

“(e) REQUIRED EXAMINATIONS.—

“(1) IN GENERAL.—Except as provided in paragraph (3), the appropriate Federal banking agency shall, not less than once during each 12-month period, conduct a full-scope, on-site examination of each bank service company.

“(2) STATE EXAMINATIONS ACCEPTABLE.—Except as provided in paragraph (3), the examinations required by paragraph (1) may be conducted in alternate 12-month periods, as appropriate, if the appropriate Federal banking agency determines that an examination of the bank service company conducted by the State during the intervening 12-month period carries out the purpose of this subsection.

“(3) 18-MONTH RULE FOR CERTAIN BANK SERVICE COMPANIES.—The examinations conducted under paragraphs (1) and (2) shall be conducted during an 18-month period, tailored as needed to align with a lengthened examination cycle of a bank service company, if the appropriate Federal banking agency determines that a bank service company—

“(A) was well managed at the most recent examination of the bank service company;

“(B) is not subject to a formal enforcement proceeding or order by the appropriate Federal banking agency (as of the date on which the determination is made); and

“(C) satisfies any other requirement that the appropriate Federal banking agency determines is appropriate.

“(4) AUTHORITY TO CONDUCT MORE FREQUENT EXAMINATIONS.—Each appropriate Federal banking agency may examine any bank service company as frequently as the appropriate Federal banking agency determines is necessary.”.

(b) HOME OWNERS’ LOAN ACT.—Section 5(d)(7) of the Home Owners’ Loan Act (12 U.S.C. 1464(d)(7)) is amended by adding at the end the following:

“(F) REQUIRED EXAMINATIONS.—

“(i) IN GENERAL.—Except as provided in clause (iii), the appropriate Federal banking agency shall, not less than once during each 12-month period, conduct a full-scope, on-site examination of each service company.

“(ii) STATE EXAMINATIONS ACCEPTABLE.—Except as provided in clause (iii), the examinations required by clause (i) may be conducted in alternate 12-month periods, as appropriate, if the appropriate Federal banking agency determines that an examination of the service company conducted by the State during the intervening 12-month period carries out the purpose of this subparagraph.

“(iii) 18-MONTH RULE FOR CERTAIN SERVICE COMPANIES.—The examinations conducted under clauses (i) and (ii) shall be conducted during an 18-month period, tailored as needed to align with a lengthened examination cycle of a service company, if the appropriate Federal banking agency determines that a service company—

“(I) was well managed at the most recent examination of the service company;

“(II) is not subject to a formal enforcement proceeding or order by the appropriate Federal banking agency (as of the date on which the determination is made); and

“(III) satisfies any other requirement that the appropriate Federal banking agency determines is necessary.

“(iv) AUTHORITY TO CONDUCT MORE FREQUENT EXAMINATIONS.—Each appropriate Federal banking agency may examine any service company as frequently as the appropriate Federal banking agency determines is necessary.”.

SA 2639. Mr. WHITEHOUSE proposed an amendment to the bill S. 1523, to amend the Federal Water Pollution Control Act to reauthorize the Na-

tional Estuary Program, and for other purposes; as follows:

On page 3, line 17, strike “\$27,000,000” and insert “\$26,000,000”.

NOTICE OF INTENT TO OBJECT TO PROCEEDING

I, Senator CHARLES E. GRASSLEY, intend to object to proceeding to the appointments of Bradley Duane Arsenault, Bret Thomas Campbell, Karen Stone Exel, Gloria Jean Garland, Michael H. Hryshchshyn, Jr., Ying X. Hsu, Stephen S. Kelley, Mary Catherine Leherr, Denise G. Manning, Paul Karlis Markovs, Scott Currie McNiven, Hanh Ngoc Nguyen, Denise Frances O’Toole, Marisol E. Perez, Ronald F. Savage, Adam P. Schmidt, Anna Toness, Michael J. Torreano, Nicholas John Vivio, and Jamshed Zuberi to be Foreign Service Officers of Class Two, dated August 5, 2015.

