016, the U.S. Department of the Treasury’s Office of Foreign Assets Control sanctioned Major General Abel Amisi Kumba and General John Numbi for leading an armed group that has threatened the stability of the DRC and violently suppressing political opposition, respectively;

Whereas the DRC’s Independent National Electoral Commission and the Constitutional Court have validated the indefinite postponement of the scheduled November 2016 elections; and

Whereas the Kabila government has stated that the elections may now take place as late as January 2017, potentially mandating as two years: Now, therefore, be it

Resolved, That—

(1) under Executive Order 13412, as amended by Executive Order 13671, in coordination to the maximum extent possible with its African and European partners, the United States should impose economic sanctions on government officials of the Democratic Republic of the Congo (DRC) who impede progress toward a peaceful democratic transition through credible elections that respect the will of the people of the DRC;

(2) sanctions should target core figures in the government of President Kabila for visa denial and asset freezes because of actions that “undermine democratic processes or institutions”; and

(3) economic and security assistance provided to the DRC government should be reviewed for possible termination, while preserving other, particularly humanitarian, assistance through nongovernmental and international organizations, and future international financial institution assistance to the DRC until the election crisis is resolved;

(4) the President should lift sanctions only when the President determines that—

(A) President Kabila has unequivocally and publicly declared that, in accordance with the constitution, he will not remain in power once his term ends on December 19, 2016, has made verifiable progress on the ground toward holding timely free and fair national elections in accordance with the constitution, and has demonstrably opened the necessary political space for the opposition and civil society; or

(B) the DRC has held a free and fair Presidential election as provided by the constitution and a new President has been sworn in;
(5) If President Kabila’s government meets the condition specified in paragraph (4)(A), the United States should join other donors in helping to support election preparedness, including voter registration and supporting a level playing field for campaign activities by diverse political parties;

(6) The United States Government should support DRC civil society organizations and media to more effectively monitor efforts to undermine democracy and governance;

(7) The United States Government should use authorities under subchapter II of chapter 53 of title 31, United States Code, chapter X of title 31, Code of Federal Regulations, and the title 18, United States Code, to investigate and target money laundering activities, specifically related to the diversion of proceeds of corruption, by key figures close to President Kabila;

(8) These authorities should be employed to target the financial institutions facilitating money laundering by these figures as well as to pressure the jurisdictions in which they are located to monitor this activity and take enforcement action as appropriate; and

(9) The United States should coordinate these Western nations and African partners, including through other financial intelligence units.

The SPEAKER pro tempore. Pursuant to the rule, the gentleman from California (Mr. ROYCE) and the gentleman from New York (Mr. ENGEL), each will control 20 minutes.

The Chair recognizes the gentleman from California.

GENERAL LEAVE

Mr. ROYCE. Mr. Speaker, I ask unanimous consent that all Members may have 5 legislative days to revise and extend their remarks and to include extraneous material.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from California?

There was no objection. Mr. ROYCE. Mr. Speaker, I yield myself such time as I may consume.

Mr. Speaker, I rise in strong support of H. Res. 780. I would like to recognize Chairman ROYCE and Ranking Member BASS of the Africa, Global Health, Global Human Rights, and International Organizations Subcommittee for their continued focus on the continuing crisis in the Democratic Republic of the Congo, and I would like to recognize our ranking member, Mr. ELIOT ENGEL, as well, because, Mr. Speaker, Congo is facing a constitutional crisis that is putting lives and regional stability at risk.

I have been to the Congo on three occasions, most recently last year, and we have pressed this issue repeatedly, and sadly, Congo, having historically suffered some of the world’s longest and most brutal wars, is all too familiar with violence. Now, while the Congolese people are trying to chart a new path for their country, government leaders are maneuvering to maintain their grip on power in violation of the country’s constitution.

Congo’s constitution is very clear—the term of power must happen on December 19 of this year and the President is limited there to two terms. But President Kabila—in power now for over 15 years—is stonewalling the election process to get around the constitution. Allowing this crooked plan to proceed without any consequences would set a terrible precedent for democracy and governance throughout the region.

President Kabila has shown that he is willing to carry out this plan by any means necessary. Anyone who interferes—opposition figures, human rights leaders, peaceful protesters, civil society, the media—risk arbitrary arrest, and they risk death. More than 50 people were killed in a 2-day government crackdown in September.

But throughout, the Congolese people have made it clear that they want elections—with the vast majority of Congo opposed to amending the constitution to allow Mr. Kabila to extend his term. They are determined to express their will at the ballot box. This resolution puts the House on record supporting the Congolese people in their desire for a peaceful political transition.

Mr. Speaker, the House is considering this resolution at a very crucial time. If no clear plan is established for a peaceful transition of power in the coming weeks, analysts fear wide scale instability and violence. We are already seeing that instability today, and that is threatening to send the international investment that has recently returned to the country away.

The Obama administration has recognized the severity of this crisis, establishing an executive order which targets those DRC leaders who impede the democratic transition with sanctions. This resolution welcomes those sanctions, but also encourages the administration to look at other sanctionable offenses like corruption and money laundering.

The political elites in Congo have long pillaged the country’s vast natural resources for personal enrichment. Putting that wealth at risk might make them think twice about also undermining democracy. That is the kind of leverage that this resolution intends to encourage.

Moreover, the resolution recommends that assistance which is non-humanitarian—we want the humanitarian assistance to continue, but non-humanitarian assistance could potentially be cut if the Congolese Government does not allow democracy to move forward. The U.S. needs to use any and all leverage it has to use this opportunity to push for timely elections in the Democratic Republic of the Congo.

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

As a result of your having consulted with the Committee on Financial Services concerning provisions in the measure that fall within our Rule X jurisdiction, I agree to forego consideration of H. Res. 780 at this time, so that it may proceed expeditiously to the House Floor. The Committee on Financial Services takes this action with our mutual understanding that, by foregoing consideration of H. Res. 780 at this time, we do not waive any jurisdiction over the subject matter contained in this or similar legislation, and that our Committee will be appropriately consulted and involved as this or a similar measure moves forward so that we may address any remaining issues that fall within our Rule X jurisdiction.

Finally, I would appreciate your response to this letter confirming this understanding with respect to H. Res. 780 and would ask that a copy of our exchange of letters on this matter be placed in the Congressional Record during floor consideration thereof.

Sincerely,

JEB HENSARLING,
Chairman.

DEAR CHAIRMAN HENSARLING:

Thank you for consulting with the Foreign Affairs Committee and agreeing to be discharged from further consideration of House Resolution 780, urging respect for the constitution of the Democratic Republic of the Congo, so that the measure may proceed expeditiously to the House floor.

I agree that your foregoing further action on this measure does not in any way diminish or alter the jurisdiction of your committee or prejudice its recommendations on this resolution or similar legislation in the future.

I will seek to place our letters on H. Res. 780 into the Congressional Record during floor consideration of the resolution. I appreciate your cooperation regarding this legislation and look forward to continuing to work together as the measure moves through the legislative process.

Sincerely,

EDWARD R. ROYCE,
Chairman.

DEAR CHAIRMAN ROYCE:

I write with respect to H. Res. 780, a resolution urging respect for the constitution of the Democratic Republic of the Congo in the democratic transition. The resolution was referred to the Committee on Foreign Affairs and in addition to the Committee on the Judiciary and the Committee on Financial Services. As a result of your having consulted with us on provisions within H. Res. 780 that fall within the Rule X jurisdiction of the Committee on the Judiciary, I agree to discharge our committee from further consideration of this resolution so that it may proceed expeditiously to the House floor for consideration.

The Judiciary Committee takes this action with our mutual understanding that by foregoing consideration of H. Res. 780 at this time, we do not waive any jurisdiction over the subject matter contained in this or similar legislation and that our committee will be appropriately consulted and involved as this
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resolution or similar legislation moves forward so that we may address any remaining issues in our jurisdiction.

I would appreciate a response to this letter confirming this understanding with respect to H. Res. 780 and would ask that a copy of our exchange of letters on this matter be included in the Congressional Record during floor consideration of H. Res. 780.

Sincerely,

BOB GOODLATTE
Chairman.

HOUSE OF REPRESENTATIVES,
COMMITTEE ON FOREIGN AFFAIRS,
WASHINGTON, DC, November 14, 2016.

Hon. BOB GOODLATTE,
Chairman, Committee on the Judiciary,
Washington, DC.

Dear Chairman Goodlatte:

Thank you for consulting with the Foreign Affairs Committee and agreeing to be discharged from further consideration of House Resolution 780, urging respect for the constitution of the Democratic Republic of the Congo, so that the measure may proceed expeditiously to the House floor.

I appreciate your cooperation on this measure does not in any way diminish or alter the jurisdiction of your committee, or prejudice its jurisdictional prerogatives on this resolution or similar legislation in the future.

I will seek to place our letters on H. Res. 780 in the Congressional Record during floor consideration of the resolution. I appreciate your cooperation regarding this legislation and look forward to continuing to work together as this measure moves through the legislative process.

Sincerely,

EDWARD R. ROYCE
Chairman.

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

Mr. Speaker, I rise in support of this measure.

Let me start by thanking our chairman of the Judiciary Committee, Mr. ROYCE, for his leadership. I had the good occasion to travel with him to Congo last year, and we pushed very, very hard on the fact that we believe democracy needs to be carried out there.

In fact, the President of Congo, who is running for an unprecedented third term, which he is not supposed to do according to their Constitution, opted not to see us because he was angry at the fact that we came to Congo and spoke out so heavily, with one voice I might say, for democratic reforms. That has been the tradition of the Foreign Affairs Committee during the time that Chairman Royce has been chairman and I have been ranking member, with one voice on most things, and we are more effective that way.

I think that foreign policy, especially, should be bipartisan and partisan should stop at the water’s edge. So we, personally, the two of us and the colleagues that came with us on the trip, drove that message home to the President of Congo. We met with the Prime Minister, and we didn’t mince our words.

So I want to thank Chairman Royce for his leadership. I want to thank the chair and ranking member of the Africa, Global Health, Global Human Rights, and International Organizations Subcommittee, Mr. SMITH of New Jersey, and Ms. Bass of California for her hard work in bringing this measure to the floor.

As I mentioned before, Mr. Speaker, in recent months in the Democratic Republic of the Congo have faced an increasingly violent crackdown at the hands of armed authorities. These people are protesting, again, the illegal third-term grab by the President of Congo. Citizens have been subjected to arbitrary arrest, and civil society groups are finding it harder and harder to operate. In just over a month, when President Joseph Kabila’s term expires, I fear that this instability will grow even worse.

We want to see democracy thrive and the constitution prevail in the DRC, but we know forces are hard at work to tear that country’s democracy down. This resolution sends a message that the United States is watching this situation closely and very underright democracy in the Democratic Republic of the Congo won’t get a free pass from us.

This measure calls for U.S. sanctions on core government and opposition officials who hinder democratic processes or stand in the way of progress toward a peaceful democratic transition. It calls for sanctions to remain in place until President Kabila declares he will abide by the constitution and step down on December 20, 2017. As long as there is verifiable progress toward holding a free and fair election and until the opposition and civil society groups are free to operate without interference.

Lastly, this resolution requests that our government support civil society groups and the media so that the DRC citizens and the world have a clear picture of democracy and governance.

I am glad to support this timely resolution.

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

Mr. ROYCE. Mr. Speaker, I yield 4 minutes to the gentleman from New Jersey (Mr. SMITH), chairman of the Subcommittee on Africa, Global Health, Global Human Rights, and International Organizations, and author of this resolution.

Mr. SMITH of New Jersey. Mr. Speaker, I want to thank my good friend and colleague, the distinguished chairman of the Foreign Affairs Committee, Mr. ROYCE; Ranking Member ELIOT ENGEL; and Ms. Bass, who is the ranking member on the Africa, Global Health, Global Human Rights, and International Organizations Subcommittee, for their strong support for this legislation. H. Res. 780, which seeks to avoid a looming crisis in the Democratic Republic of the Congo, or DRC, by urging respect for the constitution of that country in a peaceful, democratic transition of power.

Mr. Speaker, on November 19—just days from now—the DRC was supposed to hold elections for President and the Parliament. However, after stalling on election preparations for more than a year, the government of President Kabila has used a constitutional loophole to extend his rule despite the opposition of not only political opponents but also his country’s citizens.

In recent polls done in partnership with the Congo Research Group at New York University, President Kabila had less than 8 percent support among his people. U.S. officials believe that he has lost even more support in the months since that poll was taken.

Mr. Speaker, from 1996 to 2006, more than 3 million people died in the DRC, more than 4 million were internally displaced as a result of internal and regional wars, and significant violence persists in eastern Congo today—a place that I have visited. There are now widespread fears that opposition to the extension of Kabila’s rule will spark demonstrations that will be met by violence by a government determined to maintain its power.

We are facing the real danger that the DRC—a nation that borders on nine of its neighbors and which makes vital contributions to the global economy—could be thrown into a level of chaos that will have a huge impact, not just within its borders but far beyond its borders as well.

President Kabila continues to make every effort to maintain power, even sending delegations abroad to mislead foreign governments on his intention to hold elections at the earliest possible date. His emissaries told us in September that the scheduled 2016 elections could be held in the summer of 2017 as a result of national dialogue. However, Kabila manipulated this dialogue, which was boycotted by the genuine political opposition, civil society, and DRC’s churches. The eventual conclusion, if this can be believed, was that the elections would be held in late 2018, about 2 years from now.

In the meantime, however, the President, which prevents Kabila from running for a third term or changing the constitution to achieve that goal, will be broken if he manages to extend his rule. Even as he interprets the constitution to allow him to continue in office, the constitution makes no provision for parliament to continue to operate. So when the current DRC Government mandate expires on December 19, President Kabila will rule his country with no checks or balances from a legislative body.

H. Res. 780 acknowledges the various efforts to frustrate DRC’s constitution and democratic process and calls for the Obama administration to levy targeted sanctions on government officials who have acted to prevent free and fair elections from taking place.

The administration has placed some sanctions on some officials, but the pace and scope of sanctions need to match the urgency of the approaching electoral crisis. The leadership of the Foreign Relations Committee, the Africa, Global Health, Global Human...
Mr. ENGEL. Mr. Speaker, I yield 3 minutes to the gentleman from California (Ms. BASS), the ranking member of the Africa, Global Health, Global Human Rights, and International Organizations Subcommittee.

Ms. BASS. Mr. Speaker, let me thank my colleagues—Mr. SMITH, Mr. ROYCE, and Mr. ENGEL—for their leadership on this resolution.

I rise in strong support of H. Res. 780, urging respect for the constitution of the Democratic Republic of the Congo in its democratic transition of power in 2016.

Simply stated, the resolution calls for the United States' President to use targeted sanctions to address the blatant disrespect for the people in the constitution of the Democratic Republic of the Congo, as evidenced by the current President of that country, Joseph Kabila. By supporting this critical resolution, we are helping to support the constitutional rights of the citizens of the DRC.

This massive and extraordinarily mineral-rich country is home to approximately 80 million people. Were it not for the consistent absence of democratic and economic good governance, this beautiful country would serve more fittingly as the economic center of gravity for sub-Saharan Africa’s Central Africa region, as opposed to being seen at the center of political impurity, increasing human rights concerns, and predictable intraregional tensions.

The violence of the last decade has adversely affected not only the economically dynamic and creative culture of the DRC, but arguably affected those countries in the immediate region, such as South Sudan, the Republic of the Congo, the Central African Republic, Rwanda, and Burundi. Despite a long history of authoritarian leadership of President Mobutu, a regime, unfortunately, that we supported, the majority of the people of the DRC support a growing and empowered civil society.

Over the past year, the country’s expanding civil society successfully orchestrated a series of civic actions in support of constitutionally mandated elections scheduled for this December. For his part, President Kabila has used the past year to attempt, systematized, to undermine the persistent efforts of civil society and opposition parties in support of presidential elections.

While President Kabila’s intention is to secure an extension of his presidential term and delay scheduled elections, the purpose of the resolution is to help prevent the impunity demonstrated by President Kabila and some DRC officials. The resolution calls for the President, working with African and European partners, to use Executive authorities, to deny visas, freeze assets of the implicated officials, and monitor economic and security assistance for the country until the election crisis is resolved. H. Res. 780 is a critical piece of legislation drafted to address a crucial situation in the DRC.

Once again, I thank the subcommittee chairman, CHRIS SMITH, for his leadership on this issue.

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

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

In closing, the situation simmering right now in the Democratic Republic of the Congo is such a good example of why the United States must not retreat from our role on the world stage. This is a situation that doesn’t touch most Americans directly, so why should we be focused on it, some might wonder. Because any time and anywhere there is conflict, it makes the world a little less safe, it makes regions a little less stable, and it makes populations a little more vulnerable.

Standing up for democracy in the Democratic Republic of the Congo—or any place else, for that matter—isn’t just good for the people of that country, it is good for all of us. It helps advance American values and American interests. We believe in democracy. And it helps when other countries practice what they preach.

So when people on the ground are fighting for democracy, demanding transparency of their leaders, and trying to make their societies more open and inclusive, standing by and letting them have their backs, and it is what we should be doing. That is what the U.S. does. That is what our values demand. That is what it means to be the global standard bearer for freedom and democracy.

I am glad to support this measure. I again thank Chairman ROYCE for his leadership. Mr. SMITH, and Ms. BASS, I urge all Members to do the same.

I yield back the balance of my time.

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

I want to thank Representative SMITH for introducing this important measure and for being a longtime champion on African issues.

I again want to thank Mr. ELIOT ENGEL for his forceful communication when we were in Congo on that issue. Frankly, we have had the opportunity to talk to Joseph Kabila in the past. He wouldn’t meet with us on this trip, although we were able to meet with the other representatives of the government, as Mr. ENGEL has laid out. But if I could talk to Joseph Kabila, what I would share with him is that we should not forget that Nelson Mandela made that decision himself to step down after a single term—after a single term—despite his immense popularity as President. And far from ending his career, his decision represented a transition toward continentwide public service. He became the mediator in African conflicts. He became a prominent voice on health and other issues.

Mr. Speaker, you have seen this as well.

I think that President Mandela’s choice to step down as much as his personal struggle, the personal struggle that Nelson Mandela went through, the combination of those two factors is what allowed him to continue to exert strong moral and diplomatic influence not only in his home country, but across Africa and across the world. If Joseph Kabila would reflect on that by way of example—because, tragically, too many leaders around this globe have failed to heed the wisdom of Nelson Mandela and other staged statesmen. But in this country we go back to George Washington—the result of heeding that, the result of violating the law in one’s country, the result of clinging on to power when the constitution says no and canceling elections when the constitution calls for those elections, is to result in negative consequences not just for the government and the people, but, frankly, negative consequences for their own standing as human beings as well.

So there is that possibility for President Kabila to move forward, to do the right thing. That is what we call upon him to do. That is our request. It is not too late for President Kabila and the Democratic Republic of the Congo to change course. This resolution supports those seeking an orderly transfer of power in this important country on the African continent.

I yield back the balance of my time.

Ms. JACKSON LEE. Mr. Speaker, I rise in support of H. Res. 780, "Urging Respect for the Constitution of the Democratic Republic of Congo in the Democratic Transition of Power in 2016."

H. Res. 780 encourages the United States Government to impose sanctions on government officials of the Democratic Republic of Congo who continue to violate the civil rights of the Congolese people. The right to free and fair elections is a crucial element of any democracy.

When the right to vote is curtailed, democracy cannot flourish.

The constitution of the Democratic Republic of Congo, guarantees to its citizens the right to vote and the right to choose their leaders in a free and open election.

The current president of the DRC, Joseph Kabila, succeeded his father in 2001, following his assassination.

The highest court in the nation determined that if elections are delayed then President Kabila could remain in power until December, 2016.

Unable to constitutionally seek a third term, President Kabila and his officials are delaying

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elections, citing financial problems, as a way to retain power.

His decision not to hold elections has led to political turmoil, violence and the death of dozens of people.

Human Rights Watch reported that at least 44 people have died during political demonstrations.

The Constitution was adopted to avoid the troubling onslaught of violence occurring in the Democratic Republic of Congo, which, in its 56 years since independence, has never experienced a peaceful transition of power.

Wherever there is a threat to freedom and democracy, it is the tradition of the United States to assist, to the furthest possible extent, freedom loving people in achieving their democratic aspirations.

President Joseph Kabila and other government officials have violated the rights of the Congolese people, and the law of the Democratic Republic of Congo.

For these reasons, I support the sanctions taken by the Administration to correct these violations, and I support H. Res. 780.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from California (Mr. ROYCE) that the House suspend the rules and agree to the resolution, H. Res. 780, as amended.

The question was taken.

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX, further proceedings on this motion will be postponed.

WOMEN, PEACE, AND SECURITY ACT OF 2016

Mr. ROYCE. Mr. Speaker, I move to suspend the rules and pass the bill (H.R. 5332) to provide that the United States promotes the meaningful participation of women in mediation and negotiations processes seeking to prevent, mitigate, or resolve violent conflict, as amended.

The Clerk read the title of the bill.

The text of the bill is as follows:

H.R. 5332

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 “Women, Peace, and Security Act of 2016”.

SEC. 2. FINDINGS. Congress finds the following:

(a) Requirement.—Not later than October 1, 2017, October 1, 2022, and October 1, 2027, the President, in consultation with the heads of the relevant Federal departments and agencies, shall submit to the appropriate congressional committees and make publicly available a single government-wide strategy, to be known as the Women, Peace, and Security Strategy, that provides a detailed description of how the United States intends to fulfill the policy objectives in section 4. The strategy shall—

(1) support and be aligned with plans developed by other countries to improve the meaningful participation of women in peace and security processes, conflict prevention, peace building, and decision-making processes; and

SEC. 5. UNITED STATES STRATEGY TO PROMOTE THE PARTICIPATION OF WOMEN IN CONFLICT PREVENTION AND PEACE BUILDING.

SEC. 6. TRAINING REQUIREMENTS REGARDING THE PARTICIPATION OF WOMEN IN CONFLICT PREVENTION AND PEACE BUILDING.

(a) Foreign Service.—The Secretary of State, in conjunction with the Administrators of the United States Agency for International Development, shall ensure that all appropriate personnel (including special envoys, members of mediation or negotiation teams, and representatives of relevant government agencies, commercial organizations, or nongovernmental organizations) have the skills and abilities required to support the meaningful participation of women in peace and security processes, conflict prevention, peace building, and decision-making processes; and

(2) expand and apply gender analysis to improve program design and targeting; and

(8) conduct assessments that include the perspectives of women before implementing any new initiatives in the context of peace negotiations, transitional justice and accountability, efforts to counter violent extremism, or security sector reform.
considered to be at risk of, undergoing, or emerging from violent conflict obtain training, as appropriate, in the following areas, each of which shall include a focus on women and ensuring meaningful participation by women: (1) Conflict prevention, mitigation, and resolution; (2) Protecting civilians from violence, exploitation, and trafficking in persons; (3) International human rights law and international humanitarian law; (b) DEPARTMENT OF DEFENSE.—The Secretary of Defense shall ensure that relevant personnel receive training, as appropriate, in the following areas: (1) Training in conflict prevention, peace processes, mitigation, resolution, and security sector development that specifically addresses the importance of meaningful participation by women; (2) Gender considerations and meaningful participation by women, including training regarding— (A) international human rights law and international humanitarian law, as relevant; and (B) protecting civilians from violence, exploitation, and trafficking in persons. (3) Effective strategies and best practices for ensuring meaningful participation by women.

SEC. 7. CONSULTATION AND COLLABORATION. (a) The Secretary of State and the Administrator of the United States Agency for International Development shall establish guidelines for overseas United States personnel to engage in international peacekeeping operations, and should promote training that provides international peacekeeping personnel with the substantive knowledge and skills needed to ensure effective physical security and meaningful participatory role of women in conflict prevention and peace building. (b) FREQUENCY AND SCOPE.—The consultations required under subsection (a) shall take place regularly and include a range and representative sample of stakeholders, including local women, youth, ethnic and religious minorities, and other politically under-represented or marginalized populations. (c) COLLABORATION AND COORDINATION.—The Secretary of State shall work with international, regional, national, and local organizations to ensure the meaningful participation of women in international peacekeeping operations, and promote training that provides international peacekeeping personnel with the substantive knowledge and skills needed to ensure effective physical security and meaningful participation of women in conflict prevention and peace building. (d) REPORT ON WOMEN, PEACE, AND SECURITY INITIATIVES.—Not later than two years after the date of the submission of each strategy required under section 5, the President shall submit to the appropriate congressional committees a report that— (1) summarizes and evaluates the implementation of such strategy and the impact of United States diplomatic efforts and foreign assistance programs, projects, and activities to promote the meaningful participation of women; (2) describes the nature and extent of the coordination among the relevant Federal departments and agencies on the implementation of such strategy; (3) outlines the monitoring and evaluation tools, mechanisms, and common indicators to assess progress made on the policy objectives in section 4; and (4) describes the existing, enhanced, and newly established training carried out pursuant to section 6; and (e) the guidelines established for overseas United States personnel to engage in consultations with stakeholders, pursuant to section 7. (b) REPORT ON WOMEN, PEACE, AND SECURITY INITIATIVES.—Not later than two years after the date of the submission of each strategy required under section 5, the President shall submit to the appropriate congressional committees a report that— (1) summarizes and evaluates the implementation of such strategy and the impact of United States diplomatic efforts and foreign assistance programs, projects, and activities to promote the meaningful participation of women; (2) describes the nature and extent of the coordination among the relevant Federal departments and agencies on the implementation of such strategy; (3) outlines the monitoring and evaluation tools, mechanisms, and common indicators to assess progress made on the policy objectives in section 4; and (4) describes the existing, enhanced, and newly established training carried out pursuant to section 6.

SEC. 8. REPORTS TO CONGRESS. (a) BRIEFING.—The Secretary of State, in conjunction with the Administrator of the United States Agency for International Development and the Secretary of Defense, shall brief the appropriate congressional committees, not later than one year after the date of the first submission of a strategy required under section 5, on— (1) existing, enhanced, and newly established training carried out pursuant to section 6; and (2) the guidelines established for overseas United States personnel to engage in consultations with stakeholders, pursuant to section 7. (b) REPORT ON WOMEN, PEACE, AND SECURITY INITIATIVES.—Not later than two years after the date of the submission of each strategy required under section 5, the President shall submit to the appropriate congressional committees a report that— (1) summarizes and evaluates the implementation of such strategy and the impact of United States diplomatic efforts and foreign assistance programs, projects, and activities to promote the meaningful participation of women; (2) describes the nature and extent of the coordination among the relevant Federal departments and agencies on the implementation of such strategy; (3) outlines the monitoring and evaluation tools, mechanisms, and common indicators to assess progress made on the policy objectives in section 4; and (4) describes the existing, enhanced, and newly established training carried out pursuant to section 6.

SEC. 9. DEFINITIONS. (a) The term “international development” means— (1) training in conflict prevention, peace processes, mitigation, resolution, and security sector development that specifically addresses the importance of meaningful participation by women; (2) Gender considerations and meaningful participation by women, including training regarding— (A) international human rights law and international humanitarian law, as relevant; and (B) protecting civilians from violence, exploitation, and trafficking in persons.

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

Mr. Speaker, I rise in support of this measure. This is the Women, Peace, and Security Act of 2016. It is H.R. 5332. I want to recognize Representative KRISTI NOEM and Representative JAN SCHAKOWSKY for their bipartisan leadership on this measure and, of course, Ranking Member ENGMAN for his important work on it.

Earlier this year, the Foreign Affairs Committee held a hearing. This was part of our series on women in foreign affairs, where we heard powerful testimony about the importance of including women in peace processes around the world. We heard from those who had been engaged, including the powerful voice of one who had helped bring about the peace process in Northern Ireland.

It may seem obvious that women should have a meaningful role in representing their communities as a matter of right—they make up half of the population. And what negotiation, what agreement, can claim to represent women if their participation is barred.

Our hearing also emphasized another fact, and that is why women’s participation in peace processes is important if we care about the likelihood of the success of that process. Simply put, when women are at the negotiating table, peace is more likely.

Why would that be? Because research shows that a peace agreement is more likely to last and be more likely to last at least 15 years—when women are involved. When you consider that historically half of all peace agreements fail—and they fail within the first 5 years—women’s involvement becomes imperative. Think about the lives saved and the economies maintained by a 35 percent decrease in repeated conflicts.

Mr. Speaker, from Liberia to Northern Ireland, we have watched women play pivotal roles in that effort of reaching out to governments, lobbying governments, impressing the combatants, and pushing politicians to end a conflict.

Women peacemakers often press warring parties to move beyond mere power-sharing agreements that benefit only a small percentage of fighters and, instead, shift that ground, debate, and reach a comprehensive and longer term accord, and reach those accords that benefit the full civilian population as a whole. Once an agreement is reached, these women can play a critical role in building support by communities, and that is why the legislation before us today is so important. This bill recognizes the fact that it is in our
national interest to promote women's participation in resolving conflicts globally, and it requires a government-wide strategy—an effort—to advance this goal.

In 2011, the administration issued a National Action Plan on Women, Peace, and Security. Recently, it published its update, H.R. 5332. This bill, which is the result of our work and the result of the authors' work, builds on this effort by requiring specific goals and benchmarks for women's participation, along with regular reporting to Congress so as to gauge progress. The bill also requires that appropriate State Department and USAID and Defense Department personnel receive training on how to facilitate women's participation in conflict resolution, in security initiatives, and in efforts to protect civilians from violence and exploitation. Then it pushes this concept and gets them into the effort to do so. I urge all Members to support its passage.

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

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

Mr. ENGEL. Mr. Speaker, I yield my time.

It has been nearly 5 years, Mr. Speaker, since the Obama administration unveiled the National Action Plan on Women, Peace, and Security. The idea at the center of the strategy is the importance of women in their helping to create stability and resolve conflicts. Thanks to the administration's efforts, the U.S. has worked to include women in conflict prevention, negotiation, and resolution. We have promoted efforts to enhance the physical and economic security of women around the world, and we have sought to break through the barriers that have stopped women from being full participants in peace processes. We haven't taken these steps on a hunch. Research has shown that peace negotiations are more likely to succeed when women have influential positions in the negotiation process.

The bill we are considering would make these policies permanent. It would build on what the Obama administration has accomplished by making sure State Department, USAID, and Pentagon personnel are fully trained on the unique strengths that women bring to conflict prevention and resolution. It would also require annual reporting so that Congress can stay apprised of these efforts. I think making this strategy permanent is absolutely imperative. After all, even though the administration and bipartisan leadership in Congress have seen the value of this approach, we have no idea how future administrations and Presidents and Congresses will view women or if they will fully appreciate how women's participation can make our foreign policies stronger.

I am pleased to support this measure, and I urge all of my colleagues to do the same.

Mr. Speaker, I reserve the balance of my time.
Mr. Speaker. I rise in support of H.R. 5732, the Women, Peace, and Security Act.

First, I thank my partner in this effort, Congresswoman Kristi Noem, for all of her work in making this day come to pass and to thank Chairman Royce, who not only spoke so eloquently about the importance of this legislation, but who helped to make it happen today. I thank Ranking Member Engel for his leadership in moving this legislation forward. I am so appreciative.

This is a bipartisan, budget-neutral bill to encourage the participation of women in creating peace. As Congressman Royce said, when women are involved in the peace process, negotiations are more likely to end in lasting agreements. He is right in that the International Peace Institute found that a peace agreement is 35 percent more likely to last for at least 15 years if women participate in drafting the agreement. We also found that with a 5 percent increase in women’s political participation, a nation is five times less likely to vote when faced with international crisis or conflict. Promoting the participation of women in our country’s strategic interest as it increases stability and economic prosperity. However, women remain underrepresented in conflict prevention, conflict resolution, and post-conflict peace-building efforts around the world. The Women, Peace, and Security Act is a step toward fixing that imbalance and promoting a more peaceful future. The Women, Peace, and Security Act would, for the very first time, establish women’s participation as a permanent element of U.S. foreign policy under congressional oversight. It would also promote greater transparency and accountability in efforts at the Department of Defense and the Department of State. Under the Women, Peace, and Security Act, those departments would report annually to Congress on efforts to actively recruit women and to promote women’s participation in conflict prevention and resolution.

The bill would encourage the United States to assist women mediators and negotiators by eliminating barriers to their equal and secure participation in peace processes. In addition, it would institute comprehensive training modules on the protection, rights, and specific needs of women in conflict and would require the administration to evaluate the impact of U.S. foreign assistance on women’s meaningful political participation.

The United States plays such a crucial role in promoting peace all over the world. By making women’s participation in the peace process a national priority, we will improve national and global security. I am proud to join Congresswoman Noem in championing this legislation, and I encourage my colleagues to support its passage.

Mr. ROYCE. Mr. Speaker, I reserve the balance of my time. Mr. ENGEL. Mr. Speaker, I yield myself the balance of my time.

Once again, I thank Chairman Ed Royce as well as Representatives Noem and Schakowsky for their hard work. This is truly bipartisan and is very good for the country.

This is one of those issues that wouldn’t have occurred to many people a generation ago or even a decade ago, but thanks to hard work, research, and innovative thinking, we now know how critical it is to have a seat at the table when we are working to prevent and resolve conflicts. This bill will help ensure that our foreign policy stays on the cutting edge. I hope, in the future, we will continue to do this work that is needed to drive new ideas in foreign policy and to understand the complexities and sensitivities of our interconnected, global landscape. This isn’t kid stuff, and we shouldn’t treat it lightly; so I am grateful for the commitment of my colleagues that has helped move this bill forward. I urge a “yes” vote.

I yield back the balance of my time.

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

From Syria to Afghanistan and Sudan, armed conflicts all over this globe, and efforts to negotiate their ends are more important now than ever. We know that when women are included in these discussions that we are much more likely to see an enduring peace process at our hearing on women’s participation explained: including women is not only the right thing to do, it is the smart thing to do.

The legislation before us today will strengthen U.S. efforts to promote the inclusion of women in peace negotiations in order to create more sustainable agreements and reduce that likelihood that we have seen over and over and over again of a return to conflict.

I take this moment to thank Representatives Noem and Schakowsky for their bipartisan work on this measure. I also want to mention a few staff members who have not only worked on our series of focusing month after month on empowering women in negotiations, but on issues beyond that: human trafficking. I especially want to thank Jessica Kelch, Janice Kaguyutan, Renee Munasifi, and Elizabeth Cunningham. I thank them all for their efforts throughout the years on these issues.

As we close, I really urge all of my colleagues to support this important legislation.

I yield back the balance of my time.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from California (Mr. ROYCE) that the House suspend the rules and pass the bill, H.R. 5732, as amended.

The question was taken; and (two-thirds being in the affirmative) the House, by the Speaker pro tempore, proye of rule I, the Chair, declared the House in recess subject to the call of the Chair.

Accordingly (at 12 o’clock and 59 minutes p.m.), the House stood in recess.

RECESS

AFTER RECESS

The recess having expired, the House was called to order by the Speaker pro tempore (Mr. Donovan) at 3 o’clock and 38 minutes p.m.

CAESAR SYRIA CIVILIAN PROTECTION ACT OF 2016

Mr. ROYCE. Mr. Speaker, I move to suspend the rules and pass the bill (H.R. 5732) to halt the wholesale slaughter of the Syrian people, encourage a negotiated political settlement, and hold Syrian human rights abusers accountable for their crimes, as amended.

The Clerk read the title of the bill.

The text of the bill is as follows: H.R. 5732

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled.

SECTION 1. SHORT TITLE AND TABLE OF CONTENTS.

(a) SHORT TITLE.—This Act may be cited as the “Caesar Syria Civilian Protection Act of 2016”.

(b) TABLE OF CONTENTS.—The table of contents for this Act is as follows:

I ADDITIONS ACTIONS IN CONNCTION WITH THE NATIONAL EMERGENCY WITH RESPECT TO SYRIA

Sec. 101. Sanctions with respect to Central Bank of Syria and foreign persons that engage in certain transactions.

Sec. 102. Prohibitions with respect to the transfer of arms and related materials to Syria.

Sec. 103. Rule of construction.

II AMENDMENTS TO SYRIA HUMAN RIGHTS ACCOUNTABILITY ACT OF 2012

Sec. 201. Imposition of sanctions with respect to certain persons who are responsible for or complicit in human rights abuses committed against citizens of Syria or their family members.

Sec. 202. Imposition of sanctions with respect to the transfer of goods or technologies to Syria that are likely to be used to commit human rights abuses.

Sec. 203. Imposition of sanctions with respect to persons who hinder humanitarian access.
TITLE III—REPORTS AND WAIVER FOR HUMANITARIAN-RELATED ACTIVITIES WITH RESPECT TO SYRIA

Sec. 301. Report on monitoring and evaluating of ongoing assistance programs to Syria and to the Syriac people.

Sec. 302. Report on certain persons who are responsible for or complicit in certain human rights violations in Syria.

Sec. 303. Assessment of potential effective mitigation requirements for the establishment of safe zones or a no-fly zone in Syria.

Sec. 304. Assistance to support entities taking action to gathering evidence for investigations into war crimes or crimes against humanity in Syria since March 2013.

TITLE IV—SUSPENSION OF SANCTIONS WITH RESPECT TO SYRIA

Sec. 401. Suspension of sanctions with respect to Syria.

Sec. 402. Waivers and exemptions.

TITLE V—REGULATORY AUTHORITY, COST LIMITATION, AND SUNSET

Sec. 501. Regulatory authority.

Sec. 502. Cost limitation.

Sec. 503. Sunset.

SEC. 2. FINDINGS.

Congress finds the following:

(1) Over 14,000,000 Syrians have become refugees or internally displaced persons over the last five years.

(2) The Syrian Observatory for Human Rights has reported that since 2012, over 60,000 Syrians, including children, have died in Syria's prison system.

(3) In July 2014, the Committee on Foreign Affairs of the House of Representatives heard testimony from a former Syrian military photographer named “Caesar,” who fled Syria and smuggled out thousands of photos of tortured bodies. In testimony, Caesar said, “I have seen horrendous pictures of bodies of people who had tremendous amounts of torture, deep wounds and burns and strangulation.”

(4) On June 16, 2015, hearing of the Committee on Foreign Affairs of the House of Representatives, United States Permanent Representative to the United Nations, Samantha Power, testified that there are alarming reports of war crimes, and claims that the Assad regime has used chlorine against its people.

(5) The Assad regime has repeatedly blocked civilian access to or diverted humanitarian assistance, including medical supplies, to besieged and hard-to-reach areas, in violation of United Nations Security Council resolutions.

(6) The course of the Syrian transition and its future leadership may depend on what the United States and its partners do now to save Syrian lives, alleviate suffering, and help Syrian determine their own future.

SEC. 3. SENSE OF CONGRESS.

It is the sense of Congress that—

(1) Bashar al-Assad’s murderous actions against the Syrian people have caused the deaths of more than 400,000 civilians, led to the destruction of more than 50 percent of Syria’s critical infrastructure, and forced the displacement of more than 14,000,000 people, precipitating the worst humanitarian crisis in more than 60 years;

(2) International actions to date have been insufficient to stop the devastation, including the vulnerable populations from being attacked by uniformed and irregular forces, including Hezbollah, as associated with the Assad regime, on land and from the air, through the use of barrel bombs, chemical weapons, mass starvation campaigns, industrial-scale torture and execution of prisoners,pecial attacks on pregnant women, and the deliberate targeting of medical facilities, schools, residential areas, and community gathering places, including mosques;

(3) Assad’s use of chemical weapons, including chlorine, against the Syrian people violates the Chemical Weapons Convention; and

(4) Assad’s continued claim of leadership and actions in Syria are a rallying point for the extremist ideology of the Islamic State, Jund al-Nusrah, and other terrorist organizations.

SEC. 4. STATEMENT OF POLICY.

It is the policy of the United States that all diplomatic and coercive economic means should be utilized to compel the government of Bashar al-Assad to immediately halt the wholesale slaughter of the Syrian people and actively work towards transition to a democratic government in Syria, existing in peace and security with its neighbors.

TITLE I—ADDITIONAL ACTIONS IN CONJUNCTION WITH THE NATIONAL EMERGENCY WITH RESPECT TO SYRIA

SEC. 101. SANCTIONS WITH RESPECT TO CENTRAL BANK OF SYRIA AND FOREIGN PERSONS THAT ENGAGE IN CERTAIN TRANSACTIONS.

(a) APPLICATION OF CERTAIN MEASURES TO CENTRAL BANK OF SYRIA.—Except as provided in subsections (b) and (c) of section 206, the President shall apply the measures described in section 5318A(b)(5) of title 31, United States Code, to the Central Bank of Syria.

(b) BLOCKING PROPERTY OF FOREIGN PERSONS THAT ENGAGE IN CERTAIN TRANSACTIONS.—

(1) IN GENERAL.—Beginning on and after the date of the enactment of this Act, the President shall impose on a foreign person the sanctions described in subsection (c) if the President determines that such foreign person has, on or after such date of enactment, knowingly engaged in an activity described in paragraph (2).

(2) ACTIVITIES DESCRIBED.—A foreign person engages in an activity described in this paragraph if the foreign person—

(A) knowingly provided significant financial, material, or other support to—

(i) in facilitating a significant transaction or transactions with; or was significant financial support for—

(ii) the Government of Syria; or

(iii) sold or provided significant goods, services, technology, information, or other support that could directly and significantly facilitate the maintenance or expansion of Syria’s domestic production of natural gas or petroleum or petroleum products of Syrian origin in areas controlled by the Government of Syria;

(b) knowingly—

(i) sold or provided significant goods, services, technology, information, or other support to any other United States person engaged in an activity described in paragraph (2); or

(ii) sold or provided significant goods, services, technology, information, or other support to any United States person who is an agent or affiliate of an entity described in paragraph (2); or

(c) knowingly—

(3) EXCEPTION TO COMPLY WITH UNITED NATIONAL SECURITY COUNCIL RESOLUTION.

(4) GENERAL.—The President may take additional actions, including export credits, or financing to carry out actions related to Syria.

(a) E FFECT OF REVOCATION .—A revocation under clause (i)—

(1) the ability of any other United States person to engage in an activity described in paragraph (2); or

(2) the ability of any other United States person to engage in an activity described in paragraph (2).

(b) BLOCKING PROPERTY OF FOREIGN PERSONS THAT ENGAGE IN CERTAIN TRANSACTIONS.

(1) IN GENERAL.—The President shall—

(i) inadmissible to the United States; and

(ii) ineligible to receive a visa or other documentation to enter the United States; and

(3) OTHERWISE INELIGIBLE TO BE ADMITTED.—The President shall, with respect to any other person, take action in accordance with any other provision of United States law.

(II) shall automatically cancel any other visa, or other entry document issuance described in section 101(c).

(II) shall automatically cancel any other valid visa or entry document that is in the alien’s possession.

(II) shall automatically cancel any other valid visa or entry document issued to an alien who meets any of the criteria described in subsection (a) regardless of when issued.

(II) EFFECT OF REVOCATION.—A revocation under clause (i)—

(a) the ability of any other United States person to engage in an activity described in paragraph (2).

(b) BLOCKING PROPERTY OF FOREIGN PERSONS THAT ENGAGE IN CERTAIN TRANSACTIONS.

(1) IN GENERAL.—The President shall—

(i) inadmissible to the United States; and

(II) shall automatically cancel any other invalid visa or entry document that is in the alien’s possession.

(II) shall automatically cancel any other valid visa or entry document issued to an alien who meets any of the criteria described in subsection (a) regardless of when issued.

(II) EFFECT OF REVOCATION.—A revocation under clause (i)—

(1) the ability of any other United States person to engage in an activity described in paragraph (2).
International Emergency Economic Powers Act (50 U.S.C. 1705) shall apply to a person that knowingly violates, attempts to violate, conspires to violate, or causes a violation of regulations prescribed under section 566.312 of title 31, Code of Federal Regulations, as such section was in effect on the date of the enactment of this Act.

(d) Definitions.—In this section:

(1) Admitted and alien.—The terms “admitted” and “alien” have the meanings given such terms in section 101 of the Immigration and Nationality Act (8 U.S.C. 1101).

(2) Financial, material, or technological support.—The term “financial, material, or technological support” has the meaning given such term in section 542.304 of title 31, Code of Federal Regulations, as such section was in effect on the date of the enactment of this Act.

(3) Government of Syria.—The term “Government of Syria” has the meaning given such term in section 542.304 of title 31, Code of Federal Regulations, as such section was in effect on the date of the enactment of this Act.

(4) Knowingly.—The term “knowingly” has the meaning given such term in section 566.312 of title 31, Code of Federal Regulations, as such section was in effect on the date of the enactment of this Act.

(5) Significant transaction or transactions or financial services.—The term “significant transaction or transactions or financial services” shall be determined to be a significant transaction or transactions or financial services for purposes of this section in accordance with section 566.404 of title 31, Code of Federal Regulations, as such section was in effect on the date of the enactment of this Act.

(6) Significant transaction or transactions or financial services shall be determined to be a significant transaction or transactions or financial services for purposes of this section in accordance with section 566.404 of title 31, Code of Federal Regulations, as such section was in effect on the date of the enactment of this Act.

(7) Syria.—The term “Syria” has the meaning given such term in section 542.316 of title 31, Code of Federal Regulations, as such section was in effect on the date of the enactment of this Act.

SEC. 102. PROHIBITIONS WITH RESPECT TO THE TRANSPORTATION OF ARMS AND RELATED MATERIALS TO SYRIA.

(a) Sanctions.—

(1) In general.—Beginning on and after the date that is 30 days after the date of the enactment of this Act, the President shall impose on a foreign person the sanctions described in subparagraph (B) if the President determines that such foreign person has, on or after such date of enactment, knowingly exported, transferred, or provided significant financial, material, or technological support to the Government of Syria to—

(A) acquire or develop chemical, biological, or nuclear weapons or related technologies;

(B) acquire or develop ballistic or cruise missile capabilities;

(C) acquire or develop destabilizing numbers and types of advanced conventional weapons;

(D) acquire defense articles, defense services, or defense information (as such terms are defined under the Arms Export Control Act (22 U.S.C. 2751 et seq.)); or financial services shall be determined to be a significant transaction or transactions or financial services for purposes of this section in accordance with section 566.404 of title 31, Code of Federal Regulations, as such section was in effect on the date of the enactment of this Act.

(2) Aliens ineligible for visas, admission, or parole.—

(A) Visas, admission, or parole.—An alien who the Secretary of State or the Secretary of Homeland Security (or a designee of one of such Secretaries) knows, or has reason to believe, meets any of the criteria described in subsection (a) is—

(i) inadmissible to the United States;

(ii) ineligible to receive a visa or other documentation to enter the United States; and

(iii) ineligible to be admitted or paroled into the United States or to receive any other benefit under the Immigration and Nationality Act (8 U.S.C. 1101 et seq.).

(B) Current visas revoked.—

(1) In general.—The issuing consular officer, the Secretary of State, or the Secretary of Homeland Security (or a designee of one of such Secretaries) shall revoke any visa or other entry documentation issued to an alien who meets the criteria described in subsection (a) (regardless of when issued).

(2) Effect of revocation.—A revocation under clause (i) is—

(I) shall take effect immediately; and

(II) shall automatically cancel any other valid visa or entry documentation that is in the alien’s possession.

(3) Exception to comply with United Nations Headquarters agreement.—Sanctions under paragraph (2) shall not apply to an alien if admitting the alien into the United States would satisfy any agreement between the United States and the United Nations to comply with the Agreement regarding the Headquarters of the United Nations, signed at Lake Success June 26, 1945, and entered into force November 21, 1947, between the United Nations and the United States, or other applicable international obligations.

(4) Penalties.—A person that violates, attempts to violate, conspires to violate, or causes a violation of any regulation, license, or order issued to carry out this section shall be subject to the penalties set forth in subsections (b) and (c) of section 206 of the International Emergency Economic Powers Act (50 U.S.C. 1705) to the same extent as a person that violates any other section of such act described in subsection (a) of that section.

(b) Definitions.—In this section:

(1) Admitted; alien.—The terms “admitted” and “alien” have the meanings given such terms in section 101 of the Immigration and Nationality Act (8 U.S.C. 1101).

(2) Financial, material, or technological support.—The term “financial, material, or technological support” has the meaning given such term in section 542.304 of title 31, Code of Federal Regulations, as such section was in effect on the date of the enactment of this Act.

(3) Government of Syria.—The term “Government of Syria” has the meaning given such term in section 542.316 of title 31, Code of Federal Regulations, as such section was in effect on the date of the enactment of this Act.

(4) Knowingly.—The term “knowingly” has the meaning given such term in section 566.312 of title 31, Code of Federal Regulations, as such section was in effect on the date of the enactment of this Act.

(5) Syria.—The term “Syria” has the meaning given such term in section 542.316 of title 31, Code of Federal Regulations, as such section was in effect on the date of the enactment of this Act.

(c) Rule of construction.—The sanctions that are required to be imposed under this title are in addition to other similar or related sanctions that are required to be imposed under any other provision of law.

TITLE II.—AMENDMENTS TO SYRIA HUMAN RIGHTS ACCOUNTABILITY ACT OF 2012

SEC. 201. IMPOSITION OF SANCTIONS WITH RESPECT TO CERTAIN PERSONS WHO ARE RESPONSIBLE OR COMPROMISING IN HUMAN RIGHTS ABUSES COMMITTED AGAINST CITIZENS OF SYRIA OR THEIR FAMILY MEMBERS.

(a) In general.—Section 702(c) of the Syria Human Rights Accountability Act of 2012 (22 U.S.C. 8791(c)) is amended to read as follows:

“(c) Sanctions described.—

(1) In general.—The President shall exercise all powers granted by the International Emergency Economic Powers Act (50 U.S.C. 1701 et seq.) (except that the requirements of section 202 of such Act (50 U.S.C. 1701) shall not apply) to the extent necessary to freeze and prohibit all transactions in all property and interests in property of a person on the list required by subsection (b) if such property and interests in property are in the United States, come within the United States, or are or come within the possession or control of a United States person.

(2) Aliens ineligible for visas, admission, or parole.—

(A) Visas, admission, or parole.—An alien who the Secretary of State or the Secretary of Homeland Security (or a designee of one of such Secretaries) knows, or has reason to believe, meets any of the criteria described in paragraph (1).

(B) Current visas revoked.—

(i) In general.—The issuing consular officer, the Secretary of State, or the Secretary of Homeland Security (or a designee of one of such Secretaries) shall revoke any visa or other entry documentation issued to an alien who meets the criteria described in subsection (a) (regardless of when issued).

(ii) Effect of revocation.—A revocation under clause (i)—

(I) shall take effect immediately; and

(II) shall automatically cancel any other valid visa or entry documentation that is in the alien’s possession.

(3) Penalties.—A person that violates, attempts to violate, conspires to violate, or causes a violation of any regulation, license, or order issued to carry out this section shall be subject to the penalties set forth in subsections (b) and (c) of section 206 of the International Emergency Economic Powers Act (50 U.S.C. 1705) to the same extent as a person that violates any other section of such act described in subsection (a) of that section.

(4) DEFINITIONS.—In this section:

(I) In general.—The terms “admitted” and “alien” have the meanings given such terms in section 101 of the Immigration and Nationality Act (8 U.S.C. 1101).

(II) shall automatically cancel any other valid visa or entry documentation that is in the alien’s possession.

(3) Penalties.—A person that violates, attempts to violate, conspires to violate, or causes a violation of any regulation, license, or order issued to carry out this section shall be subject to the penalties set forth in subsections (b) and (c) of section 206 of the International Emergency Economic Powers Act (50 U.S.C. 1705) to the same extent as a person that violates any other section of such act described in subsection (a) of that section.

(4) KNOWINGLY.—The term “knowingly” has the meaning given such term in section 566.312 of title 31, Code of Federal Regulations, as such section was in effect on the date of the enactment of this Act.

(5) SYRIA.—The term “Syria” has the meaning given such term in section 542.316 of title 31, Code of Federal Regulations, as such section was in effect on the date of the enactment of this Act.

SECT. 103. RULE OF CONSTRUCTION.

The sanctions that are required to be imposed under this title are in addition to other similar or related sanctions that are required to be imposed under any other provision of law.
same extent as a person that commits an unlawful act described in subsection (a) of that section.

(4) **Regulatory Authority.—** The President shall, not later than 90 days after the date of the enactment of this section, promulgate regulations as necessary for the implementation of this section.

(5) **Subpoena Without Authorization; reporter shall submit to the appropriate congressional committee or committees an updated list under paragraph (1)—

(a) not later than 90 days after the date of the enactment of the Caesar Syria Civilian Protection Act of 2016 and every 180 days thereafter; and

(b) as new information becomes available.

(6) **Rule of Construction.—** Nothing in this section shall be construed to limit the authority of the President to impose additional sanctions pursuant to the International Emergency Economic Powers Act (50 U.S.C. 1701 et seq.), relevant Executive orders, regulations, or other provisions of law.

(b) **Serious Human Rights Abuses Described.—** Section 702 of the Syria Human Rights Accountability Act of 2012 (22 U.S.C. 7871) is amended by adding at the end the following:

"(d) **Serious Human Rights Abuses Described.—** In subsection (b), the term 'serious human rights abuses includes—

(i) the deliberate targeting of civilian infrastructure to include schools, hospitals, and markets; and

(ii) hindering the prompt and safe access for all actors engaged in humanitarian relief activities, including across conflict lines and borders.

(c) **Effective Date.—** The amendments made by subsections (a) and (b) shall take effect on the date of the enactment of this Act and shall apply with respect to the imposition of sanctions under section 702(a) of the Syria Human Rights Accountability Act of 2012 on or after such date of enactment.

SEC. 202. IMPOSITION OF SANCTIONS WITH RESPECT TO THE TRANSFER OF GOODS OR TECHNOLOGIES TO SYRIA THAT ARE LIKELY TO BE USED TO COMMIT HUMAN RIGHTS ABUSES.

Section 703(b)(2)(C) of the Syria Human Rights Accountability Act of 2012 (22 U.S.C. 7872(b)(2)(C)) is amended—

(1) in clause (i), by striking ‘‘or’’ at the end;

(2) in clause (ii), by striking the period at the end and inserting a semicolon; and

(3) by adding at the end the following:

"‘(iii) any article designated by the President for purposes of the United States Munitions List under section 3(a)(1) of the Arms Export Control Act (22 U.S.C. 2778(a)(1)); or

‘‘(iv) other goods or technologies that the President determines may be used by the Government of Syria to commit human rights abuses against the people of Syria.’’

SEC. 203. IMPOSITION OF SANCTIONS WITH RESPECT TO PERSONS WHO HINDER HUMANITARIAN ACCESS.

The Syria Human Rights Accountability Act of 2012 (22 U.S.C. 7871 et seq.) is amended—

(1) by redesignating sections 705 and 706 as sections 706 and 707, respectively; and

(2) by inserting after section 704 the following:

"SEC. 705. IMPOSITION OF SANCTIONS WITH RESPECT TO PERSONS WHO HINDER HUMANITARIAN ACCESS.

(a) **In General.—** The President shall impose sanctions described in section 702(c) with respect to each person on the list required by subsection (b).

(b) **List of Persons Who Hinder Humanitarian Access.—**

(1) **In General.—** Not later than 120 days after the date of the enactment of the Caesar Syria Civilian Protection Act of 2016, the President shall submit to the appropriate congressional committees a list of persons that the President determines have engaged, or are engaging, in hindering the prompt and safe access for the United Nations, its specialized agencies and implementing partners, national and international non-governmental organizations, and all other actors engaged in humanitarian relief activities in Syria, including across conflict lines and borders.

(2) **Updates of List.—** The President shall submit to the appropriate congressional committees an updated list under paragraph (1)—

(A) not later than 90 days after the date of the enactment of the Caesar Syria Civilian Protection Act of 2016 and every 180 days thereafter; and

(B) as new information becomes available.

(c) **Form of Report; Public Availability.—**

(A) **Form.—** The report required by paragraph (1) shall be submitted in unclassified form but may contain a classified annex.

(B) **Public Availability.—** The unclassified portion of the list required by paragraph (1) shall be made available to the public and posted on the websites of the Department of the Treasury and the Department of State.

(d) **Definitions.—** In this section, the term—

(1) **Foreign Person.—** means—

(2) **Foreign Person.—** means—

(i) a foreign person;

(ii) a foreign organization;

(iii) a foreign financial institution;

(iv) any other entity;

(v) any foreign government or governmental agency;

(vi) any person, organization, financial institution, or entity designated as a foreign terrorist organization under section 219 of the Export Control Act (22 U.S.C. 2778(a)(1)); or

(C) **Reporting Requirement.—** The President shall submit to Congress a report with respect to whether each person on the list meets the requirements described in section 702(b) of the Syria Human Rights Accountability Act of 2012 (22 U.S.C. 7872(b)) for purposes of section 702(b) of the Syria Human Rights Accountability Act of 2012 (22 U.S.C. 7872(b)) for purposes ofsection 702(b).
(a) IN GENERAL.—Not later than 90 days after the date of the enactment of this Act, the President shall submit to the appropriate congressional committees a report that—

(1) assesses the potential effectiveness, risks, and operational requirements for the establishment of one or more safe zones in Syria for internally displaced persons or for the facilitation of humanitarian assistance, including—

(A) the operational and legal requirements for United States and coalition air power to establish a no-fly zone in Syria;

(B) the impact a no-fly zone in Syria would have on humanitarian and counterterrorism efforts in Syria and the surrounding region; and

(C) the potential for force contributions from other countries to establish a no-fly zone in Syria; and

(2) assesses the potential effectiveness, risks, and operational requirements for the establishment of one or more safe zones in Syria for internally displaced persons or for the facilitation of humanitarian assistance, including—

(A) the operational and legal requirements for United States and coalition air power to establish a no-fly zone in Syria;

(B) the impact one or more safe zones in Syria would have on humanitarian and counterterrorism efforts in Syria and the surrounding region; and

(C) the potential for contributions from other countries and vetted non-state actor partners to establish and maintain one or more safe zones in Syria.

(b) FORM.—The report required by subsection (a) shall be submitted in unclassified form, but may contain a classified annex if necessary.

(c) DEFINITION.—In this section, the term ‘appropriate congressional committees’ means—

(1) the Committee on Foreign Affairs and the Committee on Armed Services of the House of Representatives; and

(2) the Committee on Foreign Relations and the Committee on Armed Services of the Senate.

SEC. 301. SUSPENSION OF SANCTIONS WITH RESPECT TO SYRIA

(a) SUSPENSION OF SANCTIONS.—

(1) NEGOTIATIONS NOT CONCLUDING IN AGREEMENT.—If the President determines that internationally recognized negotiations to resolve the violence in Syria have not concluded in an agreement or are likely to conclude in an agreement, the President may suspend, as appropriate, in whole or in part, the imposition of sanctions otherwise required under this Act for a period not to exceed 120 days, and renewable for additional periods not to exceed 120 days, if the President submits to the appropriate congressional committees in writing a determination and certification that the Government of Syria has ended military attacks against and gross violations of human rights of the Syrian people, specifically—

(A) the air space over Syria is no longer being utilized by the Government of Syria and associated forces to target civilian populations through the use of incendiary devices, including barrel bombs, chemical weapons, and conventional arms, including air-delivered missiles and explosives;

(B) areas besieged by the Assad regime and associated forces, including Hezbollah and irregular Iranian forces, are no longer cut off from international aid and have regular access to humanitarian assistance, freedom of travel, and medical care;

(C) the Government of Syria is releasing all political prisoners forcibly held within the Assad regime prison system, including the facilities maintained by various security, intelligence, and military elements associated with the Government of Syria, and allowing full access to the same facilities for investigations by appropriate international human rights organizations; and

(D) the government of Syria and associated forces, including Hezbollah, irregular Iranian forces, and Russian government air assets, are no longer engaged in deliberate targeting of medical facilities, schools, residential areas, and community gathering places, including markets, in flagrant violation of international norms.

(2) NEGOTIATIONS CONCLUDING IN AGREEMENT.—

(A) INITIAL SUSPENSION OF SANCTIONS.—If the President determines that internationally recognized negotiations to resolve the violence in Syria have concluded in an agreement or are likely to conclude in an agreement, the President may suspend, as appropriate, in whole or in part, the imposition of sanctions otherwise required under this Act for a period not to exceed 120 days if the President submits to the appropriate congressional committees in writing a determination and certification that—

(i) in the case in which the negotiations are likely to conclude in an agreement—

(I) the Government of Syria, the Syrian High Negotiations Committee or its successor, and appropriate international parties are participating in direct, face-to-face negotiations; and

(II) the suspension of sanctions under this Act or any amendment made by this Act is essential to the advancement of such negotiations; and

(ii) the Government of Syria has demonstrated a commitment to a significant and verifiable cessation of attacks on and violence against the Syrian people by the Government of Syria and associated forces.

(B) RENEWAL OF SUSPENSION OF SANCTIONS.—The President shall submit to the appropriate congressional committees a determination, or cover up of war crimes, crimes against humanity, or human rights abuses from government positions and any person subject to sanctions under any provision of law;

(3) is in the process of organizing free and fair elections for a new government—

(A) to be held in a timely manner and scheduled while the suspension of sanctions or the renewal of the suspension of sanctions under this section is in effect; and

(B) to be conducted under the supervision of internationally recognized observers;

(4) is making tangible progress toward establishing an independent judiciary;

(A) is committed to the conception, implementation, and compliance with internationally recognized human rights and basic freedoms as specified in the Universal Declaration of Human Rights; and

(B) is taking steps to verifiably fulfill its commitments under the Chemical Weapons
Convention and the Treaty on the Non-Proliferation of Nuclear Weapons and is making tangible progress toward becoming a signatory to Convention on the Prohibition of the Development, Production and Stockpiling of Bacteriological (Biological) and Toxic Weapons and on their Destruction, entered into force March 26, 1975, and adhering to the Missile Technology Control Regime and other control lists, as necessary;

(7) has halted the development and deployment of ballistic and cruise missiles; and

(8) has taken reasonable steps to remove from positions of authority within the intelligence and security services as well as the military, all former officials known to have engaged in sanctionable conduct described in section 212(a)(3)(B)(iv)(VI) of the Immigration and Nationality Act (8 U.S.C. 1182(a)(3)(B)(iv)(VI)).

SEC. 402. WAIVERS AND EXEMPTIONS.

(a) EXEMPTIONS.—The following activities and transactions shall be exempt from sanctions authorized under this Act:

(1) is taking verifiable steps, in the course of their official duties.

(b) HUMANITARIAN AND DEMOCRACY ASSISTANCE WAIVER.—The President may not exercise the waiver authority under paragraph (2) with respect to a foreign person if the President knows or has reasonable ground to believe is engaged in or is likely to engage in conduct described in section 212(a)(3)(B)(iv)(VI) of the Immigration and Nationality Act (8 U.S.C. 1182(a)(3)(B)(iv)(VI)).

(c) WAIVER FOR NONGOVERNMENTAL ORGANIZATIONS.—

(1) IN GENERAL.—The President may, by a written determination, for humanitarian purposes pursuant to such a waiver, with individuals who are under the control of a foreign person subject to sanctions under this Act or any amendment made by this Act, or to any organization controlled by such foreign person, its officers, members, representatives or employees have engaged in (or the President knows or has reasonable ground to believe is engaged in) conduct described in section 212(a)(3)(B)(iv)(VI) of the Immigration and Nationality Act (8 U.S.C. 1182(a)(3)(B)(iv)(VI)).

SEC. 503. SUNSET.

This Act shall cease to be effective beginning on December 31, 2021.

The SPEAKER pro tempore. Pursuant to the rule, the gentleman from California (Mr. ROYCE) and the gentleman from New York (Mr. ENGEL) each will control 20 minutes.

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

Mr. Speaker, I want to thank, first of all, the gentleman from New York (Mr. ENGEL). He is the ranking member of this committee, but he has also been the leader in authorizing this critical legislation and also has been such a prophetic voice on this subject of Syria policy from the beginning, from that day nearly two years ago when we saw people out, on CNN, and on the streets in Damascus, saying, “peaceful, peaceful,” only to see the automatic weapons of the regime open up on those citizens.

From that day forward, he tried to focus us on this issue. And I wish the White House had done more to heed his calls, for what we have now is a grim lesson, a grim lesson in human suffering. The Syrian regime has launched wave after wave of unrelenting destruction.

I am told by this morning that the air strikes, the chemical weapons, the starvation, the industrial-scale torture, and the deliberate targeting, as
we have seen time and time again, of hospitals and of schools and of marketplace with precision bombs, and then with crude barrel bombs, and then with chemical weapons.

These are the hallmarks of life for millions of people in Syria. The number of deaths from this alone exceeds 450,000, and another 14 million souls have been driven from their homes.

ISIS plays a role, also, for the people of Syria in the violence that they face there, and so it is that they face this twin challenge. But it is Bashar al-Assad and his backers that have this instrument of death from the air, this capacity.

It is Russia, it is Iran and Hezbollah who now are the primary drivers of the death and the destruction. It is the Russian and Syrian fighter planes, helicopters, that drop these bombs on these hospitals and schools. It is Hezbollah, and it is the IRGC fighters from Iran and the commanders who besiege the cities who turn the combine prevent food and water and medical supplies from reaching cities. It is Assad’s secret police and intelligence groups, the intelligence apparatus of maybe 14 different agencies, who kidnap and torture these people and get the names from those they have killed and then go out to repeat that process and murder civilians from every ethnic group and every political party. Whether Sunni or Shia or Christian or Alawite, none are safe.

We have gone through, in the committee, some of the—well, there were tens of thousands of photographs, but I think we have identified 11,000 souls, people in these photographs that were individually killed, tortured and killed in the prisons, Assad’s prisons.

And there is this bizarre—I have never understood it—this bizarre focus on recording every death. That is why we know the numbers, recording the death and getting a number on that body and cataloging this. For some reason, totalitarian regimes have done this from the Soviet era to the Nazis to Pol Pot; and for whatever reason, this practice continues.

The Foreign Affairs Committee heard the agonizing testimony from Syrians caught in this horror, including the brave Syrian defector known to the world now as Caesar and for whom this bill is named, who testified to us of the shocking scale of torture being carried out within the prisons of Syria. It was his job for the regime to document this with his camera.

Throughout all of the suffering, the administration has failed to use the tools at its disposal. Time after time, when given the opportunity to take steps to stop this suffering, the administration has decided not to decide; and that, itself, unfortunately, has set a course where here we sit and we watch, and the violence only worsens.

Mr. Speaker, America has been sitting back and watching these atrocities for far too long. Vital U.S. national security interests are at stake, and from increased humanitarian aid to serious, increased assistance to the moderate opposition, to safe zones, to the application of U.S. economic power, there are options available. These options are available to us.

This particular legislation is designed to focus on Assad and to his outside backers by targeting the sectors of the economy that allow Assad to murder with impunity.

Under the bill, foreign companies and banks will have to choose between doing business with that regime that is carrying out these kinds of practices or with the United States.

For there to be peace in Syria, the parties must come together. And as long as Assad and his backers can slaughter the people of Syria with no consequences, there is no hope for peace.

Mr. Speaker, this bill is long overdue. I urge all Members to support this legislation as we seek to ease the suffering of the Syrian people.

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

I urge all Members to support this legislation as we seek to ease the suffering of the Syrian people.

House of Representatives,
Committee on Foreign Affairs,
Washington, DC, September 15, 2016.

Hon. JEB HENSARLING,
Chairman, Committee on Financial Services,
Washington, DC.

Dear Chairman Hensarling: Thank you for consulting with the Foreign Affairs Committee and agreeing to be discharged from further consideration of H.R. 5732, the Caesar Syria Civilian Protection Act of 2016, so that the bill may proceed expeditiously to the House floor.

I agree that your forgoing further action on this measure does not in any way diminish or alter the jurisdiction of your committee, or prejudice its jurisdictional prerogatives in this resolution or similar legislation in the future. I would support your effort to seek appointment of an appropriate number of conferees from your committee to any House-Senate conference on this legislation.

I will seek to place our letters on H.R. 5732 into the Congressional Record during floor consideration of the resolution. I appreciate your cooperation regarding this legislation and look forward to continuing to work together as this measure moves through the legislative process.

Sincerely,
Edward R. Royce,
Chairman.

House of Representatives,
Committee on Foreign Affairs,
Washington, DC, September 15, 2016.

Hon. BOB GOODLATTE,
Chairman, Committee on the Judiciary,
Washington, DC.

Dear Chairman Goodlatte: Thank you for consulting with the Foreign Affairs Committee and agreeing to be discharged from further consideration of H.R. 5732, the Caesar Syria Civilian Protection Act of 2016, so that the bill may proceed expeditiously to the House floor.

I agree that your forgoing further action on this measure does not in any way diminish or alter the jurisdiction of your committee, or prejudice its jurisdictional prerogatives in this resolution or similar legislation in the future. I would support your effort to seek appointment of an appropriate number of conferees from your committee to any House-Senate conference on this legislation.

I will seek to place our letters on H.R. 5732 into the Congressional Record during floor consideration of the resolution. I appreciate your cooperation regarding this legislation and look forward to continuing to work together as this measure moves through the legislative process.

Sincerely,
Edward R. Royce,
Chairman.

House of Representatives,
Committee on the Judiciary,
Washington, DC, September 16, 2016.

Hon. EDWARD R. ROYCE,
Chairman, Committee on Foreign Affairs,
Washington, DC.

Dear Chairman Royce: I write with respect to H.R. 5732, the “Caesar Syria Civilian Protection Act of 2016,” which was referred to the Committee on Foreign Affairs and in addition to the Committee on the Judiciary among others. As a result of your having consulted with us on provisions within H.R. 5732 that fall within the Rule X jurisdiction of the Committee on the Judiciary, I agree to discharge our committee from further consideration of this bill so that it may proceed expeditiously to the House floor for consideration.

The Judiciary Committee takes this action with our mutual understanding that by foregoing consideration of H.R. 5732 at this time, we do not waive any jurisdiction over subject matter contained in this or similar legislation and that our committee will be appropriately consulted on H.R. 5732 as this bill or similar legislation moves forward so that we may address any remaining issues in our jurisdiction. Our committee also reserves the right to seek appointment of an appropriate number of conferees to any House-Senate conference involving this or similar legislation and asks that you support any such request.

I would appreciate a response to this letter confirming this understanding with respect
to H.R. 5732 and would ask that a copy of our exchange of letters on this matter be included in your committee report and in the Congressional Record during floor consideration of H.R. 5732.

Sincerely,

BOB GOODLATTE
Chairman

DEAR CHAIRMAN ROYCE: I am writing with respect to H.R. 5732, the “Caeser Syria Civilian Protection Act of 2016.” As a result of your having consulted with us on provisions in H.R. 5732 that fall within the Rule X jurisdiction of the Committee on Ways and Means, I agree not to request a sequential referral on this bill so that it may proceed expeditiously to the House floor.

The Committee on Ways and Means takes this action with the mutual understanding that by forgoing formal consideration of H.R. 5732, we do not waive any jurisdiction over the subject matter contained in this or similar legislation, and the Committee will be appropriately consulted and involved as the bill or similar legislation moves forward so that we may address any remaining issues that fall within our Rule X jurisdiction. The Committee on Ways and Means reserves the right to seek appointment of an appropriate number of conferees to any House-Senate conference involving this or similar legislation, and requests your support for such request.

Finally, I would appreciate your response to this letter verifying this understanding, and would ask that a copy of our exchange of letters on this matter be included in the Congressional Record during floor consideration thereof.

Sincerely,

KEVIN BRADY
Chairman

DEAR CHAIRMAN ROYCE: Thank you for consulting with the Foreign Affairs Committee on HR. 5732, the Caeser Syria Civilian Protection Act of 2016, and for agreeing to forgo a sequential referral on this bill so that the bill may proceed expeditiously to the House floor.

I agree that your declining to pursue a sequential referral in this case does not diminish or alter the jurisdiction of the Committee on Ways and Means, or prejudice its jurisdictional prerogatives on this bill or similar legislation. The Committee on Ways and Means reserves the right to seek appointment of an appropriate number of conferees to any House-Senate conference involving this or similar legislation, and requests your support for such request.

I would also appreciate your response to this letter confirming this understanding, and would ask that a copy of our exchange of letters on this matter be included in the Congressional Record during floor consideration thereof.

Sincerely,

EDWARD R. ROYCE
Chairman

MR. ROYCE, Mr. Speaker, I rise in support of my bill, H.R. 5732, the Caeser Syria Civilian Protection Act, a bill of which I am proud to be an original cosponsor. And I want to thank again our wonderful chairman and esteemed ranking member for always working together in a strong and bipartisan fashion on the most important issues to the House floor. This bill is no exception.

Often lost in the debate on the fight against ISIS or the future of Syria is the humanitarian crisis that has resulted from this conflict that is now in its sixth year with no end in sight. These numbers are horrific. You heard Chairman ROYCE and Ranking Member ENGEL speak of them: hundreds of thousands dead, millions that have fled to other countries, the war machine: money, airplanes, spare parts, oil—the military supply chain. And, yes, we want to go after Assad’s partners in violence.

Russia’s air campaign has enabled the Syrian regime, along with Iranian and Hezbollah forces. Russian planes have targeted schools, hospitals, and public spaces. When Syrian helicopters would attack, at least the civilians would hear them coming and have a few minutes to run. Independent Putin’s planes don’t even give them that chance.

Under this legislation, if you are acting as a lifeline to the Assad regime, you risk getting caught up in the net of our sanctions.

Mr. Speaker, we marked this bill up in committee several months ago. It was ready to come to the floor before we left for the election. But, at the time, a cease-fire showed a glimmer of hope, and we thought maybe we can wait because maybe the cease-fire would come, but it didn’t. The glimmer has gone out. It is time now, finally to take the time to lay the groundwork for addressing the war crimes and the crimes against humanity that have marked this conflict. This bill will guide efforts to put together evidence for eventual prosecution in a court that will establish a report so that the world knows the names of those responsible for these brutal human rights violations.

Once again, I am grateful to Chairman ROYCE for his leadership. He has been a strong and consistent voice on Syria, and I know he wants to see an end to the bloodshed as well.

I ask all Members to support my bill. Mr. Speaker, I reserve the balance of my time.

Mr. ROYCE. Mr. Speaker, I yield 4 minutes to the gentleman from Florida (Ms. ROS-LEHTINEN). She chairs the Foreign Affairs Subcommittee on the Middle East and North Africa.

Ms. ROS-LEHTINEN. Mr. Speaker, I thank the chairman and my good friend, the ranking member, for bringing forth this important bill to the floor before us today.

I rise in strong support of this bill, H.R. 5732, the Caeser Syria Civilian Protection Act, a bill of which I am proud to be an original cosponsor. And I want to thank again our wonderful chairman and esteemed ranking member for always working together in a strong and bipartisan fashion on the most important issues to the House floor. This bill is no exception.
Mr. ENGEL.

I want to thank ED ROYCE, the chairman of our committee, for his leadership on all things related to the Syrian crisis, the Iranian crisis, and the large number of hearings that we have had that have brought a focus on global human rights issues.

Mr. SMITH of New Jersey. Mr. Speaker, I want to thank my good friend and colleague, ED ROYCE, the chairman of our committee, for his leadership on all things related to the Syrian crisis, the Iranian crisis, and the large number of hearings that we have had that have brought a focus on these horrific atrocities being committed by Assad. And I want to thank ELIOT ENGEL for sponsoring the Caesar Syrian Civilian Protection Act of 2016.

Mr. Speaker, for more than 5 years, the Assad regime has been committing crimes against humanity and war crimes against civilians, including murder, torture, and rape, and has been doing so on an industrial scale. No one has been spared from its targeting—not even children. These atrocities have fueled the largest refugee crisis since World War II, overwhelming the region and propelling a refugee crisis in Europe. More than 6 million people are also internally displaced inside of Syria, which has become one of the most deadly places in the world to deliver humanitarian assistance.

The administration’s response has not stopped the carnage, nor have the European efforts. This has emboldened the regime; and for months the Syrian and Russian militaries have systematically been bombing Aleppo, Syria’s most populous city before the conflict, and they have been bombing it into rubble.

The United States must impose the strongest available sanctions on perpetrators in the Syrian regime who are accountable for the atrocities they have committed or are complicit in.

I would urge my colleagues to support this important measure before us, and I would urge the administration to allow for direct and free access to humanitarian aid. This is unconscionable. This must be put to an end immediately.

This step, therefore, Mr. Speaker, is a step in that correct direction to bring accountability to Assad and the supporters of this evil regime for the atrocities they have committed or are complicit in.

I would urge my colleagues to support this important measure before us, and I would urge the administration to lend its strong support for this bill and use this legislation as an opportunity to fully and vigorously enforce these sanctions in an attempt to put an end to one of the greatest humanitarian tragedies in a generation.

Mr. Speaker, I thank Mr. ROYCE and Mr. ENGEL.

Mr. Speaker, I yield 4 minutes to the gentleman from Michigan (Mr. KILDEE) who was an original cosponsor of the bill.

Mr. KILDEE. Mr. Speaker, I thank my friend and colleague, ED ROYCE, the chairman of the Foreign Affairs subcommittee responsible not only for Africa but also for global human rights issues.

Since 2011, millions have been forced to flee from their homes to escape the brutal violence and unlivable conditions that plague the country. Half a million people have died. I believe that strong action is long overdue. H.R. 5732 is a step forward, and I encourage all of my colleagues to vote in favor of it.

I want to thank Representative ENGEL for introducing this important legislation and Chairman ROYCE for all of his work.

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

Mr. ROYCE. Mr. Speaker, I yield 2 minutes to the gentleman from New Jersey (Mr. SMITH), chairman of the Foreign Affairs subcommittee responsible for these issues.

Mr. Speaker, for more than 5 years, the Assad regime has been committing crimes against humanity and war crimes against civilians, including murder, torture, and rape, and has been doing so on an industrial scale. No one has been spared from its targeting—not even children. These atrocities have fueled the largest refugee crisis since World War II, overwhelming the region and propelling a refugee crisis in Europe. More than 6 million people are also internally displaced inside of Syria, which has become one of the most deadly places in the world to deliver humanitarian assistance.

The administration’s response has not stopped the carnage, nor have the European efforts. This has emboldened the regime; and for months the Syrian and Russian militaries have systematically been bombing Aleppo, Syria’s most populous city before the conflict, and they have been bombing it into rubble.

The United States must impose the strongest available sanctions on perpetrators in the Syrian regime who are
complicit in these atrocities and foreigners who feed its killing machine. This legislation is a very, very important step in that direction.

I urge its support and, again, thank the chairman and the ranking member for their leadership. But let me urge Mr. ENGEL, Mr. Speaker. I yield myself such time as I may consume.

We cannot delay action on Syria any longer. The violence has gone on too long at too high a cost. If we don’t get this legislation across the finish line in the next few weeks, we are back at square one.

The gentlewoman from Florida (Ms. Ros-Lehtinen), who spoke earlier, talked about working in this region and the legislation that we did. Well, in 2004, I believe, she and I cosponsored the Syria Accountability Act and it passed into law. We really regarded it at the time as a major achievement which, well, we can’t stand idly by and just allow this to happen.

This legislation won’t tie the hands of this administration or the next administration. This bill has plenty of flexibility built in so that we can adapt to changing conditions. In the meantime, we will have to use it and put it to work, this measure will tie the hands of the Assad regime. It will help to cut off its ability to carry out violence against its own people, and it will discourage other powers from sustaining the campaign of violence.

I echo every word that was said today from our colleagues on both sides of the aisle. So let’s do the right thing for the sake of the right thing for humanity, and pass this bill. I urge all Members to vote “aye.”

I yield back the balance of my time.

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

In order to once again recognize our colleague, Ranking Member ELIOT ENGEL, not only for authoring this bill, but, over the years, for raising this issue with his colleagues, with the President of the United States, with the Secretary of State, and with the Syr community in order to try to get action. And I thank, also, other Members who contributed on this bill.

Our committee, as Elliot has shared with you, has heard firsthand accounts of the suffering. I guess the one thing I would say is that the EU has finally been moved to take steps recently. We welcome those steps to sanction those within the Assad regime who are responsible for the brutal air campaign against innocent civilians in Aleppo.

We heard firsthand accounts not only of the suffering, but we heard the testimonies of Saleh of the Syrian White Helmets. These are the doctors and the nurses and the volunteers who actually, when the bombs come, run toward the areas that have been hit in order to try to get the injured civilians medical treatment. They try to provide relief for these victims. They have lost over 600 doctors and nurses. Doctors and nurses come from all over the world to try to assist.

When Mr. ENGEL told you about these bunker-buster bombs, they are being dropped on civilians, but they are also being dropped on the hospitals. In Aleppo, there are six hospitals. Four of them are in the hands of the Assad regime. Last week, four of those six were utterly destroyed by bunker-buster bombs dropped by Russian planes and by the Syrian Air Force. But there are two that are partially left. In these two, there is, no longer, medicine and there are, no longer, medical supplies. They bring those injured who have some chance of survival in there to try to treat them. In the meantime, the bombs rain down every day.

The White Helmets, the organization, the White Helmets—the volunteer group, doctors and nurses—for a Nobel Peace Prize, but so many of them now have gone to their graves.

We have heard of the terror. Dr. Mohamad Terrani of the Syrian American Medical Society described for the committee the sound of those helicopters overhead, the thump of exploding bombs and the overpowering smell of bleach in the area, that bleach that is dispensed as part of chemical weaponry, and then the effects of the toxic gas on the human body: foaming at the mouth, gasping for breath, dying slow, agonizing deaths as the chlorine gas turns to hydrochloric acid in the lungs of the victims.

Many of those victims—so many of those victims—are children, and so many of those attacks come in the dead of night. And again, these are the broad civilian areas of that country that are not presently controlled by the Assad regime. We are not talking about the attacks on the front lines. We are talking about the attacks on hospitals in the civilian sectors.

Mr. Speaker, or nearly that, international diplomats have debated ways to protect the civilian populations targeted by the Assad regime and its backers. Listen, we can see the ethnic cleansing going on. There is a reason why you have got 14 million people fleeing.

It is this aggressive campaign, when we talk about ethnic cleansing, aggressive campaign now by the Russian Air Force that has joined the Syrian Air Force in hitting Aleppo and other parts of the country. Even the United Nations calls this crimes of historic proportions—crimes of historic proportions.

Enough is enough. Today we send a message that this will not stand and that the United States will work to ensure that war crimes committed by Assad, that the war machine cannot rain on the people of Syria unrelentingly. It is not too late to act. We have to cut off their ability to have this capacity, and we have to put those sanctions in place on this.

I urge all Members to support this legislation.

I yield back the balance of my time.

Ms. JACKSON LEE. Mr. Speaker, as a former member of the Committee on Foreign Affairs and Senior Member of the House Judiciary Committee; I rise in support of H.R. 5732, the “Caesar Syria Civilian Protection Act of 2016.”

The situation in Syria is truly appalling, innocent civilians are subject to the Assad’s brutal regime.

Over 14 million Syrians have become refugees or have been internally displaced over the last five years.

The Syrian transition and its future leadership are likely to depend on what the United States and its partners do now to save the lives of innocent Syrians.

I am pleased to join in co-sponsoring this legislation that will hinder the Assad’s access to resources it uses to harm its people.

This bill is named in honor of a courageous former Syrian military photographer, known as “Caesar,” who testified before the House Foreign Affairs Committee in 2014 about the Assad regime’s torture of Syrian civilians.

H.R. 5732 will help halt the slaughter of the Syrian people, encourage a negotiated political settlement, and hold Syrian human rights abusers accountable for their crimes.

H.R. 5732 requires the President to report to Congress the persons responsible for, or complicit in, gross violations of human rights of the Syrian people.

This process will name and shame the violators of these human rights.

H.R. 5732 additionally requires the President to impose new sanctions on anyone who (1) does business with or provides financing to the Government of Syria, including Syrian intelligence and security services, or the Central Bank of Syria; (2) provides aircraft or spare parts for aircraft to Syria’s airlines (including financing); (3) does business with transportation or telecom sectors controlled by the Syrian government; or (4) supports Syria’s energy industry.

H.R. 5732 requires the President to submit a report on the potential effectiveness of imposing a No-Fly Zone and the risks, and operational requirements of the establishment. The report will also contain maintenance updates of a no-fly zone and are safe zone over part or all of Syria.

H.R. 5732 authorizes the President also to waive sanctions on a case-by-case basis.

This bill can also be amended if the parties are engaged in meaningful negotiations and the violence against civilians has ceased.
CONGRESSIONAL RECORD — HOUSE
November 15, 2016

Suspension is renewable if the suspension is critical to the continuation of negotiations and attacks against civilians have ceased.

On balance, I support H.R. 5732 because it will help alleviate the suffering of the Syrian people. I urge my colleagues to join me in voting for H.R. 5732.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from California (Mr. ROYCE) that the House suspend the rules and pass the bill, H.R. 5732, as amended.

The motion to reconsider was laid on the table.

IRAN SANCTIONS EXTENSION ACT

Mr. ROYCE. Mr. Speaker, I move to suspend the rules and pass the bill (H.R. 6297) to reauthorize the Iran Sanctions Act of 1996.

The Clerk read the title of the bill.

The text of the bill is as follows:

H.R. 6297

The SPEAKER pro tempore. Pursuant to the rule, the gentleman from California (Mr. ROYCE) and the gentleman from New York (Mr. ENGEL) each will control 20 minutes.

The Chair recognizes the gentleman from California.

GENERAL LEAVE

Mr. ROYCE. Mr. Speaker, I ask unanimous consent that all Members may have 5 legislative days to revise and extend their remarks and to include any extraneous material in the Record.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from California?

There was no objection.

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

Mr. Speaker, I rise in support of H.R. 6297. This is to extend the Iran Sanctions Act.

I want to thank Ranking Member ENGEL for his assistance in bringing this legislation to the floor.

Time is of the essence; as this critical law expires on December 31. Unless Congress acts, as we are doing today, we will not have this on the books. The other body should quickly take up this bill and send it to the President’s desk, keeping a critical tool in place for the future.

Mr. Speaker, 20 years ago, a bipartisan majority in Congress passed the Iran Sanctions Act. It was then known as the Iran-Libya Sanctions Act. The goal was to stop significant foreign investment in Iran’s energy sector, denying the Iranian regime the ability to financially support international terrorism, nuclear proliferation, and, frankly, missile proliferation as well.

Since then, this legislation has been reauthorized and expanded on several occasions.

After years of bipartisan work in the Congress, the Iran Sanctions Act has served here as the statutory foundation of the Iran sanctions regime. Of course, President Obama’s nuclear deal with Iran; and in doing so, that dismantles part of that regime.

I would just point out that, just last week, we heard that a major European energy firm is close to investing $6 billion in Iran to develop natural gas, which will, in turn, frankly, enrich the regime.

The difficulty is in terms of enforcement. What if—and I would assert “when”—Iran is found moving towards a bomb? How will we respond to that?

The Obama administration has long said that sanctions on Iran would snap back if this were to happen. For that to happen, we need this legislation because, if the law expires, as the Iran Sanctions Act is set to do at the end of next month, there is nothing to snap back to. The Obama administration has struggled to answer that question.

Here is the bottom line: if we let the clock run out on the Iran Sanctions Act, Congress will take away an important tool to keep Tehran in check, and that, in turn, will only further jeopardize America’s national security.

I urge all Members to support this.

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

HOUSE OF REPRESENTATIVES, COMMITTEE ON WAYS AND MEANS, WASHINGTON, DC, NOVEMBER 15, 2016.

Sincerely,
EDWARD R. ROYCE,
Chairman.

DEAR MR. CHAIRMAN: Thank you for consulting with the Foreign Affairs Committee and agreeing to be discharged from further consideration of H.R. 6297, the Iran Sanctions Extension Act, so that the bill may proceed expeditiously to the House floor.

I agree that your forgoing further action on this measure does not diminish or alter the jurisdiction of your committee, or prejudice its jurisdictional prerogatives on this resolution or similar legislation in the future. I would support your effort to seek appointment of an appropriate number of conferees from your committee to any House-Senate conference on this legislation.

I will seek to place our letters on H.R. 6297 into the Congressional Record during floor consideration of the resolution. I appreciate your cooperation regarding this legislation and look forward to continuing to work together as this measure moves through the legislative process.

Sincerely,
EDWARD R. ROYCE,
Chairman.

DEAR MR. CHAIRMAN: Thank you for contacting the Foreign Affairs Committee and agreeing to be discharged from further consideration of H.R. 6297, the Iran Sanctions Extension Act, so that the bill may proceed expeditiously to the House floor.

I agree that your forgoing further action on this measure does not diminish or alter the jurisdiction of your committee, or prejudice its jurisdictional prerogatives on this resolution or similar legislation in the future. I would support your effort to seek appointment of an appropriate number of conferees from your committee to any House-Senate conference on this legislation.

I will seek to place our letters on H.R. 6297 into the Congressional Record during floor consideration of the resolution. I appreciate your cooperation regarding this legislation and look forward to continuing to work together as this measure moves through the legislative process.

Sincerely,
EDWARD R. ROYCE,
Chairman.

DEAR MR. CHAIRMAN: Thank you for your letter regarding H.R. 6297, the Iran Sanctions Extension Act. I agree that your letter in no way diminishes or alters the jurisdiction of the Committee on Oversight and Government Reform with respect to the appointees or to any future jurisdictional claim over the subject matters contained in the bill or any similar legislation.
I am happy to forego a sequential referral of the bill in the interest of expediting this legislation for floor consideration. I appreciate you placing a copy of our letter exchange on H.R. 6297 in the Congressional Record during floor consideration, to memorialize our understanding.

Thank you for your assistance with this matter.

Sincerely,

JASON CHAFFETZ,
Chairman.

HOUSE OF REPRESENTATIVES,
COMMITTEE ON FINANCIAL SERVICES,
Washington, DC, November 14, 2016.

Hon. ED ROYCE,
Chairman, Committee on Foreign Affairs,
Washington, DC.

Dear Chairman Royce: I am writing concerning H.R. 6297, the Iran Sanctions Extension Act.

As a result of your having consulted with the Committee on Financial Services concerning provisions in the bill that fall within our Rule X jurisdiction, I agree to forgo action on the bill so that it may proceed expeditiously to the House Floor. The Committee on Financial Services takes this action with our understanding that, by foregoing consideration of H.R. 6297 at this time, we do not waive any jurisdiction over subject matter contained in this or similar legislation, and that our Committee will be appropriately consulted and involved as this or similar legislation moves forward so that we may address any remaining issues that fall within our Rule X jurisdiction.

Our Committee also reserves the right to seek appointment of an appropriate number of conferees to any House-Senate conference involving this or similar legislation and asks that you support any such request.

Finally, I would appreciate a response to this letter confirming this understanding with respect to H.R. 6297 and would ask that a copy of our exchange of letters on this matter be placed in the Congressional Record during floor consideration thereof.

Sincerely,

JEB HENSARLING,
Chairman.

HOUSE OF REPRESENTATIVES,
COMMITTEE ON FOREIGN AFFAIRS,
Washington, DC, November 14, 2016.

Hon. JEB HENSARLING,
Chairman, Committee on Financial Services,
Washington, DC.

Dear Chairman Hensarling: Thank you for consulting with the Foreign Affairs Committee and agreeing to be discharged from further consideration of H.R. 6297, the Iran Sanctions Extension Act, so that the bill may proceed expeditiously to the House floor.

I agree that your forgoing further action on this measure does not in any way diminish or alter the jurisdiction of your Committee, or prejudice its jurisdictional prerogatives on this resolution or similar legislation in the future. I would support your effort to seek appointment of an appropriate number of conferees from your Committee to any House-Senate conference on this legislation.

I will seek to place our letters on H.R. 6297 into the Congressional Record during floor consideration of the resolution. I appreciate your cooperation regarding this legislation and look forward to continuing to work together as this measure moves through the legislative process.

Sincerely,

BOB GOODLATTE,
Chairman.

HOUSE OF REPRESENTATIVES,
COMMITTEE ON FOREIGN AFFAIRS,
Washington, DC, November 14, 2016.

Hon. BOB GOODLATTE,
Chairman, Committee on the Judiciary,
Washington, DC.

Dear Chairman Goodlatte: Thank you for consulting with the Foreign Affairs Committee and agreeing to be discharged from further consideration of H.R. 6297, the Iran Sanctions Extension Act, so that the bill may proceed expeditiously to the House floor.

I agree that your forgoing further action on this measure does not in any way diminish or alter the jurisdiction of your Committee, or prejudice its jurisdictional prerogatives on this resolution or similar legislation in the future. I would support your effort to seek appointment of an appropriate number of conferees from your Committee to any House-Senate conference on this legislation.

I will seek to place our letters on H.R. 6297 into the Congressional Record during floor consideration of the resolution. I appreciate your cooperation regarding this legislation and look forward to continuing to work together as this measure moves through the legislative process.

Sincerely,

EDWARD R. ROYCE,
Chairman.

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

I rise in support of this measure.

Let me again thank our chairman, Ed Royce, for his leadership on the Foreign Affairs Committee. I also want to thank the leadership on both sides of the aisle for working together to get this bipartisan bill to the floor. Our foreign affairs legislation and particularly sanctions—we have said this before, but I want to say it again—always work best when there is bipartisan support.

Since the Iran nuclear deal was struck more than a year ago, I have consistently said two things: one, I didn’t agree with the deal, but that, once it was in effect, we should try to make it work rather than try to undermine it; two, we should keep looking for ways to hold Iran’s feet to the fire on all of the other bad behavior issues—support for terrorism, ballistic missiles, human rights abuses, and all of those kinds of things.

This legislation—I am happy to say—fits the bill. We can provide the administration tools to crack down on Iran and still be fully compliant with our obligations under the nuclear deal. After all, the exact language in this bill is already law on the books. The Iran Sanctions Extension Act is a simple, clean extension of current law. The legislation, which has been reauthorized with large bipartisan support since 1996, demands that Iran abandon its nuclear weapons program, halt its ballistic missile program, and stop its support for terrorism. All of these remain threats to the United States and to our allies.

The current law is set to expire on December 31 of this year. We don’t want to let the Iran Sanctions Act lapse. We don’t want Iran’s leaders to think we have lost focus on their dangerous activities around the world—that we don’t mind when they launch ballistic missiles that are emblazoned with the words, in Hebrew, “Israel must be wiped out.” They must not think that we will look the other way when they smuggle weapons to the Houthis in Yemen, who, last month, fired two cruise missiles at a U.S. naval destroyer.

