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## House of Representatives

The House was not in session today. Its next meeting will be held on Tuesday, June 19, 2018, at 12 noon.

## Senate

MONDAY, JUNE 18, 2018

The Senate met at 3 p.m. and was called to order by the Honorable TODD YOUNG, a Senator from the State of Indiana.

### PRAYER

The Chaplain, Dr. Barry C. Black, offered the following prayer:

Let us pray.

Loving God, whose ways are clearly seen as the Heavens declare Your glory, we celebrate Your faithfulness. Lord, we see around us change and decay, but You are changeless. We pray for our lawmakers, for our Nation and its leaders, and for all the nations of this Earth. Through the power of Your Spirit, use our Senators to cause justice to roll down like waters and righteousness like a mighty stream. As children are being separated from their parents, remind us to love our neighbors as ourselves and to protect the most vulnerable in our world. May we claim afresh Your forgiving and transforming power, becoming instruments of Your love in our world.

We pray in Your great Name. Amen.

### PLEDGE OF ALLEGIANCE

The Presiding Officer 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.

### APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The PRESIDING OFFICER. The clerk will please read a communication

to the Senate from the President pro tempore (Mr. HATCH).

The legislative clerk read the following letter:

U.S. SENATE,  
PRESIDENT PRO TEMPORE,  
Washington, DC, June 18, 2018.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable TODD YOUNG, a Senator from the State of Indiana, to perform the duties of the Chair.

ORRIN G. HATCH,  
President pro tempore.

Mr. YOUNG thereupon assumed the Chair as Acting President pro tempore.

### RESERVATION OF LEADER TIME

The ACTING PRESIDENT pro tempore. Under the previous order, the leadership time is reserved.

### CONCLUSION OF MORNING BUSINESS

The ACTING PRESIDENT pro tempore. Morning business is closed.

### NATIONAL DEFENSE AUTHORIZATION ACT FOR FISCAL YEAR 2019

The ACTING PRESIDENT pro tempore. Under the previous order, the Senate will resume consideration of H.R. 5515, which the clerk will report.

The legislative clerk read as follows:

A bill (H.R. 5515) to authorize appropriations for fiscal year 2019 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe

military personnel strengths for such fiscal year, and for other purposes.

### RECOGNITION OF THE MINORITY LEADER

The ACTING PRESIDENT pro tempore. The Democratic leader is recognized.

### FORCED FAMILY SEPARATION

Mr. SCHUMER. Mr. President, Americans are deeply troubled by the images and news of parents being separated from their children at the southern border. The Trump administration's policy of zero tolerance at the border has already resulted in 2,300 cases of forced family separation, according to Homeland Security statistics obtained by the Associated Press. The pace of separations has increased from nearly 50 to nearly 70 a day.

Any parent could imagine how difficult this is, how heartbreaking it is to be forcibly separated from your young son or your young daughter, looking at their faces as they wonder: What is going on here? Why are they taking my parents away from me? It is just as heartbreaking to imagine the separation and the anxiety it produces in everybody.

Let's be clear. Separating children from their parents and denying relief to victims of brutal domestic violence will not make our country a better or safer place. These policies are cruel, inhumane, and so unlike the America we have known for 229 years.

No one who doesn't meet the legal requirements should be allowed into this country; we cannot have open borders, but we have an adjudication process for those cases. In the past, there has been

• This "bullet" symbol identifies statements or insertions which are not spoken by a Member of the Senate on the floor.



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no need to separate parents from children while that adjudication was occurring. The Trump administration has actively decided to take a different, crueler, more callous approach.

Yet what does President Trump do? He has spent the last few days trying to deflect blame. The President has said repeatedly that the separation of parents and children is the result of a law “the Democrats forced . . . upon our nation.” That is not true.

Allow me to quote from the Associated Press’s nonpartisan, fact-check of the President’s claims. Here is what they say:

There is no law mandating the separation of children and parents at the border. The separations are a consequence of a Trump administration policy to maximize criminal prosecutions of people caught trying to enter the U.S. illegally. Trump’s repeated, but nonspecific references to a Democratic law appear to involve one enacted in 2008. It passed unanimously in Congress—

That meant Democrats and Republicans supported it—

and was signed by Republican President George W. Bush.

He was hardly a Democrat.

It was focused on freeing and otherwise helping children who come to the border without a parent or guardian. It does not call for family separation.

I know what Donald Trump will say as he tries to undo our American institutions: That is fake news. It is from the Associated Press, which has had a reputation of being down the middle for scores of years.

Let me quote the New York Post editorial, one of the most conservative newspapers in America—hard right. Here is what they say:

The immediate cause of the crisis is Team Trump’s decision to start prosecuting illegal border-crossers, rather than simply deporting them.

In the editorial, they ought to go on and say to President Trump: Fix this problem. Stop blaming Democrats. They are not to blame.