AUTHORITY FOR COMMITTEES TO MEET**COMMITTEE ON ARMED SERVICES**

Ms. COLLINS. Mr. President, I ask unanimous consent that the Committee on Armed Services be authorized to meet during the session of the Senate on August 5, 2015, at 9:30 a.m.

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

COMMITTEE ON BANKING, HOUSING, AND URBAN AFFAIRS

Ms. COLLINS. Mr. President, I ask unanimous consent that the Committee on Banking, Housing, and Urban Affairs be authorized to meet during the session of the Senate on August 5, 2015, at 10 a.m., to conduct a hearing entitled “The Implications of Sanctions Relief Under The Iran Agreement.”

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

COMMITTEE ON ENVIRONMENT AND PUBLIC WORKS

Ms. COLLINS. 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 August 5, 2015, at 10 a.m., in room SD-406 of the Dirksen Senate Office Building.

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

COMMITTEE ON FINANCE

Ms. COLLINS. Mr. President, I ask unanimous consent that the Committee on Finance be authorized to meet during the session of the Senate on August 5, 2015.

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

COMMITTEE ON FOREIGN RELATIONS

Ms. COLLINS. Mr. President, I ask unanimous consent that the Committee on Foreign Relations be authorized to meet during the session of the Senate on August 5, 2015, at 2 p.m., to conduct a hearing entitled “Implications of the JCPOA for U.S. Policy in the Middle East.”

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

COMMITTEE ON HEALTH, EDUCATION, LABOR, AND PENSIONS

Ms. COLLINS. Mr. President, I ask unanimous consent that the Committee on Health, Education, Labor, and Pensions be authorized to meet during the session of the Senate on August 5, 2015, at 10 a.m., in room SD-430 of the Dirksen Senate Office Building to conduct a hearing entitled “Reauthorizing the Higher Education Act: Opportunities to Improve Student Success.”

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

COMMITTEE ON THE JUDICIARY

Ms. COLLINS. Mr. President, I ask unanimous consent that the Committee on the Judiciary be authorized to meet during the session of the Senate on August 5, 2015, at 10 a.m., in room SD-106 of the Dirksen Senate Office Building to conduct a hearing entitled “‘All’ Means ‘All’: the Justice Department’s Failure to Comply With Its Legal Obligation to Ensure Inspector General Access to All Records Needed for Independent Oversight.”

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

PRIVILEGES OF THE FLOOR

Mr. MURPHY. Mr. President, I ask unanimous consent for my State Department fellow, Tovan McDaniel, to be granted floor privileges for the remainder of this work period.

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

GERARDO HERNANDEZ AIRPORT SECURITY ACT OF 2015

Mr. GARDNER. Mr. President, I ask unanimous consent that the Senate proceed to the immediate consideration of Calendar No. 163, H.R. 720.

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

The senior assistant legislative clerk read as follows:

A bill (H.R. 720) to improve intergovernmental planning for and communication during security incidents at domestic airports, and for other purposes.

There being no objection, the Senate proceeded to consider the bill, which had been reported from the Committee on Commerce, Science, and Transportation, with an amendment to strike all after the enacting clause and insert in lieu thereof the following:

SECTION 1. SHORT TITLE.

This Act may be cited as the “Gerardo Hernandez Airport Security Act of 2015”.

SEC. 2. DEFINITIONS.*In this Act:*

(1) ASSISTANT SECRETARY.—The term “Assistant Secretary” means the Assistant Secretary of Homeland Security (Transportation Security) of the Department of Homeland Security.

(2) ADMINISTRATION.—The term “Administration” means the Transportation Security Administration.

SEC. 3. SECURITY INCIDENT RESPONSE AT AIRPORTS.

(a) *IN GENERAL.*—The Assistant Secretary shall, in consultation with other Federal agencies as appropriate, conduct outreach to all airports in the United States at which the Administration performs, or oversees the implementation and performance of, security measures, and provide technical assistance as necessary, to verify such airports have in place individualized working plans for responding to security incidents inside the perimeter of the airport, including active shooters, acts of terrorism, and incidents that target passenger-screening checkpoints.