This is a critical moment in the region. There is no end in sight for Hezbollah’s support for the Assad regime and Iran’s sponsorship of terrorism throughout Yemen, Iraq, Lebanon, and the Gulf; and, more and more, our friends and allies are unsure about the future of America’s resolve. We need to send a clear message that American leadership is a sure thing. We went to school when we were kids, and we learned about the separation of powers. The legislative branch—this Congress—has an important say and an important role to play, and we will continue to do that.

This legislation will provide for an immediate snapback of sanctions should Iran cheat on the nuclear deal. These sanctions must be in place to demonstrate to Iran that there are consequences for noncompliance. In 10 years, when this legislation expires, we will have another discussion. I sincerely hope that we will look the other way when they smuggle weapons into the Houthis in Yemen, who, last month, fired two cruise missiles at a U.S. naval destroyer.
put an end to its destabilizing activities around the region. In the meantime, hopes won’t safeguard our interests. That is why I support this legislation. That is why we wrote this legislation. I urge my colleagues to do the same and support it.

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

Mr. ROYCE. Mr. Speaker, I yield 3 minutes to the gentleman from Florida (Ms. ROS-LEHTINEN), who chairs the Foreign Affairs Subcommittee on the Middle East and North Africa.

Before yielding to the gentlewoman, I do want to express this body’s special appreciation for the work of my predecessor’s, Ms. ROS-LEHTINEN—our chairman emeritus—because Ms. ROS-LEHTINEN’s foresight and legislative work in prior Congresses, as the author of those measures, is what put into place the statutory sanctions regime upon which we continue to rely; so I thank her for that underlying legislation.

Ms. ROS-LEHTINEN. As always, I thank our esteemed chairman for those wonderful and kind words, and I thank our terrific friend, the gentleman from New Jersey (Mr. LANCE), a member of the Foreign Affairs Committee.

In 2006, as the chairman pointed out, I authored a bill that expanded sanctions on Iran and that extended the Iran Sanctions Act through 2011. In 2010, I worked with then-Foreign Affairs Chairman Howard Berman on yet another comprehensive Iran sanctions bill, which also extended the Iran Sanctions Act through the end of this year. Today, I am so pleased and honored to support Chairman ROYCE’s effort, guided by Mr. ENGEL’s as well, to extend the Iran Sanctions Act for another 10 years, which will keep the foundation of sanctions against Iran in place for when Iran violates the nuclear deal. I believe that those violations have already taken place. Earlier this year, we already saw the administration buy heavy water from Iran.

Why? Because Iran was producing more heavy water than it was allowed to under the terms of the agreement. Just a few days ago, it was announced that Iran was, once again, over the allowable level of heavy water. We have also found out that there have been secret exemptions for Iran and that, without these exemptions, Iran would not have been in compliance with the JCPOA, which is the initials of the nuclear deal, before the deal went to Implementation Day.

That is why, Mr. Speaker, it is absolutely vital that we pass Mr. ROYCE and Mr. ENGEL’s bill—that we extend these sanctions and that we keep the foundation of our sanctions against Iran in place. We need to keep the regime accountable for its violations of its nuclear deal and for its continued illicit activity.

There is absolutely no justification at all for allowing these sanctions to lapse. In fact, everything we have witnessed from the regime this year is a clear indication that we need to be looking at ensuring that all sanctions against Iran are fully and vigorously enforced and even expanded.

I urge my colleagues to support this important measure.

Mr. ENGEL. Mr. Speaker, I yield 3 minutes to the gentleman from New Jersey (Mr. LANCE), the ranking member of the Middle East and North Africa Committee.

Mr. LANCE. Mr. Speaker, I thank Ranking Member ROYCE. I thank Ranking Member ENGEL and Chairman ROYCE for moving forward with this critical piece of legislation to reauthorize the Iran Sanctions Act, which I am proud to introduce with the gentleman.

By extending the Iran Sanctions Act for another 10 years, we will cement the law that has, for 20 years, been the backbone of our Iran policy. Congress worked for many years in a bipartisan manner to craft effective sanctions that have brought maximum pressure on the Iran regime. In fact, it has always been Congress that has been at the forefront of sanctions policy. The nuclear deal is in place, and these sanctions provide the teeth when violations occur.

Preserving our sanctions law should not be viewed by anyone as undermining the nuclear deal. It is, in fact, exactly the opposite. When the Iran nuclear agreement was negotiated, the entire success of the deal was predicated on the notion that, should Iran violate the deal, sanctions would immediately be snapped back into place. The very real threat of vigorous enforcement of U.S. sanctions is what holds Iran to its international obligations.

Now, I was not a supporter of the nuclear deal, but that does not change the fact that the United States is a party to a multilateral agreement that we have an obligation to enforce vigorously. Strong sanctions from the European Union and the United Nations have come because of American leadership. We must continue to exercise that leadership. By living up to our obligations under the deal and by continuing to keep the deal intact, including the willingness to snap back sanctions, we will be able to advance our interests.

The Iran Sanctions Act expires in a matter of weeks. The time for action is now. I urge my colleagues to move swiftly to pass this bill and for the Senate to do the same.

Even as we enforce the nuclear deal, Mr. Speaker, the United States must continue to lead the international community in confronting Iran’s continued sponsorship of terrorism and its dangerous ballistic missile activity. We must ensure that Iran pays an economic price for its continued 10 years of advancement of its missile program through its terror proxies, and we must galvanize the international community to bring home American and other foreign citizens whom Iran continues to detain, including my constituent, Bob Levinson. Iran has not lived up to its obligations to return Bob to his family.

As we approach Thanksgiving, I plead with my colleagues in the House and I plead with my fellow citizens from around the country to stand with the Levinson family as they celebrate the last Thanksgiving they celebrate without their husband, their father, and their grandfather sitting beside them at the Thanksgiving table. We need to bring Bob Levinson home.

Mr. ROYCE. Mr. Speaker, I yield 2 minutes to the gentleman from New Jersey (Mr. LANCE), a member of the Committee on Energy and Commerce.

Mr. LANCE. Mr. Speaker, I rise in strong support of the bipartisan Iran Sanctions Extension Act. Now is not the time to ease up on the world’s leading sponsor of terrorism. The Iran Sanctions Extension Act is an important piece of legislation that needs to be extended so that we can continue our fine work in this area.

I thank Chairman ROYCE for offering this legislation that will extend Iranian sanctions for an additional 10 years. As has been stated, these sanctions will expire at the end of this year if Congress fails to act. It is imperative that we extend the current sanctions regime. This has been in place for quite some time, and this in no way affects the underlying agreement even though I am vigorously opposed to the underlying agreement.

Let’s send a message today that, despite what this administration may think regarding the continuation of the agreement, the Congress is united in tough sanctions. We will hold Tehran accountable for its human rights violations, its support of international terrorism, and its testing of its ballistic missiles.

Sanctions work. Time and time again, U.S. sanctions have been a powerful force on the world stage and have given the U.S. leverage against some of the world’s worst State actors. Let’s not reward provocations that may have occurred already or provocations that may occur in the future. I urge all of my colleagues to vote “yes” and keep these sanctions in place.

I commend the chairman, the ranking member, and the full committee; and if this legislation passes, I am hopeful that the President will sign it into law.
Mr. ENGEL. Mr. Speaker, I yield 3 minutes to the gentleman from Maryland (Mr. HOYER), the Democratic whip.

Mr. HOYER. Mr. Speaker, I thank my friend, Mr. ENGEL, and I thank the chairman, Mr. ROYCE, for bringing this bipartisan Iran Sanctions Extension Act to the floor. I want to thank him for his efforts on behalf of our country, on behalf of the security of our country, and on behalf of ensuring that tough sanctions stay in place.

Tough sanctions are what brought Iran to the negotiating table. Mr. Speaker, in the first place; and the prospect of a snapback of sanctions is what I hope will keep Iran compliant.

Make no mistake: Iran continues to be a bad actor, sponsoring terrorism, contributing to instability in Syria and Iraq, threatening Israel, and suppressing democracy within its own borders. We must continue to ensure that Iran abides by the Joint Comprehensive Plan of Action. We had differences on its merits, but we had no differences that Iran must comply.

No concessions ought to be tolerated. Iran’s theocratic leaders continue to threaten Israel and Americans in the region. They continue as well to pursue ballistic missile technology that destabilizes the region, and its regime has held Americans captive for years as bargaining chips in negotiations over its compliance with basic international law and norms.

This legislation will ensure that President Obama and his successor will have the full force of sanctions available should Iran violate the nuclear agreement in any way. It is critical that our approach to Iran remain bipartisan. Mr. ROYCE and I have had that discussion; Mr. ENGEL and I have had that discussion. I say again that it is critical that our policy remain bipartisan. Doing so sends a strong signal to our allies—and even more importantly to our adversaries—that we are united in our efforts to stop Iran from ever obtaining a nuclear weapon.

Now that this legislation is completed, we need to turn to the critical task of ballistic missile sanctions. And I look forward to working with my colleagues on both sides of the aisle to respond appropriately to Iran pursuing ballistic missile capabilities in violation of U.N. Security Council resolutions.

Again, I reiterate the fact that we work together, Republicans and Democrats, where we have many differences; but on this, we should not have differences because the security of our Nation, the security of the nations of the Middle East, and indeed the global security depends upon it.

I thank both Mr. ROYCE and Mr. ENGEL, and I thank my colleagues for working so hard toward this legislation.

Mr. ROYCE. Mr. Speaker, I yield 3 minutes to the gentleman from New Jersey (Mr. SMITH). He is chairman of the Foreign Affairs Subcommittee on Africa, Global Health, Global Human Rights, and International Organizations.

Mr. SMITH of New Jersey. Mr. Speaker, I thank the distinguished Chairman of the panel of the Iran Sanctions Extension Act, H.R. 6297. This is a must-pass measure that would extend for 10 years the Iran Sanctions Act, a critical set of sanctions targeting Iran’s energy sector that would otherwise expire next year.

As we all know, the administration lifted the vast majority of the act’s sanctions following the purported implementation of the egregiously flawed Iran nuclear deal in January, but these restrictions on investment in Iran’s nuclear sector would form the backbone of the so-called snapback sanctions that the U.S. could impose in response to Iranian violations of the agreement.

Mr. Speaker, let’s not kid ourselves, the Iran nuclear agreement is a mess. There is no anytime/anywhere inspections protocol. Today Iran is massively expanding both the number and the capability of its ballistic missile arsenal. Iran remains the leading state sponsor of terrorism. Now, instead of billions of new funding, they are on a weapons procurement frenzy and are acquiring weapons of many kinds, including SAM missiles.

There is cheating on a number of fronts. Under the terms of the agreement—which I find flawed and many others do as well—that, at least, there is a snapshot, and those sanctions will be kicked into place. If they don’t exist, it is not going to happen.

So for 20 years, we all know sanctions are not working. And it is a matter of time, not if, but when will Iran become a nuclear state.

This is a minimal policy that will at least snap back and say: when you violate the terms and conditions of the agreement—which I find flawed and many others do as well—that, at least, there is a snapshot, and those sanctions will be kicked into place. If they don’t exist, it is not going to happen.

For 20 years, we all know sanctions are not working. Under the sponsorship of Mr. ROYCE and ELIOT ENGEL for their leadership. This is a bipartisan piece of legislation. It is the barest minimum that we can do in the face of such a flawed agreement.

Mr. ENGEL. Mr. Speaker, I yield 3 minutes to the gentleman from Virginia (Mr. CONNOLLY), a very valued member of our Foreign Affairs Committee.

Mr. CONNOLLY. Mr. Speaker, I thank the gentleman from New York (Mr. ENGEL) and the gentleman from California (Mr. ROYCE) for their fine work.

I rise today in support of H.R. 6297, the Iran Sanctions Extension Act.

When Congress considered the Joint Comprehensive Plan of Action last year, which I supported, we acknowledged that this deal was not a panacea. It was not designed to resolve the myriad issues that undergird the U.S. and our allies in their relationship with the regime in Tehran and its reprehensible support for terrorist insurgencies throughout the region.

No one agreement is comprehensive. It wasn’t in the Soviet era, and it isn’t in this era either. The Iran deal is designed to eliminate Iran’s path to developing a nuclear weapon and roll it back in exchange for the lifting of all U.S. nuclear-related sanctions.

Abandoning this deal or reinstating the U.S. nuclear-related sanctions against Iran would be a dangerous course of action, introducing unnecessary risks into an already fraught relationship and into an already delicately balanced multilateral agreement, especially because the deal is, in fact, working. Iran has met the metrics set forth, rather rigorous metrics, in the reversal of its nuclear development program.

However, the scope of the Iran Sanctions Act extends far beyond nuclear-related sanctions, as do our points of contention with the Iranian regime. Iran continues to engage in a variety of unacceptable and destabilizing activities, including domestic human rights abuses, supporting terrorist groups in the region, and advancing an illicit ballistic missile program that is of concern, as Mr. HOYER just mentioned.

We absolutely can and must continue implementation of the Iran deal while simultaneously extending this act as leverage to combat Iran’s other unacceptable behavior.

I want to thank the majority for bringing to the floor a clean reauthorization of the Iran Sanctions Act, which does nothing but safeguards a long-standing bipartisan consensus to counter Iran, something I think we need, especially after this election, more than ever before.

Again, I commend the chairman and the ranking member for their leadership.

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

Mr. ENGEL. Mr. Speaker, I yield 3 minutes to the gentleman from Rhode Island (Mr. CICILLINE), another very valued member of the Foreign Affairs Committee.

Mr. CICILLINE. Mr. Speaker, I rise in support of H.R. 6297, the bipartisan Iran Sanctions Extension Act. H.R. 6297 will extend the Iran Sanctions Act of 1996, as amended, for an additional 10 years through December 31, 2026. If we fail to act, these sanctions will expire at the end of this year.

The Iran Sanctions Act was the first major extraterritorial sanctions on Iran which authorized U.S. penalties against third country firms. It has been an essential part of U.S. sanctions
aimed at denying Iran the financial means to support terrorist organizations and other armed factions or to further its nuclear and weapons of mass destruction programs. We must confront Iran’s dangerous behavior around the world and actions against its own people by extending the Iran Sanctions Act. Iran’s ballistic missile program and support for terrorism threatens our regional allies, including Israel.

Iran’s blatant disregard for human rights and the human rights of its own people and other nations, including Americans, is horrific and violates well-established international standards of human rights.

I want to emphasize that the Iran Sanctions Act does not violate the Joint Comprehensive Plan of Action, which remains an important instrument to prevent Iran from acquiring a nuclear weapons capability. Rather, this bill maintains the strong sanctions to inhibit Iran from engaging in dangerous activities that are an anathema to international norms.

We all recognize the significant challenges that remain in our approach to the Islamic Republic of Iran. We must continue to condemn and work to end Iran’s support for terrorists throughout the region, including Hamas and Hezbollah.

This bill enables us to take these steps to accomplish our national security objectives. It is imperative that we impose sanctions for Iran’s violations regarding support for terrorism, its ballistic missiles program, and human rights.

I urge my colleagues to pass the Iran Sanctions Act of 1996 to maintain the current sanctions architecture and to send a strong bipartisan message that we will continue to hold Iran accountable for any terrorist activity.

Mr. ROYCE. Mr. Speaker, I will reserve the balance of my time, and I reserve the balance of my time.

Mr. ENGEL. Mr. Speaker, I yield myself the balance of my time to close.

In closing, let me say, with the upcoming transition, we are wading into some uncertain waters when it comes to foreign policy. Congress must do its part to ensure stability and consistency on core, foreign policy issues. There is no better example of that stability than this legislation, which has been under consideration for over two decades.

I thank Chairman ROYCE for bringing it up. I am proud to be the leading co-sponsor with him on the bill. I think this again shows the bipartisanship of our committee and on foreign policy and how foreign policy ought to be done.

This bill will help ease the way forward with our own transition. It will remind Iran’s leaders that we still have a lot of contentious issues to deal with; and it will signal to the world that even after a hard-fought election here at home and power changing hands, American leadership on the global stage won’t falter.

Again, I thank my colleagues on both sides of the aisle for moving this legislation so quickly. I urge a “yes” vote and quick action in the Senate. I hope President Obama will sign this bill and extend this important law.

I yield the balance of my time, Mr. ROYCE. Mr. Speaker, I yield myself such time as I may consume.

Once again, Mr. Speaker, I want to recognize Mr. ENGEL for his help in bringing this bill to the floor during the 114th Congress. The ranking member and I have been to this floor debating Iran many, many times. For most all of it, we agreed. For some of it, we didn’t. But we never doubted each other’s sincere views or motives and always conducted the debate in the tradition that is befitting of the Committee on Foreign Affairs and this House.

Mr. Speaker, since it was first passed 20 years ago, the Iran Sanctions Act has been at the center of the U.S. response to the threat posed by the Iranian regime. Despite the Obama administration’s dangerous nuclear deal, this law remains critical to U.S. efforts to counter the full range of Iran’s malicious activity.

This law will expire at the end of the year if Congress does not pass an extension, denying future administrations a critical tool. Its expiration would compound the damage done by the President’s dangerous nuclear deal and send a message that the United States will no longer oppose the destructive role of Iran in the Middle East; and that we are acting today to provide clear statutory authority to reimpose or snap back many of the most powerful sanctions on Iran’s energy industry if the regime rushes toward a nuclear weapon.

I look forward to putting this bill on the President’s desk for his signature before the end of the 114th Congress and then returning next year to work with Mr. ENGEL, to work with a new administration, with bipartisan support for the members of the Committee on Foreign Affairs as the United States and our allies confront the growing aggression of the Iranian regime.

I yield the balance of my time, Ms. JACKSON LEE. Mr. Speaker, I rise in support of extending the option of sanctions against Iran by passage of H.R. 6297, the Iran Sanctions Extensions Extension Act, which reauthorizes the Iran Sanctions Act of 1996 for 10 years.

As a Senior Member of the Homeland Security Committee, and Ranking Member of the Judiciary Committee’s Subcommittee on Crime, Terrorism, Homeland Security, and Investigations, I am very much aware of what is at stake in the work done by President Obama to ensure that Iran does not have the breakout capacity to build a nuclear weapon.

Events over this Congress make it clear that Congress should be vigilant in providing for the protection of the United States. Congress should be mindful of: the United States’ leadership in the effort to forge an enforceable and verifiable nuclear agreement; and the detection of radioactive materials that would pose a threat to public safety and health.

There are several material facts that must be understood about weapons grade radioactive material—each nation’s process for refining nuclear material for use in a weapon is unique.

Radioactive material has a unique spectrum range and composition that is akin to signatures that cannot be confused with other sources of radioactive material both natural and manmade.

The first essential fact is that having samples and data from Iranian facilities where materials in Iran were produced established the radiological signatures for materials that could have only come from those facilities or from processes that follow the methods used by the Iranian nuclear physicists who developed their program.

The United States has those samples and the data needed to identify material from Iranian efforts to purify radiological materials.
The second essential fact is that radiological material leaves evidence of its presence long after it may have been removed from an area. The physical evidence of centrifuges; storage facilities or weapons themselves are not the only evidence that may convict Iran of violation of the agreement; it can also be the unique iraniuran radiation trail left behind during any attempt to refine or purify radiological material for use in a weapon or the transfer of even small quantities of material that is generated or sourced by the Iranians.

The third essential fact is that if the Iranians need special centrifuges to refine radiological material than is allowed by the agreement, they are in violation of the JCPOA. This critically-needed legislation will ensure that the President has the ability to enforce the JCPOA when and as necessary.

For these reasons, I will join my colleagues in supporting passage of this bipartisan effort to ensure the JCPOA is adhered to and that we do not allow a measure that will undermine the JCPOA and its ability to restrict Iran from creating its nuclear weapons.

The vote was taken by electronic device, and there were—yeas 419, nays 1, not voting 14, as follows:

[Roll No. 577]

YEAS—419

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Mr. CONGRESSIONAL RECORD—HOUSE

Mrs. COMSTOCK. Mr. Speaker, my card did not register. Had I been present, I would have voted "yea" on rollcall No. 577.

Mr. PEARCE. Mr. Speaker, I was not present to vote on H.R. 6297, the Iran Sanctions Extension Act. Had I been present, I would have voted "yea" on rollcall No. 577.

URGING RESPECT FOR THE CONSTITUTION OF THE DOMINICAN REPUBLIC OF THE CONGO

The SPEAKER pro tempore. The unfinished business is the vote on the motion to suspend the rules and agree to the resolution (H. Res. 780) urging respect for the constitution of the Democratic Republic of the Congo in the democratic transition of power in 2016, as amended, on which the yeas and nays were ordered.

The Clerk read the title of the resolution.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from California (Mr. ROYCE) that the House suspend the rules and agree to the resolution, as amended.

This 5-minute vote was taken by electronic device, and there were—yeas 464, nays 3, not voting 15, as follows:

[Roll No. 577]

YEAS—464

Abraham
Adams
AgUILAR
Allen
Ashford
Babin
Barbetta
Barr
Barton
Beatty
Bender
Bernie
Bost
Bouyntz
Boyle, Brendan

Carter
Hancock
Barnes
Brooks (AL)
Brooks (IN)
Brown (FL)
Brownley (CA)
Buchanan
Buck
Burson
Butterfield
Byrne
Calvert
Capuano
Cardenas
Carney
Carson (IN)
Carter (GA)
Carter (TX)

Serrano
Sessions
Newhouse (AL)
Newman
Nolan
Nunes
O’Rourke
Okin
Paulsen
Payne
Polisi
Perlmutter
Perry
Lawrence
Peter
Levin
Liu, Ted
Lipski
LoBiondo
Loebsack
Lowden
Lohr
Lydia
Love
Lowenthal
Lowey
Lucas
Luetkemeyer
Lucas Grisham (NM)
Lummis
Lunsford
Lynn
MacArthur
Maloney, Carolyn
Maloney, Sean
Marchant
Marino

YES—NAYS—14

Comstock
DeSantis
Fitzpatrick
McDermott
Granger
Gutierrez

Napolitano
Neal
Newhouse (NY)
Norcross
H. Watts
O’Rourke
Okin
Paulsen
Payne
Polisi
Perlmutter
Perry
Lawrence
Peter
Levin
Liu, Ted
Lipski
LoBiondo
Loebsack
Lowden
Lohr
Lydia
Love
Lowenthal
Lowey
Lucas
Luetkemeyer

Mr. SENSENBRENNER changed his vote from "nay" to "yea."

So (two-thirds being in the affirmative) the rules were suspended and the bill was passed.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

December 7, 1999

Mr. SENSENBRENNER changed his vote from "nay" to "yea."
So (two-thirds being in the affirmative) the rules were suspended and the resolution, as amended, was agreed to.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

WISHING CAMILO FERNANDEZ
HAPPY 90TH BIRTHDAY

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

Ms. ROS-LEHTINEN. Mr. Speaker, I rise to wish my good friend Camilo Fernandez a warm and happy 90th birthday.

Like so many Cubans before and after him, Camilo was forced to leave Cuba, his native homeland, because of his deep opposition to the Castro regime. Shortly after arriving in this wonderful country, his new homeland, America, eventually settling in New Jersey, Camilo rose to become a successful businessman and a civil society leader.

His legacy of extraordinary perseverance and commitment to those left behind on the island continues to be an inspiration to the thousands of Cubans still in exile today, but he also remains a beacon of hope for a Cuba that will one day be free of the tyranny of the Communist Castro regime.

I congratulate my friend Camilo Fernandez on his 90th birthday and vow to continue working together for the establishment of a free and democratic Cuba and with respect for the human rights of all of the people of Cuba.

NATIONAL APPRENTICESHIP WEEK

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

Mr. LANGEVIN. Mr. Speaker, I rise today in honor of National Apprenticeship Week. As co-chair of the Career and Technical Education Caucus, I am proud to be joined by my friend and caucus co-chair, Representative G.T. THOMPSON from Pennsylvania, in recognizing this important week. I know he will be speaking in just a minute. I want to thank him for his outstanding leadership on this issue and so many others.

Apprenticeships are a proven method of preparing students for in-demand jobs. By combining on-the-job training with classroom instruction, apprenticeships teach both job skills and how these skills are used in the workplace.

Earlier this year, the House passed the Strengthening CTE for the 21st Century Act. This bill expands opportunities for apprenticeships and even allows teachers to gain direct knowledge of workplace skills.

G.T. and I were proud to help champion House passage of this bill, which received overwhelming bipartisan support. We now urge the Senate to take up this measure before the end of the year to ensure that all students have access to high-quality CTE. It is the exact thing that our economy needs right now. It will close our skills gap, making sure that our workers, our young people, have the skills they need for in-demand jobs today and well into the future.

HONORING POLICE OFFICER CODY BROTHERSON

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

Mr. STEWART. Mr. Speaker, it is with honor but with sadness that I rise today to honor a local hero, 26-year-old West Valley Police Officer Cody Brotherson, who was killed last week in the line of duty.

On Sunday, November 6, around 3 a.m., police were pursuing three individuals in a stolen vehicle. While Officer Brotherson was placing spikes in an attempt to stop this stolen vehicle, he was hit by the car and, tragically, killed. Not only will he be deeply missed by his parents, two brothers, and loving fiancée, but by the entire community.

I have had the chance, like many Members of Congress, to go on police ride-alongs, and again and again I am impressed with their hard work, their professionalism, and their willingness to put themselves at risk so that they can protect those of us whom they serve.

Now more than ever, it is important that we recognize these brave men and women who are willing to serve and to protect our communities. Cody was one of these brave ones who ultimately lost his life protecting us.

My prayers go out to the Brotherson family during this extremely difficult time. We will forever be grateful for his service and for their sacrifice.

HONORING FORT WORTH POLYTECHNIC HIGH SCHOOL CHEER TEAM

(Mr. VEASEY asked and was given permission to address the House for 1 minute.)

Mr. VEASEY. Mr. Speaker, I rise today to congratulate the Parrots of Polytechnic High School and their cheer team on their future performance at the 90th annual Macy’s Thanksgiving Day Parade. On November 23, squad members will showcase their talent to the millions at home watching this parade in New York and around the country.

Out of the many video submissions, the team was selected for their athleticism and enthusiasm. But most importantly, they embodied values fitting of Thanksgiving: a spirit of gratitude and togetherness.

While their achievement came as a result of the team’s tireless effort, I also want to thank their head coach, Raynetta Dotson, for her dedication and commitment to the Polytechnic High School cheer team.

The entire Fort Worth community is so proud of these exceptional students. I wish them a safe trip to the Big Apple and congratulations on their achievement.

THE UNDOING OF DEMOCRACY IN TURKEY

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

Mr. ROHRABACHER. Mr. Speaker, I rise today to speak about the disastrous undoing of democracy in Turkey and, specifically, the targeting and incarceration of those opposed to Turkish President Erdogan’s ruling clique, especially anyone with any association to the Gulen movement as well as ethnic Kurdish leaders.

Since an upheaval in July, President Erdogan has used emergency powers to arrest over 37,000 people and dismiss 100,000 other people from their government jobs. Lawmakers, Supreme Court judges, mayors, journalists, and approximately 14,000 doctors and teachers have been arrested or dismissed—many without due process.

Newspapers and television channels critical of the Turkish Government have been shut down. Twitter and Facebook are filtered, while Internet connections are systematically interrupted. Human rights in Turkey are under severe attack, and the enemy is the Turkish people’s own government.

President Erdogan’s administration is currently brutally oppressing anyone representing the Kurdish people in that country, including the Turkish political party HDP, which is involved in the democratic process. Perhaps the most bizarre is the repression of the Gulen movement in Turkey, and I would suggest that those people dedicated to education, benevolence, and respect for others should not be oppressed but should be looked at as friends of freedom everywhere.

RECOGNIZING NATIONAL APPRENTICESHIP WEEK

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

Mr. THOMPSON of Pennsylvania. Mr. Speaker, I rise in recognition of the second annual National Apprenticeship Week, which commenced yesterday, November 14. This special occasion helps to highlight the value of apprenticeships and educate businesses and individuals about the positive impact they have on our economy.

As co-chairs of the House Career and Technical Education Caucus, my colleague, JIM LANGEVIN of Rhode Island,
and I have advocated for a modernized approach to career and technical education programs and apprenticeship opportunities across the United States.

As part of our commitment, we worked in conjunction with members of the House Committee on Education and the Workforce to introduce H.R. 5587, the Strengthening Career and Technical Education for the 21st Century Act.

This bipartisan legislation aims to help Americans acquire the skills necessary to compete for high-wage, high-demand jobs. Notably, the bill encourages stronger public-private partnerships, increases opportunities for apprenticeships and credentialing, and strengthens support for academic counseling.

H.R. 5587 overwhelmingly passed the House in September, demonstrating the enthusiastic support for career and technical education. I remain dedicated to moving this bill through the legislative process and providing a path forward to those who are looking to better their lives.

Mr. FLEMMING. Mr. Speaker. November 20 of this year marks 30 years since President Ronald Reagan signed a proclamation declaring the rose as the National Floral Emblem of the United States of America. The rose takes its rightful place as one of our Nation’s symbols, along with the American flag, our national motto—In God We Trust—and our national anthem.

Based in Shreveport, Louisiana, the American Rose Society promotes the appreciation of the rose and proudly bears the honor of being the oldest single-plant horticultural society in our country.

The American Rose Center’s gardens also display over 65 separate gardens and 20,000 different rose bushes for visitors, enthusiasts, and gardeners to all enjoy.

I join the American Rose Society in celebrating this occasion, remembering the words of President Ronald Reagan from 30 years ago: ‘The American people have long held a special place in their hearts for roses. Let us continue to cherish them, to honor the love and devotion they represent, and to bestow all we love upon them as God has bestowed them on us.’

CONGRATULATING GRASS VALLEY SURGERY CENTER

Mr. LAMBORN. Mr. Speaker. I appreciate the opportunity to come to the House floor tonight to commemorate National Bible Week. Every U.S. President down to today has likewise declared this time of year to be National Bible Week.

The National Bible Association, in agreement with the U.S. Conference of Bishops, has designated the specific days of November 13 to 19 as National Bible Week this year. This is the week that we can all agree is National Bible Week, and we can recognize the Bible as the foundational building block of Western civilization, the Judeo-Christian heritage, and the legacy that motivated and shaped the founding of the United States.

In this hour, we will hear from Members of Congress about why the Bible is important and what it means to them. We are here to recognize National Bible Week.

My own experience with the Bible began in 1973, when I was an 18-year-old freshman at the University of Kansas. I was approached by some people who asked me if I knew what was in the Bible. I said that I believed I knew what it all about, however, I had never read any of it for myself. The only honest thing I could do at that point was to read it for myself. When I read the Gospel of John, I ended up discovering a personal relationship with Jesus Christ, who became my Lord and Savior. In that Gospel, He said: I am the way, the truth and the life. No one comes to the Father except through me.

Mr. Speaker, I don’t know where in their spiritual journey people may be who are listening tonight, but I do know this: it is better to read the Bible for oneself and not just to take someone else’s word for what is in it. For me, it made all of the difference in the world.

Mr. Speaker, as we celebrate National Bible Week, we remember the importance of faith in both our private and public lives. We recognize the Bible’s powerful message of hope. We cherish the wisdom of the Bible, and we thank God for providing this Holy
Book that has been truly a lamp unto our feet and a light unto our path.

Mr. Speaker, I yield to the gentleman from Virginia (Mr. FORBES) who is a valuable member of the Armed Services and Judiciary Committees. Representative RANDY FORBES will be leaving Congress at the end of this year, and he will be truly and sorely missed.

Mr. FORBES. Mr. Speaker, I thank Mr. LAMBORN for his work in this area and for doing this Special Order. Mr. LAMBORN the impact the Bible had on his life. The Bible began having an impact on my life long before I was born.

This little book is over 75 years old. It is called the “Heart-Shield Bible.” Inside of it, it has my father’s name, and it says: “From Mother and Daddy.” It was given to him when he was 19 years old, just before he left to go fight in World War II. He ended up at Normandy, not with the initial invasion, but a little while after that. Someone—don’t remember where now where it was—he opened this book and he read it.

Now, the theory of this book was it had a gold plate on the front, and it was supposed to be put in your pocket and kept in your heart if you were shot. I don’t know that it ever did that, but it changed his heart. He made a promise in those foxholes that if he got back home, he would have his family—which he didn’t have at the time—in church every single Sunday. I know a lot of GIs made promises that they left when they got on the ship to come back. He never did.

So that little book that he read not only transformed his life, not only gave him the courage and the faith to get through that war, but it changed his heart. He made a promise in those foxholes that if he got back home, he would have his family—which he didn’t have at the time—in church every single Sunday. I know a lot of GIs made promises that they left when they got on the ship to come back. He never did.

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In my office I always kept a Scripture—a something that was offered by Chaplain Peter Marshall on the floor of the Senate on March 18, 1948.

It said this: “Our Father in Heaven, save us from the conceit which refuses to believe that God knows more about government than we do, and the stubbornness that will not seek God’s help. Today we claim Thy promise: ‘If any man lack wisdom, let him ask of God, who giveth to all men liberally and it shall be given to him.’ Thou knowest, Lord, how much we need it. Make us willing to ask for it, and eager to have it. In Jesus’ name we pray. Amen.’”

That Scripture from James 1:5 should serve as a guidepost for those in leadership today.

Our Nation is on the cusp of great opportunities, but our future, nevertheless, remains fraught with challenges. America is at a crossroads. Each of us must, with humility, seek wisdom and truth as we make decisions in the days ahead.

I can think of no single book that offers that wisdom and truth more than the Bible. I thank Mr. LAMBORN again for allowing me to be here.

Mr. Speaker, I thank the gentleman from Virginia, I appreciate the words, the wisdom, and the heartfelt nature of what he just spoke to.

Mr. Speaker, I express my heartfelt gratitude for his efforts tonight to call attention to this.

Mr. Speaker, I am thankful for the opportunity we are afforded here to speak of the Bible in our lives as well, and, more importantly, the impact the Bible can have on all lives.

I was a young boy when I was encouraged to memorize a little verse, John 3:16, which said: “For God so loved the world that He gave His only begotten Son that whosoever believe in Him should not perish but have everlasting life.”

When I put my name in that place in the world, that meant everything in the world to me. With Jesus Christ as my savior, it has impacted my life.

Mr. Speaker, noted historian, Will Durant, once stated: “The greatest question of our time is not communism versus individualism, not Europe versus America, and not the East versus the West, it is whether men can live without God.”

Mr. Speaker, that question, it now appears, will be answered in our own time.

□ 1746

God has left us with a direct message on life and how to live life with God, and that message is the Bible, a book that is, sadly, being pushed out of the mainstream of our country in many ways. Sadly, we are seeing the results in broken homes, dysfunctional societies, upheaval that is going on. Sadly, those results impact us here in government as well. Yes, we can still read the Bible, but freedom to live it out is in peril.

And Joseph Stalin suggested that “America is like a healthy body and its resistance is threefold, its patriotism, its morality, its spiritual life. . . . If we can undermine these three areas, America will collapse from within.”

Mr. Speaker, these are sobering statements.

The Bible that we honor in a special way today and throughout this week addresses the preceding statements with great clarity when it affirms in Proverbs 14:34: “Righteousness exalts a nation, but sin is a reproach to any people.”

This is why I believe a signer of the Declaration of Independence named Jonathan Whitherspoon declared it this way: He said: “A republic once equally poised must either preserve its virtue or lose its liberty.”

Whitherspoon, who was also a minister, made this statement in the context of virtue being defined by God’s truth as contained in the Bible.

I am certain that he could have quoted Psalm 1, as it says: “Blessed is the man who walks not in the counsel of the ungodly, nor stands in the path of sinners, nor sits in the seat of the scoffers. But his delight is in the law of the Lord, and in his law he meditates day and night. He shall be like a tree planted by the rivers of water, that brings forth its fruit in its season, whose leaf also shall not wither; and whatever he does shall prosper. The ungodly are not so, but are like the chaff, which the wind drives away. Therefore, the ungodly shall not stand in judgment, nor sinners in the congregation of the righteous. For the Lord knows the way of the righteous, but the way of the ungodly shall perish.”

It was words of a psalmist. Plainly, honoring the Bible in one’s life brings success, while rejection of the Biblical truth brings defeat.

Mr. Speaker, one of my favorite Bible verses, a verse that means a lot to me as I think at the end of each day and pray and ask certain questions in my own life, is II Timothy 2:15. It says: “Be diligent to present yourself approved to God as a workman who does not need to be ashamed, accurately handling the word of truth.” In that simple, eloquent, little verse, it says in the end what matters. First, is God pleased with your day? Has his work been done well? And, finally, has the Word, the Bible, been used well? If the Bible has been used well by individuals or a nation, we will do well.

John Clifford wrote a poem that I will end with today. In that poem he says this:

“Last eve I paused beside the blacksmith’s door, and heard the anvil ring the vesper chime; Then looking in, I saw upon the floor, old hammers, worn with beating years of time; How many anvils have you had,” said I, ‘to wear and batter all these hammers so?’ Just one,’ said he, and then with twinkling eye, “The anvil wears the hammers out, you know.”

And so, I thought, the anvil of God’s Word for ages skeptic blows have beat upon;

Yet, though the noise of falling blows was heard, the anvil is unharmed, the hammers gone.”

Isaiah 40:8 confirms: “The grass withers, the flower fades, but the Word of our God,” the Bible, “stands forever.”

Mr. LAMBORN. Mr. Speaker, I thank the gentleman for his words.

In a moment, we are going to hear from Representative VIRGINIA FOXX of North Carolina. But let me briefly mention first how the Bible was foundational to the development of our country.

Many of the early American settlers came to the New World with the express purpose of following the Bible according to the convictions of their own
consciences. One of the first acts of Congress during the tumultuous beginning of our Nation was the authorization of an American published Bible. The war with the British had cut off the States’ supply of Bibles from England. Our Founding Fathers understood how important it was for the American people to have Bibles, so in 1782, Congress reviewed, approved, and authorized the first known English language Bible to be printed in America.

Throughout history, many of our great leaders have turned to the Bible for guidance, hope, and faith. President Abraham Lincoln once said of the Bible, in regard to this great book: “I have but to say, it is the best gift God has given to man. All the good the Savior gave to the world was communicated through this book. But for it we could not know right from wrong. All things most desirable for man’s welfare, here and hereafter, are to be found therein.”

And President Ronald Reagan, in his own National Bible Week declaration, which we are celebrating this week, wrote, when he was in office: “When I took the oath of office, I requested the Bible, which always has been a major influence on my life and faith. It brought me comfort and strength and inspired and guided me through many moments in my life.”

I have collected some of the stories told at last year’s National Prayer Breakfast, in a book called “God Is in the House,” which people are telling me is a great inspiration to them.

Today, I offer a prayer of gratefulness for this gift of God’s Word and encourage our fellow Americans to dig deep into the Good Book and discover for themselves what riches it has in store for them.

Mr. Speaker, I yield to the gentlewoman from North Carolina (Ms. FOXX).

Ms. FOXX. Mr. Speaker, I want to thank the gentleman from Colorado (Mr. LAMBORN) for organizing this Special Order tonight.

Mr. Speaker, I am rising also to join my colleagues to commemorate the 75th annual celebration of National Bible Week. And I want to thank all of my colleagues for giving us such wonderful history lessons and quotes about how the Bible has always been to our country, and particularly to the Founders of our country.

As I stand here tonight, I am looking straight up at the full face of Moses looking down on us. When I have people in the Chamber, I point out to them that around the top of the Chamber are profiles of ancient lawgivers. The only full-face figure is that of Moses, who looks straight down on the Speaker’s podium. I think that it is so important that we honor that and that we, as a Judeo-Christian country and that the Bible, both the Old and New Testament, are so important to us.

As we approach this celebration, Mr. Speaker, which is traditionally held during the week of Thanksgiving, it is important to take a moment and reflect on how this Good Book has changed the course of history, stood as a guiding light for the world, shaped our Nation, and inspired countless lives.

The Bible is a precious gift from God to his people that teaches us how we ought to relate to our Creator and how to love our fellow human beings during times of turmoil, confusion, and strife. I can think of no more important source of guidance than this deep repository of fundamental and universal truth.

It offers us hope when circumstances are dire and is a source of strength when our human frailty brings us low. When we are surrounded by darkness, as the psalmist wrote, the Bible “is a lamp to our feet and a light to our path.”

I hope it will be encouraging to the American people to know that there are people in the Capitol who make every effort to live their lives by the precepts of the Bible. We have many Bible studies and prayer groups that meet every week here. In fact, the National Prayer Breakfast grew out of our weekly bipartisan prayer breakfast in both the House and the Senate. I have collected some of the stories told at last year’s National Prayer Breakfast, in a book called “God Is in the House,” which people are telling me is a great inspiration to them.

Today, I offer a prayer of gratefulness for this gift of God’s Word and encourage our fellow Americans to dig deep into the Good Book and discover for themselves what riches it has in store for them.

Mr. Speaker, I yield to the gentleman from Georgia (Mr. JODY B. HICE).

Mr. JODY B. HICE of Georgia. Mr. Speaker, I thank the gentlewoman for her well-spoken remarks and the heartfelt nature of what she shared.

Mr. Speaker, I yield to the gentleman from Georgia (Mr. JODY B. HICE).

Mr. Speaker, I rise, as have my colleagues, to celebrate one of the most significant and remarkable books in human history—certainly to my life—and that is the Bible. As a servant of Christ and, in fact, a pastor for nearly 30 years, it is my honor to join all of my fellow Americans in recognizing the importance of the Bible and its incredible impact on my life, on many of our lives, and certainly on the life of our Nation.

Mr. Speaker, the Bible speaks to the greatness of God. It speaks that he is the object of true worship, that he is the fount of all blessings, and that he is, in fact, our redeemer, our friend, our savior, and our judge.

I don’t want to be anywhere to start when it comes to having favorite verses. There are just so many. I read it daily. It is a part of the beginning of every day of my life. But one of those verses that I believe is so appropriate for right now comes from Hebrews 4:12 that really deals with the importance of God’s Word in our lives. It very simply says that the Word of God is alive and active, that it is sharper than any double-edged sword, that it penetrates even to the dividing of soul and spirit, joints and marrow, and it judges the thoughts and intentions of the heart.

I think our country has pretty much always recognized the unseem power of Almighty God as it relates to our fortunes as well as our destiny; and I believe now, more than ever, our Nation would do well to return again to the Bible for guidance in these critical days that we are facing.

This week, communities, pastors, churches, and leaders all across America are going to be celebrating National Bible Week. They are going to be reading it. They are going to be reflecting on it. They are going to be talking about, in discussions and so forth, just how the Bible can help each of us lead a better life, frankly, because it points us to personal forgiveness and personal transformation through faith in Jesus Christ.

Mr. Speaker, I believe it is our responsibility as leaders in this country to remind Americans of the significance of the Bible to our individual lives, to our history, to our national life, and certainly to the culture that we have here in America.

One of our late Presidents, Theodore Roosevelt, actually did this while he was in a conversation with the son of a very close friend of his who was entering the mission field, and this statement, I believe, just says so much in this regard. He said:

I have told you so many times that I consider the Christian ministry as the highest calling in the world, most intimately related to the most exalted life and service here and destiny beyond.

But then, as President, he said this:

And I consider it my greatest joy and glory that, occupying a most exalted position in the Nation, I am enabled, simply and sincerely, to preach the practical moralities of the Bible to my fellow countrymen and to hold up Christ as the hope and savior of the world.

What a statement by one of our Presidents.

Mr. Speaker, I just want to again commend my good friend, DOTG LAMBORN, for holding this Special Order. Obviously, we gain tremendous insight, inspiration, and guidance from the Scriptures. The light of God’s Word shines through us most when we hold fast to these principles and apply them to our daily lives. Again, I thank the gentleman for this opportunity.

Mr. LAMBORN. I thank the gentleman from the great State of Georgia for being here, for sharing, and for his background. People come to Congress with all kinds of different backgrounds, and having one or more pastors, which we do here in the body, adds a valuable thread of experience and thought that helps us all.

One reason many people respect the Bible is that so many prophecies for telling future events have come true exactly as foretold. In the Old Testament, there are many predictions that were given to prove if a speaker were divinely inspired. If and when these prophecies came true, it validated the words of that prophet. The Book of Daniel, for instance, contains scores of detailed prophecies that were literally
fulfilled. Skeptics have fallen back to the position that Daniel must have been written after the fact and is misrepresenting itself. In fact, Daniel is found in its entirety in the Greeks’ Septuagint and partially in the Dead Sea Scrolls, both of which we know predate the writing of the New Testament. The rise and fall of empires, the capture and destruction of cities, and the destiny of kings all were prophesied about in minute detail, and archæology and history have literally confirmed the fulfillment of such prophecies as having come true.

I now yield to a friend, the gentleman from the great State of North Carolina, ROBERT PITTENGER.

Mr. PITTENGER. I thank Congressman LAMBORN so much for his leadership, for his heart, for his gentle leadership, for his heart, for his kind heart, for his leaderhand, for his leadership, for his heart, and the sweet Carolina, ROBERT PITTENGER.

As we look at the Word of God, we find truth. As we read in John, Chapter 1: "In the beginning, it was the Word, and the Word was with God, and the Word was God. The same was in the beginning with God." Now, I didn’t know that Word until November 2, 1969, at 10:30 p.m., on a Sunday night, when I gave my life to Christ. I wasn’t too theological. I just said: "Lord, I give up. You lead my life." When that happened, I had an in-satiable desire to read the Word of God. I would stay up, when I was a senior in college, and I would read the Word of God at midnight and later on into the early morning because it fed my spirit. It fed my soul, and it gave me direction in my life.

I didn’t know much about the Bible. I went to church. I guess they drug it to church, for you can still see the heel marks in the ground. I knew a lot about church, but I didn’t know a lot about the Bible. I went out to a place that was the Campus Crusade for Christ. They had a mini seminary for 6 weeks, and I learned more there about the Word of God. I then ended up joining the Campus Crusade and was there for 10 years.

I went through a couple of years of seminary classes, but the Word of God is what gave me stability in my life and is what gave me perspective in my knowing that He knew much better about me and my future and had a greater wisdom about my life than I knew and that the best that I could do was partake in His knowledge. The more I knew about Him, the greater my life and the more peaceful my life and the more direction I would have in my life to fulfill His God-given mission.

So the Word of God is our hope. It is the hope for this country. Frankly, in reality, that word is in us right in the path with Him, horizontally, we will be in good shape the more we are consistent with the precepts of His Word.

Frankly, George Washington knew that. On one occasion he was down at Mount Vernon. Many years ago, I was here, working with Dr. and Mrs. Bill Bright as they started the Christian Embassy back in the mid-1970s, and we went down to Mount Vernon. In the casing was the Bible that George Washington read from. It was all marked through. He knew the Word of God. He studied it. I have read his diaries. He went every Wednesday night to vespers. He rode on his horse to church every Sunday. He committed himself to knowing the Word of God. That is why he became the great leader that he was.

So I thank the gentleman, Mr. LAMBORN, for his leadership, for his heart, for his understanding, for his perspective. I will be always grateful for this young gentleman giving honor to the Word of God tonight.

Mr. LAMBORN. I thank the gentleman and appreciate his remarks.

Let me say something about manuscripts, ancient, across the centuries for the text of the Bible. The Bible that we acknowledge during this National Bible Week has come down to us in history through manuscripts that were written centuries or millennia ago. These manuscripts are more numerous by an order of magnitude than any other classical text and go back much closer to the time of origin than any classical text.

For instance, the Histories of Herodotus, which, actually, I read recently, are based on eight manuscripts that come about 1,300 years after the original version. By contrast, the New Testament has over 20,000 manuscripts, some of which go back mere decades after the original version. The Dead Sea Scrolls proved that the Hebrew text of the Old Testament, which came down from other sources, is, indeed, accurate and reliable to the letter.

I now yield to the gentleman from Ohio, Representative BILL JOHNSON, my friend and colleague.

Mr. JOHNSON of Ohio. I, too, want to thank my colleague from Georgia—not from Georgia but from Colorado. I have lived all over the country, so I get confused about who some of my colleagues are. I thank my colleague from Colorado for doing this this evening.

God’s Word has meant so much to me in my life. I can remember being a young boy and being raised in that two-horse, two-wheel, wagon-rut mule farm, where every day was a survival day—no indoor plumbing, up before dawn, going to bed way after dark. Every day was a workday except Sunday. I remember going with my grandfather, who was a superintendent of the local church. As a very young boy, he would let me hold onto the rope as he would pull the bell to signal that it was time for the community to come to worship. The rope was attached to the bell tower, and my grandfather would stand there, making sure I didn’t fall and hurt myself. It was like going to Six Flags for me as a kid.

I remember, as a young boy, being exposed to the words in this book when I was in the backroom of that little church, learning for the first time the great stories of the patriarchs and matriarchs of the Scriptures: Abraham, Jacob, Isaac, Moses, King David, the Apostle Paul, and, of course, our Savior Jesus Christ. I went through my life with some of those foundational faith principles that were taught to me at that point. All of my life, I wanted to find out where all of that came from.

I had an opportunity to visit the nation of Israel—the Holy Land—in 2014. I thought about that visit before I went, and I thought I would like for this to be more than just an official visit. I wanted it to be like being for me. I thought it was going to be meaningful; so I prayed about that. I said, "God, can you let me get something from this visit that I can take back and share that will be revealing?" and he did. As I walked in the footsteps of Jesus in Galilee—when he was taking Isaac to Mount Moriah—and when I stood on the Temple Mount, when I stood in the Garden Tomb, a revelation came to me, and that is the reason that America’s heart is so intertwined with our friends in Israel—it is that our lineage is one and the same.

The Scriptures tell us that a little place that is a little southwest of modern-day Jerusalem is where God told Abraham, Jacob, but your name is going to be Jacob, but your name is going to be Israel; and I am going to make a nation come from you, and this shall be your land.

It occurred to me at that point that our lineage and the lineage of the nation of Israel is exactly one and the same because, if you go back to our founding documents—to our Declaration of Independence—it claims that our unalienable rights of life, liberty, and the pursuit of happiness come not from man, not from governing bodies, but from our Creator.

John Adams said that the Constitution of the United States is a document that is designed to govern a people who live by Christian principles and that it is wholly inadequate for any other. Today, we seem to think that you have to be perfect to experience God’s redemption in your life.

I am reminded of First Chronicles, Chapter 2, the lineage of Jabez. He prayed: O God that You would bless me, indeed, that You would expand my territory, that Your hand would be
upon me, and that You would keep me from evil that I might not cause pain.

We never hear about Jabez at any other time in the Bible, but we know what God said to him. Because Jabez was a righteous man, God answered his prayer. You will notice that the Scriptures say, “So Jabez was a perfect man. They said because Jabez was a righteous man—that he had a heart after the Father’s.”

In America today, we hear about so much of the division and of even division in the within the legislative branch—within parties and across party aisles. We sometimes forget that the Bible talks about politics. You will hear oftentimes “don’t mix religion and politics.” The Bible talks about politics. Go read Daniel, Chapter 6. Daniel, Chapter 6 is like a session of Congress. We all know the story.

Daniel was an overseer who was appointed by the king. He was selected as a commissioner, one of the leaders of the overseers here in the House, perhaps. Some of the people didn’t like how much favor Daniel was getting with the king, and they began to conspire against him. You know the story. They set it up so that Daniel had to be thrown in the lions’ den. We know that God spared Daniel and shut the mouths of the lions, and the conspirators suffered the same fate. They were fed to the lions by the king.

Yet we don’t go far enough into that to remember what Daniel did as a politician. You see, Daniel never went to the king and said: Hey, you have abandoned me. You stabbed me in the back. I have been your guy all of this time, I have been your guy. You stabbed me in the back. You stabbed me in the back.

He never went to his other commissioners and said: I thought you guys were with me. I thought we were all in this together, and now you are conspiring against me.

No. What Daniel did was he said: King, I am your guy. I am still going to be your guy, but what I am not going to do is give up my principles upon which I stand—my belief and faith in my God. If you want to throw me in the lions’ den, throw me in the lions’ den.

You see, Daniel knew something that we as leaders—that we as a nation—need to get back in touch with, which is God doesn’t expect us to do His job. Daniel knew he was not the changer; rather, he was the change agent.

Mr. Speaker, I thank you for allowing me a few minutes to speak tonight. I have wanted to do this for a long time. God bless you, Mr. Speaker, thank Representative JOHNSON for what he shared. It is truly appropriate for this National Bible Week. I appreciate how he talked about the ties between Christianity and Judaism and the Judeo-Christian ethic, which ties it all together and how you observed that during your recent trip to Israel.

There are many archeological discoveries which have validated Biblical accounts, giving trustworthiness to the Bible. We acknowledge during this National Bible Week. Time and time again, archeology has shown the Biblical personalities, locations, and events actually existed in time and space. Claims by critics that a Biblical statement or event has been debunked by later archeological discoveries more times than we can say.

The Jewish archaeologist Nelson Glueck has said: “It may be stated categorically that no archeological discovery has ever controverted or contradicted a biblical reference.”

I now yield time to the gentleman from California (Mr. LAMALFA). He will talk about this National Bible Week. Mr. LA MALFA. Mr. Speaker, I thank the gentleman from Colorado (Mr. LAMBORN), who not only shares the first 13 letters of our combined names, but a deep reverence and recognition of the importance of the Bible in our Christian faith.

So I am glad to be able to join you and our other colleagues here in recognizing the 75th anniversary of National Bible Week.

The Bible is indeed the living, unerrong Word of God. The Founders recognized that, as the gentleman from Ohio (Mr. JOHNSON) alluded to. Indeed, our form of government is more successful when we follow a standard that is separate from ourselves, a standard that reaches into time, that indeed what today’s fads are and what today’s feelings or thoughts are. The Bible is unerring in that since it is the Word of God. So it is for us to recognize this and put those words into action.

Some might say: Well, why are they talking about the Bible on the House floor? Why are they talking about religion and mixing that in with government?

Well, the Founders provided not freedom from religion, but freedom to express in their own way, in any way, matter what type it is in this country. Still, this one is based largely on Christianity and the Judeo-Christian values we have, but there is the freedom to express other ones as well.

In these times, there are those who would try to oppress those with false gods, worship of nature, worship of things, and subdue our abilities to worship as we please. In these times, these commission is here to be more and more apparent all the time.

Still, we soldier on and we ask God’s guidance and pray for the light to be shown to others on what this is. This is not a judgmental thing. We don’t judge others. God is the Judge. We live by a code that is in the Bible or we try to.

One important verse, Romans 3:23, says: “For all have sinned and fall short of the glory of God.” That is why we have to seek Him; we all fall short. It is not judging of one versus the other because they are all in the same lot.

So there are many places you can point to in the Bible that has much meaning. I remember the whole thing. I, at this point, am reading it front to back. I have never really done that before, read it all the way through. I am in Acts right now. In life, when you go to Bible school, Sunday school, or through church, you may tend to jog and skip around. But reading the Bible front to back, it really becomes fascinating.

Every word in there is in there for a purpose. Even when you are reading through a whole list of names you may have never heard of before. So-and-so begot so-and-so and lived 120 years and then he died and things like it—may not be apparent in the beginning, but there is an important reason why those words are in there. They are in there to chronicle time, to chronicle who was important in those early days all the way through to the prophesy you find in Revelation, which is very, very important to understand what our future may hold.

Some of the things I like to live by: you can find so much in Proverbs, which indeed much of it could be seen as a book of best practices, tools to use in life. Much of Proverbs is the document laid down by King Solomon to his son, Rehoboam—best practices in speaking to his son.

A portion that I like especially is a part of what I like to use as a model for conduct in this difficult role we find ourselves in as elected officials in a town full of temptation, full of possible bad choices that we have seen others who have fallen to these bad choices is in Proverbs 4:18-27.

It says: “The path of the righteous is like the morning sun, shining ever brighter till the full light of day. But the work of the wicked is like deep darkness; they do not know what makes them stumble. My son, pay attention to what I say; turn your ear to my words. Do not let them out of your sight, keep them within your heart for they will guide you against the wicked ones, who have fallen to these bad choices in Proverbs 4:18-27.”
your mouth free of perversity; keep corrupt talk far from your lips. Let your eyes look straight ahead; fix your gaze directly before you. Give careful thought to the paths for your feet and be steadfast in all your ways. Do not turn to the left or the right; keep your feet straight and indeed in this business keeping on that right path, do not be drawn into temptation, do not go to the left or the right where evil might be.

Best practices are in Proverbs. Indeed it is one of my favorites, but there is so much to be gleaned from reading all the way through the Bible and going back and understanding what that means. This is why small-group Bible study is important. Our church leaders who are imbued with this knowledge, you can learn from that and apply that to your life and be successful in your life not only here, but in the very important hereafter.

Our Founders were inspired by that. When you take the perfect unerring essence of the Bible and apply to that what is the closest as possible to perfect of something created by man; our Constitution, our Bill of Rights, what came from the Declaration of Independence. They were inspired by Biblical truths. That is why, in this unjudgmental way that we try to live, they are almost perfect documents because they are divinely inspired by the Bible.

So as we celebrate the special anniversary this week, know that my colleagues here are indeed well-meaning in sharing this. From Genesis to Revelation, you will find the truth in there, which is a very profoundly powerful message.

I thank the gentleman from Colorado (Mr. LAMBORN) for the time and for having this Special Order tonight on this very important and profound week of recognition for our Bible.

Mr. Speaker, I thank the gentleman from California (Mr. LAMAIFA) for sharing those thoughts with us.

The Pacific Ocean all the way to the Atlantic is covered by our speakers today. We had East Coast speakers from Virginia, North Carolina, and Georgia. We had a speaker from Michigan up on the Canadian border. And our next speaker will be from Texas on our southern border. So the entire country is represented. That is fitting because the National Bible Week is for the entire country. It is the 75th anniversary of this celebration.

So the entire country of America has been blessed throughout history, as we talked about several times already tonight. It is so appropriate that we can have speakers from all over the country.

I yield to the gentleman from Texas (Mr. GOMERT).

Mr. Speaker, this is the 75th anniversary of National Bible Week. Isn't it interesting that National Bible Week was first proclaimed 2 weeks before World War II broke out?

The Nation really rallied and rallied behind Franklin Roosevelt's call to pray together, the President that went on national radio on D-day and led the Nation in prayer. I am sure if he were to try to do that today if he were alive, then people would be freaking out that the President was leading in prayer like that.

There are so many examples from World War II where we could say: Wow, wasn't that a coincidence? The Germans ran out of gas at just the right time. The oil producing country was in the middle of the Pacific Ocean all the way to the Pacific. So the entire country of America has been blessed throughout history, as we talked about several times already tonight. It is so appropriate that we can have speakers from all over the country.

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They all said "yes." He said it should be based on the teachings of Jesus.

When you think about it, it makes perfect sense. If you base a government on the teachings of anyone else, then ultimately there will not be true freedom in that nation.

This is a New Testament that belonged to my uncle, and it has "May the Lord be with you." It has this brass plate here on the front, and people were encouraged to put it in their pocket to see if it would save—it apparently saved some lives right over the heart. Inside the flyleaf at the top it says:

"The White House, Washington. As Commander in Chief, I take pleasure in commending the reading of the Bible to all who serve in the Armed Forces of the United States. Throughout the centuries, men of many faiths and diverse origins have found in the Sacred Book words of wisdom, counsel and inspiration. It is a fountain of strength and now, as always, an aid in attaining the highest aspirations of the human soul."

It is signed Franklin D. Roosevelt.

If you look back at our history, the very first book authorized to be published by the U.S. Congress at government expense was the Bible. You had the Supreme Court in the first 50 years saying: of course the Bible should be taught; it is the best book for teaching our children. And now the government says: really, Christians are a big hate group that we need to worry about, and that their talk of Christianity is actually hate speech, homophobia, and Islamophobia.

What these people who have become wise in their own eyes don't realize is that really this book, this Bible, is about love, that God so loved the world that He gave His Son, and that His Son died on the cross for all the sins in our life. That is a religion based on love. Jesus went on to say the two great commandments: love God, love each other.

After I became a parent and my mother was about to die, and she said her favorite thing was her kids being there with her and loving each other, it made all the sense in the world.

This Bible makes sense, from the prophecies Mr. LAMBORN spoke of, origins have found in the Sacred Book. If you read Proverbs...my God, why have you forsaken me?—it is just verse after verse of prophecy of what was fulfilled by only one person in the history of man.

Mr. LAMBORN. Mr. Speaker, I want to thank the gentleman from Texas and all the other speakers who joined us during this hour. It has been really wonderful to recognize and commemorate the 75th anniversary of National Bible Week.

And so I would like to thank the National Bible Association—the other NBA—for offering to provide some historical artifacts, which for logistical reasons we were not actually able to bring here in
MAKE IT IN AMERICA

The SPEAKER pro tempore (Mr. BUCK). Under the Speaker’s announced policy of January 6, 2015, the gentleman from California (Mr. GARAMENDI) is recognized for 60 minutes as the designee of the minority leader.

Mr. GARAMENDI. Mr. Speaker, thank you for the opportunity here to discuss something that we have talked about now for almost 7 years. It is called infrastructure. It is called Make It In America. It is all about American bridges falling down.

This is the bridge in Washington State as one approaches the British Columbia boundary, Interstate 5, the Interstate that runs from the Canadian border to the Mexican border. And on this particular day, you couldn’t get there because the bridge collapsed. Not unusual. All across America, there are tens of thousands of bridges that are in a state of imminent collapse, down-right do not. But, hey, we don’t have any other way to get across the river, so take your chances. After all, it is American infrastructure.

There was a lot of discussion in the last presidential campaign about infrastructure, a lot of hooting and hollering, and maybe in the months ahead some progress. Last year this Congress, together with the Senate and with President Obama’s signature, passed a 5-year surface transportation bill. Good. Very good. However, there’s not even enough money in it to maintain our bridges so they don’t fall down. So we need to get on with rebuilding America.

I could probably quote the words of the President-elect or the Democratic nominee who didn’t successfully win that election, but they would all come down to the same thing: we need to build our infrastructure. And indeed we do. In doing so, we are going to put people to work, put lots of people to work if we do it right.

Here is how you multiply the effect of infrastructure construction on the employment. There is no doubt, for every dollar we spend on infrastructure, we will grow the economy by a little more than $2, and we will put several tens of thousands of people to work if we spend a billion dollars or more. We know those statistics; they are out there, and they are true. But if you really, really want to grow this economy, to bring manufacturing back to the United States, then you ought to pay attention to what we have been working on here for the last 7 years, and this is what we call the Make It In America agenda.

Yes, that infrastructure is essential. But what if your tax dollars were spent on jobs in the United States, on American-made steel, American-made concrete, American-made structural elements of all kinds? What if your tax dollars were actually spent here in America rather than in that very sad, sad situation in California, in my California?

Oh, yes, let me put this up. This is an embarrassment. Oh, not this one. That one. You see, that is the San Francisco Bay bridge. It was completed about 4 years ago, 3 years ago now, and the original cost was somewhere around $1 billion or so. It actually turned out to be some $6 billion or more. But the thing that really, really was embarrassing is that the steel in that bridge was not American steel. It was Chinese steel. The toll dollars of those who cross this bridge for the next 50 years will wind up in China, not in the United States, not in American steel mills, not in the pockets of American workers who are working those mills, and not in the pockets of the welders who put together the steel structures but, rather, in China.

Terrific embarrassment. Why did it happen? Well, they thought it would be about 10 percent cheaper. It didn’t happen. It turned out that it was much, much more expensive. Why? Because the steel was not American made; the welds weren’t good, and the inspectors were Chinese and overlooked some of the problems.

Let me give you another example here. This is really embarrassing. For my California colleagues, please forgive me, but these are facts; and for all of us, pay attention. What happens when you build into a project, a buy America provision? What happens is American jobs and things are done well and things are done on time. Take the New York Tappan Zee bridge made with United States-produced steel, about a $3.9 billion total cost, and 7,728 direct jobs in the United States-produced steel, about a little more than 70 of them, that they must be not 10 percent American made, not 20, not 30, not 90, but 100 percent American made so that every single thing on that locomotive had to be American made.

Well, the great manufacturers in the United States—General Electric and General Motors—and some foreign manufacturers looked at that and said: 100 percent American made! It doesn’t work. They don’t build locomotives in the United States anymore. How could you build 100 percent American made? Well, this little German company called Siemens, one of the biggest industrial companies in the entire world, billions of dollars became available. That small German company went to Sacramento, California, just outside my district where I spent more than 40 years representing the area, and said: We can do it. And they did. And now they have contracts across this Nation to build in America not just locomotives like this but also railcars, light railcars, transit systems, and the like.

We can make it in America, and your tax dollars can actually be used to employ people in America and to build manufacturing systems in the United States if—and here is the key—in the months ahead, this Congress, working with the next President, actually decides that they are going to put into public policy that your tax dollars are going to be spent on American-made equipment.

Now, in that bill I talked about a little while ago, the FAST Act, which is...
Mr. Speaker. I have talked about this issue for the last 7 years, and I have talked about this issue for about the last 17 minutes. I yield to the gentlewoman from Texas (Ms. JACKSON LEE), an incredible spokesperson for what is right in America and what is wrong.

Ms. JACKSON LEE. I thank my good friend from California, and I want to offer a consistent appreciation for an effective articulate presentation on a message that not only the American people are echo, but I would imagine as we have the waning hours—

I don't like to call anything lame duck—that we can rush to craft the kind of fair and just response, overdue response to the infrastructure rebuild that takes into consideration American-made products, takes into consideration and includes no diminishing of hourly wages for our hardworking union members, and, of course, begins to move across America and fix the ailing bridges, levees, freeways, bridges, tunnels, and airports.

Being on the Homeland Security Committee, I definitely want to include that, particularly as I travel around the Nation and I see the hard-working people at airports, but also the infrastructure challenges.

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

EVENTS OF LAST WEEK

The SPEAKER pro tempore. Under the Speaker’s announced policy of January 6, 2015, the gentlewoman from Texas (Ms. JACKSON LEE) is recognized for the remainder of the hour as the designee of the Minority Leader.

Ms. JACKSON LEE. Mr. Speaker, my words still count for the presentation that the gentleman from California made, and count me as one of those that will continue to join him in that.

Mr. Speaker, might I take a moment to do a number of things as I engage in a conversation on the floor with my colleagues about the importance of the work of this body. And also, I want to speak to the last week’s occurrences.

We, as Members of Congress, may have disagreements on the actions of last week, one of the most important acts that the American people engage in, so I certainly want to applaud the American people for the peaceful transfer of power. That power is not completely transferred. Everyone knows that it is the day on January 20, 2017, in which we will have the opportunity to, in actuality, transfer power from President Obama to the next President of the United States that has been voted on by the people of this country.

In the course of my discussion, I will raise a number of concerns that I think are important for us to listen to. Again, these may be issues that draw a little bit of provocation, if you will, but I hope to be thoughtful in my words. I do want to acknowledge the words or the words of my colleagues previously honoring the recognition of the Bible and say that so many of us not only find comfort in that wonderful book but we also use it for counsel.

As I begin, I hope that those who may be listening will, in fact, see in my words the kind of temperament and tone that, as I said, even if we have disagreement, we will certainly not be disagreeable. And I cite for my friends and for this body Psalm 16:7-11, but I only read chapter 16 and verse 7 at this point.

‘I bless the Lord who gives me counsel; in the night also my heart instructs me.’

Verse 8: ‘I have set the Lord always before me; because he is at my right hand, I shall not be shaken.’

That is, I think, a wonderful testimony for this Nation. It is a testimony for the men and women who are in faraway places who are wearing the uniform. It certainly is a testimony. I believe, for many who find themselves such at this moment in a variety of ways.

I do want to acknowledge and offer my deepest sympathy to the family of Gwen Ifill, someone who I have come to know over the years as one of America’s award-winning journalists.

Gwen Ifill was, in fact, a journalist that perceived her work as a profession, as a calling, and I am so sad to hear of her untimely death. She had a storied career, including being the first African American female to moderate a Vice Presidential debate in 2004, and handling it some 4 years later. She brilliantly moderated the 2008 Vice Presidential debate between Vice President Joe Biden and Alaska Gov. Sarah Palin, her steadiness as a host on the PBS NewsHour, and the wonderful family from which she has come.

I want to acknowledge her wonderful sister, who heads the NAACP Legal Defense Fund, and all of her family members to say that we celebrate her life, but we also mourn her passing.

I wanted this evening to manage to combine the things that we need to get done—as I said, the actions of last week—and I want to combine it with the First Amendment and the Bill of Rights that we all have.

I want to make it very clear that the First Amendment grants the right, in the Constitution, to the press, to the right of speech or of the press or the right for the people peaceably to assemble.

So I take issue with statements that have been made by the recent elected person who sought the Presidency from New York who indicated in some early comments that he viewed the protestors as being paid and, I guess, incited by the media or caused to be protesting by the media. I take as a very sacred document that we are blessed to have as the Constitution.

I look at the words of young people as they march as thousands of young people walked past the United States Capitol just a few hours ago. I think it is important for the American people and...
my colleagues to know what a beautiful sight of young, peaceful Americans who were frustrated and hurt by what they perceive as an exclusionary election that did not include them.

So, I do want to put on the record that I think we need to have a discussion as we weave in and out of the challenges that I see that we will be having and, in essence, speak to some of the concerns that these protesters would have.

Let me first say that, with respect to military force, in a Washington Post article by Bob Woodward, it says: “The president can select nuclear strike packages against three categories: military targets, war-supporting or economic targets, and leadership targets.”

It means, in the hands of any Commander in Chief, President, they will have that power.

Uniter practice, as the Commander in Chief, the President can employ U.S. military force, or he says it; and that means that the concern that many are expressing, these young people, what kind of Commander in Chief, as evidenced by words said during this very extended Presidential campaign of “I like war,” or the idea that there would be, I guess, an extensive use of war powers or the powers that an individual President can use, this raises concern for a lot of people.

Let me, as well, indicate that, when you begin to think about the structures of government, you have a headline from the Associated Press that the children of this candidate could run a blind trust, and so that is certainly of concern.

When Mr. Giuliani indicated that Mr. Trump should set up some kind of blind trust, when pressed, Mr. Giuliani told CNN’s “State of the Union” that Trump’s unusual situation might call for more flexibility; and that is something that has never been seen before, where there is at least some mixture of government and the using of a business structure and more flexibility. And then a new announcement that these individuals that would be involved in the blind trusts, or running the business, would be called upon—to or being sought, if you will, to have a top secret clearance, which means that the interests of business could be mixed with the security interests of the Administration.

I find that quite puzzling. And as a member of—concerned about homeland security on a number of my committees, I find that of great concern. This is what happens when there are elections, maybe, with less information than we should have had.

So I think it is important to note that protesters are rightly concerned. Certainly, there is additional information in a recent “60 Minutes” interview where the question came up about deporting undocumented individuals.

Certainly, amongst undocumented individuals are young people called DACA, who have been given work permits and delays from deportation, who are scholars, who are in college, who are young high school students. Because the system of legal immigration that has been presented to this Congress any number of times has not been debated or been done in our job; so we have not passed a system in which those who are unstatused could legally pay fines, stand in line, and do the appropriate thing that I think Americans would care for them to do.

What we have is a system that is broken, and so, in his wisdom, the President of the United States worked to step in the gap where there was no law as it relates to these young people, and, of course, the Congress did not act. No answer from that in the “60 Minutes” interview.

There is a question, or a point, that individuals that have criminal records—gang members, drug dealers, probably some people allegorically would be deported, without any suggestion of how you would pay for it. I think deportation is about $10,000 per person.

Also, criminal record is a relative question, is that a misdemeanor? Is that a ticket? Is that a young person that is a gang member that could be rehabilitated and then, of course, have some way to access citizenship in some appropriate manner?

Let me first say that, with respect to what we have, in the hands of any President, the loyal opposition, and we are feeling because there have been many questions that would seem to respect the loyal opposition, the opponent, only the words that would seem to provoke those who worked so hard on behalf of the other candidate. The newspapers are rampant with these examples of what kind of administration will we have.

So how did we get here? We got here because of the structure of the electoral college, which was in place as we began this Nation. And of course it is written in Article II, section 1 of the U.S. Constitution.

The Constitution gives each State a number of electors equal to the combined total of its Senate membership, two for each State, the House of Representatives delegation currently ranging from 1 to 52. Under the 23rd Amendment of the Constitution, the District of Columbia is allocated three electors. So the electoral college consists of 538 electors; 538 electors from the several States and 3 from the District of Columbia.

None of individuals should stand in place of the popular vote, but that is the concept that we used in that earlier point.

On November 6, 2012, Mr. Trump tweeted that the electoral college is a disaster for democracy, that it works for many of us in America totally agree.

Most states require that all electoral votes go to the candidate that received the plurality in that State; and so, in some sense, it is connected to that State and has some basis to it. It was amended in the 12th Amendment—I think that was in 1804—which provides what happens if the electoral
college fails to elect a President or Vice President. Here lies the very crux of the reason why a popular vote should now be the standard.

Let me say also that I could not read the minds of our Founding Fathers. They may have put in a system of democracy that has now lasted for a very, very, very long period of time. They are to be commended. This was through the Constitutional Convention that met in Philadelphia in 1787. This was an important acknowledgment, and I think, speaks volumes—volumes—to the right to vote that we should entrust to them the idea of the situation dealing with the popular vote. So I think the issue is that we need to make sure that the one vote, one person counts. We talk about it all the time, and you can't really get to it. Let's hold hearings. That is important.

Let me quickly go to the aftermath of these elections that has really disturbed many of us. The Southern Poverty Law Center reports more than 201 incidents of election-related harassment and intimidation across the country as of November 11, 5 p.m. They range from anti-Black to antiwoman, to anti-LGBT incidents. People are hurting. There were many examples of use of epithets and epithets directed at individuals. Oftentimes, the types of harassment overlapped, and many incidents, though not all, involved direct references to the Trump campaign.

I believe there is a national popular vote, which I will find in just a moment, that has already worked with 13 States to devise another approach, or which is the popular vote, and to make sure that the bar that we have that deals with the electoral college and bars the country to the popular vote to the extent that one person, one vote, I think, has to be reviewed. There has to be a congressional review of this. There is too much at stake and too much emphasis on the right to a vote that we cannot afford Americans vote for their President.

And I say that some of the discussions around the idea of the electoral college were that maybe the voters were not informed enough, maybe they were not at a level of education that we should entrust to them the idea of the situation dealing with the popular vote. So I think the issue is that we need to make sure that the one vote, one person counts. We talk about it all the time, and you can't really get to it. Let's hold hearings. That is important.

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There is a picture here. We know that there is the burning of a church. This is the Hopewell Missionary Baptist Church in Greenville, Mississippi, that has written on the outside of the sacred place. I began my message or my statement on the floor with a word from Psalms. And here is written, “Vote Trump.”

Now, we know that there are people that may want to provoke or not provoke, but what I think is important is that one candidate got more of the popular vote. Many are speaking out in the electoral college. Out of this election has come great concerns from the words that have been offered during the campaign that cannot be pulled back. The words that cannot be pulled back now have generated not only actions by individuals not in the government, children being maltreated and attacked, individuals being attacked on the street, people feel frightened. Churches are being burned, which we passed a law some time ago that it is a Federal crime to burn a church. Then to have an individual who has been associated with the kind of propaganda that, in essence, is discriminatory against so many of us as women, African Americans, Hispanics, and certainly people who have differences. Certainly we have seen potential of the KKK marching in North Carolina, been denounced by the Republican and Democratic State party chair in North Carolina; and we thank them for the truth.

So who speaks the truth for all of us?

We have work to do. We have work to do. As Justice Learned Hand observed, if we are to keep our democracy, there must be one command: Thou shalt not ratify justice.

We have criminal justice reform to deal with. We have to address the individuals that have been incarcerated unfairly. We must give them a second chance. This is not myself speaking, this is people speaking, it is Republicans and Democrats speaking about the importance of criminal justice reform. We have not heard any discussion on that, but we do know that there has been over 200 hateful acts in the election aftermath. That is a problem.

We also know that the electoral college has now, again, selected an individual that did not get the most votes from the American people.

So I would offer to say that, among the work that we have to do working to rebuild America and put America first, I certainly join in that. We have some healing to do, and we should be doing this in a corrective manner. We should be doing our job and looking at some of the constitutional fractures that occurred. Let me close on one last point that I want to make sure that, as I speak, I offer a great respect for the individuals who have decided to serve in this government. But I would be remiss if I did not cite a shocking episode that occurred on October 28, 2016, in the midst of the Presidential election. It is important for the American people to know whether they agree or disagree. My colleagues, there lies another opportunity for an investigation because there is no more storied an agency in law enforcement than the FBI. I have the greatest respect that I have worked with them as a young lawyer, as a staffer in this body. I have been on a committee that has worked with the FBI. What was that committee?

I served on the Committee as a staffer to investigate the assassinations of Dr. Martin Luther King and John F. Kennedy when we opened it again where Chairman Gonzalez and Chairman Stokes served as chairpersons of that committee. We worked with then-FBI agents who were willing to provide information on how things happened during that timeframe. We have always looked to them to investigate and to be the armor of investigation to find the truth. But no protocol ever suggested that it is an unknowing situation, unrelated to anything, could be announced and blantly interfere in a Presidential election.

We must find out why that determination was made and what leaks were forthcoming. Many have written to determine if that is the case. So I am looking forward to a thorough investigation in the altering of the campaign landscape that occurred historically on October 28, 2016, and it did have a damaging and drastic impact statistically in a 1-to-2-point measure. That was an impact that was not the making of the American people. It was not something that was life or death. Factually, the ultimate determination is that the announcement was irrelevant. It had nothing to do with or did not generate any new information on the particular incident that was being addressed at that time.

So I came to the floor today because I believe that we should not let things last and fester, and we in the Congress can be factfinders in an evenhanded and unbiased way. Our Judiciary Committee set up a task force dealing with overregulation. We have done it on antitrust and we have done it on criminal justice. Right now, the Constitution is being challenged, and aspects of the Constitution, the electoral college, is being challenged.

The reinforcement of a democratic process of the election occurred no matter what good intentions were behind it. So the American people deserve many a factfinding situation—not in any way a targeting, not in any way a finger pointing, but a pure factfinding. This has to be corrected. Those who are charged with the responsibility of serving this Nation must do it in the context in which they do it. Investigations go on until you find the resolution of that investigation and the prosecute. Any general makes the announcement that they will proceed to prosecute or they may not proceed to prosecute.

So I am very grateful to live in a nation that cherishes the Constitution and cherishes our Bill of Rights. I beg that we appreciate those who have sought to protest, and we appreciate those who have voted because it is a process of democracy. I will accept that. But I will also say that the voices of those who are being raised should be heard, and we as factfinders should do our job.

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

LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted to:

Mr. Lewis (at the request of Ms. Pelosi) for today and November 16.

ADJOURNMENT

Ms. JACKSON LEE. Mr. Speaker, I move that the House do now adjourn. The motion was agreed to; accordingly (at 7 o’clock and 28 minutes p.m.), under its previous order, the House adjourned until tomorrow, Wednesday, November 16, 2016, at 10 a.m. for morning-hour debate.

NOTICE OF ADOPTED RULEMAKING


Hon. PAUL D. RYAN, Speaker of the House of Representatives, Washington, DC.

DEAR MR. SPEAKER: Section 303 of the Congressional Accountability Act of 1995 (CAA), 2 U.S.C. 1383, requires that, with regard to the amendment of the rules governing the procedures of the Office, the Executive Director shall, subject to the approval of the Board (of Directors), adopt rules governing the procedures of the Office . . . .” and “[u]pon adopting rules . . . shall transmit notice of such action together with a copy of such rules to the Speaker of the House of Representatives and the President pro tempore of the Senate for publication in the Congressional Record on the first day of which both Houses are in session following such transmittal.”

Having published a general notice of proposed rulemaking in the Congressional Record on September 9, 2014, provided a comment period of at least 30 days after publication of such notice, and obtained the approval of the Board of Directors, the amendment of these rules as required by Section 303(a) and (b) of the CAA, 2 U.S.C. 1383(a) and (b), I am transmitting the attached Amendments to the Procedural Rules of the Office of Compliance to the Speaker of the United States House of Representatives for publication in the House section of the Congressional Record on the first day on which both Houses are in session following the receipt of this transmittal.

In accordance with Section 303(b) of the CAA, these amendments to the Procedural Rules shall be considered issued in the context in which they do it. Investigations go on until you find the resolution of that investigation and the prosecute. Any general makes the announcement that they will proceed to prosecute or they may not proceed to prosecute.
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or defense. While section 1.08(d) does allow for the submission of Hearing Officer decisions under the appropriate circumstances, it also serves to preserve the confidentiality of the mediation process. The party making a disclosure shall take all reasonably appropriate steps to ensure that persons to whom the information is disclosed maintain the confidentiality of such information.

With respect to the new section 1.07, Designation of a Representative, a commenter noted that the requirement that only one person could be designated as a representative was problematic since there have been situations where more than one attorney would represent an employing office or employee. The suggestion was made that the limitations apply only to a party for point of contact purposes. As the purpose of limiting the number of designated representatives was to eliminate any confusion caused by having to serve more than one representative per party, the Office has modified the language to indicate that only one representative may be designated to receive service.

There were several comments to section 1.07(c) of the Proposed Regulations. The proposals to section 1.07(c) provided that in the event of a revocation of a designation of representative, the Executive Director, General Counsel, Mediator, Hearing Officer or OOC Board has the discretion to grant a party “additional time . . . to allow the party to designate a new representative or one consistent with the Act.” The commenters noted that the CAA is a waiver of sovereign immunity that must be strictly construed and that there is no discretion to extend statutory deadlines to give a party time to designate a new representative, including time to request counseling under section 402, to request an appeal under section 403, to file a complaint or initiate a civil action under section 404, or to file an appeal under section 406 of the CAA. Commenters urged that the rule be modified to clarify this point.

As the adopted language notes that additional time may be granted only as consistent with the CAA, it should be clear that in granting additional time to designate a new representative, the Executive Director, General Counsel, Mediator, Hearing Officer or OOC Board has discretion to ensure that statutory deadlines are observed.

Deletion of the section 1.07 of the 2004 Procedures Rules regarding confidentiality provision, generated the most comments. Commenters generally noted that the Proposed Procedural Rules would eliminate the existing procedures for handling breaches of confidentiality brought on violation of the confidentiality provisions of section 416 of the CAA. The effect of this proposed rule change would be that, if there was a confidentiality breach, a party can obtain relief only pursuant to an “agreement” facilitated by the Mediator during the mediation period or through sanctions issued by a Hearing Officer during a section 405 proceeding (see Proposed Procedural Rules sections 2.04(k) and 7.12(b)). Commenters expressed concern that under the Proposed Rules, if an individual violated section 416 of the CAA at any other time in the process, no remedy would be available. Most commenters felt that this was inconsistent with the confidentiality requirements of the CAA, and that the Proposed Rules should include a complaint procedure for resolving independent violations of section 416. For example, one commenter noted that the Proposed Procedural Rules, if parties agree to a settlement during mediation, there is no remedy available to the employing office if the employee fails to publicize or make known the settlement or any statements made during mediation. Similarly, if a covered employee never initiates a section 405 proceeding, but instead drops the matter or initiates a section 408 proceeding, the Proposed Procedural Rules would allow the employer to file a confidentiality proceeding with a Hearing Officer, with no fear of sanction. The uncertainty regarding confidentiality would result in parties being less candid in mediation and, thereby, undermine it as a dispute resolution process.

Section 1.07 of the 2004 Procedural Rules, permitted the Executive Director, General Counsel, Mediator, Hearing Officer, OOC Board or any other independent authority to independently resolve a breach of confidentiality on subject-matter jurisdiction grounds because the claimant “never filed a complaint under section 405 of the CAA. . .” In other words, the Board’s authority to adjudicate a breach of confidentiality is limited to employment rights proceedings (section 405 of the CAA). Section 1.07(d) of the Proposed CAA, by its terms, limits the filing of a complaint to a covered employee against an employing office alleging violations of laws specifically incorporated by the CAA under 2 U.S.C. §§ 1311-1317. Section 405 of the CAA, by its terms, determined the authority to order a number of sanctions if a breach is found.

Other commenters noted that under Taylor v. U.S. Senate Budget Comm; Massa v. Katz & Rickher, Case No. 11-AC-138 (CV, 12P), 2014 WL 7139940, *n.1 (OOC Board Dec. 11, 2014), the Board’s authority is therefore limited to deciding breaches of confidentiality during the period of a complaint to section 405 of the CAA, and the Adopted Rules so provide.

Further, as to the deletion of section 1.07, covering breaches of confidentiality proceedings, the comments noted that mediation does not bestow confidentiality to facts or evidence that exist outside of mediation and the language needs the significant qualification that currently exists in section 1.07(d) (“. . . a participant is free to disclose facts and other information obtained from any source during confidentiality proceedings . . .”). The commenter recommended that the entire language of section 1.07(d) of the Procedural Rules be retained in the new Rules.

The Office agrees that including the current section 1.07(d) in the Adopted Rules (not the Adopted Amendments) would give appropriate guidance on the contents and records of confidential proceedings.

There were multiple comments concerning the confidentiality provisions in section 1.08 of the Proposed Rules. One such comment noted that “communications between attorneys and clients should never amount to a confidentiality breach absent a protective order”; yet, with the deletion of the “Breach of Confidentiality” within section 1.07(d), there is no timeframe listed for when a party can claim a confidentiality breach. Commenters urged the OOC to reinstate the previous requirement. Because of limiting the authority of the Board to review a breach of confidentiality claim outside of a section 405 proceeding, there does not need to be a timeframe listed for when the breach. The claim would have to occur during the section 405 proceeding itself. Because claimants would differ in each case, setting a time frame for a breach of confidentiality should be left up to the Hearing Officer and the OOC Board of Directors.

Section 1.08(c) was also inconsistent because it prohibits disclosure of a written or oral communication that
is prepared for the purpose of, or occurs during, counseling. The most important document that allows for the preparation of a defense to a claim is the formal request for counseling. When documents are essential to identify the claims that a Complainant has properly exhausted under the CAA. Some commenters requested that the Office of Compliance Administrative and Technical Corrections Act of 2015 (PL 114–6), requires the Executive Director to notify the commenting party and all other interested parties in the hearing and deliberations process of the confidentiality requirement and of the sanctions applicable to any person who violates the confidentiality requirement. The Office has created notifications to be provided to participants during all phases of the administrative process, including in mediation and at hearings, and includes a statement on its request for counseling form advising that “all counseling shall be strictly confidential.” Considered in agreement with the comment, section 1.08(f) of the Adopted Rules is modified to provide that “[the Executive Director will advise the Hearing Officer that counseling is taking place at the time they become participants of the confidentiality requirements of Section 416 of the Act and that sanctions may be imposed by the Hearing Officer for a violation of those requirements. No sanctions may be imposed except for good cause and the particulars of which must be stated in the sanction order.”

**SUBPART B—PRE-COMPLAINT PROCEDURES APPLICABLE TO CONSIDERATION OF ALLEGED VIOLATIONS OF PART A OF TITLE II OF THE CONGRESSIONAL ACCOUNTABILITY ACT OF 1995**

In reviewing the change in the Proposed Rules, the Office has decided to delete the reference in section 2.03 of the 2004 Rules to an “official” form that should be used to file a formal request for counseling and has replaced it in the Adopted Rules with the following language: “Indicating whether a formal request for counseling may call the Office for a form to use for this purpose.”

There were several comments to section 2.03(e)(1) of the Proposed Rules. The commenter maintained that the words “should be used” should be deleted and replaced with the word “shall” so that the counseling period only pertains to the enumerated items. The Office has decided to leave the language proposed in order to provide the most flexibility to the Counselor and employee depending on the circumstances of each case.

There were comments that section 2.03(e)(1) of the Proposed Rules was inconsistent with the requirements in section 1.08(d). The commenter noted that, for example, in section 2.03(e)(1), counseling shall be strictly confidential and shall not be subject to discovery.” The commentor noted that it is not clear that the Office of Compliance Administrative and Technical Corrections Act of 2015 (PL 114–6), all participants are advised of the confidentiality requirement under the CAA.

In another comment, it was noted that the waiver process set out in section 1.08(e) of the Proposed Rules was not clear and appeared to conflict with the statutory requirement of confidentiality under section 416 of the CAA. The commenter maintained that the waiver process is subject to the language in section 416 of the CAA, which states: “The confidentiality of mediation must be preserved and, thus, the executive Order.” However, the CAA requires both counseling and mediation, in part, to assist employees and employing offices in resolving an early resolution of their disputes. When a neutral mediator believes that consulting with the Office of Compliance Administrative and Technical Corrections Act of 2015 (PL 114–6), all participants are advised of the confidentiality requirement under the CAA.

In another comment, it was noted that the waiver process set out in section 1.08(e) of the Proposed Rules was not clear and appeared to conflict with the statutory requirement of confidentiality under section 416 of the CAA. The commenter maintained that the waiver process is subject to the language in section 416 of the CAA, which states: “The confidentiality of mediation must be preserved and, thus, the executive Order.” However, the CAA requires both counseling and mediation, in part, to assist employees and employing offices in resolving an early resolution of their disputes. When a neutral mediator believes that consulting with the Office of Compliance Administrative and Technical Corrections Act of 2015 (PL 114–6), all participants are advised of the confidentiality requirement under the CAA.
when reasonably necessary to investigate claims, ensure compliance with the Act or prepare its prosecution or defense.

Additional comments noted that section 2.03a of the Adopted Rules would permit the OOC to publicize certain statistical information regarding CAA proceedings, which is consistent with section 301(h)(3) of the CAA. However, the Office would not remove this language: "...so long as that statistical information does not reveal the identity of the employees involved or of employing offices that are the subject of specific requests for counseling." To ensure compliance with section 416 of the CAA, the rule should specify that the Office publishes this detailed information in its statistical reports.

The Office believes that the CAA's confidentiality requirements found in section 416 of the CAA were not intended to safeguard the confidentiality of such information. It is for that reason, the language limiting the discovery of information disclosed in counseling was added. To ensure that its intention to protect the information is understood, the Office has decided to keep that language in the A Rules. Further, to protect the confidentiality of information release as part of the reporting under section 301(h)(3) of the CAA, the language has been put back in, indicating that statistical information does not reveal the identity of individual employees or employing offices that are the subject of specific requests for counseling.

In addition, by way of clarification, the Office has added a reference in section 2.03(e)(2) of the Adopted Rules to section 416(a) of the CAA indicating that the employee and the Office would not forward it for mediation during the counseling process for the limited purpose of allowing the Office to notify the employing office.

Noting that section 2.03(m) of the proposed rules requires the Capitol Police to enter into a Memorandum of Understanding (MOU) to permit an employee to use the Capitol Police internal grievance process, one commenter observed that there was no such requirement in section 416 of the CAA.

As the language in the proposed regulation indicates, a MOU may be necessary to address certain procedural and notification requirements. The OOC believes that the best way to clarify that the Office has added such details is through a MOU. However, the language does not mandate a MOU, but rather indicates that an MOU would be helpful in addressing any issues that could come up should the Executive Director decide to recommend that an employee use an internal process.

There were several comments noting that inclusion of "good cause" language in section 2.04(b) of the Proposed Rules would allow a covered employee additional time to file a request for mediation outside of the statutory 15-day period. The commenter asserted that there is no support for a "good cause" provision in the CAA, and that the OOC lacks authority to create such an extension in its Proposed Procedural Rules.

Typically, a final decision as to timeliness is up to the Hearing Officer and neither the Office nor the Mediator will dismiss a request for mediation where the request may be late. The intent of this amendment was to allow the Office to dismiss a request for mediation if it was not timely filed and make the decision not to forward for mediation. Because the 15-day time limit in which to file a request for mediation is statutory, the Office has deleted the "good cause" language from the Adopted Rules. However, a case may be closed if the request for mediation is not filed within 5 calendar days after the receipt of written notice that was sent to the complainant or addressee. However, the office will forward the request for mediation if it is received by the Office after the 15-day period.

However, the Technical Amendments Act modified section 404 of the CAA and established that the deadline to elect proceedings after the end of mediation was 'not later than 180 days but not later than 180 days after the end of the period of mediation.' (Emphasis added) As this changed the deadline from the receipt of the notice of end of mediation to the end of the period itself, section 2.04(i) of the Adopted Rules was changed accordingly. Section 205(a), regarding election of proceedings, was also amended to reflect this change made by Technical Amendments Act.

SUBPART C—COMPLAINT, INVESTIGATION, ENFORCEMENT AND VARIANCE PROCEEDINGS UNDER TITLE II OF THE CAA (PUBLIC SERVICES)—INSPECTIONS AND COMPLAINTS

In the NPRM published on September 9, 2014, the Executive Director proposed a new Subpart C of the Procedural Rules setting forth rules and procedures for the inspection, investigation and complaint provisions contained in sections 210(d) and (f) of the CAA relating to Public Services and Accommodations under Titles II and III of the Americans with Disabilities Act (ADA). On September 8, 2016, the Office of the Chief Administrative Law Judge (OCAJ) published an NPRM with substantive regulations implementing section 210 of the CAA, including sections 210(d) and (f). In response to the NPRMs, the Executive Director received comments to both the proposed ADA procedural rules and the proposed substantive regulations that were similar or substantially related. While the ADA substantive regulations have been adopted by the Board of Directors, they have not yet been approved by Congress. The Executive Director proposed to withdraw the proposed procedural rules contained in Subpart C relating to section 210 of the CAA. Any future procedural rules regarding the inspection, investigation and complaint provisions contained in sections 210(d) and (f) of the CAA relating to ADA Public Services and Accommodations will be promulgated when the substantive regulations implementing section 210 of the CAA have been approved.

SUBPART D—COMPLIANCE, INVESTIGATION, ENFORCEMENT AND VARIANCE PROCEEDINGS UNDER THE CAA (OCcupational SAFETY AND Health Act of 1970)—INSPECTIONS, CITATIONS, AND COMPLAINTS

Regarding sections 4.02(a), 4.03(a) and (b), two commenters objected to defining "place of employment" as "any place where covered employees work." The 2004 Rules referred to "the place of employment jurisdiction of employing offices." The language in the 2004 Procedural Rules is the same language used in section 215(c)(1) of the CAA. Section 215(c)(1) describes the authorities of the General Counsel, which are the same as those granted to the Secretary of Labor by subsections (a), (d), (e), and (f) of section 8 of the OSHAct (29 U.S.C. §§ 657(a), (d), (e), and (f)). Notably, section 8(a) grants the "right to enter without delay and at reasonable times any place of business, construction site, or other area, workplace or environment where work is performed by an employer of an employee." (Emphasis added). The CAA refers to the same authorities for periodic inspections as it does for requests for inspections, that is, section 215(c)(1), and therefore section 8(a) of the OSHAct. Thus, the rule as currently written provides for inspections and requests for inspections covering not only legislative branch facilities that are under the jurisdiction of employing offices located as the Hart or Rayburn office buildings, but any place where covered employees work, such as the Architect of the
Capitol’s workshop in the U.S. Supreme Court building. One commenter expressed concern this would mean the General Counsel could visit a telework employee’s home office for inspection. A home office is where a covered employee works, but not where an employing office has “jurisdiction”. However, the General Counsel can enter any area of the home office that is beyond the reach of any employing office to address the efforts in this section of the Proposed Rules are intended to be flexible, rather than broad, its authority to inspect.