President Trump and Attorney General Sessions announced this zero tolerance policy in April, and it went into effect in May. If there were a law requiring it, why hasn’t it been going on since Trump became President? They just started it. Chief of Staff Kelly called the policy a “tough deterrent.” This has nothing to do with our current immigration laws. It has nothing to do with any Democratic law. This is entirely a decision made by the Trump administration to start separating families.

Let me say this to President Trump: President Trump, you can undo the policy tomorrow, if you want to, with a snap of your fingers. President Trump, if you don’t want to change the policy, own up to it and defend it, instead of blaming somebody falsely. Either reverse it, which you can do, Mr. President, or own up to it. But this idea that “Oh, well, Democrats are to blame” is false and untrue and not showing much strength or courage of conviction.

#### HEALTHCARE

Mr. President, over the past few months, insurers in several States—Maryland, Virginia, New York, Pennsylvania, and Oregon—have requested significant rate increases for next year, the result of Republican healthcare policies that have undermined our healthcare system. On Friday, the State of Minnesota sought a decrease in their rates.

Why? What has made Minnesota so different from these other States? Why were the people of Minnesota allowed to breathe a sigh of relief that their insurance costs weren’t going up, whether it be the monthly payments or the deductible or the copay?

Why? I will tell you why. Minnesota implemented a State-funded reinsurance program that is helping to backstop their healthcare market. This is what can happen when States support patients and fight back against what President Trump and congressional Republicans are doing. This is what happens when you try to strengthen our healthcare system instead of sabotaging it.

Imagine if every State were like Minnesota. Imagine if every State, for the first time in decades, were dropping premiums and out-of-pocket costs for consumers next year. Think about what a difference that would make in the lives of tens of millions of Americans who pay too much for healthcare and worry that their healthcare bills are going to go up and the quality of their healthcare and availability of their healthcare will go down.

It wouldn’t have been that difficult to achieve the goals of Minnesota. We spent months negotiating a bipartisan healthcare stabilization package that included ideas like the reinsurance policy that has been implemented in Minnesota. Senator NELSON from Florida talked about this and wanted to do it; our Republican friends wouldn’t.

Senators MURRAY and ALEXANDER came to an agreement. It would have done a load of good. But rather than pass that bill to strengthen our healthcare system, even after the Republicans tried and failed to repeal the ACA, the Republicans doubled down on sabotage. They just hate the system—the idea that people should get so much help from their government—and they make it worse. As a part of the tax bill, Republicans repealed the coverage requirement and put nothing in its place. Then they added poison pills to the bipartisan bill to make sure it wouldn’t pass.

When President Trump canceled the program that helps offset costs for low-income Americans and proposed expanding junk insurance plans that cost a lot and cover very little, our Republican colleagues hardly made a peep.

Recently, the administration has said that it will refuse to defend in court the protections for Americans with preexisting conditions. This is a new one. Our Republican friends now say: We don’t want to make sure a fam-

ily who has a preexisting condition gets health insurance. That is even worse than before.

Last week, the Republican leader said that his whole caucus supports protections for Americans with preexisting conditions. While this is a complete reversal from the various healthcare bills our Republican leadership supported last year, which would have decimated protections for people with preexisting conditions, I applaud him for saying it and hope it represents turning over a new leaf.

Now Senate Republicans have to put their money where their mouth is. When President Trump does things that are so bad for the American people, so bad for his very supporters who depend on healthcare, our Republican colleagues fold. They are afraid of him. I hope that is not the case with preexisting conditions because millions of Americans’ lives and health and sanity, at least fiscal sanity, depend on it.

If Republicans were serious about maintaining protections for people with preexisting conditions, they would join us in urging the Trump administration to reverse their shameful decision not to defend the preexisting healthcare law in court. They would join us in urging the administration not to finalize their plan to sell junk insurance policies.

I say to my Republican friends and my dear friend Leader MCCONNELL: Actions speak louder than words. Your simply saying that your whole caucus supports protecting Americans with preexisting conditions doesn’t make it so, as the very administration you support tries to undo it.

Republicans should work with Democrats, right now and throughout the summer, to focus on lowering costs for the American people. That starts with telling the Trump administration to defend the vital protections for Americans with preexisting conditions.

I wish to say one more thing on the immigration issue.

#### FORCED FAMILY SEPARATION

First, Mr. President, I ask unanimous consent to have printed in the RECORD the New York Post editorial, which I referenced, titled: “Stop breaking up families at the border.”

There being no objection, the material was ordered to be printed in the RECORD, as follows:

[From NY Post]

#### STOP BREAKING UP FAMILIES AT THE BORDER (By Post Editorial Board)

House Speaker Paul Ryan says he wants to stop the mass separation of children from their families along the border, but his bid to fix it is pathetic. And President Trump’s claim that Democrats need to change the relevant law is no better.