(b) *TYPES OF PLANS.*—Such plans may include, but may not be limited to, the following:

(1) A strategy for evacuating and providing care to persons inside the perimeter of the airport, with consideration given to the needs of persons with disabilities.

(2) A plan for establishing a unified command, including identification of staging areas for non-airport-specific law enforcement and fire response.

(3) A schedule for regular testing of communications equipment used to receive emergency calls.

(4) An evaluation of how emergency calls placed by persons inside the perimeter of the airport will reach airport police in an expeditious manner.

(5) A practiced method and plan to communicate with travelers and all other persons inside the perimeter of the airport.

(6) To the extent practicable, a projected maximum timeframe for law enforcement response to active shooters, acts of terrorism, and incidents that target passenger security-screening checkpoints.

(7) A schedule of joint exercises and training to be conducted by the airport, the Administration, other stakeholders such as airport and airline tenants, and any relevant law enforcement, airport police, fire, and medical personnel.

(8) A schedule for producing after-action joint exercise reports to identify and determine how to improve security incident response capabilities.

(9) A strategy, where feasible, for providing airport law enforcement with access to airport security video surveillance systems at category X airports where those systems were purchased and installed using Administration funds.

(c) *REPORT TO CONGRESS.*—Not later than 180 days after the date of the enactment of this Act, the Assistant Secretary shall report to the Committee on Homeland Security of the House of Representatives and the Committee on Commerce, Science, and Transportation of the Senate on the findings from its outreach to airports under subsection (a), including an analysis of the level of preparedness such airports have to respond to security incidents, including active shooters, acts of terrorism, and incidents that target passenger-screening checkpoints.

SEC. 4. DISSEMINATING INFORMATION ON BEST PRACTICES.

The Assistant Secretary shall—

(1) identify best practices that exist across airports for security incident planning, management, and training; and

(2) establish a mechanism through which to share such best practices with other airport operators nationwide.

SEC. 5. CERTIFICATION.

Not later than 90 days after the date of enactment of this Act, and annually thereafter, the Assistant Secretary shall certify in writing to the Committee on Homeland Security of the House of Representatives and the Committee on Commerce, Science, and Transportation of the Senate that all screening personnel have participated in practical training exercises for active shooter scenarios.

SEC. 6. REIMBURSABLE AGREEMENTS.

Not later than 90 days after the enactment of this Act, the Assistant Secretary shall provide to

the Committee on Homeland Security of the House of Representatives and the Committee on Commerce, Science, and Transportation of the Senate an analysis of how the Administration can use cost savings achieved through efficiencies to increase over the next 5 fiscal years the funding available for checkpoint screening law enforcement support reimbursable agreements.

SEC. 7. SECURITY INCIDENT RESPONSE FOR SURFACE TRANSPORTATION SYSTEMS.

(a) *IN GENERAL.*—The Assistant Secretary shall, in consultation with the Secretary of Transportation, and other relevant agencies, conduct outreach to all passenger transportation agencies and providers with high-risk facilities, as identified by the Assistant Secretary, to verify such agencies and providers have in place plans to respond to active shooters, acts of terrorism, or other security-related incidents that target passengers.

(b) *TYPES OF PLANS.*—As applicable, such plans may include, but may not be limited to, the following:

(1) A strategy for evacuating and providing care to individuals, with consideration given to the needs of persons with disabilities.

(2) A plan for establishing a unified command.

(3) A plan for frontline employees to receive active shooter training.

(4) A schedule for regular testing of communications equipment used to receive emergency calls.

(5) An evaluation of how emergency calls placed by individuals using the transportation system will reach police in an expeditious manner.

(6) A practiced method and plan to communicate with individuals using the transportation system.