One commenter objected to language in section 3.02 that authorizes the General Counsel to review records “maintained by or under the control of the covered entity.” The 2004 Rules refers to records “required by the CAA or reverts in other records under, and other records which are directly related to the purpose of the inspection.” The concern is that the General Counsel is imposing record-keeping requirements. However, the language does not require entities to create records or even to maintain records, but addresses the authority of the General Counsel to review records that are maintained. Further, whether a record is “directly related to the purpose of the inspection” may be an entity whether that language is in the section or not. The General Counsel is not seeking the right to review records that have nothing to do with the inspection. The question is whether a record is “directly” related is not always readily apparent when a record request is first made, and the better course is to avoid misunderstandings and delays in inspections because of a dispute over degrees of relatedness.

One commenter suggested inserting the words “to the home office of the employing office” in section 4.02(a) after, “the General Counsel is authorized” and before, “to enter without delay and at reasonable times.” As noted above, that language is from section 8(a) of the OSHAct. There is no requirement to provide advance notice of an inspection to employing offices but in practice the approach of the General Counsel is to provide notification well in advance. The employing offices usually provide an escort for access and assistance during the inspection. The General Counsel occasionally rescheduled an inspection when no escort shows. The General Counsel’s periodic inspection calendars are provided to employing offices of each Congress and posted on the OOC’s website.

The same commenter asked the Executive Director to revise section 4.09(a)(1) to reflect the General Counsel’s practice of providing advance notice of inspections. The scheduling of a pre-inspection opening conference could turn out language requires that the General Counsel provide a copy of the notice of violation to the employing office “no later than at the time of inspection.” The commenter asked the Executive Director to revise section 4.09(a), which states that advance notice of inspections may not be given except under the situations listed in 4(a) through 6. The Executive Director agrees that the practice of the General Counsel has defaulted to giving advance notice, as opposed to not giving advance notice. However, providing advance notice without advance notice, usually for exigent circumstances. In such situations, and under the 2004 Proposed Rules, the General Counsel nonetheless enters the home office to inspect the matter falls under section 4.06(a) without exception to advance notice.

Another commenter also suggested the Executive Director to revise section 4.09(a) to reflect other processes used by OOC, such as the Serious Deficiency Notice and case reports, adding that the General Counsel rarely issues citations and does not issue de minimis violations. The commenter asked that the Executive Director change section 4.07 on imminent danger. The commenter includes in the OOC’s use of the Serious Deficiency Notice; change section 4.11 to require the General Counsel to notify the employing office that it has filed a citation; before the General Counsel files a complaint, rather than having the notification be optional; and change section 4.25 on applications for temporary variances/réduits, which include the Request for Modification of Abatement process used by the General Counsel. The suggested changes regarding notification of imminent danger, notification before filing a complaint, and applications for temporary variances/re- quests for modification of abatement, were raised by the commenter, not in response to any changes the Executive Director proposed in the NPRM. The Executive Director is therefore reluctant to discuss them without further notice and opportunity to comment for all stakeholders. While the processes of the General Counsel that have developed since 2004 in these areas are not wholly reflected in the NPRM, they are not inconsistent with the Rules or with the authorities granted to the General Counsel under the CAA. The OOC is examples of how the open discretionary action, and OOC can be accommodated without first revising the Proposed Rules.

One commenter is supportive of OOC’s efforts to balance the OSHAct, which requires citations to be posted unread and re- dacted, with concern over the disclosure of security information. The U.S. Code, section 1979, the General Counsel may edit or redact the security information from the copy of the citation used for posting or may provide to the employing office a notice for posting that describes the alleged violation without referencing the security information.” However, the commenter wanted the Executive Director to go further and include other security information, such as “sensitive but unclassified” information, and to address how OOC will protect all security information during all stages of the OSH inspection process. The Executive Director does not believe the Proposed Rules are the place for setting forth the full range of OOC’s standards procedures for security information. The reference to 2 U.S.C. §1979 was an effort to use an established definition of security information that applies to the Legislative Branch, rather than leaving it to the OOC to decide what is security information. A document marked as classified or sensitive but not defined as “unclassified” will be handled accordingly.

Subpart E—Complaints

Commenters suggested deleting newly proposed language in section 5.01(h) that would have required the Executive Director to return a complaint that was filed prematurely, without prejudice. The commenters asserted that the provision is unfair to employing offices in the position of giving legal advice to complainants.

The Office disagrees that allowing a complaint to be dismissed or significantly altered by a complaint is in the best position to determine what constitutes sufficient notice under the circumstances, and so must have flexibility in determining what constitutes sufficient notice. The Executive Director declines to make the changes as requested.

The Office declines to make this change in the Adopted Rules, believing that a direct response to the allegations is vital, and any party wishing to file a motion to dismiss in addition to an answer may so do. While a motion to dismiss option was added to the Proposed Rules in 2004, commenters suggested that the Board define what is meant by “sufficient” notice. Commenters suggested that the Board define what is meant by “sufficient” notice. Commenters suggested that the Board define what is meant by “sufficient” notice. Commenters suggested that the Board define what is meant by “sufficient” notice.

While it is clear that a withdrawal of a complaint with or without prejudice cannot be made, it is the position of the Office that the Executive Director’s discretion to allow a respondent to file a motion to dismiss is in the best position to determine what constitutes sufficient notice under the circumstances, and so must have flexibility in determining what constitutes sufficient notice. The Executive Director declines to make the changes as requested.
SUBPART F—DISCOVERY AND SUBPOENAS

In general, several commenters asserted that Proposed Procedural Rules sections 2.08(e)(1), 6.01(a), and 6.02(a) are invalid to the extent that they would limit the availability of OOC records in the discovery process, because there is no statutory basis for this evidentiary privilege.

The Executive Director believes that the CAA's confidentiality requirements found in section 416 of the CAA confer upon the Office the obligation to safeguard the confidentiality of such information. Accordingly, to ensure that the information is safe, the Executive Director declines to make any changes in the A Rules.

In the Proposed Rules section 6.01(b) language about initial disclosure was modified to specify that information, including witness lists and discovery documents, must be provided to the opposing party within 14 days of a pre-hearing conference. A commenter suggested that this rule places an unfair burden on employing offices who should not be required to turn over witness lists and discovery documents without a request.

The Office believes that, given the limited time between the filing of a complaint and opening of a case, this rule should be kept as proposed because it will promote the prompt and fair exchange of information and reduce the delay in the discovery process. The process should not pose an unfair burden on employing offices because of the ready availability of the information to the opposing party.

One commenter expressed concern that the changes proposed to section 6.01(c), permit the parties to engage in “reasonable pre-hearing discovery,” without defining what types of discovery are reasonable, or the volume of discovery that is appropriate, given the limited time involved in the process. The language in the 2004 Procedural Rules, permitting discovery only as authorized by the Hearing Officer was more equitable because the Hearing Officer had greater control over the proceedings, and better ability to prevent discovery abuses, or the use of delay tactics. Additionally, application of the Federal Rules of Civil Procedure to the types and volume of discovery may not be familiar to the parties’ understanding of the process.

This comment misapprehends the Hearing Officer’s authority. Section 405(e) of the CAA provides that if evidence is pre-hearing discovery may be permitted at the discretion of the hearing officer.’ The authority is therefore permissive, not restrictive. It has always been the policy of the Office to encourage early and voluntary exchange of relevant information and the Rules, as amended, allow a hearing officer to authorize discovery that does not mandate it.

One commenter suggested that section 6.01(c)(1) be modified to state that, when a motion to dismiss is filed, discovery is stayed until the Hearing Officer has ruled on the motion.

The Executive Director declines to make this modification. As noted above, because the timing of the hearing process is limited, requiring that discovery be stayed until there is a ruling on a motion to dismiss could take up valuable time. In any event, the Hearing Officer should have the flexibility to make a decision to stay discovery depending on the circumstances of each case.

Section 6.01(d)(1) of the Proposed Rules provides: “A party must make a claim for privilege no later than the due date for the production of the information.” One commenter argued that a claim for privilege belongs to a party and cannot be waived except by the party. Thus, section 6.01(d)(1) cannot place a limitation on a party’s right to assert a privilege and would be inconsistent with the inadvertent disclosure identified in section 6.01(d)(2). As an example, the commenter noted that even when a party inadvertently discloses privileged information on the last day of discovery which would require that it be returned or destroyed in accordance with section 6.01(d)(1), if the privilege was not asserted on the last day of discovery, the Procedural Rules would allow the opposing party to keep the inadvertently disclosed information. Thus, for the purposes of this discussion, the conflict is created between sections 6.01(d)(1) and 6.01(d)(2).

The Office is not attempting, by this rule, to place a limit on a party’s right to assert a privilege, but rather to ensure that if a party intends to assert a privilege it does so in a timely way. Until a privilege is asserted, the assumption is that the information is not privileged. Therefore, this rule is not inconsistent with section 6.01(d)(2) that requires that information that has been claimed as privileged and inadvertently disclosed be returned or destroyed, even if disclosed on the last day of discovery.

Section 6.01(e) as modified in the Proposed Rules to clarify that OOC employees and service providers acting in their official capacities and time-related documents maintained by the OOC, cannot be subpoenaed. In addition, the rules clarify that employing offices must make their employees available for depositions without a subpoena. One commenter requested that an employing office only be required to make available witnesses under control of a work hours and work shifts on the day of the hearing and, otherwise, that subpoenas be used. Another commenter suggested the provision be revised to state that employers shall not make reasonable efforts to make their management-level employees available for discovery and hearing without requiring a subpoena.

Often, the timing and pacing of a hearing depends on the availability of witnesses. The Executive Director believes that it is important that the parties willingly commit to the hearing process to ensure the most efficient and equitable outcome possible. By requiring employing offices to make their employees available, the purpose of the Proposed Rule was to ensure that employees will be readily available when called as witnesses, therefore reducing the administrative burden on parties, the Hearing Officer, and the Office.

SUBPART G—HEARINGS

As a general comment, one commenter stated that it was unclear what authority under the CAA the Board of Directors was utilizing to authorize a Hearing Officer to issue sanctions under sections 7.02 and 7.12(b). The commenter maintained that it was unclear where Congress delegated such authority. Where Congress has delegated such authority, rules incorporating substantive provisions are beyond the scope of authority permitted under the CAA. The commenter further suggested that because the sanctions provisions affect the rights of the parties, they are substantive in nature and the appropriate avenue should have substantive provisions that can pursue a statutory amendment to the CAA.

The Executive Director disagrees. It is clear that a Hearing Officer has the authority to use the process of all proper hearing. Moreover, the CAA provides this authority. Thus, under section 405(g) of the CAA, the Hearing Officer is required to consider all evidence submitted to the Hearing Officer, including new evidence, and may not consider the evidence submitted to the Hearing Officer on the merits of the case, but considers whether such evidence is relevant to the subject matter of the hearing.

Another comment in this area pointed to section 7.12(b) which authorizes a Hearing Officer to dismiss a non-complying party, or the representative advising that party, pay all or part of the attorney's fees and reasonable expenses of the opposing party or parties caused by such non-compliance, unless the Hearing Officer or the Board finds that the failure was substantially justified or that other circumstances make an award of attorney's fees and/or expenses unjust.

The Office notes that since section 415 of the CAA requires that only funds appropriated to an account of the Treasury may be used for the payment of awards and settlements under the CAA, this provision has been deleted from the Adopted Rules.

Section 7.02(b)(c) of the Proposed Rules permits a Hearing Officer to dismiss a frivolous claim. One commenter suggested that this rule be modified to make it clear that, when a respondent has moved to dismiss a claim on the grounds that it is frivolous, no answer should be required to be filed and no discovery taken “unless and until the motion is denied.” Another commenter suggested that allegations that a claim is frivolous be resolved through a motion to dismiss, referenced in section 5.01(g).

As stated previously, the Executive Director is declining to delete the requirement that an answer be filed in all complaint proceedings. Moreover, the Office recognizes that a claim alleging that a matter is frivolous may always be subject to a motion to dismiss and the Hearing Officer has the discretion to move the case as appropriate. Therefore, qualifying language need not be included in these rules. In order to clarify only the Office of Compliance’s authority and indicating that a Hearing Officer may dismiss a claim, sua sponte, for the filing of a frivolous claim.

Some commenters stated that the CAA did not authorize each of the remedies for failure to maintain confidentiality under section 7.12(b)(5). While the Hearing Officer is authorized to issue a decision under section 405, the commenters note that Congress did not authorize remedies for breach of confidentiality. Accordingly, the Board of Directors of the Office of Compliance is required to seek a statutory correction should it desire to provide remedies for breach of confidentiality. According to the Board of Directors of the Office of Compliance is required to seek a statutory amendment to provide a remedy under the CAA, it specifically incorporated it. Compare U.S.C. 131(b), 2 U.S.C. 131(b), 2 U.S.C. 131(b), and 2 U.S.C. 131(c). Incorporating a remedy provision with the absence of a remedy provision in 2 U.S.C. 1416.

For the reasons below, the Office declines to delete this section. The CAA provides for sanctions and remedies for the failure to maintain confidentiality. Under the Office of Compliance Administrative and Technical Services Act of 2001, 20 U.S.C. 1416(c) of the CAA was amended to: “The Executive Director shall notify each person participating in a proceeding or deliberation under this chapter of the requirements of this subsection and the sanctions applicable to any person who violates the
Section 7.07 gives the Hearing Officer discretion when a party fails to appear for hearing. One commenter recommended that rule 7.07 be amended to require the complainant to appear at hearings. The rule, as written, is intended to allow the Hearing Officer discretion to determine when the presence of a party is required for the proceeding to move forward.

With respect to sections 7.13(b) and (e), one commenter noted that these sections—purport to limit the availability of interlocutory appeals—and section 8.01(e) purports to limit the availability of judicial review. Because the rule should be added through substantive rulemaking, these proposed procedural rules are invalid and should not be adopted.

These provisions are not substantive, but are procedural. Therefore no changes need to be made. Thus, under the Proposed Rules, time within which to file interlocutory appeal is described in section 7.13(b); section 7.13(c) provides the standards upon which a Hearing Officer determines whether to forward a request for interlocutory review to the section 7.13(d) provides that the decision of the Hearing Officer to forward or decline to forward a request for review is final. The Office's rule permitting the Hearing Officer to determine whether a question should be forwarded to the Board is consistent with judicial practice, and the Board retains discretion whether or not to entertain the appeal. Under 28 USC 1292(b):

When a district judge, in making in a civil action an order not otherwise appealable under this section, shall so state in writing in such order. The Court of Appeals which would have jurisdiction of an appeal of such action may thereupon, in its discretion, permit an appeal to be taken from such order, if application is made to it within ten days after the entry of this order. Provided, however, that application for an appeal hereunder shall not stay proceedings in the district court unless the district judge or the Court of Appeals or a judge thereof shall so order. There were comments on section 7.13(a) of the Proposed Regulations regarding the closing of the record of the hearing. One commenter noted that the Office should identify what factors or guidance a Hearing Officer must follow in determining the amount of time the record should be kept open. Another commenter objected to allowing any documents to be entered into the record after the closing of the record of the hearing.

A complete record is essential to a determination by the Hearing Officer. The Hearing Officer is in the best position to determine how long the record should be kept open and what information is most relevant to creating a complete record upon which to issue a decision. Because the Hearing Officer should be accorded appropriate discretion, the Executive Director sees no reason to make the changes noted.

There were several comments to section 7.16 concerning sufficient time to respond to motions other than “[interlocutory orders], granting, continuing, modifying, refusing or dissolving injunctions.” One commenter recommended that a provision be added to the Rules stating that a Hearing Officer shall provide a party at least two business days to respond to a written motion. Another commenter recommended that a rule be adopted that excludes any motion related to a request for purposes of arguing a dispositive motion, such as a motion to dismiss, thereby allowing the parties to avoid spending time and resources on motions that, in his view, are frivolous or because it fails to state a claim.

The Executive Director does not believe that any revisions are required to section 7.16, as the time frames under the CAA for the issuance of a decision of a Hearing Officer are very short, and the record must be issued within 90 days of the end of the hearing). It is crucial that the Hearing Officer be accorded the discretion to make the decisions. One commenter suggested that the Rules include directions to Hearing Officers on specific motion. The commenter maintained that when a Member of the House of Representatives leaves office, the Member's personal office ceases to exist and the case abates. Citing Hamilton-Hayyim v. Office of Congressman Jackson, Case No. 12–C–6392, 2014 WL 1272243 (D.N.J. Mar. 25, 2014); accord Oklahoma Natural Gas Co. v. Okla. Pub. Serv. Comm’N, 787 F.3d 1347 (10th Cir. 2015); and Wilkes v. Wilke, 175 F.2d 35, 38–39 (7th Cir. 1949), the commenter noted that the CAA “demonstrates a congressional mandate . . . to avoid subjecting any individual or group of individuals to the personal liability of the respective Member’s personal office” at the time the Member leaves office. Hamilton–Hayyim, 2014 WL 1272243 at *2.10 When a Hearing Officer becomes aware that a Member’s personal office ceases to exist, the Rules should provide that the Hearing Officer will dismiss the case, sua sponte.

For the reasons herein, the Office disagrees with this interpretation and the Executive Director declines to provide such a rule, leaving it to the Hearing Officer or Board to make the determination on the issue. An “employing office” does not cease to exist when a Member resigns or otherwise leaves office. The clear intent of the CAA is to subject the Legislative Branch to liability, for violation of federal employment laws, not to subject Members personally to such liability, 2 U.S.C. § 1302. Moreover, a Member is not directly involved in the litigation, as a Member’s personal office ceases to exist, the Rules should provide that the Hearing Officer will dismiss the case, sua sponte.

Orders other than “[interlocutory orders], granting, continuing, modifying, refusing or dissolving injunctions.” (Emphasis added.)

To the extent that the commenter disagrees with the above explanation and relies on a recently established law as described above and does not affect the Procedural Rules. Hamilton–Hayyim conflates the issue of successor liability with the CAA. The Executive Director determined that the Executive Director has sole authority to resolve all alleged violations of settlement agreements, in the event that the parties do not agree on a method for resolving the litigation nothing in the CAA that gives the Executive Director the authority to resolve contractual disputes, and this rule should not be adopted.

The Office notes that the rule specifically states that the Office may provide assistance in resolving the dispute, including the services of a mediator and that allegations of a

1Section 406 Complaint and Hearing. (g) Decision.
2Section 406 Appeal to the Board. (e) Decision.

A decision that does not require further proceedings before a hearing will be entered in the records of the Office as a final decision.
EXPLANATION REGARDING THE TEXT OF THE PROPOSED AMENDMENTS:

Material from the 2004 version of the Rules is printed in roman type. The text of the adopted amendments shows deletions in italicized type within bold italics brackets [ ] and added text in underlined bold. Only subsections of Title 1 of the Rules that are not proposed to be amended are reproduced in this NOTICE. The insertion of a series of small dots ( . . . . . ) indicates additional, un-amended text within a section that has been reproduced in this document. The insertion of a series of asterisks ( * * * * ) indicates that the un-amended text of entire sections of the Rules have not been reproduced in this document. For the text of other portions of the Rules which are not proposed to be amended, please access the Office of Compliance web site at www.compliance.gov.

ADOPTED AMENDMENTS

SUBPART A—GENERAL PROVISIONS

§ 1.01 Scope and Policy

§ 1.02 Definitions

§ 1.03 Filing and Computation of Time

§ 1.04 [Availability of Official Information]

§ 1.05 [Designation of Representative] Signing of Pleadings, Motions and Other Documents; Violations of Procedure

§ 1.06 [Maintenance of Confidentiality] Availability of Official Information

§ 1.07 [Breach of Confidentiality Provisions] Designation of Representative

§ 1.08 Confidentiality

§ 1.01 Scope and Policy.

These rules of the Office of Compliance govern the procedures for consideration and resolution of alleged violations of the laws made applicable under Parts A, B, C, and D of title II of the Congressional Accountability Act of 1995. The rules include definitions, procedures for counseling, mediation, and for electing between filing a complaint with the Office of Compliance and filing a civil action in a district court of the United States under Part A of title II. The rules also address the procedures for compliance, investigation, and enforcement under Part B of title II, for compliance, investigation, and enforcement under Part C of title II, and for compliance, investigation, and enforcement, and variance under Part C of title II. The rules include procedures for the conduct of hearings held as a result of the filing of a complaint and for appealing to the Board of Directors of the Office of Compliance from Hearing Officer decisions, the Board of Directors shall have discretion, subject to the rules of the Board of Directors, to determine appropriate procedures for the application of both the rights of all parties and in a manner that expedites the resolution of disputes.

§ 1.02 Definitions.

Except as otherwise specifically provided in these rules, for purposes of this Part:

(a) [ ]

(b) Covered Employee. The term ‘‘covered employee’’ means any employee of the Office of Compliance.

(c) [ ]

(d) [ ]

§ 1.03 Filing and Computation of Time

(a) Method of Filing. Documents may be filed by personal, electronic (FAX), or by mail, including express, overnight and other expedited delivery. When specifically requested by the Executive Director, by a Hearing Officer in the case of an appeal before the Hearing Officer, or by the Board of Directors in the case of an appeal to the Board, and other expedited delivery may be used electronically in a designated format, with receipt confirmed by electronic transmission in the same format. Requests for counseling under section 2.04 or for mediation under section 2.05 and complaints under section 5.01 of these rules may also be filed by facsimile (FAX) transmission. In addition, the Board or a Hearing Officer may order other documents to be filed by FAX. The original copies of documents filed by FAX must also be mailed to the Office no later than the day following FAX transmission. The filing of all documents is subject to the limitations set forth below. The Board, Hearing Officer, the Executive Director, or the General Counsel shall apply the procedures set forth below to determine whether a document is timely and accurately transmitted by which documents may be filed in a particular proceeding, including ordering one or more parties to use FAX, electronic filing, or personal delivery. Parties shall be required to file in the manner that ensures that the Office always has their current postal mailing and e-mail addresses and FAX numbers.

(b) [ ]

§ 1.04 [Availability of Official Information]

Filing, Service, and Size Limitations of Motions, Briefs, Responses and Other Documents

§ 1.05 [Designation of Representative] Signing of Pleadings, Motions and Other Documents; Violations of Procedure

§ 1.06 [Maintenance of Confidentiality] Availability of Official Information

§ 1.07 [Breach of Confidentiality Provisions] Designation of Representative

§ 1.08 Confidentiality

The term ‘‘employee of the Senate’’ includes any employee whose pay is disbursed by the Secretary of the Senate, but not any such individual employed by any entity listed in subparagraphs (1) through (9) of paragraph (b) above.

(1) [ ]

(2) [ ]

(3) [ ]

(4) [ ]

(5) [ ]

(6) [ ]

(7) [ ]

(8) [ ]

(9) [ ]

(g) [ ]

(h) [ ]

(i) [ ]

(j) [ ]

(k) [ ]

(l) [ ]

(m) [ ]

(n) [ ]

(o) [ ]

(p) [ ]

(q) [ ]

(r) [ ]

(s) [ ]

(t) [ ]

(u) [ ]

(v) [ ]

(w) [ ]

(x) [ ]

(y) [ ]

(z) [ ]

—Re-letter subsequent paragraphs—

(1)(a) General Counsel. The term ‘‘General Counsel’’ means the General Counsel of the Office of Compliance and any authorized representative on the General Counsel’s behalf.

(1)(b) Hearing Officer. The term ‘‘Hearing Officer’’ means any individual designated by the Executive Director to preside over a hearing conducted on matters within the Office’s jurisdiction.

(1)(c) Coverage of the General Accounting Government Accountability Office and the Library of Congress. This term ‘‘employing office’’ shall include the General Accounting Government Accountability Office and the Library of Congress and the term ‘‘covered employee’’ shall include employees of the General Accounting Government Accountability Office and the Library of Congress, for purposes of the proceedings and rulemakings described in subparagraphs (1) and (2):

(2) [ ]
Office in person or by electronic delivery. The date of filing will be determined by the date the brief, motion, response, or supporting memorandum is received in the Office, rather than the date the attachments, were received. § 9.01(b).

(4) By Electronic Mail. Documents transmitted electronically will be deemed filed on the date received at the Office at ocsecf@compliance.gov, or on the date received at the General Counsel’s Office, or by fax. If the documents were transmitted by OSHU@compliance.gov it received by 5:00 PM Eastern Time, Documents received electronically after 5:00 PM Eastern Time will be deemed filed the following business day. When documents are transmitted by electronic means and the OSHU@compliance.gov email address is used, the documents will be deemed filed upon receipt, provided the documents were received before 5:00 PM Eastern Time on the last day of the applicable filing period. Any filing a document electronically bears the responsibility that the return receipt of the documents is timely and accurately transmitted and for confirming that the Office has received the document. The time displayed as received or sent by the Office will be based on the document's timestamp and information and shall be used to show the time that the document was filed or served.

(b) Service by the Office. At its discretion, the Office may serve documents by mail, FAX, electronic transmission, or personal or commercial delivery.

(10)(c) Computation of Time. All time periods in these rules are stated as calendar days. For purposes of observing time periods, days of any year are calendar days unless otherwise noted. However, when the period of time prescribed is five (5) days or less, the last day for filing or service shall be the time set by the person who is required to file or serve.

§ 9.02 Filing, Service, and Size Limitations.

(a) Filing with the Office; Number and Format. One copy of requests for counseling and mediation, responses, and supporting memoranda is to be filed with the Office. If the requests for counseling and mediation, responses, and supporting memoranda are filed electronically by OSHU@compliance.gov, the Office will maintain access to the records of the Office and the complaint. The Office may also impose an appropriate sanction, which may include the amount of the reasonable expenses incurred in the course of the Office’s review, investigation, or other action if the person who is required to file or serve.

§ 1.06 Availability of Official Information.

(a) Policy. It is the policy of the Board, the Office, or the General Counsel, except as otherwise ordered by the Office, to make available to the public inspection and copying final decisions and orders of the Board and the Office, as specified and described in paragraph (d) below.

(c) Copies of Forms. Copies of blank forms prescribed by the Office for the filing of complaints and other actions or requests may be obtained from the Office or online at www.compliance.gov.

§ 1.08 Maintenance of Confidentiality.

(a) Policy. In accord with section 416 of the Act, a party to a complaint, or a party to a representation, or a party to a representation, or a representation, may not be required to disclose the content of any complaint, or representation, or a representation, in any proceeding. A party to a representation, or a representation, may not be required to disclose the content of any complaint, or representation, or a representation, until such time as the complaint, or representation, or a representation, is made available to the public.

(b) Notice Where There is a Representative. All service of documents shall be directed to the represented party or the person designated in writing by the represented party. Service of documents shall be calculated from the date of transmission by the Office.

§ 1.06 Availability of Official Information.

(a) Policy. It is the policy of the Board, the Office, or the General Counsel, except as otherwise ordered by the Office, to make available to the public inspection and copying final decisions and orders of the Board and the Office, as specified and described in paragraph (d) below.

(c) Copies of Forms. Copies of blank forms prescribed by the Office for the filing of complaints and other actions or requests may be obtained from the Office or online at www.compliance.gov.

§ 1.08 Maintenance of Confidentiality.

(a) Policy. In accord with section 416 of the Act, a party to a complaint, or a party to a representation, or a party to a representation, may not be required to disclose the content of any complaint, or representation, or a representation, in any proceeding. A party to a representation, or a representation, may not be required to disclose the content of any complaint, or representation, or a representation, until such time as the complaint, or representation, or a representation, is made available to the public.
The confidentiality in counseling, mediation, and in the proceedings and deliberations of Hearing Officers and the Board in accordance with sections 416(a), (b), and (c) of the Act. For the purposes of these rules, "proceedings" means proceedings under sections 402, 403, 405, and 406 of the Act and these rules.

(b) At the time that any individual, employing officer or party, including a designated representative, becomes a participant in counseling under section 402, mediation under section 403, the complaint and hearing process under section 405, or in any related proceeding, which is expressly or by necessity deemed confidential under the Act or these rules.

(c) The parties may not be a participant in counseling, mediation or other proceedings made confidential under Section 416 of the Act ("confidential proceedings"). Counseling, mediation or other procedures made confidential under Section 416 of the Act shall be maintained as confidential. Section 416 of the Act prohibits disclosure of information obtained in confidential proceedings.

(d) In any proceeding, the Hearing Officer shall not disclose any confidential information.

(e) Nothing in these rules prohibits a party or its representatives from disclosing information obtained in confidential proceedings when reasonably necessary to investigate claims, ensure compliance with the Act or prepare its prosecution or defense. However, the party making the disclosure shall take all reasonably appropriate steps to ensure that persons to whom the information is disclosed maintain the confidentiality of such information. These rules do not preclude a Mediator from consulting with the Office with permission from the party that is the subject of the consultation, except that when the covered employee is an employee of the Office a Mediator shall not consult with any individual within the Office who might be a party or witness. These rules do not preclude the Office from reporting statistical information to the Senate and House of Representatives.

(f) Information or Records of Confidential Proceedings. For the purpose of this rule, the contents or records of counseling, mediation or other proceedings includes information disclosed by participants to the proceedings, and records disclosed by the opposing party, witnesses, or the Office. A participant is free to disclose information obtained from any source outside of the confidential proceedings. For example, an employing office or its representatives may disclose information about its employment practices and personnel actions, provided that the information was not obtained in a confidential proceeding. However, an employee who obtains that information in mediation or other confidential proceeding may not disclose that information. Information forming the basis for a claim of confidentiality may be disclosed by that employee, provided that the information contained in those allegations was not obtained in a confidential proceeding. However, an employee who obtains that information in mediation or other confidential proceeding may not disclose that information. Information forming the basis for a claim of confidentiality may be disclosed by that employee, provided that the information contained in those allegations was not obtained in a confidential proceeding. However, the employing office or its representatives may not disclose that information if it was obtained in a confidential proceeding.

If the Board, the Hearing Officer shall take appropriate action to prevent the disclosure of information that constitutes a violation of the confidentiality provisions of the Act.

(a) In General. Section 416(a) of the CAA provides that counseling under section 402 shall be strictly confidential, except that the Office and a covered employee may agree to notify the employing office of the allegations. Section 416(b) provides that all mediation shall be strictly confidential. Section 416(c) provides that all proceedings shall be strictly confidential under Section 416(e) of the CAA ("confidential proceedings") may disclose the contents or records of those proceedings to any person or entity. Nothing in these rules prohibits a party or its representatives from disclosing information obtained in a confidential proceeding. However, an employee who obtains that information in mediation or other confidential proceeding may not disclose that information. Information forming the basis for a claim of confidentiality may be disclosed by that employee, provided that the information contained in those allegations was not obtained in a confidential proceeding. However, the employing office or its representatives may not disclose that information if it was obtained in a confidential proceeding. Upon a finding of a violation of the confidentiality provisions, the Hearing Officer, after notice and hearing, may impose an appropriate sanction, which may include any of the sanctions listed in section 7.02 of these rules, as well as any of the following:

(1) An order that the matters regarding which the violation occurred or any other designated matters be removed from the record of the violation. To be established against the violating party for the purposes of the action in accordance with the claim of the other party;

(2) An order refusing to allow the violating party to support or oppose designated claims or defenses, or prohibiting him from introducing designated matters in evidence;

(3) An order striking out pleadings or parts thereof, or staying further proceedings until the order is obeyed, or dismissing with or without prejudice the action or proceedings or any part thereof, or rendering a judgment by default against the violating party;

(4) In lieu of any of the foregoing orders or in addition thereto, the Hearing Officer shall require the party violating the confidentiality provisions or the representative advising him, or both, to pay, at such time as ordered by the Hearing Officer, the reasonable expenses, including attorney fees, caused by the violation, or an order that the Hearing Officer or an attorney for the party may be substantially justified or that such circumstances make an award of expenses unjust. Such orders shall be subject to review on appeal of the final decision of the Hearing Officer under section 406 of the Act. No sanctions may be imposed under this section except for good cause, and the particular of which must be stated in the sanction order.

SUBPART B—PRE-COMPLAINT PROCEDURES APPLICABLE TO CONSIDERATION OF ALLEGED VIOLATIONS OF TITLE II OF THE CONGRESSIONAL ACCOUNTABILITY ACT OF 1995

§ 2.01 Matters Covered by Subpart B

§ 2.02 Requests for Advice and Information

§ 2.03 Counseling

§ 2.04 Mediation

§ 2.05 Effect of Proceedings

§ 2.06 [Filing of Civil Action] Certification of the Official Record

§ 2.07 Filing of Civil Action

§ 2.01 Matters Covered by Subpart B.

(a) These rules govern the processing of any allegation that sections 201 through 206 of the Act have been violated. An Allegation of Intimidation or reprisal prohibited under section 207 of the Act, Sections 201 through 206 of the Act, or the prohibited employment practices and protections of the following laws:

(1) Chapter 35 (relating to veteran's preference) of title 5, United States Code


(b) This subpart applies to the covered employees and employing offices as defined in section 102(b) and (h) of these rules and any act prohibited within this subpart by sections 201 through 206a and 207 of the Act and referenced above in section 2.01(a) of these rules.

§ 2.03 Counseling.

(a) Initiating a Proceeding: Formal Request for Counseling. In order to initiate a proceeding under these rules regarding an alleged violation of the Act, as referred to in section 2.01(a), above, an employee shall file a written request for counseling with the Office. In regard to an alleged violation of the Act, as referred to in section 2.01(a), above, individuals wishing to file a formal request for counseling may contact the Office for a formal form for this purpose. F700 requests for counseling shall be confidential, unless the employee agrees to waive his or her
right to confidentiality under section 2.03(e)(2), below.

(b) Who May Request Counseling. A covered employee who, in good faith, believes that he or she has been the subject of a violation of the Act as referred to in section 2.01(a) may formally request counseling.

(c) When, How and Where to Request Counseling. A request for counseling must be in writing, and shall be filed pursuant to the requirements of section 2.03(a) of these Rules with the Office of Compliance at Room LA-200, Dir. S. E., Washington, D.C. 20540-1999; FAX 202-426-1913; TDD 202-426-1912, not later than 180 days after the alleged violation occurred. In writing, a request should be used to discuss the employee’s concerns and elicit information regarding the matter(s) which the employee believes constitute a violation(s) of the Act; to advise the employee of his or her rights and responsibilities under the Act and the procedures of the Office under these rules; to evaluate the matter; and to assist the employee in achieving an early resolution of the matter, if possible.

(d) [Purpose] Overview of the Counseling Period. The Office will maintain strict confidentiality throughout the counseling period. The 'Purpose of the Counseling Period' section 2.01(b) should be used to discuss the employee’s concerns and elicit information regarding the matter(s) which the employee believes constitute a violation(s) of the Act; to advise the employee of his or her rights and responsibilities under the Act and of promoting the early resolution of the matter.

(i) Duration of Counseling Period. The period during which the matter will be 30 days, beginning on the date that the request for counseling is received by the Office filed by the employee in accordance with section 2.03(a) of these Rules, which shall be in writing. This period may be extended by order of the Architect of the Capitol, or of the Capitol Police, as appropriate, for a period generally up to 90 days, unless the Executive Director determines, in writing, that an extension is appropriate to resolve the employee’s complaint through the grievance procedures of the Architect or the Capitol Police. Once the employee notifies the Office that he or she is using the internal procedure, the employee shall provide a waiver of confidentiality to allow the Executive Director to notify the Architect of the Capitol or the Capitol Police that the Executive Director has recommended that the employee use the internal procedure.

(ii) The period during which the matter is pending in the internal procedure shall not count against the time available for counseling or mediation under the Act.

(e) Confidentiality and Waiver.

(1) Absent a waiver under paragraph 2, below, information obtained in the counseling period shall be kept strictly confidential and shall not be subject to discovery.

All participants in counseling shall be advised of the requirement for confidentiality and that disclosure of information obtained in the counseling period could result in sanctions later in the proceedings. Nothing in these rules shall prevent a counselor from consulting with personnel within the Office concerning a matter in counseling, except that, when the person being counseled is an employee of the Office, the counselor shall not consult with any individual within the Office who might be a party or witness without the consent of the person requesting counseling. Nothing contained in these rules shall prevent the Executive Director from compiling and publishing statistical information such as that required by section 301(b)(3) of the Act, so long as that statistical information does not reveal the identity of any employee or an individual employee involved or an employee of the Office that are the subject of a specific request for counseling.

(2) If the employee and the Office agree to waive confidentiality following the counseling process for the limited purposes of allowing the Architect of the Capitol or the Capitol Police to obtain information notify the employing office of the allegations to be used in counseling the employee or to attempt a resolution of any disputed matter(s), Such a limited waiver must be written on the form supplied by the Office and signed by both the counselor and the employee.

(g) Role of Counselor in Defining Concerns. The Counselor may:

(1) obtain the name, home and office mailing and e-mail addresses, and home and office telephone numbers of the person being counseled;

(2) obtain the name and title of the person(s) whom the employee claims has engaged in a violation of the Act, e-mail, telephone number, if known, and the employing office in which this person(s) works;

(3) obtain the name, business and e-mail address and phone number of the employee’s Representative, if any, and whether the representative is an attorney.

(i) Counselor Not a Representative. The Counselor may not represent the person being counseled that the counselor does not represent either the employing office or the employee. The Counselor provides information regarding the Act and the Office and may act as a third-party intermediary with the goals of increasing the individual’s understanding of his or her rights and responsibilities under the Act and of promoting the early resolution of the matter.

(j) Duties of Counselor. Counselor’s duties during the counseling period shall be:

(1) conduct a limited inquiry for the purpose of obtaining any information necessary to

(i) submit to writing any formal settlement agreement which may also be raised under the grievance procedures of the Architect of the Capitol or the Capitol Police Board.

(ii) at the request of an employee, the employee’s Representative, or of the employee’s union, in the event of a formal complaint or an informal resolution, result in the execution of a settlement agreement which may also be raised under the grievance procedures of the Architect of the Capitol or the "Capitol Police Board.

(iii) The period during which the matter is pending in the internal grievance procedures shall not count against the time available for counseling or mediation under the Act.

(iv) If the dispute is resolved to the employee’s satisfaction, the employee shall notify the Office of the resolution within 20 days after the employee was served with a final decision resulting from the internal procedure.

(v) An employee who initiates a proceeding under these rules shall prevent a counselor from contacting any person who might be a party or witness without the consent of the person requesting counseling. When, How and Where to Request Counseling.

(2) reduce to writing any formal settlement agreement which may also be raised under the grievance procedures of the Architect of the Capitol or the Capitol Police Board.

(3) provide the employee with written notification of the employee’s rights and responsibilities under the Act and of promoting the early resolution of the matter.

(4) notify the employee within 20 days after the expiration of the period recommended by the Executive Director, if the matter has not resulted in a final decision or a decision to not proceed, resulting from the grievance procedures of the Architect of the Capitol or the Capitol Police Board.

(4) If a request to return to counseling is not made by the employee within the time periods outlined above, the Office will issue a Notice of the Termination of Counseling.

(5) employees have not initiated counseling with the Office. When an employee of the Architect of the Capitol or the Capitol Police raises an internal grievance procedure of the Architect of the Capitol or of the Capitol Police Board an allegation which may also be raised under the procedures set forth in this subpart, the Architect of the Capitol or the Capitol Police Board should shall, in accordance with the MOU with the Office, advise the employee in writing that a request for counseling about the allegation was initiated with the Office within 180 days after the alleged violation of law occurred if the employee intends to use the procedures of the Architect of the Capitol or the Capitol Police, including grievance procedures referred to in title 40 of the Act, that can provide a resolution of the matter(s) about which counseling was requested. Pursuant to section 401 of the Act and by agreement with the Architect of the Capitol or the Capitol Police, as appropriate, for a period generally up to 90 days, unless the Executive Director determines, in writing, that an extension is appropriate to resolve the employee’s complaint through the grievance procedures of the Architect or the Capitol Police. Once the employee notifies the Office that he or she is using the internal procedure, the employee shall provide a waiver of confidentiality to allow the Executive Director to notify the Architect of the Capitol or the Capitol Police that the Executive Director has recommended that the employee use the internal procedure.

(6) The period during which the matter is pending in the internal procedure shall not count against the time available for counseling or mediation under the Act.

(7) If the grievance is resolved to the employee’s satisfaction, the employee shall notify the Office of the resolution within 20 days after the employee was served with a final decision resulting from the grievance procedure. If the employee requests to receive an employee. The employee’s Representative, or of the employee’s union, in the event of a formal complaint or an informal resolution, result in the execution of a settlement agreement which may also be raised under the grievance procedures of the Architect of the Capitol or the Capitol Police Board.
procedures set forth in this subpart, any final decision issued pursuant to the procedures of the Architect of the Capitol or of the Capitol Police Board should be under such procedures, subject to the MOU with the Architect of the Capitol and the Capitol Police Board. Any employee of his or her right to initiate the procedures under these rules within 180 days after the alleged violation occurred.

(4) Notice in Final Decisions When There Has Been a Recommendation by the Executive Director. When the Executive Director has made a recommendation under paragraph 1 above, the Architect of the Capitol or the Capitol Police Board shall, pursuant to the MOU with the Office, include with the final decision notice to the employee of his or her right to return the procedures under these rules within 20 days after service on the employee of the final decision and shall transmit a copy of the final decision, agreement, or other final disposition of the case to the Executive Director.

§2.04 Mediation.

(a) [Explanation] Overview. Mediation is a process in which employees, employing offices, and their representatives, if any, meet separately and/or jointly with a neutral Mediator trained to assist them in resolving disputes in the workplace. Participating in the mediation, employees, employing offices, and their representatives discuss alternatives to continuing their dispute, including the possibility of a mutually satisfactory resolution. The neutral Mediator has no power to impose a specific resolution, and the mediation process, whether or not a resolution is made, is recorded in accordance with paragraph 1 above, the Architect of the Capitol or the Capitol Police Board shall, pursuant to the MOU with the Office, include with the final decision notice to the employee of his or her right to return the procedures under these rules within 20 days after service on the employee of the final decision and shall transmit a copy of the final decision, agreement, or other final disposition of the case to the Executive Director.

(b) Initiation. Not more than 15 days after receipt by the employee of the notice of the conclusion of the counseling period under section 2.06(1), the employee may file with the Office a written request for mediation. Except to provide for the services of a Mediator and notice to the employee, the filing of the mediation request shall be kept confidential by the Office. The request for mediation shall contain the employee’s name, home and e-mail addresses, telephone number, and the name of the employing office that is the subject of the request. Failure to request mediation within the prescribed period will preclude further pursuit of the employee’s claim. If a request for mediation is not filed within 15 days of receipt of a Notice of the End of Counseling, the case may be closed and the employee will be notified.

(d) Selection of Neutral Mediators; Disqualification. Upon receipt of the request for mediation, the Executive Director shall assign one or more neutral Mediators from a master list developed and maintained pursuant to section 403 of the Act, to commence the mediation process. In the event that a neutral Mediator is not available to serve as a neutral role in a given situation, he or she shall withdraw from the matter and immediately notify the Office of the withdrawal. The Office may disqualify a neutral Mediator by filing a written request, including the reasons for such request, with the Executive Director. This request shall be filed as soon as the party has reason to believe there is a basis for disqualification. The Executive Director’s decision on this request shall be final and unappealable.

(e) Duration and Extension.

(2) The Office may extend the mediation period upon the joint written request of the parties to the Office, and the employee or the employing office, as the case may be, at any time. The Office may extend the mediation period beyond 30 days after the commencement of the mediation process, but no sooner than 30 days after that date, the covered employee may either:

(b) A covered employee who files a civil action pursuant to section 408(b)(1) of the Act, may not thereafter file a complaint under section 501A of the Act before the United States District Court for the district in which the employee is employed or for the District of Columbia.

§2.06 Certification of the Official Record

(a) Certification of the Official Record shall contain the date the Request for Counseling was made; the date and method of delivery of the Notification of End of Counseling Period was received; the date the Notice was deemed by the Office to have been received by the complainant; the date the request for Mediation was filed; and the date the mediation proceedings commenced.

(b) At any time a complaint has been filed with the Office in accordance with section 408 of the Act and the procedure set out in section 501A, below; or a civil action filed in accordance with section 408 of the Act and section 267, below, in the United States District Court, a party may request and receive from the Office Certification of the Official Record. The Office shall not certify the Official Record until no later than the conclusion of the mediation period and the Office shall notify the complainant or the respondent that the complaint has been certified.

§2.07 Filing of Civil Action.

(c) Communication Regarding Civil Actions Filed with District Court. The party filing any civil action with the United States District

CONGRESSIONAL RECORD — HOUSE

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(1) Any covered employer or representative of covered employees who believes that a violation of section 215 of the CAA exists in any place of employment [under the jurisdiction of an employing office] shall submit an inspection of such place of employment by giving notice of the alleged violation to the General Counsel. Any such notice shall be reduced to writing or shall take the form of a written request of any employing office or its agent by the General Counsel or the General Counsel’s designee no later than at the time of inspection, except that, upon the written request of the person giving such notice, his or her name and the names of individual employees referred to therein shall not appear in such writing or on a written statement or order of proceedings or appeal or rescission of the order of proceedings unless and until the Board issues a final order vacating the citation.

§ 4.13 Posting of Citations. (a) Upon receipt of any citation under section 215 of the CAA, the employing office shall immediately post such citation, or a copy thereof, unaltered, defaced, or covered by other material. Notices of de minimis violations need not be posted.

(b) Each citation, notice, or a copy thereof, shall remain posted until the violation has been abated, or for 3 working days, whichever is later. The post-citation proceedings regarding the citation shall not affect its posting responsibility under this section unless and until the Board issues a final order vacating the citation.

§ 4.14 Informal Conferences. At the request of an affected employing office, employee, or representative of employees, the General Counsel may hold an informal conference for the purpose of discussing any issues raised by an inspection, citation, or notice issued by the General Counsel. Any settlement entered into by the parties at such conference shall be subject to the approval of the Executive Director under section 414 of the CAA and section 9.03 of these rules. If the conference is requested by the employing office, an affected employee or employee’s representative shall be afforded an opportunity to participate, at the discretion of the General Counsel. If the conference is requested by an employee or representative of employees, the employing office shall be afforded an opportunity to participate, at the discretion of the General Counsel. Any party may be represented by counsel at such conference.

§ 5.02 Appointment of the Hearing Officer
§ 5.01 Complaints.  
(a) Who May File.  
(1) An employee who has completed the mediation period under section 2.04 may timely file a complaint with the Office alleging any violation of sections 201 through 207 of the Act, including the Genetic Information Nondiscrimination Act, or any other statute made applicable under the Act.

(b) When to File.  
(1) A complaint may be filed by an employee within 30 days after the date of receipt of the notice under section 2.04(a), but no later than 90 days after receipt of that notice. In cases where a complaint is filed with the Office outside the 30-day period, the Director, at his or her discretion, may return the complaint to the employee for filing during the prescribed period without prejudice and with an explanation of the prescribed period of filing.

(c) Form and Contents.  
(1) Complaints Filed by Covered Employees. A complaint must be in writing and must be handwritten or typed on a complaint form available from the Office. All complaints shall be signed by the covered employee, or his or her representative, and shall contain the following information:
   (i) the name, mailing and e-mail addresses, and telephone number(s) of the complainant;
   (ii) the name, mailing and e-mail addresses, and telephone number of the representative, if any, who will act on behalf of the complainant;
   (iii) the name, mailing and e-mail addresses, and telephone number of, as applicable, the respondent;
   (iv) whether the complaint is filed by a covered employee or the General Counsel;
   (v) a brief description of what the complainant believes is the challenged conduct, and how the complaint relates to the violation of the Act or the relevant sections of the Genetic Information Nondiscrimination Act and the section(s) of the Act involved;
   (vi) the name, mailing and e-mail addresses, and telephone number of, as applicable, each employing office that is the subject of the complaint;
   (vii) the name, mailing and e-mail addresses, and telephone number of, as applicable, any other person(s) involved in the complaint.

(2) Complaints Filed by the General Counsel. A complaint filed by the General Counsel shall be in writing, signed by the General Counsel or his designee and shall contain the following information:
   (i) the name, mailing and e-mail addresses, if available, and telephone number of, as applicable, each employing office alleged to have violated section 215, or (C) each employing office and/or labor organization alleged to have violated section 220, against which complaint is brought;
   (ii) Service of Complaint. Upon receipt of a complaint or an amended complaint, the Office shall serve the respondent, or its designated representative, by hand delivery for certified mail or first class mail, e-mail, or facsimile with a copy to the complainant or amended complaint, or by delivery of any similar written notice of the availability of these rules at www.compliance.gov. A copy of these rules may also be provided if requested by either party. The Office shall also serve copies of the complaint on all parties and their designated representatives.

(f) Answer. Within 15 days after receipt of a copy of a complaint or an amended complaint, the respondent shall file an answer with the Office and serve one copy on the complainant. The answer shall contain a statement of the defenses, a counterclaim, if any, and any other matter the respondent desires to present in writing, the party will be regarded as pro se.

§ 5.04 Confidentiality.  
Pursuant to section 416(c) of the Act, except that in an amended complaint and for copies of these rules, written notice of the confidentiality requirements of the Act, and these rules [could] may result in the imposition of procedural or evidentiary sanctions. Nothing in these rules shall prevent the Executive Director from providing information to the Senate and House of Representatives, so long as that statistical information does not reveal the identity of the employees involved or of employing offices that are the subject of a matter. See also sections [1.01] [1.02] [1.07] 1.09 and 1.12 of these rules.
privileged or protected, will enable other parties to assess the applicability of the privilege or protection. A party must make a claim for privilege no later than the due date for the production of the Information. If Information produced as Inadvertent Disclosure, if Information produced in discovery is subject to a claim of privilege or protection as hearing preparation material, the party must promptly disclose to the Mediator any and all Information and the basis for the claim of privilege or protection. If Information produced in discovery is subject to a claim of privilege or protection as confidential Information, the party must promptly disclose to the Mediator any and all Information and the basis for the claim of privilege or protection. After being notified, a party must promptly return, seek, or destroy the specified information and any copies it has; must not use or disclose the information until the claim is resolved; must take reasonable steps to retrieve the information if the party disclosed it before being notified; and must promptly present the information to the Hearing Officer or the Board under seal for a determination of the claim. The producing party must preserve the information until the claim is resolved.

§ 7.02 Request for Subpoena.
(a) Authority to Issue Subpoenas. At the request of a party, a Hearing Officer may issue subpoenas for the attendance and testimony of witnesses and for the production of correspondence, books, papers, documents, or other records. The attendance of witnesses and the production of records may be required from any place within the United States by a party, and no subpoena requested by a party may be issued for the attendance or testimony of an employee [with] of the Office of Compliance, a Counselor, or a Mediator, acting in their respective capacities, or for the production of records by a person acting on its behalf, caused by such non-compliance, unless the Hearing Officer or the Board finds that the failure was substantially justified or that other circumstances make an award of attorney's fees and/or expenses unjust.

(b) Authority. Hearing Officers shall conduct fair and impartial hearings and take all necessary action to avoid undue delay in the disposition of all proceedings. They shall have all powers necessary to that end unless otherwise limited by law, including, but not limited to, the authority to:

(i) maintain and enforce the confidentiality of proceedings; and

(ii) make a finding of fact, alleging, where known, a calculation of the amount of any monetary or other damages that is being or will be requested.

(iii) the names of potential witnesses for the party's case, except for potential impeachment of the complaining party's witnesses, for which they will be called and a list of documents that the party is seeking from the opposing party, and, if discovery was permitted, the status of any request for discovery. It is not necessary to list each document requested. Instead, the party may refer to the request for discovery.

(d) At the prehearing conference, the Hearing Officer may discuss the subjects specified in paragraph (c) above and the manner in which the hearing will be conducted.

§ 7.06 Consolidation and Joinder of Cases.
(n) Authority. The Executive Director prior to the assignment of a complaint to a Hearing Officer or, where no Hearing Officer has been assigned, the Hearing Officer and to the opposing party typed an appeal from the decision of the Hearing Officer, on notice to the parties, and, if discovery was permitted, the status of any request for discovery. It is not necessary to list each document requested. Instead, the party may refer to the request for discovery.

§ 7.05 Scheduling the Hearing.
(b) Motions for Postponement or a Continuance. Motions for postponement or for a continuance may be made by either party in writing to the Hearing Officer, shall set forth the reasons for the request, and shall state whether the opposing party consents to such postponement. Such a motion may be granted by the Hearing Officer upon a showing of good cause. In no event will a hearing commence later than 90 days after the filing of the complaint, and of the complaint.

§ 7.07 Conduct of Hearing; Disqualification of Representatives.
(b) Authority. The Executive Director prior to the assignment of a complaint to a Hearing Officer or, where no Hearing Officer has been assigned, the Hearing Officer and to the opposing party typed an appeal from the decision of the Hearing Officer, on notice to the parties, and, if discovery was permitted, the status of any request for discovery. It is not necessary to list each document requested. Instead, the party may refer to the request for discovery.

§ 7.04 Motions and Prehearing Conference.
(b) Scheduling of the Prehearing Conference. Within 7 days after assignment, the Hearing Officer shall serve on the parties and their designee, if any, written notification setting forth the time, date, and place of the prehearing conference, except that the Executive Director may, for good cause, extend up to an additional 7 days the time for serving notice of the prehearing conference.

(c) Prehearing Conference Memoranda. The Hearing Officer may order each party to prepare and file an opening memorandum. At his or her discretion, the Hearing Officer may direct the filing of the memorandum after discovery by the parties has concluded. The memorandum may include:

(1) the specific relief, including, where known, a calculation of the amount of any monetary or other damages that is being or will be requested;

(2) the names of potential witnesses for the party's case, except for potential impeachment of the complaining party's witnesses, for which they will be called and a list of documents that the party is seeking from the opposing party, and, if discovery was permitted, the status of any request for discovery. It is not necessary to list each document requested. Instead, the party may refer to the request for discovery.

(d) At the prehearing conference, the Hearing Officer may discuss the subjects specified in paragraph (c) above and the manner in which the hearing will be conducted.

§ 7.02 Sanctions. (a) Authority to Issue Subpoenas. At the request of a party, a Hearing Officer may issue subpoenas for the attendance and testimony of witnesses and for the production of correspondence, books, papers, documents, or other records. The attendance of witnesses and the production of records may be required from any place within the United States by a party, and no subpoena requested by a party may be issued for the attendance or testimony of an employee [with] of the Office of Compliance, a Counselor, or a Mediator, acting in their respective capacities, or for the production of records by a person acting on its behalf, caused by such non-compliance, unless the Hearing Officer or the Board finds that the failure was substantially justified or that other circumstances make an award of attorney's fees and/or expenses unjust.

(b) Authority. Hearing Officers shall conduct fair and impartial hearings and take all necessary action to avoid undue delay in the disposition of all proceedings. They shall have all powers necessary to that end unless otherwise limited by law, including, but not limited to, the authority to:

(i) maintain and enforce the confidentiality of proceedings; and

(j) make a finding of fact, alleging, where known, a calculation of the amount of any monetary or other damages that is being or will be requested.

(k) the names of potential witnesses for the party's case, except for potential impeachment of the complaining party's witnesses, for which they will be called and a list of documents that the party is seeking from the opposing party, and, if discovery was permitted, the status of any request for discovery. It is not necessary to list each document requested. Instead, the party may refer to the request for discovery.

(l) At the prehearing conference, the Hearing Officer may discuss the subjects specified in paragraph (c) above and the manner in which the hearing will be conducted.

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(b) Authority. Hearing Officers shall conduct fair and impartial hearings and take all necessary action to avoid undue delay in the disposition of all proceedings. They shall have all powers necessary to that end unless otherwise limited by law, including, but not limited to, the authority to:

(i) maintain and enforce the confidentiality of proceedings; and

(j) make a finding of fact, alleging, where known, a calculation of the amount of any monetary or other damages that is being or will be requested.

(k) the names of potential witnesses for the party's case, except for potential impeachment of the complaining party's witnesses, for which they will be called and a list of documents that the party is seeking from the opposing party, and, if discovery was permitted, the status of any request for discovery. It is not necessary to list each document requested. Instead, the party may refer to the request for discovery.

(l) At the prehearing conference, the Hearing Officer may discuss the subjects specified in paragraph (c) above and the manner in which the hearing will be conducted.
an employing office, or an entity alleged to be responsible for correcting a violation has a conflict of interest, he or she may, after giving the representative an opportunity to respond, disqualify the representative. And that event, within the time limits for hearing and decision established by the Act, the affected party shall be afforded reasonable time to make further representations.

§7.08 Transcript.

(b) Corrections. Corrections to the official transcript will be permitted. Motions for correction must be submitted within 10 days of service of the transcript upon the parties. Corrections to the official transcript will be permitted only upon approval of the Hearing Officer. The Hearing Officer may make corrections at any time with notice to the parties.

§7.12 Confidentiality.

(a) Pursuant to section 416 of the Act and section 1.08 of these Rules, all proceedings and documents of Hearing Officers and the Board, including the transcripts of hearings and any related records, shall be confidential, except as specified in sections 416(d), (e), and (f) of the Act and section 1.08 of these Rules. All parties to the proceedings and their representatives, and witnesses who appear at the hearing, will be advised of the importance of maintaining the confidentiality of these proceedings and of their obligations, subject to sanctions, to maintain it. This provision shall not apply to proceedings under section 215 of the Act, but shall apply to the deliberations of Hearing Officers and the Board under that section.

(b) Violation of Confidentiality. An allegation regarding a violation of confidentiality occurring during a hearing may be resolved by a Hearing Officer in accordance with section 416 of the Act. After providing notice and an opportunity to the parties to be heard, the Hearing Officer, in accordance with section 1.08(f) of these Rules, may make a finding of a violation of confidentiality and impose appropriate procedural or evidentiary sanctions, which may include any of the sanctions listed in section 7.09 of these Rules.

§7.13 Immediate Board Review of a Ruling by a Hearing Officer.

(b) Time for Filing. A motion by a party for interlocutory review of the Hearing Officer's decision shall be filed with the Hearing Officer within 5 days after service of the ruling upon the parties. The motion shall include arguments in support of both interlocutory review and the determination requested to be made by the Board upon review. Responses, if any, shall be filed with the Hearing Officer within 3 days after service of the motion.

§7.14 Proposed Findings of Fact and Conclusions of Law; Posthearing Briefs.

(a) May be Filed. The Hearing Officer may permit the parties to file proposed findings of fact and conclusions of law and posthearing briefs. /p> (b) Length. No principal brief shall exceed 50 pages, or 12,500 words, and no reply brief shall exceed 25 pages, or 6,250 words, exclusive of tables and pages limited only to quotations of statutes, rules, and the like. Motions to file extended briefs shall be granted only for good cause shown; the Hearing Officer may in his or her discretion also reduce the page limits. Briefs in excess of 10 pages shall include an index and a table of authorities.

(c) Format. The brief shall be easily readable. Briefs must have double spacing between each line of text, except for quoted texts and footnotes, which may be single-spaced.

§7.15 Closing the Record of the Hearing.

(a) Except as provided in section 7.14, the record shall be closed at the conclusion of the hearing. However, when the Hearing Officer allows the parties to submit argument, briefs, documents or additional evidence previously identified for introduction, the record will remain open for as much time as the Hearing Officer grants for that purpose. Additional evidence previously identified for introduction, the Hearing Officer may allow an additional period before the conclusion of the hearing as is necessary for that purpose.

(b) Once the record is closed, no additional evidence or argument shall be accepted into the hearing record except upon a showing that new and material evidence has become available that was not available despite due diligence prior to the closing of the record or that evidence or argument is substantially supported by evidence or argument submitted by the party or its representative.

§7.16 Hearing Officer Decisions; Entry in Records of the Office; Corrections to the Record; Motions to Alter, Amend or Vacate the Decision.

(a) The Hearing Officer’s written decision shall:

(1) state the issues raised in the complaint;

(2) describe the evidence in the record;

(3) contain findings of fact, conclusions of law, and the reasons or bases therefore, on all the material issues of fact, law, or discretion that were presented on the record;

(4) contain a determination whether to vacate the decision and order of the Hearing Officer to the parties.

(b) If there is no appeal of a decision and order of a Hearing Officer, that decision becomes a final decision of the Office, which is subject to enforcement under section 8.03 of these Rules.

(c) Corrections to the Record. After a decision of the Hearing Officer has been issued, but before an appeal is made to the Board, or in the absence of an appeal, the Hearing Officer, may correct an obvious error in the decision. The Hearing Officer may issue an erratum notice to correct simple errors or easily correctible mistakes. The Hearing Officer may do so on motion of the party or on his or her own motion. The Hearing Officer may correct an obvious error in the decision. The Hearing Officer may issue an erratum notice to correct simple errors or easily correctible mistakes. The Hearing Officer may do so on motion of the party or on his or her own motion.

(d) Upon issuance, the decision and order of the Hearing Officer shall be entered into the records of the Office.

(e) The Office shall promptly provide a copy of the decision and order of the Hearing Officer to the parties.

(f) If there is no appeal of a decision and order of a Hearing Officer, that decision becomes a final decision of the Office, which is subject to enforcement under section 8.03 of these Rules.

§8.01 Appeal to the Board.

§8.02 Reconsideration.

§8.03 Compliance with Final Decisions, Requests for Enforcement.

§8.04 Judicial Review.

§8.05 Application for Review of an Executive Director Action.

§8.06 Exceptions to Arbitration Awards.

§8.07 Expedited Review of Negligibility.

§8.08 Procedures of the Board in Impasse Proceedings.

§8.01 Appeal to the Board.

(a) No later than 30 days after the entry of the decision and order of the Hearing Officer in the records of the Office, an aggrieved party may seek review of that decision and order by the Board by filing with the Director a petition for inclusion in the impasse record. The appeal must be served on the opposing party or its representative.

(b) Upon written delegation by the Board.

(1) In any case in which the Board has not rendered a determination on the merits, the Executive Director is authorized to determine any request for extensions of time to file any petition for inclusion in the impasse record. In any case in which the Executive Director has not rendered a determination on the
merits; [determine any request for enlargement of page limitation of any post-petition for review document or submission with the Board; or require proof of service where there are questions of proper service. [Such determination shall continue until revised by the Board.] ]

(d) Upon appeal, the Board shall issue a written decision setting forth the reasons for its decision. A party may dismiss, modify, reverse, or affirm, modify or remand the decision and order of the Hearing Officer in whole or in part. Where there is no remand the decision of the Board shall be entered in the records of the Office as the final decision of the Board and shall be subject to judicial review.

(e) The Board may remand the matter to [the] a Hearing Officer for further action or proceedings, including the reopening of the record for the taking of additional evidence. The decision by the Board to remand a case is not subject to judicial review under Section 407 of the Act.

The procedures for a remanded hearing shall be governed by the rules of the Board, as ordered, at the conclusion of proceedings on the remanded matters. Upon receipt of the decision or report, the Board may order or permit the parties to prepare and serve upon the Hearing Officer or the Board additional evidence, any portions of deposition, other evidence, affidavits, documents, and the transcript of any electronic recording of the hearing. The person who was required to take any action shall file with the Office or the Board a written response to the request for additional evidence, information, or both, within 30 days of the receipt of the request.

(f) Record. The docket sheet, complaint and any amendments, notice of hearing, answer and motion, responses, rules, orders, stipulations, exhibits, electronic evidence, any portions of depositions admitted into evidence, docketed Memoranda for the Record, and any other documents filed with the Office, may be used for the hearing. The record shall be closed after the hearing unless so ordered by the Board.

* * * * *

§ 9.01 Filing, Service and Size Limitations

For all motions or other documents filed with the Board, the Office, Executive Director, or the Board, as appropriate, upon motion or its own initiative, shall impose upon the party a reasonable fee for the extension, modification, or reversal of any time limit or deadline established by the Office or the Board. The Office, Executive Director, or the Hearing Officer may waive, raise or reduce this limitation for good cause shown, whether on its own initiative or upon the initiative of a party.

§ 9.02 Reconsideration

After a final decision or order of the Board has been issued, a party to the proceeding before the Board, who can establish in its written submission to the Board the necessity because the Board has overlooked or misapprehended points of law or fact, may move for reconsideration of such final decision or order. The motion shall be filed within 15 days after service of the Board’s decision or order. No response shall be filed unless the Board so orders. The filing and pendancy of a motion under this provision shall not relieve a party of the obligation to file a timely appeal or operate to stay the action of the Board unless so ordered by the Board. The decision or order of the Board with respect to a motion for reconsideration is within the sole discretion of the Board and is not appealable.

§ 9.03 Compliance with Final Decisions, Orders and Other Dispositive Provisions

(a) Unless the Board has, in its discretion, stayed the final decision of the Office during the pendency of an appeal pursuant to section 407 of the Act, and except as provided in sections 210(d)(5) and 212(c)(8) of the Act, a party required to take any action under the terms of a final decision of the Office shall comply with its terms, and shall within 30 days after the decision or order becomes final and goes into effect by its terms, provide the Office and all other parties to the proceeding with a compliance report specifying the manner in which compliance with the provisions of the decision or order has been accomplished. If complete compliance has not been accomplished within 30 days, the party required to take any such action shall submit a compliance report specifying why compliance with any provision of the decision or order has not yet been fully accomplished, the steps being taken to assure full compliance, and the anticipated date by which full compliance will be achieved. A party may also file a petition for attorneys’ fees and/or damages unless the Board has, in its discretion, stayed the final decision of the Office during the pendency of the appeal pursuant to section 407 of the Act.

§ 9.04 Expedited Review of Negotiability Issues

For all motions or other documents pertaining to the Board’s review of an Executive Director action in representation proceedings, refer to Parts 4227.30–31 of the Substantive Regulations of the Board, available at www.compliance.gov.

§ 9.05 Informal Resolutions and Settlement Agreements

§ 9.06 Remedies

For all motions or other documents, refer to Part 2425 of the Substantive Regulations of the Board, available at www.compliance.gov.

§ 9.07 Review of Arbitration Awards

For all motions or other documents pertaining to the Board’s review of arbitration awards, refer to Part 2425 of the Substantive Regulations of the Board, available at www.compliance.gov.

§ 9.08 Procedures of the Board in Impasse Proceedings

For all motions or other documents of the Board in impasse proceedings, refer to Part 2471 of the Substantive Regulations of the Board, available at www.compliance.gov.

SUBPART I—OTHER MATTERS OF GENERAL APPLICABILITY

§ 9.01 Filing, Service and Size Limitations of Motions, Briefs, Responses and Other Documents

§ 9.02 Signing of Motions, Briefs and Other Documents

§ 9.03 Attorney’s Fees and Costs

§ 9.04 Revocation, Amendment or Waiver of Rules

§ 9.05 Revocations of Pleadings, Motions and Other Filings; Violation of Rules; Sanctions

§ 9.06 Remedies

Every pleading, motion, and other filing of a party represented by an attorney or other individual or by or on behalf of the party shall bear the name of the attorney, individual or organization representing the party and the name and district of the attorney or representative. A party who is not represented shall sign the pleading, motion or other filing. The signature of a representative or party certifies that the person who signed it is well informed of the contents of the motion or other document and warrants that the signer has read the pleading, motion, or other filing; that the best of the signer’s knowledge, information, and belief formed after reasonable inquiry, the signer believes that the information furnished in the pleading, motion, or other filing is true and not made for any improper purpose, such as to harass or to cause unnecessary delay or needless increase in the cost of litigation. If a pleading, motion, or other filing is not signed, it shall be stricken unless it is promptly amended or corrected to the attention of the person who is required to sign. If a pleading, motion, or other filing is signed in violation of this rule, a Hearing Officer or the Board, as appropriate, upon motion or upon its own initiative, shall impose upon the person who signed it, a represented party, or both, an appropriate sanction, which may include an order to pay to the other party or parties the amount of the reasonable expenses incurred because of the filing of the pleading, motion, or other filing, including a reasonable attorney fee; or if representation is by or on behalf of the Executive Director, or the Board, as appropriate, upon motion or its own initiative may also impose an appropriate sanction, which may include the imposition of a contempt order, or the violation of these rules that does not result from reasonable error.
§ 9.03 Attorney’s Fees and Costs

(a) Request. No later than 60 days after the entry of a final [Hearing Officer’s] decision of the Office, the prevailing party may submit to the Hearing Officer or Arbitrator who heard the case initially a motion for the award of reasonable attorney’s fees and costs, following the form specified in paragraph (b) below. [All motions for attorney’s fees and costs shall be submitted to the Hearing Officer.] The Hearing Officer or Arbitrator, after reviewing the motion and any briefs submitted, shall determine whether the amount requested is reasonable and shall issue an order permitting or denying the motion.

(b) Form of Motion. In addition to setting forth the factual and legal bases upon which the attorney’s fees and costs are sought, a motion for attorney’s fees and costs shall be accompanied by:

(3) the attorney’s customary billing rate for similar work in the community in which the attorney ordinarily practices;

(4) an itemization of costs related to the prevailing party’s attorney’s fees and costs; and

(5) evidence of an established attorney-client relationship.

§ 9.04 Ex Parte Communications

(a) Definitions.

(b) The Hearing Officer or the Office may initiate attempts to settle a matter at any time. The parties may agree to waive the prohibitions against ex parte communications during settlement discussions, and they may agree to any limits on the waiver.

—Renumber subsequent paragraphs—

§ 9.05 Informal Resolutions and Settlement Agreements

(a) Formal Settlement Agreement. The parties may agree formally to settle all or part of a disputed matter in accordance with section 414 of the Act, an offer to settle the matter issued by the Office of the President, or an offer of settlement presented to the Executive Director, and may submit the agreement, or an approved settlement, for review and approval. The formal settlement agreement, if approved, shall be made a part of each formal settlement agreement approved by the Executive Director pursuant to section 414 of the Act.

(b) Requirements for a Formal Settlement Agreement. A formal settlement agreement requires the signature of all parties or their designated representatives on the agreement document before the agreement can be submitted to the Executive Director for signature. A formal settlement agreement should not be submitted to the Executive Director for signature until the requirements for a formal settlement agreement have been met.

§ 9.07 Revocation, Amendment, or Waiver of Rules

(a) The Executive Director, subject to the approval of the Board, may revoke or amend this rule by publishing proposed changes in the Congressional Record and providing for a comment period of not less than 30 days. Following the comment period, any changes to the rule may then be considered and adopted. Even if a rule is adopted, the rule is not required to be published in the Congressional Record.

(b) The Board or a Hearing Officer may waive a procedural rule contained in this Part in an exceptional case for good cause shown if the rule is not required by law.

EXECUTIVE COMMUNICATIONS, ETC.

Under clause 2 of rule XIV, a letter from the Executive Director, Director of the Office of the Executive Director, or any other Officer shall be treated as a formal written opinion of the Office of the Executive Director, and shall not be subject to the procedures of this Rule.

§ 9.08 Report of Proceedings

(a) The Hearing Officer shall report the proceedings to the Executive Director.

(b) The Executive Director, Committee on Homeland Security and Governmental Affairs, and the Committees on the Whole House on the State of the Union, shall have access to the proceedings of any hearing, and shall be entitled to receive a copy of any report.

(c) Duration of Proceedings. The proceedings shall be completed within 60 days from the date of the first hearing.

(d) Waiver of Rules. Under clause 2 of rule XIII, reports of proceedings of the Committee on Homeland Security and Governmental Affairs, and the Committees on the Whole House on the State of the Union, shall be considered to be in compliance with the rules of the House.

PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions of the following titles were introduced and severally referred, as follows:

By Mr. DAVIS (for himself, Mr. MCCAUL, Mr. CLAY, Mr. CALVEY, Mr. ROHRABACHER, Mr. MALFAT, Mr. KNIGHT, Mr. VALADAO, Mr. ISSA, Mr. ROUZER, and Mr. HUNTEK)

H.R. 6316. A bill to direct the Secretary of Defense to develop and implement a strategic plan for homeland security for the fiscal year 2017 and each subsequent fiscal year, and for other purposes; and the United States-Israel Strategic Partnership Act of 2014 to promote cooperative homeland security research and antiterrorism programs relating to cybersecurity; and for other purposes; with an amendment (Rept. 114–826). Referred to the Committee of the Whole House on the state of the Union.

By Mr. O’ROURKE (for himself, Mr. JONES, and Ms. JUDY CHU of California)

H.R. 6317. A bill to amend title 38, United States Code, to ensure that veterans with service-connected disabilities related to mental health are not barred, because of such disabilities, from readjustment counseling and related mental health services under such title, and for other purposes; to the Committee on Veterans’ Affairs.

By Mr. CUMMINGS (for himself, Mr. CLAY, Ms. PLASKETT, Mr. CONOLLY, Mr. T. LIEU of California, Mr. LYNCH, Mr. MENDONCA F. BOYLE of Pennsylvania, Mr. COOPER, Mr. DESSAULNIER, Ms. NORTON, Ms. KELLY of Illinois, Mrs. LAWRENCE, Mrs. WATSON COLUMBA, Mrs. CAROLYN B. MALONEY of New York, Mr. WELCH, Ms. MICHELLE LUIAN GRISHAM of New Mexico, and Ms. DUCKWORTH)

H.R. 6318. A bill to amend title 5, United States Code, to provide a rate of pay for certain Federal employees performing protective services during any year in the inaugural period of a presidential term of office, and for other purposes; to the Committee on Oversight and Government Reform.
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November 15, 2016

By Mr. GARAMENDI:

H. R. 6319. A bill to abate debts resulting from the payment of certain recruitment and reenlistment bonuses to members of the California National Guard, and for other purposes; to the Committee on Armed Services.

By Mr. VEASEY:

H. R. 6320. A bill to include information regarding VA home loans in the Informed Consumer Choice Disclosure required to be provided to a prospective FHA borrower who is a veteran, to amend title 10, United States Code, to authorize the provision of a certificate of eligibility for VA home loans during the processing for membership of the Armed Forces, and for other purposes; to the Committee on Financial Services, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. GRAYSON:

H. R. 6321. A bill to reauthorize the Integrated Coastal and Ocean Observation System Act of 2009 and for other purposes; to the Committee on Science, Space, and Technology, and in addition to the Committee on Natural Resources, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. HONDA (for himself, Mr. ROYCE, Mr. BERIA, Ms. BORDALLO, Mr. BRADY of Pennsylvania, Mr. CALVERT, Mr. CARTER of Georgia, Mr. CASE of Texas, Mr. CHABOT, Ms. JUDY CHU of California, Mr. COSTA, Mr. DENT, Mr. DeSAULNIER, Ms. ROUSH, Mr. FARR, Mr. FLEISCHMANN, Mr. GARAMENDI, Mr. AL GREEN of Texas, Mr. HANNA, Mr. HICK of Nevada, Mr. HILL, Mr. HUNTSINGER, Mr. TED LINDSAY of California, Ms. LOFgren, Mr. LOWENTHAL, Mrs. LUMMIS, Mr. MARINO, Ms. MATSU, Mr. MCKINLEY, Mr. MIRSA, Ms. NAPOLITANO, Mr. NUNES, Mr. ROHRABACHER, Mr. SALMON, Mr. SHUSTER, Mr. SMITH of Missouri, Mr. SWALWELL of California, Mr. TAKANO, Mr. THOMPSON of California, Mr. VALADAO, Mr. VARGAS, Mrs. MIMI WALTERS of California, Mr. WATERS of California, Mr. WITTMAN (for himself, Mr. ASAMOAH, Mr. BORDALLO, Mr. CASTRO of Texas, Mr. CHABOT, Ms. ESHOO, Mr. FARR, Mr. FELESHMANN, Mr. GARAMENDI, Mr. GRAYSON, Mr. HARRIS, Mr. HARRISON, Mr. HICK of Nevada, Ms. HUNTSINGER, Mr. LEE, Mr. RUSH, Mr. ROHRABACHER, Mr. SANCHEZ of California, Mr. SANTOS, Mr. SCHUMER, Mr. SCHWARTZ of New York, Ms. SEGAR, Ms. SEWELL of Alabama, Mr. SHIMkus, Mr. SIMPSON, Mr. SMITH of Texas, Mr. SMITH of Virginia, Mr. STOKES, Mr. STEFANIK, Mr. STEFANIK, Ms. THOMAS of New York, Mr. TOON, Mr. VARGAS, Mr. VELAZQUEZ, Mr. VELÁZQUEZ, Mr. VONDERHEID, Mr. WIRE, Mr. WILDER, Mr. WITTMAN, Mr. WITTMAN, Mr. WITTMAN, Mr. WITTENBERGER, Mr. WITTENBERGER, Mr. WYDEN).

H. R. 6322. A bill to award a Congressional Gold Medal to Norman Yoshio Mineta in recognition of his principled dedication to public service, civic engagement, and civil rights; to the Committee on Financial Services.

By Mr. LOWENTHAL (for himself, Mr. LAMALFA, Mr. HUFFMAN, Mr. GARAMENDI, Mr. MCCINTOCK, Mr. THOMPSON of California, Ms. MATSU, Mr. BERIA, Mr. COOK, Mr. McNERNY, Mr. DENHAM, Mr. DISSERT, Mr. ROSEN, Ms. PELOSI, Ms. LEE, Ms. SPIER, Mr. SWALWELL of California, Mr. COSTA, Mr. HOFF of Colorado, Mr. FARR, Mr. VALADAO, Mr. NUNES, Mrs. CAPP, Mr. KNOTT, Mr. ROWLEY of California, Mr. CHU of California, Mr. SCHIFF, Mr. CARDENAS, Mr. SHERMAN, Mr. AGUILAR, Mrs. NAPOLITANO, Mr. TED LINDSAY of California, Mr. MALICOE, Mr. HUNTSINGER, Ms. GILIBERTO, Mr. RITCHEY, Mr. TOERRES, Mr. RUIZ, Mr. BASS, Ms. LINDA T. SANCHEZ of California, Mr. ROYCE, Mr. ROYAL-ALLARD, Mr. CALVERT, Mr. CALVERT, Ms. MAXINE WATERS of California, Ms. HAHN, Mrs. MIMI WALTERS of California, Mr. LORETTA SANCHEZ of California, Mr. TOHOFER, Mr. ISSA, Mr. PARKER, Mr. VARGAS, Mr. PETERS, and Mrs. DAVIS of California):
The Senate met at 4 p.m. and was called to order by the President pro tempore (Mr. HATCH).

**PRAYER**

The Chaplain, Dr. Barry C. Black, offered the following prayer:

Let us pray.

Eternal Lord God, You have told us in 1 Thessalonians 5:18 that it is Your will for us to be thankful in every circumstance. So today we thank You for the orderly transition of governmental power and for the substantive contributions to liberty of President Barack Obama. We are grateful for his labors of faith, patience, and hope. We are thankful for his dependence on You.

Lord, we also express gratitude for the limitless possibilities available to President-Elect Donald Trump. May He receive inspiration from Your declaration in Psalm 75:6 and 7 that elevation comes neither from the east, west, south or north, but You are the sovereign judge who puts down one and lifts up another.

Lord, we give You our thanksgiving for our lawmakers, old and new. Bless and keep them in all they think, say, and do.

Finally, we thank You for the life and legacy of Gwen Ifill.

We pray in Your merciful Name. Amen.

**PLEDGE OF ALLEGIANCE**

The President pro tempore led the Pledge of Allegiance as follows:

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

**RECOGNITION OF THE MAJORITY LEADER**

The PRESIDING OFFICER (Mr. LANEFORE). The majority leader is recognized.

**MEASURES PLACED ON THE CALENDAR**

S. 3464 AND H.R. 6094

Mr. McCONNELL. Mr. President, I understand there are two bills at the desk due for a second reading.

The PRESIDING OFFICER. The clerk will report the bills by title for the second time.

The senior assistant legislative clerk read as follows:

A bill (S. 3464) to provide incremental increases to the salary threshold for exemptions from the Fair Labor Standards Act.

A bill (H.R. 6094) to provide for a 6-month delay in the effective date of a rule of the Department of Labor relating to income thresholds for determining overtime pay for executive, administrative, professional, outside sales, and computer employees.

Mr. McCONNELL. In order to place the bills on the calendar under the provisions of rule XIV, I object to further proceedings en bloc.

The PRESIDING OFFICER. Objecting having been heard, the bills will be placed on the calendar.

**APPOINTMENTS**

Mr. McCONNELL. Mr. President, I understand appointments were made during the adjournment of the Senate, and I ask they be stated for the RECORD.

The PRESIDING OFFICER. The Chair announces, on behalf of the Democratic leader, pursuant to the provisions of Public Law 114–198, the appointment of the following individuals to serve as members of the Veterans Expedited Recovery (COVER Commission): Dr. Wayne Jonas of Virginia (Veteran) and Jon Soltz of Virginia (Veteran).

The Chair, on behalf of the majority leader, pursuant to Public Law 114–198, the appointment of the following individual to serve as a member of the World War I Centennial Commission: Terry Hamby of Kentucky.

The Chair announces, on behalf of the majority leader and the Democratic leader, pursuant to Public Law 110–298, the appointment of the following individual to serve as a member of the Federal Law Enforcement Congressional Badge of Bravery Board: Rick McCubbin of Kentucky.

The Chair announces, on behalf of the majority leader and the Democratic leader, pursuant to Public Law 110–298, the appointment of the following individuals to serve as members of the State and Local Law Enforcement Congressional Badge of Bravery Board: Michael Walters of Nevada.

The Chair announces, on behalf of the majority leader, pursuant to the provisions of Public Law 114–215, the appointment of the following individuals to serve as members of the John F. Kennedy Centennial Commission: the Honorable JOHN McCAIN and the Honorable ORRIN G. HATCH.

The Chair, on behalf of the President pro tempore and upon the recommendation of the Democratic leader, pursuant to Public Law 98–183, as amended by Public Law 103–419, reappoints the following individual to the United States Commission on Civil Rights: David Klainey of Nevada.

The Chair announces, on behalf of the Democratic leader, pursuant to the provisions of Public Law 106–398, as amended by Public Law 108–7, and in consultation with the chairman of the Senate Committee on Armed Services and the Senate Committee on Finance, the reappointment of the following individual to serve as a member of the United States-China Economic Security Review Commission: Katherine Tobin of Virginia.

The Chair announces, on behalf of the Democratic leader, pursuant to the provisions of Public Law 114–196, the appointment of the following individual to serve as members of the United States Semiquincentennial Commission: Members of the Senate; the Honorable ROBERT P. CASEY, Jr. of Pennsylvania and the Honorable JEANNE...
I watch the ‘NewsHour’ as often as I can, and I will miss her. I thought she had such a fine way of presenting herself in the news that she reported. Every night she would do the nightly review. She was really a good person, and I will miss her. I think we all will.

THE ELECTION AND WORKING TOGETHER

Mr. MCDONNELL. Mr. President, we have had a regularly scheduled election in this country every 2 years since 1788. This year’s campaign was long and it was tough, and I think everyone is glad it is over. I think Americans are ready to come together and move the country forward.

As President Obama reminded us, we are all on one team. This is an intramural scrimmage. We are not Democrats first. We are patriots first. We are Americans first. We are not Republicans first. We are Americans first. We are not Republicans first. We are patriots first. Now, as he put it, we are all rooting for the success of the President-elect for unity and leading the country.

I want to congratulate President-Elect Trump on his victory. I want to thank the American people for placing their trust in this Senate majority and the House majority as well. Speaker Ryan and I had productive discussions with the President-elect last week. We are both looking forward to working with him, but first there is work to be done in the current session of the Senate.

We will welcome some new Members, beginning with orientation this week. We will bid farewell to some dear colleagues. We will finish the work that remains before us.

So welcome back, everyone. We still have some work to do, and with some cooperation from both sides, we will get it done.

RECOGNITION OF THE MINORITY LEADER

The PRESIDING OFFICER. The Democratic leader is recognized.

THANKING THE SENATE CHAPLAIN AND WELCOMING EVERYONE BACK

Mr. REID. Mr. President, I very much appreciate the prayer of Admiral Black. He always does his best to set the tone. I appreciate the tone that he has set this afternoon. I appreciate him and what he does very much.

I welcome everyone back. We have been gone quite some time. We have a lot of work to do the next few weeks, and we will do our best to get it done as quickly as we can.

REMEMBERING GWEN IFILL

Mr. REID. Mr. President, I would like to say just a few words about Gwen Ifill. It really was too bad that she died at age 61. She was a woman who broke barriers. Every step of her life was something new and inspirational for those around her.
Mr. President, I ask unanimous consent that they be printed in the RECORD.

There being no objection, the material was ordered to be printed in the RECORD, as follows:

NBC—HUNDREDS OF HATE CRIMES REPORTED SINCE ELECTION: SPLC CHELSEA BAILEY

More than 300 incidents of harassment or intimidation have been reported following Donald Trump’s election Tuesday night, the Southern Poverty Law Center (SPLC) told NBC News Monday.

The SPLC first published its report on post-election hate crimes after Friday’s reports continued to stream in. They found that harassment most commonly occurred in K-12 schools and on university campuses. Many, though not all incidents, involved direct references to the Trump campaign, according to the group’s report.

The anti-intolerance watchdog said it will continue to tally incidents of hate and harassment reported through social media, news reports and direct submissions to its website.

The Law Center said they were unable to independently verify each incident reported, but NBC News has separately confirmed dozens.

Some incidents of hate crimes that NBC News has confirmed independently:

On Sunday, a rector found the words “Trump Nation, Whites Only” scrawled on the walls of a local church in Wellsville, New York. Police are investigating.

New York Governor Andrew Cuomo ordered state police to open a multi-agency hate crimes investigation into reports that a swastika, “Heil Trump” and “F* * * all P**kmonkeys, #Whitesonly,” along with pro-Trump slogans were glued to bathrooms and minors in the halls.

Other fliers criticized the concept of diversity and its proponents.

One flier said, “NO OTHER RACE (BUT WHITES) HAS BEEN OVER BACKWARDS to assure that all non-whites receive a fair shake in being part of American life, even to the detriment and social well-being of ‘our own kinds’ (whites).” The flier said “multiculturalism” and “diversity” and “code-words for white genocide.”

The Texas State University Police was investigating the incident, President Denise M. Trauth said in a statement. Trauth said she was aware of reports of “action and expression that have occurred on campus following the recent election.”

“Actions such as pasting flyers to bathroom mirrors amounts to criminal activity, and our university police are investigating these crimes.”

The Texas State Police strives to maintain an atmosphere that protects free speech, but one that is respectful to other members of the Bobcat community.

The university police did not return BuzzFeed News’ request for comment.

2. Racial slurs and threats, including the n-word. “Go back to Africa” and “Whites only,” along with pro-Trump slogans were found scrawled in a school bathroom in Minnesota on Monday. Police said they were investigating the graffiti found in the boys bathroom at Maple Grove Senior High School. The graffiti included n**, “all P*” “W**hsonly, Trump Train. #Gobacktoafrica and “Make America Great Again.”

According to police, the “racial” messages were written on the wall of a bathroom on Nov. 9.

“This type of behavior is highly offensive, will not be tolerated and does not reflect the detriment and social well-being of ‘our own kinds’ (whites).” The flier said “multiculturalism” and “diversity” and “code-words for white genocide.”

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In the wake of the vandalism, the MSA organized a rally and called on fellow students “to show support that fear and intimidation have no place on our campus.”

Within 20 minutes, more than 1,000 people signed up as supporters “to denounce this hate,” Khan said.

“Nothing like this has happened before at NYU,” Hurley said of the first incident in the evening in the elevator degraded into a “very inappropriate act later that night,” he said.

The students involved in the residence hall incident have been involuntarily suspended from campus while the outcome of disciplinary cases against them, the consequences of which could include dismissal from the college, Hurley said.

7. A woman had her hijab ripped off by a panic male, confronted the student in a safety alert. SDSU police said in a statement.

“Terrorists, deport them all.”

8. A Facebook post on Nov. 9 appeared to show a Trump supporter in a car that had Trump flags and anti-Muslim stickers including “All Muslims are terrorists, deport them all.”

The Facebook user posted a video showing the truck with a Confederate flag on the front bumper and also stickers saying, “Kill Muslims” and “All Muslims are child molesters.” The user later deleted the Facebook post.

9. Yarden Katz, a fellow in Veterinary Medicine at the Massachusetts General Hospital, said that he witnessed a US postal worker telling a man who appeared to be of Hispanic descent, “Go back to your country. This is Trump land.”

10. “Black lives don’t matter and neither does your votes,” was spray-painted across a wall in Durham, North Carolina on Nov. 9.

11. Someone spray painted “Black lives don’t matter and neither does your votes” on a wall in Durham overnight.

12. A Muslim student at San Diego State University (SDSU) was attacked and robbed by two men “who made comments about President-Elect Trump and the Muslim community” on Nov. 9, the SDSU police said in a safety alert.

13. Two men in a pickup truck with a Trump flag drove to Wellesley College, a women’s liberal arts school in Massachusetts on Nov. 9, according to accounts from students and college officials.

Wellesley police confirmed the incident and said the two “disruptive individuals” were asked to leave the campus.

The two men, who were students at Babson College, were expelled from their fraternity, Sigma Phi Epsilon. The fraternity said that both men’s actions were “abhorrent” in a statement.

“The type of abusive, misogynistic behavior has no place in our society, and we’re proud of our chapter swiftly removing these men from our organization,” the fraternity said.

Babson College was investigating both incidents, which the president described as “highly offensive, incredibly insensitive, and simply not acceptable.”

14. A Facebook post on Nov. 9 appeared to show Trump supporter in a car that hadTrump flags and anti-Muslim stickers including “All Muslims are terrorists, deport them all.”

15. Yarden Katz, a fellow at Harvard Medical School, said that he witnessed a US postal worker telling a man who appeared to be of Hispanic descent, “Go back to your country. This is Trump land” at a gas station in Massachusetts on Nov. 9.

16. A swastika, “Seig Heil 2016,” and the word “Trump” with the T replaced with a swastika were graffitied on the windows on November 9).

17. Chris Weatherd, a former University of Tennessee linebacker, posted a video that
appeared to show his car vandalized with the n-word and “Trump” on Nov. 9 in Knoxville.

Chris Weatherd @ChrisWeatherd Who ever did this I’m throwin’ hands 11:08 AM—9 Nov 2016

Weatherd told BuzzFeed News that he woke up on Wednesday morning to find that someone had used washable paint to vandalize his Pick-up truck.

He did not file a police report, but said that a family member of the person who did it had apologized to him. Weatherd did not wish to disclose the identity of the alleged suspect, but said it was a neighbor who was a Trump supporter.

He said that while he wasn’t “entirely upset” about it, he posted it to Twitter to show that “this is the normal.”

18. Rochelle Abraham posted a picture of a car with Confederate flag and “Kill Kill Kill” signs in Needham, Massachusetts, the morning after Trump’s victory.

Abraham told BuzzFeed News that she spotted the car, which had a POW flag, an American flag, and the Confederate flag, on the morning on Nov. 9.

“I was already feeling off center with respect to what each of these words would mean for myself and those that I love,” Abraham said. “First and foremost I fear for what this means for my 28-year-old son. The current going unarmored black men, Giuliani era stop-and-frisk and just so much on my mind after hearing the final results. The last thing I expected to see was this as a display of hateful disrespect, racism, and bigotry,” she said.

While she did not see any Trump signs on the car, “just the fact that I saw this the day after the election kind of speaks for itself, she said.

19. A student at the New School in New York City on Nov. 12 twitted a photo of what appeared to be graffiti that was drawn on the door of her dorm where she lived with other Jewish women.

@ShauKing @deray @parsonsdesign 11:06 AM—12 Nov 2016

Samantha Lichtenstein told BuzzFeed News in an email that one of her roommates first noticed the symbol when she was on her way out of the dorm this morning. She took a photo of it and sent it to her.

“My roommate and I walked around the rest of the floor to see if they showed up on other doors,” Lichtenstein wrote. “We knocked on the doors to tell them of the defacement.”

The roommates have notified and filed reports with campus security as well as the NYPD.

“We are extremely heartbroken. This may have been someone trying to play a joke, but this is not funny. And it was not just one door; 4 different doors were targeted, and only on our floor,” Lichtenstein wrote.

NYC Police and the New School’s student body president, Lichtenstein on Saturday along with a short statement.

“Hate speech is reprehensible, and has no place in NYC,” de Blasio said. “To the affected, we stand with you. To the perpetrators, we are better than this.”

David E. Van Zandt, president of the New School, also tweeted in support of the students, calling it “abhorrent” and saying he was taking “immediate and appropriate action.”

20. A woman was forced to remove her hijab on Nov. 11 by a man who threatened to set her on fire with a lighter. The incident took place at the University of Michigan campus in Ann Arbor.

“As told to the Ann Arbor Police, a student was approached by an unknown man, who demanded she remove her hijab or he would set her on fire with a lighter,” according to crime report posted on the university’s website.

“She complied and left the area. The Ann Arbor Police are actively investigating,” the statement read.

The suspect has been described as a “white male, 20-30 years old, average height, athletic build, bad body odor, unkempt appearance, intoxicated with slurred speech,” according to the school’s site.

Ann Arbor Police Sgt. Patrick Maguire told BuzzFeed News that the department is actively investigating the incident and is soliciting more information.

21. Several black UPenn students received racist and threatening messages Friday, including invites to a “daily lynching.”

Children of Black students at @Penn's campus, like myself, have been added to this hateful GroupMe. I am petrified and all I want to do is cry.

2:30 PM—11 Nov 2016

Several black UPenn students reported being added to a GroupMe chat included pictures of burning buildings, derogatory terms and threats Friday.

University officials said the FBI and university police were contacted, and the messages were tied back to a University of Oklahoma student more than 1,400 miles away. The student has not been identified, but officials said he has been suspended in connection to the incident. Read more about it here.

22. A student at Bowling Green State University in Ohio reported being assaulted by three white men and called a racial slur, the university said.

A student at Bowling Green State University Ohio reported being assaulted by three white men and called a racial slur, the university said.

“We immediately reached out to the student,” Thomas J. Gibson, the university’s vice president for student affairs, said in a statement. “Today, she filed a report with the Bowling Green Police Department. They are investigating.”