The immediate cause of the crisis is Team Trump’s decision to start prosecuting illegal border-crossers, rather than simply deporting them. Because the law severely limits how long the feds can detain the children, immigration officials on the ground then have no choice but to break up the families.

Ryan’s answer is to stick a change of the law into the two big immigration bills he has

the House voting on this week. But there's no way the Senate will pass either one—indeed, not much chance the House will.

Anyway, making it so Immigration and Customs Enforcement can detain the kids along with their parents is only a minor improvement—since ICE is already running out of space to hold people, and looking at “tent cities” as a supposedly temporary expedient.

You can bet that critics will start calling these “Trump’s concentration camps,” and the term will catch on if they’re full of kids.

The polls were starting to suggest that Republicans might not lose big in this November’s midterm elections, but they’ll turn back the other way if this keeps up—and rightly so.

It’s not just that this looks terrible in the eyes of the world. It is terrible: at least 2,000 children ripped from their parents’ arms, sometimes literally, in just the first six weeks.

Maybe the White House figures families will stop coming once word gets out, but they won’t all stop: Some are fleeing truly horrific situations back home.

We recognize that returning to the policy of two months back creates some perverse incentives: Bring kids along, and you’ll just be deported if you’re caught. But at least switching back avoids having the U.S. government earning comparisons to the Nazis.

If the president doesn’t want to admit defeat, he can just add this to the long list of things he blames on Attorney General Jeff Sessions. Trying to tough this one out is guaranteed disaster.

Mr. SCHUMER. Mr. President, second, I wish to mention this. The House is toying with a bill, supported by some of the less extreme Republicans, and they are trying to deal with this issue of family separation.

First, we haven’t seen the copy, but from all reports, it doesn’t really deal with this. Second, it is loaded up with so many other poison pills that it is never going to see the light of day.

If our Republican colleagues in the House, who endeavored to pass the discharge petition and failed by a few votes—so they could help the Dreamers—want to do something real about this, about the Dreamers, and about family reunification, the support of the bill that is dead on arrival in the Senate will not assuage their constituents, assuage their conscience, or, most important, fix the problem.

I yield the floor.

The ACTING PRESIDENT pro tempore. The Senator from New York.

Mrs. GILLIBRAND. Mr. President, I rise to speak about the humanitarian crisis happening right now in our country at the border—something I implore my colleagues to fight to stop. The Department of Homeland Security is tearing young children from the arms of their parents. They are traumatizing infants and children, and Congress needs urgently to act.

I know we have disagreements about immigration policy in this Chamber, and I know we have disagreements about how we should fix our immigration system, which we have desperately needed to fix for decades. Surely, we must be able to agree that Federal agents should not be tearing young children from the arms of their parents. We must be able to agree that

families with infants should not be forcibly separated.

Where is the outrage? Where is the urgency?

I hear my colleagues speak all the time about Federal Government overreach. If this isn’t Federal Government overreach, what is? This is the moment that they have gone too far. One mother was breastfeeding her infant. A Federal agent took that baby out of her mother’s arms, handcuffed her, and arrested her.

Where is that baby now? How is that baby doing? Where is the baby’s mother?

From mid-April through the end of last month, almost 2,000 children were separated from adults at the border. Nearly 50 times a day on American soil, our government has separated a child from their parents, creating fear and terror in their lives. Just today, it was reported that the Department of Homeland Security is now holding 11,785 minors—11,785 minors. This is a disgrace.

One worker at a detention center for children just resigned as a conscientious objector, and he described the children being held there as a “traumatized population that has no clue what’s going on.” He said the staff was not prepared at all to look after 4- and 5-year-olds who were coming into these detention centers. He said the kids were screaming and crying for their moms and dads. Pediatricians who met these children were calling it “government-sanctioned child abuse.”

One of our colleagues in the House was able to meet with mothers whose children were taken from them at the border. She said that in some cases, the mothers were “literally sitting in a room next to where the children were being held and could hear their children screaming.”

Have we not studied our own history? This is the kind of thing we read about in history books and to which we shake our heads in disgust. We ask ourselves: How did we let this happen? We ask ourselves: Why didn’t Congress stop this? Why didn’t anyone do anything? Don’t we remember what happened during World War II with the Japanese internment camps? Children were traumatized, and families were damaged—in some cases permanently. The memorial to remind us of this is a stone’s throw from the U.S. Capitol. It is just for the purpose of reminding us to never do it again. We cannot let our country go down this dark road again.

If Congress does not stop the out-of-control Department of Homeland Security—if Congress does not stop families from being torn apart—even though it is happening right in front of our eyes, then this Congress will go down in history as a weak Congress that did nothing to stop one of the worst, horrific chapters of American history.