(c) *REPORT TO CONGRESS.*—Not later than 180 days after the date of enactment of this Act, the Assistant Secretary shall report to the Committee on Homeland Security of the House of Representatives and the Committee on Commerce, Science, and Transportation of the Senate on the findings from its outreach to the agencies and providers under subsection (a), including an analysis of the level of preparedness such transportation systems have to respond to security incidents.

(d) *DISSEMINATION OF BEST PRACTICES.*—The Assistant Secretary shall identify best practices for security incident planning, management, and training and establish a mechanism through which to share such practices with passenger transportation agencies nationwide.

SEC. 8. NO ADDITIONAL AUTHORIZATION OF APPROPRIATIONS.

No additional funds are authorized to be appropriated to carry out this Act, and this Act shall be carried out using amounts otherwise available for such purpose.

SEC. 9. INTEROPERABILITY REVIEW.

(a) *IN GENERAL.*—Not later than 90 days after the date of enactment of this Act, the Assistant Secretary shall, in consultation with the Assistant Secretary of the Office of Cybersecurity and Communications, conduct a review of the interoperable communications capabilities of the law enforcement, fire, and medical personnel responsible for responding to a security incident, including active shooter events, acts of terrorism, and incidents that target passenger-screening checkpoints, at all airports in the United States at which the Administration performs, or oversees the implementation and performance of, security measures.

(b) *REPORT.*—Not later than 30 days after the completion of the review, the Assistant Secretary shall report the findings of the review to the Committee on Homeland Security of the House of Representatives and the Committee on Commerce, Science, and Transportation of the Senate.

Mr. GARDNER. I ask unanimous consent that the committee-reported sub-

stitute be agreed to, the bill, as amended, be read a third time and passed, and that the motion to reconsider be considered made and laid upon the table.

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

The committee-reported amendment in the nature of a substitute was agreed to.

The amendment was ordered to be engrossed, and the bill to be read a third time.

The bill was read the third time.

The bill (H.R. 720), as amended, was passed.

REPRESENTATIVE PAYEE FRAUD PREVENTION ACT OF 2015

Mr. GARDNER. Mr. President, I ask unanimous consent that the Senate proceed to the immediate consideration of Calendar No. 167, S. 1576.

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

The senior assistant legislative clerk read as follows:

A bill (S. 1576) to amend title 5, United States Code, to prevent fraud by representative payees.

There being no objection, the Senate proceeded to consider the bill, which had been reported from the Committee on Homeland Security and Governmental Affairs, with amendments, as follows:

(The parts of the bill intended to be stricken are shown in boldface brackets and the parts intended to be inserted in the bill are shown in italic.)

S. 1576

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 “Representative Payee Fraud Prevention Act of 2015”.

SEC. 2. REPRESENTATIVE PAYEE FRAUD.

(a) *IN GENERAL.*—

(1) *CSRS.*—Subchapter III of chapter 83 of title 5, United States Code, is amended by inserting after section 8345 the following:

“**§ 8345a. Embezzlement or conversion of payments**

“(a) *IN GENERAL.*—It shall be unlawful for any person that is authorized by the Office under section 8345(e) to receive payments on behalf of a minor or an individual mentally incompetent or under other legal disability to embezzle or in any manner convert all or any part of the amounts received from such payments to a use other than for the use and benefit of such minor or individual.

“(b) *PENALTY.*—Any person who violates subsection (a) shall be fined under title 18, imprisoned for not more than 5 years, or both.

“(c) *PRIMA FACIE EVIDENCE.*—Any willful neglect or refusal to make and file proper accountings or reports concerning the amounts received from payments authorized under section 8345(e) as required by law shall be taken to be sufficient evidence prima facie of the embezzlement or conversion of such amounts.”.

(2) *FERS.*—Subchapter VI of chapter 84 of title 5, United States Code, is amended by inserting after section 8466 the following:

“**§ 8466a. Embezzlement or conversion of payments**

“(a) *IN GENERAL.*—It shall be unlawful for any person that is authorized by the Office