23. A swastika was spray-painted on a side-walk in New York’s Brooklyn Jewish neighborhood of Crown Heights.

BREAKING: Swastika spray painted on Montgomery St in heart of Jewish Crown Heights. Note: This is not a first (h/t @HirshelTzig) 11:35 AM—13 Nov 2016

The Nazi symbol was painted on the corner of Montgomery St. and Brooklyn Ave.

Crown Heights resident Mordechai Lightstone told BuzzFee News.

Lightstone noted this was not the first time a graffiti swastika has appeared in the neighborhood.

24. A Spanish-language sign at an Episcopal church in Silver Spring, Maryland—a suburb of Washington D.C.—was vandalized on Saturday night with the words “TRUMP NATION” and “WHITES ONLY.”

A Spanish-language sign at an Episcopal church in Silver Spring, Maryland—a suburb of Washington D.C.—was vandalized on Saturday night with the words “TRUMP NATION” and “WHITES ONLY.”

25. A Michigan police officer was suspended after flying a confederate flag at an anti-Trump rally on Nov. 11.

Traverse City, Michigan Police officer Michael Peters has been suspended with pay after he drove a pickup truck with a Confederate flag to an anti-Donald Trump protest and reportedly got into a confrontation with a demonstrator. Peters was off duty at the time.

Police chief Jeff O’Brien promised an independent investigation to determine if Peters broke department rules. Read more about the incident here.

26. A church in Indiana was discovered vandalized with swastikas.

St. David’s Episcopal Church in Bean Blossom, Indiana was reportedly spray painted with a swastika, an anti-gay slur, and “Heil Trump.”

Rev. Kelsey Hutto, a priest at the St. David’s Episcopal Church, told BuzzFee News that the church was discovered after the graffiti was discovered on the walls Sunday, but that they wouldn’t “let the actions of a few dampen our love of Christ and the world.”

“We will continue to live out our beliefs and acceptance of all people and respecting the dignity of every human being,” Hutto said to BuzzFee News. “They pray for the perpetrators as well as those who the derogatory marks were directed at.”

Hutto said that they needed to respond to hateful acts with love.

“Anyone is welcome on the sacred ground of the church,” Hutto continued. “This act was an act of separation. Separation of us from each other and from God which is the definition of a sin.”

Mr. Reid, Mr. President, what was just entered into the RECORD are references that are being made. They quote the man. They quote the man. They are very frightening. They are scary. I invite any of my colleagues to read these horrid acts, and I invite any Senator, Democrat or Republican, to come right down to this floor today and defend or defend them. It is a model of hate and prejudice. I don’t believe anyone wants to defend hateful acts being committed in President-Elect Trump’s name.

It leads to one unavoidable conclusion. Many of our fellow Americans believe that Trump’s election validates the kind of bullying and aggressive behavior Trump modeled on a daily basis.

How do we teach our children that braggarting about sexual assault is abhorrent, that an ramp in the arm of the man who dismissed it as “locker room talk”? If we fail to hold Trump accountable, we all bear a measure of responsibility for normalizing his behavior.

Here is a letter from a seventh grader from Rhode Island. She wrote the day after the election, and I will quote from the letter:

I’m extremely scared, especially being a woman of color, that the president of the United States of America has said such rude, igno- rant and disrespectful things about women and different types of people and is now in charge of our country. I want to feel safe in this country but I don’t think I can feel safe with someone like Donald Trump leading the country.

Our President is supposed to make people feel safe, but on Wednesday, a seventh grade girl woke feeling fright- ened to be a woman of color in America because Donald Trump was President. If we ignore her voice and others voices, this seventh grader will be left...
to conclude that we as a nation find her fear acceptable.

How do we show her that she does not have to be afraid? The first step is facing reality. No matter how hard the rest of us work, the main responsibility lies with the President who inspired the fear. President-Elect Trump must act immediately to make Americans like that seventh grade girl feel they are welcome in his America.

Healing the wounds he inflicted will take more than words. Talk is cheap and tweets are cheaper. Healing the wounds is going to take action, but so far, rather than healing these wounds, Trump’s actions have deepened them. In one of his very first, if not his first official act, he appointed a man seen as a champion of White supremacy as the No. 1 strategist in the White House— the One, everybody else under him.

According to CNN, “White nationalist leaders are praising Donald Trump’s decision to name [Stephen Bannon] as his chief strategist.” In the same article, White nationalist leaders say they see Bannon “as an advocate for policies they favor.”

According to the Southern Poverty Law Center, Bannon “was the main driver behind Breitbart becoming a white ethno-nationalist propaganda mill.”

When asked to comment on Bannon’s hiring, KKK leader David Duke told CNN, “I think that’s excellent.”

A court filing stated that Bannon said “that he doesn’t like Jews and that he doesn’t like the way they raise their kids to be ‘whiny brats’ and that he didn’t want [his] girls to go to school with Jews.”

By placing a champion of White supremacists a step away from the Oval Office, what message does Trump send to the young girl who woke up Wednesday morning in Rhode Island afraid to go to school with Jews?’’

I personally look forward to working with the President-elect in the years ahead to address issues that are important to my State and to families across the country.

I am grateful, as well, that the American people have entrusted such a big task to Republicans, who will lead both Chambers of Congress. In an election year that no one could predict—in fact, almost every prediction I made was wrong—in an election year where very few people were right about their predictions as to the ultimate outcome, we see a clear theme emerge: People want something different from business as usual when it comes to politics. That is what we should be doing today.

Rather than contribute to the sort of tone I wish we would hear more of here in the Senate and in the country generally, not pour gasoline on the fire, as the Democratic leader continues to do.

It is true that we had an earth-shaking event occur on November 8—the election of Donald J. Trump as the 45th President of the United States. I believe the reason Mr. Trump was elected is because the American people want change. They are eager for Washington to tackle the big challenges we are facing as a nation, from terror threats abroad to a stagnant economy here at home. They are looking forward to an administration that believes the rules apply to all of us equally— in other words, equal justice under the law, not that a separate set of rules applies to the Washington elites or those who can get away with it, that a different set of rules applies to them than applies to the rest of us. They want equal justice under the law. They want restoration of the rule of law—something we have not seen in the outgoing administration because of an over politicized Department of Justice, among many other mistakes.

I will note the one thing the American people did not want to change, and that is the Republican majority of the Senate. That led to the reelection of Republican Senators in States such as Ohio, Pennsylvania, and Wisconsin, in addition to the new Member of our conference from the great State of Indiana, and the re-election of all of them, as well as our new Democratic colleagues, and invite them to work with us to try to meet the challenges of these times and to work together to solve the challenges and problems that confront the American people.

That it is very clear that the American people wanted a change in the White House. They did not want to change Republican majorities in both Chambers of Congress. They did not want to have a Senate that votes were able to cut through the noise and see what we have been able to accomplish so far—not that they gave us the Good Housekeeping seal of approval, but they have
seen a difference in the last 2 years under a Republican majority in the Senate, and apparently they saw enough that they liked that they wanted to keep us in the majority. They have seen a Senate that has prioritized the American people, that has carefully, deliberately, and successfully really brought the Senate back to the basics of doing our job, which is legislating. That includes passing key pieces of legislation through Congress, like the first multiyear highway bill in a decade. I realize that frequently excites a lot of people, but it is the basic fundamental job of the Senate and the Congress to legislate, to deal with our infrastructure needs, as the Democratic leader talked about. We actually did deal with some of our major infrastructure needs by passing the first multiyear highway bill in a decade, which is important to our economy, to public safety, and to the quality of the environment. That represents a substantial accomplishment.

We also passed the first education reform law since No Child Left Behind, which was admittedly controversial. We repealed the common core mandates and devolved more authority from Washington, DC, back to the States, back to our school administrators and parents and teachers where it belongs.

We should have learned by now the hard way that when somebody has a bright idea here in Washington, DC, that has not been tried and tested across the rest of the country in the laboratories of democracy known as our States, we are just as likely to get it wrong. I would say Exhibit No. 1 or A for that is ObamaCare. Trying to take one-sixth of our economy and transform it in a way that does not get the buy-in of both political parties, much less the American people, only to see those promises not kept—that does nothing to promote public confidence in the government.

We did pass the Every Student Succeeds Act, which does send some of that power back home. We have done a number of other things, including one that I am particularly proud of, which was to help root out human trafficking and protect the victims of this heinous crime—the first major human trafficking legislation passed perhaps in 25 years, and more resources are now available to the Department of Homeland Security so that they can begin to heal.

We proved that we could get some things done—not as much as we would have liked but some substantial things.

As the President noted, the crude oil export ban has been very important to the energy producers here in the United States and will go a long way to making sure they get a fair price for their product on the world markets. It will also give us a chance to compete around the world against whom energy is used as a weapon by people who would cut off their supply to electricity, oil, gas, and other energy sources as a way to keep them in tow.

We also passed major legislation to address the growing opioid epidemic hurting families across the country.

Under Republican leadership, the Senate saw all 12 appropriations bills pass out of their respective committees for the first time since 2009 and the first balanced budget passed since 2001. Unfortunately, our Democratic colleagues saw for those Senate appropriations bills, which is why we are here after the election in the waning days of 2016 to try to make sure that we pay the bills and keep the government up and running in a lame-duck session.

This is not a great way to do business, and this isn’t our first choice. But because of the filibuster of those appropriations bills—even though they passed out by overwhelming bipartisan majorities for those Senate appropriations bills, which is why we are here after the election in the waning days of 2016 to try to make sure that we pay the bills and keep the government up and running in a lame-duck session.

We have also had more participation on a bipartisan basis by Members of the Senate in the legislative process. There were more votes on amendments—more than 250 during this Congress. This is because of the determined leadership of our majority leader, Senator McConnell, who has seen fit to restore the power to committee chairmen to have the freedom and flexibility to lead their committees while allowing Members, on a bipartisan basis, to contribute to legislation before it comes to the floor and is subject to further action. I believe the result is the creation of solid legislation that will stand over time—not partisan or ramming legislation through because you can do it but building consensus and trying to address problems on a step-by-step basis.

With the election behind us, the Senate can begin looking to next year. We are eager to finish our work this year, which I am sure we will shortly, and are looking to what we might be able to do with the new President and House majority to give us in terms of majorities in both Houses and President-Elect Trump. As I said, I look forward to working with the new President to improve the lives of the men and women working day in and day out across the country. This is an exciting moment for them and for us. It is good news that we have been provided this opportunity.

Fortunately, the Senate will continue to have a major role to play. Over the last few months, we spent a lot of time talking about what was at stake in this election. At the forefront was the U.S. Supreme Court. So I look forward to President Trump will nominate to fill the seat being vacated by the death of Justice Scalia. I hope that the Senate Judiciary Committee will take that nomination up on a timely basis and that we will quickly move forward once the nomination is made.

We have a lot more work to do. Over the last 8 years, the Obama administration has been marked by a go-it-alone attitude. Remember, the President said he had a phone and a pen, and he was quite prepared to act and not consult with Congress. Of course, that resulted in a flood of Executive orders and unilateral actions that won’t live out his term of office. I am confident President-Elect Trump will reverse many of those Executive orders, and we will work with the administration to repeal much of the overregulation that is strangling small businesses and our economy.

Going into this year’s Presidential election, we all knew that the President-elect would have a decision to make—either to shore up President Obama’s policies and further those burdensome regulations that were created by his administration or to rip up those that are in place or were put in place unilaterally and instead work with Congress on a bipartisan basis. After all, we are the elected representatives of the American people. It is our firm desire to unleash the sleeping giant of the American economy, and I believe we can, given the outcome of this election.

Fortunately, President Trump appears to be eager to work with us to help grow American jobs, strengthen our economy, and make sure that the next generation is better off than those before it. As I said, that means pushing back on harmful regulations that have been promulgated by, for example, Obama’s Environmental Protection Agency. It certainly means repealing ObamaCare, a law that was jammed through on a party-line vote and that has not worked as it was promised to work.

We have a lot of work ahead of us. I believe we also have a mandate from the American people, who are sick and tired of business as usual, ready for change and for a government that works for them and not against them. I look forward to being part of that change. I am grateful the American people have given us the opportunity to serve.

I yield the floor.

Madam President, I suggest the absence of a quorum.

The PRESIDING OFFICER (Ms. Ayotte). The clerk will call the roll.

The senior assistant legislative clerk proceeded to call the roll.

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

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

OPIOID ADDICTION

Mr. WYDEN. Madam President, last month, Democratic staff on the Finance Committee put out a report documenting the staggering shortage of treatment services in America for those suffering from opioid addiction. This report surveyed a cross-section of American communities and found there is a yawning treatment gap keeping
Every time we look at a football game, we see dozens of ads for blockbuster drugs, but Americans watch those ads and say: Yes, we want those cures, yes, we want the scientific progress, but please, Congress, think about policies that are going to allow us to get there. Under the recent editorial pointed out it was cheaper to fly round trip to India for a hepatitis C treatment than to get it here in the United States. People see these bills piling up. If they are able to afford their medications today, they are saying: Are we going to lose access tomorrow?

To me, here is the bottom line for the fall. Here is the bottom line for where we ought to go. Yes, we should support medical breakthroughs and research into cures, but let us not keep the patients out of the debate. Let us make sure we add the funds needed for treatment for those who are addicted to opioids, and as we look at this issue of cures, let us also look at policies to make sure people can afford their medicines.

The Committee on Finance has been looking at these issues. For example, recently, I raised a serious objection when I learned a panel meant to be studying how to turn the tide on opioid addiction was stocked with people closely tied to opioid manufacturers. We blew the whistle on that and four nominees to the panel were dismissed. We have a lot to do this fall. I know time is money and we promote these new cures; yes, let us make sure people who are addicted to opioids have new opportunities for treatment; and as we look at drug development, let us make sure we don’t see so many Americans on the outside looking in as prices go up and up and up. There is more work to be done on both fronts: ensuring access to new science, ensuring access to treatment services, ensuring access to affordable medicines. That is what we ought to be focusing on this fall.

With that, I yield the floor.

CONCLUSION OF MORNING BUSINESS

The PRESIDENT pro tempore. The morning business is closed.

GOLD STAR FAMILIES VOICES ACT

Mr. BLUNT. Madam President, I ask that the Gold Star Families Voices Act be reported.

The PRESIDENT pro tempore. The PRESIDENT. Under the previous order, the Committee on Rules and Administration is discharged from and the Senate will proceed to the consideration of H.R. 4511, which the clerk will report.

The senior assistant legislative clerk read as follows:

A bill (H.R. 4511) to amend the Veterans’ Oral History Project Act to allow the collection of video and audio recordings of biographical histories by immediate family members of members of the Armed Forces who died as a result of their service during a period of war.

The PRESIDENT. Under the previous order, there will now be 30 minutes of debate equally divided in the usual form.

The Senator from Missouri.

OPIOID ABUSE

Mr. BLUNT. Madam President, I am pleased to be here to talk about this bill. First of all, following up on what my friend just talked about on opioid policy, I want to particularly thank the Chair for her leadership on this issue. Really, as the chairman of the appropriations committee that looked at this before we had any legislation, it was largely the Chair’s effort that made us triple the amount of money we were committing to this cause over a year ago. I thank her for understanding this and advocating for it as one of the two or three earliest Members to bring to the attention of the Senate that this is a problem that affects rural America, small towns in America, small big States. I thank her for her leadership.

Because of that, last year we had a 284-percent increase in the money committed to that. We doubled that amount again this year. Assuming we are able to move forward with the Labor, Health and Human Services bill this year, it will be virtually a 600-percent increase. We are already halfway there, and that first half was largely because of the Presiding Officer’s understanding of this issue, and I am grateful for that.

Madam President, on the bill before the body today, I ask my colleagues to join me in supporting the Gold Star Families Voices Act. The legislation passed the House unanimously in September. I hope the Senate will do the same today.

In 2000, Congress created the Veterans History Project at the Library of Congress. That project was designed to collect and catalog oral histories of American war veterans. The purpose of the project was “to preserve the memories of this Nation’s war veterans so that Americans of all current and future generations may hear directly from veterans and better appreciate the realities of war and the sacrifices made by those who served in uniform during wartime.”

To date, the Veterans History Project has collected the oral history recollections of over 100,000 veterans who have served in the military since World War I—100,000 stories preserved that wouldn’t have been otherwise.

As important and extensive as that project is, as important as those 100,000 memories are, today the project only includes firsthand narratives. Now, what does that mean? That means that only people who are telling their own story are included in the stories we have created and have been able to see because our national History Project, which effectively includes the stories of veterans who didn’t return from the battlefield—the men and women who lost their lives defending
this country. This legislation would en-
sure the stories of veterans who made
the ultimate sacrifice would now be in-
cluded in the archives.

How would this work? This bill would
allow the family members of veterans
who served in action or who died as a re-
sult of their service to par-
ticipate in the project and tell the sto-
ries of their loved ones. Immediate
family members who can participate
include parents, spouses, siblings, and
children of veterans who were not able
to tell their own story. We wouldn’t let
who we are today if it wasn’t for the ac-
tacts of courage and selflessness of our
fallen heroes. We owe it to them, but
we also owe it to their families to know
of their names, their deeds, the honor-
able service they gave the coun-
try, and we need to preserve those
memories. The families of these fallen
heroes are in the best position to share
their stories so future generations of
Americans may never forget the people
we owe our freedom to and have not
been able to have their story told up
until now. I think this legislation will
make a great program even better and
hope my colleagues will agree.

I thank the American Gold Star
Mother’s Association for making this bill
a priority. I thank Congressman Chris
Smith, who introduced this legislation in
the House and who has been its ulti-
mate champion. I was happy to be able
to lead this bill through the Rules
Committee.

I urge all my colleagues to join me
today in helping to honor those who
made the ultimate sacrifice and make
sure their stories and those of their
loved ones become part of this historic
record.

Madam President, I yield the floor.
The PRESIDING OFFICER. The Sen-
ator from Louisiana.

Mr. VITTER. Madam President, I rise
to bring up two key priorities—two im-
portant needs—which I believe this body and the U.S. House will act
on immediately and certainly by the end of the year.

The first is the Steve Gleason Act, legislation I drafted which passed last year but for a limited period of time. We need to make that permanent for
reasons I will explain.

The second even broader need is to
ensure that victims of the recent flood-
 ing in Louisiana—many families whose lives have been devastated by incalculable terms—get the aid they need. We made an
important downpayment on that be-
fore we wrapped up business before the
elections, with the understanding that
we would clearly revisit the issue be-
tween now and the end of the year.

Madam President, first, the Steve
Gleason Act. As I said, I am very happy
that last year the Senate and the
House passed my legislation, the bipar-
sitarian Steve Gleason Act of 2015. It pro-
vided immediate relief to ALS, or Lou
Gehrig’s disease, and other similar pa-
tients who needed the help to make
sure they had access to important, life-
changing medical equipment.

I first heard about this need in 2014,
when thousands of patients, patient
advocates, and others came to Congress
in order to bring attention to the dev-
astating consequences of what was
then a brand new Medicare policy. The
devices they were concerned with are
televised speech generating aids that allow
their ability to speak, to communicate with
friends and family and doctors, to call
911 in case of emergency, ALS patients
and others with similar debilitating
diseases. These patients are locked in,
unable to communicate, and it is only
because of miraculous, relatively new
devices that they can communicate with
caregivers and the outside world. In
cases, this involves using a computer screen and keypad, where
they literally make eye contact with
the keyboard on a computer screen,
type out a message, and then the com-
puter through a computer voice articu-
lates that message to caregivers, fam-
ily, doctors, and the outside world.

Because of a Medicare change—an
unprovoked, unnecessary change in
Medicare policy—many of these pa-
tients were denied access to these life-
changing devices. The devices were lit-
early confiscated in thousands of cases.
They were not allowed to use this tech-
nological miracle to make them more fully independent.

Thank goodness, entered Steve Glea-
son, a superadvocate for the ALS com-
munity, an ALS patient himself. Steve
is a former player for the New Orleans
Saints, but he is most known for block-
ing during the first game in which the
Saints reopened the Superdome after Hurri-
cane Katrina; then, a few years after that, he was diagnosed with ALS
himself.

Just as he gave the city of New Ore-
leans a rallying point around which to
rebuild after the devastation of Hurri-
cane Katrina, through his organization
Team Gleason, Steve also gives the ALS
community and their families hope and a dream, a dream with his motto: “No White Flags.”

I believe Steve’s wife Michel summed
up the cause of ALS patients like Steve
and their loved ones succinctly when she
did:

What causes me the most pain is the loss
of his voice. I love hearing his voice. I want
him to talk to me, and to our son Rivers.
This disease takes his body; to take his voice, literally empower them, as Steve has inspired and empowered so
many others with ALS.

FUNDING FOR LOUISIANA FLOOD VICTIMS

Madam President, I also rise to talk
about another key unmet need that is
even of broader scope. As I said a few
minutes ago, that is the urgent need between now and the end of the year to pass emergency help for the recent
crime victims of Louisiana who were
devastated by the consequences of that
eagreous flood.

Unfortunately, because there were
lots of other things in the news at the
time when that flooding happened in
Greater Baton Rouge and Acadia, a lot of Members and folks around the
Nation don’t fully appreciate and un-
derstand the gravity of that flooding. It
was way underreported in the na-
tional media. It was way underappre-
ciated and not fully understood by us
in the Congress. We have solved some
of that in the months since then, but
still, to this day, so many Americans
don’t understand the gravity of that
flooding.

The flooding I am describing a few
months ago in Greater Baton Rouge
and Acadia, in Louisiana, is the
fourth worst natural disaster we have
experienced in a decade or more, only
behind Hurricane Katrina, Superstorm
Sandy, and Hurricane Ike—the fourth
worst natural disaster by any reason-
ably objective, scientific measure.
Louisiana had over 114,000 homes—114,000 homes—with a verified
loss. Let’s do a comparison to under-
stand the scale of that.

In 2016, Missouri had horrendous
flooding, very significant, very major
flooding, and I certainly supported an appropriate re-
response there. That was about 2,500 indi-
vidual registrations. South Carolina
had even greater flooding in 2015. That
was 26,000 individual registrations.
Northeaster暴风雪 in March of this year had major flooding.
That was 40,000 individual regis-
trations. We are talking 114,000 homes

In 2015, which became law on July 30 of
last year. Senator KLOBUCHAR from
Minnesota and Senator KING from
Maine were especially supportive and
aggressive in getting this bill to the
finish line, and I thank them again for
their partnership and their support.

The act reinstated the longstanding
Medicare policy to offer immediate re-
ief for patients experiencing incredible
difficulty accessing the important life-
changing equipment. The Steve
Gleason Act of 2015 was a huge win
for thousands of ALS patients,
their families, caregivers, and others,
but we need to make this act perma-
ent. It is of limited duration as it was
passed last year. We need to make it
permanent. It is as simple as that. We
need to do it between now and the end of
the year.

So I encourage all of my colleagues
to come together, as we did last year,
to take this commonsense step to emp-
ower these patients to be in touch
with the outside world and their family
and their caregivers—literally give
them voice, literally empower them, as
Steve has inspired and empowered so
many others with ALS.

The act reinstated the longstanding
Medicare policy to offer immediate re-
ief for patients experiencing incredible
difficulty accessing the important life-
changing equipment. The Steve
Gleason Act of 2015 was a huge win
for thousands of ALS patients,
their families, caregivers, and others,
but we need to make this act perma-
ent. It is of limited duration as it was
passed last year. We need to make it
permanent. It is as simple as that. We
need to do it between now and the end of
the year.

So I encourage all of my colleagues
to come together, as we did last year,
to take this commonsense step to emp-
ower these patients to be in touch
with the outside world and their family
and their caregivers—literally give
them voice, literally empower them, as
Steve has inspired and empowered so
many others with ALS.

In 2015, which became law on July 30 of
last year. Senator KLOBUCHAR from
Minnesota and Senator KING from
Maine were especially supportive and
aggressive in getting this bill to the
finish line, and I thank them again for
their partnership and their support.

The act reinstated the longstanding
Medicare policy to offer immediate re-
ief for patients experiencing incredible
difficulty accessing the important life-
changing equipment. The Steve
Gleason Act of 2015 was a huge win
for thousands of ALS patients,
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and their caregivers—literally give
them voice, literally empower them, as
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many others with ALS.
with verified loss. That is comparable to the loss in New York State from Superstorm Sandy. In Superstorm Sandy, there were 124,000 homes with verified loss in New York—about the same number. Again, we are talking about 114,000 homes in Louisiana. Now, that was not all of Superstorm Sandy, just New York. I am not counting New Jersey. That was another significant number, but that gives us a sense of the magnitude we are talking about.

I then told all of our colleagues and our colleagues in the House and President Obama for proposing the beginning of an appropriate response. Before we broke for the elections, we did pass significant emergency funding to go beyond the normal help in the Stafford Act and other statutes that pertain to FEMA and related agencies. About $400 million was sent to the flood victims in Louisiana, but by any metric, that can only be the beginning. In fact, President Obama at the time and Congressional leaders at the time pledged that this would be the beginning and that we would come back now and, between now and the end of the year, finish an appropriate response.

I shared losses in New York caused by Superstorm Sandy. It was just a little more losses on homes flooded than we are talking about in Louisiana, but by any metric, that can only be the beginning. In fact, President Obama at the time and Congressional leaders at the time pledged that this would be the beginning and that we would come back now and, between now and the end of the year, finish an appropriate response.

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

The bill was ordered to a third reading and was read the third time.

The PRESIDENT OFFICER. Under the previous order, the bill having been read the third time, the question is, Shall the bill pass?

Mr. ISAKSON. Madam President, I ask for the yeas and nays.

The PRESIDENT OFFICER. Is there a sufficient second?

There appears to be a sufficient second.

The clerk will call the roll.

The legislative clerk called the roll.

Mr. CORNYN: The following Senators are necessarily absent: the Senator from Texas (Mr. CRUZ), the Senator from Georgia (Mr. PERDUE), and the Senator from Alabama (Mr. SESSIONS).

The result was announced—yeas 97, nays 0, as follows:

[Role Call Vote No. 152 Leg.]

YEAS—97

Alexander
Ayotte
Baldwin
Barrasso
Bennet
Blumenthal
Blunt
Booker
Begich
Barrasso
Brown
Burr
Cantwell
Capito
Cardin
Carper
Casey
Cassidy
Coats
Cochran
Collins
Coons
Corker
Corzine
Cotton
Crapo
Daines
Donnelly
Durbin
Enzi
Eskimo
Feinstein
Fischer

NOT VOTING—3

Cruz
Perdue
Sessions

The bill (H.R. 4511) was passed.

The PRESIDENT OFFICER (Mr. GARDNER). The Senator from South Dakota.

MORNING BUSINESS

Mr. THUNE. Mr. President, I ask unanimous consent that the Senate be in a period of non-business, with Senators permitted to speak therein for up to 10 minutes each.

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

THE ELECTION AND REPUBLICAN PRIORITIES

Mr. THUNE. Mr. President, there is no doubt that the election we have just been through was a bad one. Emotions ran high on this side and are still running. But this is hardly the first time it has happened in our history, and it won't be the last.

Take the election of 1800, for example. The campaign between John Adams and Thomas Jefferson was no picnic either. It was emotional, hard fought, and full of partisan attacks. Each side alleged that the other would bring about ruin to our young Nation. For a new officer, President, Thomas Jefferson, specifically referenced the contentious process that the Nation had just gone through, but then he said the following: "[B]ut this [meaning the election] being now declared by the voice of the nation, announced according to the rules of the Constitution, all will, of course, arrange themselves under the will of the law, and unite in common efforts for the common good.''

Let me repeat that: "all will . . . arrange themselves under the will of the law, and unite in common efforts for the common good."

That is the key. That is what separates our Nation from tyrannies and other oppressive forms of government. In the United States, we may have contentious elections. But at the end of the day, we accept the results, and we move forward for the common good. That doesn't mean we give up fighting for what we believe in, of course, but we fight within the law, not outside of it.

Our form of government endures because as a nation we respect the rule of law. But there is another thing to remember about elections—not just the obligation that we have to accept the results and move forward, but something else, and that is what President Obama reminded us of the day after the election: We are all Americans, and at the end of the day, we are all on the same side.

Everyone is sad when their side loses an election, but the day after, we have to remember that we're actually all on one team. This is an intramural scrimmage. We're not Democrat first, or Republican first, or American first. We are Americans first. We are patriots first.

That is from President Obama the day after the election. Indeed, we are Americans who believe in God-given freedoms, and what unites us is greater than what divides us. In the coming days, I look forward to working with my fellow Americans from both parties to meet the challenges that are facing our Nation.

There is one thing that this election made clear: It is that this economy is not working for American families. In one CNN exit poll last Tuesday, 63 percent of voters rated the economy as poor. That result should not surprise anyone. The last few years have been tough on American workers. Job creation has been sluggish. Wages have been stagnant. Economic growth has lagged far behind the pace of other recoveries, and opportunities for workers have been few and far between.

The message from the many hard-working Americans is that they have been left behind. To the millions of American workers who are discouraged by this economy I want to say this: We
Americans safe here at home. We in-

and an ISIS-inspired stabbing attack in

Orlando. American soil in San Bernardino and

ISIS-inspired terrorist attacks on

beyond. We have even experienced

the Middle East but across Europe and

violence and devastation not only in

about the threat posed by terrorist

attacks on American soil in San Bernardino and

Orlando.

Another big thing we can do is repeal

some of the burdensome government regular-

are weighing down businesses. While some government regulations are necessary, every ad-

ministration has to remember that reg-

ulations have consequences. The more resources individuals and businesses spend on govern-

mental regulations, the less they have available to focus on the growth and innovation that drive our economy and create new opportunities for American workers.

Over the past 8 years in particular, businesses have had to devote far too many resources to complying with gov-

ernment regulations. That has left them with few resources to dedicate to growing and creating jobs.

Another thing we need to do is ad-

dress our national debt, which has nearly doubled over the past 8 years. That debt is a drag on our economy. It slows growth and reduces economic op-

portunity. It is time to get our government back on a budget.

Another thing we can help lift the bur-

den on American families is by repea-

ing and replacing Obamacare. The President’s health care law is broken. The promise of lower premiums and af-

fordable health care has given way to the reality of giant premium increases and massive deductibles. It is time to give the American people health care reform that actually works.

Another priority of the new Repub-

lican Congress will be national secu-

rity. We have reason to be concerned about the threat posed by terrorist groups such as ISIS, which has spread violence and devastation not only in the Middle East but across Europe and beyond. We have even experienced ISIS-inspired terrorist attacks on American soil in San Bernardino and Orlando.

More recently, there were attempted bombings in New York and New Jersey and an ISIS-inspired stabbing attack in Minnesota. Republicans are committed to defeating ISIS abroad and keeping Americans safe here at home. We in-

tend to make sure that our law en-

forcement agencies and our Nation’s military have the tools they need to defeat terrorist threats. We will make sure that our military men and women remain the best equipped and the most prepared fighting forces on the planet.

Another key component to keeping

Americans safe is securing our borders. We have a robust agenda of poli-

cies that encourage legal immigration while discouraging illegal immigra-

tion.

Then there are the other priorities we need to focus on, beginning with a Supreme Court nominee who will judge based on the law and the Constitution, protecting religious liberty, encour-

aging investment in our Nation’s infra-

structure, and more.

To all the Americans who voted for

change in this election, to every work-

er who has felt left behind in this econ-

omy, I want to say again: We hear you. Republicans hear you. We are going to fight for your priorities here in Wash-

ington. We are committed to earning the trust that you placed in us on elec-

tion day.

The election is over, and it is time to take up the work of governing the Na-

tion. Our Nation is facing many chal-

lenges. It is time for all of us—Demo-

crats and Republican, liberal and con-

servative—to unite to address them. If we work together, I firmly believe we will once again be able to say, as Presi-

dent Ronald Reagan once said:

American’s best days are yet to come. Our proudest moments are yet to be. Our most glorious achievements are just ahead.

I yield the floor.

The PRESIDING OFFICER (Mr. DAINES). The Senator from Arizona.

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EARMARKS

Mr. FLAKE. Mr. President, a lot like

indigestion, the desire for earmarks keeps coming back up. Tomorrow afternoon our colleagues in the House will vote on a proposal to overturn the Congressional ban on earmarking. As someone who helped put that ban in place, I believe it is important to examine why it is very much still a neces-

sity.

Consider the following: A teapot mu-

seum in North Carolina, an indoor rain forest in Iowa, bridges to nowhere in Alaska, a sheep institute in Montana, a Woodstock museum to commemorate the 1969 concert in New York, a $350 million, 130,000 square foot, state-of-the-art space in Florida to house the largest museum in the world that has never opened to the public.

One could argue the money spent on these projects would just as well have been spent on roads, schools, hospitals, and public infrastructure.

Consider this number: $5.5 trillion, taxpayers expect Congress to spend every dollar of that and more. Yet this last year, taxpayers were expected to foot the bill for nearly $200 billion in pork projects that were tucked into appropriation bills during the 113th Congress.

With our national debt approaching $20 trillion, taxpayers expect Congress to focus on cutting wasteful and unneces-

sary spending instead of pigging out at the trough.

One of the worst parts of earmarks is that we spend our time here when we are earmarking not providing oversight for the massive appropriations bills that get passed. That is the worst part of it. We spend time doling out what amounts to a small portion of the Fed-

eral budget, but it takes so much time and effort from Members and their staffs just to secure that small bit of money that we are not spending the time we should be providing oversight on the rest of the budget. That is the big-

gest crime of earmarks.

Instead of bringing them back, I hope that we will actually pass a statutory prohibition that will remain.

I yield the floor.

The PRESIDING OFFICER. The Sen-

ator from Illinois.

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IMMIGRATION

Mr. DURBIN. Mr. President, like the

majority of Americans who supported the Democratic candidate for President in the most recent election, I was dis-

appointed by the results. But last Wednesday, I publicly congratulated President-Elect Donald Trump. I be-

lieve the bedrock principle of America is that we select our leaders and then cooperate as a country to try to find common ground and move forward.

On election night, the President-

elect said:
It was 6 years ago when I wrote a letter to the President, President Obama, joined by Senator Dick Lugar, a Republican from Indiana. On a bipartisan basis, we asked the President of the United States to protect these young DREAMers who grew up in America from deportation. These kids deserve a chance. We have invested in them. We have given them a good education in American schools, and it makes no sense to squander their talents and the sacrifice by sending them to countries they barely know.

The President, President Obama, responded. He established the Deferred Action for Childhood Arrivals Program, known as DACA. DACA provides temporary, renewable, legal status to immigrant students who arrive in the United States as children. Approximately 740,000 of these young people have come forward and signed up for DACA. DACA has allowed them a chance, without the fear of deportation, to contribute more fully to our country as soldiers, nurses, teachers, engineers, and police officers. DACA is based on the DREAM Act. It gives these undocumented students who grew up in this county a chance to earn their way toward legal status.

It is clearly legal. Like every President before him, President Obama has had the authority to set immigration policy, and the Supreme Court has repeatedly held that the Federal Government has broad authority in this area. DACA is not just legal. It makes sense. The Department of Homeland Security is funneling to deport a small fraction of undocumented immigrants. So the President—our current President—and the President-elect say: Let’s focus on those who might cause harm to America. I agree with them. That is just common sense.

But at the same time, President Obama has said: Why would we want to waste resources deporting young immigrant students who grew up in this country and made a great contribution? During the campaign, President-Elect Trump pledged that he would end DACA. I hope that he will reconsider that position.

I have come to the floor over the last several years to tell the stories of these DREAMers. I can give speeches all day about who they are, but some of them have the courage to step up and really tell America who they are. Today I want to tell you about one of them. His name is Oscar Cornejo, Jr. In the year 2000, when Oscar was only 5 years old, his family came to the United States from Mexico. Oscar grew up in Park City. It is a small, northern suburb of Chicago, in my home State of Illinois.

He was quite a student. In high school he was a member of the National Honor Society and an Illinois State scholar. He received several Advanced Placement awards and graduated high school magna cum laude. This is what Oscar said about his high school years:

My parents always instilled in me the value of an education, which is one of the main reasons they decided to leave everything in Mexico and come to the United States. I dedicated myself solely to my education to honor the sacrifices my parents made.

It was because of those outstanding academic achievements in high school that Oscar was admitted to Dartmouth College, an Ivy League school in Hanover, NH. He is the first member of his family even to attend college.

Oscar has excelled at Dartmouth. During his freshman year, Oscar received the William S. Churchill prize for outstanding service and contributions to the college in the areas of “fairness, respect for duty, and citizenship.”

Oscar serves on the student board that judges who might be recruited to Dartmouth honor code. He cofounded and codirected the college’s first immigrant rights organization, and now he is in his senior year at Dartmouth.

He wants to be a teacher. He has applied to graduate school at the Institute for Recruitment of Teachers at Phillips Academy. He wrote a letter to me and said:

When I received my DACA, the threat of deportation had been lifted and I felt I could actually achieve my dreams. It has allowed me to work for the first time and the money I earn goes to support my education and my family.

Oscar and so many other DREAMers have so much to give to America. If we eliminate DACA, Oscar will lose his legal status. He will be subject to deportation at any moment, and he could be deported back to Mexico, a country where he hasn’t lived for 15 years.

Will America be a stronger country if we lose Oscar Cornejo or if he stays here and becomes a teacher? I think the answer is very clear.

I hope that President-Elect Trump will consider that this young man is in a different category than someone who came into this country and committed a serious crime. This is a young man who did just the opposite. He led a good life. He was successful in high school. He has gone to college without any Federal assistance whatsoever. He doesn’t qualify for a penny, yet he has excelled and still, despite all these struggles, wants to give back to this Nation, the only country he has ever called home. Losing him would be a loss to America.

I appeal to the President-elect: Think long and hard about the future of this country. Realize that he and I—the President-elect and myself—as first-generation Americans, have to understand that it is immigration that has brought so much by way of diversity and talent to the great United States. We can’t shut down DACA. That would be horrible. It would mean that 744,000 young people such as Oscar, protected from deportation, would wake up next morning wondering if that knock on the door was the last they would hear as a resident of America. I am going to fight for Oscar and for the
CONGRATULATING THE CHICAGO CUBS ON WINNING THE WORLD SERIES

Mr. DURBIN. Mr. President, for 16 years, broadcaster Harry Caray was the voice of the Chicago Cubs. He wasn’t in Yogi Berra’s league linguistically. Harry Caray could turn a phrase.

“Here’s one of my Harry Caray’s signature lines. Another legendary Harry Caray line that made people jump for joy was this: It might be. It could be. It is! A home run!”

Harry Caray loved baseball. He loved Chicago. He loved the Cubs. But most of all, he loved the Cubs fans. In any generation, who packed Wrigley Field every year, almost certain that their team would lose but hoping for a miracle. Harry Caray once said of the citizens of Cubs Nation:

“This has been the remarkable thing about the fans in Chicago, they keep drawing an average of a million-three a year, and when the season’s over and they’ve won their usual 71 games, you feel that those fans deserve a medal.”

Well, Harry Caray passed away in 1998. But like every Cubs fan, he believed until his final breath that the Chicago Cubs, those loveable losers, would one day reclaim the title as World Series champions and claim their first National League championship in 17 years.

Cubs General Manager Theo Epstein, baseball’s Manager of the Year, and I are both Cubs fans, and we have devoted our lives to bringing the championship home to Chicago. They clinched the World Series in game 7, an 8-to-7 win in extra innings. The game was tied 6-6 after nine innings. The suspension was heightened by a rain delay that was called just as the 10th inning was about to start. The rain stopped the game for 17 minutes. The Cubs scored 2 runs when they came back in the top of the 10th inning on a double by Ben Zobrist and a single by Miguel Montero. The final score: Cubs 8, Indians 7.

The Indians scored a run in the bottom of the 10th inning, but it wasn’t enough. The final score: Cubs 8, Indians 7.

Ben Zobrist was named World Series MVP. It was only the sixth time in World Series history that a team had come back from a deficit of three games to win a championship. The last team to pull it off was the Kansas City Royals in 1985.

“This World Series victory was truly a team victory. Every member of the team and organization deserves credit. Cubs General Manager Theo Epstein, destined for the National Baseball Hall of Fame, arrived in Chicago in 2011 with the challenge of rebuilding an organization that had tried everything to no avail. It took him five seasons, three managers, and dozens of trades, but he won. After game 7, he said he was just proud to bring the World Series trophy back to Chicago for Cubs legends Billy Williams and the late Ernie Banks and Ron Santo and for the generations of fans who never stopped hoping.

What can we say about Cubs Manager Joe Maddon? He urged his players in spring training to “Embrace the Target.” When the chips were down, he always doubted the Cubs were the finest team. While some may view his style as unorthodox, his confidence in his players carried over onto the field. The Cubs never panicked. They got their job done.

Maddon spent decades in Major League Baseball before coming to the Cubs. With this World Series trophy, he joins a small list of managers to win pennants in the American and National Leagues. He earned the 2015 National League Manager of the Year, and I am betting he is going to claim the title again this year.

I congratulate the players—the World Series champion Cubs.

Mr. President, I ask unanimous consent to have printed in the RECORD the names of the players. There being no objection, the names were ordered to be printed in the RECORD, as follows:

Anthony Rizzo; Kris Bryant; Javier Baez; Addison Russell; Miguel Montero; Willson Contreras; Jon Lester; Jake Arrieta; Kyle Hendricks; John Lackey; Aroldis Chapman; Jason Heyward; Dexter Fowler; Jorge Soler; Chris Coghlan; Albert Almora, Jr.; Mike Montgomery; Carl Edwards, Jr.; Pedro Strop; Hector Rondon; Travis Wood; and Justin Grimm.

Mr. DURBIN. Mr. President, I am going to wrap up. I see the majority leader is on the floor, but I know he is a big sports fan.

Catcher David Ross, playing in the final game of his career, made history when he hit a home run in the fifth inning of game 7 to give the Chicago Cubs a 6-to-3 lead. At 39 years of age, almost a senior by baseball standards—Ross became the oldest player ever to hit a home run in World Series game 7.

Kyle Schwarber—what a comeback—tore his ACL in the third game of the series and worked his whole season in physical rehab to try to come back. He made it just in time to play in the World Series. He ignited the Cubs’ 10th inning rally in game 7 with a lead-off single and finished the Series with a .402 average and two RBIs.

And then there is Ben Zobrist, the pride of Eureka, IL, and the MVP of 2016.
I want to also congratulate the Cleveland Indians' manager Terry Francona and their entire organization and one of their best and most loyal fans, Senator SHERROD BROWN. As Terry Francona said after game 7, they tried until there was nothing left.

"The Cubs Nation is on the North Side of Chicago, but it is much bigger. It reaches across America. The Cubs Nation has fans in every city. Probably the most amazing parade I have ever attended—and I have been in the parades the Cubs have won—are those of the Cubs' victory parade. They estimated the crowd at 5 million. I tell you what, I think they are right. The population of the city of Chicago is 2½ million, just to give an idea of how many they drew.

I will close with a short story. Although that 108 years between World Series victories brought much heartache to the Cubs Nation, there was joy after the drought. Quite a bit of that joy was listening to the legendary broadcaster who preceded Harry Caray as the voice of the Cubs. His name was Jack Brickhouse—or just "Brick" to his friends. He was born in Peoria and he was the first voice of the Cubs. He was the play-by-play announcer from 1948 until 1981. He called games for the White Sox, the Bears, and the Bulls. No wonder he is in both the Baseball and the Broadcasters Hall of Fame.

On May 12, 1970, he was in the broadcast booth when "Mr. Cub," the great Ernie Banks, reached a milestone few players ever achieve. Pat Jarvis was pitching for the Braves, and this is how Brickhouse called the play:

Jarvis fires away. That's a fly ball, deep to left, back . . . Hey! Hey! Ernie Banks got number 500. Everybody on your feet. This is . . . this is . . . it!

And to Jack Brickhouse added his signature refrain: "Wheweeee!"

When the Cubs won this World Series, I suspect that up in Heaven Brickhouse, Caray, Banks, Santo, and countless other Cub's players joined those fans who had been waiting for that World Series for 108 years. At long last, the Cubs are baseball's real champions.

I yield the floor.

The PRESIDING OFFICER. The majority leader.

Mr. MCCONNELL. Mr. President, before my friend from Illinois leaves the floor, among the fascinating stories connected with the Cubs' great victory, was it not the case they found three 108-year-old women? I believe one lived in New Hampshire. I read a story about her. And then I guess the others were still in Chicago; is that correct?

Mr. DURBIN. That is how I remember it, yes. I don't know if you read the epilogue, but one of those 108-year-old women passed away within a few days of the Cubs' win of the World Series.

Mr. McSATIFIED. I am sure, and ready to finally go on.

Mr. DURBIN. Died with a smile.

Mr. MCCONNELL. It was a great, great story. Congratulations.

AMERICAN ENERGY AND CONSERVATION ACT OF 2016—MOTION TO PROCEED

Mr. MCCONNELL. Mr. President, I move to proceed to Calendar No. 543, S. 3110.

The PRESIDING OFFICER. The clerk will report the motion.

The senior assistant legislative clerk read as follows:

Motion to proceed to Calendar No. 543, S. 3110, a bill to provide for reforms of the administration of the outer Continental Shelf of the United States, to provide for the development of geothermal, solar, and wind energy on public land, and for other purposes.

CLOTURE MOTION

Mr. MCCONNELL. I send a cloture motion to the desk.

The PRESIDING OFFICER. The cloture motion having been presented under rule XXII, the Chair directs the clerk to read the motion.

The senior assistant legislative clerk read as follows:

CLOTURE MOTION

We, the undersigned Senators, in accordance with the provision of rule XXII of the Standing Rules of the Senate, do hereby move to bring to a close debate on the motion to proceed to Calendar No. 543, S. 3110, a bill to provide for reforms of the administration of the outer Continental Shelf of the United States, to provide for the development of geothermal, solar, and wind energy on public land, and for other purposes.

Bill Cassidy, John Cornyn, Pat Roberts, Mike Crapo, Lamar Alexander, Shelley Moore Capito, Daniel Coats, Mike Rounds, Jim DeMint, John Barrasso, John McCain, Orrin G. Hatch, Thom Tillis, Johnny Isakson, John Boozman, David Vitter, Mitch McConnell.

Mr. MCCONNELL. I ask unanimous consent that the mandatory quorum call be waived.

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

MORNING BUSINESS

REMEMBERING BERLIN FOREST HOWARD

Mr. MCCONNELL. Mr. President, I wish to pay tribute to a distinguished Kentuckian and beloved member of the Cumberland Gap National Historical Park family who I regret has recently passed away: Berlin Forest Howard III.

Mr. Howard was lost while performing his job in service to our national parks. He was 27 years old.

On August 22 of this year, a tragic accident befell him as he was mowing the lawn in the park, and he was pronounced dead shortly after being rushed to Harlan, Kentucky's Appalachian Regional Hospital.

Mr. Howard's loss has been felt by many and has inspired those who were close to him to reflect on what joy he brought to all those around him. Mr. Howard had a happy, bright aura about him. He would always be caught smiling and bringing light to others with his positive attitude. He was dedicated to the national park and proud of his Appalachian heritage. His memory will continue on through his two children, Reid and Xander.

My thoughts go out to the Howard family during this time of grief. I want to thank Mr. Howard for his many years of dedication to preserving a park that is a treasure, not just for the Commonwealth of Kentucky, but also the Nation. I am sure my Senate colleagues join me in expressing gratitude and admiration for Mr. Howard's life and service to our National Parks.

An area publication, the Mountain News WYMT, published an article on this sad incident. I ask unanimous consent that the article be printed in the RECORD.

There being no objection, the material was ordered to be printed in the RECORD, as follows:

[FROM WYMT, Aug. 23, 2016]

FRIENDS MOURN THE LOSS OF MAN KILLED WHILE MOWING GRASS

(Byle Caleb Nee)

BELL COUNTY, KY—Across the country, park rangers wear a black band across their badges, mourning the loss of one of their own.

"The Cumberland Gap staff is a family in itself. Knowing that one of our own is no longer with us is definitely having its toll," said Supervisory Park Ranger Carol Borneman.

Berlin Forest Howard III, 27, a maintenance worker at Cumberland Gap National Historical Park, was killed on the job while mowing the grass.

We're told the incident happened just off of Pinnacle View Road, at the national park Monday morning, when a van collided with Howard, who was on a riding lawn mower at the time.

"It's just hard to understand. It just makes us all think about telling our children every day how much we love them, because you don't know when you're going to have that chance again," said Bruce Thompson, a family friend.

Bruce Thompson watched Howard grow up in Middlesboro and says it's hard to find another young man as compassionate, caring, and hard-working.

"[He] just absolutely loved life. He'd do anything to help you. It didn't matter what day it was. If you needed help you, he'd help you. It's hard to find that caliber of a person," said Thompson.

Recently, Howard took an interest in golf and actually won a "closest to the pin" contest at Middlesboro Country Club, just last Tuesday.

"He was very dedicated to trying to master the game," said Thompson.

Friends and family members will try to come to terms with the loss of a son, brother, and father.

TRIBUTE TO LEONARD DISHMAN

Mr. MCCONNELL. Mr. President, I wish to recognize a venerable Kentuckian and veteran. Leonard Dishman. Mr. Dishman, along with a group of other veterans, was recently a participant in an honor flight visit to Washington, DC, and he was also recently recognized for his accomplishment in service by his hometown of Monticello.

World War II veteran Leonard Dishman experienced an unforgettable
Mr. Dishman told his guardian, Larry West, that it had been “the best day of his life.” That same day, Mr. Dishman, a native of Monticello, was welcomed back by policemen who escorted him with his family back to his hometown, where he was presented with a declaration proclaiming October 1, 2016, “Leonard Dishman Day.”

Honoring flight is very close to my heart, as my own father served in World War II in the European theater, and I am grateful to have had the privilege of meeting with several honor flight participants in the past. I am extremely proud to represent Leonard Dishman, such a remarkable man and veteran here in the Senate, and I extend my thanks for his service. I am sure my colleagues join me in expressing gratitude for his service as well. He truly represents the best of Kentucky.

An area publication, the Outlook, recently published an article detailing Mr. Dishman’s day with the Honor Flight program. I ask unanimous consent that the article be printed in the Record.

The Afghan war was the war that killed a lot of men and women, and it will be a long time before we are over it. But we will come through stronger, and we will come through better. We will come through with the American spirit intact. We will come through with the American dream intact. We will come through with the American promise intact. And we will come through with the American flag flying over our homeland.

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as he remembered visiting the Vietnam Veterans Memorial.

"It was tough. I've been there many times, and the crazy thing about it is that it gets tougher every time.

Parrish, a member of KET's Friends Board, a volunteer organization which promotes KET in counties statewide, was born and raised in a town where he still lives. He operated his family business manufacturing concrete blocks for many years, and later opened a bookstore he and his wife, Judy, operated for nearly two decades.

Parrish's National Guard battery was "in-fused" with soldiers from New Hampshire. Infrared part of war."'s to lose friends, but that's a part of war—a bunkers where they slept at night.

"These memories became a part of who he is. The bunkers where they slept at night. Bloomfield, Ky., who raced one another with and fond memories, like the two guys from still served at the same church when Parrish remembers the good times, the camaraderie, to that end, we won the war."

"War is really difficult to win when you its purpose was to stop the spread of Com-

"He was the top firing battery in all of Southeast Asia because we were so effective and efficient," he said with pride. "Why? Because we went to school together and we knew each other. So when it came time to do our job, we did it well."

An attack by the Viet Cong on a rainy night at the difficult-to-defend Firebase Tomahawk was too much for even the best of the best. In that summer of 1969, four Bardstown boys were killed, plus another from "A" Battery of nearby Carrollton.

The story of that loss, one of the worst suf-

"There are a lot of guys who don't talk about it—except to me," said Parrish, who returned to Vietnam and Firebase Tomahawk in 1995, accompanied by other vets and WHAS-TV, which produced a program on the trip.

"War is really difficult to win when you are on the enemy's turf. That war could have been won had restraints been removed," he said.

"In fact, it is said by many, and I agree with them, that the war was won—because its purpose was to stop the spread of Communism among the Par Eastern nations. And to that end, we won the war."

When Parrish talks about Vietnam, he also remembers the good times, the camaraderie, and good memories, like the two guys from Bloomfield, Ky., who raced one another with 95-pound Howitzer rounds in each hand.

He has photographs, now fading, of the people like the Catholic priest who still served at the same church when Parrish returned in 1995. The stray dogs they adopted. The bunkers where they slept at night. These were the "good guys," he says. "I'm proud of my service," Parrish reflected. "I think we did well, and I'm sorry to lose friends, but that's a part of war—a terrible part of war.

TRIBUTE TO MARTIN HATFIELD

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Before becoming the Pulaski County Attorney, Hatfield served as an Assistant U.S. Attorney in the Eastern District of Kentucky for 16 years. Prior to that, he served as an Assistant Commonwealth’s Attorney for Pulaski and Rockcastle counties for almost five years.

His path, he said, has been greatly influenced by education.

“SCC provided someone like me, who was a little shy and backward, with the opportunity to not only learn, but to be comfortable in a new environment,” Hatfield said.

Hatfield’s sisters both attended SCC as well, and having the opportunity to know the college president as his professors to his teammates, made a difference.

“I grew so much during my time at SCC,” Hatfield said. “My self-esteem was built through small classes and professors who took a personal interest in me. When I left SCC, I knew I could excel in a college environment.”

Today, Hatfield stays connected to the college through his service on the SCC Foundation board.

“Radcliff is a small community,” he said. “We all live here and are invested in each other. I feel certain the education I received at SCC played a big role in my success in life and supporting our local educational opportunities only strengthens our city and county for the next generation.”

Spending his career in public service, Hatfield said, has given him the opportunity to help set people up to achieve and succeed, not fail.

“It all starts with good raising and good education, and I was blessed to have both,” Hatfield said. “As County Attorney, one of the things I try to do is to help people understand what tools they need to change their lives and provide a contributing member of their community. I firmly believe education is one of the major tools necessary to accomplish that.”

RECOGNIZING MANCHESTER MEMORIAL HOSPITAL

Mr. MCConnell. Mr. President, I wish to announce the 45th anniversary of Manchester Memorial Hospital located in Manchester, Ky. Originally the Oneida Mountain Hospital founded in the mid to late 1920s, Manchester Memorial Hospital is now a 63-bed, acute care, nonprofit Christian community hospital.

James Anderson Burns and Dr. C. Adeline McConville, an optometrist from New York City, founded the original hospital in the early 1900s. In the late 1930s, when McConville’s failing health forced her to retire, a board of trustees was selected, and the hospital deeded to the State of Kentucky so it could receive State funding. In 1952, the State returned the hospital back to the remaining original trustees.

The hospital reopened in 1955 and by the mid-1960s, the hospital had an average occupancy of 139 percent. The logical next step was to build a new hospital. After many years of hard work fundraising and negotiating, construction was completed in 1971 on a tract of land in the Lyttleton area.

I would like to extend my thanks to the leadership and staff at Manchester Memorial for their hard work and dedication to helping the people of Kentucky, and I congratulate them on 45 years in their new hospital. Though it started small, today Manchester Memorial Hospital has more than 500 employees and averages 60,000 patient visits each year. It is the parent organization for five home healthcare offices serving 14-plus counties in Kentucky, Tennessee, and West Virginia and has been twice named a “100 Top Hospital in America.”

An area publication, the Manchester Enterprise, recently published an article announcing the 45th anniversary of Manchester Memorial Hospital. I ask unanimous consent that the article be printed in the RECORD.

There being no objection, the material was ordered to be printed in the RECORD, as follows:

[From The Manchester Enterprise, Sept. 8, 2016]

MEMORIAL HOSPITAL OPENS THEIR DOORS

In September 1971 patients were transferred from Oneida Hospital to the new Memorial Hospital. Manchester Memorial Hospital is celebrating its 45th anniversary this year. The hospital started from humble beginnings as the community hospital, which began in the mid-to-late 20s by founder James Anderson Burns, founder of Oneida Baptist Institute, and Dr. C. Adeline McConville, an optometrist from New York City.

It was Anderson’s dream to bring a hospital to the area, and Dr. McConville was captivated by his dream of it. She pledged to return to the mountains with him and work to open a hospital.

Dr. McConville operated the hospital until the late 1930s, when failing health forced her to retire.

A Board of Trustees was selected and the hospital deeded to the state of Kentucky so it could receive state funding. It operated under their leadership until 1952, when the state returned the hospital back to the remaining original trustees.

The late Mr. Thomas Britton sought diligently for an organization to come operate the hospital. Through the advice of a friend, he contacted the Seventh Day Adventist Church and they accepted the challenge.

Due to the building being vacant, their first task was to make it usable again. Through various donations they re-opened the doors after a three-year hiatus on August 22, 1955.

Over the years, the hospital continued to grow and by the mid-60s had an average occupancy of 189 percent. When the 22-bed hospital had 49 patients, the clinic was equally as crowded. The choice was obvious—build a new hospital.

Fund raising began with the plan to build another hospital in the Oneida area. Plans were drawn and submitted, but the Department of Health would not approve the site.

A Board of Trustees was selected and the hospital deeded to the state of Kentucky so it could receive state funding. It operated under their leadership until 1952, when the state returned the hospital back to the remaining original trustees.

The hospital reopened in 1955 and by the mid-1960s, the hospital had an average occupancy of 139 percent. The logical next step was to build a new hospital. After many years of hard work fundraising and negotiating, construction was completed in 1971 on a tract of land in the Lyttleton area.

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There being no objection, the material was ordered to be printed in the RECORD, as follows:

ARMs SALES NOPTIFICATION

Mr. Corker. Mr. President, section 36(b) of the Arms Export Control Act requires that Congress receive prior notification of certain proposed arms sales as defined by that statute. Upon such notification, the Congress has 30 calendar days during which the sale may be reviewed. The provision stipulates that, in the Senate, the notification of certain proposed arms sales as defined by that statute. Upon such notification, the Congress has 30 calendar days during which the sale may be reviewed. The provision stipulates that, in the Senate, the notification of certain proposed arms sales shall be sent to the chairman of the Senate Foreign Relations Committee.

In keeping with the committee’s intention to see that relevant information is available to the full Senate, I ask unanimous consent to have printed in the RECORD the notifications which may be reviewed. The provision stipulates that, in the Senate, the notification of certain proposed arms sales shall be sent to the chairman of the Senate Foreign Relations Committee.

In keeping with the committee’s intention to see that relevant information is available to the full Senate, I ask unanimous consent to have printed in the RECORD the notifications which may be reviewed. The provision stipulates that, in the Senate, the notification of certain proposed arms sales shall be sent to the chairman of the Senate Foreign Relations Committee. The dream of a new hospital became a reality in late 1969 as approval was given and construction began in 1970. The hospital was completed in mid-1971 and the transfer of patients and equipment vacated the century-old Oneida Hospital in what was described as one of the quickest moves in the annals of hospital history.

Mr. Davis, Administrator of Memorial Hospital in Manchester, said the 23 patients at Oneida were moved in “record time” and without a “single incident.” All were brought to the new Memorial Hospital in Manchester.

Only three of the patients were able to sit up for the ride from Oneida to Manchester. The move was accomplished through the help of both local funeral homes, who provided ambulances and personnel to transport the patients 17 miles in distance.

At the same time the patients were moving, much of the medical care equipment needed for patients was moved.

In one case, a patient was taken off the operating table following surgery and the table was removed while he was in recovery to be transported.

Patients were on the move as released by hospital officials list Mrs. Webb, 83, of Burning Springs as the last patient to leave Oneida Hospital.

Mrs. Ester McIntosh was the last person to receive surgery in the old hospital, and Mr. and Mrs. Billy Jones were parents of the last baby born at the hospital.

The first baby born at Memorial Hospital in Manchester was born to Cassie and Charles Steward of Sibert, Ky.

The move was accomplished through a 40-hour continuous effort by many of the hospital’s staff, who got things ready for the move, then set up again when the move was complete.

By noon, Tuesday, eight new babies had been born at the hospital and 29 patients were on the register.
DEFENSE SECURITY
COOPERATION AGENCY,
Arlington, VA, October 6, 2016.

HON. BOB CORKER,
Chairman, Committee on Foreign Relations,
U.S. Senate, Washington, DC.

DEAR MR. CHAIRMAN: Pursuant to the report-
ning requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, we are forwarding herewith Transmittal No. 16–42, concerning the Department of the Air Force’s proposed Letter(s) of Offer and Ac-
ceptance to Iraq for defense articles and services estimated to cost $65.3 million. After this letter is delivered to your office, we plan to issue a news release to notify the public of this proposed sale.

Sincerely,

JAMES WORM
(For J.W. Rixey, Vice Admiral, USN
Director).

Enclosures.

TRANSMITTAL NO. 16–42
Notice of Proposed Issuance of Letter of Offer Pursuant to Section 36(b)(1) of the Arms Export Control Act, as amended

(i) Prospective Purchaser: The Republic of Iraq.
   (ii) Total Estimated Value: Major Defense Equipment* $30 million.
   Other $35.3 million.
   Total $65.3 million.
   (iii) Description and Quantity or Quantities of Articles or Services under Consideration for Purchase:
     - Non-MDE:
       - Two (2) Cessna AC–208 aircraft with dual rail Hellﬁre launcher capability on each wing.
       - Two (2) AN/ALQ–47 Electronic Countermeasure Dispensers.
       - Two (2) AAR–60 Missile Launch Warning Systems
     - Annex Item No. vii
     (vii) Sensitivity of Technology Contained in the Defense Article or Defense Services Proposed to be Sold: See Annex attached.
     (viii) Date Report Delivered to Congress: None.
     (ix) As deﬁned in Section 47(6) of the Arms Export Control Act.

POLICY JUSTIFICATION
Republic of Iraq—AC–208 Aircraft

The Government of Iraq requests to purchase two (2) Cessna AC–208 aircraft that include: dual rail LAU–131 Hellﬁre launcher capability on each wing, AN/ALQ–47 electronic countermeasure dispenser, AN/AAR–60 Missile Launch Warning System, AN/AQ–35 Electro-Optical Infrared Imaging System, and documentation. The total estimated program cost is $85.3 million.

(vi) Sale, Commission, Fee, etc., Paid, Offered, or Agreed to Be Paid: None.
(vii) Sensitivity of Technology Contained in the Defense Article or Defense Services Proposed to be Sold: See Annex attached.
(viii) Date Report Delivered to Congress: None.
(ix) As defined in Section 47(6) of the Arms Export Control Act.

DEFENSE SECURITY,
COOPERATION AGENCY,
Arlington, VA.

HON. BOB CORKER,
Chairman, Committee on Foreign Relations,
U.S. Senate, Washington, DC.

DEAR MR. CHAIRMAN: Pursuant to the report-
ing requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, we are forwarding herewith Transmittal No. 16–49, concerning the Department of the Army’s proposed Letter(s) of Offer and Ac-
ceptance to the Government of Egypt for defense articles and services estimated to cost $81.4 million. After this letter is delivered to your office, we plan to issue a news release to notify the public of this proposed sale.

Sincerely,

JAMES WORM
(For J.W. Rixey, Vice Admiral, USN
Director).

Enclosures.

TRANSMITTAL NO. 16–49
Notice of Proposed Issuance of Letter of Offer Pursuant to Section 36(b)(1) of the Arms Export Control Act, as amended

(i) Prospective Purchaser: The Government of Egypt.
   (ii) Total Estimated Value: Major Defense Equipment* $64.1 million. Other $25.0 million.
   Total $81.4 million.
   (iii) Description and Quantity or Quantities of Articles or Services under Consideration for Purchase:
     - Major Defense Equipment (MDE):
       - Non-MDE: This request also includes the following Major Defense Equipment (MDE): Electro-optical Infrared Imaging System, Integration, Installation Mounting Kits, Countermeasure Dispenser Test Set AN/

This request also includes the following Non-MDE: OCONUS Installation/Integration, Installation/Checkout, spares, support equipment, Countermeasure Dispenser Test Set AN/ALM–294, Technical Assistance, U.S. Government Training and OCONUS Contractor Training, publications and technical documents, quality assurance and other related elements of logistics and program support. The estimated cost is $81.4 million. This proposed sale will contribute to the foreign policy and national security of the United States by helping to improve the security of a strategic partner that has been and continues to be an important force for political stability and economic progress in the Middle East.

The proposed sale will equip the Egyptian Air Force’s fleet of multi-mission helicopters with a detection system for infrared missile threats. Egypt will have no difficulty absorbing this equipment into its armed forces. The proposed sale of this equipment and support will not alter the basic military balance in the region. The prime contractors will be BAE Systems and DynCorp. There are no known offset agreements proposed in connection with this proposed sale.

Implementation of this proposed sale will require the assignment of two (2) U.S. Government and two (2) contractor representatives to Egypt for approximately one month each to coordinate support delivery of such equipment, installation and integration, maintenance and to provide technical support and equipment familiarization. Additionally, this program will require multiple trips involving U.S. Government and contractor personnel to participate in technical reviews, training and installation.

There will be no adverse impact on U.S. defense readiness as a result of this proposed sale.

POLICY JUSTIFICATION

Government of Egypt—Description of Sale: Common Missile Warning System (CMWS) for AH–6E Apache, UH–60 Blackhawks and CH–47 Chinook Helicopters. The Egyptian Air Force’s fleet of multi-mission helicopters will be equipped with an infrared missile threat warning system. The Egyptian Air Force’s fleet will have no difficulty absorbing this system into its armed forces. The proposed sale of this system will equip the Egyptian Air Force’s fleet of multi-mission helicopters with a system that provides situational awareness for countermeasures or equivalent systems which may reduce weapon system effectiveness or be used in the development of a system with similar or advanced capabilities.

A determination has been made that Egypt can provide substantially the same degree of protection for this technology as the U.S. Government. This proposed sale is necessary in furtherance of the U.S. foreign policy and national security objectives outlined in the Policy Justification. The proposed sale of the CMWS will equip the Egyptian Air Force’s fleet of multi-mission helicopters with a detection system for infrared missile threats. Egypt will have no difficulty absorbing this equipment into its armed forces. The proposed sale of this equipment and support will not alter the basic military balance in the region. The prime contractors will be BAE Systems and DynCorp. There are no known offset agreements proposed in connection with this proposed sale.

There will be no adverse impact on U.S. defense readiness as a result of this proposed sale.

The proposed sale supports U.S. Government national security goals by aiding a Major non-NATO Ally in the reduction of transnational threats, weapons proliferation, and the movement and support of international terrorists. The Government of Kuwait desires the radar field system in order to improve early warning, enhance internal and external security, and protect national sovereignty. The system provides situational awareness for Kuwaiti security forces to detect and interdict fixed and rotary wing aircraft. This procurement provides coverage for Kuwait’s northern and eastern borders.

The prime contractor will be determined by competition between Lockheed Martin, Baltimore, Maryland, Raytheon, Falls Church, Virginia, and the Raytheon Company, Waltham, Massachusetts. There are no known offset agreements proposed in connection with this proposed sale.

This procurement includes a small number of U.S. contractor system and maintenance advisors under a long-term operations and maintenance support program. The exact number of personnel and period of performance is yet to be finalized. This purchase will not substantially alter the U.S. Government presence in Kuwait.

There will be no adverse impact on U.S. defense readiness as a result of this proposed sale.
Notice of Proposed Issuance of Letter of Offer Pursuant to Section 36(b) of the Arms Export Control Act

Annex Item No. vii

1. The AN/MPQ–64 Sentinel Radar System is a fielded air defense radar system in the Army inventory. Sentinel is a derivative of the AN/TPQ–36 Firefinder System used for artillery detection and the AN/TPQ–38 Norwegian adapted Hawk system. Sentinel is a mobile, phased-array radar that provides highly accurate 3 dimensional radar track data to multiple systems via the Forward Area Air Defense (FAAD) Command, Control, and Intelligence (C2I) node. Sentinel acquires, tracks, and reports cruise missile un-manned aerial vehicles, fixed and rotary wing aircraft in clutter and electronic counter measures environments. The Sentinel Export configuration (AN/MPQ–64F1) is a derivative of the U.S. Army’s Improved Sentinel Radar.

2. The Sentinel consists of a radar-based sensor system with the M1152 High Mobility Multipurpose Wheeled Vehicle (HMMWV) as the prime mover and the MEP–101 Advanced Mobile Medium Power Source (AMMPS) Tactical as the power source. The sensor is an advanced battlefield radar capable of X-band air defense phased-array with an instrumented range of 75 kilometers with a rotating antenna providing 360 degree azimuth coverage for acquisition and tracking.

3. Sentinel has only one item currently designated Critical Program Information (CPI) and that is the Sentinel software modules containing routines for electronic counter-counter measures (ECCM) that have been determined to be a CPI.

4. These items are classified IAW EO 12958 section 1.5, Classification categories as category 1.5.e because they contain scientific, technical, or economic matters relative to the national security. Reports, test data, and all Sentinel related media that discloses operational parameters, performance, characteristics, ECCM techniques, vulnerabilities, limitations or performance weaknesses shall be classified at the highest level based on the information being conveyed as referenced in the Sentinel Security Classification Guide. Distribution of technical performance and system capabilities reports and data shall only be released up to the Confidential level. It is not possible to obtain the Sentinel wartime reserved frequencies by reverse engineering, testing, or analyzing the unclassified Sentinel end item.

5. This sale is in furtherance of the U.S. foreign policy and national security objectives outlined in the Policy Justification. Moreover, the benefits to be derived from this sale, as outlined in the Policy Justification, outweigh the potential damage that could result if the sensitive technology were unauthorized person.

6. All defense articles and services listed in this transmittal are authorized for release and export to the Government of Kuwait.

DEPARTMENT OF DEFENSE

COOPERATION AGENCY,

Arlington, VA, October 21, 2016.

Chairman, Committee on Foreign Relations,
U.S. Senate, Washington, DC.

DEAR MR. CHAIRMAN: Pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, we are forwarding herewith Transmittal No. 16–45, concerning the Department of the Air Force’s proposed Letter(s) of Offer and Acceptance (AOA) to the United Arab Emirates for defense articles and services estimated to cost $75 million. After this letter is delivered to your office, we plan to issue a news release to notify the public of this proposed sale.

Sincerely,

J. W. RIXEY,
Vice Admiral, USN, Director,
Enclosures.

DEPARTMENT OF DEFENSE

COOPERATION AGENCY,

Arlington, VA, October 21, 2016.

Chairman, Committee on Foreign Relations,
U.S. Senate, Washington, DC.

DEAR MR. CHAIRMAN: Pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, we are forwarding herewith Transmittal No. 16–45, concerning the Department of the Air Force’s proposed Letter(s) of Offer and Acceptance (AOA) to the United Arab Emirates (UAE).

(i) (U) Total Estimated Value:

Major Defense Equipment* $ 0 million.
Other Funds* $75 million.
Total $75 million.

(ii) (U) Description and Quantity or Quantities of Articles or Services Under Consideration for Purchase:

Non-MDE:
The United Arab Emirates Air Force requests participation in military exercises, aerial refueling, airlift and ferry support, training aids/devices/munitions, technical and logistics support services, and other related elements of logistical and program support. There is no MDE associated with this potential sale. The total estimated cost is $75.0 million.

(iii) (U)敏感度 of Technology: Sensitivity of Technology Category 1.5(e) because they contain scientific, technological, or economic matters relative to the national security of a major regional ally which has been, and continues to be, an important partner in the fight against radical Islamic terrorist organizations participation in military exercises, aerial refueling, airlift and ferry support, training aids/devices/munitions, technical and logistics support services, and other related elements of logistical and program support. The estimated cost is $75 million.


(v) (U) Prior Related Cases, if any: AE–D–NAP–$386–2–17

(vi) (U) Sales Commission. Fee, etc., Paid, Offered, or Agreed to be Paid: None.

(vii) (U) Sensitivity of Technology Contained in the Defense Article or Defense Services Proposed to be Sold: None.


*As defined in Section 47(6) of the Arms Export Control Act.

POLICY JUSTIFICATION

(U) United Arab Emirates (UAE)—Exercise Participation Support

(U) The Government of the UAE requested a possible sale to include participation in military exercises, aerial refueling, airlift and ferry support, training aids/devices/munitions, technical and logistics support services, and other related elements of logistical and program support. The estimated cost is $75 million.

(U) This proposed sale contributes to the foreign policy and national security of the United States by helping to improve the security of a major regional ally which has been, and continues to be, an important force for political stability and economic progress in the Middle East.

(U) This proposed sale contributes to the foreign policy and national security of the United States by helping to improve the security of the United States by helping to improve the security of a major regional ally which has been, and continues to be, an important force for political stability and economic progress in the Middle East.

(U) This proposed sale contributes to the foreign policy and national security of the United States by helping to improve the security of the United States by helping to improve the security of a major regional ally which has been, and continues to be, an important force for political stability and economic progress in the Middle East.

(U) The proposed sale of this equipment and support will further the basic military balance in the region.

(U) Implementation of this proposed sale will not require the assignment of any additional U.S. military or contractor representatives to the UAE.

(U) There will be no adverse impact on U.S. defense readiness as a result of this proposed sale. Yearly costs and services are approved for release by our foreign disclosure office.

HONORING SERGEANT ANTHONY BEMINIO

Mr. GRASSLEY, Mr. President, early this month, in my home State of Iowa, a tragedy took place that shocked our entire State. On Wednesday, November 2, 2016, the lives of Des Moines Police Sergeant Anthony Beminio and United States Police Officer Martin were taken at the hands of an assailant. It is almost unimaginable for somebody to attack the people who dedicate their lives to protecting our communities. Unfortunately, there is all too familiar for everybody who has a family member in law enforcement. Just after 1 a.m. on November 2, 2016, police responded to a report of shots fired and discovered that Officer Martin was shot and killed in his car while he was on duty. A short while later, Sergeant Anthony Beminio was found shot and killed in his car. He was believed to have been responding to the report of shots fired when he was killed by the lone assailant who moments earlier had allegedly killed Officer Martin. Police do not have a motive for the shootings.

Nothing excuses the unforgivable act of attacking a police officer. I praise those heroes who gave their lives carrying out their mission to protect and serve.

Sergeant Anthony “Tony” Beminio joined the Des Moines Police force in 2005, after serving with the Indiana Police Department for 4 years. By all accounts, he was a talented athlete, a great detective, and he will be remembered by his friends as a professional man who was always smiling. He earned a bachelor’s degree in criminal justice from Simpson College in 2001 and then a master’s of science degree from the University of Cincinnati prior to becoming a police officer.

Sergeant Beminio took after his father, Frank Beminio, who served as a member of the Belmond Police Department for 17 years, 8 of which were as chief of police. As a school resource officer at Roosevelt and East high schools, Tony was cherished by students and faculty. It takes a special kind of person to be a school resource officer, and Tony was an outstanding role model who had a good relationship with the students he served.

My thoughts and prayers are with the family and friends of Sergeant Beminio, his colleagues at the Belmond Police Department for 4 years. By all accounts, he was a talented athlete, a great detective, and he will be remembered by his friends as a professional man who was always smiling. He earned a bachelor’s degree in criminal justice from Simpson College in 2001 and then a master’s of science degree from the University of Cincinnati prior to becoming a police officer.

My thoughts and prayers are with the family and friends of Sergeant Beminio, his colleagues at the Belmond Police Department for 4 years. By all accounts, he was a talented athlete, a great detective, and he will be remembered by his friends as a professional man who was always smiling. He earned a bachelor’s degree in criminal justice from Simpson College in 2001 and then a master’s of science degree from the University of Cincinnati prior to becoming a police officer.

Dealing with reporting requirements of the United States by helping to improve the security of a major regional ally which has been, and continues to be, an important force for political stability and economic progress in the Middle East.

Dealing with reporting requirements of the United States by helping to improve the security of a major regional ally which has been, and continues to be, an important force for political stability and economic progress in the Middle East.
to the brave men and women who walk in the footsteps of Sergeant Beminio and Officer Martin to protect and serve our communities across the country.

HONORING OFFICER JUSTIN MARTIN

Mr. GRASSLEY. Mr. President, early this month, in my home State of Iowa, a tragedy took place that shocked our entire State. On Wednesday, November 2, 2016, the lives of Des Moines Police Sergeant Anthony Beminio and Urbandale Police Officer Justin Martin were taken at the hands of an assailant. It is almost unimaginable for somebody to attack the people who dedicate their lives to protecting our communities. Unfortunately, it is a threat all too familiar for everybody who has a family member in law enforcement.

Just after 1 a.m. on November 2, police responded to reports of shots fired and discovered that Officer Martin was shot and killed in his car while he was on duty. A short while later, Sergeant Anthony Beminio was found shot and killed in his car. He was believed to have been responding to the report of shots being fired when he was killed by the lone assailant who moments earlier had allegedly killed Officer Martin. At this time, police do not have a motive for the shootings.

Nothing excuses the unforgivable act of attacking a police officer. I praise these heroes who gave their lives carrying out their mission to protect and serve.

Justin Martin obtained a bachelor’s degree in criminal justice from Simpson College, with a lifelong dream of becoming a police officer. As Officer Martin’s father said, “He went into law enforcement for one reason—because he wanted to help people.” Justin achieved that dream when he joined the Urbandale Police Department in 2015.

I want to express my deepest sympathy to Officer Martin’s parents, Randy and Jayne Martin; his brother Ryan Martin; his maternal grandmother, Ann Margaret Krommendyk; his paternal grandparents, Gene and Carolyn Martin, as well as his extended family and friends for their loss. Officer Martin was an Eagle Scout. He was active in many extracurricular activities at school, swimming, and he also played the trombone. Officer Martin, like Sergeant Beminio, was a fine example of a community leader whom our young people should aspire to be like. By all accounts, he was a well-rounded, upstanding citizen. Officer Martin left a lasting impact on the communities he was part of, and we should follow the example that he set for us.

These trying times serve as a reminder to show appreciation to those who watch over our communities and run to danger. We can look to the words of wisdom from an Iowa mother who lost her son, Officer Carlos Puente-Morales, in the line of duty earlier this year. As she said, “We shouldn’t wait for a tragedy to recognize our heroes.” We should all live by this sentiment and show appreciation to the brave men and women who walk in the footsteps of Officer Martin and Sergeant Beminio to protect and serve our communities across the country.

RECOGNIZING FALMOUTH MIDDLE SCHOOL

Ms. COLLINS. Mr. President, I am delighted to commend the Falmouth Middle School of Falmouth, ME, on being named a 2016 National Blue Ribbon School of Excellence. This outstanding middle school is one of only 329 schools across the country to receive this prestigious recognition from the U.S. Department of Education.

Created in 1982, the Blue Ribbon Schools Program honors public and private schools that are either academically superior in their States or that demonstrate significant gains in student achievement. The schools singled out for this national recognition are models of high educational standards and accountability.

Falmouth Middle School is among a select group of schools to achieve the Blue Ribbon designation not once, but twice. Since receiving its first award in 2008, the school has continued to excel as a community of collaborative and engaged learners who value diversity, kindness, creativity, excellence, responsibility for self, and service to others.

This award recognizes the hard work and determination of Falmouth Middle School’s pupils and staff. This is a top-performing school on State-required assessments, and staff at the school use assessments throughout the academic year as a tool for improving and customizing instruction. A strong commitment to professional development ensures that teachers and staff, as well as students, are lifelong learners.

Falmouth Middle School is known for its extensive extracurricular activities in academics, athletics, and the arts, which help forge a strong school community where students are connected and encouraged to pursue their interests. Just this year, three new after-school projects were offered in French, writing, and dance—driven by enthusiastic students and guided by involved teachers.

This Blue Ribbon award is a tribute not only to the students, but also to the administrators, teachers, staff, and parents of Falmouth Middle School. Together, they are succeeding in their mission to generate excitement and momentum for learning. They are making a difference in the lives of their students, helping them reach their full potential, to become responsible learners and citizens. I congratulate the entire community for this well-deserved recognition.

RECOGNIZING REEDS BROOK MIDDLE SCHOOL

Ms. COLLINS, Mr. President, I am delighted to commend Reeds Brook Middle School of Hampden, ME, on being named a 2016 National Blue Ribbon School of Excellence. This outstanding middle school is one of just three Maine middle schools to achieve that distinction.

This award recognizes the hard work and determination of Reeds Brook Middle School’s pupils, teachers, and staff. It is a top-performing school on State-required assessments, and educators at the school use assessments throughout the academic year as a tool for improving and customizing instruction. A strong commitment to professional development ensures that teachers and staff, as well as students, are lifelong learners.

Reeds Brook Middle School is known for its extensive extracurricular activities in academics, athletics, and the arts, and students are encouraged to pursue their interests. An on-site garden and greenhouse promote volunteerism throughout the community. Students serve their community by working with the local food pantry and recycling center.

Two projects underscore the values that guide Reeds Brook Middle School. Students avidly support the Special Olympics, championing and cheering not just their team, but also athletes from other schools. Through an ongoing project, students meet with and interview local veterans, preserving the veterans’ living histories and honoring their service.

This Blue Ribbon award is a tribute not only to the students, but also to the administrators, teachers, staff, and parents of Reeds Brook Middle School. Together, they are succeeding in their mission to generate excitement and momentum for learning. They are
making a difference in the lives of their students, helping them reach their full potential as independent, responsible learners and citizens. I congratulate the entire Hampden community for this well-deserved recognition.

RECOGNIZING SEA ROAD SCHOOL

Ms. COLLINS. Mr. President, I am delighted to commend the Sea Road School of Kennebunk, ME, on being named a 2016 National Blue Ribbon School of Excellence. This outstanding elementary school is one of only 329 schools across the country to receive this prestigious recognition from the U.S. Department of Education.

Created in 1982, the Blue Ribbon Schools Program honors public and private schools that are either academically superior in their States or that demonstrate significant gains in student achievement. The schools singled out for this national recognition are models of high educational standards and accountability.

This award recognizes the hard work and determination of the Sea Road School’s pupils and staff. Sea Road School is a top-performing school on State-required assessments, and staff at the school use assessments throughout the academic year as a tool for improving and customizing instruction. Students also participate in extracurricular activities, which helps forge a strong school community where students are connected and encouraged to pursue their interests. Indeed, a successful vote on a town ordinance to ban single-use plastic bags in Kennebunk this spring started with research and advocacy by Sea Road School students.

Sea Road School is a member of Regional School Unit 21. Six years ago, Kennebunkport Consolidated School, another member, was also named a Blue Ribbon School. RSU 21 is the first administrative unit in Maine to have two schools attain this distinction.

This Blue Ribbon award is a tribute not only to the students, but also to the administrators, teachers, staff, and parents of Sea Road School. Together, they are succeeding in their mission to generate excitement and momentum for learning. They are making a difference in the lives of their students, helping them reach their full potential as independent, responsible learners and citizens. I congratulate the entire community for this well-deserved recognition.

ADDITIONAL STATEMENTS

REMEMBERING JAMES B. BARLOW

• Mr. MERKLEY. Mr. President, I wish to remember the late James “Jim” B. Barlow.

On October 19, 2016, Oregon lost a great one when Mr. Barlow passed away. A native Oregonian, Mr. Barlow was not only an incredible teacher and community leader, but an extremely loyal friend, brother, uncle, and husband.

Throughout his life, Mr. Barlow was a fierce advocate for Oregon’s schools and students. He attended Lewis and Clark College and Oregon State University before teaching at three different Oregon public institutions. His countless teaching awards on both the local and national level, including “Teacher of the Year,” speak volumes about Mr. Barlow’s pedagogical excellence. He furthered his dedication to students when he served as a senior leader on the Oregon High School International Relations Council, United Nations and the Oregon Council for the Social Studies and Advanced Placement Teachers of the State of Oregon.

In 1964, he took political learning and engagement to another level when he founded the Model Presidential Nominating Convention. These conventions were entirely student-led, but made possible with the encouragement and guidance of Mr. Barlow. The conventions became critical in Oregon’s Presidential politics, as national leaders such as Robert Kennedy, George H.W. Bush, Jimmy Carter, Ronald Reagan, and Bill Clinton visited and gave speeches to thousands of Oregon high school students.

Mr. Barlow understood, as demonstrated by these model conventions, that civic engagement is fundamental to our “We the People” democracy. In his teaching and leadership, Mr. Barlow spread the message that it is up to all of us to create the change we wish to see in the world.

With his involvement in Oregon schools, model conventions, and his local church, Mr. Barlow became an example of how we can make a significant impact in our communities and leadership.

We need more leaders like Jim Barlow in our Nation. I thank Mr. Barlow for his decades-long devotion to his students and to our great State of Oregon. My thoughts are with his family and loved ones as they honor his memory and the truly impressive legacy he leaves behind.

EXECUTIVE MESSAGES REFERRED

As in executive session the Presiding Officer laid before the Senate messages from the President of the United States were communicated to the Senate by Mr. Williams, one of his secretaries.

MESSAGES FROM THE HOUSE

RECEIVED DURING ADJOURNMENT

ENROLLED BILLS SIGNED

Under the authority of the order of the Senate of January 6, 2015, the Secretary of the Senate, on September 29, 2016, during the adjournment of the Senate, received a message from the House of Representatives announcing the Speaker had signed the following enrolled bills:

S. 3283. An act to designate the community-based outpatient clinic of the Department of Veterans Affairs in Pueblo, Colorado, as the “PPC James E. Tylee Mental Health Clinic.”

H.R. 3004. An act to amend the Gullah/Geechee Cultural Heritage Act to extend the authorization for the Gullah/Geechee Cultural Heritage Corridor Commission.

H.R. 3957. An act to designate the building utilized as a United States courthouse located at 150 Reade Circle in Greenville, South Carolina, as the Randy D. Doub United States Courthouse.”

H.R. 5147. An act to amend title 40, United States Code, to require restrooms in public buildings to be equipped with baby changing facilities.

H.R. 5378. An act to establish certain rights for sexual assault survivors, and for other purposes.

H.R. 5883. An act to amend the Packers and Stockyards Act, 1921, to clarify the duties relating to services furnished in connection with the buying or selling of livestock in commerce through online, video, or other electronic methods, and for other purposes.

Under the authority of the order of the Senate of January 6, 2015, the enrolled bills were signed on October 3, 2016, during the adjournment of the Senate, by the Acting President pro tempore (Mr. CASSIDY).

MESSAGES FROM THE HOUSE

Under the authority of the order of the Senate of January 6, 2015, the Secretary of the Senate, on September 29, 2016, during the adjournment of the Senate, received a message from the House of Representatives announcing the Speaker had signed the following enrolled bills:

S. 246. An act to establish the Alice Spence Pair and Walter Soboleff Commission on Native Children, and for other purposes.

H.R. 2733. An act to require the Secretary of the Interior to take land into trust for certain Indian tribes, and for other purposes.

H.R. 5041. An act to amend title 40, United States Code, with respect to certain grant assurances, and for other purposes.

H.R. 5046. An act to amend the Internal Revenue Code of 1986 to exclude from gross income any prizes or awards won in competition in the Olympic Games or the Paralympic Games.

Under the authority of the order of the Senate of January 6, 2015, the enrolled bills were signed on October 3, 2016, during the adjournment of the Senate, by the Acting President pro tempore (Mr. CASSIDY).

MESSAGE FROM THE HOUSE

At 4:05 p.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the House has passed the following bills, in which it requests the concurrence of the Senate:
H.R. 985. An act to enable concrete ma- sonry products manufacturers to establish, finance, and carry out a coordinated pro- gram of research, education, and promotion to improve, market, and develop markets for concrete masonry products.

H.R. 1192. An act to amend the Public Health Service Act to foster more effective implementation and coordination of clinical care and educational programs to support clinical nurse specialist programs, and for other purposes.

H.R. 2556. An act to amend the Com- munications Act of 1934 to ensure the integrity of voice communications and to prevent un- just or unreasonable discrimination among areas of the United States in the delivery of such communications.

H.R. 2669. An act to amend the Communi- cations Act of 1934 to expand and clarify the prohibition on provision of misleading or in- accurate caller identification information, and for other purposes.

H.R. 2713. An act to amend title VIII of the Public Health Service Act to extend ad- vanced education nursing grants to support clinical nurse specialist programs, and for other purposes.

H.R. 4065. An act to amend the Controlled Substances Act with regard to the provision of emergency medical services.

H.R. 4663. An act to require the Secretary of Commerce to conduct an assessment and analysis of recreation economy in the of- fice of the President of the Senate on September 28, 2016; to the Committee on Energy and Natural Resources.

H.R. 586. An act to amend the Health and Safety Act of 1970, to provide for the ad- ministration of the child nutrition program, and for other purposes.

H.R. 2669. An act to amend the Communi- cations Act of 1934 to expand and clarify the prohibition on provision of misleading or in- accurate caller identification information, and for other purposes.

H.R. 1209. An act to amend the Public Health Service Act to distribute maternity care health professionals to health profes- sional shortage areas identified as in need of maternity care health services.

H.R. 2556. An act to amend the Com- munications Act of 1934 to ensure the integrity of voice communications and to prevent un- just or unreasonable discrimination among areas of the United States in the delivery of such communications.

H.R. 2669. An act to amend the Communi- cations Act of 1934 to expand and clarify the prohibition on provision of misleading or in- accurate caller identification information, and for other purposes.

EC–7068. A communication from the Direc- tor of the Regulatory Management Division, Environmental Protection Agency, transmit- ting, pursuant to law, the report of a rule en- titled “Flupyradifluorome, Pesticide Tolerances” (FRL No. 9951–68) received in the Of- fice of the President of the Senate on Sep- tember 22, 2016, to the Committee on Agri- culture, Nutrition, and Forestry.

EC–7069. A communication from the Direc- tor of the Regulatory Management Division, Environmental Protection Agency, transmit- ting, pursuant to law, the report of a rule en- titled “Flupyradifluorome, Pesticide Tolerances” (FRL No. 9951–60) received in the Office of the President of the Senate on September 22, 2016, to the Committee on Agriculture, Nutrition, and Forestry.

EC–7070. A communication from the Man- agement and Programs, Forest Serv- ice, Department of Agriculture, transmit- ting, pursuant to law, the report of a rule en- titled “Sale and Disposal of National Forest System Lands: Ecosystem Management Priorities in the Pacific Northwest” (RIN0567– AD00) received in the Office of the President of the Senate on September 27, 2016, to the Committee on Agriculture, Nutrition, and Forestry.

EC–7071. A communication from the Under Secretary of Defense (Acquisition, Tech- nology, and Logistics), transmitting, pursu- ant to law, a report entitled “Fiscal Year 2015 Inventory of Contracted Services”; to the Committee on Armed Services.

EC–7072. A communication from the Acting Under Secretary of Defense (Personnel and Readiness), transmitting a report on the ap- proved retirement of Lieutenant General Mark O. Schissler, United States Air Force, and his advancement to the grade of lieuten- ant general on the retired list; to the Com- mittee on Armed Services.

EC–7073. A communication from the Acting Under Secretary of Defense (Personnel and Readiness), transmitting a report on the ap- proved retirement of Vice Admiral Robin R. Braun, United States Navy, and her advance- ment to the grade of vice admiral on the retired list; to the Committee on Armed Services.

EC–7074. A communication from the Sec- retary of Defense, transmitting a report on the approved retirement of Lieutenant Gen- eral Robert P. Otto, United States Air Force, and his advancement to the grade of lieuten- ant general on the retired list; to the Com- mittee on Armed Services.

A communication from the Chair- man and Chief Executive Officer, Farm Cred- it Administration, transmitting, pursuant to law, a report relative to the Administra- tion’s compensation adjustments; to the Committee on Agriculture, Nutrition, and Forestry.

EC–7076. A communication from the Acting Under Secretary of Defense (Personnel and Readiness), transmitting a report on the ap- proved retirement of Vice Admiral Robert L. Thomas, Jr., United States Navy, and his ad- vancement to the grade of vice admiral on the retired list; to the Committee on Armed Services.

EC–7077. A communication from the Asso- ciate General Counsel for Legislation and Regulations, Office of Community Planning and Development, Department of Housing and Urban Development, transmitting, pur- suant to law, the report of a rule entitled “Equal Access in Accordance With an Indi- vidual’s Gender Identity in Community Planning and Development Programs” (RIN3235–AL48) received in the Office of the President of the Senate on September 28, 2016, to the Committee on Banking, Housing, and Urban Af- fairs.

EC–7078. A communication from the Sec- retary, Securities and Exchange Commis- sion, transmitting, pursuant to law, the re- port of a rule entitled “Standards for Cov- ered Clearing Agencies” (RIN2929–AL16) re- ceived in the Office of the President of the Senate on September 28, 2016, to the Com- mittee on Banking, Housing, and Urban Af- fairs.

EC–7079. A communication from the Divi- sion Chief, Bureau of Land Management, De- partment of the Interior, transmitting, pur- suant to law, the report of a rule entitled “Minerals Management: Adjustment of Cost Recovery Fees” (RIN1004–AE47) received in the Office of the President of the Senate on September 29, 2016, to the Committee on Energy and Natural Resources.

EC–7080. A communication from the Dep- uty Chief of the National Forest System, De- partment of Agriculture, transmitting, pur- suant to law, a report relative to the final map and boundary for the Skyhead Wild and Scenic River, added to the National Wild and Scenic Rivers System; to the Committee on Energy and Natural Resources.

EC–7081. A communication from the As- sistant General Counsel for Legislation, Regu- lations and Community Planning, Office of Energy, transmitting, pursuant to law, the report of a rule entitled “Coordination of Federal Authorizations for Electric Trans- mission Facilities” (RIN1961–AR16) received in the Office of the President of the Senate on September 29, 2016, to the Committee on Energy and Natural Resources.

EC–7082. A communication from the Assistant Secretary of the Army (Civil Works), transmitting, pursuant to law, a report relative to the Río de Flag, Flagstaff, Arizona project; to the Committee on Environment and Public Works.

EC–7083. A communication from the Direc- tor of the Regulatory Management Division, Environmental Protection Agency, transmit- ting, pursuant to law, the report of a rule en- titled “Air Plan Approval; Florida; Infra- structure Requirements for the 2019 Sulfur Dioxide and 2018 National Ambient Air Quality Standard” (FRL No. 9953–18–Region 4) re- ceived in the Office of the President of the Senate on September 29, 2016, to the Com- mittee on Environment and Public Works.

EC–7084. A communication from the Direc- tor of the Regulatory Management Division,
Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled “Approval and Promulgation of Implementation Plans; Oklahoma; Revisions to Major Stationary Source Permitting” (FRL No. 9951-54—Region 6) received in the Office of the President of the Senate on September 22, 2016; to the Committee on Environment and Public Works.

EC-7085. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled “Approval and Promulgation of Implementation Plans; Washington; General Regulations for Air Pollution Sources” (FRL No. 9952-01—Region 10) received in the Office of the President of the Senate on September 22, 2016; to the Committee on Environment and Public Works.

EC-7086. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled “Approval and Promulgation of Implementation Plans; Missouri State Implementation Plan for the 2008 Lead Standard” (FRL No. 9952-72—Region 7) received in the Office of the President of the Senate on September 22, 2016; to the Committee on Environment and Public Works.

EC-7087. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled “Approval and Promulgation of Implementation Plans; Tennessee; General Regulations for the Control of Pesticidal Devices” (RIN1515-EA12) received in the Office of the President of the Senate on September 26, 2016; to the Committee on Finance.

EC-7088. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled “Approval of Air Quality Implementation Plans; Missouri State Implementation Plan for the 2008 Lead Standard” (FRL No. 9953-16—Region 7) received in the Office of the President of the Senate on September 22, 2016; to the Committee on Environment and Public Works.

EC-7089. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled “Review of the National Ambient Air Quality Standards for Particulate Matter” (FRL No. 9953-20—OAR) received in the Office of the President of the Senate on September 22, 2016; to the Committee on Environment and Public Works.

EC-7090. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled “Approval of Air Quality Implementation Plans; Missouri State Implementation Plan for the 2008 Lead Standard” (FRL No. 9953-16—Region 7) received in the Office of the President of the Senate on September 22, 2016; to the Committee on Environment and Public Works.

EC-7091. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled “Technical Correction to the National Ambient Air Quality Standards for Particulate Matter” (FRL No. 9953-20—OAR) received in the Office of the President of the Senate on September 22, 2016; to the Committee on Environment and Public Works.

EC-7092. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled “Exceptional Events” (FRL No. 9952-89—OAR) received in the Office of the President of the Senate on September 22, 2016; to the Committee on Environment and Public Works.

EC-7093. A communication from the Chief of the Trade and Commercial Regulations Branch, Bureau of Industry and Security, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled “Notice of Arrival for Importations of Prepackaged Pet Products” (RIN1515-EA12) received in the Office of the President of the Senate on September 26, 2016; to the Committee on Finance.

EC-7094. A communication from the Chief of the Trade and Commercial Regulations Branch, Bureau of Industry and Security, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled “Notice of Arrival for Importations of Prepackaged Pet Products” (RIN1515-EA12) received in the Office of the President of the Senate on September 26, 2016; to the Committee on Finance.

EC-7095. A communication from the Deputy Director, Administration for Children and Families, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled “Child Care and Development Fund (CCDF) Program” (RIN0970-AC67) received during adjournment of the Senate in the Office of the President of the Senate on September 22, 2016; to the Committee on Finance.

EC-7096. A communication from the Deputy Director, Administration for Children and Families, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled “Child Care and Development Fund (CCDF) Program” (RIN0970-AC67) received during adjournment of the Senate in the Office of the President of the Senate on September 22, 2016; to the Committee on Finance.

EC-7097. A communication from the Director, Tax Policy and Administration Strategic Issues Team, Government Accountability Office, transmitting, pursuant to law, a list of Government Accountability Office employees designated to have access to tax returns and return information for the purpose of carrying out audits of the Internal Revenue Service and the Alcohol and Tobacco Tax and Trade Bureau; to the Committee on Finance.

EC-7098. A communication from the Executive Secretary, U.S. Agency for International Development (USAID), transmitting, pursuant to law, a notice of a rule entitled “Notice of Vacancy in the Position of Assistant Administrator, Bureau for Latin America and Caribbean, U.S. Agency for International Development (USAID)”, received during adjournment of the Senate in the Office of the President of the Senate on September 23, 2016; to the Committee on Foreign Relations.

EC-7099. A communication from the Executive Secretary, U.S. Agency for International Development (USAID), transmitting, pursuant to law, a notice of a rule entitled “Notice of Vacancy in the Position of Assistant Administrator, Bureau for Latin America and Caribbean, U.S. Agency for International Development (USAID)”, received during adjournment of the Senate in the Office of the President of the Senate on September 23, 2016; to the Committee on Foreign Relations.

EC-7100. A communication from the Assistant Secretary, Legislative Affairs, Department of State, transmitting, pursuant to law, the report of a rule entitled “Amendment to the International Traffic in Arms Regulations; Tunisia, Eritrea, Somalia, the Democratic Republic of the Congo, Liberia, and Other Southern Africa and Other Eastern Europe and Other ‘Changes’” (RIN1410-AD95) received in the Office of the President of the Senate on September 26, 2016; to the Committee on Foreign Relations.

EC-7101. A communication from the Assistant Secretary, Legislative Affairs, Department of State, transmitting, pursuant to law, the report of a rule entitled “Amendment to the International Traffic in Arms Regulations; New Designated Countries—Ukraine and Moldova” (RIN0000-AN55) received in the Office of the President of the Senate on September 28, 2016; to the Committee on Homeland Security and Governmental Affairs.

EC-7102. A communication from the Assistant Secretary, Legislative Affairs, Department of State, transmitting, pursuant to law, the report of a rule entitled “Amendment to the International Traffic in Arms Regulations; New Designated Countries—Ukraine and Moldova” (RIN0000-AN55) received in the Office of the President of the Senate on September 28, 2016; to the Committee on Homeland Security and Governmental Affairs.

EC-7103. A communication from the Director, Procurement Executive, Office of Acquisition Policy, General Services Administration, transmitting, pursuant to law, the report of a rule entitled “Federal Acquisition Regulation; Federal Acquisition Circular 2005-91; Small Entity Compliance Guide” (FAC 2005-91) received in the Office of the President of the Senate on September 28, 2016; to the Committee on Homeland Security and Governmental Affairs.

EC-7104. A communication from the Director, Procurement Executive, Office of Acquisition Policy, General Services Administration, transmitting, pursuant to law, the report of a rule entitled “Federal Acquisition Regulation; Technical Amendments” (FAC 2005-91) received in the Office of the President of the Senate on September 28, 2016; to the Committee on Homeland Security and Governmental Affairs.

EC-7105. A communication from the Director, Procurement Executive, Office of Acquisition Policy, General Services Administration, transmitting, pursuant to law, the report of a rule entitled “Federal Acquisition Regulation; Contractors Performing Federal Work Under the Employee Protection Provision of the Sea’sman’s Protection Act, as Amended” (RIN1218-AC58) received in the Office of the President of the Senate on September 28, 2016; to the Committee on Homeland Security and Governmental Affairs.

EC-7106. A communication from the Director, Procurement Executive, Office of Acquisition Policy, General Services Administration, transmitting, pursuant to law, the report of a rule entitled “Federal Acquisition Regulation; Limitations Related to Contractors Performing Federal Work Under the Employee Protection Provision of the Sea’sman’s Protection Act, as Amended” (RIN1218-AC58) received in the Office of the President of the Senate on September 28, 2016; to the Committee on Homeland Security and Governmental Affairs.

EC-7107. A communication from the Director, Procurement Executive, Office of Acquisition Policy, General Services Administration, transmitting, pursuant to law, the report of a rule entitled “Federal Acquisition Regulation; Contractors Performing Private Security Functions” (RIN0900-AN70) received in the Office of the President of the Senate on September 28, 2016; to the Committee on Homeland Security and Governmental Affairs.

EC-7108. A communication from the Director, Procurement Executive, Office of Acquisition Policy, General Services Administration, transmitting, pursuant to law, the report of a rule entitled “Federal Acquisition Regulation; Contractors Performing Private Security Functions” (RIN0900-AN70) received in the Office of the President of the Senate on September 28, 2016; to the Committee on Homeland Security and Governmental Affairs.

EC-7109. A communication from the Director, Procurement Executive, Office of Acquisition Policy, General Services Administration, transmitting, pursuant to law, the report of a rule entitled “Federal Acquisition Regulation; Contractors Performing Private Security Functions” (RIN0900-AN70) received in the Office of the President of the Senate on September 28, 2016; to the Committee on Homeland Security and Governmental Affairs.
EC-7109. A communication from the Senior Procurement Executive, Office of Acquisition Policy, General Services Administration, transmitting, pursuant to law, the report of a rule entitled "Federal Acquisition Regulation; Consolidation and Bundling" (RIN0000-AM92) received in the Office of the President of the Senate on September 28, 2016; to the Committee on Homeland Security and Governmental Affairs.

EC-7110. A communication from the Senior Procurement Executive, Office of Acquisition Policy, Federal Services Administration, transmitting, pursuant to law, the report of a rule entitled "Federal Acquisition Regulation; Unique Identification of Entities Receiving Federal Assistance" (RIN9000-AN13) received in the Office of the President of the Senate on September 28, 2016; to the Committee on Homeland Security and Governmental Affairs.

EC-7111. A communication from the Senior Procurement Executive, Office of Acquisition Policy, General Services Administration, transmitting, pursuant to law, the report of a rule entitled "Federal Acquisition Regulation; Sole Source Contracts for Women-Owned Small Businesses" (RIN9000-AN10) received in the Office of the President of the Senate on September 28, 2016; to the Committee on Homeland Security and Governmental Affairs.

EC-7112. A communication from the Senior Procurement Executive, Office of Acquisition Policy, General Services Administration, transmitting, pursuant to law, the report of a rule entitled "Federal Acquisition Regulation; Non-Retaliation for Disclosure of Compensation Information" (RIN9000-AN10) received in the Office of the President of the Senate on September 28, 2016; to the Committee on Homeland Security and Governmental Affairs.

EC-7113. A communication from the Senior Procurement Executive, Office of Acquisition Policy, General Services Administration, transmitting, pursuant to law, the report of a rule entitled "Federal Acquisition Regulation; updating Federal Contractor Reporting of Veterans' Employment" (RIN9000-AN10) received in the Office of the President of the Senate on September 28, 2016; to the Committee on Homeland Security and Governmental Affairs.

EC-7114. A communication from the Senior Procurement Executive, Office of Acquisition Policy, General Services Administration, transmitting, pursuant to law, the report of a rule entitled "Federal Acquisition Regulation; Prohibition on Contracting with Corporations with Delinquent Taxes or a Felony Conviction" (RIN9000-AN05) received in the Office of the President of the Senate on September 28, 2016; to the Committee on Homeland Security and Governmental Affairs.

EC-7115. A communication from the Senior Procurement Executive, Office of Acquisition Policy, General Services Administration, transmitting, pursuant to law, the report of a rule entitled "Federal Acquisition Regulation; Federal Acquisition Circular 2005-91; Introduction" (FAC 2005-91) received in the Office of the President of the Senate on September 28, 2016; to the Committee on Homeland Security and Governmental Affairs.

EC-7116. A communication from the Deputy Commissioner for Human Resources, Social Security Administration, transmitting, pursuant to law, the Administration's fiscal year 2016 annual report relative to the Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002 (No FEAR Act); to the Committee on Homeland Security and Governmental Affairs.

EC-7117. A communication from the Project Manager, Citizenship and Immigration Services, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Enhancing Opportunities for H-1B, CW-1, and E-3 Non-Immigrant Workers" (RIN11000-AC00) received in the Office of the President of the Senate on September 21, 2016; to the Committee on the Judiciary.

EC-7118. A communication from the Federal Liaison Officer, Patent and Trademark Office, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Miscellaneous Patent Trial and Appeal Board Rules of Practice" (RIN0561-AC35) received in the Office of the President of the Senate on September 26, 2016; to the Committee on the Judiciary.

EC-7119. A communication from the Deputy Assistant Administrator of the Office of Enforcement and Compliance, Department of Justice, transmitting, pursuant to law, the report of a rule entitled "Schedules of Controlled Substances: Placement of Three Synthetic Phenethylamines Into Schedule I" (Docket No. DEA-423) received in the Office of the President of the Senate on September 27, 2016; to the Committee on the Judiciary.

EC-7120. A communication from the Chief Impact Analyst, Veterans Health Administration, Department of Veterans Affairs, transmitting, pursuant to law, the report of a rule entitled "Magnum-Stevens Fishery Conservation and Management Act Provisions; Fishery of the Northeastern United States; North Atlantic Groundfish and North Pacific Hake Requirements; Unused Catch Carryover" (RIN0648-BD73) received in the Office of the President of the Senate on September 27, 2016; to the Committee on Commerce, Science, and Transportation.

EC-7121. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Caribbean, Gulf of Mexico, and South Atlantic; Reef Fish Fishery of the Northeastern United States; North Atlantic Groundfish and North Pacific Hake Requirements; Unused Catch Carryover" (RIN0648-XE729) received during adjournment of the Senate on September 26, 2016; to the Committee on Commerce, Science, and Transportation.

EC-7122. A communication from the Acting Deputy Under Secretary for Defense (Personnel and Readiness), transmitting, pursuant to law, the report of a rule entitled "Veterans Affairs and Department of Defense Joint Executive, Budgetary, and Programmatic Annual Report": to the Committee on Veterans' Affairs.

EC-7123. A communication from the Acting Director of Regulation Policy and Management, Department of Veterans Affairs, transmitting, pursuant to law, the report of a rule entitled "Amendments to Director of Regulation Policy and Management, Department of Veterans Affairs, transmitting, pursuant to law, the report of a rule entitled "Amendment of Part 90 of the Commission's Rules to Enable Railroad Police Officers to Access Public Safety Interoperability and Mutual Aid Channels" (FCC 16-139) (PSHSB Docket No. 15-199) received in the Office of the President of the Senate on September 26, 2016; to the Committee on Commerce, Science, and Transportation.

EC-7124. A communication from the Deputy Chief, Public Safety and Homeland Security Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Amendment of Part 90 of the Commission's Rules to Enable Railroad Police Officers to Access Public Safety Interoperability and Mutual Aid Channels" (FCC 16-111) (PSHSB Docket No. 13-87; RM-11433; WT Docket No. 96-86; PS Docket No. 06-229; and RM-11577) received in the Office of the President of the Senate on September 26, 2016; to the Committee on Commerce, Science, and Transportation.

EC-7125. A communication from the Deputy Director, Federal Contractors, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Amendments to Director of Regulation Policy and Management, Department of Veterans Affairs, transmitting, pursuant to law, the report of a rule entitled "Amendment of Part 90 of the Commission's Rules to Enable Railroad Police Officers to Access Public Safety Interoperability and Mutual Aid Channels" (FCC 16-139) (PSHSB Docket No. 15-199) received in the Office of the President of the Senate on September 26, 2016; to the Committee on Commerce, Science, and Transportation.

EC-7126. A communication from the President's Acting Executive Director, Consumer Product Safety Commission, transmitting, pursuant to law, the Commission's 2015 Annual Report to Congress and Committee on Commerce, Science, and Transportation.

EC-7127. A communication from the Federal Register Liaison Officer, Alcohol and Tobacco Tax and Trade Bureau, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Expansion of the Wilcox Viticultural Area" (RIN1513-AC29) received in the Office of the President of the Senate on September 27, 2016; to the Committee on Commerce, Science, and Transportation.

EC-7128. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Caribbean, Gulf of Mexico, and South Atlantic; Reef Fish Fishery of the Northeastern United States; North Atlantic Groundfish and North Pacific Hake Requirements; Unused Catch Carryover" (RIN0648-BD73) received in the Office of the President of the Senate on September 27, 2016; to the Committee on Commerce, Science, and Transportation.

EC-7129. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Caribbean, Gulf of Mexico, and South Atlantic; Reef Fish Fishery of the Northeastern United States; North Atlantic Groundfish and North Pacific Hake Requirements; Unused Catch Carryover" (RIN0648-XE729) received during adjournment of the Senate on September 26, 2016; to the Committee on Commerce, Science, and Transportation.

EC-7130. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Amendment of Part 90 of the Commission's Rules to Enable Railroad Police Officers to Access Public Safety Interoperability and Mutual Aid Channels" (FCC 16-139) (PSHSB Docket No. 15-199) received in the Office of the President of the Senate on September 26, 2016; to the Committee on Commerce, Science, and Transportation.

EC-7131. A communication from the Senior Procurement Executive, Office of Acquisition Policy, General Services Administration, transmitting, pursuant to law, the report of a rule entitled "Amendments to Director of Regulation Policy and Management, Department of Veterans Affairs, transmitting, pursuant to law, the report of a rule entitled "Amendment of Part 90 of the Commission's Rules to Enable Railroad Police Officers to Access Public Safety Interoperability and Mutual Aid Channels" (FCC 16-139) (PSHSB Docket No. 15-199) received in the Office of the President of the Senate on September 26, 2016; to the Committee on Commerce, Science, and Transportation.
EC-7138. A communication from the Acting Deputy Director of Program Development and Regulatory Analysis, Rural Utilities Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled “Rural Broadband Access Loans and Loan Guarantees; Correction” (RIN 0572–AC34) received during adjournment of the Senate in the Office of the President of the Senate on October 4, 2016; to the Committee on Agriculture, Nutrition, and Forestry.

EC-7134. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled “OCPP: Establishing standards for Recovery Planning by Certain Large Insured National Banks, Insured Federal Savings Associations, and Federal Branches of Foreign Banking Corporations” (RIN 1557–AD96) received in the Office of the President of the Senate on September 28, 2016, to the Committee on Banking, Housing, and Urban Affairs.

EC-7136. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled “Final Determination to Approve Site-Specific Flexibility for Closure and Monitoring of the Picacho Landfill” (FRL No. 9950–36–OW) received during adjournment of the Senate in the Office of the President of the Senate on September 30, 2016; to the Committee on Environment and Public Works.

EC-7137. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled “Effluent Limitations Guidelines and Standards for the Oil and Gas Extraction Point Source Category—Implementation Standards for the Oil and Gas Extraction Site-Specific Opposition by Reference and Miscellaneous Rulemakings” (RIN 1547–AD67) received during adjournment of the Senate in the Office of the President of the Senate on October 5, 2016; to the Committee on Finance.

EC-7139. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled “Approval of Nebraska’s Air Quality Implementation Plans; Revisions to Title 129, Chapters 2, 9, 22, 30, and 34, and State Operating Permit Programs” (FRL No. 9955–37–Region 7) received during adjournment of the Senate in the Office of the President of the Senate on September 30, 2016; to the Committee on Environment and Public Works.

EC-7140. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled “Approval of Nebraska’s Air Quality Implementation Plans; Revisions to Title 129, Chapters 2, 9, 22, 30, and 34, and State Operating Permit Programs; Correction” (RIN 0572–AC34) received during adjournment of the Senate in the Office of the President of the Senate on October 4, 2016; to the Committee on Agriculture, Nutrition, and Forestry.

EC-7135. A communication from the Program Specialist of the Legislative and Regulatory Activities Division, Office of the Comptroller of the Currency, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled “OCC Guidelines for the Resolution of Thrift Institutions; Final Determination” (RIN 1557–AD90) received in the Office of the President of the Senate on September 28, 2016, to the Committee on Banking, Housing, and Urban Affairs.

EC-7142. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled “Approval of California Air Quality Revisions, San Joaquin Valley Unified Air Pollution Control District” (FRL No. 9951–67–Region 4) received in the Office of the President of the Senate on September 30, 2016; to the Committee on Environment and Public Works.

EC-7144. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled “Approval and Promulgation of State Plans for Designated Facilities and Pollutants: Sites of Existing Hospital/Medical/Infectious Waste Incinerator Units, Plan Revisions, Sacramento Metropolitan Air Quality Management District and San Diego County Air Pollution Control District” (FRL No. 9953–34–Region 4) received during adjournment of the Senate in the Office of the President of the Senate on September 30, 2016; to the Committee on Environment and Public Works.

EC-7146. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled “Approval and Promulgation of Air Quality Implementation Plans; Washington: Updates to Incorporation by Reference and Miscellaneous Revisions” (FRL No. 9953–50–Region 10) received during adjournment of the Senate in the Office of the President of the Senate on September 30, 2016; to the Committee on Environment and Public Works.

EC-7148. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled “Approval and Limited Approval and Disapproval of Air quality Implementation Plans; Southern California Terrorism Source Permits (FRL No. 9950–74–Region 9) received during adjournment of the Senate in the Office of the President of the Senate on September 30, 2016; to the Committee on Environment and Public Works.

EC-7149. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled “Approval and Promulgation of Air Quality Implementation Plans; Louisiana; Infrastructure State Implementation Plan Requirements for the National Ambient Air Quality Standards” (FRL No. 9953–61–Region 4) received during adjournment of the Senate in the Office of the President of the Senate on September 30, 2016; to the Committee on Environment and Public Works.

EC-7151. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled “Air Plan Approval; Georgia; Volatile Organic Compounds” (FRL No. 9953–64–Region 4) received during adjournment of the Senate in the Office of the President of the Senate on September 30, 2016; to the Committee on Environment and Public Works.

EC-7153. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled “Extension of Replacement Period for Livestock Sold on Account of Drought” (Notice 2016–60) received during adjournment of the Senate in the Office of the President of the Senate on October 5, 2016; to the Committee on Finance.

EC-7154. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled “Recognized as Recourse Partnership Liabilities Under Section 752” (RIN1545–BM84) (TD 9786) received during adjournment of the Senate in the Office of the President of the Senate on October 5, 2016; to the Committee on Finance.
EC-7155. A communication from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting, pursuant to the Case-Zablocki Act, 1 U.S.C. 112b, as amended, the report of a rule entitled “Fisheries of the Northeastern United States; Spiny Dogfish Fishery; 2016–2018 Specifications” (RIN0648–BF98) received during adjournment of the Senate in the Office of the President of the Senate on October 4, 2016; to the Committee on Health, Education, and Pensions.

EC-7157. A communication from the Under Secretary of Defense (Comptroller), transmitting, pursuant to law, a report relative to the Department of Defense Agency Financial Report (AFR) for fiscal year 2016; to the Committee on Homeland Security and Governmental Affairs.

EC-7159. A communication from the Deputy Assistant Administrator for Operations, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled “Fisheries of the Northeastern United States; Spiny Dogfish Fishery; 2016–2018 Specifications” (RIN0648–BF98) received during adjournment of the Senate in the Office of the President of the Senate on October 4, 2016; to the Committee on Commerce, Science, and Transportation.

EC-7160. A communication from the Deputy Assistant Administrator for Operations, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled “Atlantic Highly Migratory Species; Adjustment to 2016 Northern Albacore Tuna and Atlantic Bluefin Tuna Quotas” (RIN0648–XE726) received during adjournment of the Senate in the Office of the President of the Senate on October 4, 2016; to the Committee on Commerce, Science, and Transportation.

EC-7161. A communication from the Deputy Assistant Administrator for Regulatory Programs, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled “Magnuson-Stevens Fishery Conservation and Management; Provisions for Valuing and Paying Benefits” (29 CFR Parts 4022 and 4044) received in the Office of the President of the Senate on September 28, 2016; to the Committee on Health, Education, and Pensions.

EC-7164. A communication from the Deputy Assistant Administrator for Regulatory Programs, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled “Pacific Island Pelagic Fisheries; 2016 U.S. Territorial Longline Bigeye Tuna Catch Limits” (RIN0648–XE294) received during adjournment of the Senate in the Office of the President of the Senate on October 4, 2016; to the Committee on Commerce, Science, and Transportation.

EC-7165. A communication from the Deputy Assistant Administrator for Regulatory Programs, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled “Mariana Archipelago Fisheries; Remove the CNMI Medium and Large Vessel Bottomfish Prohibited Areas” (RIN0648–BF37) received during adjournment of the Senate in the Office of the President of the Senate on October 4, 2016; to the Committee on Commerce, Science, and Transportation.

EC-7166. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled “Airworthiness Directives; Airbus Airplanes” ((RIN2120–AA64) (Docket No. FAA–2015–6665)) received during adjournment of the Senate in the Office of the President of the Senate on October 3, 2016; to the Committee on Commerce, Science, and Transportation.

EC-7167. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled “Airworthiness Directives; Fokker Services B.V. Airplanes” ((RIN2120–AA64) (Docket No. FAA–2015–6665)) received during adjournment of the Senate in the Office of the President of the Senate on October 3, 2016; to the Committee on Commerce, Science, and Transportation.

EC-7168. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled “Airworthiness Directives; Gulfstream Aerospace Corporation Airplanes” ((RIN2120–AA64) (Docket No. FAA–2016–9070)) received during adjournment of the Senate in the Office of the President of the Senate on October 3, 2016; to the Committee on Commerce, Science, and Transportation.

EC-7169. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled “Airworthiness Directives; Fokker Services B.V. Airplanes” ((RIN2120–AA64) (Docket No. FAA–2016–9070)) received during adjournment of the Senate in the Office of the President of the Senate on October 3, 2016; to the Committee on Commerce, Science, and Transportation.

EC-7170. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled “Airworthiness Directives; Agusta S.P.A. Helicopters” ((RIN2120–AA64) (Docket No. FAA–2015–3781)) received during adjournment of the Senate in the Office of the President of the Senate on October 3, 2016; to the Committee on Commerce, Science, and Transportation.
EC–7178. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; International Aero Engines AG Turboman Engines" (RIN2120-AA64) (Docket No. FAA–2016–5392) received during adjournment of the Senate in the Office of the President of the Senate on October 3, 2016; to the Committee on Commerce, Science, and Transportation.

EC–7179. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Saab AB, Saab Aeronautics (Type Certificate Previously Held by Saab, AB)" (RIN2120-AA64) (Docket No. FAA–2016–6938) received during adjournment of the Senate in the Office of the President of the Senate on October 3, 2016; to the Committee on Commerce, Science, and Transportation.

EC–7180. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Empire Air Transport, Inc." (RIN2120-AA64) (Docket No. FAA–2016–8616) received during adjournment of the Senate in the Office of the President of the Senate on October 3, 2016; to the Committee on Commerce, Science, and Transportation.

EC–7181. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Des Moines Air, Inc." (RIN2120-AA64) (Docket No. FAA–2016–1229) received during adjournment of the Senate in the Office of the President of the Senate on October 3, 2016; to the Committee on Commerce, Science, and Transportation.

EC–7182. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class D and E Airspace: Louisville, KY" (RIN2120-AA64) (Docket No. FAA–2016–1077) received during adjournment of the Senate in the Office of the President of the Senate on October 3, 2016; to the Committee on Commerce, Science, and Transportation.

EC–7183. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Viking Air Limited Aerospace" (RIN2120-AA64) (Docket No. FAA–2016–6115) received during adjournment of the Senate in the Office of the President of the Senate on October 3, 2016; to the Committee on Commerce, Science, and Transportation.

EC–7184. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Imperial Airways (UK) Ltd." (RIN2120-AA64) (Docket No. FAA–2016–0746) received during adjournment of the Senate in the Office of the President of the Senate on October 3, 2016; to the Committee on Commerce, Science, and Transportation.

EC–7185. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Modification of Class D Airspace; Peru, IN" (RIN2120-AA66) (Docket No. FAA–2016–6006) received during adjournment of the Senate in the Office of the President of the Senate on October 3, 2016; to the Committee on Commerce, Science, and Transportation.

EC–7186. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Establishment of Class E Airspace: Ithaca, NY" (RIN2120-AA66) (Docket No. FAA–2016–8160) received during adjournment of the Senate in the Office of the President of the Senate on October 3, 2016; to the Committee on Commerce, Science, and Transportation.

EC–7187. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Establishment of Class D and E Airspace: Truckee, CA" (RIN2120-AA66) (Docket No. FAA–2015–0474) received during adjournment of the Senate in the Office of the President of the Senate on October 3, 2016; to the Committee on Commerce, Science, and Transportation.

EC–7188. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class D and E Airspace, and Revocation of Class E Airspace; Troy, AL" (RIN2120-AA66) (Docket No. FAA–2016–1429) received during adjournment of the Senate in the Office of the President of the Senate on October 3, 2016; to the Committee on Commerce, Science, and Transportation.

EC–7189. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Revocation of Class D Airspace; Vancouver, WA" (RIN2120-AA66) (Docket No. FAA–2015–4138) received during adjournment of the Senate in the Office of the President of the Senate on October 3, 2016; to the Committee on Commerce, Science, and Transportation.

EC–7190. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class D and E Airspace and Revocation of Class E Airspace; Sioux City, IA" (RIN2120–AC05) (Docket No. FAA–2015–7407) received during adjournment of the Senate in the Office of the President of the Senate on October 3, 2016; to the Committee on Commerce, Science, and Transportation.

EC–7191. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Revocation of Class E Airspace; Alliance, NE; and Amendment of the Following Nebraska Towns; Albion, NE; Alliance, NE; Gothenburg, NE; Holdrege, NE; Imperial, NE; Lexington, NE; and Millard Airport, Omaha, NE" (RIN2120-AA66) (Docket No. FAA–2016–5388) received during adjournment of the Senate in the Office of the President of the Senate on October 3, 2016; to the Committee on Commerce, Science, and Transportation.

EC–7192. A communication from the Attorney-Advisor, U.S. Coast Guard, Department of Homeland Security, pursuant to law, the report of a rule entitled "Safety Zone; Tall Ships Challenge Great Lakes 2016, Fairport Harbor, OH, Bay City, MI, Grand Haven, MI, Duluth, MN, Erie, PA" (RIN2165–AA00) (Docket No. USCg–2016–0287) received during adjournment of the Senate in the Office of the President of the Senate on July 20, 2016; to the Committee on Commerce, Science, and Transportation.

EC–7193. A communication from the Regulatory Ombudsman, Federal Motor Carrier Safety Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Parts and Accessories Necessary for Safe Operation; Windshield-Mounted ' technologies'" (RIN2125–AB94) received during adjournment of the Senate in the Office of the President of the Senate on October 3, 2016; to the Committee on Commerce, Science, and Transportation.

EC–7194. A communication from the Trial Attorney, Federal Railroad Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "System Safety Program" (RIN2130–AC51) received during adjournment of the Senate in the Office of the President of the Senate on October 3, 2016; to the Committee on Commerce, Science, and Transportation.

EC–7195. A communication from the President of the United States to the President of the Senate on October 3, 2016; to the Committee on Commerce, Science, and Transportation.

EC–7196. A communication from the Director, Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Tolfenpyrad; Pesticide Tolerances for Emergency Exemption" (FRL No. 9951–57) received during adjournment of the Senate in the Office of the President of the Senate on October 5, 2016; to the Committee on Agriculture, Nutrition, and Forestry.

EC–7197. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Dichloromethane; Pesticide Tolerances" (FRL No. 9951–90) received during adjournment of the Senate in the Office of the President of the Senate on October 5, 2016; to the Committee on Agriculture, Nutrition, and Forestry.

EC–7198. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Isotefamid; Pesticide Tolerances for Emergency Exemption" (FRL No. 9952–34) received during adjournment of the Senate in the Office of the President of the Senate on October 5, 2016; to the Committee on Agriculture, Nutrition, and Forestry.

EC–7199. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Metaldehyde; Pesticide Tolerances" (FRL No. 9951–78) received during adjournment of the Senate in the Office of the President of the Senate on October 5, 2016; to the Committee on Agriculture, Nutrition, and Forestry.

EC–7200. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Isoxatrlid; Pesticide Tolerances for Emergency Exemption" (FRL No. 9951–36) received during adjournment of the Senate in the Office of the President of the Senate on October 5, 2016; to the Committee on Agriculture, Nutrition, and Forestry.
law, the report of a rule entitled “Domestic Dates Produced or Packed in Riverside County, California; Decreased Assessment Rate” (Docket No. AMS–SC–16–0814) received during adjournment of the Senate in the Office of the President of the Senate on October 6, 2016; to the Committee on Agriculture, Nutrition, and Forestry.

EC–7208. A communication from the Administrator of the Specialty Crops Program, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled “2016 National Orange and Grapefruit Growers Second Harvest Plan” (Docket No. AMS–SC–16–0845) received during adjournment of the Senate in the Office of the President of the Senate on October 6, 2016; to the Committee on Agriculture, Nutrition, and Forestry.

EC–7209. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled “Defense Federal Acquisition Regulation Supplement: Prohibition on Use of any Cost-Plus System of Contracting for Military Construction and Military Family Housing Projects” ((RIN0750–AE1) (DFARS Case 2015–D046)) received during adjournment of the Senate in the Office of the President of the Senate on October 18, 2016; to the Committee on Armed Services.

EC–7210. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled “Defense Federal Acquisition Regulation Supplement: Defense Hotline Post Vermont” ((RIN0750–AE9) (DFARS Case 2015–D018)) received during adjournment of the Senate in the Office of the President of the Senate on October 18, 2016; to the Committee on Armed Services.

EC–7211. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled “Defense Federal Acquisition Regulation Supplement: Network Penetration Reporting” (RIN0750–AA94) (DFARS Case 2016–D018) received during adjournment of the Senate in the Office of the President of the Senate on October 18, 2016; to the Committee on Armed Services.

EC–7212. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled “Defense Federal Acquisition Regulation Supplement: Switched Data Fund” (RIN0750–AA19) (DFARS Case 2016–D018) received during adjournment of the Senate in the Office of the President of the Senate on October 18, 2016; to the Committee on Armed Services.

EC–7213. A communication from the President of the United States, transmitting, pursuant to law, a report relative to the Continuing Appropriations and Military Construction, Veterans Affairs, and Related Agencies Appropriations Act, 2017, and Zika Response and Readiness Act; to the Committee on the Budget.

EC–7214. A communication from the Secretary of Defense for Installation and Environment, Department of Housing and Urban Development, transmitting, pursuant to law, a report relative to the designation of funding for Overseas Contingency Operations/Global War on Terrorism; to the Committee on Appropriations.

EC–7215. A communication from the Deputy General Counsel for Operations, Department of Housing and Urban Development, transmitting, pursuant to law, a report relative to a vacancy in the position of General Counsel, Department of Housing and Urban Development, received during adjournment of the Senate in the Office of the President of the Senate on October 6, 2016; to the Committee on Banking, Housing, and Urban Affairs.

EC–7216. A communication from the Secretary of the Treasury, transmitting, pursuant to law, a six-month periodic report on the national emergency with respect to the situation in or in relation to the Democratic Republic of the Congo that was declared in Executive Order 13368 of November 14, 1997, with respect to Sudan; to the Committee on Banking, Housing, and Urban Affairs.

EC–7217. A communication from the Secretary of the Treasury, transmitting, pursuant to law, a six-month periodic report on the national emergency that was declared in Executive Order 13694 of April 1, 2015, with respect to significant malicious cyber-activities; to the Committee on Banking, Housing, and Urban Affairs.

EC–7218. A communication from the Secretary of the Treasury, transmitting, pursuant to law, a six-month periodic report on the national emergency with respect to South Sudan that was declared in Executive Order 13661 of April 3, 2014; to the Committee on Banking, Housing, and Urban Affairs.

EC–7219. A communication from the Secretary of the Treasury, transmitting, pursuant to law, a six-month periodic report on the national emergency that was declared in Executive Order 13894 of April 1, 2018; to the Committee on Banking, Housing, and Urban Affairs.

EC–7220. A communication from the Secretary of the Treasury, transmitting, pursuant to law, a six-month periodic report on the national emergency that was declared in Executive Order 13894 of April 1, 2018, with respect to significant malicious cyber-activities; to the Committee on Banking, Housing, and Urban Affairs.

EC–7221. A communication from the Secretary of the Treasury, transmitting, pursuant to law, a six-month periodic report on the national emergency that was declared in Executive Order 13894 of April 1, 2018, with respect to significant malicious cyber-activities; to the Committee on Banking, Housing, and Urban Affairs.

EC–7222. A communication from the President of the United States, transmitting, pursuant to law, a six-month periodic report on the national emergency with respect to the situation in or in relation to the Democratic Republic of the Congo that was declared in Executive Order 13368 of November 14, 1997, with respect to Sudan; to the Committee on Banking, Housing, and Urban Affairs.

EC–7223. A communication from the President of the United States, transmitting, pursuant to law, a six-month periodic report on the national emergency with respect to the situation in or in relation to the Democratic Republic of the Congo that was declared in Executive Order 13368 of November 14, 1997, with respect to Sudan; to the Committee on Banking, Housing, and Urban Affairs.

EC–7224. A communication from the Secretary, Securities and Exchange Commission, transmitting, pursuant to law, the report of a rule entitled “Investment Company Swing Pricing” (RIN3325–AL80) received during adjournment of the Senate in the Office of the President of the Senate on October 6, 2016; to the Committee on Banking, Housing, and Urban Affairs.

EC–7225. A communication from the Secretary, Securities and Exchange Commission, transmitting, pursuant to law, the report of a rule entitled “Investment Company Liquidity Risk Management Programs” (RIN3325–AL79) received during adjournment of the Senate in the Office of the President of the Senate on October 6, 2016; to the Committee on Banking, Housing, and Urban Affairs.

EC–7226. A communication from the Secretary, Securities and Exchange Commission, transmitting, pursuant to law, the report of a rule entitled “Investment Company Reporting Modernization” (RIN3325–AL42) received during adjournment of the Senate in the Office of the President of the Senate on October 20, 2016; to the Committee on Banking, Housing, and Urban Affairs.

EC–7227. A communication from the Director, Community Development Financial Institutions Fund, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled “Enterprise Award System” (RIN1505–AA91) (12 CFR Part 1966) received during adjournment of the Senate in the Office of the President of the Senate on October 20, 2016; to the Committee on Banking, Housing, and Urban Affairs.

EC–7228. A communication from the Director, Community Development Financial Institutions Fund, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled “Enterprise Award System” (RIN1505–AA91) (12 CFR Part 1966) received during adjournment of the Senate in the Office of the President of the Senate on October 20, 2016; to the Committee on Banking, Housing, and Urban Affairs.
EC-7228. A communication from the Assistant to the Board of Governors of the Federal Reserve System, transmitting, pursuant to law, the report of a rule entitled “Regulatory Capital Rules: The Federal Reserve System, transmitting, pursuant to law, the report of a rule entitled “Suspension of Community Eligibility: Louisa County, VA, and Unincorporated Areas” ((4 CFR Part 64) (Docket No. FEDARTS-2015-0002)) received during adjournment of the Senate on October 6, 2016; to the Committee on Banking, Housing, and Urban Affairs.

EC-7229. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled “Suspension of Community Eligibility: Louisa County, VA, and Unincorporated Areas” ((4 CFR Part 64) (Docket No. FEDARTS-2015-0002)) received during adjournment of the Senate on October 6, 2016; to the Committee on Banking, Housing, and Urban Affairs.

EC-7230. A communication from the Assistant General Counsel for Legislation, Regulation and Energy Efficiency, Department of Energy, transmitting, pursuant to law, the report of a rule entitled “Energy Conservation Program: Energy Conservation Standards for Direct Heating Equipment” (RIN1904-AD65) received in the Office of the President of the Senate on October 18, 2016; to the Committee on Energy and Natural Resources.

EC-7231. A communication from the Assistant General Counsel for Legislation, Regulation and Energy Efficiency, Department of Energy, transmitting, pursuant to law, the report of a rule entitled “Energy Conservation Program: Test Procedures for Certain Categories of General Service Lamps” (RIN1904-AD66) received in the Office of the President of the Senate on October 18, 2016; to the Committee on Energy and Natural Resources.

EC-7232. A communication from the Assistant General Counsel for Legislation, Regulation and Energy Efficiency, Department of Energy, transmitting, pursuant to law, the report of a rule entitled “Energy Conservation Program: Test Procedures for Certain Categories of General Service Lamps” (RIN1902-AD90) (Docket No. RMM-20-00) received during adjournment of the Senate in the Office of the President of the Senate on October 11, 2016; to the Committee on Energy and Natural Resources.

EC-7233. A communication from the Deputy Commissioner, Federal Energy Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled “Format and Dimensions of Maps and Drawings Required by the Commission’s Hydropower Program” (RIN1902-AD90) (Docket No. RMM-20-00) received during adjournment of the Senate in the Office of the President of the Senate on October 11, 2016; to the Committee on Energy and Natural Resources.

EC-7234. A communication from the General Counsel, Federal Energy Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled “Reliability Standard for Transmission System Planned Performance for Geometric Disturbance Events” ((RIN1902-2694) (Docket No. RM15-11-00)) received during adjournment of the Senate in the Office of the President of the Senate on October 11, 2016; to the Committee on Energy and Natural Resources.

EC-7235. A communication from the Director of the Office of Native Hawaiian Relations, Office of the Secretary, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled “Land Exchange Procedures and Procedures to Amend the Hawaiian Homelands” (RIN1909-0004) received in the Office of the President of the Senate on September 29, 2016; to the Committee on Energy and Natural Resources.

EC-7236. A communication from the Conservation Policy Specialist, Fish and Wildlife Service, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled “Non-Subsistence Take of Wildlife and Closure Procedures, on National Wildlife Refuges in Alaska” (RIN1018-BA31) received during adjournment of the Senate in the Office of the President of the Senate on October 5, 2016; to the Committee on Energy and Natural Resources.

EC-7237. A communication from the Department of Interior, Office of Acquisitions, Acquisition and Property Management, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled “Revisions to Nonprocurement Suspension and Debarment Regulations” (RIN1090-AD12) received during adjournment of the Senate in the Office of the President of the Senate on October 5, 2016; to the Committee on Energy and Natural Resources.

EC-7238. A communication from the Acting Chief of the Foreign Species Branch, Fish and Wildlife Service, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled “Endangered and Threatened Wildlife and Plants; Endangered Species Status for Suwannee Moccasinshell” (RIN1018-BA70) received during adjournment of the Senate in the Office of the President of the Senate on October 5, 2016; to the Committee on Energy and Natural Resources.

EC-7239. A communication from the Acting Chief of the Foreign Species Branch, Fish and Wildlife Service, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled “Endangered and Threatened Wildlife and Plants; Endangered Species Status for Lepidium papilliferum (Slickspot Mustard)” (RIN1018-AB27) received during adjournment of the Senate in the Office of the President of the Senate on October 5, 2016; to the Committee on Environment and Public Works.

EC-7240. A communication from the Acting Branch Chief of the Unified Listing Team, Fish and Wildlife Service, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled “Endangered and Threatened Wildlife and Plants; Endangered Species Status for Certain Migratory Game Birds” (RIN1018-BA70) received during adjournment of the Senate in the Office of the President of the Senate on October 5, 2016; to the Committee on Environment and Public Works.

EC-7241. A communication from the Acting Branch Chief of the Unified Listing Team, Fish and Wildlife Service, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled “Endangered and Threatened Wildlife and Plants; Designation of Critical Habitat for the Sierra Nevada Yellow-Legged Frog, the Northern DPS of the Mountain Yellow-Legged Frog, and the Yosemite Spotted Frog in California” (RIN1018-ABA8) received during adjournment of the Senate in the Office of the President of the Senate on October 5, 2016; to the Committee on Environment and Public Works.

EC-7242. A communication from the Acting Branch Chief of the Unified Listing Team, Fish and Wildlife Service, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled “Endangered and Threatened Wildlife and Plants; Threatened Species Status for Platalea ajaja (White-faced Ibis)” (RIN1018-AB39) received during adjournment of the Senate in the Office of the President of the Senate on October 5, 2016; to the Committee on Environment and Public Works.

EC-7243. A communication from the Acting Branch Chief of the Unified Listing Team, Fish and Wildlife Service, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled “Endangered and Threatened Wildlife and Plants; Endangered and Threatened Wildlife and Plants; Threatened Species Status for Certain Migratory Game Birds” (RIN1018-BA70) received during adjournment of the Senate in the Office of the President of the Senate on October 5, 2016; to the Committee on Environment and Public Works.
Threatened Wildlife and Plants; Designation of Critical Habitat for the Acuna Cactus and the Fickeisen Plains Cactus” (RIN1018–AZ48) received during adjournment of the Senate in the Office of the President of the Senate on October 5, 2016; to the Committee on Environment and Public Works.

EC–7258. A communication from the Manager of the Unified Listing Team, Fish and Wildlife Service, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled “Endangered and Threatened Wildlife and Plants; Determination of Critical Habitat for the Marbled Murrelet” (RIN1018–BA91) received during adjournment of the Senate in the Office of the President of the Senate on October 5, 2016; to the Committee on Environment and Public Works.

EC–7259. A communication from the Chief of the Wildlife Conservation Branch, Fish and Wildlife Service, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled “Incidental Take of Four Native U.S. Freshwater Turtle Species in Appendix III Of the Convention on International Trade in Endangered Species of Wild Fauna and Flora (CITES)” (RIN1018–AZ58) received during adjournment of the Senate in the Office of the President of the Senate on October 5, 2016; to the Committee on Environment and Public Works.

EC–7260. A communication from the Conservation Policy Specialist, Fish and Wildlife Service, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled “2016–2017 Refuge-Specific Hunting and Sport Fishing Regulations” (RIN1018–BB63) received during adjournment of the Senate in the Office of the President of the Senate on October 5, 2016; to the Committee on Environment and Public Works.

EC–7261. A communication from the Chief of the Wildlife Conservation Branch, Fish and Wildlife Service, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled “Endangered and Threatened Plants; Removing the San Miguel Island Fox, Santa Rosa Island Fox, and Santa Cruz Island Fox from the Federal List of Endangered and Threatened Plants; Removing the Fickeisen Plains Cactus” (RIN1018–AZ29) received during adjournment of the Senate in the Office of the President of the Senate on October 5, 2016; to the Committee on Environment and Public Works.

EC–7262. A communication from the Chief of the Unified Listing Team, Fish and Wildlife Service, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled “Endangered and Threatened Wildlife and Plants; Designation of Critical Habitat for Kentucky Arrow Darter” (RIN1018–BB05) received during adjournment of the Senate in the Office of the President of the Senate on October 5, 2016; to the Committee on Environment and Public Works.

EC–7263. A communication from the Acting Branch Chief of the Unified Listing Team, Fish and Wildlife Service, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled “Endangered and Threatened Wildlife and Plants; Threatened Species Status for the Elfin-woods Warbler” (RIN1018–BB94) received during adjournment of the Senate in the Office of the President of the Senate on October 5, 2016; to the Committee on Environment and Public Works.

EC–7264. A communication from the Chair of the Branch of Aquatic Invasive Species, Fish and Wildlife Service, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled “Endangered and Threatened Wildlife and Plants; Threatened Species Status for the Eastern Massasagua Rattlesnake” (RIN1018–BA98) received during adjournment of the Senate in the Office of the President of the Senate on October 5, 2016; to the Committee on Environment and Public Works.

EC–7265. A communication from the Acting Branch Chief of the Unified Listing Team, Fish and Wildlife Service, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled “Endangered and Threatened Wildlife and Plants; Designation of Critical Habitat for the Acuna Cactus and the Fickeisen Plains Cactus” (RIN1018–AZ48) received during adjournment of the Senate in the Office of the President of the Senate on October 5, 2016; to the Committee on Environment and Public Works.

EC–7266. A communication from the General Counsel, Fish and Wildlife Service, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled “Approval and Promulgation of State Implementation Plan Revisions to Primary Air Quality Standards, Minor Source Base Year Regulations for the 2008 Ozone NAAQS Infrastructure Requirements for CAA Section 110(a) (2) (C) and (D) (i) (11); Wyoming” (FRL No. 9953–78–Region 8) received during adjournment of the Senate in the Office of the President of the Senate on October 5, 2016; to the Committee on Environment and Public Works.

EC–7267. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled “Approval and Promulgation of Air Quality Implementation Plans; District of Columbia; Revision of Regulations for Sulfur Content of Fuel Oil” (FRL No. 9953–74–Region 3) received during adjournment of the Senate in the Office of the President of the Senate on October 5, 2016; to the Committee on Environment and Public Works.

EC–7268. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled “Protection of Stratospheric Ozone: Update to the Refrigerant Management Requirements under the Clean Air Act” (FRL No. 9953–77–Region 6) received during adjournment of the Senate in the Office of the President of the Senate on October 5, 2016; to the Committee on Environment and Public Works.

EC–7269. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled “Revisions to Public Notice Provisions in Clean Air Act Permitting Programs” (FRL No. 9953–75–Region 8) received during adjournment of the Senate in the Office of the President of the Senate on October 5, 2016; to the Committee on Environment and Public Works.

EC–7270. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled “Approval and Promulgation of Implementation Plan; California; Calaveras County, Chico (Butte County), San Francisco Bay Area (Marin, Napa, Alameda, Contra Costa, Santa Clara, San Luis Obispo, Santa Barbara, and Ventura Counties) and San Joaquin Valley (Madera, Mariposa, Merced, Stanislaus Counties) Area Implementation Plans for CAA Section 110(a) (2) (C) and (D) (i) (11); California” (FRL No. 9953–76–Region 9) received during adjournment of the Senate in the Office of the President of the Senate on October 5, 2016; to the Committee on Environment and Public Works.

EC–7271. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled “Approval and Disapproval of State Implementation Plans; Interstate Transport for Utah” (FRL No. 9953–73–Region 8) received during adjournment of the Senate in the Office of the President of the Senate on October 5, 2016; to the Committee on Environment and Public Works.
EC-7272. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled “Special Per Diem Rates—November 2016” (Rev. Rul. 2016–26) received during adjournment of the Senate in the Office of the President of the Senate on October 20, 2016; to the Committee on Environment and Public Works.

EC-7273. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled “Andean Trade Preference Act (APTA): Impact on U.S. Industries” (RIN 0640–AD23) received during adjournment of the Senate in the Office of the President of the Senate on October 20, 2016; to the Committee on Finance.

EC-7274. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled “Procedures under the Air Plan Approval; KY; Removal of the Air Plan Approval for the Case of KY; Removal of the Air Plan Approval for the Case of KY” (RIN 1545–BK29) (TD 9787) received during adjournment of the Senate in the Office of the President of the Senate on October 5, 2016; to the Committee on Finance.

EC-7275. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, a report of a rule entitled “Addition to No Rule List for Section 853” (Rev. Proc. 2016–50) received during adjournment of the Senate in the Office of the President of the Senate on October 20, 2016; to the Committee on Finance.

EC-7276. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled “Applicable Federal Rates; Annual Percentage Rates” (RIN 1545–RM83) (TD 9789) received during adjournment of the Senate in the Office of the President of the Senate on October 20, 2016; to the Committee on Finance.

EC-7277. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled “Arrangement for Recapture of Excess 2016 Benefits—Aircraft Valuation Formula” (Rev. Rul. 2016–24) received during adjournment of the Senate in the Office of the President of the Senate on October 5, 2016; to the Committee on Finance.

EC-7278. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled “Use of Contingency Funds for Disaster Loss Deduction for Preceding Year” ((RIN1545–BM03) (TD 9786)) received during adjournment of the Senate in the Office of the President of the Senate on October 5, 2016; to the Committee on Finance.

EC-7279. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled “Credit for Increased State and Local Tax Discharge of Federal Income Tax or Estate and Gift Tax” (Rev. Proc. 2016–59) received during adjournment of the Senate in the Office of the President of the Senate on October 5, 2016; to the Committee on Finance.

EC-7280. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled “Per Diem Rates—October 2016” (Notice 2016–67) received during adjournment of the Senate in the Office of the President of the Senate on October 5, 2016; to the Committee on Finance.
pursuant to law, a report entitled “Annual Report to Congress on the Prevention and Reduction of Underage Drinking”; to the Committee on Health, Education, Labor, and Pensions.

EC–7305. A communication from the Executive Director of the National Advisory Committee on Institutional Quality and Integrity, Office of Education, Department of Education, transmitting, pursuant to law, the fiscal year 2016 annual report of the National Advisory Committee on Institutional Quality and Integrity.

EC–7306. A communication from the Secretary of Labor, transmitting, pursuant to law, a report entitled “List of Goods Produced by Child Labor or Forced Labor”; to the Committee on Health, Education, Labor, and Pensions.

EC–7307. A communication from the Secretary of Labor, transmitting, pursuant to law, a report entitled “The Department of Labor’s Findings on the Worst Forms of Child Labor, 2015”; to the Committee on Health, Education, Labor, and Pensions.

EC–7308. A communication from the Assistant General Counsel for Regulatory Affairs, Pension Benefit Guaranty Corporation, transmitting, pursuant to law, the report of a rule entitled “Payment of Premiums; Late Payment Penalty Relief” (RIN1212–AB52) received during adjournment of the Senate in the Office of the President of the Senate on October 4, 2016; to the Committee on Health, Education, Labor, and Pensions.

EC–7309. A communication from the Director of Regulations and Policy Management Staff, Food and Drug Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled “Current Good Manufacturing Practice, Hazard Analysis, and Risk-Based Preventive Controls for Human Food; and Final Rule” (RIN0792–AF08) received during adjournment of the Senate in the Office of the President of the Senate on October 10, 2016; to the Committee on Health, Education, Labor, and Pensions.

EC–7310. A communication from the Director of Regulations and Policy Management Staff, Food and Drug Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled “Medical Devices; Custom Devices; Technical Amendment” (Docket No. FDA–2016–N–2518) received during adjournment of the Senate in the Office of the President of the Senate on October 14, 2016; to the Committee on Health, Education, Labor, and Pensions.

EC–7311. A communication from the Director of Regulations and Policy Management Staff, Food and Drug Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled “Additions and Modifications to the List of Drug Products That Have Been Withdrawn or Removed From the Market for Reasons of Safety or Effectiveness” (RIN0239–A196) (Docket No. FDA–2016–N–0194) received during adjournment of the Senate in the Office of the President of the Senate on October 14, 2016; to the Committee on Health, Education, Labor, and Pensions.

EC–7312. A communication from the Director of Regulations and Policy Management Staff, Food and Drug Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled “Medical Devices; Custom Devices; Technical Amendment” (Docket No. FDA–2016–N–2518) received during adjournment of the Senate in the Office of the President of the Senate on October 14, 2016; to the Committee on Health, Education, Labor, and Pensions.

EC–7313. A communication from the Regulatory Coordinating Committee on Health Resources and Services Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled “Underage Drinking Prevention: Enhanced Oversight and Accountability” (RIN0955–AA00) received during adjournment of the Senate in the Office of the President of the Senate on October 6, 2016; to the Committee on Health, Education, Labor, and Pensions.


EC–7320. A communication from the Director of Regulations, Legislation, and Interpretation, Wage and Hour Division, Department of Labor, transmitting, pursuant to law, the report of a rule entitled “Establishing Paid Sick Leave for Federal Contractors” (RIN1235–AA13) received during adjournment of the Senate in the Office of the President of the Senate on October 13, 2016; to the Committee on Homeland Security and Governmental Affairs.

EC–7321. A communication from the District of Columbia Auditor, transmitting, pursuant to law, a report entitled, “Contracting Out School Food Services Failed to Control Costs as Promised”; to the Committee on Homeland Security and Governmental Affairs.

EC–7322. A communication from the Administrator of the U.S. Agency for International Development, transmitting, pursuant to law, the report of the Inspector General for the period from October 1, 2015 through March 31, 2016; to the Committee on Homeland Security and Governmental Affairs.

EC–7323. A communication from the Inspector General of the Pension Benefit Guaranty Corporation, transmitting, pursuant to law, the Inspector General’s Semiannual Report to Congress for the period from October 1, 2015, through March 31, 2016; to the Committee on Homeland Security and Governmental Affairs.

EC–7324. A communication from the Office Program Manager, Office of Regulation Policy and Management, Department of Veterans Affairs, transmitting, pursuant to law, the report of a rule entitled “Repayment by VA of Educational Loans for Certain Psychiatric Disorders” (RIN2900–AP57) received during adjournment of the Senate in the Office of the President of the Senate on October 3, 2016; to the Committee on Veterans’ Affairs.

EC–7325. A communication from the Office Program Manager, Office of Regulation Policy and Management, Department of Veterans Affairs, transmitting, pursuant to law, the report of a rule entitled “Extension of the Presumptive Period for Compensation for Gulf War Veterans” (RIN2900–AP84) received during adjournment of the Senate in the Office of the President of the Senate on October 21, 2016; to the Committee on Veterans’ Affairs.

EC–7326. A communication from the Attornecy General, Office of Inspector General, Department of Transportation, transmitting, pursuant to law, the report relative to a vacancy for the position of Assistant Secretary for Management and Administration, Department of Transportation, received in the office of the President of the Senate on September 28, 2016; to the Committee on Commerce, Science, and Transportation.

EC–7327. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled, “Western and Central Pacific Fisheries for Highly Migratory Species; 2016 Bigeye Tuna Longline Fishery Closure” (RIN0648–X7E19) received during adjournment of the Senate in the Office of the President of the Senate on October 13, 2016; to the Committee on Commerce, Science, and Transportation.

EC–7328. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled “International Fisheries; Western and Central Pacific Fisheries for Highly Migratory Species; Fishing Effort Limits in Purse seine Fishing Areas” (RIN0648–X7E179) received during adjournment of the Senate in the Office of the President of the Senate on October 13, 2016; to the Committee on Commerce, Science, and Transportation.

EC–7329. A communication from the Deputy Assistant Administrator for Regulatory Programs, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled “ Magnuson-Stevens Act Provisions; Fishery Management Plans for West Coast Scallop and Accustomed Fishing Areas” (RIN0648–BF58) received during adjournment of the Senate in the Office of the President of the Senate on October 20, 2016; to the Committee on Commerce, Science, and Transportation.

EC–7330. A communication from the Deputy Assistant Administrator for Regulatory Programs, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled “International Fisheries; Western and Central Pacific Fisheries for Highly Migratory Species; Fishing Effort Limits in Purse seine Fisheries for 2016” (RIN0648–BF93) received during adjournment of the Senate in the Office of the President of the Senate on October 6, 2016; to the Committee on Commerce, Science, and Transportation.
of Homeland Security, transmitting, pursuant to law, the report of a rule entitled “Safety Zone; M/V Zhen Hua, Blount Island Marine Terminal Crane Movement; St. Johns River, FL” (Docket No. USCG–2016–0926)) received during adjournment of the Senate in the Office of the President of the Senate on October 5, 2016; to the Committee on Commerce, Science, and Transportation.

EC–7356. A communication from the Attorney-Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled “Safety Zone; The Perry Group Fireworks Display, Oceanside, CA” (RIN1192–AA00) (Docket No. USCG–2016–0822)) received during adjournment of the Senate in the Office of the President of the Senate on October 5, 2016; to the Committee on Commerce, Science, and Transportation.

EC–7357. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled “Standard Instrument Approach Procedures, and Takeoff Minimums and Obstacle Departure Procedures; Miscellaneous Amendments (32); Amdt. No. 3712” (RIN2120–AA65) received during adjournment of the Senate in the Office of the President of the Senate on October 25, 2016; to the Committee on Commerce, Science, and Transportation.

EC–7358. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled “Standard Instrument Approach Procedures, and Takeoff Minimums and Obstacle Departure Procedures; Miscellaneous Amendments (25); Amdt. No. 3713” (RIN2120–AA65) received during adjournment of the Senate in the Office of the President of the Senate on October 25, 2016; to the Committee on Commerce, Science, and Transportation.

EC–7359. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled “Modification of Colored Federal Airway B–1; Alaska” (RIN2120–AA66) (Docket No. FAA–2016–5444)) received during adjournment of the Senate in the Office of the President of the Senate on October 13, 2016; to the Committee on Commerce, Science, and Transportation.

EC–7360. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled “Standard Instrument Approach Procedures, and Takeoff Minimums and Obstacle Departure Procedures; Miscellaneous Amendments (67); Amdt. No. 3711” (RIN2120–AA65) received during adjournment of the Senate in the Office of the President of the Senate on October 13, 2016; to the Committee on Commerce, Science, and Transportation.

EC–7361. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled “Amendment of Class E; Tekamah, NE” (RIN2120–AA66) (Docket No. FAA–2016–6899)) received during adjournment of the Senate in the Office of the President of the Senate on October 13, 2016; to the Committee on Commerce, Science, and Transportation.

EC–7362. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled “Amendment of Class E; Indiana, FA” (RIN2120– AA66) (Docket No. FAA–2016–6138)) received during adjournment of the Senate in the Office of the President of the Senate on October 13, 2016; to the Committee on Commerce, Science, and Transportation.

EC–7363. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled “Amendment of Class E; Glasgow, KY” (RIN2120– AA66) (Docket No. FAA–2016–6134)) received during adjournment of the Senate in the Office of the President of the Senate on October 13, 2016; to the Committee on Commerce, Science, and Transportation.

EC–7364. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled “Amendment of Class D and Class E Airspace, Falmouth, MA” (RIN2120–AA66) (Docket No. FAA–2016–5613)) received during adjournment of the Senate in the Office of the President of the Senate on October 13, 2016; to the Committee on Commerce, Science, and Transportation.

EC–7365. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled “Modification of Standard Instrument Approach Procedures, and Takeoff Minimums and Obstacle Departure Procedures; Miscellaneous Amendments; Amendment No. 939” (RIN2120– AA63) received during adjournment of the Senate in the Office of the President of the Senate on October 21, 2016; to the Committee on Commerce, Science, and Transportation.

EC–7366. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled “Airworthiness Directives; Continental Motors, Inc. Remanufactured Engine Kits (Docket No. FAA–2016–0069)) received during adjournment of the Senate in the Office of the President of the Senate on October 21, 2016; to the Committee on Commerce, Science, and Transportation.

EC–7367. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled “Airworthiness Directives; Bombardier, Inc. Airplanes” (RIN2120–AA64) (Docket No. FAA–2015–8711)) received during adjournment of the Senate in the Office of the President of the Senate on October 21, 2016; to the Committee on Commerce, Science, and Transportation.

EC–7368. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled “Airworthiness Directives; Saab AB, Saab Aeronautics (Formerly Known as Saab, AB) (Docket No. FAA–2016–0614)) received during adjournment of the Senate in the Office of the President of the Senate on October 13, 2016; to the Committee on Commerce, Science, and Transportation.

EC–7369. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled “Airworthiness Directives; Dassault Aviation Airplanes” (RIN2120–AA64) (Docket No. FAA–2015–3629)) received during adjournment of the Senate in the Office of the President of the Senate on October 21, 2016; to the Committee on Commerce, Science, and Transportation.

EC–7370. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled “Part 95 Incentive Program; Report of the Airworthiness Directives and Procedures Assessment (NPA) Initiative” (RIN2120– AA65) received during adjournment of the Senate in the Office of the President of the Senate on October 21, 2016; to the Committee on Commerce, Science, and Transportation.

EC–7371. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled “Airworthiness Directives; Continental Motors, Inc. Remanufactured Engine Kits (Docket No. FAA–2016–0069)) received during adjournment of the Senate in the Office of the President of the Senate on October 21, 2016; to the Committee on Commerce, Science, and Transportation.

EC–7372. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled “Airworthiness Directives; Bombardier, Inc. Airplanes” (RIN2120–AA64) (Docket No. FAA–2015–8711)) received during adjournment of the Senate in the Office of the President of the Senate on October 21, 2016; to the Committee on Commerce, Science, and Transportation.

EC–7373. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled “Airworthiness Directives; Bombardier, Inc. Airplanes” (RIN2120–AA64) (Docket No. FAA–2015–8711)) received during adjournment of the Senate in the Office of the President of the Senate on October 21, 2016; to the Committee on Commerce, Science, and Transportation.

EC–7374. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled “Airworthiness Directives; Bombardier, Inc. Airplanes” (RIN2120–AA64) (Docket No. FAA–2015–8711)) received during adjournment of the Senate in the Office of the President of the Senate on October 21, 2016; to the Committee on Commerce, Science, and Transportation.

EC–7375. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled “Airworthiness Directives; Saab AB, Saab Aeronautics (Formerly Known as Saab, AB) (Docket No. FAA–2016–0614)) received during adjournment of the Senate in the Office of the President of the Senate on October 13, 2016; to the Committee on Commerce, Science, and Transportation.

EC–7376. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled “Airworthiness Directives; Honeywell International Inc. Turboprop and Turboshaft Engines” (RIN2120–AA64) (Docket No. FAA–2015–4866)) received during adjournment of the Senate in the Office of the President of the Senate on October 21, 2016; to the Committee on Commerce, Science, and Transportation.
EC-7376. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled “Airworthiness Directives; Bell Helicopter Textron Canada Helicopters” ((RIN2120-AA64) (Docket No. FAA-2016-6551)) received during adjournment of the Senate on October 21, 2016; to the Committee on Commerce, Science, and Transportation.

EC-7377. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled “Airworthiness Directives; Airbus Helicopters” ((RIN2120-AA64) (Docket No. FAA-2016-9158)) received during adjournment of the Senate on October 13, 2016; to the Committee on Commerce, Science, and Transportation.

EC-7378. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled “Airworthiness Directives; General Electric Company Turbofan Engines” ((RIN2120-AA64) (Docket No. FAA-2016-3872)) received during adjournment of the Senate on October 21, 2016; to the Committee on Commerce, Science, and Transportation.

EC-7379. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled “Airworthiness Directives; General Electric Company Turbofan Engines” ((RIN2120-AA64) (Docket No. FAA-2016-3872)) received during adjournment of the Senate on October 21, 2016; to the Committee on Commerce, Science, and Transportation.

EC-7380. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled “Airworthiness Directives; Bell Helicopter Textron Canada Helicopters” ((RIN2120-AA64) (Docket No. FAA-2016-6551)) received during adjournment of the Senate on October 21, 2016; to the Committee on Commerce, Science, and Transportation.

EC-7381. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled “Airworthiness Directives; Airbus Helicopters” ((RIN2120-AA64) (Docket No. FAA-2016-9158)) received during adjournment of the Senate on October 13, 2016; to the Committee on Commerce, Science, and Transportation.

EC-7382. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled “Airworthiness Directives; Airbus Helicopters” ((RIN2120-AA64) (Docket No. FAA-2016-6418)) received during adjournment of the Senate on October 21, 2016; to the Committee on Commerce, Science, and Transportation.

EC-7383. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled “Airworthiness Directives; The Boeing Company Airplanes” ((RIN2120-AA64) (Docket No. FAA-2016-9116)) received during adjournment of the Senate on October 13, 2016; to the Committee on Commerce, Science, and Transportation.

EC-7384. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled “Airworthiness Directives; Airbus Helicopters” ((RIN2120-AA64) (Docket No. FAA-2016-9158)) received during adjournment of the Senate on October 13, 2016; to the Committee on Commerce, Science, and Transportation.

EC-7385. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled “Airworthiness Directives; General Electric Company Turbofan Engines” ((RIN2120-AA64) (Docket No. FAA-2016-3872)) received during adjournment of the Senate on October 21, 2016; to the Committee on Commerce, Science, and Transportation.

EC-7386. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled “Airworthiness Directives; REIMS AVIATION S.A. Airplanes” ((RIN2120-AA64) (Docket No. FAA-2016-3987)) received during adjournment of the Senate on October 13, 2016; to the Committee on Commerce, Science, and Transportation.

EC-7387. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled “Airworthiness Directives; Airbus Helicopters” ((RIN2120-AA64) (Docket No. FAA-2016-9158)) received during adjournment of the Senate on October 13, 2016; to the Committee on Commerce, Science, and Transportation.

EC-7388. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled “Airworthiness Directives; The Boeing Company Airplanes” ((RIN2120-AA64) (Docket No. FAA-2016-3701)) received during adjournment of the Senate on October 21, 2016; to the Committee on Commerce, Science, and Transportation.

EC-7389. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled “Airworthiness Directives; REIMS AVIATION S.A. Airplanes” ((RIN2120-AA64) (Docket No. FAA-2016-3987)) received during adjournment of the Senate on October 13, 2016; to the Committee on Commerce, Science, and Transportation.

EC-7390. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled “Airworthiness Directives; The Boeing Company Airplanes” ((RIN2120-AA64) (Docket No. FAA-2016-9025)) received during adjournment of the Senate on October 21, 2016; to the Committee on Commerce, Science, and Transportation.

EC-7391. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled “Airworthiness Directives; The Boeing Company Airplanes” ((RIN2120-AA64) (Docket No. FAA-2016-10959)) received during adjournment of the Senate on October 13, 2016; to the Committee on Commerce, Science, and Transportation.

PETITIONS AND MEMORANDALS

The following petitions and memorials were laid before the Senate and were referred or ordered to lie on the table as indicated:

POM-298. A resolution adopted by the Senate of the State of Texas expressing support for the study and regulation of modern agricultural technologies and expressing opposition to regulatory action that results in unnecessary restrictions on the use of modern agricultural technologies; to the Committee on Agriculture, Nutrition, and Forestry.

SENATE RESOLUTION NO. 642

Whereas, A sustainable agricultural system is critical to the production of food, feed, and fiber to meet both domestic and global demand; and
Therefore, be it resolved, That the Senate of the State of Texas, the agriculture and food production industries employ precision farming equipment, protection chemicals, genetic engineering or enhancement of modern technologies; such advanced practices protect the safety of the public an environmental impact while expanding yields improving profitability, and ensuring an abundant and affordable supply; and
Whereas, Agricultural pests present significant dangers to the industry and to global supplies of the products, they attack; accordingly, the environmental risks of foregoing advances in agricultural technologies that protect crops are severe; excessive regulation may scuttle or discourage the use of agricultural chemicals that could improve human welfare;
Whereas, Crop protection is among the most studied and highly regulated of all industries, at both the state and federal levels; the use of sound science should be the bedrock for risk management for agriculture and food production industries, as these industries are critical to the economic vitality of Texas and the United States; now, therefore, be it
Resolved, That the Senate of the State of Texas, 84th Legislature, hereby express support for the use of science to study and regulate such modern agricultural technologies as crop protection chemicals, genetically engineered or enhanced traits, and nutrients; and, be it further
Resolved, That the Senate of the State of Texas, 84th Legislature, hereby express opposition to legislative or regulatory action at any level that may result in unnecessary restrictions on the use of modern agricultural technologies; and, be it further
Resolved, That the Senate of the Texas delegation to Congress with the request that this resolution be entered in the Congressional Record as a memorial to the Congress of the United States of America.

POM-299. A concurrent resolution adopted by the Legislature of the State of Louisiana
memorializing the United States Congress to take such actions as are necessary to rectify the revenue sharing inequalities between coastal and interior energy producing states; to the Committee on Energy and Natural Resources.

House Concurrent Resolution No. 66

Whereas, since 1920, interior states have been allowed to keep fifty percent of the oil, gas, and revenues derived from oil and gas production in their states from mineral production on federal lands within their borders, including royalties, severances, and bonuses; and

Whereas, coastal states with onshore and offshore oil and gas production face inequities under the federal energy policies because coastal states have no say or vote on the side to this same level of revenue sharing partnership with the federal government; and

Whereas, coastal energy producing states have a limited partnership with the federal government that provides for them to retain very little revenue generated from their offshore energy production, energy that is produced for use throughout the nation; and

Whereas, in 2006 congress passed the Gulf of Mexico Energy Security Act (GOMESA) that for the first time gives coastal states a stake in energy assets that call for a sharing of thirty-seven and five tenths percent of coastal production revenues with four gulf states with a cap of five hundred million dollars per year; and

Whereas, the Fixing America's Inequities with Revenues (FAIR) Act would have addressed suffered by coastal oil and gas producing states by accelerating the implementation of GOMESA as well as by gradually lifting all revenue sharing caps but the legislation died with the close of the previous congress; and

Whereas, with the state and its offshore waters taken alone, Louisiana is the ninth largest state in the United States in 2014 while including offshore oil from federal waters, it was the second largest oil producer in the country; and when taken alone Louisiana was the fourth largest producer of oil in the United States in 2013 while including the Gulf of Mexico waters, it was the second largest producer in the United States; and

Whereas, with nineteen operating refineries in the state, Louisiana was second only to Texas in 2014 in both total refining capacity and operating refinery capacity, accounting for nearly one-fifth of the nation’s total refining capacity; and

Whereas, Louisiana’s contributions to the United States Strategic Petroleum Reserve with two facilities located in the state consisting of twenty-nine caverns capable of holding nearly three hundred million barrels of crude oil; and

Whereas, with three onshore liquefied natural gas facilities, more than any other state in the United States, Louisiana Offshore Oil Port, the nation’s only deepwater oil port, Louisiana plays an essential role in the movement of natural gas from the United States to Canada’s region to markets throughout the country; and

Whereas, it is apparent that Louisiana plays a significant role in supplying the nation with energy and it is vital to the security of our nation’s energy supply, roles that should be recognized and compensated at an appropriate revenue sharing level; and

Whereas, the majority of the oil and gas production from the Gulf of Mexico enters the United States through coastal Louisiana with the infrastructure necessary to receive and transport such production, infrastructure that has for many decades damaged the coastal areas of Louisiana, an impact that cannot be compensated through appropriate revenue sharing with the federal government; and

Whereas, because Louisiana is losing more coastal wetlands than any other state in the country, in 2006 the people of Louisiana overwhelmingly approved a constitutional amendment dedicating revenues received from Outer Continental Shelf oil and gas activity to the Coastal Protection and Restoration Fund for the purposes of coastal protection, including, but not limited to, coastal restoration, hurricane protection, and infrastructure directly impacted by coastal wetland losses; and

Whereas, the state of Louisiana has developed a science-based “Comprehensive Master Plan for a Sustainable Coast” which identifies and prioritizes the most efficient and effective projects that protect the state’s critical coastal protection and restoration needs; and

 Whereas, the Coastal Protection and Restoration Authority is making great progress implementing the projects in the “Comprehensive Master Plan for a Sustainable Coast” with all available funding, projects that are essential to the protection of the infrastructure that is critical to the energy needs of the United States; and

Whereas, in order to properly compensate the coastal states for infrastructure demands that result from production of energy and fuels that heat and cool the nation’s homes, thereby addressing the nation’s transportation needs, revenue sharing for coastal states needs to be at the same rate as interior states that produce oil, gas, and coal. Therefore, be it

Resolved That the Legislature of Louisiana does hereby memorialize the United States Congress to take such actions as are necessary to amend the Gulf of Mexico Energy Security Act (GOMESA) to provide for a fifty percent revenue sharing between coastal and interior energy producing states. Therefore, be it

Resolved That a copy of this Resolution be transmitted to the presiding officers of the Senate and the House of Representatives of the Congress of the United States of America and to each member of the Louisiana congressional delegation.

POM-210. A resolution adopted by the Legislative of the Commonwealth of Massachusetts supporting the friendship between Massachusetts and Taiwan in the international community; to the Committee on Foreign Relations.

Whereas, the Commonwealth exported $825 million in goods to Taiwan in 2006; and

Whereas, the Commonwealth has enjoyed a close friendship with Taiwan, marked by strong bilateral trade, educational, and cultural exchange, robust project development and tourism; and

Whereas, Massachusetts and Taiwan share an important relationship supported by the Commonwealth, democracy, rule of law and a free market economy; and

Whereas, President Ma Ying-Jeou has worked to uphold democratic principles in Taiwan, and Taiwan’s more than 23 million people, promote Taiwan’s international standing and improve relations between the United States and Taiwan; and

Whereas, the Commonwealth has a strong commitment to the protection of human rights and the United States has participated in the Universal Declaration of Human Rights, the Convention on the Prevention and Punishment of the Crime of Genocide, and has attended the International Civil Aviation Organization, ICAO, as a special guest since 2013; and

Whereas, Taiwan is committed to ICAO standards and seeks to expand its meaningful participation in the ICAO including attending technical and regional meetings and related activities; and

Whereas, Taiwan strives to be included in the work of the United Nations Framework Convention on Climate Change, and has expressed a keen interest in the global effort to address climate change; Now therefore be it,

Resolved, That the Massachusetts General Assembly, by reaffirming the relationship between the Commonwealth and Taiwan; and be it further

Resolved, That a copy of these resolutions be transmitted forthwith to the Clerk of the Senate to the President of the United States, to the Presiding Officer of each branch of Congress and the members thereof from the Commonwealth, to the Honorable Charles D. Baker, Governor of the Commonwealth, to the Honorable Ma Ying-Jeou, President of Taiwan and Scott Lai, Director-General of the Taipei Economic and Cultural Office in the city of Boston.

POM-211. A joint resolution adopted by the General Assembly of the State of Colorado concerning atrocities against Christians and other ethnic and religious minorities; to the Committee on Foreign Relations.

Whereas, the Commonwealth has support or commit atrocities against Christians and other ethnic and religious minorities, including Yezidis, Turkmen, Sabeen-Mandeens, Kurds, Shi’a, and Kurfur; to the extent that they specifically for ethnic or religious reasons, intend to exterminate or to force the migration or submission of anyone who does not share their views concerning religion; and

Whereas, Christians and other ethnic and religious minorities have been an integral part of the cultural fabric of the Middle East for millennia; and

Whereas, Christians and other ethnic and religious minorities have been murdered, tortured, forced to convert, and have suffered grievous bodily and psychological harm, including sexual enslavement and abuse, inflicted in a deliberate and calculated manner under the laws of their respective nations, the laws of war, laws and treaties forbidding crimes against humanity, and the United Nations Convention on the Prevention and Punishment of the Crime of Genocide, signed in Paris on December 9, 1948 (the Convention); and

Whereas, these atrocities are undertaken with the specific intent to exterminate or to force the eradication and displacement of their communities and the destruction of their cultural heritage in violation of local laws, the laws of war, and treaties that punish crimes against humanity, and the Convention; and

Resolved, That a copy of these resolutions be transmitted forthwith to the Clerk of the Senate to the President of the United States while the United States is Taiwan’s largest foreign investor; and

Whereas, Taiwan has been a member of the United Nations Voting Observer Program since November 1, 2012, reflecting the cooperation between the United States and Taiwan and making travel for business and tourism more convenient; and

Whereas, Taiwan has made significant contributions toward peace in the region through discussions regarding the use of renewable energy in the surrounding area; and

Whereas, Taiwan is a key transport hub in the Asia-Pacific region and has jurisdiction over the 176,000 square nautical miles of the Taiwan Strait. Taiwan has attended the International Civil Aviation Organization, ICAO, as a special guest since 2013; and

Whereas, Taiwan is committed to ICAO standards and seeks to expand its meaningful participation in the ICAO including attending technical and regional meetings and related activities; and

Whereas, Taiwan strives to be included in the work of the United Nations Framework Convention on Climate Change, and has expressed a keen interest in the global effort to address climate change; Now therefore be it,

Resolved, That the Massachusetts General Assembly, by reaffirming the relationship between the Commonwealth and Taiwan; and be it further

Resolved, That a copy of these resolutions be transmitted forthwith to the Clerk of the Senate to the President of the United States, to the Presiding Officer of each branch of Congress and the members thereof from the Commonwealth, to the Honorable Charles D. Baker, Governor of the Commonwealth, to the Honorable Ma Ying-Jeou, President of Taiwan and Scott Lai, Director-General of the Taipei Economic and Cultural Office in the city of Boston.

Resolved, That a copy of these resolutions be transmitted forthwith to the Clerk of the Senate to the President of the United States, to the Presiding Officer of each branch of Congress and the members thereof from the Commonwealth, to the Honorable Charles D. Baker, Governor of the Commonwealth, to the Honorable Ma Ying-Jeou, President of Taiwan and Scott Lai, Director-General of the Taipei Economic and Cultural Office in the city of Boston.

POM-210. A resolution adopted by the Legislative of the Commonwealth of Massachusetts supporting the friendship between Massachusetts and Taiwan in the international community; to the Committee on Foreign Relations.

Whereas, the state of Louisiana has developed a science-based “Comprehensive Master Plan for a Sustainable Coast” which identifies and prioritizes the most efficient and effective projects that protect the state’s critical coastal protection and restoration needs; and

Resolved That the Legislature of Louisiana does hereby memorialize the United States Congress to take such actions as are necessary to amend the Gulf of Mexico Energy Security Act (GOMESA) to provide for a fifty percent revenue sharing between coastal and interior energy producing states. Therefore, be it

Resolved That a copy of this Resolution be transmitted to the presiding officers of the Senate and the House of Representatives of the Congress of the United States of America and to each member of the Louisiana congressional delegation.

POM-210. A resolution adopted by the Legislative of the Commonwealth of Massachusetts supporting the friendship between Massachusetts and Taiwan in the international community; to the Committee on Foreign Relations.

Resolved, That a copy of these resolutions be transmitted forthwith to the Clerk of the Senate to the President of the United States, to the Presiding Officer of each branch of Congress and the members thereof from the Commonwealth, to the Honorable Charles D. Baker, Governor of the Commonwealth, to the Honorable Ma Ying-Jeou, President of Taiwan and Scott Lai, Director-General of the Taipei Economic and Cultural Office in the city of Boston.
 Whereas, Local, national, and international laws and treaties, as well as the Convention, condemn murder, massacre, forced migration, extrajudicial punishment, kidnapping, slavery, human trafficking, torture, rape, and persecution of individuals based upon their religion, and these crimes shall be punished, whether they are committed by constitutionally responsible rulers, public officials, or private individuals; and

Whereas, Article I of the Convention and international and local laws confirm that genocide and crimes against humanity, whether committed in time of peace or in time of war, are crimes that governmental authorities are obligated to prevent and to punish; and

Whereas, Article II of the Convention declares that “genocide means any of the following acts committed with intent to destroy, in whole or in part, a national, ethnic, racial or religious group, as such: (a) Killing members of the group; (b) Causing severe bodily or mental harm to members of the group; (c) Deliberately inflicting on the group conditions of life calculated to bring about its physical destruction in whole or in part; (d) Imposing measures intended to prevent births within the group; and (e) Forcibly transferring children of the group to another national, ethnic, racial or religious group.”

Whereas, Article III of the Convention affirms that “the following acts shall be punishable: (a) Genocide; (b) Conspiracy to commit genocide; (c) Direct and public incitement to commit genocide; (d) Attempt to commit genocide; and (e) Complicity in genocide”; and

Whereas, Attacks on Yazidis included the mass killing of men and boys and the enslavement and forcible transfer of women and children; and

Whereas, On July 10, 2015, Pope Francis, Supreme Pontiff of the Roman Catholic Church, declared that Middle Eastern Christians are facing genocide, a reality that must be “denounced”, and that “[i]n this third millennium, we are faced with a challenge piecemeal, which we are now experiencing, a form of genocide is taking place, and it must end”; now, therefore, Be It

Resolved by the House of Representatives of the Seventieth General Assembly of the State of Colorado, the Senate concurring herein:

That we, the members of the General Assembly, find that:

(1) The atrocities committed against Christians and other ethnic and religious minorities who are specifically targeted for religious reasons constitute, and are hereby declared to be, crimes against humanity and genocide; and

(2) Each of the contracting parties to the United Nations Convention on the Prevention and Punishment of the Crime of Genocide, as well as to other international agreements forbidding war crimes and crimes against humanity, particularly the governments of countries and territories who are in any way supporting these crimes, are reminded of their legal obligations under the Convention and those international agreements; and

(3) Unless and until an international body should call the atrocities being committed in the name of religion by their rightful names—‘‘crimes against humanity’’, ‘‘war crimes’’, and ‘‘genocide’’; and

(4) The United Nations and the United Nations Secretary-General should assert leadership by calling the atrocities being committed in these places by their rightful names—‘‘war crimes’’, ‘‘crimes against humanity’’, and ‘‘genocide’’; and

(5) The member states of the United Nations, with an urgent appeal to the Arab States that wish to uphold religious freedom, tolerance, and justice:

(A) Should support this resolution;

(B) Should collaborate on measures to prevent further war crimes, crimes against humanity, and genocide; and

(C) Should collaborate on the establishment and operation of domestic, regional, and international tribunals to punish those responsible for the ongoing crimes; and

(6) The governments of the Kurdistan Region of Iraq, the Hashemite Kingdom of Jordan, the Lebanese Republic, and other countries, including Turkey, Greece, the United States of America, and the member states of the European Union, are commended for having sheltered and protected those fleeing the violence of ISIS, and for bringing other extremists until they can safely return to their homes in Iraq and Syria; and

(7) All those who force the migration of religious groups and protected peoples and who commit war crimes, crimes against humanity, and genocide; and

(8) Those who force the migration of religious groups and protected peoples and who commit war crimes, crimes against humanity, and genocide.

POM–213. A resolution adopted by the Legislature of the State of Oklahoma urging the Congress of the United States, pursuant to Article V of the United States Constitution, to call a convention of the states for the purpose of proposing amendments to the United States Constitution relating to the balancing the federal budget, imposing fiscal restraints on the federal government, limiting the power of the federal government, and limiting the terms of office for its officials and for members of Congress; to the Committee on the Judiciary.

Whereas, the founders of the Constitution of the United States, when the enactment of Article V, empowered state legislators to be guardians of liberty against future abuses of power by the federal government; and whereas, the federal government has created a crushing national debt through improper and imprudent spending; and whereas, the federal government has invaded the legitimate roles of the states through the manipulative process of federal mandates, most of which are unfunded to a great extent; and whereas, the federal government has ceased to live under a proper interpretation of the Constitution of the United States; and whereas, it is the solemn duty of the states to protect the liberty of our people, particularly for the generations to come, by proposing amendments to the Constitution of the United States under Article V of the United States Constitution to place clear restraints on these and related abuses of power; and whereas, the citizens of the State of Oklahoma believe that it is in the best interest of the people of the United States to amend the United States Constitution in order to adopt a balanced budget amendment and to address the areas of overreach of the federal government; and whereas, as early as 1976, the Thirty-fifth Oklahoma Legislature, prescribing Joint Resolution No. 109, calling for an Article V Convention for the purpose of preparing and submitting to the states an amendment ‘‘requiring in the absence of a national emergency that the total of all federal appropriations made by the Congress for any fiscal year may not exceed the total of all estimated federal revenue for that fiscal year’’; and whereas, the Thirty-fifth Oklahoma Legislature acknowledged in House Joint Resolution No. 109 the citizen duty to amend the Constitution of the United States, through the enactment of federal balanced budget amendment with the prophetic statement ‘‘believing that fiscal irresponsibility at the federal level, with the increasing national debt, is the greatest threat which faces our nation, we firmly believe that constitutional restraint
is necessary to bring the fiscal discipline needed to restore fiscal responsibility"; and

Whereas, pursuant to the provisions of Article V of the Constitution of the United States, the President and the Congress, by request of the legislatures of the States, have the power to provide for a convention to propose amendments; now, therefore, be it

Resolved, That the Senate and the House of Representatives of the 2nd Session of the 55th Oklahoma Legislature:

Section 1. The Oklahoma Legislature hereby makes applications to Congress, under the provisions of Article V of the Constitution of the United States. The first such application is set forth in Sections 2 through 9 of this resolution. The second such application is set forth in Sections 6 through 9 of this resolution.

Section 2. The Oklahoma Legislature hereby applies to Congress, under the provisions of Article V of the Constitution of the United States, for the calling of a convention of the states limited to proposing an amendment to the Constitution of the United States requiring that in the absence of a national emergency the total of all federal appropriations for a fiscal year may not exceed the total of all estimated federal revenues for that fiscal year, together with any related and appropriate fiscal restraints.

Section 3. The Secretary of State is hereby directed to transmit copies of this application to the President and Secretary of the United States Senate, the Speaker and Clerk of the United States House of Representatives and members of the United States Senate and Representatives of the several states, including but not limited to, previously adopted applications from Alabama, Alaska, Arkansas, Colorado, Delaware, Florida, Georgia, Indiana, Iowa, Kansas, Louisiana, Maryland, Michigan, Mississippi, Missouri, Nebraska, Nevada, New Hampshire, New Mexico, North Carolina, North Dakota, Ohio, Pennsylvania, South Dakota, Tennessee, Texas, Utah and West Virginia; and this application shall be transmitted to the presiding officers of the several legislative houses in the several states, requesting their cooperation.

Section 4. This application constitutes a continuing application in accordance with Article V of the Constitution of the United States until the legislatures of at least two-thirds (2⁄3) of the several states have made applications on the same subject, or until December 31, 2023, whichever occurs earlier.

POM-214. A resolution adopted by the Mayor and City Commission of the City of Miami Beach, Florida, urging the United States Food and Drug Administration (FDA) to repeal its prohibition on men who have had sex with men within 12 months from donating blood; to the Committee on Health, Education, Labor, and Pensions.

POM-215. A bill, the Oklahoma repealed provisions could be a citizen of the United States relative to an amendment to the United States Constitution; to the Committee on the Judiciary.

REPORTS OF COMMITTEES DURING ADJOURNMENT

Under the authority of the order of the Senate of September 29, 2016, the following reports of committees were submitted on October 27, 2016:

By Mr. JOHNSON, from the Committee on Homeland Security and Governmental Affairs, with an amendment in the nature of a substitute:

S. 2158. A bill to authorize the Secretary of Homeland Security to establish university labs for student-developed technology-based solutions for countering online recruitment of violent extremists (Rept. No. 114-365).

S. 1326. A bill to amend title 10 and title 41, United States Code, to improve the manner in which federal veterans' benefits, including burial, construction, and design services are awarded, to prohibit the use of reverse auctions for design and construction services procurements, to amend title 31, United States Code, to improve the payment protections available to construction contractors, subcontractors, and suppliers for work performed, and for other purposes (Rept. No. 114-366).

By Mr. THUNE, from the Committee on Commerce, Science, and Transportation, without amendment:

S. 1717. A bill to amend title 46, United States Code, to exempt old vessels that only operate within inland waterways from the fire-retardant materials requirement if the owner demonstrates that the vessel is equipped with fire protection that meets the requirements of the United States Code, to exempt old vessels that only operate within the Great Lakes basin from the fire-retardant materials requirement (Rept. No. 114-367).

S. 1916. A bill to include skilled nursing facilities as a type of health care provider under section 258(h) of the Communications Act of 1934 (Reps. No. 114-368), to modify the structural alterations to at least 10 percent of the areas of the vessels that are not constructed of fire-retardant materials (Rept. No. 114-367).

S. 2325. A bill to require the Secretary of Commerce, acting through the Administrator of the National Oceanic and Atmospheric Administration, to establish a program to provide a digital information platform capable of efficiently integrating coastal data with decision-support tools, training, and best practices and to support collection of priority coastal geospatial data to inform and improve local, regional, and Federal capabilities to manage the coastal region, and for other purposes (Rept. No. 114-369).

S. 1503. A bill to require certain reports related to the Internet Assigned Numbers Authority stewardship transition.

REPORTS OF COMMITTEES

The following reports of committees were submitted:

By Mr. THUNE, from the Committee on Commerce, Science, and Transportation, without amendment:


By Mr. THUNE, from the Committee on Commerce, Science, and Transportation, with an amendment in the nature of a substitute:

S. 2219. A bill to require the Secretary of Commerce to conduct an assessment and analysis of the outdoor recreation economy of the United States, and for other purposes (Rept. No. 114-371).

S. 3966. A bill to provide a deadline for compliance with an alternate safety compliance program and for other purposes (Rept. No. 114-372).

By Mr. BARRASSO, from the Committee on Indian Affairs, without amendment:

S. 2564. A bill to modernize prior legislation relating to Dine College (Rept. No. 114-373).

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

The following bills and joint resolutions were introduced, read the first and second times by unanimous consent, and referred as indicated:

By Ms. STABENOW (for herself and Mr. PETERS):

S. 2. A bill to authorize the award of the Medal of Honor to James C. McLaughlin for acts of valor during the Vietnam War; to the Committee on Armed Services.

By Mrs. CAPITO:

S. 3. A bill to amend the Internal Revenue Code of 1986 to provide additional new markets tax credits for distressed coal communities; to the Committee on Finance.

By Mr. HOOGZAN (for himself, Mr. DONNELLY, Mrs. CAPITO, Mr. COTTON, Mr. KING, Mr. TILLIS, Mr. WICKER, Mr. KIRK, Ms. AYOTTE, Mr. INHOFE, Mr. HATCH, and Mr. B univers):

S.J. Res. 40. A joint resolution approving the location of a memorial to commemorate and honor the members of the Armed Forces that served on active duty in support of Operation Desert Storm or Operation Desert Shield; to the Committee on Energy and Natural Resources.

By Mrs. BOXER (for herself and Mrs. FEINSTEIN):

S.J. Res. 41. A joint resolution proposing an amendment to the Constitution of the United States to abolish the electoral college and to provide for the direct popular election of the President and Vice President of the United States; to the Committee on the Judiciary.

ADDITIONAL COSPONSORS

S. 217

At the request of Mr. BLUMENTHAL, the name of the Senator from Maine...
At the request of Mr. Brown, the name of the Senator from Minnesota (Mr. Franken) was added as a cosponsor of S. 689, a bill to provide protections for certain sports medicine professionals who provide certain medical services in a secondary State.

At the request of Mr. Wyden, the name of the Senator from Oregon (Ms. Klobuchar) was added as a cosponsor of S. 1010, a bill to amend the Securities Exchange Act of 1934 to exempt from registration brokers performing sales conducted in compliance with the rules of the Securities and Exchange Commission.

At the request of Ms. Murray, the name of the Senator from New York (Mrs. Gillibrand) was added as a cosponsor of S. 1392, a bill to provide a woman’s right to determine whether and when to bear a child or end a pregnancy by limiting restrictions on the provision of abortion services.

At the request of Mr. Corker, the name of the Senator from Tennessee (Mr. Cotton) was added as a cosponsor of S. 2275, a bill to amend title 38, United States Code, to provide veterans affected by closures of educational institutions certain relief and restoration of educational benefits, and for other purposes.

At the request of Ms. Baldwin, the name of the Senator from New York (Ms. Gillibrand) was added as a cosponsor of S. 2275, a bill to provide for automatic acquisition of United States citizenship for certain internationally adopted individuals, and for other purposes.

At the request of Ms. Baldwin, the name of the Senator from Wisconsin (Ms. Baldwin) was added as a cosponsor of S. 2275, a bill to amend the National Child Protection Act of 1993 to establish a permanent background check system.

At the request of Mr. Portman, the name of the Senator from Ohio (Mr. Brown) was added as a cosponsor of S. 2275, a bill to amend the National Child Protection Act of 1993 to establish a permanent background check system.
Rhode Island (Mr. WHITEHOUSE) were added as cosponsors of S. 2748, a bill to amend the Public Health Service Act to increase the number of permanent faculty in palliative care at accredited allopathic and osteopathic medical schools, social work schools, and other programs, including physician assistant education programs, to promote education and research in palliative care and hospice, and to support the development of faculty careers in academic palliative medicine.

At the request of Mr. BLUNT, the name of the Senator from Maine (Ms. COLLINS) was added as a cosponsor of S. 2792, a bill to amend the Public Health Service Act to provide for the participation of pediatric subspecialists in the National Health Service Corps program, and for other purposes.

At the request of Mr. JOHNSON, the name of the Senator from Maine (Mr. KING) was added as a cosponsor of S. 2912, a bill to authorize the use of unapproved medical products by patients diagnosed with a terminal illness in accordance with State law, and for other purposes.

At the request of Mr. CASSIDY, the names of the Senator from Maine (Mr. KING) and the Senator from Minnesota (Ms. KLOBUCHAR) were added as cosponsors of S. 2992, a bill to amend the Controlled Substances Act with respect to the provision of emergency medical services.

At the request of Mr. SCHUMER, the names of the Senator from Pennsylvania (Mr. CASEY) and the Senator from Nevada (Mr. REID) were added as cosponsors of S. 2994, a bill to ensure that all individuals who should be prohibited from buying a firearm are listed in the national instant criminal background check system and require a background check for every firearm sale.

At the request of Mr. NELSON, the names of the Senator from Mississippi (Mr. COCHRAN), the Senator from California (Mrs. FEINSTEIN) and the Senator from Maryland (Mr. CARDIN) were added as cosponsors of S. 2997, a bill to require the Secretary of the Treasury to mint commemorative coins in recognition of the 50th anniversary of the first manned landing on the Moon.

At the request of Mr. BLUMENTHAL, the name of the Senator from Minnesota (Ms. KLOBUCHAR), the Senator from Maryland (Mr. CARDIN) and the Senator from Oregon (Mr. WYDEN) were added as cosponsors of S. 3032, a bill to provide for the consideration of energy storage systems by electric utilities as part of a supply side resource process, and for other purposes.

At the request of Mr. SCHUMER, the name of the Senator from Michigan (Mr. TILLIS) was added as a cosponsor of S. 3043, a bill to direct the Secretary of Veterans Affairs to carry out a pilot program establishing a patient self-scheduling appointment system, and for other purposes.

At the request of Mr. PORTMAN, the names of the Senator from Georgia (Mr. ISAKSON) and the Senator from North Carolina (Mr. BURR) were added as cosponsors of S. 3111, a bill to amend the Internal Revenue Code of 1986 to extend the 7.5 percent threshold for the medical expense deduction for individuals age 65 or older.

At the request of Mr. WICKER, the name of the Senator from Iowa (Mr. GRASSLEY) was added as a cosponsor of S. 3115, a bill to amend the Public Health Service Act with respect to a national pediatric research network.

At the request of Mrs. ERNST, the name of the Senator from Louisiana (Mr. CASSIDY) was added as a cosponsor of S. 3124, a bill to require U.S. Immigration and Customs Enforcement to take into custody aliens who have been charged in the United States with a crime that resulted in the death or serious bodily injury of another person, and for other purposes.

At the request of Mr. MARKY, the name of the Senator from Maine (Mr. KING) was added as a cosponsor of S. 3130, a bill to amend title XVIII of the Social Security Act to provide for a permanent Independence at Home medical practice program under the Medicare program.

At the request of Mr. REED, the names of the Senator from Rhode Island (Mr. WHITEHOUSE) and the Senator from New Mexico (Mr. HEINRICH) were added as cosponsors of S. 3162, a bill to provide for the consideration of energy storage systems by electric utilities as part of a supply side resource process, and for other purposes.

At the request of Ms. HEITKAMP, the name of the Senator from Virginia (Mr. WARNER) was added as a cosponsor of S. 3179, a bill to extend the Internal Revenue Code of 1986 to improve and extend the credit for carbon dioxide sequestration.

At the request of Mr. SCHUMER, the name of the Senator from Michigan (Ms. STabenow) was added as a cosponsor of S. 3183, a bill to prohibit the circumvention of control measures used by Internet ticket sellers to ensure equitable consumer access to tickets for any given event, and for other purposes.

At the request of Mr. MCCAIN, the name of the Senator from Georgia (Mr. PERDUE) was added as a cosponsor of S. 3369, a bill to amend title 38, United States Code, to improve the provision of adult day health care services for veterans.

At the request of Ms. MURKOWSKI, the name of the Senator from Utah (Mr. HATCH) was added as a cosponsor of S. 3233, a bill to provide for economic development and access to resources in Alaska, and for other purposes.

At the request of Mr. ENZI, the name of the Senator from Ohio (Mr. PORTMAN) was added as a cosponsor of S. 3240, a bill to prohibit the use of premiums paid to the Pension Benefit Guaranty Corporation as an offset for other Federal spending.

At the request of Mr. REID, the name of the Senator from Hawaii (Ms. HIRONO) was added as a cosponsor of S. 3281, a bill to extend the Iran Sanctions Act of 1996.

At the request of Mr. CORNYN, the name of the Senator from Arkansas (Mr. BOOZMAN) was added as a cosponsor of S. 3295, a bill to authorize the Secretary of Homeland Security to work with cybersecurity consortia for training, and for other purposes.

At the request of Mr. BLUMENTHAL, the name of the Senator from Minnesota (Ms. KLOBUCHAR), the Senator from Maryland (Mr. CARDIN) and the Senator from Oregon (Mr. WYDEN) were added as cosponsors of S. 3301, supra.

At the request of Mr. BLUMENTHAL, the names of the Senator from California (Mrs. FEINSTEIN) and the Senator from Florida (Mr. MENENDEZ) were added as cosponsors of S. 3348, a bill to amend the Federal Election Campaign Act of 1971 to require candidates of major parties for the office of President to disclose recent tax return information.

At the request of Mr. McCAIN, the name of the Senator from Georgia (Mr. PERDUE) was added as a cosponsor of S. 3369, a bill to amend section 2709 of title 18, United States Code, to clarify that the Government may obtain a specified set of electronic communication transactional records under that section, and to make permanent the
authority for individual terrorists to be treated as agents of foreign powers under the Foreign Intelligence Surveillance Act of 1978.

S. 3371

At the request of Mr. WYDEN, the name of the Senator from Hawaii (Mr. SCHATZ) was added as a cosponsor of S. 3371, a bill to amend titles II, XVIII, and XIX of the Social Security Act to improve the affordability and enrollment procedures of the Medicare program, and for other purposes.

S. 3391

At the request of Mr. REED, the name of the Senator from Michigan (Ms. STABENOW) was added as a cosponsor of S. 3391, a bill to reauthorize the Museum and Library Services Act.

S. 3421

At the request of Mr. BLUMENTHAL, the name of the Senator from Hawaii (Mr. SCHATZ) was added as a cosponsor of S. 3421, a bill to require air carriers to provide all flight attendants with scheduled rest periods of at least 10 consecutive hours between duty periods and to comply with fatigue management plans for flight attendants that have been approved by the Federal Aviation Administration.

S. 3431

At the request of Mrs. GILLIBRAND, the name of the Senator from Maine (Ms. COLLINS) was added as a cosponsor of S. 3431, a bill to coordinate and advance fluorescence research activities at the National Institutes of Health, and for other purposes.

S. 3436

At the request of Mr. RUBIO, the names of the Senator from Montana (Mr. DAINES) and the Senator from Kansas (Mr. ROBERTS) were added as cosponsors of S. 3436, a bill to prevent proposed regulations relating to restrictions on liquidation of an interest with respect to estate, gift, and generation-skipping transfer taxes from taking effect.

S. 3441

At the request of Mrs. GILLIBRAND, the names of the Senator from Connecticut (Mr. BLUMENTHAL) and the Senator from Florida (Mr. RUBIO) were added as cosponsors of S. 3441, a bill to provide for the vacating of certain convictions and the release of certain arrestees, victims of human trafficking.

S. 3464

At the request of Mr. ALEXANDER, the name of the Senator from Maine (Mr. KING) was added as a cosponsor of S. 3464, a bill to provide incremental increases to the salary threshold for exemptions for executive, administrative, professional, outside sales, and computer employees under the Fair Labor Standards Act of 1938, and for other purposes.

S. RES. 597

At the request of Mr. RUBIO, the name of the Senator from Georgia (Mr. PERDUE) was added as a cosponsor of S. Res. 537, a resolution expressing pro-

found concern about the ongoing political, economic, social and humanitarian crisis in Venezuela, urging the release of political prisoners, and calling for respect of constitutional and democratic processes.

S. RES. 590

At the request of Mr. WYDEN, the names of the Senator from Maryland (Mr. CARDIN), the Senator from Virginia (Mr. KAINES), the Senator from Massachusetts (Mr. MARKET), the Senator from Hawaii (Mr. SCHATZ) and the Senator from Rhode Island (Mr. WHITEHOUSE) were added as cosponsors of S. Res. 590, a resolution commemorating 100 years of health care services provided by Planned Parenthood.

S. RES. 612

At the request of Mr. REED, the name of the Senator from New Hampshire (Mrs. SHAHEEN) was added as a cosponsor of S. Res. 612, a resolution recognizing the Weatherization Assistance Program during its 40th anniversary year for its history of reducing the energy costs of families with low incomes, making lower-income households healthier and more positively impacting the environment, and supporting jobs and new technology.

AUTHORITY FOR COMMITTEES TO MEET
COMMITTEE ON ENVIRONMENT AND PUBLIC WORKS

Mr. MCCONNELL. Mr. President, I ask unanimous consent that the Committee on Environment and Public Works be authorized to meet during the session of the Senate on November 15, 2016, at 5:30 p.m., in the President’s Room of the Capitol.

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

NOTICE: REGISTRATION OF MASS MAILINGS

The filing date for the 2016 third quarter Mass Mailing report is Tuesday, October 25, 2016. An electronic option is available on Webster that will allow forms to be submitted via a fillable pdf document. If your office did no mass mailings during this period, please submit a form that states "none." Mass mailing registrations or negative reports can be submitted electronically or delivered to the Senate Office of Public Records, 232 Hart Building, Washington, D.C. 20510-7116.

The Senate Office of Public Records is open from 9:00 a.m. to 5:00 p.m. For further information, please contact the Senate Office of Public Records at (202) 224-0322.

NOTICE OF ADOPTED RULEMAKING

Mr. HATCH. Mr. President, I ask unanimous consent that the attached documentation from the Office of Compliance be printed in the RECORD.

There being no objection, the material was ordered to be printed in the RECORD, as follows:


HON. ORIN G. HATCH, President Pro Tempore of the U.S. Senate, Washington, DC.

DEAR MR. PRESIDENT: Section 305 of the Congressional Accountability Act of 1995 (CAA), 2 U.S.C. 1383, requires that, with regard to the amendment of the rules governing the procedures of the Office, the Executive Director “shall, subject to the approval of the Board of Directors, amend the procedures of the Office . . . ” and “[u]pon adopting rules . . . shall transmit notice of such action together with a copy of such rules to the Speaker of the House of Representatives and the President pro tempore of the Senate for publication in the Congressional Record on the first day of which both Houses are in session following such transmittal.”

Having published a general notice of proposed rulemaking in the Congressional Record on September 9, 2014, provided a comment period of at least 30 days after publication of such notice, and obtained the approval of the Board of Directors for the adoption of these rules as required by Section 303(a) (b) of the CAA, 2 U.S.C. 1383(a) and (b), I am transmitting the attached Amendments to the Procedural Rules of the Office of Compliance to the President Pro Tempore of the United States Senate for publication in the Senate section of the Congressional Record on the first day on which both Houses are in session following the receipt of this transmittal. In accordance with Section 303(b) of the CAA, these amendments to the Procedural Rules shall be considered issued by the Executive Director and in effect as of the date on which they are published in the Congressional Record.

Any inquiries regarding this notice should be addressed to Barbara J. Sapin, Executive Director of the Office of Compliance, Room LA-200, 110 2nd Street, S.E., Washington, DC 20540.

Sincerely, Barbara J. Sapin, Executive Director of the Office of Compliance.

FROM THE EXECUTIVE DIRECTOR OF THE OFFICE OF COMPLIANCE

NOTICE OF ADOPTED RULEMAKING (“NARM”).


INTRODUCTORY STATEMENT

On September 9, 2014, a Notice of Proposed Amendments to the Procedural Rules of the Office of Compliance (“Office” or “OJC”), as amended in June 2004 (“2004 Procedural Rules” or “2004 Rules”) was published in the Congressional Record at S5437, and H7372. As required under the Congressional Accountability Act of 1995 (“Act”) at section 305(b) (2 U.S.C. 1383(b)), a 30 day period for comments from interested parties followed. In response to the Notice of Proposed Rulemaking, the Office received a number of comments regarding the proposed amendments. Specifically, the Office received comments from the Committee on House Administration, the Office of the Senate Chief Counsel for Employment, the U.S. Capitol Police, the Architect
of the Capitol, and the U.S. Capitol Police Labor Committee.

The Executive Director and the Board of Directors of the Office of Compliance have reviewed all comments received regarding the Notice, have made certain additional changes to the proposed amendments in response thereto, and herewith issue the final Amended Procedural Rules (Rules) as authorized by section 303(b) of the Act, which states in part: “Rules shall be considered issued by the Executive Director as of the date of publication in the Congressional Record.” See 2 U.S.C. 1383(b).

These Procedural Rules of the Office of Compliance may be found on the Office's web site (www.compliance.gov).

Supplementary Information: The Congressional Accountability Act of 1995 (CAA), PL 104-1, was enacted into law on January 24, 1996. The CAA applies the rights and protections of 13 federal labor and employment statutes to covered employees and employing offices within the Legislative Branch of Government. Section 301 of the CAA (2 U.S.C. 1381) established the Office of Compliance as an independent office within that Branch. Under the CAA, the OOC is an independent, non-oversight office, and is pro-

Under Proposed Rule section 1.03(a)(4), commenters noted that there was ambiguity regarding email time display and one comment proposed the addition of a new rule requiring prompt acknowledgement of the receipt of an emailed document to ensure that it has been received by the parties.

This is not an unusual situation. Often at the event of a revocation of a designation of representative, one commenter noted that the limitations apply only to a party or its representative from disclosing information obtained in confidential proceedings when it is reasonably necessary to investigate claims, ensure compliance with the Act or with the OOC Board has the discretion to grant a

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party “additional time . . . to allow the party to designate a new representative as consistent with the Act.” The commenters noted that the CAA is a waiver of sovereign immunity that must be strictly construed and that there is no discretion to extend statutory deadlines to give a party time to designate a new representative. Executive Branch employees, as defined by the OOC General Counsel, Mediator, Hearing Officer or OOC Board will ensure that statutory deadlines are observed.

Deletion of the section 1.07 of the 2004 Procedural Rules, the breach of confidentiality provision, generated the most comments. Commenters generally noted that the Proposed Procedural Rules would eliminate the existing process for filing a complaint based on violation of the confidentiality provisions of the CAA. The effect of the proposed rule change would be that, if there was a confidentiality breach, a party could only seek relief under an “agreement” with the Mediator to publicize any statements made during mediation and the language needs the significant qualification that currently exists in section 1.07(d) (“ . . . A participant is free from liability for facts or communications obtained from any source outside of the confidentiality proceedings . . .”). The commenter recommended that the entire language of section 1.07(d) of the 2004 Procedural Rules be retained in the new Rules.

The Office agrees that including the current section 1.07(d) in the Adopted Rules would give appropriate guidance on the contents and records of confidential proceedings.

There were multiple comments concerning the confidentiality provisions in section 1.08 of the Proposed Rules. One such comment indicated that the Office of the Architect of the Capitol v. Cienfuegos, 575 F.3d 699, 713 (D.C. Cir. 2009). The court noted that, “nothing in the CAA suggests Congress intended courts to engage in a mini-trial on the correctness of the CAA. Some commenters requested that the Office provide the employing office with the record for counseling.

Counseling is to be strictly confidential, therefore, the request itself will not be provided to other parties by the Office. As the House of Representatives is noted in Blackmon-Malloy v. U.S. Capitol Police Bd., 575 F.3d 699, 713 (D.C. Cir. 2009), “Congress’s inclusion of provisions requiring the Office to issue written notices of the end of counseling and the end of mediation and whether any damage was in-
substance of compliance with these processes.

One commenter objected to section 1.08(d) of the Proposed Rules, noting that mediators should not be able to discuss substantive matters from mediation with the Office. The commenter submitted that mediators should be permitted to consult with the Office regarding the substance of the mediation violations the principle that "[a] mediation shall be strictly confidential" CAA § 416(b), and is inconsistent with the Office's role as a neutral. Specifically, the commenter points out that as the Office appoints the Hearing Officer to handle the complaint, the Director rules on a number of procedural issues in any subsequent case, and in view of the Office's role in the investigatory and compliance process, allowing the mediator to consult with the Office regarding substantive issues related to the mediation may negatively impact the OOC's neutrality, and/or the perception of the parties that the Office is neutral.

The Office agrees with the commenter that under the CAA, "[a] mediation shall be strictly confidential." CAA § 416(b). The confidentiality provision regarding mediation is further clarified in section 2.04(j) of the Procedures, which provides that the "Office will maintain the confidentiality of the mediation process and the mediator. No individual, who is appointed by the Executive Director, that conducts a hearing conducted under section 405 of the Act with respect to the same matter or shall be subject to subpoena or any other compulsory process with respect to the same matter.

However, the CAA requires both counseling and mediation, in part, to assist employees and employing offices in reaching an early resolution of their disputes. When a neutral mediator believes that consulting with the Office on administrative, procedural, or even substantive matters will expedite and facilitate resolution of the dispute, there is no reason for the mediator not to be able to do that. In fact, the purposes of the counseling and mediation provisions are best served if the Office encourages the mediator to do everything he or she can to expedite resolution of the matter.

Furthermore, because Mediators are barred from serving as Hearing Officers in the same case under CAA section 403(d), there is no chance that a Mediator who consults with the Office on information relevant to a determination that will be binding upon the parties. Section 403(d) of the CAA is designed to inspire confidence in and maintain the investigatory and compliance process by encouraging the parties to be frank and forthcoming, without fear that such information may later be used against them. See, e.g., 41 Cong. Rec. S629 (January 9, 1995). In essence, if the parties know that the mediator will not be involved in investigating or determining the validity of any of the allegations being made, there may be more willing to work cooperatively with the Mediator during the mediation. This is also the theory behind a key of the EEOC's Administrative and Technical Corrections Act of 2015 (PL 114-6), all participants are advised of the confidentiality requirement under section 416 of the CAA. In another conclusion that the waiver provision under section 1.08(e) of the Proposed Rules was not clear and appeared to conflict with the confidentiality requirement under section 416 of the CAA. Where there is a waiver of confidentiality, it is unclear whether a waiver releases all requirements for confidentiality, including making records public in proceedings, waiving the confidentiality requirements of proceedings before a Hearing Officer, and waiving the confidentiality requirement under section 1.08(f). It is important that any waiver be clear as to why it would be permitted despite the language in section 416 of the CAA and how such a waiver affects documents, proceedings, and testimony. The commenter further notes that the language of the waiver does not make clear that all participants must agree to waive confidentiality and should therefore be deleted from the Rules.

The Office agrees that the waiver language in section 1.08(f) of the Proposed Rules is confusing and not as a general waiver. Accordingly, the waiver language has been deleted in the Adopted Rules.

One commenter maintained that the words "should be used" should be deleted and replaced with the word "shall" so that the commenter maintained that the words "should be used" should be deleted and replaced with the wording shall so that the commenter maintained that the wording shall only pertain to the enumerated items.

The Office has decided to leave the language as proposed ("should be used") to provide the most flexibility to the counselor and employee depending on the circumstances of each case.

Additional comments noted that section 2.03(e)(1) of the Proposed Rules was inconsistent with the requirements in section 1.08(d). The commenter noted that, for example, section 2.03(e)(1) provides that "all counseling shall be kept strictly confidential and shall not be subject to discovery." The commenter noted that it is not clear that the Office of Compliance Procedural Rules can control the release of discoverable information in federal district court. Notwithstanding that restriction, section 2.03(e)(1) is inconsistent with the exceptions provided in section 1.08(d) which permits the Office to use information obtained in confidential proceedings when reasonably necessary to investigate claims, secure compliance, or prepare its prosecution or defense.

Additional comments noted that section 2.03(e)(1) of the Proposed Rules would prevent the Office from publishing statistical information regarding CAA proceedings, which is consistent with section 301(h)(3) of the CAA, but the proposed rule would remove this language: "... so long as that statistical information does not reveal the identity of the employees involved or of employing offices that are the subject of a request for counseling." To ensure compliance with section 416 of the CAA, the rule should specify that the Office will not publish this detailed information in its statistical reports.

The Office believes that the CAA's confidentiality requirements found in section 416 of the CAA do not permit the Office to publish information in the manner described in this section.

The Office has created notifications to be provided to participants during all phases of the mediation that are focused on mediation and at hearings, and includes a statement on its request for counseling form advising that "all counseling shall be kept strictly confidential and in alignment with the comment, section 1.08(f) of the Adopted Rules is modified to provide that, "[t]he Executive Director will advise all participants in mediation and hearing at the time they become participants of the confidentiality requirements of this section 416 of the CAA and that the imposition by the Hearing Officer for a violation of those requirements. No sanctions may be imposed except for good cause and the particular facts which must be stated in the sanction order."
of individual employees or employing offices that are the subject of specific requests for counseling.

In addition, by way of clarification, the Office had included a reference in section 2.03(e)(2) of the Adopted Rules to section 416(a) of the CAA indicating that the employee and the Office may agree to waive confidentiality during the mediation process for the purpose of allowing the Office to notify the employing office of the allegations.

Notably, section 2.04(m) of the proposed rules requires the Capitol Police to enter into a Memorandum of Understanding (MOU) to permit an employee to use the Capitol Police for assistance in addressing certain procedural and notification requirements. The OOC believes that the best way to work out notice and follow up details is through a MOU. However, the language does not mandate a MOU, but rather indicates that an MOU would be helpful in addressing administrative and procedural issues that must be worked out should the Executive Director decide to recommend that an employee use an internal process.

Typically, a final decision as to timeliness is up to the Hearing Officer and neither the Office nor the contractor will dismiss a request for mediation where the request may be late. The intent of this amendment was to allow the Office to close the case if a request for mediation was not timely filed and make the decision not to forward for mediation. Because the 15-day time limit in which to file a request for mediation is statutory, the Office lacks authority to create such an extension in its Proposed Procedural Rules.

In section 2.04(b) of the Proposed Rules, language was added to the agreement to mediate that read that the Agreement to Mediate should be that matters are confidential around. Therefore, this language is being deleted from the Adopted Rules as it is unnecessary to modify the language in section 2.04(m) of the Proposed Rules.

There were additional comments to proposed Procedural Rule 2.04(g). Commenters noted that the rule as proposed would grant the Mediator the authority to “specifically request” a party on its behalf to attend a mediation. This is not meant to require permission from the parties when the Office appoints an in-house mediator.

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There were several comments to section 2.04(i) of the Proposed Rules. Commenters noted that when in the mediation is confidential and the statute does not permit the parties, the Mediator, or the OOC to redefine or limit what aspects of the mediation are confidential and the parties. Therefore, this decision to whether a request for mediation has been timely filed is up to the fact finder. In any event, a decision on an issue of equity should still be up to the Hearing Officer to decide.

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The Office received comments on section 2.04(g) related to the procedures by some oversight committees for the purpose of allowing the Mediator to notify the employing office of such House. Because this provision is set forth in the Act, it is not necessary to modify the language in section 2.04(m) of the Proposed Rules.

In the NPRM published on September 9, 2014, the OOC Board also published a NPRM for proposed Procedural Rule 2.04(g). Commenters noted that the notice of the end of mediation was to be sent to the complainant or addenda to the case. However, the language was added to the agreement to mediate that the Mediator may “specifically request” a party to attend a mediation meeting in person and that there was nothing in the CAA that would give a Mediator this authority. As a general rule, Mediators do not “direct” individuals to attend mediation in person, unless the Mediator believes that a specific person’s presence would advance the mediation. However, the Office has revised the language in the Adopted Rules to indicate that the Mediator may “specifically request” a party to attend. This is not meant to re-define what is to be kept confidential during mediation. This is not meant to re-define what is to be kept confidential during mediation.

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an entity whether that language is in the section or not. The General Counsel is not seeking the right to review records that have nothing to do with the inspection. Moreover, whether a corporation is always readily apparent when a record request is first made, and the better course is to avoid misunderstandings and delays in inspection because of a debate over degrees of relatedness.

One commenter suggested inserting the words “to the appropriate employing office” in section 4.02(a) after “the General Counsel is authorized” and before “to enter without delay and at reasonable times, . . .” and argues that the language is from section 8(a) of the OSHA Act. There is no requirement to provide advance notice of an inspection to employing offices but in practice each of the General Counsel is to provide notification well in advance. The employing offices usually provide an escort for access and assistance during the inspection. The General Counsel has even rescheduled an inspection when no escort shows. The General Counsel’s periodic inspection calendars are provided to employing offices at the beginning of each Congress and posted on the OCS’s website.

The same commenter asked the Executive Director to revise section 4.06(a)(1) to reflect the General Counsel’s practice of providing advance notice of an inspection and the scheduling of a pre-inspection opening conference. The commenter argues that the General Counsel provide a copy of the notice of violation to the employing office “no later than at the time of inspection.” The commenter also asked the Executive Director to revise section 4.06(a), which states that advance notice of inspections may not be given except under the situations listed in (a)(1) through (4). The Executive Director agrees that the practice of the General Counsel has defaulted to giving advance notice, as opposed to not giving advance notice. However, flexibility is still needed to inspect without advance notice, usually for exigent circumstances. In such situations, and under the 2004 Procedural Rules, the General Counsel need not first persuade an employing office that the matter falls under an exception to advance notice.

The commenter also suggested that the Executive Director revise section 4.11 on Citations to reflect other processes used by OOC, such as the Serious Deficiency Notice and case reports, adding that the General Counsel has citations and demands that issue de minimis violations. The commenter asked that the General Director change section 4.12 on Imminent Danger to include OOC’s use of the Serious Deficiency Notice, change section 4.14 to require the General Counsel to notify the employing office that it is to face a violation before the General Counsel files a complaint, rather than having the notification be optional, and change section 4.25 on applications for temporary variances requests for modification of Abatement process used by the General Counsel.

The suggested changes regarding notification following a citation, citations, imminent danger, notification before filing a complaint, and applications for temporary variances requests for modification of Abatement, were raised by the beginning not in response to any changes the Executive Director proposed in the NPRM. The Executive Director is therefore reluctant to discuss them without further notification to the appropriate employing office for all stakeholders. While the processes of the General Counsel that have developed since 2004 in these areas are not wholly reflected in the Proposed Rules, they are not inconsistent with the Rules or with the authorities granted to the General Counsel under the CAA. They are examples of how the operational needs of the parties and OOC can be accommodated without first revising the Procedural Rules.

One commenter supported OOC’s effort to balance the OSHA Act, which requires citations to be posted unedited and unre- dacted, with concern over the disclosure of the answers. Consequently, the Executive Director had added the following language to section 4.13(a) on the posting of citations: “When a citation contains security information, the Executive Director, the U.S. Code, section 1979, the General Counsel may edit or redact the security information from the copy of the citation used for posting or make a notice for posting that describes the alleged violation without referencing the security information.” However, the commenter argued that the Executive Director should further and include other security information, such as “sensitive but unclassified” information, and to address how OOC will protect all security information during all stages of the OSHA inspection process. The Executive Director does not believe the Procedural Rules are the place for setting forth OOC’s approach to the procedures for security information. The reference to 2 U.S.C. § 1979 was an effort to use an established definition of security information in the Legislative Branch, rather than leaving it to the OOC to decide what is security information. A document marked as classified or sensitive but unclassified by the classifying or originating entity will be handled accordingly.

SUBPART E—COMPLAINTS

 Kommenters suggested deleting newly proposed language in section 5.01(b)(1) that the Executive Director return a complaint that was filed prematurely, without prejudice. The commenters asserted that the provision is unfair to employing offices, and that the Executive Director is not in the best position to determine what is fair. The commenter also asked the Executive Director to change section 5.03(f)(1) of the Proposed Rules, believing that a direct request for permission to re-file of OOC employees and records in the discovery process, because there is no statutory basis for this evidentiary privilege.

The Executive Director believes that the CAA’s confidentiality requirements found in section 404 of the CAA oblige OOC employees and records in the discovery process, because there is no statutory basis for this evidentiary privilege.

Commenters suggested deleting newly proposed regulations, commenters suggested that a respondent be permitted to file a motion to dismiss in lieu of an answer. They explained that the rule should specify that the Hearing Officer has discretion to allow a respondent to file a motion to dismiss in lieu of an answer. Otherwise, a party will be forced to waste resources responding to a complaint that may be dismissed out of hand by the Hearing Officer’s rule on the motion to dismiss. They conclude that filing a motion to dismiss should suspend the obligation to file an answer.

The Office declines to make this change in the Adopted Rules, believing that a direct response to the allegations is vital, and any party wishing to file a motion to dismiss in lieu of an answer should be required to file a complaint. While a motion to dismiss option was added to the Proposed Procedural Rules because many stakeholders indicated that they would like to see that possibility, the Executive Director did not intend to replace the filing of an answer. When there is no adverse action like a removal or suspension, and the claim involves harm or humiliation, the employing office has no requirement to provide the complainant with the administrative file or information. Commenters feared that the Executive Director might change section 4.03(a)(1) to require the General Counsel to notify the employing office that it has received a complaint, rather than having the notification be optional; and to specify that information, including witness lists and discovery documents, must be provided only if the opposing party within 15 days of a pre-hearing conference. A commenter suggested that this rule places an unfair burden on employing offices who should not be required to turn over witness lists and discovery documents to the Office.

The Office believes that, given the limited time between the filing of a complaint and
opening of the hearing, this requirement should be kept as proposed because it will promote the prompt and fair exchange of information and reduce delay in the proceedings. It should not place a burden on employees of the Office of Compliance, the Hearing Officer, or the hearing parties. It is not reasonable to require that information be disclosed in a timely way. Until a privilege is asserted, the hearing officer should have the most flexibility to make a decision to stay discovery depending on the circumstances of each case.

Section 6.01(d)(1) of the Proposed Rules provides: "A party must make a claim for privilege no later than the due date for the procedural discovery,[88] as evidenced by the date that the party receives notice of a violation, unless the party is instructed to do the opposite by the Hearing Officer. The authority is there-
forward or decline to forward a request for review is not appealable. The Office’s rule permitting the Hearing Officer to determine whether a question should be forwarded to the Board is consistent with judicial practice, and the Board retains discretion whether or not to entertain the appeal. Under 28 USC 1292(b).

When a district judge, in making in a civil action an order not otherwise appealable under this section, shall be of the opinion that such order involves a controlling question of law as to which there is substantial ground for difference of opinion and that an immediate appeal from the order may materially advance the ultimate termination of the litigation, the order shall be stayed pending appeal. The Court of Appeals with which would have jurisdiction of an appeal of such action may thereupon, in its discretion, permit an appeal to be taken from such order, if application is made to it within ten days after the entry of the order: Provided, however, that application for an appeal hereunder shall not stay pending district court unless the district judge or the Court of Appeals or a judge thereof shall so order.

There were several comments on section 7.16(a) of the Proposed Regulations regarding the closing of the record of the hearing. One commenter noted that the OCC should identify what factors or guidance a Hearing Officer requires: the expiration of the time that the record is to remain open and what information is most relevant to creating a complete record upon which to issue a decision. Because the Hearing Officer should accord appropriate discretion to the Executive Director sees no reason to make the changes noted.

There were several comments to section 7.18 concerning sufficient time to respond to motions. One commenter recommended that a provision be added to the Rules stating that a Hearing Officer shall provide a party at least two weeks’ time to respond to a written motion. Another commenter recommended that a rule be adopted that expressly permits the hearing to be reopened just for purposes of adding a disposition to an action, such as a motion to dismiss, thereby allowing the parties to avoid spending time and resources when a case can be dismissed because it is frivolous or because it fails to state a claim.

The Executive Director does not believe that any revisions are required to this section. As the time frames under the CAA for the issuance of the decision of a Hearing Officer are very short (a decision must be issued within 90 days of the end of the hearing), it is crucial that the Hearing Officer accord the most discretion in conducting the hearing.

One commenter suggested that the Rules include directions to Hearing Officers to sua sponte dismiss abated cases. The commenter maintained that when a Member of the House of Representatives leaves office, the Member’s personal office ceases to exist and the case abates. Citing Hamilton-Hayyim v. Office of Congressman Jackson, Case No. 12–C–6392, 2014 WL 1227243 at *2.10 When a Hearing Officer becomes aware that a Member’s personal office ceases to exist, the Rules should provide that the Hearing Officer will dismiss the case.

For the reasons stated herein, the Office disagrees with this interpretation and the Executive Director declines to provide such a rule, ruling that the Hearing Officer or Board to make the determination on the issue. An “employing office” does not cease to exist when a Member resigns or otherwise leaves office, as the CAA is to subject the Legislative Branch to liability for violation of federal employment laws, not to subject Members personally to such liability. 2 U.S.C. § 1902. Moreover, a Member is not directly involved in the litigation, as Congress’s attorneys defend the action and have the ultimate authority to make litigation decisions. Additionally, there is no financial risk to a Member, as any monetary settlement or award is paid from a special fund established as to the meaning of the term “employing office” and opined that although the CAA defines “employing office” as the personal office of a Member, there is absolutely no indication in the CAA or elsewhere that Congress intended the naming device to insulate former Congressional offices from suit under the CAA. The Executive Director solely held that the expiration of a Senator’s term did not moot or abate the lawsuit. Indeed, the term “employing office” is merely “an organizational division within Congress, established for Congress’s administrative convenience, analogous to a department within a large corporation” and the term exists solely “to be named as a defendant in [CAA] actions.” Fields v. Office of Eddie Bernice Johnson, 459 F. 3d 1, 27–29 (D.C. Cir. 2006); see Bastien v. Office of Senator Ben Nighthorse Campbell, 317 F. 3d 744 (9th Cir. 2003); see also *4, (D. Colo. Dec. 5, 2005) (“[T]he term ‘employing office’ actually refers to Congress and Congress is the responsible entity under the CAA,” quoted in 454 F. 3d 1072, 1073 (10th Cir. 2006).

To the extent that the commenter disagrees with the decision and relies on Hamilton-Hayyim v. Office of Congressman Jesse Jackson, Jr., No. 12–C–6392, 2014 WL 1227243 (N.D. Ill. Mar. 25, 2014), it is the belief of the Office that the case was decided on the basis of an interpretation of the relevant CAA section a provision be added to the Rules stating that the Office may provide assistance to judges resolving disputes, but rather, the Office sees no reason to make the changes noted. The Office has clarified section 9.04 in the Amended Rules and included language that indicates that this rule does not apply to situations where a settlement has been reached and there is no decision that could be appealed.

EXPLANATION REGARDING THE TEXT OF THE PROPOSED AMENDMENTS

Material from the 2004 version of the Rules is printed in italics type. The table of the adopted amendments shows deletions in italicized type within bold italics brackets and added text in underline bold. Only subparts of subsections that include adopted amendments are reproduced in this NOTICE. The insertion of a series of small dots ( . . . ) indicates additional, un-amended text within a
section has not been reproduced in this document. The insertion of a series of asterisks (*) indicates that the un-amended text of entire sections of the Rules have not been employed in this document. For the text of other portions of the Rules which are not proposed to be amended, please access the Office of Compliance web site at www.compliance.gov.

ADOPTED AMENDMENTS

SUBPART A—GENERAL PROVISIONS

§1.01 Scope and Policy

These rules of the Office of Compliance govern procedures for consideration and resolution of alleged violations of the laws made applicable under Parts A, B, C, and D of title II of the Congressional Accountability Act of 1995. The rules include definitions, procedures for counseling, mediation, and for electing between filing a complaint with the Office of Compliance and filing a civil action in a district court of the United States under Part A of title II. The rules also address the procedures for compliance, investigation, and enforcement under Part B of title II. These rules supersede, in whole, or in part, the existing procedures for compliance, investigation, and enforcement, and variances under Part C of title II. The rules include procedures for the conduct of hearings held as a result of the filing of a complaint and for appeals to the Board of Directors of the Office of Compliance from Hearing Officer decisions, as well as other matters of general applicability to the dispute resolution process and to the operations of the Office of Compliance. It is the policy of the Office that these rules shall be applied with due regard to the rights of all parties in a manner that expedites the resolution of disputes.

§1.02 Definitions

Except as otherwise specifically provided in these rules, for purposes of this Part:

(a) Covered Employees. The term "covered employee" means any employee of the Capitol Police, the Office of Compliance, or any authorized representative of the General Counsel.

(b) Designated Representative. The term "designated representative" means an individual, firm, or other entity designated in writing by a covered employee to represent the interests of that party in a matter filed with the Office.

§1.03 Filing and Computation of Time

(a) Method of Filing. Documents may be filed in person, by facsimile (FAX), or by mail, including express, overnight and other expedited delivery. When specifically requested by the Executive Director, or by a Hearing Officer in the case of a matter pending before the Hearing Officer, or by the Board of Directors in the case of an appeal to the Board, any document may also be filed by electronic transmission in a standard electronic format, with receipt confirmed by electronic transmission in the same format. Requests for counseling under section 2.03, requests for mediation under section 2.04 and complaints under section 5.01 of these rules may also be filed by facsimile (FAX) transmission. In addition, the Board or a Hearing Officer may order other documents to be filed by FAX. The FAX must also be mailed to the Office no later than the day following FAX transmission.

(b) Service by the Office. At its discretion, the Office may serve documents by mail, FAX, electronic transmission, or personal or commercial delivery. If documents are mailed, they will be postmarked and its filing or other expedited delivery, the Office will mail or deliver copies of documents filed by FAX to the address of record of the individual to which delivery is intended. If the Office does not receive a copy of documents filed by FAX, the Office may file or deliver a copy of the documents to the designated representative or otherwise notify the individual or entity to which delivery is intended.

(c) Electronic Transmission. Electronic filings may be made through the Office of Compliance web site at OSH@compliance.gov. The Office of Compliance accepts electronic filings, but the filing of electronic documents is subject to the requirements described in this section and other provisions of these rules.

(d) Time of Filing. Unless otherwise specifically provided in these rules, a document filed or delivered within the time period specified in these rules shall be deemed to have been filed or delivered timely, even if the document is received later.

(e) Filing of Model. If a document is filed with the Office within the time period specified in these rules, the document shall be deemed to have been filed timely, even if the document is received later.

(f) Ambiguity. If a document is filed with the Office within the time period specified in these rules, the document shall be deemed to have been filed timely, even if the document is received later.

(g) Ambiguity. If a document is filed with the Office within the time period specified in these rules, the document shall be deemed to have been filed timely, even if the document is received later.

(h) Ambiguity. If a document is filed with the Office within the time period specified in these rules, the document shall be deemed to have been filed timely, even if the document is received later.
is officially closed for business shall be excluded in the computation. To compute the number of days for taking any action required or permitted under these rules, the first day shall be the day on which the petition is filed. The time period begins to run and the last day for filing or service shall be included in the computation. When the last day falls on a Saturday, Sunday, [or] federal government holiday, or a day the Office is officially closed, the last day for taking the action shall be the next regular federal government workday.

(d) Filing of Forms. [Except as otherwise specified by the Hearing Officer, or these rules,] no brief, motion, response, or supporting memorandum filed with the Office shall be considered as having been signed or filed until the day on which the signed copy is received. [A]b absence of any signed copy, the service list [may] be signed by the attorney or representative, on the service list previously designated by the party, or by the party, [in the discretion of the Executive Director,] the Executive Director may [accept, reject, or revoke] the filing in whole or in part, and may provide the parties an opportunity to refile.

1.04 Filing, Service, and Size Limitations of Motions, Briefs, Responses and Other Documents.

(a) Filing with the Office; Number and Format. One copy of requests for counseling and mediation, requests for inspection under OSHA, unfair labor practice charges, and notices of intent to file charges shall be filed with the Office in accordance with subsection (a). A notice of intent to file charges or a complaint shall be accompanied by a copy of the complaint. A complaint shall be in a form prescribed by the Office. The complaint may be filed by mail, electronic transmission, or in person.

(b) Service. The parties shall serve on each other one copy of all motions, briefs, responses and other documents filed with the Office, other than the request for counseling, the request for mediation and complaint. Service shall be made by mailing, by fax or e-mailing, or by hand delivering a copy of the motion, brief, response or other document to each party, or if represented, the party's representative, unless otherwise agreed to by the parties. The Office may designate a form for service in which proof of date of receipt by the addressee is provided.

(c) Copies of Forms. Copies of blank forms, copies of documents filed with the Office, or copies of documents filed with the Office, other than the request for counseling, the request for mediation and complaint shall be served with the filing or other document.

(d) Size Limitations. Except as otherwise specified by the Hearing Officer, or these rules,] no brief, motion, response, or supporting memorandum filed with the Office shall be longer than 24 pages including covers or contents page, table of authorities and attachments. The Board, the Executive Director, or Hearing Officer may [accept, reject, or revoke] the filing based upon the following limitations.

1.05 Maintenance of Confidentiality.

(a) Policy. In accord with section 416 of the Act, it is the policy of the Office to protect [confidential information] in counseling, mediation and in the proceedings and deliberations of Hearings Officers and the Board. The Office shall designate [confidential information] as confidential only if the Office determines that such information is necessary to the determination of a fair and impartial proceeding and that such designation is consistent with the requirements of section 416 of the Act and these rules and that such determination is based upon a determination that the information is necessary for a fair and impartial proceeding.

(b) At the time that any individual, employing office or party, including a designated representative, becomes a participant in a proceeding under section 402, mediation under section 403, the complaint and hearing process under section 405, or an appeal to the Board under section 406, or any related proceeding, the Office shall designate [confidential information] in accordance with the provisions of section 416 of the Act.

(c) Where there is a party, or an individual or entity that is a party to a proceeding, or a party represented by an attorney, the Office shall designate [confidential information] as confidential only if the Office determines that such information is necessary to the determination of a fair and impartial proceeding and that such determination is consistent with the requirements of section 416 of the Act and these rules and that such determination is based upon a determination that the information is necessary for a fair and impartial proceeding.
occurs during counseling, mediation, and the proceedings and deliberations of Hearing Officers and the Board.

(b) Exceptions. Nothing in these rules prohibits a party from engaging in communications or disclosing information obtained in confidential proceedings when reasonably necessary to investigate claims, ensure compliance with the Act or prepare its prosecution or defense. However, the disclosure shall take all reasonably appropriate steps to ensure that persons to whom the information is disclosed maintain the confidentiality of such information. These rules do not prevent a participant from disclosing information with permission from the party that is the subject of the consultation, except that when the covered employee is an employee of the Office a Mediator shall not consult with any party or its representative unless that person or entity requests such consultation.

(1) Contents or Records of Confidential Proceedings. For the purpose of this rule, the contents or records of counseling, mediation or other proceeding includes the information disclosed by participants to the proceedings, and records disclosed by the opposing party, witnesses, or the Office. A participant is free to disclose facts and other information obtained from any source if the disclosure is made in the presence of individuals not reasonably necessary to the participant's representation of the party. Moreover, nothing in these rules prohibits a party or its representative from disclosing information obtained in confidential proceedings for the limited purposes of investigating claims, ensuring compliance with the Act or preparing its prosecution or defense, to the extent that such disclosure is reasonably necessary to the representation of such purposes and provided that the party making the disclosure takes all reasonably appropriate steps to ensure that persons to whom the information is disclosed maintain the confidentiality of such information.

(c) Participant. For the purposes of this rule, participant means any individual or party, including a designated representative, that becomes a participant in counseling under section 402, mediation under section 403, the complaint and hearing process under section 405, or an appeal to the Board under section 406 of the Act, or any related proceeding which is expressly or by necessity deemed confidential under the Act or these rules.

(2) (a) These rules govern the processing of any allegation that sections 201 through 206 of the Act have been violated and any allegation of intimidation or reprisal prohibited under section 207 of the Act. Sections 201 through 206 of the Act apply to covered employees and employers and offices certain rights and protections of the following laws.

(a) False Statements. Nothing in these rules prohibits a party or its representative from disclosing information obtained in confidential proceedings to any person or entity if the information is strictly confidential, except that the Office and a covered employee may agree to notify the employing office of the allegations. Section 416(b) provides that all proceedings shall be strictly confidential. Section 416(c) provides that all proceedings and deliberations of Hearing Officers and the Board, including any related records shall be strictly confidential, except for release of records necessary for judicial actions, access by certain committees of Congress, and, in accordance with section 416(f), publication of certain final decisions, Section 416(c) does not apply to proceedings under section 215 of the Act, but does apply to the deliberations of Hearing Officers and the Board under section 215. See also sections 2.06, 2.04, and 2.02 of these rules.

(b) Prohibition. Unless specifically authorized by the provisions of the CAAA or by order of the Board, the Hearing Officer or a court, or by the procedure adopted, no party engaged in counseling, mediation or other proceedings made confidential under section 416 of the CAAA (“confidential proceedings”) may disclose the contents or records of those proceedings to any person or entity. Nothing in these rules prohibits a bona fide representative of a party under section 1.05 from engaging in communications with that party and a designated representative engaged in those proceedings, provided that such disclosure is not made in the presence of individuals not reasonably necessary to the representative’s representation of the party. Moreover, nothing in these rules prohibits a party or its representative from disclosing information obtained in confidential proceedings for the limited purposes of investigating claims, ensuring compliance with the Act or preparing its prosecution or defense, to the extent that such disclosure is reasonably necessary to the representation of such purposes and provided that the party making the disclosure takes all reasonably appropriate steps to ensure that persons to whom the information is disclosed maintain the confidentiality of such information.

(c) Participant. For the purposes of this rule, participant means any individual or party, including a designated representative, that becomes a participant in counseling under section 402, mediation under section 403, the complaint and hearing process under section 405, or an appeal to the Board under section 406 of the Act, or any related proceeding which is expressly or by necessity deemed confidential under the Act or these rules.
All participants in counseling shall be advised of the requirement for confidentiality and that disclosure of information deemed confidential could result in sanctions later in the proceedings. Nothing in these rules shall preclude the employee, the employing office, or the Office from taking steps to redact or edit information deemed confidential or to redact or edit personal identifiers in records containing information concerning a matter in counseling, except that, when the person being counseled is an employee, the Executive Director may consult with and receive information from any individual within the Office who might be a party or witness without the consent of the person requesting counseling. Nothing contained in these rules shall prevent the Executive Director from compiling and publishing statistical information such as that required by Section 301(h)(3) of the Act, so long as that information does not reveal the identity of the employee involved or of an employee from which the identity of the employee may be inferred.

(2) The Counselor. In accord with section 416(a) of the Act, the employee and the Office may agree to waive confidentiality of or during the counseling process for the limited purpose of allowing the Office to contact the employee's representative or the employee to obtain information concerning submission to a limited inquiry. The Office may also conduct a limited inquiry for the purpose of obtaining any information necessary to a decision. Such a limited waiver must be in writing and signed by both the counselor and the employee.

(3) Right to Counsel. The employee may be represented, by an employee's representative, if any, and whether the representation is by an attorney.

(i) Counselor Not a Representative. The Counselor shall inform the person being counseled that the counselor does not represent the employee and that the counselor is an employee of the Office. The Counselor provides information regarding the Act and the Office and may act as a third-party intermediary with the goals of increasing the individual's understanding of his or her rights and responsibilities under the Act and of promoting the early resolution of the matter.

(ii) Duration of Counseling Period. The period for counseling shall be 30 days, beginning on the date that the request for counseling is received by the Office. The Office shall provide the employee a written statement regarding the Act and the Office, and the Office shall promptly inform the employee of his or her rights and obligations under the Act. The employee may withdraw from counseling once without prejudice to the employee's ability to reinitiate counseling regarding the same matter provided that the request to reinitiate counseling is in writing and is received by the Office after the employee has been advised of his or her right to reinitiate counseling regarding the same matter provided that the request to reinitiate counseling is in writing and is received by the Office within 30 days after the alleged violation of the Act and that counseling on a single matter will not last longer than a total of 30 days.

(4) Notice in Final Decisions when Employee Has Not Initiated Counseling with the Office. When an employee does not initiate counseling with the Office, or when the employee's request for counseling is denied by the Office, the Office shall provide the employee with a written final decision notice to the employee of his or her right to initiate the procedures under these rules within 180 days after the alleged violation of law occurred if the employee intends to use the procedures of the Office. This notice shall inform the employee of his or her right to initiate the procedures under these rules within 180 days after the alleged violation of law occurred. (5) Notice in Final Decisions when Employee Has Been a Recommendation by the Executive Director. An employee who has been recommended by the Executive Director has made a recommendation pursuant to section 301(h)(3) of the Act, or other final disposition of the complaint, shall, in accordance with the MOU with the Architect of the Capitol Police Board, request of the employee counseling under the MOU, in writing, a copy of the final decision notice to the employee of his or her right to initiate the procedures under these rules within 180 days after the alleged violation of law occurred. (6) Notice in Final Decisions when There Has Been a Recommendation by the Executive Director. When an employee who has made a recommendation pursuant to paragraph 1 above, the employee has made a recommendation under paragraph 1 above, the employee's request for counseling under these rules shall be deemed satisfied if the employee requests counseling under these rules within 20 days after the alleged violation of law occurred. The employee shall then have 20 days after the alleged violation of law occurred to seek an informal resolution of the complaint. As a part of the mediation process, the employee shall be advised of the right to seek an informal resolution of the complaint. As a part of the mediation process, the employee shall be advised of the right to seek an informal resolution of the complaint.

(iii) Time for Resolution. The period during which the matter is pending in the Office, the employee, or the employee's representative will be deemed the time available for counseling or mediation under the Act.

(iv) If the dispute is resolved by the employee's satisfaction, the employee may request that the Office within 20 days after the employee has been served with a final decision resulting from the internal procedure, return to the procedures under these rules:

(A) Within 60 days after the expiration of the period recommended by the Executive Director, if the matter has not resulted in a final decision or a decision not to proceed; or

(B) Within 45 days after the expiration of the period to which the employee's representative has agreed to return to the procedures under these rules:

(i) The period during which the matter is pending in the internal grievance procedures shall not count against the time available for counseling under the Act. If the grievance is resolved to the employee's satisfaction, the employee shall so notify the Office within 20 days after the employee has received service of the final decision resulting from the grievance procedure. If no request to return to the procedures under these rules is received within 60 days after the expiration of the period recommended by the Executive Director, the Office will issue a Notice of End of Counseling, and proceed in accordance with the procedures of the Architect of the Capitol Police Board. (ii) The request to return to counseling not made by the employee within the time periods outlined above shall be deemed to be a request of the Office to issue a Notice of End of Counseling.

(2) Notice to Employees who Have Not Initiated Counseling with the Office. When an employee of the Architect of the Capitol or the Capitol Police raises a matter in counseling, except that, when the matter raised by the employee is not a matter of which the employee has knowledge, the employee may be advised of his or her right to initiate the procedures under these rules within 20 days after the alleged violation of law occurred if the employee intends to use the procedures of the Office.

(3) Notice in Final Decisions when Employee Has Been a Recommendation by the Executive Director. When an employee who has made a recommendation pursuant to section 301(h)(3) of the Act, and has been advised under the procedures of the Architect of the Capitol Police Board, the employee shall be deemed to have been recommended by the Executive Director for mediation within 15 days after receipt by the Office of the recommendation. Pursuant to section 401 of the Act, the employee shall be deemed to have been recommended by the Executive Director for mediation within 15 days after receipt by the Office of the recommendation.
their representatives discuss alternatives to continuing their dispute, including the possibility of reaching a voluntary, mutually satisfactory resolution. The [neutral] Mediator has no knowledge of a specific claim or a particular party, and the mediation process, whether or not a resolution is reached, is strictly confidential, pursuant to section 416 of the Act.

(b) More than 15 days after receipt by the employee of the notice of the conclusion of the counseling period under section 2.03(b), the employee may file with the Office a written request for mediation. Except to provide for the services of a Mediator and notice to the employing office, the invocation of mediation shall be kept confidential by the Office. The request shall contain all that contains the employee's name, home and e-mail addresses, [and] telephone number, and the name of the employing office that is the subject of the request. Failure to request mediation within the prescribed period [will] may preclude the employee's further pursuit of his or her claim. If a request for mediation is not filed within 15 days of receipt of a Notice of the End of Counseling, the case may be closed and the employee will be so notified.

(d) Selection of [neutral] Mediators; Disqualification. Upon receipt of the request for mediation, the Executive Director shall assign one or more [neutral] Mediators from a master list developed pursuant to section 408 of the Act, to conduct the mediation process. In the event that a [neutral] Mediator considers him or herself unable to perform in a neutral situation, he or she shall withdraw from the matter and immediately shall notify the Office of the withdrawal. Any party may ask the Office to disqualify a [neutral] Mediator by filing a written request, including the reasons for such request, with the Executive Director. This request shall be filed as soon as the party has received notice of [the mediator's] disqualification. The Executive Director's decision on this request shall be final and unreviewable.

(e) Duration and Extension.

(2) The [Office] Executive Director may extend the mediation period upon the joint written request of the parties, or of the appointee of the Executive Director of the parties, for a period not to exceed 120 days of the initial period. The request shall set forth the joint nature of the request and the reasons for extending the mediation period, and the Executive Director shall make the determination as to whether to extend the mediation period.

(3) An end to the mediation period is reached when mediation is terminated, is ordered under section 9.01, or any other proceeding.

(g) Who May Participate. The covered employee [j] and the employing office, [their] respective representatives, and the Office may meet, jointly or separately, with the neutral. A representative of an employing who has actual authority to agree to a settlement agreement on behalf of the employing office, as the case may be, must be present at the mediation or must be immediately accessible by telephone during the mediation. [Any other party] may elect to participate in mediation proceedings through a designated representative, provided, that the representative has actual authority to agree to a settlement agreement or has immediate access to someone with actual settlement authority, and [the mediator or the mediator's designated representative,] provided further, that should the Mediator deem it appropriate at any time, the physical presence in mediation of any party may be specifically requested. The Office may participate in the mediation process, with permission of the Mediator and the parties. The Office serves the interests of mediation, whether the participants may meet jointly or separately with the Mediator.

(i) Information and Settlement Agreements. At any time during mediation the parties may resolve or settle a dispute in accordance with section [9.05] 9.03 of these rules.

(2) Conclusion of the Mediation Period and Notice. If, at the end of the mediation period, the parties have not resolved the matter that forms the basis of the request for mediation, the Office shall provide the employee, and the employing office, and their representatives, with written notice that the mediation [period] has ended. The written notice [to the employee] will be sent by certified mail, return receipt requested, or will be personally delivered evidenced by a written receipt, or sent by first class mail, e-mail, or fax. [and it] The notice will specify the date the mediation period ended and also that the employee's right to [file a civil action with the United States District Court] file a complaint with the Office in accordance with section 408 of the Act and section 5.01 of these rules or to file a civil action pursuant to section 408 of the Act and section 5.01 of these rules.

(k) Violation of Confidentiality in Mediation. An allegation regarding a violation of the confidentiality provisions may be made by a party in a mediation to the mediator during the mediation period and, if not resolved, to the hearing officer during proceedings brought under Section 408 of the Act.

§ 2.05 Election of Proceeding.

(a) Pursuant to section 408 of the Act, not later than 90 days after [a covered employee has filed a complaint with the Office,] a party may request a hearing on the merits of any discrimination or retaliation alleged under section 2.04[d] of these rules, but no sooner than 30 days after that date, the covered employee may either:

(2) file a civil action in accordance with section 408 of the Act and section [2.06] 2.07, below, in the United States District Court for the district in which the employee is employed or for the District of Columbia.

(b) A covered employee who files a civil action pursuant to section [2.06] 2.07 of the Act, may not receive a complaint under section [5.01] 408 of the Act on the same matter.

§ 2.06 Certification of the Official Record

(a) Certification of the Official Record shall contain the date the Request for Counseling was made; the date and method of delivery of the Request for Counseling; the date the Request for Counseling was sent; and the date the mediation period ended.

(b) At any time after a complaint has been filed with the Office in accordance with section 5.02 of the Act, the Executive Director shall provide a written notice to the Office that the party has filed a civil action, specifying the district court in which the civil action was filed and the case number.

(c) Certification of the Official Record will not be provided until after a complaint has been filed with the Office, or the Office has been notified that a civil action has been filed in district court.

§ 2.07 Filing of Civil Action.

(a) Communication Regarding Civil Actions Filed with District Court. The party filing any civil action with the United States District Court to Section 2.07, below, in the United States District Court, a party may request a hearing on the merits of any discrimination or retaliation alleged under section 5.01 of these rules, but no sooner than 30 days after that date, the certified employee may either:

(2) file a civil action in accordance with section 408 of the Act and section [2.06] 2.07, below, in United States District Court for the district in which the employee is employed or for the District of Columbia.

(b) A covered employee who files a civil action pursuant to section [2.06] 2.07 of the Act, may not receive a complaint under section [5.01] 408 of the Act on the same matter.

§ 2.06 Certification of the Official Record

(a) Certification of the Official Record shall contain the date the Request for Counseling was made; the date and method of delivery of the Request for Counseling; the date the Request for Counseling was sent; and the date the mediation period ended.

(b) At any time after a complaint has been filed with the Office in accordance with section 5.02 of the Act, the Executive Director shall provide a written notice to the Office that the party has filed a civil action, specifying the district court in which the civil action was filed and the case number.

(c) Certification of the Official Record will not be provided until after a complaint has been filed with the Office, or the Office has been notified that a civil action has been filed in district court.

§ 2.07 Filing of Civil Action.

(a) Communication Regarding Civil Actions Filed with District Court. The party filing any civil action with the United States District Court to Section 2.07, below, in the United States District Court, a party may request a hearing on the merits of any discrimination or retaliation alleged under section 5.01 of these rules, but no sooner than 30 days after that date, the certified employee may either:

(2) file a civil action in accordance with section 408 of the Act and section [2.06] 2.07, below, in United States District Court for the district in which the employee is employed or for the District of Columbia.

(b) A covered employee who files a civil action pursuant to section [2.06] 2.07 of the Act, may not receive a complaint under section [5.01] 408 of the Act on the same matter.
§ 4.02 Authority for Inspection.

(a) Under section 215(c)(1) of the CAA, upon written request of any employing office or covered employee, the General Counsel is authorized to enter without delay and at reasonable times, and within reasonable limits and in a reasonable manner, any place of employment, and all pertinent conditions, structures, machines, apparatus, devices, equipment and materials therein; to question privately any employing office, operator, agent or employee; and to review records of such place or employment by giving notice of the alleged violation to the General Counsel. Any such notice shall be reduced to writing on a form available from the Office. The employing office may submit a copy of such statement by certified mail to the General Counsel at his or her discretion, may hold an informal conference in which the complaining party and the employing office may orally present their views. After considering all written and oral views presented, the General Counsel shall affirm, modify, or reverse the determination, and furnish the complaining party and the employing office with written notification of this decision and the reasons therefor. The decision of the General Counsel shall be final and not reviewable.

§ 4.11 Citations.

(a) If the General Counsel believes that a violation of any requirement of the Act occurred, except as provided in § 2.04, he or she shall notify the party giving the notice of the alleged violation to the General Counsel. Any such notice shall be reduced to writing on a form available from the Office, shall set forth with reasonable particularity the grounds for the notice, and shall be signed by the employee or the representative of the employee. A copy shall be provided to the employing office or its agent by the General Counsel or the General Counsel’s designee no later than at the time of inspection, except that, upon the written request of the person giving such notice, his or her name and the names of individual employees referred to therein shall not appear in such copy or on any record published, reissued, or made available by the General Counsel.

(b) By Employing Offices. Upon written request of any employing office, the General Counsel or the General Counsel’s designee shall within 24 hours after receipt of the request enter, and through their agents, investigate places of employment under the jurisdiction of employing offices under section 215(c)(1) of the CAA. Any such requests shall be reduced to writing on a form available from the Office.

§ 4.13 Posting of Citations.

(a) Upon receipt of any citation under section 215 of the CAA, the employing office shall immediately post the citation, or a copy thereof, unedited, at or near each place of any alleged violation referred to in the citation occurred, except as provided below. Where, because of the nature of the employing office’s operations, it is not practicable to post the citation at or near each place of alleged violation, such citation shall be posted, unedited, at a prominent place where it will be readily observable by all affected employees. For example, where employing offices are engaged in activities which are physically dispersed, the citation may be posted at the location to which employees report each day. Where employees do not primarily work at or report to a single location, the citation may be posted at the location from which the employees operate to carry out their activities. When a citation contains sensitive information, the applicable U.S. Code, section 219, the General Counsel may edit or redact the security information from the copy of the citation used for posting or may provide to the employing office a filing of such security information with an explanation of the prescribed period of filing.

§ 4.25 Applications for Temporary Variances

§ 4.22 Effect of Variances

§ 4.21 Definitions

§ 4.20 Purpose and Scope

§ 4.19 Notice of Failure to Correct Violation; Complaint

§ 4.18 Inspections, Citations and Complaints

§ 4.03 Requests for Inspections by Employees and Covered Employing Offices.

(a) By Covered Employees and Representatives.

(1) Any covered employee or representative of covered employees who believes that a violation of section 215 of the CAA exists in any place of employment may enter any place of employment under the jurisdiction of employing offices to inspect and investigate during regular working hours and at other reasonable times, and within reasonable limits and in a reasonable manner, any place of employment, and all pertinent conditions, structures, machines, apparatus, devices, equipment and materials therein; to question privately any employing office, operator, agent or employee; and to review records of such place or employment by giving notice of the alleged violation to the General Counsel. Any such notice shall be reduced to writing on a form available from the Office, shall set forth with reasonable particularity the grounds for the notice, and shall be signed by the employee or the representative of the employee. A copy shall be provided to the employing office or its agent by the General Counsel or the General Counsel’s designee no later than at the time of inspection, except that, upon the written request of the person giving such notice, his or her name and the names of individual employees referred to therein shall not appear in such copy or on any record published, reissued, or made available by the General Counsel.

(b) By Employing Offices. Upon written request of any employing office, the General Counsel or the General Counsel’s designee shall enter, and through their agents, investigate places of employment under the jurisdiction of employing offices under section 215(c)(1) of the CAA.
§ 5.05 Appointment of the Hearing Officer. Upon the filing of a complaint, the Executive Director will appoint an independent Hearing Officer, who shall have the authority specified in sections 5.03 and 7.01(b) hereof. The Hearing Officer shall not be the Counselor involved in or the neutral mediator who mediated the matter under sections 270 and 2.04 of these rules.

§ 5.03 Dismissal, Summary Judgment and Withdrawal of Complaints.

(1) Withdrawal of Complaint by Complainant. At any time a complainant may withdraw his or her own complaint by filing a notice with the Office for transmittal to the Hearing Officer and by serving a copy on the employing office or representative. Any such withdrawal must be approved by the Hearing Officer and may be with or without prejudice to reflect at the Hearing Officer’s discretion, consistent with section 404 of the CAA.

(2) Withdrawal from a Case by a Representative. A representative may withdraw his or her representation to the Hearing Officer and the parties of record of his or her withdrawal. Until the party designates another representative in writing, the party will be regarded as representing itself.

§ 5.04 Confidentiality.

Pursuant to section 416(c) of the Act, except as provided in sub-sections 416(d), (e), and (f), all proceedings and deliberations of the Hearing Officers and the Board, including any related records, shall be confidential. Section 416(c) does not apply to proceedings under section 215 of the Act, but does apply to the deliberations of Hearing Officers and the Board under section 215. A violation of the confidentiality requirements of the Act and these rules [final form] may result in the imposition of any appropriate sanctions.

Nothing in these rules shall prevent the Executive Director from reporting statistical information to the Senate and House of Representatives, so long as such information does not reveal the identity of the employees involved or of employing offices that are subject of a matter. See also sections 1.06, 1.08, 1.09, and 1.12 of these rules.

SUBPART F—DISCOVERY AND SUBPOENAS

§ 6.01 Discovery

§ 6.02 Requests for Subpoenas

§ 6.03 Service

§ 6.04 Proof of Service

§ 6.05 Motion to Quash

§ 6.06 Enforcement

§ 6.01 Notice of Discovery. (a) Description. Discovery is the process by which a party may obtain from another person, including a party, information, not privileged, reasonably calculated to lead to the discovery of admissible evidence, for the purpose of assisting that party in developing, preparing and presenting its case at the hearing. Discovery may be made by the party to whom it is to be made or by any party shall [this provision shall not be construed to permit any discovery, oral or written, to be taken of or from an employee of the Office of the General Counsel or its designee, and such employee or designee may refuse to answer any such request, and no employee shall be required to answer any such request].

(b) Confidentiality. The fact that a complaint has been filed with the Office or made the subject of a proceeding before the Office shall be kept confidential by the Office, except as allowed by these rules.

(c) Motion to Dismiss. In addition to an answer, a respondent may file a motion to dismiss, or other responsive pleading, on the record or after the hearing. A party may file a motion to dismiss any complaint that has been filed with the Office or made the subject of a proceeding before the Office. The hearing must be held, and any party shall [this provision shall not be construed to permit any discovery, oral or written, to be taken of or from an employee of the Office of the General Counsel or its designee, and such employee or designee may refuse to answer any such request, and no employee shall be required to answer any such request].

(d) Initial Disclosure. (Office Policy Regarding Discovery. It is the policy of the Office to encourage the early and voluntary exchange of relevant and material nonprivileged information between the parties, including the names and addresses of witnesses and copies of relevant and material documents. The Office encourages Hearing Officers to develop procedures which allow for the greatest exchange of relevant and material information and which minimizes the need for parties to file formal discovery requests.]

Within 14 days after the pre-hearing conference or as soon as the information is known, and except as otherwise stipulated or ordered by the Hearing Officer, a party must, without discovery request, provide to the other parties: the name and, if known, mail and e-mail addresses and telephone number of each individual likely to have discoverable information relevant to the claims or defenses; and a copy or a description of each category and location of all documents, electronically stored information, and tangible things that the disclosing party has in its possession, custody, or control and may use to support its claims or defenses.

(2) Discovery Availability. Pursuant to section 416(e) of the Act, the Hearing Officer in his or her discretion may permit reasonable prehearing discovery. In exercising that discretion, the Hearing Officer may be guided by the Federal Rules of Civil Procedure and the underlying statute.

(1) The Hearing Officer may authorized parties to take discovery by one or more of the following methods: formal deposition examination or written questions; written interrogatories; production of documents or things or permission to enter upon land or upon the right to inspect objects for any purpose; physical and mental examinations; and requests for admission.

(2) The Hearing Officer may adopt standing orders or make any other orders forth to form and extent of discovery, including orders limiting the number of depositions, interrogatories, and requests for production of documents, and may also limit the length of depositions.

(d) Claims of Privilege.

(1) Information Withheld. Whenever a party withholds information otherwise discoverable under these rules by claiming that it is privileged or confidential or subject to protection as hearing or trial preparation materials, the party shall make the claim expressly in writing and shall describe the nature of the documents, communications or things not disclosed or disclosed in such a way that, without revealing the information itself privileged or protected, will enable other parties to assess the applicability of the party’s or protection. If a party makes a claim of privilege no later than the due date for the production of the information, (2) Information Produced As Inadmissible Discovery. If information produced in discovery is subject to a claim of privilege or as protection as hearing preparation material, the party making the claim may notify any party that received the information of the claim and the basis for it, if the claim is not timely notified, a party may use, return, sequester, or destroy the specified information and any copies it has; must not use or disclose the information until the claim is resolved; must take reasonable steps to preserve the information, and if it is used or disclosed before being notified; and may promptly present the information to the Hearing Officer or the Board under seal for a determination of the claim. The producing party must preserve the information until the claim is resolved.

§ 6.02 Request for Subpoena.

(a) Authority to Issue Subpoenas. At the request of a party, a Hearing Officer may issue a subpoena for the attendance and testimony of witnesses and for the production of any correspondence, books, papers, documents, or other records. The attendance of witnesses and the production of documents may be required from any place within the United States. However, no subpoena requested by any
party may be issued for the attendance or testi-
mony of an employee of] Office of Compli-
cance, a Counselor or a Mediator, acting in
their official capacity, including files, records, or notes
produced during counseling and mediation and main-
tained by the Office. Employing offices shall make
their employees available for discovery and hearing
without requiring a subpoena.

(d) Rulings. The Hearing Officer shall
promptly rule on the request for the subpoena.

§7.01 The Hearing Officer

§7.02 Sanctions

§7.03 Qualification of the Hearing Officer

§7.04 Motions and Prehearing Conference

§7.05 Scheduling the Hearing

§7.06 Consolidation and Joiner of Cases

§7.07 Conduct of Hearing: Disqualification of
Representatives

§7.08 Transcript

§7.09 Admissibility of Evidence

§7.10 Stipulations

§7.11 Official Notice

§7.12 Confidentiality

§7.13 Immediate Board Review of a Ruling by
a Hearing Officer

§7.14 Proposed Findings of Fact and Conclusions of
Law: Posthearing Briefs

§7.15 Closing the Record of the Hearing

§7.16 Ex parte Expediting Officier Decisions; Entry
in Records of the Office; Corrections to the
Record; Motions to Alter, Amend or Vacate the
Decision

§7.01 The Hearing Officer

(b) Authority. Hearing Officers shall con-
duct fair and impartial hearings and take all
necessary action to avoid undue delay in the
disposition of all proceedings. They shall have all
powers necessary to that end unless otherwise limited by law, including, but not limited to, the authority to:

(14) maintain and enforce the confidentiality
of proceedings; and

§7.02 Sanctions

(b) The Hearing Officer may impose sanc-
tions upon the parties under, but not limited to,
the circumstances set forth in this sec-
tion.

(1) Failure to Comply with an Order. When a party fails to comply with an order (including
an order for the taking of a depositions, for
the production of evidence within the
party’s control, or for production of wit-
nesses), the Hearing Officer may:
(i) [a] may draw an inference in favor of the
requesting party to the issue related to the
information sought;
(ii) [b] may stay further proceedings until the
order is obeyed;
(iii) [c] may prohibit the party failing to com-
ply with such order from introducing evi-
dence concerning, or otherwise relying on,
evidence relating to the information sought;
(iv) [d] may permit the requesting party to in-
roduce secondary evidence concerning the
information sought;
(v) [e] may strike, in whole or in part, any part
of the complaint, petition, answer, or other
submissions of the party failing to comply with
the order, as appropriate;
(vi) [f] may direct judgment against the non-
complying party in whole or in part; or
(vii) [g] order that the non-complying party, or
the representative advising that party, pay all
or part of the attorney’s fees and reasonable
expenses of the opposing party or parties or of the Of-
cine, caused by such non-compliance, unless the
Hearing Officer or the Board finds that the fail-
ure was substantially justified or that other cir-
cumstances make an award of attorney’s fees
and/or expenses unjust.

(2) Failure to Prosecute or Defend. If a party fails
to continue to defend a position, the
Hearing Officer may dismiss the action with
prejudice or [frile for the complalntant] decide
the matter, where appropriate.

§7.03 Motions and Prehearing Conference

(a) General. At any time, except as specified in section
416, by motion of a party, on its own initiative or on the motion of a party if to do
so would expedite processing of the case and
not adversely affect the interests of the par-
ties, taking into account the confidentiality
requirements of section 416 of the Act.

§7.04 Motions and Prehearing Conference

(b) Scheduling of the Prehearing Conference.
Within 7 days after assignment, the Hearing
Officer shall serve on the parties and their
designated representatives written notice
setting forth the time, date, and place of the
prehearing conference, except that the Executive
Director may, for good cause, extend an addi-
tional 7 days the time for serving notice of the
prehearing conference.

(2) Prehearing Conference Memorandum. The
Hearing Officer may require each party to pre-
pare a prehearing conference memorandum.
At his or her discretion, the Hearing Officer may di-
ger the filing of the memorandum after discovery by
the parties has ended. The memo-
ramandum may include:

(2) the specific relief, including, where known,
a calculation of the amount of any monetary
reimbursement, damages that is being or will be
requested;

(4) the names of potential witnesses for the
party’s case, except for potential impeachment
or rebuttal witnesses, and the purpose for
which they will be called and a list of docu-
ments that the party is seeking from the op-
posing party, and, if discovery was per-
mitted, the specific request for
discovery. (It is not necessary to list each
document requested. Instead, the party may
refer to the request for discovery.;)

(d) At the prehearing conference, the Hear-
ing Officer may discuss the subjects specified
in paragraph (c) above and the manner in
which the hearing will be conducted [and
proceed]. In addition, the Hearing Officer
may explore settlement possibilities and
consider how the factual and legal issues
might be simplified and any other issues that
may be raised in the dispute.

§7.05 Scheduling the Hearing

(b) Motions for postponement or a Continu-
ance. Motions for postponement or a con-
tinuance by either party shall be made in
writing to the Office Hearing Officer, shall
set forth the reasons for the request, and shall state whether the opposing party con-
ents to such postponement. Such a motion may be
granted by the Hearing Officer upon a
showing of good cause. In no event will a
hearing commence later than 90 days after
the filing of the complaint.

§7.06 Consolidation and Joiner of Cases

(b) Authority. The Executive Director prior to
the assignment of a complaint to a Hearing Officer during the term [of the Office, or a Hearing Offi-
cier] during an appeal may consolidate or join cases on their
own initiative or on the motion of a party if to do so
would expedite processing of the cases and
not adversely affect the interests of the par-
ties, taking into account the confidentiality
requirements of section 416 of the Act.

§7.07 Conduct of Hearing: Disqualification of
Representatives

(c) No later than the opening of the hear-
ing, or as otherwise ordered by the Hearing
Officer, each party shall submit to the Hear-
ing Officer and to the opposing party typed
lists of the hearing exhibits and the wit-
nesses expected to be called to testify, excluding
impeachment or rebuttal witnesses [expected
to be called or [testify].

§7.08 Transcript

(b) Corrections. Corrections to the official
transcript will be permitted. Motions for cor-
correction must be submitted within 10 days of
service of the transcript upon the [party] par-
ties. Corrections of the official transcript
will be permitted only upon approval of the
Hearing Officer. The Hearing Officer may
make corrections at any time with notice to the parties.

§7.12 Confidentiality

(a) Pursuant to section 416 of the Act and
section 108 of these Rules, all proceedings and
deliberations of Hearing Officers and the Board, including the hearings
and any related records, shall be confiden-
tial, except as specified in sections 416(d), (e),
and (f) of the Act and section 1.08(d) of these Rules. All parties to the proceeding and their representatives, and witnesses who appear at the hearing, will be advised of the importance of confidentiality in this process and of their obligations, subject to sanctions, to maintain it. This provision shall not apply to proceedings under section 215 of the Act, but shall apply to deliberations between the Hearing Officer and the Board under that section.

(b) Time for Filing. A motion by a party for interlocutory review of a ruling of the Hearing Officer shall be filed with the Hearing Officer within 5 days after service of the ruling upon the parties. The motion shall include a statement of facts, interlocutory review and the determination requested to be made by the Board upon review. Responses, if any, shall be filed with the Hearing Officer within 3 days after the filing of the initial motion. [§ 7.07(c) Standards for Review. In determining whether to certify and forward a request for interlocutory review to the Board, the Hearing Officer shall consider all of the following:

1. The Time for Filing. A motion by a party for interlocutory review of a ruling of the Hearing Officer shall be filed with the Hearing Officer within 5 days after service of the ruling upon the parties. The motion shall include arguments in support of, or in opposition to the interlocutory review and the determination requested to be made by the Board upon review. Responses, if any, shall be filed with the Hearing Officer within 3 days after service of the motion.

2. The Hearing Officer Action. If all the conditions set forth in paragraph (b) above are met, the Hearing Officer shall certify and forward the interlocutory review to the Board for its immediate consideration. Any such submission shall explain the basis on which the Hearing Officer concluded that the submission merits further consideration by the Board. The decision of the Hearing Officer to forward or decline to forward a request for review is not appealable.

3. Grant of Interlocutory Review Within Board’s Sole Discretion. Upon the Hearing Officer’s certification and decision to forward a request for review, the Board, in its sole discretion, may grant, deny, or extend the time for review. The Board’s decision to grant or deny interlocutory review is not appealable.

4. Denial of Motion Not Appealable; Mandamus. The grant or denial of a motion for a request for interlocutory review shall not be appealable. The Hearing Officer shall promptly bring a denial of such a motion, and the reasons therefore, to the attention of the Board. If, upon consideration of the denial and the reason for denial, the Board believes that interlocutory review is warranted, it may grant the review sua sponte. In addition, the Board may in its discretion, in extraordinary circumstances, enter a direct motion by a writ of mandamus to review a ruling of a Hearing Officer. (h) Procedures before Board. Upon its acceptance of a ruling of the Hearing Officer for decision to grant interlocutory review, the Board shall establish procedures that will be followed in the conduct of that review.

(i)(b) Review of a Final Decision. Denial of interlocutory review will not affect a party’s right to challenge rulings, which are otherwise appealable, as part of an appeal to the Board under section 8.01 of these Rules. The Hearing Officer’s decision issued under section 7.16 of these rules.

§ 7.14 Proposed Findings of Fact and Conclusions of Law; Posthearing Briefs

(a) May be Requested. The Hearing Officer may permit the parties to file proposed findings of fact and conclusions of law and/or posthearing briefs on the factual and legal issues presented.

(b) Length. No principal brief shall exceed 50 pages, or 12,500 words, and no reply brief shall exceed 25 pages, or 6,250 words, exclusive of tables and pages limited to quotations of statutes, rules, and the like. Motions to file extended briefs shall be granted only for good cause shown; the Hearing Officer may in his or her discretion also reduce the page limits. Briefs in excess of 10 pages shall include an index and a table of authorities.

(c) Format. Every brief must be easily readable. The party making a submission shall distinguish between each line of text, except for quoted texts and footnotes, which may be single-spaced.

§ 7.15 Closing the Record of the Hearing.

(a) Except as provided in section 7.14, the record shall be closed at the conclusion of the hearing. However, when the Hearing Officer allows the parties to submit argument, briefs, documents or additional evidence prior to the closing of the record, the record shall remain open for as much time as the Hearing Officer grants for that purpose.

(b) Once the record is closed, no additional evidence or argument shall be accepted into the hearing record except upon a showing that new and material evidence has become available that was not available despite due diligence prior to the closing of the record or is in rebuttal to new evidence or argument submitted by the other party just prior to the record closing. If, however, the Hearing Officer recommends to the parties that additional evidence, documents, or argument be submitted and the party so notified, the party shall be permitted to submit the evidence, documents, or argument as if it were still part of the record and to file any motions for attorney fees, supporting documentation, and determinations thereon, and the Board approved correction to the transcript.

§ 7.16 Hearing Officer Decisions: Entry in Record of the Office; Corrections to the Record; Motions to Alter, Amend or Vacate the Decision.

The Hearing Officer’s written decision shall:

1. State the issues raised in the complaint.

2. Describe the evidence in the record.

3. Contain findings of fact and conclusions of law, and the reasons or bases therefore, on all the material issues of fact, law, or discretion that were presented on the record.

4. Contain a determination of whether a violation has occurred and the penalties to be imposed.

5. Order such remedies as are appropriate under the Act.

Upon issuance, the decision and order of the Hearing Officer in the record of the Office shall be entered in the record of the Office and the appropriate regulations shall be applied.

§ 7.17 Record of the Hearing

The Office shall promptly provide a copy of the decision and order of the Hearing Officer to the parties. The Office shall return the record to the Hearing Officer for the Office’s administrative actions, if any, pursuant to section 6.03 of these Rules.

§ 7.18 Corrections to the Record

If a decision of the Hearing Officer is issued, but before an appeal is filed, the Hearing Officer may file a motion to reconsider the decision. If the Hearing Officer determines that the hearing officer may issue an erratum notice to correct simple errors or easily correctible mistakes, the Hearing Officer may do so on motion of the parties or on his or her own motion with or without advance notice.

§ 7.19 Review of Final Decision

(a) After a decision of the Hearing Officer has been issued, pursuant to any appeal made to the Board, or in the absence of an appeal, before the decision becomes final, a party to the proceeding before the Hearing Officer may move to alter, amend or vacate the decision, to correct a minor error in a ruling, finding, or decision that result from the decision is warranted because: (1) mistake, inadvertence, surprise, or excusable neglect; (2) the party was misled by evidence, information, or a statement; (3) the decision was void; or (4) the party has been acts unreasonably. The motion may be made by party in a proceeding before the Hearing Officer. The Hearing Officer decree or judgment is vacated; and (b) Upon the issuance, the decision and order of the Hearing Officer in the record of the Office shall be entered in the record of the Office and the appropriate regulations shall be applied.

3. Upon written delegation by the Board.

(a) In any case in which the Board has not rendered a determination on the merits, the Executive Director is authorized to determine any request for extensions of time to file any post-petition for review document or submission with the Board.

§ 7.19 Review of Final Decision

(a) In any case in which the Board has not rendered a determination on the merits, the Executive Director is authorized to determine any request for extensions of time to file any post-petition for review document or submission with the Board.

(b) Upon review, the Board shall issue a written decision setting forth the reasons for its decision. The Board may dismiss the appeal or affirm, reverse, modify or remand the decision and order of the Hearing Officer in whole or in part. Where there is no remand of the decision of the Board shall be entered in the record of the Office as the final decision of the Board and shall be subject to judicial review.

(c) The Board may remand the matter to the Hearing Officer for further action or proceedings, including the reopening of the hearing and the taking of further evidence. The decision by the Board to remand a case is subject to judicial review under section 497 of the Act.

§ 8.07 Expedited Review of Negotiability

§ 8.08 Procedures of the Board to Impose Proceedings

§ 8.01 Appeal to the Board.

(a) No later than 30 days after the entry of the final decision and order of the Hearing Officer in the records of the Office, an aggrieved party may file a petition for review document or submission with the Board. In any case in which the Executive Director has not rendered a determination on the merits, the Office may determine any request for extensions of time to file any post-petition for review document or submission with the Board.

(b) Upon receipt of the decision or report, the Hearing Officer may issue an erratum notice to correct simple errors or easily correctible mistakes, the Hearing Officer may do so on motion of the parties or on his or her own motion with or without advance notice.

§ 7.19 Review of Final Decision

(a) After a decision of the Hearing Officer has been issued, pursuant to any appeal made to the Board, or in the absence of an appeal, before the decision becomes final, a party to the proceeding before the Hearing Officer may move to alter, amend or vacate the decision, to correct a minor error in a ruling, finding, or decision that result from the decision is warranted because: (1) mistake, inadvertence, surprise, or excusable neglect; (2) The party was misled by evidence, information, or a statement; (3) The decision was void; or (4) The party has been acts unreasonably. The motion may be made by party in a proceeding before the Hearing Officer. The Hearing Officer decree or judgment is vacated; and (b) Upon the issuance, the decision and order of the Hearing Officer in the record of the Office shall be entered in the record of the Office and the appropriate regulations shall be applied.

3. Upon written delegation by the Board.

(a) In any case in which the Board has not rendered a determination on the merits, the Executive Director is authorized to determine any request for extensions of time to file any post-petition for review document or submission with the Board.
§ 9.01 Filing, Service, and Size Limitations of Motions, Briefs, Responses and Other Documents.

(a) Filing with the Office; Number. One original and three copies of all motions, briefs, responses, and other documents, must be filed, whenever required, with the Office or Hearing Officer. However, when a party aggrieved by the decision of a Hearing Officer or a party to any other matter or determination reviewable by the Board files an appeal, or a party files a motion for reconsideration of such final decision or order, the motion shall be filed within 15 days after service of the Board's decision or order. No response shall be filed less than the Board so orders. The filing and pendency of a motion under this provision shall not relieve a party of the obligation to file a timely appeal or operate to stay the action of the Board until so ordered by the Board.

(b) Time Limitations for Response to Motions.

(1) An appellant may move to withdraw a petition for review at any time before the Board renders a decision, and if the motion is timely made, it shall be subject to judicial review under Section 407 of the Act.

(2) The Board, at its discretion, may grant such a motion and take whatever action is required.

§ 9.02 Reconsideration.

After a final decision or order of the Board has become subject to the pendency of an appeal before the Board, which can establish its new papers that reconsideration is necessary because the Board has overlooked or misapplied a provision of law or fact, the party may move for reconsideration of such final decision or order. The motion shall be filed within 15 days after service of the Board's decision or order. No response shall be filed less than the Board so orders. The filing and pendency of a motion under this provision shall not relieve a party of the obligation to file a timely appeal or operate to stay the action of the Board until so ordered by the Board.

The decision to grant or deny a motion for reconsideration is within the sole discretion of the Board and is not appealable.

§ 9.03 Compliance with Final Decisions,Requests for Enforcement.

(a) Unless the Board has, in its discretion, stayed the final decision of the Office during the pendency of an appeal, reconsideration, or remand, as provided in section 407 of the Act, and except as provided in section 210(d)(5) and 215(c)(6) of the Act, a party required to take any action under the terms of the decision of the Board shall carry out its terms promptly, and shall within 30 days after the decision or order becomes final and goes into effect by its terms, provide the Office and all other parties to the proceedings with a compliance report specifying the manner in which compliance with the provisions of the decision or order has been accomplished. If complete compliance has not been accomplished within 30 days, the party required to take any such action shall submit a compliance report specifying the manner in which compliance with any provision of the decision or order has not yet been fully accomplished, the steps being taken to assure full compliance, and the anticipated date by which full compliance will be achieved. A party may also file a petition for attorneys' fees and/or damages unless the Board, in its discretion, stayed the final decision of the Office during the pendency of the appeal pursuant to Section 407 of the Act.

(d) To the extent provided in Section 407(a) of the Act and Section 210(b) of this section, the appropriate Office shall issue an order enforcing compliance with the terms of the decision of the Board or the Board. The petition shall specifically set forth the reasons why the petitioner believes enforcement is necessary.

§ 9.04 Motion for Attorney's Fees and Costs.

(a) When a party files a request for attorney's fees and costs against the Board, the decision of the Board shall be considered final immediately upon the entry of a Board decision by the Office, the Board, or by the Hearing Officer. If the motion for attorney's fees and costs may be appealed to the Board, the Board, or by the Hearing Officer, the Board may also request a party to submit an appropriate sanction, which may include the imposition of a fine.

(b) The Hearing Officer or the party to whom the service of a Board decision by the Office the Board, or by the Hearing Officer, the Board, or by the Hearing Officer, the Board may also request a party to submit an appropriate sanction, which may include the imposition of a fine.

(c) The Hearing Officer or the party to whom the service of a Board decision by the Office the Board, or by the Hearing Officer, the Board, or by the Hearing Officer, the Board may also request a party to submit an appropriate sanction, which may include the imposition of a fine.

(d) Limitations. Except as otherwise specified by the Hearing Officer or these rules, no attorney's fees, or supporting memorandum filed with the Office shall exceed 35 percent of the amount of the obligations of the party against whom the attorney's fees and/or damages are sought, a motion for an award of attorney's fees and/or costs shall be accompanied by:

...
services in the community in which the attorney ordinarily practices, \text{ and }

(1) An itemization of costs related to the matter in question, \text{ and }

(2) Evidence of an established attorney-client relationship.

\section{Ex Parte Communications (a) Definitions.}

(3) For purposes of section \section{Payments required pursuant to Decisions, Awards, or Settlements under section 415(a) of the Act.}

When a final decision or award pursuant to section 415(f), 406(e), 407, or 408 of the Act, or an approved settlement pursuant to section 414 of the Act, require the payment of funds pursuant to section 415(a) of the Act, the decision, award, or settlement shall be submitted to the Executive Director to be processed by the Office for requisition from the account of Compliance in the Department of the Treasury, and payment.

No payment shall be made from such account until the time for appeal of a decision has expired, unless a settlement has been reached in the absence of a decision to be appealed.

\section{Revocation, Amendment or Waiver of Rules (a) The Executive Director, subject to the approval of the Board, may revoke or amend these rules or any proposed changes in the Congressional Record and providing for a comment period of not less than 30 days. Following the comment period, any changes to the rules are final once they are published in the Congressional Record.}

(b) The Board or a Hearing Officer may waive a procedural rule contained in this Part in an individual case for good cause shown if application of the rule is not required by law.

ORDERS FOR WEDNESDAY, NOVEMBER 16, 2016

Mr. McCONNELL. Mr. President, I ask unanimous consent that when the Senate completes its business today, it adjourn until 2:30 p.m., Wednesday, November 16; 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 the Senate:

THE JUDICIARY

Mr. McCONNELL. Mr. President, if there is no further business to come before the Senate, I ask unanimous consent that it stand adjourned under the previous order.

There being no objection, the Senate, at 6:49 p.m., adjourned until Wednesday, November 16, 2016, at 2:30 p.m.

NOMINATIONS

Executive nominations received by the Senate:

THE JUDICIARY

RAELEY RANKIN BRANDT, OF THE DISTRICT OF COLOMBIA, TO BE AN ASSOCIATE JUDGE OF THE SUPREME COURT OF THE DISTRICT OF COLUMBIA, VICE L. F. SATTERFIELD RETIRED.

FOREIGN SERVICE

THE FOLLOWING-NAMED CAREER MEMBERS OF THE SENIOR FOREIGN SERVICE OF THE UNITED STATES DEPARTMENT OF AGRICULTURE FOR PROMOTION IN THE SENIOR FOREIGN SERVICE OF THE UNITED STATES:

DAVID CHARLES MILLER, OF WASHINGTON

SCOTT S. SINDLER, OF MINNESOTA

THE FOLLOWING-NAMED MEMBERS OF THE SENIOR FOREIGN SERVICE OF THE UNITED STATES AGENCY FOR INTERNATIONAL DEVELOPMENT FOR PROMOTION WITHIN THE SENIOR FOREIGN SERVICE OF THE UNITED STATES:

ALEXANDER DICKIE IV, OF TEXAS

THE FOLLOWING-NAMED MEMBERS OF THE FOREIGN SERVICE OF THE UNITED STATES AGENCY FOR INTERNATIONAL DEVELOPMENT FOR PROMOTION WITHIN THE SENIOR FOREIGN SERVICE OF THE UNITED STATES:

LISA ZELUPS, OF MARYLAND

THE FOLLOWING-NAMED MEMBERS OF THE FOREIGN SERVICE OF THE UNITED STATES AGENCY FOR INTERNATIONAL DEVELOPMENT FOR PROMOTION WITHIN THE SENIOR FOREIGN SERVICE OF THE UNITED STATES:

JOSEPH L. DORSEY, JR., OF VIRGINIA

THE FOLLOWING-NAMED MEMBERS OF THE FOREIGN SERVICE OF THE UNITED STATES AGENCY FOR INTERNATIONAL DEVELOPMENT FOR PROMOTION WITHIN THE SENIOR FOREIGN SERVICE OF THE UNITED STATES:

SENIOR FOREIGN SERVICE OF THE UNITED STATES DEPARTMENT OF THE TREASURY, AND PAYMENT OF FUNDS PERTAINING THERETO.

THE FOLLOWING-NAMED MEMBERS OF THE FOREIGN SERVICE OF THE UNITED STATES AGENCY FOR INTERNATIONAL DEVELOPMENT FOR PROMOTION WITHIN THE SENIOR FOREIGN SERVICE OF THE UNITED STATES:

THE FOLLOWING-NAMED MEMBERS OF THE FOREIGN SERVICE OF THE UNITED STATES AGENCY FOR INTERNATIONAL DEVELOPMENT FOR PROMOTION WITHIN THE SENIOR FOREIGN SERVICE OF THE UNITED STATES:

THE FOLLOWING-NAMED MEMBERS OF THE FOREIGN SERVICE OF THE UNITED STATES AGENCY FOR INTERNATIONAL DEVELOPMENT FOR PROMOTION WITHIN THE SENIOR FOREIGN SERVICE OF THE UNITED STATES:

THE FOLLOWING-NAMED MEMBERS OF THE FOREIGN SERVICE OF THE UNITED STATES AGENCY FOR INTERNATIONAL DEVELOPMENT FOR PROMOTION WITHIN THE SENIOR FOREIGN SERVICE OF THE UNITED STATES:

THE FOLLOWING-NAMED MEMBERS OF THE FOREIGN SERVICE OF THE UNITED STATES AGENCY FOR INTERNATIONAL DEVELOPMENT FOR PROMOTION WITHIN THE SENIOR FOREIGN SERVICE OF THE UNITED STATES:

THE FOLLOWING-NAMED MEMBERS OF THE FOREIGN SERVICE OF THE UNITED STATES AGENCY FOR INTERNATIONAL DEVELOPMENT FOR PROMOTION WITHIN THE SENIOR FOREIGN SERVICE OF THE UNITED STATES:
The following Air National Guard of the United States officers for appointment in the Reserve of the Air Force to the grade indicated under Title 10, U.S.C., Sections 12203 and 12212:

To be major general

BRIG. GEN. DAVID M. McMINN
BRIG. GEN. RONALD E. PAUL

The following named officers for appointment in the Reserve of the Air Force to the grade indicated under Title 10, U.S.C., Section 12203:

To be brigadier general

COL. WILLIAM E. DICKENS, JR.

The following named officers for appointment in the Reserve of the Air Force to the grade indicated under Title 10, U.S.C., Section 12203:

To be major general

COL. KATHLEEN M. FLARY

The following named officers for appointment in the Reserve of the Air Force to the grade indicated under Title 10, U.S.C., Section 12203:

To be brigadier general

COL. BRIAN K. DOOGAN
COL. JEFFREY S. BINECKE
COL. JAY D. JENSEN
COL. KEVIN M. MOORE
COL. BOYD C. L. PARKER IV
COL. SYVRIN B. PARKER
COL. BRYAN P. RAILLIF
COL. SCOTT G. SACKETT
COL. CONSTANCE M. VON HOFMANN

The following named Air National Guard of the United States officer for appointment in the Reserve of the Air Force to the grade indicated under Title 10, U.S.C., Sections 12203 and 12212:

To be major general

BRIG. GEN. RANDOLPH J. STAUBER

The following named officers for appointment in the Reserve of the Air Force to the grade indicated under Title 10, U.S.C., Sections 12203 and 12212:

To be brigadier general

COL. STEPHEN C. MELTON

The following officer for appointment in the United States Army to the grade indicated while assigned to a position of importance and responsibility under Title 10, U.S.C., Section 601:

To be lieutenant general

BRIG. GEN. CRAIG L. LAFAVE
BRIG. GEN. PAUL W. J. LINCOLN
BRIG. GEN. DONALD R. LINDSEY
BRIG. GEN. NORMAND Y. LUCAS
BRIG. GEN. JAMES M. P. SCANSIN
BRIG. GEN. PATRICK M. WALLACE

The following Air National Guard of the United States officer for appointment in the Reserve of the Air Force to the grade indicated under Title 10, U.S.C., Sections 12203 and 12212:

To be general major

BRIG. GEN. CRAIG L. LAFAVE
BRIG. GEN. PAUL W. J. LINCOLN
BRIG. GEN. DONALD R. LINDSEY
BRIG. GEN. NORMAND Y. LUCAS
BRIG. GEN. JAMES M. P. SCANSIN
BRIG. GEN. PATRICK M. WALLACE

The following named officer for appointment in the United States Army to the grade indicated while assigned to a position of importance and responsibility under Title 10, U.S.C., Section 601:

To be lieutenant general

COL. SYVRIN B. PARKER
COL. BRYAN P. RAILLIF
COL. SCOTT G. SACKETT
COL. CONSTANCE M. VON HOFMANN

The following officer for appointment in the United States Army to the grade indicated while assigned to a position of importance and responsibility under Title 10, U.S.C., Section 601:

To be major general

COL. KATHLEEN M. FLARY

The following named officers for appointment in the United States Army to the grade indicated under Title 10, U.S.C., Sections 12203 and 12212:

To be brigadier general

COL. STEPHEN C. MELTON

The following officer for appointment in the United States Army to the grade indicated while assigned to a position of importance and responsibility under Title 10, U.S.C., Section 601:

To be lieutenant general

MAJ. GEN. PAUL L. FUNK II

The following officer for appointment in the United States Army to the grade indicated while assigned to a position of importance and responsibility under Title 10, U.S.C., Section 601:

To be general major

MAJ. GEN. JAMES H. DICKINSON

The following officer for appointment in the United States Army to the grade indicated while assigned to a position of importance and responsibility under Title 10, U.S.C., Section 601:

To be major general

MAJ. GEN. GARY J. VOLESKY

The following officer for appointment in the United States Army to the grade indicated while assigned to a position of importance and responsibility under Title 10, U.S.C., Section 601:

To be general major

MAJ. GEN. PATRICK M. HAMILTON

The following officer for appointment in the United States Army to the grade indicated while assigned to a position of importance and responsibility under Title 10, U.S.C., Section 601:

To be major general

MAJ. GEN. TIMOTHY H. HILTZ

The following officer for appointment in the United States Army to the grade indicated while assigned to a position of importance and responsibility under Title 10, U.S.C., Section 601:

To be major general

BRIG. GEN. BENJAMIN F. ADAMS III
BRIG. GEN. GAYLON T. BLACK
BRIG. GEN. CHRISTOPHER M. BURNS
The following named colonel for appointment to the grade indicated in the United States Army Veterinary Corps under Title 10, U.S.C. Sections 624 and 3064:

To be colonel

DAVID L. PARKER

The following named colonel for appointment to the grade indicated in the United States Army Medical Service Corps under Title 10, U.S.C. Sections 624 and 3064:

To be colonel

BRIAN A. FERRIS

The following named colonel for appointment to the grade indicated in the United States Army Medical Service Corps under Title 10, U.S.C. Sections 624 and 3064:

To be colonel

MARK A. WOHLFORD

The following named colonel for appointment to the grade indicated in the United States Army Medical Service Corps under Title 10, U.S.C. Sections 624 and 3064:

To be colonel

KRISTIN M. WYATT

The following named colonel for appointment to the grade indicated in the United States Army Medical Service Corps under Title 10, U.S.C. Sections 624 and 3064:

To be colonel

SUSAN M. WILSON

The following named colonel for appointment to the grade indicated in the United States Army Medical Service Corps under Title 10, U.S.C. Sections 624 and 3064:

To be colonel

MAXWELL M. WOLTERS

The following named colonel for appointment to the grade indicated in the United States Army Medical Service Corps under Title 10, U.S.C. Sections 624 and 3064:

To be colonel

JASON A. WILSON
THE FOLLOWING NAMED OFFICER FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES ARMY UNDER TITLE 10, U.S.C. SECTION 12203:

To be colonel

JOSEPH A. PAPENFUS

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES ARMY UNDER TITLE 10, U.S.C. SECTION 12203:

To be major

STUART G. BAKER

RICHARD D. MINA

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES NAVY RESERVE UNDER TITLE 10, U.S.C. SECTION 624:

To be commander

JAMES D. LEVINH

JASON C. WELLS

To be colonel

RICHARD A. GAUTIER, JR.

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES ARMY UNDER TITLE 10, U.S.C. SECTION 12203:

To be colonel

LEONARD W. JONES

To be colonel

WALTER S. VENNEMAN

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES ARMY UNDER TITLE 10, U.S.C. SECTION 12203:

To be colonel

DAVID S. YUEN

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES ARMY UNDER TITLE 10, U.S.C. SECTION 12203:

To be major

DONITA A. WHITE

The following named officer for appointment to the grade indicated in the United States Army under title 10, U.S.C. section 624:

To be lieutenant colonel

CHARLES C. ANDERSON

JERRETT W. DUNLAP, JR.

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES ARMY UNDER TITLE 10, U.S.C. SECTION 12203:

To be captain

ANTHONY S. KEPPLER

BRENDON S. BAKER

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES ARMY UNDER TITLE 10, U.S.C. SECTION 12203:

To be major

STEPHEN W. HEDRICK

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES ARMY UNDER TITLE 10, U.S.C. SECTION 12203:

To be major

FRANCES A. STAGG

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES ARMY UNDER TITLE 10, U.S.C. SECTION 12203:

To be major

LANNY J. ACOSTA, JR.

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES ARMY UNDER TITLE 10, U.S.C. SECTION 12203:

To be colonel

MICHAEL S. PEYERL

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES ARMY UNDER TITLE 10, U.S.C. SECTION 12203:

To be captain

STEPHEN W. LAWRENCE

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES ARMY UNDER TITLE 10, U.S.C. SECTION 12203:

To be captain

SANDRA L. CUNNINGHAM

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES ARMY UNDER TITLE 10, U.S.C. SECTION 12203:

To be major

MICHAEL J. ABRAHAM

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES ARMY UNDER TITLE 10, U.S.C. SECTION 12203:

To be major

JOSEPH L. STRAWN

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT TO THE GRADE INDICATED IN THE REPRESENTATIVE SERVICES OF THE UNITED STATES ARMY UNDER TITLE 10, U.S.C. SECTIONS 12203 AND 12211:

To be major

JAMA A. BAGWELL

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES ARMY UNDER TITLE 10, U.S.C. SECTION 12203:

To be major

MICHAEL N. CABELL

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES ARMY UNDER TITLE 10, U.S.C. SECTION 12203:

To be major

JAYSON D. WEIDNER

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES ARMY UNDER TITLE 10, U.S.C. SECTION 12203:

To be major

JAMES T. OAKLEY

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES ARMY UNDER TITLE 10, U.S.C. SECTION 12203:

To be major

STUART G. FORD

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES ARMY UNDER TITLE 10, U.S.C. SECTION 12203:

To be major

JOSEPH A. CORA

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES ARMY UNDER TITLE 10, U.S.C. SECTION 12203:

To be colonel

JONATHAN LAMBERT

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES ARMY UNDER TITLE 10, U.S.C. SECTION 12203:

To be major

MICHAEL S. SAVAGE

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES NAVY UNDER TITLE 10, U.S.C. SECTION 624:

To be major

MICHAEL A. POLITO

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES NAVY RESERVE UNDER TITLE 10, U.S.C. SECTION 12203:

To be major

BRIAN B. OWENS

THE FOLLOWING NAMED NATIONAL GUARD OF THE ARMY NATIONAL GUARD OF THE UNITED STATES FOR APPOINTMENT TO THE GRADE INDICATED IN THE RESERVE OF THE UNITED STATES NAVY UNDER TITLE 10, U.S.C. SECTION 531:

To be major

JESSE B. DICKSON

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES NAVY UNDER TITLE 10, U.S.C. SECTION 624:

To be major

JAMIE L. WILSON

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES NAVY UNDER TITLE 10, U.S.C. SECTION 624:

To be major

ROBERT A. GUILLEN, JR.

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES ARMY UNDER TITLE 10, U.S.C. SECTION 12203:

To be major

CAYDA N. AUSTIN

THE FOLLOWING NAMED OF OFFICERS FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES NAVY UNDER TITLE 10, U.S.C. SECTION 624:

To be major

LANCE B. TURLINGTON

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES NAVY UNDER TITLE 10, U.S.C. SECTION 12203:

To be major

WILLIAM C. PARKS
The following named officers for appointment to the grade indicated in the United States Navy under title 10, U.S.C., section 624: To be captain.

William A. Schulte

To be lieutenant commander.

Abdulsalam Boualah

The following named officer for appointment to the grade indicated in the United States Navy under title 10, U.S.C., section 624: To be lieutenant commander.

Scott M. Morey

The following named officer for appointment to the grade indicated in the United States Navy under title 10, U.S.C., section 624: To be lieutenant commander.

Christian R. Foschi

In the Coast Guard.

The following officers for appointment to the grade indicated in the United States Coast Guard under title 10, U.S.C., section 271(e).

To be commander.

Azerbaijani

To be lieutenant commander.

David M. Gilbert

To be captain.

Christopher J. Pelar

Neil R. Pensio

Kurt W. Pfeiffer

Andrew D. Phipps

Jeyar L. Piedfort

David A. Piikorn

Joseph F. Pflueger

Robert S. Fottinger

John F. Foley

Joseph F. Frado

Andrew D. Pritchett

Friedrick D. Pugh

Christopher S. Pulliam

Eric A. Quigley

Alessandro M. Quintero

Thomas J. Radier

Ryan R. Ramos

Peter J. Ransdell

Jonathan T. Rebuck

Frank M. Reed III

Howard S. Reiner, Jr.

Sheral A. Richardson

Byron Ross

Callan D. Robbins

Jason W. Rogus

Michelle I. Rosenberg

Michael C. Ross

Mattheus J. Schell

James J. Schick

Daniel A. Schleder

Derek L. Schramel

John Sgambrato, Jr.

Matthew A. Shaffer

Saladin Salah

Paul C. Simpson

James D. Slapak

Randall J. Slusher

Norma L. Smlahl

Colleen M. Smith

Joseph L. Smith

Jenise A. Smith

Kate R. Smith

Lauren E. Smoak

Brett L. Sperry

Kevin L. Stin

Paul W. Stiepler

Rachel P. Strebuel

George R. Stucheland

John P. Suckow

Kathleen M. Sullivan

Amy K. Sung

Matthew M. Swaner

David C. Thompson

Damon Thornton

Jessica A. Thornton

John D. Tolmin

Milos A. Tomic

Christopher N. Toussaint

Cynthia S. Trevor

Michael C. Verducci

Eduardo M. Valdez

Matthew J. Vanhinkel

Fausto R. Vivas

Michael M. Vickers

Michael A. Viles

Steven M. Vold

John M. Walsh

Todd A. Weinert

Steven D. Welch

Bruce D. Wells

Mason C. Wilcox

Derek D. Wilson

Paul A. Winters

Nicholas A. Woessner

Francis E. Wolfe

Jonathan M. Wosenthal

Robert T. Wright

Victor M. Yaguchi

Miles K. Young

Matthew J. Zinn

The following named officers for appointment in the United States Coast Guard to the grade indicated under title 10, U.S.C., section 271(e).

To be commander.

Jennifer L. Adams

Marc H. Akus

David J. Allard

Nathanah W. Allen

Bryan J. Allender

Shameek E. Anthandwilliams

Melissa J. Attenas

Christopher M. Armstrong

Charles L. Banks, Jr.

Ann M. Bassolino

Kevin M. Beck

Andrew J. Schönke

Robert T. Shirkey II

Fred S. Smith IV

Vanessa Blackmore

William E. Blair

John D. Block

Peter F. Bosma

Ruben E. Bortenas

Kevin C. Boyd, Jr.

Valerie A. Boyd

Jason P. Brand

William C. Brandt, Jr.

Chad R. Brown

Shane D. Brownridge

Kevin A. Broyles

Bryan J. Burchalter

Eric A. Cain

Joseph G. Callaghan

Ian L. Callender

Brian C. Carroll

Bryan D. Carroll

James R. Caruso

Jared F. Carter

John D. Catlett

Thomas E. Catanzaro
To be captain

Christopher M. Pascuto
Chester A. Fassic
Andrew L. Faye
Mark B. Patton
James B. Pernson
Barton L. Freilott
Jeffrey J. Ferlito
Jennifer C. Cottrell
Elizabeth T. Platt
Kenneth B. Poulter
Jorge Porta
Mark B. Potsch
Leah M. Priesten
Amanda M. Rasmussen
Libby J. Rasmussen
Jeffrey J. Rasnak
Lisa M. Rice
Matthew Rooney
Michael H. Russell
Jan A. Rybka
Paul Salerno
Evelyn B. Samms
Rachel P. Samuel
Kevin B. Saunders
Benjamin J. Schluckebier
Timothy L. Schmitz
Dion J. Scott
Kirk C. Shadecek
Brook W. Sherman
Jason S. Smith
Laura J. Smolinski
Joan Snith
Gabriel J. Somma
Robert E. Stiles
Jessica B. Styrion
Robert D. Taylor
Jacques K. Tergesen
Emily L. Tharp
Alfred J. Thompson
Lawrence W. Tinsman
David A. Torres
Dwain L. Tronson
Norvin T. Tribb
Jared B. Trush
Michael A. Vaturiella
Matthew J. Walker
William B. Walker
Amelia B. Wallace
Tamura B. Wallin
Amber S. Ward
Rodney P. West
Stephan E. West
Christopher R. White
Brian R. Willisson
William M. Wilden
Tracey L. Wirth
Christopher L. Wright
Brent C. Yezefski
Peter J. Zauner

The following named officers for appointment in the United States Coast Guard to the grade indicated under Title 10, U.S.C., Section 12203(A):

To be captain

Mark E. Ames
Michael G. Barton
Leon D. Dame
Tiffany G. Danko
Stacie L. Fain
Daniel J. Fitzgerald
Joanna K. Higdon
Jason A. Leto
Richard E. Nisman, Jr.
Colleen M. Pak
George W. Pittas
Michael A. Spilidoro
Matthew D. Walden

The following named officers for appointment in the United States Coast Guard Reserve to the grade indicated under Title 10, U.S.C., Section 271(E):

To be captain

John F. Barnes
Amy M. Beach
Benedict D. Berg
John M. Branch
Paul Brooks
Bruck C. Brown
Susanne M. Brown
Marie Byrd
Flip F. Capistrano
Jay C. Cie
Clintion S. Carlsson
Kevin M. Carroll
Travis L. Carter
John D. Cole
Timothy J. Connors
Erik M. Cooper
John P. Decker
Eric D. Denley
Angelico D. Donovan
Maryellen J. Durley
William G. Hyrry
Matthew Edwards
Michael J. Evans
Brian D. Faulk
Rosemary F. Firestone
Arthur R. Gomez
Amy B. Grable
Nolly B. Harrison
Mark E. Higdon
Patrick M. Hibbert
Todd M. Howard
Richard R. Howes
Michael A. Hudson
Mark A. Jackson
Scott L. Johnson
Erik F. King
Shawn A. Koch
Sheeann M. Lacey
William A. Lefler
Ralph E. Little
Vivianne Louise
Michael C. Macmillan
James D. Marksez
Craig J. Massie
Joseph T. McGilley
Adam B. Morrison
Frances A. Neal
Timothy M. Newton
Jeffrey W. Nowak
Louie C. Parks, Jr.
Joseph A. Pena
Michael E. Roschele
Gregory C. Rothrock
James B. Rush
Evan J. Ryan
Michael Schoonover, Jr.
Mark J. Shepard
Evan J. Smith
 Sampson C. Stevens
Scott A. Storms
Jeffrey S. Swanson
 Roxanne Tame
Gregory L. Thomas
Kirtcher L. Tipton
Roberto F. Vories
Kashir C. Treere
Jaqueline M. Twomiry
Mark B. Walsh

To be commander

Joseph T. Begin

To be lieutenant commander

Matthew B. Williams

The following named officers for appointment in the United States Coast Guard Reserve to the grade indicated under Title 10, U.S.C., Section 12204:

To be commander

John F. Barnes

To be lieutenant commander

Matthew B. Williams

The following named officers for appointment in the United States Coast Guard Reserve to the grade indicated under Title 10, U.S.C., Section 12204(A):
HONORING THE 10TH ANNIVERSARY OF MARIS GROVE

HON. PATRICK MEEHAN
OF PENNSYLVANIA
IN THE HOUSE OF REPRESENTATIVES
Tuesday, November 15, 2016

Mr. MEEHAN. Mr. Speaker, I rise today to congratulate Maris Grove on celebrating its 10th anniversary this October.

Maris Grove retirement community opened in 2006 to provide an active senior living facility in southeastern Pennsylvania. It's been my privilege to visit the facility and get to know so many of its residents since then.

More than 1500 residents live at Maris Grove in independent apartments and enjoy more than 180 resident groups and clubs. This engaged resident community is supported by more than 650 employees who work tirelessly to provide exceptional customer service to all residents.

Mr. Speaker, I congratulate Maris Grove on its success these past ten years, and I look forward to seeing the community grow in the next decade.

PERSONAL EXPLANATION

HON. JOHN C. CARNEY, JR.
OF DELAWARE
IN THE HOUSE OF REPRESENTATIVES
Tuesday, November 15, 2016

Mr. CARNEY. Mr. Speaker, I wish to clarify my position on roll call votes cast on September 20, 2016 and September 26, 2016.

On Roll Call Vote Number 521, on consideration of H.R. 670 I did not vote. It was my intention to vote “Yea.”

On Roll Call Vote Number 522, on consideration of H.R. 578 I did not vote. It was my intention to vote “Yea.”

On Roll Call Vote Number 523, on consideration of H.R. 5690 I did not vote. It was my intention to vote “Yea.”

On Roll Call Vote Number 557, on consideration of H.R. 3557 I did not vote. It was my intention to vote “Yea.”

On Roll Call Vote Number 558, on consideration of H.R. 5392 I did not vote. It was my intention to vote “Yea.”

IN TRIBUTE TO CHRIS AHMUTY

HON. GWEN MOORE
OF WISCONSIN
IN THE HOUSE OF REPRESENTATIVES
Tuesday, November 15, 2016

Ms. MOORE. Mr. Speaker, I rise today to recognize Chris Ahmuty who is retiring from the American Civil Liberties Union (ACLU) of Wisconsin on December 31, 2016. He has served the organization since 1982 and for 24 of those 34 years of service has been the Executive Director of the ACLU of Wisconsin.

Mr. Ahmuty has spent much of his career making an extraordinary impact on civil liberties and civil rights in Wisconsin. Over the decades he has led the organization as a tireless advocate for issues such as LGBT rights, voting rights, reproductive freedom, transit equity, environmental justice, free speech, and public access to the state Capitol. Chris Ahmuty is especially proud of the organization’s success in racial discrimination cases, marriage equality, and youth leadership development. He remains a man in a hurry, ready to push back against those who would deny fundamental liberties; he truly believes that whenever society and the laws that govern society become more inclusive, everyone gains.

Chris Ahmuty was born in New York City and grew up in Derby, New York. His mother, a schoolteacher, died of cancer when he was just 15. His father, a sales manager, died when Ahmuty was in graduate school. Chris Ahmuty’s grandfather Frederic P. Lee, a lawyer involved in drafting New Deal-era policies, deeply influenced Ahmuty’s political and social justice positions.

Mr. Ahmuty came to Wisconsin to attend graduate school at the University of Wisconsin-Milwaukee, earning a master's degree in history, and made Wisconsin his new home.

At the helm of the ACLU, Chris Ahmuty has worked on many initiatives. Some of the most notable activities include the numerous lawsuits challenging government abuse of power, special attention to the rights of society's most vulnerable, and expansion of the affiliate's programs, especially youth development. He works daily to uphold the ACLU mission to protect and defend civil liberties in a non-partisan manner. Mr. Ahmuty's ability to keep calm, whether in victory or defeat, has served him well through his long tenure with the ACLU.

I am grateful to have had the opportunity to know and work with Chris Ahmuty for many years on issues such as voting rights, prison reform and incarceration issues, and rights of the poor. I will join with friends and his partner, Bob Schlack, to congratulate him at the ACLU Annual Bill of Rights Celebration where he will be honored with a Lifetime Achievement Award on November 19, 2016.

Mr. Speaker, I am proud to honor Chris Ahmuty and I am proud to call him friend. The citizens of the Fourth Congressional District and the State of Wisconsin are privileged to have someone of his ability and dedicated service working on their behalf for so many years. Chris, I thank you for all that you have done. I am honored for these reasons to pay tribute to Chris Ahmuty.
Termed out of the Assembly in 2008, Wolk was subsequently elected to the California State Senate where she now serves as the Majority Whip, chairs the Select Committee on the Sacramento-San Joaquin Delta, and chairs a Senate Budget Subcommittee. In her combined two years, she has authored 100 new laws. During her impressive career in the legislature, Wolk has been honored with many awards and recognitions for her leadership in water policy, flood protection, parks and conservation, gun violence, end-of-life care, and transportation, including the safety of State Highway 12.

Senator Wolk has led an admirable career in public service, filled with policy accomplishments on behalf of her constituents and the state. Mr. Speaker, it is therefore fitting that we honor and thank Lois Wolk for her long and distinguished career and wish her the best of luck on her future endeavors.

HONORING GRAND LAKE GARDENS

HON. BARBARA LEE
OF CALIFORNIA
IN THE HOUSE OF REPRESENTATIVES
Tuesday, November 15, 2016

Ms. LEE. Mr. Speaker, I rise today to honor Grand Lake Gardens, a retirement community in the heart of Oakland, California, on the occasion of its 50th anniversary.

Since 1966, Grand Lake Gardens has been providing seniors with a comfortable, safe, and convenient home near the beautiful Lake Merritt. Grand Lake Gardens’ proximity to a thriving, vibrant commercial district with restaurants, parks, galleries, and more have allowed its residents to live fulfilling and active lives.

Residents at Grand Lake Gardens take an active role in shaping their own programs, activities, and clubs to fit their interests, and residents have created their own fitness classes, current news seminars, and an organic garden.

Grand Lake Gardens took shape as many Oakland-area Baptist churches searched for a way to address the need for housing and care of the elderly during the late 1950’s and the early 1960’s.

In 1963, the Northern California Baptist Convention appointed a Commission on Retirement Housing to come up with solutions to the need for housing for the elderly in the Bay Area. Their solution was to build Grand Lake Gardens. A location was chosen, the money was raised, and on July 2nd, 1965, construction began on a seven-story building with 103 apartments and parking.

Construction was completed by November 7th, 1966, and by Christmas of that year, there were 25 residents living at Grand Lake Gardens—enough for its first Christmas party.

When Mr. Mark Knudson became the first full-time administrator, in 1981, Grand Lake Gardens began to truly flourish and blossom. Under Mr. Knudson’s leadership, the Grand Assembly and an activity room were added, a third-floor garden was created, and more staff was hired to provide residents with more activities. In 1984, Grand Lake Gardens added a wellness clinic and a van to provide transportation for residents, further improving the health and experience of seniors living there.

On a personal note, my late beloved mother, Ms. Mildred Massey, spent the last five of her golden years at Grand Lake Gardens. She always told me what a warm and welcoming home Grand Lake Gardens was, and how loved and accepted she felt there.

Today, on behalf of the residents of California’s 13th Congressional District, I congratulate Grand Lake Gardens on 50 years of providing its residents with a comfortable, safe, and convenient home. I wish Grand Lake Gardens well as it continues to help seniors live thriving, vibrant, and active lives.

HONORING DANVILLE COUNCILMEMBER MIKE DOYLE

HON. MARK DeSaulnier
OF CALIFORNIA
IN THE HOUSE OF REPRESENTATIVES
Tuesday, November 15, 2016

Mr. DeSaulnier. Mr. Speaker, I rise today to honor Mayor Mike Doyle for his lifelong commitment of public service to his hometown of Danville, California. Mr. Doyle was elected to the Danville Town Council on November 5, 1991, running as a "man of the people," advocating on behalf of youth, veterans, business, careful planning, and citizen engagement.

Mr. Doyle is known as “Mr. Danville,” and his legacy will be his work to preserve Danville’s genuine small-town feel. He always put the Town first and made sure it was on track to become the small city it is today. His passion and dedication for Danville and its residents are unrivaled.

Mr. Doyle is the first person to be elected to the Town Council six times and is the longest-serving member of the Danville Town Council since incorporation of the Town of Danville in 1982. Mr. Doyle has worked tirelessly to preserve the character of Danville while encouraging balanced economic growth.

Mr. Doyle has played an integral part in shaping the Town of Danville. During his service, the Town enjoyed the opening of a new Danville Library and Community Center complex, Oak Hill Park Community Center, and the Veterans Memorial Building and Senior Center.

Mr. Doyle served on the Board of Directors for the League of California Cities for 18 years, representing Danville and cities across California. Prior to his public service in Danville, Mr. Doyle served six years in the United States Air Force, during which time he was involved in the Berlin Airlift to carry food and other supplies into West Berlin.

Mr. Doyle and his wife JoAnne have raised five children—Michael, Mary Anne, Terrence, Celeste and John, and are grandparents to nine grandchildren.

We wish him well in his retirement.

HONORING THE LIFE OF DON MCENHILL

HON. JARED HUFFMAN
OF CALIFORNIA
IN THE HOUSE OF REPRESENTATIVES
Tuesday, November 15, 2016

Mr. HUFFMAN. Mr. Speaker, I rise today in memory of Don McEnhill, Sr., who passed away on September 29, 2016 after a lifetime of service to his community. Born February 21, 1930, in San Francisco, Mr. McEnhill attended the University of San Francisco prior to serving in the United States Air Force, and using GI Bill benefits, he graduated from University of the Pacific Dental School in 1960, going on to practice dentistry for 32 years in the San Francisco Bay Area. A 2nd Lieutenant in the United States Air Force, Don met his future wife Mildred (Milly) Lewis, a Western Airlines stewardess, while stationed in Salt Lake City; they would go on to raise four loving children.

Mr. McEnhill’s legacy of community service includes serving on the boards for the Dixie School District, Fitch Mountain Homeowners’ Association, and League of Women Voters. Additionally, Don served on the Marin County Civil Grand Jury and was a staunch advocate for the Russian River. An active parishioner of St. Isabella Parish for 53 years, Don helped establish the high school faith formation Parish Youth Council (PYC) to serve the spiritual, social, and intellectual needs of high school students.

Mr. McEnhill is survived by his beloved children: John McEnhill IV, Marie McEnhill, Don McEnhill, Jr., and Ann Margaret McEnhill in addition to his sisters: Mary McInerney, Elizabeth Kozel and Judith Lee Jasko; his brother, Gerald; and his beloved grandchildren, Jack and Emma McEnhill, William and Joseph Simonds; and a large extended family.

Mr. Speaker, the depth of Mr. McEnhill’s service to the military and his local community, as well as his commitment to his family and faith have left a positive legacy to many, and he will be dearly missed. It is therefore appropriate that we pay tribute to him today and honor his memory.

CONGRATULATING PENNY PULLEN ON HER LIFETIME ACHIEVEMENT AWARD

HON. PETER J. ROSKAM
OF ILLINOIS
IN THE HOUSE OF REPRESENTATIVES
Tuesday, November 15, 2016

Mr. ROSKAM. Mr. Speaker, I rise today to congratulate Miss Penny Pullen on being selected as the recipient of the Abstinence & Marriage Education Partnership’s Lifetime Achievement Award. This award represents a man and woman whom God has blessed and who have put the spiritual and moral values of the family above personal power. Miss Pullen has been fighting for the right to life and for traditional family values over the past several decades both in Illinois and across the nation.

Penny has long been considered one of the strongest champions of the pro-life movement in Illinois. She has been a leader and a hero for all of Penny’s work fighting for the right to life and for traditional family values over the past several decades both in Illinois and across the nation.

Penny has long been considered one of the strongest champions of the pro-life movement in Illinois. She has been a leader and a hero for all of Penny’s work fighting for the right to life and for traditional family values over the past several decades both in Illinois and across the nation.
Assembly in 1993, she launched the Illinois Family Institute and was later appointed by Phyllis Schlafly to serve as President of Eagle Forum of Illinois. She also served in three national posts. She was appointed by President Ronald Reagan to the National Council on Educational Research and Improvement and to the President's Commission on the HIV Epidemic. She was also appointed by President George Bush to the board of directors of the Legal Services Corporation. Currently, Penny is the president of Life Advocacy Resource Project and editor of Life Advocacy Briefing.

Although she has never sought recognition or accolades Penny deserves our deepest respect and admiration. Her contributions to the pro-life community are an inspiration to many across Illinois and the United States. It truly is an honor for me to be counted among her many friends and admirers. At a time when our nation is in need of role models in public life, we are truly blessed by Penny and the testimony of her whole life.

Mr. Speaker, please join me in recognizing Penny Pullen for her remarkable lifetime of service and her devotion to God and to the founding principles that have made our nation prosper.

IN HONOR OF RILETTA L. CREAM
OF NEW JERSEY
IN THE HOUSE OF REPRESENTATIVES
Tuesday, November 15, 2016
Mr. NORCROSS. Mr. Speaker, I rise today to honor Mrs. Riletta L. Cream, a woman of strength, character and commitment, on the occasion of her 90th birthday. Mrs. Cream has been a friend, mentor and educator to many individuals in southern New Jersey, including myself, and it only seems fitting that we honor someone who has dedicated herself to public service on the floor of the House of Representatives.

Mrs. Cream was born and raised in Camden City, and after graduating from Glassboro State College, now Rowan University, she was a teacher, supervisor and principal at an elementary school before the Mayor of Camden City recruited her to be the principal at Camden High School.

Mrs. Cream led Camden High through the tumultuous seventies all the way through 1987—serving proudly as a role model to students, teachers and administrators alike.

After retiring from Camden High School, she became an administrator at BPUM, Inc. Day Care Centers and later an Adjunct Professor and Supervisor of Student Teachers at both Rowan and Rutgers Universities.

In 1994, she was appointed to the Board of Chosen Freeholders in the County of Camden, New Jersey. She was reelected to that position four times, shepherding many projects like the Tech 2000 program, which put computers in every classroom and supplied distance learning equipment for students and teachers and expanding the County's Library System. She retired in 2011.

Mrs. Cream created a scholarship program to ensure students in Camden were given the opportunity to continue their education. She is always focused on giving back to her community and her students, even now, long after she retired as an educator.

Mr. Speaker, Mrs. Cream continues to encourage and inspire everyone who knows her and those she continues to meet. I hope that you will all join me in wishing this incredible woman, Mrs. Riletta L. Cream, a wonderful birthday.

H.R. 3590
HON. CHRIS VAN HOLLEN
OF MARYLAND
IN THE HOUSE OF REPRESENTATIVES
Tuesday, November 15, 2016
Mr. VAN HOLLEN. Mr. Speaker, I rise in opposition to H.R. 3590, which repeals one of the funding mechanisms for the Affordable Care Act (ACA). The nonpartisan Congressional Budget Office has estimated that this bill would add $33 billion to the nation's deficit. House Republicans have once again created a double standard, asking Congress to add $33 billion to the national deficit with unpaid tax breaks while insisting on offsets for public health emergencies like the Zika virus, opioid epidemic, and crisis in Flint, Michigan. H.R. 3590 has made House Republicans' priorities very clear—to dismantle the ACA. This is the latest effort to undermine the ACA, which provides affordable health care to millions of Americans.

I have put forward a proposal to provide tax relief to working Americans with a Paycheck Bonus Tax Credit and updates to the tax code to benefit those who earn their paychecks through hard work instead of those who make paid off of money. If Republicans are serious about tax reform to help American workers, they would support my proposal to limit tax breaks that encourage corporations to move American jobs overseas. Rather than work on behalf of our constituents who are counting on Congress to pass common sense laws on ideological tax reform and to address public health emergencies, House Republicans have chosen to fight old battles by once again introducing legislation which would undermine the ACA.

I oppose this bill and urge my colleagues to vote no.

RECOGNIZING TRISHA PRABHU
OF ILLINOIS
IN THE HOUSE OF REPRESENTATIVES
Tuesday, November 15, 2016
Mr. ROSKAM. Mr. Speaker, today I honor sixteen year old Trisha Prabhu of Naperville, IL, for her creative and enterprising efforts to combat teen cyberbullying. Having partnered with entrepreneurs Mark Cuban and Lori Greiner through the hit TV show "Shark Tank", Trisha is expanding her efforts on a national level.

As a thirteen year old, Trisha decided to take a stand when she heard about students younger than herself who committed suicide after experiencing cyberbullying. Drawing on neuroscience research and her own research in school, Trisha created an app designed to warn students when they are about to send a text message that might be hurtful. The app, called ReThink, gives users an opportunity to edit, cancel, or send the message.

After piloting the app in a 1,500-person trial, Trisha found that ReThink resulted in teens changing their messages a stunning 93 percent of the time. Already, the app has been downloaded by thousands of users and has had a significant impact on the community.

With her initiative Trisha models the best in our youth by stepping out to prevent—not just remedy—a serious problem that her own communities face.

Trisha has been featured at the White House Science Fair and as a global finalist at the Google Science Fair and received numerous honors including the Princess Diana Award and awards from MIT and the George H. W. Bush Foundation.

Mr. Speaker, please join me in recognizing this special occasion as we celebrate the ingenuity and spirit of Trisha Prabhu.

IN RECOGNITION OF THE AMERICAN CANCER SOCIETY OF HANFORD, CALIFORNIA
HON. PETER J. ROSKAM
OF ILLINOIS
IN THE HOUSE OF REPRESENTATIVES
Tuesday, November 15, 2016
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HONORING JAMES K. FOY OF PENNSYLVANIA
HON. SCOTT PERRY
OF PENNSYLVANIA
IN THE HOUSE OF REPRESENTATIVES
Tuesday, November 15, 2016
Mr. PERRY. Mr. Speaker, today I honor my constituent, Chief Master Sergeant James K. Foy, upon his retirement from more than 40 years of military service to the United States Air Force and the Pennsylvania Air National Guard.

Chief Master Sergeant Foy deployed multiple times in service of our Nation, including Operations Desert Shield, Desert Thunder, Enduring Freedom and Iraqi Freedom. He earned 30 federal awards, including the Defense Meritorious Service Medal, the Meritorious Service Medal with four devices, the Air Force Commendation Medal with four devices, a Joint Service Achievement Medal, and both Air Force and Army Achievement Medals.

Chief Master Sergeant Foy’s tireless dedication, professionalism and sacrifice touched the lives of countless people and challenged all with whom he served to be the best. His legacy of service to our Nation truly is admirable.

On behalf of Pennsylvania’s Fourth Congressional District, with great pride I commend and congratulate Chief Master Sergeant James K. Foy upon his retirement after 40 years of selfless service to the United States of America.

IN RECOGNITION OF THE AMERICAN CANCER SOCIETY OF HANFORD, CALIFORNIA
HON. DAVID G. VALADAO
OF CALIFORNIA
IN THE HOUSE OF REPRESENTATIVES
Tuesday, November 15, 2016
Mr. VALADAO. Mr. Speaker, I rise today to commend the American Cancer Society of Hanford, California on its twentieth successful Relay For Life event and for raising over $1.065,000 to date to fight cancer.

More than 5,000 Relay For Life events take place across the world every year. However, Relay For Life has been a staple in Hanford for the past two decades. The twenty-four hour event aims to raise funds to improve cancer survival, decrease the incidence of cancer,
and improve the quality of life for cancer patients and their caretakers.

While events vary by community, Hanford’s Relay For Life consists of food, games, and family-friendly activities as well as several meaningful celebrations. The event begins with the Survivors Lap, which honors cancer survivors and their victory over cancer. During the Luminaria Ceremony, participants remember those lost who lost their battle with cancer as well as those who are still fighting. The final ceremony is the Fight Back Ceremony, which inspires participants to take action in the fight against cancer.

Hanford Relay For Life is completely organized and executed by nearly two hundred volunteers from the local community who, on average, raise over $120,000 each year. The dedication and compassion each volunteer exhibits is admirable and truly makes the Central Valley a remarkable community.

Mr. Speaker, I ask my colleagues in the United States House of Representatives to join me in commending the American Cancer Society of Hanford and all the volunteers who work to make the Relay For Life event successful every year and every year.

HONORING DR. ROBERT ADAMS
OF CALIFORNIA
IN THE HOUSE OF REPRESENTATIVES

Tuesday, November 15, 2016

Ms. LEE. Mr. Speaker, I rise today to honor the extraordinary career and legacy of Dr. Robert “Bobby” Adams. A career counselor and administrator, Dr. Adams has made a lasting contribution to the education of generations of college students in Los Angeles and the Bay Area.

Dr. Adams attended Los Angeles City College and Philander Smith College in Little Rock, Arkansas before receiving his bachelor’s Degree in psychology from Loyola Marymount University, a Master of Education from the University of Southern California, and a Doctorate in Education Management from Pepperdine University.

After the completion of his education, Dr. Adams worked as a counselor and administrator at Santa Monica College (SMC) for 33 years. He began his professional career in SMC in 1974, serving as a counselor in outreach and the Extended Opportunities Program and Service (EOPS). He also served as Counseling Department Chair from 1981 to 1986, was Dean of Student Life from 1986 to 1996, and Associate Vice President of Student Affairs from 1996 to 1998. Prior to his retirement from SMC in 2007, Dr. Adams served for several years as the Vice President of Student Affairs.

After he left Santa Monica College in 2007, Dr. Adams was hired as the President of Merritt College in Oakland where he served until his retirement in 2012.

While at Merritt College, Dr. Adams established the Maximum Achievement Project (MAP), which was visited and recognized by United States Secretary of Education Arne Duncan. Through the MAP program, Merritt increased graduation rates for students, with a focus on African American males. MAP students raised their GPA from 1.5 to 3.1 in less than two years.

During his tenure at Merritt, Dr. Adams was also instrumental in building a new $50 million dollar facility focused on STEM education that he was honored to have named the Barbara Lee Science and Allied Health Center.

On a personal note, Bobby is the epitome of a citizen of this world, who “thinks globally, and acts locally.” He had the privilege to travel to Africa with him, and was impressed by his commitment to the education of all students when I saw that soon after we returned he established a partnership to bring African students to study at the Peralta colleges. For that and much more, I am truly grateful.

The Santa Monica College Foundation has now established the Dr. Bobby Adams Leadership Award to honor Bobby’s lifetime of mentorship and leadership in the education field.

On behalf of California’s 13th Congressional District, I join the family and friends of Dr. Adams as we celebrate his career and contributions to the education of countless young people.

HONORING THE LATE JOHN L. BEISSER OF PENNSYLVANIA

HON. SCOTT PERRY
OF PENNSYLVANIA
IN THE HOUSE OF REPRESENTATIVES

Tuesday, November 15, 2016

Mr. PERRY. Mr. Speaker, today I honor John L. Beisser, formerly of Lemooyne, a Pennsylvania Railroad Police Officer who died in the line of duty on October 20, 1916.

On that day, Officer Beisser and fellow Railroad Police Officer Harry Chubb spotted two vagrants attempting to hop a freight train along the Pennsylvania Railroad. As Officer Beisser walked towards the men to ask where they were headed, one of the men fatally shot Officer Beisser and wounded Officer Chubb. The assailant was captured and later convicted for his crime.

Prior to his service with the Pennsylvania Railroad Police, Officer Beisser was a veteran of the Spanish American War. His legacy of service to our community and nation truly was admirable.

On behalf of Pennsylvania’s Fourth Congressional District, we honor John L. Beisser for his selfless service on the 100th anniversary of his death in the line of duty.

HONORING MR. ED GILARDI
OF CALIFORNIA
IN THE HOUSE OF REPRESENTATIVES

Tuesday, November 15, 2016

Mr. THOMPSON of California. Mr. Speaker, I rise today to honor Ed Gilardi upon his retire- ment after 20 years of dedicated service as a Trustee on the Cotati-Rohnert Park School Board.

Mr. Gilardi’s work to promote schools’ accountability to the public, to recruit top notch educators and to help all students to reach their full potential has improved the quality of education throughout our community. His leadership on the Cotati-Rohnert Park School Board includes serving four years as President and three as the Clerk.

In addition to his local service, Mr. Gilardi has contributed to education throughout our state by serving in leadership and advocacy positions on the California School Boards Association. Mr. Gilardi has also advocated and lobbied effectively in Sacramento and Washington D.C. on behalf of Sonoma County and Cotati-Rohnert Park students, funding, standards and education reforms. Through his decades of work in education and public service, Mr. Gilardi has earned the respect of students, teachers, and trustees throughout the State of California.

Mr. Gilardi has also devoted his time to working with young people in our community by coaching youth sports teams and mentoring 4-H members. He also served as Chair of the Cotati Kid’s Day Parade & Festival from 2010 to 2015, on the committee to recognize the 100-Year Anniversary of the first school in Cotati, as well as Chair and Vice President on the Education Foundation of Cotati-Rohnert Park Executive Board. In recognition of his service, Mr. Gilardi was named Cotati Citizen of the Year in 2000 and received the Education and Community Volunteer of the Year Awards from Sonoma County Youth and Adult Development in 2011.

Mr. Speaker, Mr. Ed Gilardi has tirelessly served our community and our state with honor and integrity, and he is an excellent role model of citizenship and dedicated public service. Therefore, it is fitting and proper that we honor him here today and extend our best wishes for an enjoyable retirement.

GWINNETT COUNTY’S RED, BLUE AND YOU CELEBRATION

HON. ROB WOODALL
OF GEORGIA
IN THE HOUSE OF REPRESENTATIVES

Tuesday, November 15, 2016

Mr. WOODALL. Mr. Speaker, November 18, 2016 marks the inaugural event of Gwinnett County’s Red, Blue and You celebration. This event honors the brave men and women in our community who have chosen to dedicate their lives to ensuring the safety and wellbeing of others around them.

I stand here today, Mr. Speaker, with the great honor of recognizing these heroic men and women who put their lives in harm’s way to keep our communities, families, visitors, and businesses safe.

Each day, Gwinnett’s finest put on their uniforms with pride, kiss their loved ones goodbye and head to work not knowing what the day has in store for them.

These dedicated public servants, Mr. Speaker, are the first on the scene when duty calls, and they must make quick decisions in difficult situations and oftentimes with limited information.

That, Mr. Speaker, requires true leadership and Mr. Gilardi is a great example of that.

The history of our nation, and communities alike, reveals the importance of first responders who have chosen to serve others.

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That, Mr. Speaker, requires true leadership and Mr. Gilardi is a great example of that.

The history of our nation, and communities alike, reveals the importance of first responders who have chosen to serve others.
proudly wear red and blue are defined by more than their uniform and badge.

To many folks in Gwinnett, Mr. Speaker, these individuals are not nameless or another face in the crowd. They are moms and dads, brothers and sisters, sons and daughters.

Put simply, they are loved ones.

With that, Mr. Speaker, I send my sincere appreciation to all of the courageous first responders in Gwinnett County for enforcing our laws and keeping our families, friends, and neighbors out of harm's way.

HONORING THE SERVICE OF MR. HENRY LEMAY

HON. JIM COSTA
OF CALIFORNIA

IN THE HOUSE OF REPRESENTATIVES
Tuesday, November 15, 2016

Mr. COSTA. Mr. Speaker, I rise today to honor and recognize the valued service of Mr. Henry Lemay. Mr. Henry Lemay is a distinguished military veteran and community member in Fresno, California.

Henry Lemay served in the United States Army from 1951 to 1954. Henry fought in the Korean War where he was wounded in Heartbreak Ridge on November 3, 1952 receiving shrapnel in both legs from the waist down. For his recovery, Henry spent six weeks in the hospital in Osaka, Japan before he was sent back to the United States. Henry was honorably discharged by the Army in 1954 and received many medals and awards for his valiant service in Korea, including the Purple Heart and the Bronze Star. In July 2015, I had the honor to present the Korean Ambassador for Peace Medal to Henry for his honored service in Korea and just recently he received the Citizen Soldier Award at the 2016 Fresno City College Veterans Day Ceremony. These are just a few of the many awards and honors Henry has received over the years.

For the past few decades, Henry has made an impact within the community in the City of Fresno and the veteran community. Henry has a beautiful voice and has been singing at numerous veteran and patriotic events. Not only does Henry sing at veterans’ events but for the past fifteen years, he has volunteered his time by singing at the U.S. Citizenship and Immigration Services (USCIS) Naturalization Ceremonies in Fresno. In addition to his community service, Henry has been active in many veterans’ organizations and activities. In 1994, he became active in the Honor Guard formed by the VFW. Henry is also engaged in the AMVETS, the DAV, and the American Legion.

In my Congressional District, if a veterans’ event is planned, it is well known, Henry will be on the agenda, rocking the audience with the National Anthem or God Bless America.

Mr. Speaker, it is with great respect that I ask my colleagues in the House of Representatives to pay tribute to Mr. Henry Lemay, an honorable man, a good friend, a man of great faith and a true American Hero. I wish him, his wife Carol and their family much continued success and happiness.

HONORING KATHRYN LEHMAN OF PENNSYLVANIA

HON. SCOTT PERRY
OF PENNSYLVANIA

IN THE HOUSE OF REPRESENTATIVES
Tuesday, November 15, 2016

Mr. PERRY. Mr. Speaker, today I honor my constituent, Kathryn Lehman, upon her retirement after more than 36 years of service with the Pennsylvania Department of Revenue.

Kathryn began her career as a Clerk 1 in the Bureau of Central Files, Filing and Retrieval Division in 1980. Based on her performance, she received the first of several promotions that culminated in her last assignment with the Bureau of Enforcement Planning, Analysis and Discovery.

Kathryn’s dedication and professionalism touched the lives of many people and exemplified the Pennsylvania Department of Revenue’s mission to fairly, efficiently and accurately administer the tax laws and other revenue programs of the Commonwealth.

On behalf of Pennsylvania’s Fourth Congressional District, I commend and congratulate Kathryn Lehman upon tireless service to the citizens of, and well-earned retirement from the Commonwealth of Pennsylvania.

COAL COMBUSTION RESIDUALS IN THE WATER RESOURCES DEVELOPMENT ACT

HON. DAVID B. MCKINLEY
OF WEST VIRGINIA

IN THE HOUSE OF REPRESENTATIVES
Tuesday, November 15, 2016

Mr. MCKINLEY. Mr. Speaker, I rise to urge my colleagues to include language relating to coal combustion residuals regulation in a final agreement with the Senate on the Water Resources Development Act (WRDA) of 2016.

The House bill, H.R. 5303, took a positive step by providing funding for important projects and investments in our ports, channels, locks and dams that will continue to support our waterway system that is used by both commercial and recreational traffic.

Unfortunately unlike the Senate version, the House bill did not include this policy priority that is vital to communities living in coal country. The Senate language, section 8001 of S. 2848, empowers states to manage coal ash instead of having those regulations dictated to the states by unelected federal bureaucrats.

This failure to include the coal ash language is disappointing given the fact that similar legislation has passed the House six times since 2011, most recently through the passage of H.R. 1734 on July 22, 2015.

Importantly, this language makes clear that water infrastructure projects authorized under the Water Resources Development Act represent a beneficial reuse of coal combustion residuals. Coal ash is a key ingredient for improving the quality, durability, and sustainability of concrete used to build all water infrastructure projects.

We have the opportunity to address this issue once and for all as we finalize the Water Resources Development Act of 2016. It is imperative that we address this issue to ensure the proper management and disposal of coal ash. Congress has a responsibility to provide finality to the recyclers and producers of coal ash as well as the more than 300,000 individuals whose job is reliant upon the coal ash recycling.

I urge my colleagues to adopt this important language in any final WRDA agreement.

LONG BEACH REMEMBERS PEARL HARBOR

HON. ALAN S. LOWENTHAL
OF CALIFORNIA

IN THE HOUSE OF REPRESENTATIVES
Tuesday, November 15, 2016

Mr. LOWENTHAL. Mr. Speaker, on December 7, 1941 Japanese military forces attacked, without warning, United States’ military bases and personnel in Hawai’i. The culmination of a decade of tense relations between the Empire of Japan and the United States, the attack took place as Japanese diplomats conferred with their American counterparts in Washington D.C., allegedly to repair relations between the two countries. The results of the attack stunned Americans: eighteen naval vessels sunk or damaged, including all eight of the battleships stationed at Pearl Harbor, 347 military aircraft destroyed or damaged on their fields, 3,581 military personnel killed or wounded. Of this number, over 2,000 were naval personnel who died while defending their ships from the relentless assault of Japane nese aircraft.

The events at Pearl Harbor compelled the U.S. Congress to declare war against Japan, and, several days later, its Axis partners Germany and Italy. America now entered the worldwide conflict raging since 1939, joining with its allies, fighting a two-front war, and mobilizing the vast resources of the nation to ensure ultimate victory by 1945. This war changed the world, and changed the United States. Every part of the nation contributed to the war effort, as millions fought at the fronts, millions of citizens on the home front powered the Arsenal of Democracy that produced the ships, the aircraft, and weapons that fueled victory in Europe and in the Pacific.

December 7, 2016 is the 75th anniversary of the Pearl Harbor attack. In commemoration, the Historical Society of Long Beach will open an exhibition, “Long Beach Remembers Pearl Harbor,” both to summarize the consequences of the attack, and to detail the effects of major changes on the city of Long Beach and the surrounding areas created by World War II.

Long Beach has had a deep connection with the United States Navy dating to the years after World War I. Midshipmen of the Pacific fleet were first home ported in San Pedro bay, a few hundred yards from downtown Long Beach. By the 1930s, three dozen naval vessels rode at anchor in the bay, including the great warships of Battleship Division 1. The USS Arizona, the USS West Virginia, the USS Pennsylvania, and many other ships called Long Beach and the Long Beach Naval Station home. The city built a Navy Landing so sailors could easily transit from the ships to visit the amusement zone in downtown Long Beach.

Officers and enlisted military personnel also resided, with their families, in the city and became part of the social fabric, marching in parades during holiday celebrations, active in
civic events, and helping out in perilous times. If one event solidified the Navy’s presence, it was the earthquake of 1933. Minutes after a major quake rolled through southern California in the early evening of March 10—killing over one hundred, injuring thousands more, and collapsing buildings in a dozen communities, officers aboard Navy vessels ordered their men into the city. Several thousand Blue Jackets pulled survivors from damaged buildings, patrolled the streets, fought fires, and set up field hospitals. Naval personnel spent weeks in Long Beach and other cities providing medical care, hot meals, and security. As the city recovered, the City Council, the police department, and the school district offered proclamations thanking the sailors, Marines, and Coast Guard personnel who rallied to help during the crisis. By 1935, Long Beach proudly proclaimed itself the “Navy Capitol” of the United States.

Seventy-five years on, we are now losing the men and women of the Greatest Generation. Of the 16 million who served the country during the war, only about 500,000 are estimated to still be with us in 2016. We are losing them at the rate of 500 per day. The Historical Society’s exhibit will spotlight some of the contributions of that generation. Through the artifacts, the photographs, and the letters the Historical Society compiled for the exhibition the Long Beach military members who served aboard the ships come alive, as people we can see and say hello to on any street in Long Beach. Their voices may be still, but we have not forgotten them or their action at Pearl Harbor on that terrible day 75 years ago.

I congratulate The Historical Society of Long Beach on this wonderful exhibition and I encourage all those interested to participate in its Opening Ceremony on Dec. 7th, 2016 at 6 pm to see the exhibit, which will run until April 18, 2017.
Texas, living in Dallas, San Antonio, and Port Arthur, Mr. Seale’s family finally relocated to Oakland, California, when Mr. Seale was eight years old.

Mr. Seale attended Berkeley High School, where he started to become politically active. In 1955, Mr. Seale dropped out of high school and joined the United States Air Force. After his military service, Mr. Seale worked as a sheet metal mechanic while earning his high school diploma at night.

After earning his high school diploma, Mr. Seale went on to attend Merritt College, where he intended to study engineering. However, during his time at Merritt College, he began to take a deep interest in politics and black history, and joined the Afro-American Association (AAA), a campus group advocating for black separatism. It was through the AAA that Mr. Seale met Mr. Huey P. Newton, a kindred spirit. They quickly became friends and their political activism deepened as they were inspired by the teachings of Malcolm X.

During this time, Mr. Seale was also inspired to give back to his community, spending time teaching youths about black history and personal responsibility at the North Oakland Neighborhood Anti-Poverty Center.

By October 1966, Mr. Seale and Mr. Newton were ready to organize their beliefs and put them into practice, and they formed the Black Panther Party for Self-Defense. Originally formed to protect the African-American community in Oakland from police brutality, the Black Panthers rejected the nonviolent approach of the mainstream Civil Rights Movement. The Black Panthers also focused on serving the community, cooking free breakfast for children before school, distributing clothing, and teaching classes on politics and economics.

A few years later, in 1970, Mr. Seale was arrested in Chicago during a protest at the Democratic National Convention, and he was ultimately sentenced to four years in prison for contempt of court. After his release from prison in 1973, Mr. Seale denounced violence as a means of organizing, and decided to use his career path.

In 1974, Mr. Seale resigned as Chairman of the Black Panther Party, having grown tired of politics. He has remained active in the community, writing books and working to improve politics. He has remained active in the community, writing books and working to improve politics.

On a personal note, I am deeply grateful for the Chairman’s brilliance and leadership. He was a mentor, a colleague, but most importantly, a true friend. My late beloved mother, Ms. Mildred Massey, was one of Bobby’s portably, a true friend. My late beloved mother, Ms. Mildred Massey, was one of Bobby’s community, writing books and working to improve politics. He has remained active in the community, writing books and working to improve politics.

HON. DAVID G. VALADAO
OF CALIFORNIA
IN THE HOUSE OF REPRESENTATIVES
Tuesday, November 15, 2016
Mr. VALADAO. Mr. Speaker, I rise today to commend Mr. William “Bill” Kenneth Lazzerini, Jr. for receiving the 2016 Kern County Person of the Year award.

This year, Mr. Lazzerini was honored as the 2016 Kern County Person of the Year at the Kern County Fair in Bakersfield, California. This award is given to members of the community who have done outstanding community work. As a husband, father, grandfather, and successful business owner, Mr. Lazzerini exemplifies the values, beliefs, and kindness Kern County stands for by consistently giving back to the community. Throughout his life, he has supported local charities and causes such as the Ronald McDonald House, California State University Bakersfield Foundation, and the Bakersfield College Helmet Club.

Mr. Lazzerini was born and raised in the San Fernando Valley where he attended Notre Dame High School in Sherman Oaks, California. Mr. Lazzerini later attended the University of Southern California where he excelled as a collegiate athlete, winning multiple College League World Series while playing baseball.

After graduating college, Mr. Lazzerini became a jewelry runner in the jewelry district in downtown Los Angeles. In 1971 his father purchased a beer distributor in Bakersfield, and a year later he was asked to help run Advance Beverage Company, which is continuously recognized as one of the premier Anheuser-Busch distributors in the Nation. Since Advance Beverage Company was created in 1971, it has gone from thirteen employees to over one-hundred-fifty and sales have increased from 450,000 cases per year to over five million cases per year. After forty-five years of successful ownership of the largest beer wholesaler in Kern County, Mr. Lazzerini and his company have become staples in our community.

Mr. Speaker, I ask my colleagues in the United States House of Representatives to join me in commending Mr. William “Bill” Kenneth Lazzerini, Jr. on being named the 2016 Kern County Person of the Year.

HON. BRIAN HIGGINS
OF NEW YORK
IN THE HOUSE OF REPRESENTATIVES
Tuesday, November 15, 2016
Mr. HIGGINS. Mr. Speaker, I rise today to recognize the Niagara Organizing Alliance for Hope, on the occasion of its 10th Anniversary and to extend deepest appreciation for this grassroots organization’s tireless efforts on behalf of those in need in Niagara County.

In 2005, a group of faith and neighborhood leaders came together to make their community a better place. The Niagara Organizing Alliance quickly mobilized to address the economic struggles of the inner city of Niagara Falls. Today, NOAH is a faith-based, urban, suburban and racially diverse community organizing coalition of over 22 congregations, labor unions and community organizations that collaboratively work for positive social change in the city of Niagara Falls and Niagara County.

NOAH is also an affiliate of Gamaliel, a national network of faithful based organizations whose mission is to empower ordinary people to effectively participate in the political, environmental social and economic decisions affecting their lives. With its core values rooted in the principles of democracy and social justice for all, NOAH has worked on job creation, education, economic development, parks and public transportation, winning significant victories in all.

NOAH’s work to bring attention to workforce racial disparities across the region culminated at a standing room only public meeting this year with sister organization VOICE-Buffalo that featured U.S. Secretary of Labor Thomas Perez. A Buffalo native who remains deeply connected to our community, Secretary Perez brought a very unique perspective on techniques for greater collaboration on critical issues of workforce opportunity and development.

Greater collaboration was clearly evidenced when in August we joined with Laborers’ Local 91, Iron Workers’ Local 9, Catholic Charities of Buffalo and the City of Niagara Falls to announce a federal grant to support the implementation of an innovative Pre-Apprenticeship Program to address the barriers too many people of color face in pursuing a career in the building trades.

This grant fuels the momentum started during the community discussions on workforce development with U.S. Labor Secretary Perez. Through this unique collaborative effort, faith-based labor, government and social service agencies are working together to provide new opportunities for people from diverse back-grounds to begin a stable and rewarding career path.

And while the work will and must continue, those whose efforts have contributed to NOAH’s accomplishments and achievements gather on October 6th under the leadership of NOAH Board President, Rev. JoAnne Scott, to celebrate ten years of service and solidarity.

Throughout this evening of praise and commendation to continue the work, there will also be a presentation of awards to those individuals whose contributions have advanced the mission of NOAH including Sister Beth Brosmer, Deputy Carl Cain, Rev. Lora Allen, Richard Palladino and Rev. Harvey L. Kelley.

Since January 2010, Sr. Beth Brosmer, OSF, has served as the executive director of Heart, Love & Soul Food Pantry & Dining Room in Niagara Falls, N.Y. Working almost seven years at Heart, Love & Soul she continued in a servant-leader role, and decided to accept the position of Sr. of St. Francis of Penance and Christian Charity where she continues to work harder, inspire more and expand needed services to those who need so much.

Today, California’s 13th Congressional Districr celebrates the extraordinary life and service of Mr. Bobby Seale and wishes him a very happy birthday and a life that continues to be filled with peace and happiness and fulfilled by the great work and leadership he continues to provide.
Rev. Lora Allen is known and respected as an accomplished speaker, motivational leader, teacher and preacher. She is the wife of the Rev. Raymond Allen, Pastor of the Bethany Baptist Church in Niagara Falls where she serves as Associate Pastor. Rev. Allen is also the Niagara County Democratic Election Commissioner, the first African American woman to hold that position in New York State.

Richard Palladino served his country in the United States Navy and continues to serve his community as the business manager of Local 91. A laborer in the construction field for decades, his passionate commitment for all those he represents is indisputable as he strengthened the relationship with the Laborers International Union of North America, as well as local, state and federal officials to ensure Local 91 realizes its full potential. His determination to help others reach their full potential is exemplified by his implementation of training classes and initiation of the Apprentice Program.

Since 1982, Pastor Harvey Kelley has served the members and the ministry of the New Hope Baptist Church of Niagara Falls and will lead the celebration of his Church’s 80 years of service in March of 2017. Adding to a distinguished list of accomplishments, Rev. Kelley is a member of the Niagara Ministerial Council and a member of the Board of Directors of Niagara Falls Memorial Medical Center and served in the Urban Ministry Program at Niagara University. He is a former board member of Niagara Community Center, Niagara Falls Chapter of the Red Cross, Niagara Habitat for Humanity, and the Center for the Study and Stabilization of the Black Family, formerly located at Niagara University.

Mr. Speaker, thank you for allowing me to acknowledge NOAH’s leadership, membership and those they will recognize on October 6, 2016 on its first decade of remarkable achievements and to wish them success and support as their mission of action, empowerment and inclusiveness moves our community forward making our community a better place for all.

HONORING ASSEMBLYWOMAN JANET DUPREY ON HER RETIREMENT
HON. ELISE M. STEFANIK OF NEW YORK
IN THE HOUSE OF REPRESENTATIVES
Tuesday, November 15, 2016

Ms. STEFANIK. Mr. Speaker, I rise today to honor and recognize Assemblywoman Janet Duprey who represents New York’s 115th Assembly district and will retire at the end of this year following a distinguished 40 year career in public service.

In 1976, she was the first woman elected to the Clinton County legislature, where she served for 10 years, including 2 years as chairperson. She was elected Clinton County Treasurer in 1986 and held that position until her election to the New York State Assembly in 2006, where she serves today. Throughout her career, she has been a strong advocate for the North Country with a sincere dedication to improving her community and the lives of her constituents.

In addition to her duties as Assemblywoman, Ms. Duprey holds positions on several boards of directors, including the Champlain Valley Physicians Hospital Medical Center, Hospice, the North Country Chapter of the Red Cross, Pine Harbour Assisted Living and Memory Care Center, and both the State University of New York at Plattsburgh and Clinton Community College. She is also a member of the Clinton County Democratic Women Voters, Business & Professional Women, and an Honorary Member of Delta Kappa Gamma, Psi Chapter.

Ms. Duprey is also a strong advocate for children and adults with autism in her community. Each year on her grandson’s birthday, she sponsors a resolution honoring Asperger’s Syndrome Day in the State Assembly.

In the State Assembly, Ms. Duprey is Conference Secretary of the minority leadership, and serves on both the Rules and Ways and Means Committees. The Assemblywoman also serves on the Correction, Ethics and Guidance, and Higher Education Committees, all of which are important to her district.

Ms. Duprey has earned numerous awards and distinctions for her service and accomplishments, such as the Advocacy and Resource Center Wall of Fame, the Behavioral Health Services North Community Service Award, the Girl Scout Woman of Distinction, the New York State County Finance Official of the Year, and the Clinton County Business and Professional Women’s Woman of the Year award.

On this day, I want to take a moment to thank Assemblywoman Janet Duprey for her many years of public service to our district. Janet, congratulations on your retirement, you are a true leader and the North Country thanks you for your commitment to improving our community and your humanity and tireless service will be missed by many.

HONORING ST. DANIEL THE PROPHET SCHOOL FOR RECEIVING THE 2016 NATIONAL BLUE RIBBON SCHOOL AWARD
HON. DANIEL LIPINSKI OF ILLINOIS
IN THE HOUSE OF REPRESENTATIVES
Tuesday, November 15, 2016

Mr. LIPINSKI. Mr. Speaker, I rise today to honor St. Daniel the Prophet School, an exemplary Catholic elementary school in Chicago, Illinois, which is receiving the prestigious U.S. Department of Education National Blue Ribbon School Award.

In 1982, the Department of Education established the National Blue Ribbon Schools Program to recognize public and private schools whose students display high or significantly improved achievement. The program’s goal is to identify aspects of thriving American schools in order to replicate their success. This year there are 21 Exemplary High Performing National Blue Ribbon Schools in the state of Illinois, only 5 of which are private, and I am proud that one of these exceptional schools is located in my district.

The mission of St. Daniel the Prophet School is “to create a faith community, develop moral values and integrity, provide excellent education opportunities, and respect unique differences.” Founded in 1949, the school offers a rigorous and engaging curriculum. St. Dan’s works to help develop students’ moral and spiritual values, and encourages students to improve on their standards of conduct and integrity. I am delighted that the exceptional work of everyone at St. Dan’s School has been acknowledged on the national stage. I know that when I have visited the school I have always been greatly impressed by the students, teachers, and administration. I wish to congratulate Principal Ms. Holly Gross, former Principal Mary Frances Porod, Fr. John Noga, and all the faculty, staff, family members, and parishioners who work together to make St. Dan’s a highly successful institution that continues to achieve academic success and to enrich the faith of those who are a part of it.

Please join me in celebrating the accomplishments of St. Daniel the Prophet School in Chicago’s Garfield Ridge neighborhood. Their pursuit of academic excellence is inspiring, and I hope that their success can be replicated across the nation.

CONGRATULATING BRIANNA HALLER OF THE FATIMA COMETS FOR HER FIRST PLACE FINISH IN THE 2016 CLASS 2 GIRLS INDIVIDUAL CROSS COUNTRY STATE CHAMPIONSHIP
HON. BLAINE LUETKEMEYER OF MISSOURI
IN THE HOUSE OF REPRESENTATIVES
Tuesday, November 15, 2016

Mr. LUETKEMEYER. Mr. Speaker, I rise today to ask my colleagues to join me in congratulating Brianna Haller of the Fatima High School Comets for her first place win in the 2016 Missouri Class 2 Girls Individual Cross Country State Championship.

I ask you to join me in recognizing Brianna Haller of the Fatima Comets for a job well done.

RECOGNIZING GENTEX CORPORATION AS THE COMMONWEALTH MEDICAL COLLEGE’S 2016 SCHOLARSHIP GAME INNOVATION HONOREE
HON. LOU BARLETTA OF PENNSYLVANIA
IN THE HOUSE OF REPRESENTATIVES
Tuesday, November 15, 2016

Mr. BARLETTA. Mr. Speaker, it’s my privilege to recognize Gentex Corporation as The Commonwealth Medical College’s 2016 Scholarship Gala Innovation Honoree. Each year The Commonwealth Medical College honors an outstanding individual or group for outstanding innovations in their field. Gentex Corporation’s work to provide defense forces, first responders, and industrial personnel with cutting edge solutions exemplifies the pioneering spirit that this award represents.

In the late 19th century, Gentex began operations under the name “Klots Throwing Company,” and on the advice of their bookkeeper, Marcus Frieder, chose Cumberland, Pennsylvania as their headquarters to employ the wives and daughters of the region’s coal miners. In 1932, Marcus and his son, Leonard...
Frieder, bought and renamed the company General Textile Mills. As a producer of silk cartridge bags during World War I and parachutes during World War II, General Textile Mills was awarded the Army-Navy “E” Award for excellence in wartime production as the nation’s largest manufacturer of parachutes at the time. The company’s name was then shortened to Gentex in 1958. With rapid advancements in aircraft technology following World War II, the government approached Gentex to utilize the same composite-structure technology used in their parachute boxes for the production of pilot helmets. These hard shell helmets were revolutionary, and, to this day, Gentex continues to design the most technologically advanced personal protection and situational awareness solutions for defense forces, first responders, and industrial personnel.

The Frieder family was instrumental in guiding the company from its inception at the turn of the century to the global leader it is today. Staying true to their family roots, this fourth-generation company is run by Chairman L. Peter Frieder, Jr. and President L.P. Frieder III. This sense of family does not stop with the company’s leadership. Gentex continues to take pride in being an active member in their community and empowering the economic stability of all that make the company so special. Many of my constituents work at Gentex, and when a company can survive both industrial and digital revolutions, it speaks to both the leadership of the employer and quality of employees. L.P. and Peter say the Carbondale facility reminds them every day of where they came from, and this spirit is the inspiration of all that make the company so special.

Thank you for their support of our armed forces, first responders, and industrial employees. On behalf of my constituents, I thank them for their support of our armed forces, first responders, and industrial employees.

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Thank you for their support of our armed forces, first responders, and industrial employees. On behalf of my constituents, I thank them for their support of our armed forces, first responders, and industrial employees.

Mr. KNIGHT. Mr. Speaker, on Monday, November 14th, I missed two votes due to a delayed flight. Had I been present for the day’s vote series, I would have voted yea on Roll Call No. 575, the passage of H.R. 985, the Concrete Masonry Products Research, Education, and Promotion Act of 2015, as amended; and yea on Roll Call No. 576, the passage of H.R. 2669, the Anti-Spoofing Act of 2016.

CONGRATULATING THE FATIMA COMETS FOR THEIR FIRST PLACE FINISH IN THE 2016 CLASS 2 GIRLS CROSS COUNTRY STATE CHAMPIONSHIP

HON. BLAINE LUETKEMEYER
OF MISSOURI
IN THE HOUSE OF REPRESENTATIVES
Tuesday, November 15, 2016

Mr. LUETKEMEYER. Mr. Speaker, I rise today to ask my colleagues to join me in congratulating the Fatima High School Comets Cross Country team for their first place win in the 2016 Missouri Class 2 Girls Cross Country State Championship. This team and their coach should be commended for all of their hard work throughout this past year and for bringing home the state championship to their school and community. I ask you to join me in recognizing the Fatima Comets Cross Country team for a job well done.

IN HONOR OF RON DICARLO

HON. DONALD NORCROSS
OF NEW JERSEY
IN THE HOUSE OF REPRESENTATIVES
Tuesday, November 15, 2016

Mr. NORCROSS. Mr. Speaker, I rise today to honor United States Army Veteran Ron DiCarlo for his achievements, contributions, and service in the United States Army whilst overseas in Korea.

Ron DiCarlo was drafted into the United States Army on August 4, 1967 and volunteered for Vietnam, but since he was highly skilled with generators he was transferred to Korea. After serving overseas for eighteen months Ron was honorably discharged as an SPA 4 from the Signal Battalion in Seoul, Korea, in February of 1969.

After his service, Ron worked for 30 years as a machinist in Westmont, New Jersey. Ron served as Senior Vice-Commander of Barrington VFW Post 7247 for several years. Along with this, he is also a steady contributor to the Wounded Warrior program.

Ron has been married for the past forty-seven years to his wife Nancy and together they have 2 daughters, 4 granddaughters, and a great grandson.

Mr. Speaker, Ron DiCarlo is a great American and family man whose service to our country in the United States Army is invaluable, and serves as an inspiration to his community. I join with his family, friends, and all of New Jersey in honoring the selfless service of this extraordinary man.

NATIONAL DIABETES CLINICAL CARE COMMISSION ACT

SPEECH OF
HON. SHEILA JACKSON LEE
OF TEXAS
IN THE HOUSE OF REPRESENTATIVES
Monday, November 14, 2016

Ms. JACKSON LEE. Mr. Speaker, I rise today to ask my colleagues to join me in congratulating the Festus High School Tigers Cross Country team for their first place win in the 2016 Missouri Class 3 Boys Cross Country State Championship.
This team and their coach should be commended for all of their hard work throughout this past year and for bringing home the state championship to their school and community. I ask you to join me in recognizing the Festus Tigers for a job well done.

IN RECOGNITION OF APRIL MARIE KEMP, FOUNDER AND PROGRAM DIRECTOR OF MARLEY’S MISSION

HON. MATT CARTWRIGHT
OF PENNSYLVANIA
IN THE HOUSE OF REPRESENTATIVES
Tuesday, November 15, 2016

Mr. CARTWRIGHT. Mr. Speaker, I rise today to honor April Marie Kemp, who will receive WVIA’s first ever Youth & Family Award. Ms. Kemp is the founder and program director of Marley’s Mission. Marley’s Mission is a non-profit organization that provides equine-based therapy free of charge to children, and their families, who have experienced trauma. Ms. Kemp was born in San Leandro, California and is a 1996 graduate of Ridgeview High School in Paradise, California. In 2003, she moved to Pennsylvania. She has pursued a degree in Criminal Justice at Colorado Technical University. On July 5, 2009, Ms. Kemp’s five-year-old daughter was attacked in their home in Taylor, Pennsylvania. After limited success with traditional therapy, Equine-Assisted Psychotherapy was added to her daughter’s regimen. Research has shown Equine-Assisted Psychotherapy yields a variety of benefits such as confidence, self-efficacy, self-concept, communication, anxiety reduction, and trust. Inspired by her daughter’s progress with Equine-Assisted Psychotherapy, Ms. Kemp established Marley’s Mission. Marley’s Mission is housed on a 32-acre campus in Newton Township, Pennsylvania and utilizes twelve therapy horses in its program. Marley’s Mission employs a team approach to healing children who have experienced trauma. The treatment team includes a specially trained Trauma Therapist and an Equine Specialist. The treatment team has been educated in the internationally recognized Equine-Assisted Therapy Model developed by the Equine Assisted Growth and Learning Association. It is an honor to recognize April Marie Kemp for her work helping children who have experienced trauma. I congratulate her for being the inaugural recipient of WVIA’s Youth & Family Award. I wish her all the best as she continues the work of Marley’s Mission.

CONGRATULATING PETER LUCIDO OF THE FRANCIS HOWELL NORTH KNIGHTS FOR HIS FIRST PLACE FINISH IN THE 2016 MISSOURI BOYS SWIMMING AND DIVING COUNTRY STATE CHAMPIONSHIP

HON. BLAINE LUETKEMEYER
OF MISSOURI
IN THE HOUSE OF REPRESENTATIVES
Tuesday, November 15, 2016

Mr. LUETKEMEYER. Mr. Speaker, I rise today to ask my colleagues to join me in congratulating Peter Lucido of the Francis Howell North High School for his first place win in the 2016 Missouri Boys Swimming and Diving Country State Championship. Peter and his coach should be commended for all of their hard work throughout this past year and for bringing home the state championship to their school and community. I ask you to join me in recognizing Peter Lucido of the Francis Howell North Knights for a job well done.

HONORING REV. DR. CHARLEY HAMES, JR.

HON. BARBARA LEE
OF CALIFORNIA
IN THE HOUSE OF REPRESENTATIVES
Tuesday, November 15, 2016

Ms. LEE. Mr. Speaker, I rise today to honor the extraordinary career and the service of Rev. Dr. Charley Hames, Jr. He is proud to celebrate with friends, family, and his congregation 25 dedicated years of faithful service and ministry. Dr. Hames was born to Charley Hames, Sr. and Leona Elizabeth Steadman-Hames on January 10, 1974, on the South side of Chicago, Illinois. After completing high school, Dr. Hames went on to graduate from Chicago State University where he received his Bachelor of Arts degree in African-American studies. He would then go on to study at Garrett-Evangelical Theological Seminary in Evanston, Illinois and in 2000 he earned his Masters of Divinity. In 2004, Rev. Hames earned and received his Doctor of Ministry degree in Evangelism from the Perkins School of Theology, Southern Methodist University, in Dallas, Texas. In 2003, Dr. Hames had obediently fulfilled his calling to serve as Senior Pastor of Beebe Memorial Cathedral (BMC) in Oakland, Dr. Hames has received many accolades including being named “Pastor of the Year” by the CME 9th Episcopal District. A passionate fighter for the men of color in our communities, Dr. Hames was amongst a group of pastors and community leaders selected to meet at the White House in 2012 to discuss the killing of Trayvon Martin with President Barack Obama. He has also been a commentator on CNN to speak about the relationships between police and communities of color. He volunteers as chaplain of 100 Black Men of the Bay Area, Inc., president of the National Action Network’s Oakland chapter, Chairman of the board of the Oakland African-American Chamber of Commerce and is a proud Life member of the Alpha Phi Alpha, Fraternity, making him a true champion of our community.

Dr. Hames is married to Lady Michelle J. Gaskill-Hames who serves as a Senior Vice President with Kaiser Permanente. He is also the proud father of two sons, Charles Jonathon Hames, Elijah Immanuel Hames and daughter, Jael Deon Hames. Today, California’s 13th Congressional District salutes and honors the outstanding Rev. Dr. Charley Hames, Jr. His dedication and commitment to our local faith community has impacted many lives throughout the district and the nation. I wish Dr. Hames many more years of faithful and compassionate service.

HONORING LOUIS KEE MARKET OF FRESNO COUNTY

HON. JIM COSTA
OF CALIFORNIA
IN THE HOUSE OF REPRESENTATIVES
Tuesday, November 15, 2016

Mr. COSTA. Mr. Speaker, I rise today to recognize Louie Kee Market in west Fresno, CA. After 93 years of serving the community, Louie Kee Market is closing its doors. For many people, Louie Kee Market is not solely a market, but a friendly place that felt like home for its loyal patrons. They provided employment, service, and friendliness that this market has given to people of the Central Valley will be missed. Louie Kee Market, located on 1041 Tulare Street, was founded by Kee and Effie Louie in April of 1923. The market has been operated by four generations of the Louie family. In 1967, Kee and Effie’s son, Sherman Louie, took over day to day operations. With the help of three of his children, the Louie family has been able to keep the store running strong. Because of passionate family members and enthusiastic customers, Louie Kee Market has become one of the longest-running family-operated grocery stores in the city of Fresno. Although the store was small, with only five aisles and a long meat counter, it has a big place in the hearts of Fresnans. The market and its staff have always been friendly, welcoming and helpful in an effort to foster a personal relationship with the community. The market is a staple in the lives of many local residents. The Louie Kee Market was known for giving students in the neighboring high school their first job. This opportunity allowed them to get a strong sense of work ethic and fostered their future as it gave them quality experience at a young age. The Louie Kee Market also had an incredible impact on their employees as they strove to make them feel like family. The Louie’s made it a habit to invite their employees for family dinners. In 1982, the Louie’s took all of the employees on a trip to Disneyland. This was more than just a small business; Louie Kee Market truly fostered community development and knew how to treat its employees. Mr. Speaker, it is with great respect that I ask my colleagues in the U.S. House of Representatives to join me in honoring Louie Kee Market for 93 years of business. This Fresno landmark will be missed by many in the community. Louie Kee Market has made a positive impact in our community and deserve to be commended for their efforts.
CONGRATULATING MIKAYLA REED OF THE WASHINGTON BLUE JAYS FOR HER FIRST PLACE FINISH IN THE 2016 CLASS 4 GIRLS INDIVIDUAL CROSS COUNTRY STATE CHAMPIONSHIP

HON. BLAINE LUETKEMEYER
OF MISSOURI
IN THE HOUSE OF REPRESENTATIVES
Tuesday, November 15, 2016

Mr. LUETKEMEYER. Mr. Speaker, I rise today to ask my colleagues to join me in congratulating Mikayla Reed of the Washington High School Blue Jays for her first place win in the 2016 Missouri Class 4 Girls Individual Cross Country State Championship. Mikayla and her coach should be commended for all of their hard work throughout this past year and for bringing home the state championship to their school and community. I ask you to join me in recognizing Mikayla Reed of the Washington Blue Jays for a job well done.

HONORING CONGRESSWOMAN JANICE HAHN
OF CALIFORNIA
IN THE HOUSE OF REPRESENTATIVES
Tuesday, November 15, 2016

Mr. POE of Texas. Mr. Speaker, after four productive years in Congress, my good friend and colleague, Representative JANICE HAHN (CA), will retire from the United States Congress. She will continue her passion for public service, pursuing her lifelong dream of serving on the Los Angeles County Board of Supervisors, just like her father did before her. JANICE was born to work in public service, and it seems that public service is in her blood. Her father was one of Los Angeles County’s Supervisors for 40 years, and her brother was the Mayor of Los Angeles from 2001–2005. It was no surprise that she ran for—and won—a seat onto the Los Angeles City Council in 2001, where she would sit for the next 10 years. Then, in July of 2011, JANICE won a special election to serve in the House of Representatives. As the only two alumni of Abilene Christian University to ever serve in the U.S. House of Representatives, JANICE and I became quick friends. Our friendship brought us back to our alma mater to talk about bipartisanship and the importance of working across the aisle to find workable solutions to many of the problems that our communities face. JANICE has become a positive role model for young women who want to succeed in public service.

Our ACU connection also led us to talk about the importance of ports to each of our respective congressional districts and to found the Congressional PORTS Caucus to advocate on behalf of our nation’s ports. Our work through the PORTS Caucus brought JANICE to the Port of Houston to learn more about one of our nation’s busiest export ports and brought me to the Port of Long Beach, one of our nation’s busiest import ports. We stood together to introduce legislation and amendments to ensure that our ports had more resources to help their critical missions.

During her tenure, she has been an outspoken advocate and champion for her district and for the many different issues she holds close to her heart. Though we don’t always agree on every policy matter, I have the utmost respect for the work my good friend has done for our nation. Though I will miss serving alongside another ACU Wildcat, I have no doubt she will use her excellent work back home in Los Angeles taking care of people. Because taking care of people is what JANICE HAHN does. And that’s just the way it is.

RECOGNIZING THE CAREER ACCOMPLISHMENTS OF CIAYA RIVAS

HON. JIM COSTA
OF CALIFORNIA
IN THE HOUSE OF REPRESENTATIVES
Tuesday, November 15, 2016

Mr. COSTA. Mr. Speaker, I rise today to recognize and applaud the success of Ms. Cayla Rivas. Cayla broke a world record at the American Motorcyclists Association (AMA) Land Speed Grand Championship, which took place from August 27 through September 1, in Wendover, Utah. Cayla broke the 500 modified partial streamlined-pushed blown gas (MPS–PBG) class with a speed of 134,722 miles per hour (mph) on a Buell Blast 500 cubic centimeter (cc). She is to be commended for this impressive accomplishment and for representing the Valley. Cayla’s interest in motorcycle racing began at an early age when her father, Chris Rivas, a National Hot Rod Association (NHRA) runner-up and four time winner on the national circuit switched from motorcycle drag-racing to land speed-racing. Continuing the family legacy, her motorcycle career began at the age of twelve years old. Cayla’s father and mother taught her the importance of hard work and commitment as she set her first world record in 2001 going 62.9 mph for the MPS–PF class. Not only is Cayla a world-record holder, but she is also an active member in the Fresno community. As a junior at Fresno Christian High School, Cayla is involved in multiple school and local activities. She is a three-sport varsity athlete as a cheerleader, soccer player, and a sprinter on the track team. In addition, Cayla is a successful artist as she has won grants and awards at local art festivals for her acrylic painting and colored pencil drawings.

Mr. Speaker, it is with great pleasure that I ask my colleagues in the U.S. House of Representatives to join me in recognizing Ms. Cayla Rivas for her exceptional accomplishments. Cayla’s passion for racing and team activities make her a well-rounded individual and source of inspiration and pride for the San Joaquin Valley.

IN RECOGNITION OF OFFICER KEITH MELVIN GILES

HON. DAVID G. VALEDAO
OF CALIFORNIA
IN THE HOUSE OF REPRESENTATIVES
Tuesday, November 15, 2016

Mr. VALADAO. Mr. Speaker, I rise today to commend the late Officer Keith Melvin Giles for his dedicated service to his community as a California Highway Patrol Officer. Officer Giles was born on July 21, 1940 in Tulare, California and later moved with his family to Corcoran where he graduated from Corcoran High School in 1957, and later College of the Sequoias. He attended Fresno State University and served in the United States Army from 1963 to 1965. Officer Giles married his wife Wilma, with whom he had three children.

In recognition of his dedication to enforcing our laws, preventing crimes, and keeping his community safe, the Assembly of California State Legislature passed a resolution designating the interchange at State Routes 43 and 198 in Kings County as the CHP Officer Keith M. Giles Memorial Interchange.

Prior to becoming a California Highway Patrol Officer, Officer Giles was an active member of his community and a farmer. Officer Giles graduated from the California Highway Patrol Academy and served the Santa Fe Springs Area for four years before he was tragically killed in the line of duty on August 25, 1974 during a routine traffic stop.

Officer Giles was an exemplary and dedicated officer who was known for his love of law enforcement and as well as his devotion to his loving family. His sacrifice in serving the California Highway Patrol and the citizens of California left a lasting impact on his community.

Mr. Speaker, I ask my colleagues in the United States House of Representatives to join me in commending the late Officer Keith Melvin Giles on his dedicated service as a California Highway Patrol Officer.

HONORING WILLIAM BYRON RUMFORD

HON. BARBARA LEE
OF CALIFORNIA
IN THE HOUSE OF REPRESENTATIVES
Tuesday, November 15, 2016

Ms. LEE. Mr. Speaker, I rise today to honor the extraordinary life of an outstanding member of the East Bay community the Honorable William Byron Rumford.

He was born in Courtland, Arizona in 1915. As a child, he shined shoes, sold newspapers, and graduated from George Washington Carver High School in Phoenix in 1926. After finishing his studies at Sacramento Junior College in 1931, he earned his pharmacy degree at the University of California, San Francisco. After he graduated, he took a number of exams for employment and was discriminated against at every turn. He fought his way through by appealing his oral examination, ultimately becoming a member of the California Board of Pharmacy.

Mr. Rumford worked in the Bay Area as an assistant pharmacist and as a venereal disease investigator for the state. In 1942, he co-invested in a pharmacy on Sacramento Street in Berkeley, which he later purchased and renamed Rumford’s Pharmacy (now known as the Rumford Clinic). Later, he served as the director of the Oakland chapter of the Red Cross, president of the East Bay Health Association, and was on the region’s Democratic Central Committee.

Mr. Rumford went on to lead an impactful and significant political career, and ultimately became the first African American legislator.
from Northern California. Inspired by the disparities he witnessed in his pharmaceutical career, he joined the Berkeley Emergency Housing Committee in 1942 and the Berkeley Rent Board in 1944. In addition, he worked with the unofficial Berkeley Interracial Committee which was intent on easing tensions between the Black community of Berkeley and White Southerners who were moving in. He was also a member of the Appomattox Club, which was one of the first African American political organizations in the country; there was little hope for an African American candidate at that time, so they supported White candidates who they believed were right on political issues affecting the African American community.

Mr. Rumford did not seek to become a professional politician; instead, he was a neighborhood pharmacist who was passionate about addressing the biggest issues impacting his community. Eventually, Mr. Rumford ran for election in the California Assembly and won in 1949. At first he represented mostly African American areas of Oakland and a portion of South Berkeley. In 1960, however, the district was enlarged to include more of Berkeley and Oakland. As an Assemblymember, Mr. Rumford produced several effective pieces of legislation. In 1949, he worked tirelessly to pass The Bill to End Discrimination in the National Guard, which lessened racial discrimination in the National Guard. He also introduced legislation early in his Assembly tenure pertaining to fair trade, small businesses, child polio immunizations, atomic energy conversion, and environmental pollution.

Today, Mr. Rumford is best remembered for three pieces of legislation: the California Fair Employment Practices Act of 1959, which lessened the impact of race on hiring decisions; the Good Samaritan Act of 1959, which garnered national attention as the first law in the country to protect professionals in emergencies; and the law that bore his name: the Rumford Fair Housing Act of 1963, which failed to survive a referendum challenge, but was upheld by the Supreme Court of the United States. This act served as California’s main enforcement authority against race-based housing discrimination, by way of housing covenants, until the passage of the Federal Civil Rights Act of 1968.

His tremendous legacy paved the way for civil rights legislation nationally, and has been beautifully honored by the William Byron Rumford Memorial Project. This project was funded by a diverse group of community members who see the rapid changing of South Berkeley’s demographics as a ripe time to honor his leadership, activism, and community, while preserving the neighborhood’s history.

On a personal note, William was a trailblazer. He did it all for him, never for personal gain but for the good of the city. In 1944, he ran for a seat on the Berkeley City Council and was elected. He served in the position for seven years, during which time he was instrumental in the city’s efforts to desegregate its public schools.

Today, California’s 13th Congressional District salutes the legacy of the Honorable William Byron Rumford. His contributions have truly impacted countless lives through the East Bay area and the country. I join all of Mr. Rumford’s loved ones and the community members involved in the William Byron Rumford Memorial Project in celebrating his incredible life and legacy.
And that’s just the way it is.

RESTORATION TUESDAY: A DEMAND FOR DECENCY

HON. TERRI A. SEWELL
OF ALABAMA
IN THE HOUSE OF REPRESENTATIVES
Tuesday, November 15, 2016

Ms. SEWELL of Alabama, Mr. Speaker, today on this Restoration Tuesday I rise to acknowledge the persistent need for new voting rights legislation, even after the 2016 general election.

Last week’s presidential election was the first in over fifty years without the full protection of the Voting Rights Act of 1965—and it must be the last. The time to restore the fundamental civil right to vote for millions of Americans is always right now. This is not a request for reconciliation, this a deliberate demand for democracy.

Just one week ago today, American citizens faced voting restrictions in the forms of new photo ID requirements, DMV and voting poll closures, and significant reductions or elimination of early voting and weekend voting. Voting restrictions have been put in place in 22 states—14 of which had new restrictions for the first time in 2016, making it harder for millions of Americans to exercise their right to vote. This was unacceptable at the inception of the Constitution. This was unacceptable during the marches of 1965. How can we, as representatives of the American people, accept this blatant disregard to our democracy today? We need to make voting easier, not harder for the citizens of this country. We cannot and must not accept suppression of the vote.

According to a federal court, the State of Wisconsin had over 300,000 registered voters who lacked the ID required by new photo ID laws. In my home state of Alabama, new photo IDs were required and then over 30 DMVs were systematically closed down following the request for reconciliation, this a deliberate de

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OUR GOD IN WHOM WE HAVE PLACED OUR TRUST

HON. E. SCOTT RIGELL
OF VIRGINIA
IN THE HOUSE OF REPRESENTATIVES
Tuesday, November 15, 2016

Mr. RIGELL. Mr. Speaker, I rise today to include in the RECORD the following on behalf of my constituent, Rabbi Dr. Israel Zoberman, who is also serving Rabbi Zoberman of Congregation Beth Chaverim in Virginia Beach, Virginia. He is a commissioner on the Virginia Beach Human Rights Commission and a past national Interfaith Chair for the Jewish Council for Public Affairs (JCPA). Rabbi Zoberman asked me to include the following in the RECORD:

We have gratefully gathered on the auspicious occasion of our 7th annual Veterans Day service, at our uplifting communal home of the Reba and Sam Sandler Campus and the Simon Family JCC of our beloved Hampton Roads community. Let us proudly recall our heroes—past, present, and future—and their singular selfless and sacrificial devotion to our great American nation, as well as its undying legacy of democratic values and ideals, which remain a shining beacon of light to the entire free world for those in particular still living in the darkness of oppression.

We understand what is at stake in this presidential election uncovering deep wounds and conflicting divisions within the American people on critical core issues. In the American way, we look forward to another peaceful, orderly, and gracious transition of power through ballots, not bullets, unlike some other countries. We will continue to abide by the high principles of humanity, and preserve us as the world’s leading democracy. Even as we pray for togetherness through the essential gift of unity, we are mindful that unity does not imply unanimity. We understand that our amazing diversity of people and ideas is the empowering source of our enviable strength as a superpower, and ultimately democracy depends on a vigorous debate, though with civility, of differing and even opposing views, including noxious ones, by all sides.

After all, the dynamics of periodic change are inherent in the governmental system we have called democracy, one that our founders established to allow and participate in at the birth of the audacious experiment we call America. Humbling is the democratic proposition that constitutional power may change hands without abandoning the underlying tenets that have lit our path, allowing us to live in freedom and flourish like no other nation. The British system insightfully speaks of the “loyal opposition.” The recent contentious election points at “two Americas,” or even more, and our goal is to build connecting bridges toward “a more perfect union.” Both winners and losers (alternating in a democratic way) belong to that tent of our American family. There is plenty of space for everyone in the inviting spirit of dialogue. All are needed in order to fully fulfill America’s promise and mandate.

Our military heroes, including our Jewish American ones, are the essential and appreciated shared golden treasure, gloriously gluing together the disparate parts of our poetic tapestry while protecting its very existence. Only yesterday we observed the 78th anniversary of Kristallnacht (the Night of the Broken Glass throughout Germany on November 9-10, 1938), the beginning of the end of European Jewry, orchestrated in the heart of so-called civilized Europe with disastrous consequences for humanity. The presence of the U.S. Holocaust Memorial Museum in our nation’s capital is a potent reminder that democracies are vulnerable. Democracies require eternal vigilance and engagement of the caring, concerned, courageous, and compassionate citizenry, lest it becomes perverted from within due to extreme conditions and corrosive demagoguery with evil intent. The Jewish people can sadly attest that words do matter and bear fatal consequence. Human dignity and God’s divinity go hand in hand.

These are unsettling and dangerous times. Children and adults are being bombed and starved with impunity in Aleppo, Syria. Millions of homeless refugees are again on the run. The Islamic State assaults civilization in Iraq and elsewhere. The Iranian government has acted belligerently, and Russia has emboldened aggression. I am painfully reminded of belonging to the generation to whom (Sherit Ha’Pleta) of European Jewry, a time in which early childhood was spent in the Displaced Persons Camps of Austria and Germany, surrounded by barbed wire for protection, and whose mission is defending freedom’s sacred cause, I am sharply cognizant of how powerless European Jews were during World War II and the Holocaust, and the difference the United States and the State of Israel make.

As we celebrate Thanksgiving, the American holiday par excellence, which is rooted in the Pilgrims’ attachment to the Hebrew Scriptures and the Israelis’ journey from bondage to freedom, we reflect on our nation’s humble beginnings of fleeing refugees. We are duty-bound to give thanks for our measureless blessings, pledging to share them with the less fortunate in hopes that America will continue to be blessed. May we ever turn pain into promise, hatred into love, violence into vision, adversity into advantage, and trial into triumph with Shalom’s holy peace of healing, hope, and harmony for all of God’s children. Amen.
African-American women are 3–4 times more likely to die from pregnancy-related causes, a travesty we cannot continue to allow to occur in 2016 in the United States. In 2010, almost 50 percent of counties in the country did not have OB/GYNs who provided direct patient care to expecting mothers, and almost all those counties had no certified nurse-midwives.

Limited access to maternity care providers has greatly extended wait and travel times for patients’ appointments, and exacerbated capacities at prenatal care sites and birthing facilities.

Maternal medical care is among the top reasons for the hospitalization of women in the United States.

Hospitalization can be costly, in 2010 child delivery and newborn infant care cost American families $111 billion.

The designation of maternity care health services professional shortage areas can help to reduce maternal care cost by allowing for greater access to prenatal care and giving women safe delivery options within their local communities.

For these reasons, I support H.R. 1209 the “Improving Access to Maternity Care Act.”

In recognition of Sondra Myers, Director of the Democracy Collaborative at the University of Minnesota, and Senior Fellow for International, Civic and Cultural Projects.

HON. MATT CARTWRIGHT
OF PENNSYLVANIA
IN THE HOUSE OF REPRESENTATIVES
Tuesday, November 15, 2016

Mr. CARTWRIGHT. Mr. Speaker, I rise today to honor Sondra Myers, Director of the Schemel Forum at the University of Scranton and Senior Fellow for International, Civic and Cultural Projects. On November 13, Ms. Myers was the first recipient of WVIA’s Arts & Culture Award. As an international advocate for the arts, humanities and civil rights, Mrs. Myers has had an incredible career working for presidents, governors, and institutions.

Ms. Myers served on the U.S. Commission of Fine Arts from 1983 to 1992. From 1987 to 1993, she served as Cultural Advisor to Pennsylvania Governor Robert P. Casey. In 1993, Ms. Myers worked for the Chairman at the National Endowment for the Humanities for partnerships and collaboration. From 1996 to 2000, Myers served as senior advisor to the president of Connecticut College. She directed the President’s Millennium Seminars: The University for a New Democratic Era, a project of The George Washington University. She was the Rapoport Democracy Fellow at the Whitman Center for the Culture and Politics of Democracy at Rutgers University. She previously held the position of senior associate for the Democracy Collaborative at the University of Maryland.
Since 1996, Ms. Myers has presented programs on democracy in Prague, Cracow, Budapest, Buenos Aires, Johannesburg, Kigali, and Nairobi and in cities throughout the U.S. In addition she has organized and moderated symposia on culture and public policy for academic institutions and cultural organizations including Lehigh University, the Anderson Ranch Arts Center, the New School for Social Research, and the Education Department of the John F. Kennedy Center for the Performing Arts. She is a co-executive producer of The Courage to Care, a documentary film about rescuers of Jews during the Holocaust, nominated for an Academy Award in 1986.

Ms. Myers has consulted with Radio Free Europe; Connecticut College; the municipality of Scottsdale, AZ; the Association of Texas Colleges and Universities; the Smithsonian Institution’s National Museum of American History; Anderson Ranch Arts Center in Aspen, CO; and the Dexter Avenue King Memorial Baptist Church in Montgomery, AL.

Ms. Myers has a stellar record of community involvement. Myers is past chair of the Pennsylvania Humanities Council, past President of the Federation of State Humanities Councils, and founding President of Citizens for the Arts in Pennsylvania and the State Arts Advocacy League of America. She is former chair of ArtTable, Inc., Washington Chapter, a former member of the Public Education Committee of the American Bar Association, and served on the Board of Directors of the Centre for Creative Communities in the United Kingdom. She has been a member and vice chair of the Board of Trustees at the University of Scranton and a trustee of the University of the Arts in Philadelphia.

It is an honor to recognize Sondra Myers for her lifetime of service. I am grateful for all she has done to enrich our culture, advance education, and promote civil rights. I extend my sincerest congratulations to her for receiving WVA’s Arts and Culture Award.

HONORING ZION FIRST CHURCH OF GOD IN CHRIST

Ms. LEE. Mr. Speaker, I rise today to honor Zion First Church of God in Christ located in Oakland, California upon its 100th anniversary as a strong religious pillar in the East Bay Community.

After moving to California from Louisiana, Zion First Church of God in Christ was founded in 1916 by Samuel Harrison and was the first Church of God in Christ in Northern California. It was created with the vision to expand the ministry and establish a legacy of spirituality through faith.

Under the leadership of Pastor Harrison, the church thrived and soon needed a building to accommodate its growing membership. In 1921, the church purchased its first building in West Oakland and became a strong faith center for the West Oakland community. During the 1940’s, as African Americans migrated to the West for industrial jobs, many families settled in West Oakland. Worship services immediately grew and were so inspirational it was said that people would hang out of their windows to see what was going on in the services.

On January 25, 1977 Pastor Willie E. Pearsals was ushered in as the second leader of Zion First Church of God in Christ. Pastor Pearsals had moved to California.

In 1978, Zion First Church expanded its building to make room for its growing membership. Pasto rPearsals moved to California in 1952 and joined Zion First, serving for many years as a youth leader, Deacon, and a special helper to Overseer Harrison before accepting the role as senior pastor.

Pastor Pearls carried on the original vision of the church, helping the community, by giving away food, clothing the homeless, and serving hot breakfast every Sunday to the community.

In 2003, after 33 years of service, Pastor Pearls stepped down and the church elected Pastor Rickie L. Williams. Under his leadership, the church has continued to faithfully serve the West Oakland community through various outreach programs. Although the church was ravaged by fire in September 2013, the members banded together and rebuilt the church on the same property to continue its ministry in the West Oakland community.

On behalf of the residents of California’s 13th Congressional District, I extend my sincerest congratulations to Zion First Church of God in Christ on the celebration of its 100th year of worship. I wish Zion First Church of God in Christ many more years of authentic and compassionate service.

HONORING THE WORK OF HARRY ARMSTRONG ON THE CLOVIS CITY COUNCIL

HON. JIM COSTA
OF CALIFORNIA
IN THE HOUSE OF REPRESENTATIVES
Tuesday, November 15, 2016

Mr. COSTA. Mr. Speaker, I rise today to recognize Mr. Harry Armstrong for his 46 years of service as a member on the Clovis City Council. Mr. Armstrong’s tireless work on behalf of the city of Clovis has left a lasting mark on the community.

Mr. Armstrong was born and raised in Merced, California. After graduating from Merced Union High School, he joined the United States Military and served in the Korean War. He is the proud father of three children, Tom, Jim, and Megan.

Upon completing his military service, Mr. Armstrong worked as the Transportation Manager for Foster Farms Dairy until he was appointed to the Clovis Planning Commission in 1966. After serving on the Commission, he decided to run for the Clovis City Council in 1970 and went on to win that election, along with the next 12 City Council elections. This makes him the longest tenured elected official in California state history. During his time on City Council, Mr. Armstrong served as the Mayor of Clovis five times.

Mr. Armstrong has been credited with many projects that have taken place in the City of Clovis. He was involved with the city’s Recycling Program, Clovis Community Medical Center, Old Town Clovis, Clovis Police and Fire Department’s headquarters, the city’s civic center, and Highway 168.

Mr. Armstrong has devoted his life to ensuring the improvement and success of the city in a way that the city could never repay him.

In addition to his service on the City Council, Mr. Armstrong sat on numerous boards and commissions in the Valley and state. These include the Fresno County Water Advisory Board, the Fresno County Transportation Authority, the Association of Metropolitan Water Agencies, the League of California Cities as the South San Joaquin Valley Division Director, the City Undergrounding Committee, the Fresno Visitors and Convention Bureau representative, and the president of the League of California Cities from 1982–1983.

Mr. Armstrong has also been a member of the Clovis Rodeo Association, the D.A.R.E. Board, United Way, and a former Boy Scouts and Explorer Post leader.

Mr. Armstrong has been recognized for his many contributions to the cities of Fresno and Clovis. Some of these awards were the League of California Cities’ Award for Service and Contributions to the Board of Directors, the 2015 Fresno Council of Government’s Regional Forum: Lifetime Achievement Award for Excellence, Leadership & Commitment, and the Rose Ann Vuich Ethical Leadership Award; as well as being inducted into the Clovis Hall of Fame in 2010, and being named the Grand Marshal of the Clovis Rodeo Association in 2015.

Mr. Speaker, it is with great respect that I ask my colleagues in the U.S. House of Representatives to join me in recognizing Harry Armstrong’s service as a Clovis City Council Member. His lifelong devotion to the community is evident in his work as a public servant.

ANTI-SPOOFING ACT OF 2016

HON. KAY GRANGER
OF TEXAS
IN THE HOUSE OF REPRESENTATIVES
Tuesday, November 15, 2016

Ms. GRANGER. Mr. Speaker, on Roll Call 575, I would like to be recorded as voting Yea. On Roll Call 576, I would like to be recorded as voting Yea.

PERSONAL EXPLANATION

HON. SHEILA JACKSON LEE
OF TEXAS
IN THE HOUSE OF REPRESENTATIVES
Monday, November 14, 2016

Ms. JACKSON LEE. Mr. Speaker, I rise in support of H.R. 2669, the “Anti-Spoofing Act of 2016,” which amends the Communications Act of 1934, to make it unlawful to cause a caller identification service to knowingly transmit inaccurate caller identification information with the intent to: defraud, cause harm, or wrongfully obtain anything of value.

Spoofing is a practice in which a phone number is shown on a phone call to intentionally mislead or misinform a caller. This is accomplished by falsifying the caller identification device. Spoofing is a commonly used tool for a number of illegal practices, including “phishing” for personal information and “swatting”—calling in a fictitious crime in progress in order to generate a police response. The Truth in Caller ID Act of 2009 prohibits spoofing of voice caller identification information; however, as communications methods...
HON. LOU BARLETTA
OF PENNSYLVANIA
IN THE HOUSE OF REPRESENTATIVES
Tuesday, November 15, 2016

Mr. BARLETTA. Mr. Speaker, it is my privilege to recognize Sanofi Pasteur as The Commonwealth Medical College’s 2016 Scholarship Gala Wellbeing Honoree. Each year The Commonwealth Medical College honors an outstanding individual or group for advancing the wellbeing of citizens within their community, across the state of Pennsylvania, and around the globe. Sanofi Pasteur’s work to create vaccines that protect lives against preventable diseases embodies the true spirit of this award, and I commend their continued efforts to be a worldwide leader in human health.

Sanofi Pasteur, the vaccine division of Sanofi, a global healthcare leader focused on patients’ needs, is the largest company in the world that is entirely dedicated to the production and distribution of vaccines. Providing more than 1 billion doses of vaccines each year, Sanofi Pasteur is able to help protect against 21 infectious diseases and immunize more than 500 million people around the globe.

Many of my constituents work at Sanofi Pasteur’s U.S. headquarters in Swiftwater, PA, and each and every day they are the ones that strive to create a world where no one suffers or dies from vaccine-preventable diseases. Sanofi Pasteur’s impact in Northeastern Pennsylvania goes beyond simply employing Georger Schroepfer, or any dedicated workers, they also have a strong focus on community engagement. Whether investing more than $1 billion in the region or partnering with VaxServe in the greater Scranton area to donate more than $870,000 to local nonprofits, the company has consistently exemplified the positive impact that a private entity can have on a region’s economy and citizens.

Mr. Speaker, as The Commonwealth Medical College’s 2016 Scholarship Gala Wellbeing Honoree, Sanofi Pasteur continues to promote the welfare of individuals in my district, across our state, and around the globe. Thank you to everyone who has contributed to its success over the years. I wish the faculty, students, and administration continued success in the years to come.

HONORING JUSTIN SCHROEPRFER, RHINELANDER, WISCONSIN

HON. SEAN P. DUFFY
OF WISCONSIN
IN THE HOUSE OF REPRESENTATIVES
Tuesday, November 15, 2016

Mr. DUFFY. Mr. Speaker, it is my honor to recognize Mr. Justin Schroepfer of Rhinelander, Wisconsin. His life was tragically cut short, but he will always be remembered as a courageous, Good Samaritan who put the well-being of two people he did not know ahead of himself.

On June 11, 2016, Justin spotted two women struggling against Lake Superior’s strong current. He swam through the frigid water in an attempt to save their lives. One woman made it back to shore, but tragically, both Justin and the other woman succumbed to the unpredictable waters.

A graduate of Antigo High School, Mr. Schroepfer was recruited to play baseball at the University of Wisconsin at Stevens Point. He transferred to Northern Michigan University in Marquette after two years and earned a bachelor’s degree in accounting. With his degree, Mr. Schroepfer pursued a career at Wipfli CPAs and Consultants in Rhinelander, Wisconsin.

Along with his talents on the baseball field, Mr. Schroepfer was also an avid outdoorsman. He enjoyed fly-fishing, downhill skiing, and...
Mr. COSTA. Mr. Speaker, I rise today to recognize Fresno City College on the occasion of the 100th year celebration ceremony for the restored Old Administration Building. The Old Administration Building is an icon in the landscape of Fresno, made even more special by the fact that it was once on the verge of demolition and saved by a strong effort of the local community.

The Old Administration Building was originally built in 1916 as the first permanent structure on the Fresno State College campus. The building is known for its rich brick surface and open air courtyards. Its beautiful decorative features include handmade hand-burned bricks, classic ornamentation at the entrances and geometric details in the brick that echo the shape of the city itself. Crisscross and power the nation.

In recognition of H.W. “Skip” Wieder, Past WVIA Board Chairman, Former WVIA Capital Campaign Co-Chair

HON. DONALD NORCROSS
OF NEW JERSEY
IN THE HOUSE OF REPRESENTATIVES
Tuesday, November 15, 2016

Mr. NORCROSS. Mr. Speaker, I rise today to honor the International Brotherhood of Electrical Workers on its 125th Anniversary. I appreciate the IBEW for the career they gave me and for their work supporting working men and women all across our nation.

The IBEW is as old as the commercial use of electricity itself. It is the oldest, as well as the largest, electrical union in the world and its history dates back to the 1890s. With Edison’s invention of the first commercially successful incandescent lamp in 1879 there was a great need for linemen to establish and maintain the cables that would soon crisscross and power the nation.

At first only a few intrepid electricians handled electricity, but soon many came forward, seeking a life’s work. The men and women of IBEW have been working on electrical and telecommunication wires ever since.

While the IBEW grew alongside other unions protecting the rights of workers seeking a living wage, the IBEW also needed to restore the prior prestige of the building. Today we are proud to say that we succeeded in our mission and are gathered to celebrate its 100th year.

Because of community’s strong desire in the restoration of the Old Administration Building, the project was very close to my heart. During my years in the California State Legislature I worked to raise awareness about this historic building and helped raise funds to restore its beauty. Fortunately, the funding for the restoration was made possible with the passage of Measure E in 2002. In 2007, the first phase of the reconstruction began, and the building underwent structural, mechanical and electrical improvements.

It is my great pleasure to congratulate the administration, staff, former and current students on the anniversary of the 100th year of this historic building. I am pleased to see the community come together to save the Old Administration Building from demolition and bring it back to fully functional use at Fresno City College. On this day, I also want to commemorate the service of all the staff and faculty members who work hard to bring change in the society through education. I send my best wishes for many more years to come.

IN RECOGNITION OF H.W. “SKIP” WIEDER, PAST WVIA BOARD CHAIRMAN, FORMER WVIA CAPITAL CAMPAIGN CO-CHAIR

HON. MATT CARTWRIGHT
OF PENNSYLVANIA
IN THE HOUSE OF REPRESENTATIVES
Tuesday, November 15, 2016

Mr. CARTWRIGHT. Mr. Speaker, I rise today to honor H.W. “Skip” Wieder, who will receive the Founder’s Award from WVIA as they celebrate the 80th Anniversary of Public Service Media. Mr. Wieder has served WVIA as Chairman of the Board and Capital Campaign Co-Chair.

Mr. Wieder is a former resident of Plainfield, New Jersey. In 1955, Mr. Wieder received an undergraduate degree and Master of Business Administration from Bucknell University. After college, he served as a Captain in the Army Reserve at Fort Bliss, Texas.
Minnesota Tech firms that made the 2016 Inc. 5,000 list.

The Inc. 5,000 list ranks the top 5,000 fastest-growing American private companies each year. This year, an impressive total of 93 Minnesota headquartered companies earned places on this list. Out of those 93, 34 of a total of 41 Minnesota tech specific companies were recognized.

Telemundo and Univision.

We have shown that as a state, Minnesota can not only compete in the tech industry—but that we can excel. Thank you to all the technology companies that have worked hard to get on the 2016 Inc. 5,000 list and congratulations.

HONORING OFFICER GRACIELA SANTILLAN JAMES AS HEROINE OF THE MONTH

HON. JIM COSTA
OF CALIFORNIA
IN THE HOUSE OF REPRESENTATIVES

Tuesday, November 15, 2016

Mr. COSTA. Mr. Speaker, I rise today to recognize Officer Graciela Santillan James as California 16th District’s Heroine of the Month, in appreciation of her dedication to making our community a safer place for all.

Each month, I recognize a Hero or Heroine of the Month from my district. The deserving individual is someone in the community who goes the extra mile to make a positive difference in the San Joaquin Valley. I believe it is fitting to recognize Officer Graciela Santillan James as October’s Heroine of the Month because of her efforts to build important relationships between law enforcement and the Latino community. Community policing is essential for public safety, and Officer Santillan James has been instrumental in communicating with our Latino community.

Officer Santillan James graduated from Dos Palos High School in 1992 and acquired her Bachelor of Arts Degree from Saint Mary’s College of California in 1996. After college, Officer James attended the California Highway Patrol Academy and graduated in September 2003. She was originally assigned to the San Jose CHP Area Office and was later transferred to the Fresno CHP Area Office. In April of 2009, Officer James was selected for the Central Division Traffic Management Center.

She began her service in community policing after being selected for the Central Division Ei Protector Community Outreach Program in May of 2012. El Protector is a traffic safety outreach program that is directed toward the Hispanic community, focusing on education through open discourse with the community. CHP officers with Hispanic ancestry deliver traffic safety education presentations, organize community events and serve as role models. Officer James is the Spanish speaking spokesperson for the El Protector Program and during her time there she has participated in numerous interviews with both television and radio outlets, including Telemundo and Univision.

Along with serving in the El Protector Program, Officer James takes part in many other community organizations as well. She serves as the Vice-Chair for Centro La Familia Advocacy Services and is a member of the Fresno Chapter of the Latino Peace Officers Association, Cesar Chavez Council, and El Concierto de Fresno Inc. She has also dedicated her career to enhancing the relationship between the Hispanic community and the police force, as well as encouraging positive traffic safety behavior. Officer James’ role in community policing through the Central Division El Protector Community Outreach Program demonstrates her devotion to the valley, and is the embodiment of what this award stands for.

HONORING MR. STANLEY K. SHEINBAUM

HON. BARBARA LEE
OF CALIFORNIA
IN THE HOUSE OF REPRESENTATIVES

Tuesday, November 15, 2016

Ms. LEE. Mr. Speaker, I rise today to honor the extraordinary life of Mr. Stanley K. Sheinbaum. With his passing on September 12, 2016, I look to recognize his extraordinary life and the invaluable influence it has had on our nation.

Stanley was born in the Bronx on June 12, 1920, to Herman Sheinbaum, an immigrant from Lithuania, and Selma Klimberg. His father was a manufacturer of women’s belts and shoes, and the young Stanley initially struggled with his education.

He served as a map-maker in the Army during World War II, and later attended Oklahoma A&M, now known as Oklahoma State University. Stanley ultimately transferred to Stanford University, where he studied economics and graduated summa cum laude.

During the late 1950s Mr. Sheinbaum taught economics at Michigan State University and became involved in providing technical support for South Vietnam through the Michigan State University Group (MSGU). Stanley would later learn that the MSGU was a front for covert CIA operations in Vietnam, and left the program before later working with journalist Robert Scheer on an expose about it that was published in 1966. This experience led to Stanley becoming outspoken in his criticism of the Vietnam War, and government corruption here at home.

Stanley later worked for the Center for the Study of Democratic Institutions in Santa Barbara, California and ran for Congress twice as a peace candidate. Although both runs were unsuccessful he continued to work for the end of the war, and stepped in to raise money for Daniel Ellsberg’s legal defense after the exposure of the Pentagon Papers.

One of his most famous political missions was leading a delegation of American Jewish leaders in 1988 to persuade Yasser Arafat to renounce terrorism and recognize Israel. Some viewed him for his contact with the Palestinian Liberation Organization and its President. Others believe it may have paved the way for the Oslo Accords and Arafat’s hand-shake with Prime Minister Yitzhak Rabin at the White House in 1993. Here at home he thrust himself into every political storm he could find as an avid supporter of progressive change. As President of the Los Angeles Board of Police Commissioners after the beating of Rodney King, Mr. Sheinbaum was instrumental in the ousting of Chief Daryl Gates and promoted reforms of the LA Police Department.

On a personal note Stanley was larger than life. His clarity of purpose, his vision, his work for a peaceful world, his brilliance and boldness provided many of the encouragement to continue to fight the good fight, to never give up and to “keep hope alive”.

I and my colleagues benefited from his selfless support and faith in us that we would be true to our principals and fight for a progressive agenda. Most importantly, Stanley was a friend and a mentor who loved and embraced us as kindred spirits. For this we are deeply grateful.

Today, California’s 13th Congressional District is accompanied by California’s 37th and California’s 47th in saluting the invaluable service of Stanley Sheinbaum. We honor his memory with a continued dedication to the progressive agenda. We join our nation and his loved ones in celebrating his incredible life with a promise to honor his legacy.

OUTDOOR RECREATION JOBS AND ECONOMIC IMPACT ACT OF 2016

SPEECH OF
HON. SHEILA JACKSON LEE
OF TEXAS
IN THE HOUSE OF REPRESENTATIVES

Monday, November 14, 2016

Ms. JACKSON LEE. Mr. Speaker, I rise in support of H.R. 4665, the “Outdoor Recreation’s Economic Contributions (REC) Act of 2016.”

H.R. 4665 will direct the Bureau of Economic Analysis of the Department of Commerce to collect, analyze and report information relating to the outdoor recreation economy of the United States and its economic impact on the nation’s overall economy.

Outdoor recreation generates $646 billion each year in consumer spending and creates 6.1 million American jobs.

Outdoor recreation has a significant impact on the economy, generating three times as many jobs as the oil and gas industries.

The state of Texas offers many amazing outdoor recreation services at treasured attractions such as Big Bend National Park and Garner State Park.

Studies show that at least 51 percent of Texans participate in outdoor recreation each year.

This activity generates approximately $28.7 billion in consumer spending.

In addition, the outdoor recreation industry in Texas, generates $1.9 billion in state and local tax revenue each year, and provides 277,000 direct jobs resulting in approximately $8.9 billion in wages and salaries.

The passage of this bill will generate objective, federal data and statistics that policymakers at all levels—local, state or federal level, can use to make informed and responsible decisions regarding the outdoor recreation industry.
Protecting and securing public lands and space for outdoor recreation is crucial for the future success of the American economy and the environment.

Outdoor recreational activities contribute significantly to the physical, mental, and spiritual health and well-being of individuals.

Federal lands contribute significantly to the preservation of nature-based outdoor recreational opportunities.

Federal recreation resources generate vast amounts of economic enterprise from tourist activity, recreation visitors, and the increased property value and business attraction gained from natural amenities.

The preservation and growth of the Outdoor Recreation Industry depends on the informed decision of lawmakers, and the Outdoor REC Act of 2016 will be pivotal in providing this vital information.

For these reasons I support H.R. 4665 the "Outdoor Recreation's Economic Contribution Act of 2016."

IN HONOR OF MARTIN ELLIS
HON. DONALD NORCROSS
OF NEW JERSEY
IN THE HOUSE OF REPRESENTATIVES
Tuesday, November 15, 2016

Mr. NORCROSS. Mr. Speaker, I rise today to honor United States Navy Veteran Martin Ellis for his achievements, contributions, and service in the United States Navy onboard the USS Green.

Martin Ellis resides in Cherry Hill, New Jersey where he remains committed to his community. His selfless and brave actions in World War II are reason enough to honor him, yet Mr. Ellis has demonstrated a lifetime of love for his nation. He is very passionate about The United States and his patriotic duty to this country. He takes his past service in the Navy very seriously, along with being a serious Phillies fan.

Those who decide to serve in our nation's Armed Forces are amongst the most heroic in our nation and serve as an example to leaders, in not only securing our safety but putting their life on the line for our freedom.

Mister Speaker, Martin Ellis, is a great American whose dedication to serving our country in the United States Navy is an inspiration to his community. I join with his family, friends, and all of New Jersey in honoring the selfless service of this extraordinary man.

CONGRATULATIONS ON 20TH ANNIVERSARY OF LGBT CHAMBER OF COMMERCE OF ILLINOIS
HON. MIKE QUIGLEY
OF ILLINOIS
IN THE HOUSE OF REPRESENTATIVES
Tuesday, November 15, 2016

Mr. QUIGLEY. Mr. Speaker, I rise today to recognize the LGBT Chamber of Commerce of Illinois on their 20th Anniversary.

In 1995, Tracy Baim of Lambda Publications and Kevin Beyer of Communications Management, Inc. saw a need for a local chamber of commerce dedicated to gay and lesbian owned businesses. Joined by three other business owners, they launched the Chicago Area Gay & Lesbian Chamber of Commerce. Their goal was to have 30 Members by the first organizational meeting in March 1996.

By the time that meeting was called to order, the Chamber had grown to include more than 80 businesses.

Today that roster has grown to over 300 Members, a number that increases almost daily. These members are lesbian, gay, bisexual, and transgender (LGBT) business owners, as well as gay-supportive businesses. Together they employ over 2,000 people in the Chicago area, with gross revenues that exceed $500 million. The Chamber is committed to promoting economic opportunities for the LGBT community in the state of Illinois by being an advocate and resource for all member businesses that encourage equality.

The LGBT Chamber of Commerce is committed to creating an atmosphere where the LGBT community in the state of Illinois is welcomed and embraced.

Along with the 20th Anniversary Gala, the LGBT Chamber has major initiatives in progress that are designed to help LGBT businesses flourish. In this anniversary year, the biggest initiative is to create the LGBT Business Foundation of Illinois, a foundation that focuses on advocacy, promotion and education for small business owners and their employees to grow and prosper.

Mr. Speaker, I ask my colleagues to join me in celebrating the 20th anniversary of the LGBT Chamber of Commerce of Illinois. I am honored to have such an exceptional organization in my district.

IN CELEBRATION OF NATIONAL HISPANIC HERITAGE MONTH AND IN RECOGNITION OF LATIN JAZZ MUSICIAN AND COMPOSER EDDIE PALMIERI
HON. CHARLES B. RANGEL
OF NEW YORK
IN THE HOUSE OF REPRESENTATIVES
Tuesday, November 15, 2016

Mr. RANGEL. Mr. Speaker, today I rise in honor of National Hispanic Heritage Month to join the community of El Barrio, The Village of Harlem, the City and State of New York, and the Nation in commemorating an outstanding Latin Jazz musician and composer, Mr. Eddie Palmieri.

Eddie has been a force in the local music scene for 60 years, yet he continues to entertain and inspire listeners. Eddie's music has been featured in several film Soundtracks and has been a favorite of many fans around the world.

Throughout his career, Eddie has received numerous awards and has been inducted into several halls of fame, including the 2008 Fania Hall of Fame and the 2010 Latin Grammy Hall of Fame. He has also been recognized with several Grammy Awards for his outstanding work.

Eddie Palmieri is a true legend in the world of Latin music and has been an inspiration to many young musicians. His passion for music and his dedication to his craft have made him a beloved figure in the Latin music scene.

As we celebrate National Hispanic Heritage Month, let us honor Eddie Palmieri's contributions to Latin music and to the world of music in general.
for his collaborative effort with trumpeter Brian Lynch on the album “Simpatico”. Eddie Palmieri’s innovative musical fusion of salsa, funk, soul and jazz has captivated audiences for nearly half a century. He has remarkably used his Puerto-Rican heritage, Afro-Caribbean roots and American identification to help diversify the selection of Latin jazz. His noble creativity to help introduce Latin and salsa music to American audiences everywhere, I ask that my colleagues join me in paying tribute to Mr. Eddie Palmieri. A musical genius who paved the way to make Latin music an American hallmark while sustaining this genre’s ties to its Caribbean legacy. An American Hero, Eddie Palmieri has devoted his life’s work to improving the quality of life for the people of our beloved El Barrio and the Bronx; New York State; the Commonwealth of Puerto Rico and this great Nation.

Mr. Speaker, each year, Americans observe National Hispanic Heritage Month from September 15 to October 15, by celebrating the histories, cultures and contributions of American citizens whose ancestors came from Spain, the Caribbean and Central and South America. During this year’s Hispanic Heritage Month, in addition to paying tribute to my beloved friend Eddie Palmieri, and as a Korean War Veteran, as I conclude my 50 years of Public Service, including 46 years in the United States Congress, I also want to pay a very special salute to the Puerto Rican men and women who answered the call to serve during WWII, our beloved 65th Infantry Regiment, nicknamed “The Borinqueneers”.

Mr. Norman has been a strong member of the community for the past ten years, serving the entirety of his teaching career at Coppell West. His admiration for the school system and all those involved is uncanny, especially as his daughter and son both graduated from Coppell. Mr. Norman spends time volunteering at the Coppell YMCA, which earned him the Rookie Volunteer of the Year Award in 2015. For his hard work and support David contributes, as well as his being awarded the Outstanding Teaching of Texas History Award. I ask all of my distinguished colleagues to join me in recognizing David Norman of Coppell Middle School West.

Mr. Speaker, is it a pleasure to recognize the hard work and support David contributes, as well as his being awarded the Outstanding Teaching of Texas History Award. I ask all of my distinguished colleagues to join me in recognizing David Norman of Coppell Middle School West.

Mr. COFFMAN. Mr. Speaker, on January 20, 2009, the day President Obama took office, the national debt was $10,626,877,048,913.08. Today, it is $19,852,972,577,729.55. We’ve added $9,226,095,528,816.47 to our debt in 6 years. This is over $7.5 trillion in debt our nation, our economy, and our children could have avoided with a balanced budget amendment.

Mr. Speaker, I ask my colleagues to join me in paying tribute to the life and service of Leo Gallegos Jr., whose passion, dedication, and selflessness behind the scenes made an instrumental impact on reshaping local politics. His life is a testament to the success minorities and immigrants can achieve, and his humbleness and great character is something to be remembered. I join Leo’s family in honoring his life, his love for his community, tenacity, passion for making a difference, and service to his country. He will be greatly missed.

Mr. Speaker, it is a pleasure to recognize Mr. Eddie Palmieri, whose passion, dedication, and selflessness behind the scenes made an instrumental impact on reshaping local politics. His life is a testament to the success minorities and immigrants can achieve, and his humbleness and great character is something to be remembered. I join Leo’s family in honoring his life, his love for his community, tenacity, passion for making a difference, and service to his country. He will be greatly missed.

Mr. Speaker, when learners are able to see their value and influence in this world, for good or bad, I have succeeded academically. But there is an accomplishment that is nearer to my heart. I think one of the things missing in our society, and in our classrooms, is kindness.

Mr. Norman is an outstanding figure in an already impressive group of students, faculty, and school community. I hope his enthusiasm and engaging methods encourages him for the rest of his tenure. The entire community is influenced by his genuine demeanor and I cannot thank David enough for his positive impact and hope he continues for years to come.

Mr. Speaker, it is a pleasure to recognize the hard work and support David contributes, as well as his being awarded the Outstanding Teaching of Texas History Award. I ask all of my distinguished colleagues to join me in recognizing David Norman of Coppell Middle School West.
Additionally, 74 percent of recently graduated nursing students are strapped with loan repayment obligations, a number that is slightly higher than the 71 percent of all new recent graduates battling unsurmountable student debt.

Providing nursing students with additional time to repay these loans is incredibly important, and I am happy to see this aspect of the bill renewed and increased.

Within Houston, MD Anderson, Texas Children's Hospital, Memorial Hermann Hospital, and St. Joseph's are only a few of the medical centers in the city requiring skilled nurses.

In 2011, nearly 22,000 vocational and registered nurses practiced within the city of Houston, making it the largest employer in the state.

Supporting the nursing workforce in furtherance of advanced education is critical and I urge my colleagues to join me in support of H.R. 2713, the “Title VIII Nursing Workforce Reauthorization Act of 2015.”

HONORING MRS. ETHEL MAE MOLO
OF CALIFORNIA
IN THE HOUSE OF REPRESENTATIVES
Tuesday, November 15, 2016

Ms. LEE. Mr. Speaker, I rise today to honor the extraordinary life of Mrs. Ethel Mae Molo, who was affectionately known by family and friends as GG.

Mrs. Molo was born on October 27, 1914 in Homer, Louisiana. After graduating from McDonogh Thirty-Five High School she attended and graduated from Xavier University in New Orleans, Louisiana with a Bachelor of Arts degree in Social Work.

After moving to California Ethel married Mr. Raymond Molo, she also had three beautiful children. Once in California she was given the opportunity to hold a position on the Kaiser shipyard as a Rosie the Riveter, helping to support the war efforts for World War II. She later continued her service at the Naval Air station working on aircrafts. After many years as a dispatcher, she retired from the Air Station.

Following her retirement Ethel was very active throughout her community. She worked with political leaders Ronald Dellaums, Willie Brown, and Don Peralta on projects in the Bay Area. On a national level she was an active member of the NAACP, for fifteen years she helped fundraise money for Fannie Lou Hamer and the voting rights act in Mississippi.

As a strong woman of faith Mrs. Molo worshiped at the Presbyterian Women of Faith East Oakland Fellowship Circle and was the secretary of her church.

All in all, Ethel was a woman of many colors. Her interests were diverse as were the many people she touched with her hard work and devotion to her community and those that were less fortunate than her.

Traveling, sewing, reading and cooking big meals for her friends and family were among her many hobbies. She spent her golden years reading comfortably eating her favorite cookies, spending time with her family and watching her children grow.

She leaves to celebrate her life, her three loving children, Dovelyn Burbridge-Winbush, Gene Hennen, and Alfreda Gibson-Hampton.

She also leaves six generations of grandchild, great grandchildren, and great-great grandchildren along with her nieces and nephews.

Today, California's 13th Congressional District salutes the legacy of Mrs. Ethel Mae Molo. Her contributions have truly impacted countless lives throughout the Bay Area. I join her loved ones in celebrating her incredible life and offer my most sincere condolences.

IN HONOR OF JOSEPH P. MILES SR.
HON. DONALD NORCROSS
OF NEW JERSEY
IN THE HOUSE OF REPRESENTATIVES
Tuesday, November 15, 2016

Mr. NORCROSS. Mr. Speaker, I rise today to honor Joseph P. Miles Sr. for his achievements, contributions, and service in the U.S. Navy and as a community leader.

In 1944, Joseph was hired by the Radio Corporation of America (RCA), a crucial employer in South Jersey at the time. Mr. Miles continued his employment with RCA until 1988.

However in 1945, heeding the call to service Joseph joined the U.S. Navy, serving aboard the heavy cruiser USS Helena. He was honorably discharged in 1946. He joined the U.S. Naval Seabees' organized reserves in 1951 and served until 1955.

Joseph has been an important leader in the community throughout his life. He served on the Borough Council of Magnolia for six years, including as its president. He was elected the mayor of Magnolia from 1978 to 1984. He joined the Magnolia Fire Company in 1989 and is a past president of the Camden County Fire Police.

Throughout his life, Joseph has remained committed to community service. In 1974, he and volunteers helped to erect concrete forms for walkways and areas for benches and lighting for Albertson Park. He helped construct a replica of the Magnolia train station. When it was docked at the shipyard, he worked on the Battleship New Jersey for eight months.

Mr. Speaker, Joseph P. Miles Sr., is a great American whose dedication to serving our country and our community is an inspiration to us all. I join with his family, friends, and all of New Jersey in honoring the selfless service of this extraordinary man.

HONORING JUDGE GORDON BARANCO
HON. BETHLEHEM AREA SCHOOL DISTRICT
IN THE HOUSE OF REPRESENTATIVES
Tuesday, November 15, 2016

Ms. LEE. Mr. Speaker, I rise today to recognize the extraordinary career of Judge Gordon Baranco. I would like to congratulate him on his retirement and thank him for his invaluable service to our community.

Born and raised in Oakland, California, Gordon graduated from Oakland High School in 1965. Gordon would become a star basketball player at the University of California, Davis, where he led the Aggies to win three league championships.

Gordon’s time spent at UC Davis would coincide with the Vietnam War and the Civil Rights Movement. This time in Gordon’s life was critical to his academic and civic development, opening his eyes to injustices here in the United States and abroad. In 1968, Gordon graduated from UC Davis with a bachelor’s degree in political science. Inspired by the idea that the law could be a vehicle to change society, he went on to enroll in law school. He graduated from the King School of Law at UC Davis in 1972.

As an attorney, Gordon practiced as a Graduate Legal Assistant at the office of the California State Attorney General; a Deputy District Attorney in the office of the San Francisco District Attorney; as managing Attorney for the San Francisco Neighborhood Legal Assistance Foundation, and Assistant to the City Attorney in Oakland.

At the young age of 32 he was made the Honorable Gordon Baranco, appointed to the Oakland Piedmont Emeryville Municipal Court by Governor Edmund G. Brown, Jr. After serving as presiding judge of the court, he was appointed by Governor George Deukmejian as a judge of the Alameda County Superior Court.

In 2004, Judge Baranco was instrumental in establishing the Alameda County Homeless and Caring Court, which provides a much needed alternative to the traditional criminal justice court system for the homeless.

On a personal note, Judge Baranco worked with me and helped lead our record remedy and expungement conferences for several years. Because of his boldness and commitment, many returning citizens have been able to move forward with their lives without the troubles of their past once their parole is completed. For this, I, along with so many others, am deeply grateful.

On behalf of the residents of California’s 13th Congressional District, Judge Gordon Baranco, I salute you. I thank you for a lifetime of service and congratulate you on your achievements. I wish you and your loved ones the very best as you enjoy your well-deserved retirement.

IN RECOGNITION OF DR. JOSEPH J. ROY, SUPERINTENDENT OF BETHELHEM AREA SCHOOL DISTRICT
HON. MATT CARTWRIGHT
OF PENNSYLVANIA
IN THE HOUSE OF REPRESENTATIVES
Tuesday, November 15, 2016

Mr. CARTWRIGHT. Mr. Speaker, I rise today to honor Dr. Joseph J. Roy, who will receive the 2017 Pennsylvania Superintendent of the Year Award from the Pennsylvania Association of School Administrators. Dr. Roy will be recognized for his outstanding performance on November 17, 2016 in Harrisburg, Pennsylvania.

Dr. Roy is a graduate of Franklin & Marshall College in Lancaster, Pennsylvania. He received his Master’s degree in educational administration from Bucknell University and his Doctoral degree from Lehigh University. In 1986, Dr. Roy began his career working for East Penn School District where he taught social studies at Emmaus High School. After receiving his Master’s, he was hired as an Assistant Principal at Liberty High School in...
Mr. BARLETTA. Mr. Speaker, it is my privilege to recognize Mr. Patrick J. Solano as the Commonwealth Medical College’s 2016 Scholarship Gala Service to Community Honoree.

HON. LOU BARLETTA
OF PENNSYLVANIA
IN THE HOUSE OF REPRESENTATIVES
Tuesday, November 15, 2016

Mr. BARLETTA. Mr. Speaker, it is my privilege to recognize Mr. Patrick J. Solano as the Commonwealth Medical College’s 2016 Scholarship Gala Service to Community Honoree. Each year the Commonwealth Medical College honors an outstanding individual or group for contributions to their community, and Mr. Solano’s extensive record of public service exemplifies the meaning of this award.

After graduating from Pittston Township High School, Mr. Solano joined the Army Air Corps in 1942. Stationed with the 8th U.S. Air Force Heavy Bombardment Group in England, his missions spanned several European nations and included action during the bombing of Berlin in 1944. His exceptional service earned him the Group Presidential Citation, the Air Force Medal with two Oak Leaf Clusters, and the European Combat Theatre Medal with two Bronze Stars.

Being honored for service to his community reflects Mr. Solano’s commitment to the advancement of Pennsylvania’s people and resources, and his lifelong public service sets an example for future generations of selfless Pennsylvanians. After serving as a Pittston Township school director, he went on to later advise State Senate Majority Leader Dominic Pileggi, as well as two governors, Tom Ridge and Mark Schweiker. His most important contributions came during his role as deputy secretary for Parks and Forests with the former Department of Environmental Resources and as the acting secretary when the Department of Conservation and Natural Resources was created in 1995. Mr. Solano’s lifelong dedication to state parks and forests will forever be remembered, and in 2013, his district was proud to have Governor Tom Corbett recognize his service by naming the environmental education facility at Frances Slocum State Park, located in Luzerne County, as “The Patrick J. Solano Environmental Education Center.”

Mr. Speaker, as the Commonwealth Medical College’s 2016 Scholarship Gala Service to Community Honoree, Mr. Patrick J. Solano has consistently provided a final tour with honor. His most important contributions that will inspire our state’s leaders for generations to come. I wish Mr. Solano, his wife of 62 years, Marie Nocito, their six daughters, eleven grandchildren, and one great grandchild, all the best in their future endeavors, and thank him for the innumerable contributions he has made to the state of Pennsylvania.

IN CELEBRATION OF NATIONAL HISPANIC HERITAGE MONTH AND IN RECOGNITION OF ROBERT ‘BOB’ SANCHO

HON. CHARLES B. RANGEL
OF NEW YORK
IN THE HOUSE OF REPRESENTATIVES
Tuesday, November 15, 2016

Mr. RANGEL. Mr. Speaker, today I rise in honor of National Hispanic Heritage Month to join the community of El Barrio, The Village of Harlem, the City of New York, and the Nation in commemorating an outstanding public servant and community leader, Mr. Robert “Bob” Sancho. Through his many years of service, Robert has spent nearly half a century tirelessly advocating for his community and uplifting its people.

Over the course of his career, Bob Sancho has held many positions of great importance in the City of New York. As Deputy Superintendent of Schools in Community School District No. 4, he took the district from last place (32nd) in reading and math, to 13th among New York City School districts. This feat was achieved over a seven year period and was considered one of the most successful educational accomplishments in America.

Bob was born and raised in the South Bronx. He is a product of the New York City Public Schools system and went on to earn a Bachelor of Arts Degree at the Inter-American University in San German, Puerto Rico, specializing in Education and Political Science. As an undergraduate, Bob was awarded a Minority Urban Education Scholarship and completed a Teaching Fellowship in both Urban and Rural School Districts on the Island of Puerto Rico. He received a scholarship to the prestigious Graduate School of Urban Affairs at Hunter College where he completed his Masters of Science Degree.

During the 1970’s Bob assembled East Harlem residents to fight against Mayor Robert F. Wagner, Jr.’s attempts to shut down Metropolitan Hospital Center which was an essential medical institution in the community. Under Mr. Sancho’s successful leadership, the hospital remained open and gained enough federal funding to sustain the medical center. These bonds helped construct new buildings and renovate the existing hospital buildings. In addition, his department has raised approximately $15 million during the last several years for various hospital programs.

Even though Bob Sancho has had an extensive professional career, he also has a robust list of civic and cultural involvements outside of his occupation. He was Assistant to Bronx Borough President Robert Adams, and has served on the Board of Trustees for the Congressional Hispanic Caucus Institute and the Community Service Society of New York, as an Advisor for the National Jazz Museum of New York, as a Volunteer at the Academy of Recording Arts and Sciences. Currently, Robert serves as a Member of the Board of Trustees for the Center for Educational Innovation/Public Education Association, the Icahn Charter Schools, and the Multi-cultural Committee of the Metropolitan Museum of Art.

Bob Sancho’s dedication and commitment to the many facets of community development makes him an incredible human being. The altruistic quality that Bob embraces is very hard to find in the world today. For his noble duty to empower the citizens of New York, I ask that my colleagues to join me as we celebrate National Hispanic Heritage Month, from September 15th through October 15th, 2016 in paying tribute to Mr. Robert “Bob” Sancho, an extraordinary man from humble beginnings. An American hero, Bob has devoted his life’s work to improving the quality of life for the people of our beloved El Barrio and the Bronx, New York State, the Commonwealth of Puerto Rico, and this great Nation as well.

Mr. Speaker, each year, Americans observe National Hispanic Heritage Month from September 15 to October 15, by celebrating the histories, cultures and contributions of American citizens whose ancestors came from Spain, Mexico, the Caribbean and Central and South America. During this year’s Hispanic Heritage Month, in addition to paying tribute to my friend Robert “Bob” Sancho, and as a Korean War Veteran, as I conclude my 50 years of Public Service, including 46 years in the United States Congress, I ask my colleagues to join me as we celebrate National Hispanic Heritage Month from September 15th through October 15th, by recognizing the heroes and women men who answered the call to serve during WWII, our beloved the 65th Infantry Regiment, nicknamed “The Borinqueneers”,

HONORING THE SERVICE OF ALAN PERRY

HON. JIM COSTA
OF CALIFORNIA
IN THE HOUSE OF REPRESENTATIVES
Tuesday, November 15, 2016

Mr. COSTA. Mr. Speaker, I rise today along with my colleagues, Mr. DENHAM, Mr. NUNES, and Mr. VALADAO to recognize Mr. Alan “Al” Perry for his dedication and commitment to the veterans of California’s Central Valley.

Mr. Perry has proudly served as the President of the Central Valley Honor Flight. As he embarks on his last trip to Washington, D.C., it is important that we recognize him for all his benevolent work and for ensuring that our Valley World War II and Korean War veterans are given the opportunity to take a final tour with honor.

Mr. Perry’s dedication to working with veterans stems from his own background as a Vietnam Era veteran. He served as an officer in the Army Medical Service Corps from 1971 through 1973. Mr. Perry has also worked for numerous Veterans Affairs (VA) medical centers and has held different leadership positions within the VA. In 1998, Mr. Perry was appointed director of the Central California VA
where he served for 13 years, retiring in 2012. Mr. Perry has been recognized for transforming the Fresno VA Hospital to the modern hospital it is now, thus giving more Valley veterans the access and resources they need.

Over the years, we have had the opportunity to work closely with Mr. Perry as he continuously champions for veterans of the Central Valley. As President of Central Valley Honor Flight and leader of the trip, Mr. Perry has led the trips for all 11 flights since 2013. Under Mr. Perry’s watch, the veterans are always safe and on schedule. Time after time they have memorable experiences as they visit the Smithsonian-National Air and Space Museum and the World War II and Korean War Memorials. To date, a total of 803 WWII and Korean War Veterans have visited D.C. and returned with a 100 percent safety record. For this success, Mr. Perry was recognized as a Rotary International Paul Harris Fellow in 2015. There is no doubt that Mr. Perry will be missed as he has been an integral part of Honor Flight.

We commend Mr. Perry for his selfless dedication and work on behalf of our veterans. Mr. Perry, along with Honor Flight volunteers and staff are able to continue this program with the support of local sponsors and our community. It is always a highlight for our offices to help prepare for the arrival of our veterans, and because of Mr. Perry every Honor Flight has been unforgettable.

Mr. Speaker, it is with great respect that Mr. DENHAM, Mr. NUNES, Mr. VALADAO, and I ask our colleagues in the U.S. House of Representatives to join us in recognizing Mr. Alan Perry for serving as President and trip leader of Central Valley Honor Flight. Mr. Perry’s genuine devotion to our nation’s veterans makes him a remarkable individual. We wish him the best of luck as he moves on to his future endeavors.

PERSONAL EXPLANATION

HON. JOHN R. CARTER
OF TEXAS
IN THE HOUSE OF REPRESENTATIVES
Tuesday, November 15, 2016

Mr. CARTER of Texas. Mr. Speaker, I cast a No vote on Roll Call Number 570 (Kildee of Michigan Amendment No. 19 to H.R. 5303: Water Resources Development Act). This was an unintended error, and I wish to reflect that my intention was to support passage of Roll Call Number 570.

Additionally, I was recorded as Not Voting on Roll Call Number 574 (H.R. 6094: Regulatory Relief for Small Businesses, Schools, and Nonprofits Act—On Passage). I wish to reflect that my intention was to support passage of Roll Call Number 574.

TRIBUTE TO HARRY WAYNE WAMPLER

HON. JOHN J. DUNCAN, JR.
OF TENNESSEE
IN THE HOUSE OF REPRESENTATIVES
Tuesday, November 15, 2016

Mr. DUNCAN of Tennessee. Mr. Speaker, I wish to honor a man whose service to his Country and contributions to his community were remembered by family and friends at the First Baptist Church in Lenoir City, Tennessee on October 22, 2016. Mr. Harry Wayne Wampler was born in Lenoir City to what would become a very large family. Mr. Wampler was the oldest of his parents’ seven children, setting a tone for his leadership skills to flourish in years to come. He took on the heavy responsibility of contributing to his family’s business, Wampler’s Farm Sausage, by working at the young age of 14.

Later, Mr. Wampler was a Military Chef while serving in the Army Reserves, allowing him to share his love of food with his fellow military personnel.

He went on to become the CEO of Family Brands International, which continues to provide many jobs to the Lenoir City community while boosting the local economy.

While leading his business, Harry Wampler devoted 26 years of his incredible life as a Lenoir City Councilman, 16 years as Vice Mayor of Lenoir City, and served on many boards.

He contributed to the success of community organizations by serving as a board member for Lenoir City Utilities, Baptist Hospital, Roane State Community College, Harrison Chilhowie School, Small Business Bureau, United Way, SunTrust Bank, Third National Bank, and the Bank of Loudon County.

Harry was one of the strongest leaders the Great State of Tennessee has ever seen. He is one of the best friends both my father and I have ever had.

While I am saddened by his absence, I know this Nation has lost another because of the life he led. Not only will he be missed by his wife Jennifer, five sons, and ten grandchildren but also by hundreds of friends, colleagues, and neighbors.

Harry Wampler was a patriotic American who loved his country, and one of the finest men I have ever known.

HONORING THE CITY OF MOORHEAD FOR ITS INNOVATIVE ENERGY SOLUTIONS

HON. COLLIN C. PETERSON
OF MINNESOTA
IN THE HOUSE OF REPRESENTATIVES
Tuesday, November 15, 2016

Mr. PETERSON. Mr. Speaker, the City of Moorhead in Minnesota is leading the way in developing innovative community energy programs that provide local investment opportunities, diversifies Minnesota’s energy portfolio, and improves Minnesota’s energy independence. Moorhead Public Service is the tip of the spear in those efforts.

I congratulate the administrators at Moorhead Public Service for envisioning and building renewable energy projects like Capture the Sun which have brought national recognition to the people of Moorhead. Today, I would like to expand this recognition to the United States Congress.

Capture the Sun is a community solar garden located in north Moorhead and administered by Moorhead Public Service. The project provides local residents the opportunity to invest in renewable energy by purchasing one or more solar panels. The renewable energy is then delivered to the home or business of the investor, offsetting costlier sources of energy. The $480 per panel investment is paid back through 20 years of more affordable electricity bills. With the Capture the Sun model, customers who may not have been able to afford infrastructure costs associated with building solar panels on their roofs are now able to invest in renewable solar energy.

Moorhead Public Service began its first phase of community solar in 2015, and the initial local reaction to community solar was overwhelmingly positive. In fact, the customer demand for solar panels was so strong that Moorhead Public Service decided to expand Capture the Sun to a second phase in 2016. I had the chance to attend the ribbon cutting ceremony for the second Capture the Sun community solar garden on October 4, 2016. It was impressive to learn that every panel for the second project has already been purchased by local investors.

Each .310 kilowatt panel produces an estimated 35 kilowatt hours per month which is enough to power five 60-watt light bulbs for four hours per day for a month. Between the two solar garden projects, 216 panels have been purchased by 160 customers. This means an estimated 7,560 renewable kilowatt hours are produced by the sun to local residents every month.

It was impressive to learn that every panel for the second project has already been purchased by local investors.

HONORING DR. KEITH WIEBE
HON. EVAN H. JENKINS
OF WEST VIRGINIA
IN THE HOUSE OF REPRESENTATIVES
Tuesday, November 15, 2016

Mr. JENKINS of West Virginia. Mr. Speaker, I rise today to honor Dr. Keith Wiebe, who is retiring after thirteen years as president of the American Association of Christian Schools. Dr. Wiebe is much admired and greately appreciated for all of his good works, especially his work as senior pastor at Grace Gospel Church in my hometown of Huntington, West Virginia. I have no doubt that he has left that same great impression on everyone he has worked with during
his tenure as president of the American Association of Christian Schools. His steadfast faith and commitment to helping our children grow in their Christian faith is truly admirable and serves as an inspiration for all he has had the opportunity to minister God's many blessings. Dr. Wiebe followed his call to serve, an action that all of us can learn from as we continue to grow in our own faith.

Once again, congratulations Dr. Wiebe on your 13 years as president of the American Association of Christian Schools.

CELEBRATING 20 YEARS OF DISTINGUISHED SERVICE—LISA PINTO

HON. TED LIEU
OF CALIFORNIA
IN THE HOUSE OF REPRESENTATIVES
Tuesday, November 15, 2016

Mr. TED LIEU of California. Mr. Speaker, I rise today to celebrate 20 years of distinguished service by Lisa Pinto—a public servant, fierce advocate, and mother.

Lisa began her career with Congressman Henry Waxman on October 1, 1996 as his District Director, a position she held until his retirement in 2014. She has devoted her career to championing important issues for the residents of the Greater Los Angeles community. Lisa is the true embodiment of a public servant.

During her impressive career, she has worked on many important issues affecting constituents, including managing the district’s casework, the Santa Monica Airport, and Veterans issues. Lisa’s leadership on Veterans issues has been instrumental in the signing into law of H.R. 5936, the Los Angeles Homeless Veterans Leasing Act of 2016.

Prior to her service with Congressman Waxman, Lisa practiced law for eight years, last working in Dependency Court, representing children who had been abused and neglected. She attended UCLA, earning a B.A. in History with a concentration in Business and UC Davis School of Law, where she earned a J.D. Lisa utilized her stellar instincts, passion, and exemplary management skills to make Congressman Waxman’s District Office one of the best district offices in the country, a tradition of excellence she continues as my District Director.

Lisa is truly a champion for our constituents. Lisa has devoted her life to helping others and the greater Los Angeles community. And in her most important role, Lisa is the mother to her wonderful daughter, Stella.

I am extremely fortunate to benefit from her experience, leadership and kindness. I ask my colleagues to join me in celebrating Lisa’s twenty years of distinguished service to the U.S. House of Representatives, the constituents of the Greater Los Angeles area, and her country.

MOURNING THE DEATH OF RUSK COUNTY SHERIFF’S DEPARTMENT DEPUTY DAN GLAZE

HON. SEAN P. DUFFY
OF WISCONSIN
IN THE HOUSE OF REPRESENTATIVES
Tuesday, November 15, 2016

Mr. DUFFY. Mr. Speaker, it is with deep sadness and regret that I rise to inform my colleagues of the death of Rusk County Sheriff’s Department Deputy Dan Glaze, who was tragically killed in the line of duty Saturday, October 29th, 2016, while responding to a call in my district.

Dan, a seven year Veteran in Law Enforcement, served on the Fall Creek Police Department, Sawyer County Sheriff’s Department and Hayward Police Department before serving his last watch with the Rusk County Sheriff’s Department. He had recently achieved a career goal of becoming a member of the Rusk County Swat Team.

His family remembers him for his: “strength, dedication to family, sense of humor, and enthusiasm. He was a husband, father, son, brother, mentor, and friend to all of those he met. Those who knew him or met him were all impacted by his passion and willingness to sacrifice for others in order to benefit the greater good of all. Dan’s courage will forever be our protection.”

Dan is survived by his loving wife and high school sweetheart, Sarah and three children, Kendall (18), Levi (5) and Elianna (5 months); his parents, Dan and Jan Glaze; and brothers, John and Allen Glaze.

Mr. Speaker, my deepest sympathies are extended to Deputy Glaze’s wife and children, family, friends, and colleagues in law enforcement. On behalf of this body, and a very grateful nation, I thank those men and women who risk their lives to give us order, safety, and protect our freedom; we keep them and their families in our thoughts today and always.

HONORING THE LIFE OF MR. HENRY HUONG LE

HON. ZOE LOFGREN
OF CALIFORNIA
IN THE HOUSE OF REPRESENTATIVES
Tuesday, November 15, 2016

Ms. LOFGREN. Mr. Speaker, I rise today to honor Dominic Keating, who received the 2016 Columbus Day Association of Lackawanna County Man of the Year Award. Born to Robert and Flora Keating, Dominic is a lifelong resident of Dunmore, Pennsylvania. He is a graduate of Scranton Preparatory School and the College of the Holy Cross. He was admitted to practice law in the Commonwealth of Pennsylvania after attending Dickinson School of Law.

In 1963, Dominic began working for his family’s business, the Parodi Cigar Company. During his career, Dominic served the company in many capacities, from sales to production to administration. In 1998, he became president of Parodi and kept the position until his retirement in 2014.

Dominic remains active in the community and serves his neighbors in a variety of capacities. He serves as a Board member of the Pennsylvania Northeast Regional Rail Authority. He also serves as Vice Chairman of the Lackawanna Heritage Valley Authority and is a member of the Project 505 Trolley Restoration Committee. For his distinguished community service, Dominic was the recipient of the 2014 Governor Robert P. Casey Medal and the 2009 Alan Sweeney Award from the Lackawanna Historical Society. It is an honor to recognize Dominic Keating for his lifetime of accomplishments. I extend my warmest congratulations to him for receiving the 2016 Columbus Day Association of Lackawanna County Man of the Year Award.

HONORING THE LIFE OF MR. HENRY HUONG LE

HON. ZOE LOFGREN
OF CALIFORNIA
IN THE HOUSE OF REPRESENTATIVES
Tuesday, November 15, 2016

Ms. LOFGREN. Mr. Speaker, I rise today to celebrate Vietnamese heritage and which honors the achievements and contributions of Asian Pacific Americans.

Mr. Le put the needs of others before his own when Hurricane Katrina displaced people who had nowhere to go. They were welcomed into his office in Mississippi for shelter. Mr. Le inspired me personally and I was able to see his kindness when meeting with him. He expressed his deep commitment to advance the cause of religious freedom in Vietnam as well as advocating for Hoa Hao Buddhism.

Mr. Le’s life serves as inspiration on how to live life generously and with kindness.

Mr. Speaker, I ask my colleagues to join me in honoring Mr. Henry Huong Le for a life of extraordinary leadership and advocacy in the community of San Jose and for Vietnamese people globally.

IN RECOGNITION OF DOMINIC KEATING, COLUMBUS DAY ASSOCIATION OF LACKAWANNA COUNTY MAN OF THE YEAR

HON. MATT CARTWRIGHT
OF PENNSYLVANIA
IN THE HOUSE OF REPRESENTATIVES
Tuesday, November 15, 2016

Mr. CARTWRIGHT. Mr. Speaker, I rise today to honor Dominic Keating, who received the 2016 Columbus Day Association of Lackawanna County Man of the Year Award.

During his career, Dominic served the company in many capacities, from sales to production to administration. In 1998, he became president of Parodi and kept the position until his retirement in 2014.

Dominic remains active in the community and serves his neighbors in a variety of capacities. He serves as a Board member of the Pennsylvania Northeast Regional Rail Authority. He also serves as Vice Chairman of the Lackawanna Heritage Valley Authority and is a member of the Project 505 Trolley Restoration Committee. For his distinguished community service, Dominic was the recipient of the 2014 Governor Robert P. Casey Medal and the 2009 Alan Sweeney Award from the Lackawanna Historical Society. It is an honor to recognize Dominic Keating for his lifetime of accomplishments. I extend my warmest congratulations to him for receiving the 2016 Columbus Day Association of Lackawanna County Man of the Year Award.

ANOKA COUNTY’S OUTSTANDING SENIOR

HON. TOM EMMER
OF MINNESOTA
IN THE HOUSE OF REPRESENTATIVES
Tuesday, November 15, 2016

Mr. EMMER of Minnesota. Mr. Speaker, I rise today in honor of John Leggate, a Coon
In Houston, Texas in 2015 alone, over 289,907 citizens relied upon the critical care services of the community, including recordkeeping and physical security. The bill authorizes emergency service providers to dispense controlled substances such as nurses, paramedics and technicians. While the terrorist attacks of September 11th, the lifesaving skills of our EMS providers were vital to saving countless American lives.

Mr. Speaker, I support H.R. 4365 the “Protecting Patient Access to Emergency Medications Act of 2016” because it provides emergency medical personnel using a broad range of tools to provide lifesaving care to persons in need.

Recognizing the Life and Service of Danyelle Luckey

HON. MARK DeSALVADOR
OF CALIFORNIA
IN THE HOUSE OF REPRESENTATIVES
Tuesday, November 15, 2016

Mr. DeSAULNIER. Mr. Speaker, I rise today to recognize the life and service of Seaman Danyelle Luckey, a longtime resident of the Bay Area community and enlisted sailor in the U.S. Navy.

During her brief 23 years, Danyelle Luckey touched the lives of those she met. After graduating from Pittsburgh High School in 2011, Danyelle enjoyed spending time with friends and family, and worked as a beautician. According to her friends, she always took pleasure in helping others improve their lives. In that spirit of public service, Danyelle enlisted in the Navy, joining the crew of the USS Ronald Reagan during its recent trip to Guam.

According to the Navy, Seaman Luckey’s positive attitude and infectious spirit were apparent during her service—within her first month aboard the supercarrier, she had gained a reputation as a good shipmate and made an immediate impression on everyone on board. Her superiors noted her intention to “become part of something big and something significant.”

Sadly, Seaman Luckey’s life ended on October 10, 2016, when she passed away unexpectedly while aboard the USS Ronald Reagan as it traveled the Philippine Sea. She is survived by her parents Derrick and Annette Luckey, many family members, and friends. I join our community in mourning her loss, her spirit, and her work to improve the lives of others. Fortunately, Seaman Luckey will live on in the memories of her family and friends.

In the House of Representatives Tuesday, November 15, 2016

Mr. COURTNEY. Mr. Speaker, I rise today to congratulate Maggie Jones for her selection as this year’s recipient of the William Crawford Distinguished Service Award. Maggie is a committed public servant in eastern Connecticut, where she serves as the Executive Director of the Denison Pequotsepos Nature Center (DNPC). She has overseen tremendous growth during her tenure, and has dedicated her efforts to the preservation of wildlife and our region’s natural beauty. The DNPC offers a variety of programs to bring the residents of eastern Connecticut closer to nature, from gardening clinics to group hikes and restoration projects. The center also contributes to the local and economic well-being of the region with its Community Garden that every year produces a huge array of fresh, nutritious produce that finds its way to low income residents in New London County free of charge. I have personally witnessed the impact this healthy, tasty offering has on its recipients at mobile food bank. The excitement and gratitude for Coogan Farm’s effort is moving and inspirational.

Marvel has been a shrewd, successful manager, growing the DNPC from three employees to thirty-five. She and her organization recently celebrated a momentous achievement, the completion of a two-year project to restore the Coogan Farm Nature & Heritage Center in Mystic. The restoration required the work of 60 volunteers and 760 donors, all facilitated by Maggie’s exceptional leadership. It also required her successful pursuit of state and federal funds which were intensely competitive from groups all over the country.

Maggie’s dedication to her community and her spirit of volunteerism and engagement are values well worth honoring. She leads by example, and more importantly, puts in the groundwork to make her visions a reality. Our region is a better place because of Maggie’s dedication. I ask my colleagues to join me in thanking her for being a model citizen.
personal explanation

HON. BETO O’ROURKE
OF TEXAS
IN THE HOUSE OF REPRESENTATIVES
Tuesday, November 15, 2016

Mr. O’ROURKE. Mr. Speaker, during the roll call votes on Monday, November 14, 2016, I was absent due to the flight from my district of El Paso, Texas to Washington, DC being delayed. Had I been present, on roll call number 575, I would have voted Yea. On roll call number 576, I would have voted Yea.

expressing support for the study and regulation of modern agricultural technologies

HON. K. MICHAEL CONAWAY
OF TEXAS
IN THE HOUSE OF REPRESENTATIVES
Tuesday, November 15, 2016

Mr. CONAWAY. Mr. Speaker, I include in the record the following:

Resolved, That the Senate of the State of Texas, 84th Legislature, hereby express support for the use of sound science to study and regulate such modern agricultural technologies as crop protection chemistries, genetically engineered or enhanced traits, and nutrients; and, be it further

Resolved, That the Senate express opposition to legislative or regulatory action at any level that may result in unnecessary restrictions on the use of modern agricultural technologies; and, be it further

Resolved, That the Secretary of the Senate forward official copies of this resolution to the president of the United States, to the president of the Senate and the speaker of the House of Representatives of the United States Congress, and to all the members of the Texas delegation to Congress with the request that this resolution be entered in the CONGREGATIONAL RECORD as a memorial to the Congress of the United States of America.

president-elect trump’s appointment of stephen bannon as chief strategist

HON. BETTY McCOLLUM
OF MINNESOTA
IN THE HOUSE OF REPRESENTATIVES
Tuesday, November 15, 2016

Ms. McCollum. Mr. Speaker, on November 13, President-elect Donald Trump announced his intention to appoint Stephen Bannon, a Breitbart News executive, as chief strategist and senior counselor to the President.

In response to this announcement, Richard Cohen—the president of the Southern Poverty Law Center, which tracks hate groups in the United States—issued the following statement about Mr. Bannon and his past work:

“Stephen Bannon, a man who led a media empire into becoming what a former Breitbart editor called ‘a cesspool for white supremacist mememakers,’ simply has no business in the White House.

“In July, Bannon boasted that Breitbart News was ‘the platform for the alt-right.’ The alt-right, as we all know, is simply a rebranding of white nationalism and is the energy behind the avalanche of racist and anti-Semitic harassment that plagued social media platforms for the entire presidential campaign. Once the news of Bannon’s appointment hit white supremacist websites last night, forums like Stormfront erupted in celebration.

“In his victory speech, Trump pledged to be the president for ‘all Americans’ and to ‘bind the wounds of division’ in our country. Appointing someone like Bannon, who will have the president-elect’s ear every single day, makes a mockery of that pledge.”

in tribute to leonor rosas

HON. GWEN MOORE
OF WISCONSIN
IN THE HOUSE OF REPRESENTATIVES
Tuesday, November 15, 2016

Ms. Moore. Mr. Speaker, I rise to recognize Leonor Rosas who retired in September, 2016 from UMOS, Inc. Leonor is a public servant, nonprofit executive, mother, grandmother, friend and leader.

Leonor Rosas has earned a Bachelor of Science Degree from the University of Wisconsin-Milwaukee and has Graduate Certificates in both Nonprofit Management and Public Administration. Ms. Rosas has over 36 years of work experience in the both the private and public sectors and retired from UMOS after serving 15 years in various management positions there. She has served as a high level manager in State, City and County governments and has worked with nonprofits and in the private sector, as well. While working for Wisconsin State Government, Leonor held many positions including Job Service Bureau Director where she was responsible for the oversight of 72 Job Service locations throughout the state including managing staff and services and assisting the unemployed and underemployed in job searches and offering employment related workshops.

I have had the great privilege of working with Leonor for over two decades, beginning while I served in the Wisconsin State Assembly and extending to my years in Congress. In fact, I worked with her most recently in helping to establish the Milwaukee Brides Walk with the Latina Resource Center and on workforce readiness programs. Leonor has the unique ability to develop and lead personnel with extensive experience in employment and training and resource development and strategic planning. Leonor is a passionate critical thinker with a heart of gold and enjoys working with people from various ethnic and educational backgrounds.

Mr. Speaker, I am proud to recognize Ms. Leonor Rosas and proud to call her friend. She is a true trailblazer for women and Hispanics. In fact, Ms. Rosas gains great satisfaction in mentoring young Hispanic professionals insuring that all voices are heard in an equitable manner. I honor Leonor’s many accomplishments and life time commitment to the entire Milwaukee Community, the 4th Congressional District and the State of Wisconsin.
HIGHLIGHTS

See Résumés of Congressional Activity (September and October).

Senate

Chamber Action

Routine Proceedings, pages S6317–S6386

Measures Introduced: Two bills and two resolutions were introduced, as follows: S. 2–3, and S.J. Res. 40–41. Page S6355

Measures Reported:

Reported on Thursday, October 27, during the adjournment:

S. 2418, to authorize the Secretary of Homeland Security to establish university labs for student-developed technology-based solutions for countering online recruitment of violent extremists, with an amendment in the nature of a substitute. (S. Rept. No. 114–365)

S. 1526, to amend title 10 and title 41, United States Code, to improve the manner in which Federal contracts for construction and design services are awarded, to prohibit the use of reverse auctions for design and construction services procurements, to amend title 31 and 41, United States Code, to improve the payment protections available to construction contractors, subcontractors, and suppliers for work performed, with an amendment in the nature of a substitute. (S. Rept. No. 114–366)

S. 1717, to amend title 46, United States Code, to exempt old vessels that only operate within inland waterways from the fire-retardant materials requirement if the owners of such vessels make annual structural alterations to at least 10 percent of the areas of the vessels that are not constructed of fire-retardant materials. (S. Rept. No. 114–367)

S. 1916, to include skilled nursing facilities as a type of health care provider under section 254(h) of the Communications Act of 1934. (S. Rept. No. 114–368)

S. 2325, to require the Secretary of Commerce, acting through the Administrator of the National Oceanic and Atmospheric Administration, to establish a constituent-driven program to provide a digital information platform capable of efficiently integrating coastal data with decision-support tools, training, and best practices and to support collection of priority coastal geospatial data to inform and improve local, State, regional, and Federal capacities to manage the coastal region, with an amendment in the nature of a substitute. (S. Rept. No. 114–369)

S. 1551, to provide for certain requirements relating to the Internet Assigned Numbers Authority stewardship transition, with an amendment in the nature of a substitute.

Reported on Tuesday, November 15:


S. 2219, to require the Secretary of Commerce to conduct an assessment and analysis of the outdoor recreation economy of the United States, with an amendment in the nature of a substitute. (S. Rept. No. 114–371)

S. 3088, to provide a deadline for compliance with an alternate safety compliance program and for other purposes, with an amendment in the nature of a substitute. (S. Rept. No. 114–372)

S. 2564, to modernize prior legislation relating to Dine College. (S. Rept. No. 114–373) Page S6355

Measures Passed:

Gold Star Families Voices Act: Committee on Rules and Administration was discharged from further consideration of H.R. 4511, to amend the Veterans’ Oral History Project Act to allow the collection of video and audio recordings of biographical histories by immediate family members of members of the Armed Forces who died as a result of their service during a period of war, and the bill was then passed by a unanimous vote of 97 yeas (Vote No. 152). Pages S6324–26
Measures Considered:

American Energy and Conservation Act: Senate began consideration of the motion to proceed to consideration of S. 3110, to provide for reforms of the administration of the outer Continental Shelf of the United States, to provide for the development of geothermal, solar, and wind energy on public land.

A motion was entered to close further debate on the motion to proceed to consideration of the bill, and, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, a vote on cloture will occur on Thursday, November 17, 2016.

A unanimous-consent agreement was reached providing for further consideration of the motion to proceed to consideration of the bill at approximately 2:30 p.m., on Wednesday, November 16, 2016.

Appointments:

Creating Options for Veterans’ Expedited Recovery (COVER Commission): The Chair announced, on behalf of the Democratic Leader, pursuant to the provisions of Public Law 114–198, the appointment of the following individuals to serve as members of the Creating Options for Veterans’ Expedited Recovery (COVER Commission): Dr. Wayne Jonas of Virginia (Veteran) and Jon Soltz of Virginia (Veteran).

World War I Centennial Commission: The Chair, on behalf of the Majority Leader, pursuant to Public Law 112–272, appointed the following individual to be a member of the World War I Centennial Commission: Terry Hamby of Kentucky.

Federal Law Enforcement Congressional Badge of Bravery Board: The Chair announced, on behalf of the Majority Leader and the Democratic Leader, pursuant to the Public Law 110–298, the appointment of the following individual to serve as a member of the Federal Law Enforcement Congressional Badge of Bravery Board: Rick McCubbin of Kentucky (vice Michael Harris of Nevada).

State and Local Law Enforcement Congressional Badge of Bravery Board: The Chair announced, on behalf of the Majority Leader and the Democratic Leader, pursuant to Public Law 110–298, the appointment of the following individual to serve as a member of the State and Local Law Enforcement Congressional Badge of Bravery Board: Michael Walters of Nevada (vice Mike Hettich of Kentucky).

John F. Kennedy Centennial Commission: The Chair announced, on behalf of the Majority Leader, pursuant to the provisions of Public Law 114–215, the appointment of the following individuals to serve as members of the John F. Kennedy Centennial Commission: Senators McCain and Hatch.

United States Commission on Civil Rights: The Chair, on behalf of the President pro tempore and upon the recommendation of the Democratic Leader, pursuant to Public Law 98–183, as amended by Public Law 103–419, reappointed the following individual to the United States Commission on Civil Rights: David Kladey of Nevada.

United States-China Economic Security Review Commission: The Chair announced, on behalf of the Democratic Leader, pursuant to the provisions of Public Law 106–398, as amended by Public Law 108–7, and in consultation with the Chairmen of the Senate Committee on Armed Services and the Senate Committee on Finance, the reappointment of the following individual to serve as a member of the United States-China Economic Security Review Commission: Katherine Tobin of Virginia.

United States Semiquincentennial Commission: The Chair announced, on behalf of the Democratic Leader, pursuant to the provisions of Public Law 114–196, the appointment of the following individuals to serve as members of the United States Semiquincentennial Commission: Members of the Senate: Senators Casey and Shaheen. Private Citizens: Dr. Andrew Hohns of Pennsylvania, David Cohen of Pennsylvania, Heather Murren of Nevada, and James Swanson of the District of Columbia.

Nominations Received: Senate received the following nominations:

Rainey Ransom Brandt, of the District of Columbia, to be an Associate Judge of the Superior Court of the District of Columbia.

44 Air Force nominations in the rank of general.

95 Army nominations in the rank of general.

5 Coast Guard nominations in the rank of admiral.

1 Navy nomination in the rank of admiral.

Routine lists in the Air Force, Army, Coast Guard, Foreign Service, and Navy.
Committee Meetings

(Committees not listed did not meet)

BUSINESS MEETING

Committee on Environment and Public Works: Committee ordered favorably reported 12 General Services Administration resolutions.

NOMINATIONS

Committee on Homeland Security and Governmental Affairs: Committee concluded a hearing to examine the nominations of Robert G. Taub, of New York, and Mark D. Acton, of Kentucky, both to be a Commissioner of the Postal Regulatory Commission, after the nominees testified and answered questions in their own behalf.

House of Representatives

Chamber Action

Public Bills and Resolutions Introduced: 8 public bills, H.R. 6316–6323; and 1 resolution, H. Con. Res. 172 were introduced.

Additional Cosponsors:

Reports Filed: Reports were filed today as follows:

H.R. 5843, to establish a grant program at the Department of Homeland Security to promote cooperative research and development between the United States and Israel on cybersecurity, with an amendment (H. Rept. 114–826); and

H.R. 5877, to amend the Homeland Security Act of 2002 and the United States-Israel Strategic Partnership Act of 2014 to promote cooperative homeland security research and antiterrorism programs relating to cybersecurity, and for other purposes, with an amendment (H. Rept. 114–827, Part 1).

Suspensions: The House agreed to suspend the rules and pass the following measures:


Women, Peace, and Security Act of 2016: H.R. 5332, amended, to ensure that the United States promotes the meaningful participation of women in mediation and negotiations processes seeking to prevent, mitigate, or resolve violent conflict;

Caesar Syria Civilian Protection Act of 2016: H.R. 5732, amended, to halt the wholesale slaughter of the Syrian people, encourage a negotiated political settlement, and hold Syrian human rights abusers accountable for their crimes; and


Recess: The House recessed at 12:59 p.m. and reconvened at 3:38 p.m.

Quorum Calls—Votes: Two yea-and-nay votes developed during the proceedings of today and appear on pages H6207–08 and H6208. There were no quorum calls.

Adjournment: The House met at 12 noon and adjourned at 7:28 p.m.
Committee Meetings
DISRUPTER SERIES: SELF-DRIVING CARS
Committee on Energy and Commerce: Subcommittee on Commerce, Manufacturing, and Trade held a hearing entitled “Disrupter Series: Self-Driving Cars”. Testimony was heard from Mark Rosekind, Administrator, National Highway Traffic Safety Administration; Kirk Steudle, Director, Michigan Department of Transportation; and public witnesses.

EXAMINING THE SEC’S AGENDA, OPERATIONS, AND FY 2018 BUDGET REQUEST
Committee on Financial Services: Full Committee held a hearing entitled “Examining the SEC’s Agenda, Operations, and FY 2018 Budget Request”. Testimony was heard from Mary Jo White, Chair, Securities and Exchange Commission.

LEGISLATIVE MEASURE
Committee on Natural Resources: Subcommittee on Federal Lands held a hearing on H.R. 5718, the “Central Wasatch National Conservation and Recreation Area Act”. Testimony was heard from Representative Chaffetz; Glenn Casamassa, Deputy Chief for the National Forest System, U.S. Forest Service; Tom Dolan, Mayor, Sandy City, Utah; and public witnesses.

LEGISLATIVE MEASURES
Committee on Natural Resources: Subcommittee on Energy and Mineral Resources held a hearing on H.R. 866, the “Federal Land Freedom Act of 2015”; and H.R. 1484, the “Honor the Nevada Enabling Act of 1864 Act”. Testimony was heard from Demar Dahl, Elko County Commissioner, Deeth, Nevada; and public witnesses.

MISCELLANEOUS MEASURES
Committee on Natural Resources: Full Committee began a markup on H.R. 1219, the “Arbuckle Project Maintenance Complex and District Office Conveyance Act of 2015”; H.R. 3711, the “Chicano Park Preservation Act”; H.R. 4366, the “San Luis Unit Drainage Resolution Act”; and H.R. 5633, the “Blackfeet Water Rights Settlement Act”.

OVERSIGHT OF THE SECRET SERVICE
Committee on Oversight and Government Reform: Full Committee held a hearing entitled “Oversight of the Secret Service”. Testimony was heard from John Roth, Inspector General, Department of Homeland Security; Tom Dougherty, Chief Strategy Officer, Secret Service; Brigadier General Kevin Nally (retired), Chief Information Officer, Secret Service; and a public witness.

ONGOING INTELLIGENCE ACTIVITIES
Permanent Select Committee on Intelligence: Full Committee held a hearing entitled “Ongoing Intelligence Activities”. This hearing was closed.

Joint Meetings
ARCTIC NUCLEAR POLLUTION
Commission on Security and Cooperation in Europe: Commission received a briefing on nuclear pollution in the Arctic from Julia Gourley, Senior Arctic Official, Department of State; Nils Bohmer, Bellona Foundation, Oslo, Norway; and Jon Rahbek-Clemmensen, Center for Strategic and International Studies, Copenhagen, Denmark.

NEW PUBLIC LAWS
(For last listing of Public Laws, see DAILY DIGEST, p. D979)
S. 2040, to deter terrorism, provide justice for victims. Signed on September 28, 2016. (Public Law 114–222)
H.R. 5252, to designate the United States Customs and Border Protection Port of Entry located at 1400 Lower Island Road in Tornillo, Texas, as the “Marcelino Serna Port of Entry”. Signed on September 29, 2016. (Public Law 114–225)
H.R. 5936, to authorize the Secretary of Veterans Affairs to enter into certain leases at the Department of Veterans Affairs West Los Angeles Campus in Los Angeles, California, to make certain improvements to the enhanced-use lease authority of the Department. Signed on September 29, 2016. (Public Law 114–226)
H.R. 5937, to amend title 36, United States Code, to authorize the American Battle Monuments Commission to acquire, operate, and maintain the Lafayette Escadrille Memorial in Marnes-la-Coquette, France. Signed on September 29, 2016. (Public Law 114–227)
H.R. 5985, to amend title 38, United States Code, to extend certain expiring provisions of law administered by the Secretary of Veterans Affairs. Signed on September 29, 2016. (Public Law 114–228)
S. 1878, to extend the pediatric priority review voucher program. Signed on September 30, 2016. (Public Law 114–229)
H.R. 1475, to authorize a Wall of Remembrance as part of the Korean War Veterans Memorial and to allow certain private contributions to fund that Wall of Remembrance. Signed on October 7, 2016. (Public Law 114–230)

H.R. 2494, to support global anti-poaching efforts, strengthen the capacity of partner countries to counter wildlife trafficking, designate major wildlife trafficking countries. Signed on October 7, 2016. (Public Law 114–231)

H.R. 2733, to require the Secretary of the Interior to take land into trust for certain Indian tribes. Signed on October 7, 2016. (Public Law 114–232)

H.R. 3004, to amend the Gullah/Geechee Cultural Heritage Act to extend the authorization for the Gullah/Geechee Cultural Heritage Corridor Commission. Signed on October 7, 2016. (Public Law 114–233)

H.R. 3937, to designate the building utilized as a United States courthouse located at 150 Reade Circle in Greenville, North Carolina, as the “Randy D. Doub United States Courthouse”. Signed on October 7, 2016. (Public Law 114–234)

H.R. 5147, to amend title 40, United States Code, to require restrooms in public buildings to be equipped with baby changing facilities. Signed on October 7, 2016. (Public Law 114–235)

H.R. 5578, to establish certain rights for sexual assault survivors. Signed on October 7, 2016. (Public Law 114–236)

H.R. 5883, to amend the Packers and Stockyards Act, 1921, to clarify the duties relating to services furnished in connection with the buying or selling of livestock in commerce through online, video, or other electronic methods. Signed on October 7, 2016. (Public Law 114–237)

H.R. 5944, to amend title 49, United States Code, with respect to certain grant assurances. Signed on October 7, 2016. (Public Law 114–238)

H.R. 5946, to amend the Internal Revenue Code of 1986 to exclude from gross income any prizes or awards won in competition in the Olympic Games or the Paralympic Games. Signed on October 7, 2016. (Public Law 114–239)

S. 1004, to amend title 36, United States Code, to encourage the nationwide observance of two minutes of silence each Veterans Day. Signed on October 7, 2016. (Public Law 114–240)

S. 1698, to exclude payments from State eugenics compensation programs from consideration in determining eligibility for, or the amount of, Federal public benefits. Signed on October 7, 2016. (Public Law 114–241)

S. 2683, to include disabled veteran leave in the personnel management system of the Federal Aviation Administration. Signed on October 7, 2016. (Public Law 114–242)

S. 3283, to designate the community-based outpatient clinic of the Department of Veterans Affairs in Pueblo, Colorado, as the “PFC James Dunn VA Clinic”. Signed on October 7, 2016. (Public Law 114–243)

S. 246, to establish the Alyce Spotted Bear and Walter Soboleff Commission on Native Children. Signed on October 14, 2016. (Public Law 114–244)

COMMITTEE MEETINGS FOR WEDNESDAY, NOVEMBER 16, 2016

(Committee meetings are open unless otherwise indicated)

Senate

Committee on Appropriations: Subcommittee on Energy and Water Development, to hold hearings to examine the future of nuclear power, 2:30 p.m., SD–138.

Subcommittee on Transportation, Housing and Urban Development, and Related Agencies, to hold hearings to examine the automated and self-driving vehicle revolution, focusing on the role of government, 2:30 p.m., SD–192.

Committee on Commerce, Science, and Transportation: to hold hearings to examine exploring augmented reality, 3 p.m., SR–253.

House

Committee on Agriculture, Full Committee, hearing entitled “Past, Present, and Future of SNAP: Opportunities for Improving Access to Food”, 10 a.m., 1300 Longworth.

Committee on Energy and Commerce, Subcommittee on Communications and Technology; and Subcommittee on Commerce, Manufacturing, and Trade, joint hearing entitled “Understanding the Role of Connected Devices in Recent Cyber Attacks”, 10 a.m., 2322 Rayburn.

Committee on Financial Services, Subcommittee on Housing and Insurance, hearing entitled “Modernizing Appraisals: A Regulatory Review and the Future of the Industry”, 10 a.m., 2128 Rayburn.

Committee on House Administration, Full Committee, markup on a supplemental funding resolution of original jurisdiction, 4:45 p.m., 1310 Longworth.

Committee on the Judiciary, Full Committee, markup on H.R. 5422, to ensure funding for the National Human Trafficking Hotline, and for other purposes; and H.R. 1669, the “Judgment Fund Transparency Act of 2015”, 10 a.m., 2273 Rayburn.

Committee on Natural Resources, Full Committee, markup on H.R. 1219, the “Arbuckle Project Maintenance Complex and District Office Conveyance Act of 2015”; H.R. 3711, the “Chicano Park Preservation Act”; H.R. 4566, the “San Luis Unit Drainage Resolution Act”; and H.R. 5633, the “Blackfeet Water Rights Settlement Act” (continued), 10:30 a.m., 1324 Longworth.

Committee on Oversight and Government Reform, Full Committee, markup on the “Overtime Pay for Secret Service
Agents Act of 2016’; a bill to designate facilities of the United States Postal Service, to establish new ZIP Codes, and for other purposes; H.R. 3387, the ‘Open and Transparent Smithsonian Act of 2015’; H.R. 5384, the ‘Federal Register Printing Savings Act of 2016’; H.R. 6186, the ‘Follow the Rules Act’; H.R. 5948, to designate the facility of the United States Postal Service located at 830 Kuhn Drive in Chula Vista, California, as the ‘Jonathan J.D. De Guzman Post Office Building’; H.R. 6138, to designate the facility of the United States Postal Service located at 560 East Pleasant Valley Road, Port Hueneme, California, as the ‘U.S. Naval Construction Battalion ‘Seabees’ Fallen Heroes Post Office Building’; H.R. 6282, to designate the facility of the United States Postal Service located at 2024 Jerome Avenue, in Bronx, New York, as the ‘Dr. Roscoe C. Brown, Jr. Post Office Building’; a bill to designate the facility of the United States Postal Service located at 324 West Saint Louis Street in Pacific, Missouri, as the ‘Specialist Jeffrey L. White, Jr. Post Office’; and a bill to designate the facility of the United States Postal Service located at 501 North Main Street in Florence, Arizona, as the ‘Adolpho ‘Harpo’ Celaya Post Office’, 9 a.m., 2154 Rayburn.


Subcommittee on Information Technology, hearing entitled ‘Federal Cybersecurity After the OPM Data Breach: Have Agencies Learned their Lesson?’, 10 a.m., 2154 Rayburn.

CONGRESSIONAL PROGRAM AHEAD
Week of November 16 through November 18, 2016

Senate Chamber
On Wednesday, Senate will continue consideration of the motion to proceed to consideration of S. 3110, American Energy and Conservation Act.

During the balance of the week, Senate may consider any cleared legislative and executive business.

Senate Committees
(Committee meetings are open unless otherwise indicated)

Committee on Appropriations: November 16, Subcommittee on Transportation, Housing and Urban Development, and Related Agencies, to hold hearings to examine the automated and self-driving vehicle revolution, focusing on the role of government, 2:30 p.m., SD–192.

November 16, Subcommittee on Energy and Water Development, to hold hearings to examine the future of nuclear power, 2:30 p.m., SD–138.

Committee on Commerce, Science, and Transportation: November 16, to hold hearings to examine exploring augmented reality, 3 p.m., SR–253.

Select Committee on Intelligence: November 17, to hold closed hearings to examine certain intelligence matters, 2 p.m., SH–219.

House Committees
Permanent Select Committee on Intelligence, November 17, Full Committee, hearing entitled ‘Intelligence Community Support to the U.S. Department of Defense’, 9 a.m., 1100 Longworth.

Joint Meetings
Joint Economic Committee: November 17, to hold hearings to examine the economic outlook, 10 a.m., SH–216.
Résumé of Congressional Activity

SECOND SESSION OF THE ONE HUNDRED FOURTEENTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY
January 4 through September 30, 2016

<table>
<thead>
<tr>
<th>Description</th>
<th>Senate</th>
<th>House</th>
<th>Total</th>
</tr>
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<tbody>
<tr>
<td>Days in session</td>
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<td>108</td>
<td>236</td>
</tr>
<tr>
<td>Time in session</td>
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<td>562 hrs., 35′</td>
<td>1,250 hrs.</td>
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<tr>
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<tr>
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<tr>
<td>Senate concurrent resolutions</td>
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<td>7</td>
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<td>Special reports</td>
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<td>Conference reports</td>
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<td>Measures pending on calendar</td>
<td>423</td>
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<td>523</td>
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<td>Measures introduced, total</td>
<td>1,444</td>
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<td>Bills</td>
<td>1,033</td>
<td>1,984</td>
<td>3,017</td>
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<td>Joint resolutions</td>
<td>11</td>
<td>22</td>
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<td>Concurrent resolutions</td>
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<td>3</td>
<td>5</td>
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<tr>
<td>Vetoes overridden</td>
<td>1</td>
<td>1</td>
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</tbody>
</table>

*These figures include all measures reported, even if there was no accompanying report. A total of 163 written reports have been filed in the Senate, 413 reports have been filed in the House.

DISPOSITION OF EXECUTIVE NOMINATIONS
January 4 through September 30, 2016

<table>
<thead>
<tr>
<th>Description</th>
<th>Senate</th>
<th>House</th>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>Civilian nominations, totaling 3,460 (including 181 nominations carried over from the First Session), disposed of as follows:</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Confirmed</td>
<td></td>
<td>82</td>
<td>82</td>
</tr>
<tr>
<td>Unconfirmed</td>
<td></td>
<td>246</td>
<td>246</td>
</tr>
<tr>
<td>Withdrawn</td>
<td></td>
<td>12</td>
<td>12</td>
</tr>
<tr>
<td>Other Civilian nominations, totaling 1,414 (including 97 nominations carried over from the First Session), disposed of as follows:</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Confirmed</td>
<td></td>
<td>1,401</td>
<td>1,401</td>
</tr>
<tr>
<td>Unconfirmed</td>
<td></td>
<td>12</td>
<td>12</td>
</tr>
<tr>
<td>Withdrawn</td>
<td></td>
<td>1</td>
<td>1</td>
</tr>
<tr>
<td>Air Force nominations, totaling 5,347 (including 181 nominations carried over from the First Session), disposed of as follows:</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Confirmed</td>
<td></td>
<td>5,407</td>
<td>5,407</td>
</tr>
<tr>
<td>Unconfirmed</td>
<td></td>
<td>27</td>
<td>27</td>
</tr>
<tr>
<td>Army nominations, totaling 5,663 (including 1,740 nominations carried over from the First Session), disposed of as follows:</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Confirmed</td>
<td></td>
<td>5,646</td>
<td>5,646</td>
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<tr>
<td>Unconfirmed</td>
<td></td>
<td>17</td>
<td>17</td>
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<tr>
<td>Navy nominations, totaling 4,347 (including 5 nominations carried over from the First Session), disposed of as follows:</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Confirmed</td>
<td></td>
<td>4,338</td>
<td>4,338</td>
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<td>7</td>
<td>7</td>
</tr>
<tr>
<td>Withdrawn</td>
<td></td>
<td>2</td>
<td>2</td>
</tr>
<tr>
<td>Marine Corps nominations, totaling 1,244 (including 3 nominations carried over from the First Session), disposed of as follows:</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Confirmed</td>
<td></td>
<td>1,243</td>
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<tr>
<td>Unconfirmed</td>
<td></td>
<td>1</td>
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</tbody>
</table>

Summary

Total nominations carried over from the First Session: 2,207
Total nominations received this Session: 16,235
Total confirmed nominations: 18,117
Total unconfirmed nominations: 310
Total withdrawn nominations: 15
Total returned to the White House: 0
Résumé of Congressional Activity

SECOND SESSION OF THE ONE HUNDRED FOURTEENTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

### DATA ON LEGISLATIVE ACTIVITY

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<th>Senate</th>
<th>House</th>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>Days in session</td>
<td>138</td>
<td>108</td>
<td>246</td>
</tr>
<tr>
<td>Time in session</td>
<td>688 hrs., 22'</td>
<td>562 hrs., 35'</td>
<td>1,250</td>
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<td>Congressional Record:</td>
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<td>Pages of proceedings</td>
<td>6,307</td>
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<tr>
<td>Measures passed, total</td>
<td>365</td>
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<td>379</td>
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<tr>
<td>Senate joint resolutions</td>
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<tr>
<td>House joint resolutions</td>
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<tr>
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<td>21</td>
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</tr>
<tr>
<td>Simple resolutions</td>
<td>190</td>
<td>88</td>
<td>278</td>
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<tr>
<td>Measures reported, total</td>
<td>*268</td>
<td>409</td>
<td>677</td>
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<tr>
<td>Senate bills</td>
<td>199</td>
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<tr>
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<td>Senate joint resolutions</td>
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<tr>
<td>Special reports</td>
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<tr>
<td>Conference reports</td>
<td>2</td>
<td>2</td>
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<tr>
<td>Measures pending on calendar</td>
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<td>Measures introduced, total</td>
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<tr>
<td>Bills</td>
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<td>3,017</td>
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<tr>
<td>Joint resolutions</td>
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<tr>
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<td>271</td>
<td>346</td>
<td>617</td>
</tr>
<tr>
<td>Quorum calls</td>
<td></td>
<td>1</td>
<td>1</td>
</tr>
<tr>
<td>Yea-and-nay votes</td>
<td>151</td>
<td>238</td>
<td>389</td>
</tr>
<tr>
<td>Recorded votes</td>
<td></td>
<td>335</td>
<td>335</td>
</tr>
<tr>
<td>Bills vetoed</td>
<td>2</td>
<td>3</td>
<td>5</td>
</tr>
<tr>
<td>Vetoes overridden</td>
<td>1</td>
<td>1</td>
<td>2</td>
</tr>
</tbody>
</table>

*These figures include all measures reported, even if there was no accompanying report. A total of 170 written reports have been filed in the Senate, 415 reports have been filed in the House.

### DISPOSITION OF EXECUTIVE NOMINATIONS

<table>
<thead>
<tr>
<th>January 4 through October 31, 2016</th>
<th>Civilian nominations, totaling 340 (including 181 nominations carried over from the First Session), disposed of as follows:</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Confirmed ................................................................................................................. 82</td>
</tr>
<tr>
<td></td>
<td>Unconfirmed ........................................................................................................... 246</td>
</tr>
<tr>
<td></td>
<td>Withdrawn ............................................................................................................... 12</td>
</tr>
<tr>
<td>Other Civilian nominations, totaling 1,414 (including 97 nominations carried over from the First Session), disposed of as follows:</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Confirmed ............................................................................................................. 1,401</td>
</tr>
<tr>
<td></td>
<td>Unconfirmed .......................................................................................................... 12</td>
</tr>
<tr>
<td></td>
<td>Withdrawn ............................................................................................................. 1</td>
</tr>
<tr>
<td>Air Force nominations, totaling 5,434 (including 181 nominations carried over from the First Session), disposed of as follows:</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Confirmed ........................................................................................................... 5,407</td>
</tr>
<tr>
<td></td>
<td>Unconfirmed ......................................................................................................... 27</td>
</tr>
<tr>
<td>Army nominations, totaling 5,663 (including 1,740 nominations carried over from the First Session), disposed of as follows:</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Confirmed ........................................................................................................... 5,646</td>
</tr>
<tr>
<td></td>
<td>Unconfirmed .......................................................................................................... 17</td>
</tr>
<tr>
<td>Navy nominations, totaling 4,347 (including 3 nominations carried over from the First Session), disposed of as follows:</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Confirmed .......................................................................................................... 4,338</td>
</tr>
<tr>
<td></td>
<td>Unconfirmed ......................................................................................................... 7</td>
</tr>
<tr>
<td></td>
<td>Withdrawn ............................................................................................................ 2</td>
</tr>
<tr>
<td>Marine Corps nominations, totaling 1,244 (including 3 nominations carried over from the First Session), disposed of as follows:</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Confirmed ........................................................................................................... 1,243</td>
</tr>
<tr>
<td></td>
<td>Unconfirmed ......................................................................................................... 1</td>
</tr>
</tbody>
</table>

Summary

| Total nominations carried over from the First Session | 2,207 |
| Total nominations received this Session | 16,235 |
| Total confirmed | 18,117 |
| Total unconfirmed | 310 |
| Total withdrawn | 15 |
| Total returned to the White House | 0 |
Next Meeting of the SENATE
2:30 p.m., Wednesday, November 16

Senate Chamber

Program for Wednesday: Senate will continue consideration of the motion to proceed to consideration of S. 3110, American Energy and Conservation Act.

Next Meeting of the HOUSE OF REPRESENTATIVES
10 a.m., Wednesday, November 16

House Chamber

Program for Wednesday: Consideration of H.R. 5711—To prohibit the Secretary of the Treasury from authorizing certain transactions by a U.S. financial institution in connection with the export or re-export of a commercial passenger aircraft to the Islamic Republic of Iran (Subject to a Rule).

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