This has to be the moment when we do our jobs—when we stand up, speak truth to power, and do the right thing. We don’t know how many kids are

going to be traumatized for the rest of their lives because of our actions. These young children will never forget that when they first came to America, they were separated from their mothers and their fathers.

The President of the United States is not telling the truth to the American people about this policy. It is not true that this immoral and repulsive practice of separating children from their parents is a mandatory result of existing law. It is just not true. This is the stated practice and policy of zero tolerance by this administration. It is abhorrent and immoral. The administration could stop this all by itself today if it wanted to, but since it will not, Congress will need to act. If this Congress cannot or will not push back against this administration when it is actually harming children, when will it act?

I urge my colleagues to come together right now to stop this stain on our Nation. We have a bill that was introduced by Senator FEINSTEIN. We already have 49 cosponsors. We should vote on this bill. It would protect the welfare of children. It would make sure that children would not be separated from their parents. The only time they would be separated from their parents or the adults they are with is if they are being trafficked or abused. Otherwise, families should be allowed to stay together.

We should do the right thing. This is a moral issue. This is a humanitarian issue. This is an issue of right versus wrong. As a mother and as a legislator, I can’t imagine the terror these parents face in not knowing what is going to happen to their children. It is wrong for us to stand by silently. It is wrong for us to do nothing. This is what the darkness looks like. We have to stand up against it.

I yield the floor.

I suggest the absence of a quorum.

The PRESIDING OFFICER (Mrs. ERNST). The clerk will call the roll.

The bill clerk proceeded to call the roll.

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

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

Mr. CORNYN. Madam President, in a few minutes—maybe in about an hour and a half—we will be voting on the National Defense Authorization Act, which Congress has passed faithfully for 57 consecutive years. That indicates the sense of importance we all have toward funding and providing the authorities and equipment and training that are necessary for our military to do the job we have asked it to do.

I particularly commend Senators INHOFE and REED for their leadership in guiding us through the passage of this bill.

There are 1.8 million people in the world who are on Active Duty in the U.S. military—1.8 million people. The United States has 737 military installations, and the Department of Defense is

the world's largest employer. Supporting all of these people in these facilities is no easy task, and the Defense authorization bill is one very significant way in which we do exactly that. It is how we make sure that all of the men and women in uniform are paid, that our alliances are strengthened, and that military facilities are properly modernized and maintained.

The bill we are voting on will support an appropriation of up to \$716 billion for those tasks. I might add that that is a huge number, but this is the Federal Government's No. 1 responsibility. In my opinion, everything else the Federal Government does comes after providing for the common defense because nobody else—no local government, no State government, no private sector—could possibly provide for the common defense.

America's leadership role in the world remains essential because we know that while there are other countries that will work with us—for example, our NATO allies—they require and the world really demands American leadership, and that is what provides for the safety and security and the peace all across the planet.

In Texas, there are roughly 200,000 men and women who wear the uniform of the U.S. military in places like Fort Hood, Joint Base San Antonio, Naval Air Station Corpus Christi, and Dyess Air Force Base in Abilene. Those are the people I think of each year as we take up the Defense authorization bill. We rely on them to provide our security, and they rely on us to deliver what they need in order to be successful.

One thing this year's bill will do is to give our troops a 2.6-percent pay raise, which will be the largest in 10 years. It doesn't sound like a lot, but I am sure they will appreciate it nonetheless.

Given the state of today's world, maintaining our military readiness has never been more important or more difficult. The array of security threats that face the United States is more complex and diverse than it has been at any time since World War II. Our military leaders say that the strategic environment has not been this competitive since the Cold War. Our adversaries are investing in their capabilities and, in some areas, are surpassing us. Simply put, America no longer enjoys the comparative advantage it once had over our competitors and adversaries.

As I said earlier, the Defense authorization bill is important for reasons that hit much closer to home. I am thinking about Texas military families and military facilities. This year's Defense authorization bill will authorize \$158 million for military construction projects in Texas, including a new basic military training dormitory at Joint Base San Antonio and a new warehouse at the Red River Army Depot in East Texas.

It will prioritize access to high-quality education for military children, es-

tablish a Federal grant program for infrastructure near military communities, as well as to protect our airports and airfields from radar interference, which builds on previous efforts at Sheppard Air Force Base and Naval Air Station Corpus Christi.

One additional part of the Defense authorization bill I will highlight promotes justice for victims of sexual assault on military bases. This stems from a piece of legislation that I co-sponsored with the Senator from Maine, Mr. KING, which has been included in the final bill that we are voting on, called the Children of Military Protection Act. It is based on actual case studies at Fort Hood and Fort Bliss that were brought to my attention by military lawyers.

Finally, the Defense authorization bill will invest in a medical program at Fort Bliss, cyber institutes at places like Texas A&M, and our workhorse legacy fighter aircraft, like the F-16s at Joint Base Fort Worth.

Texas priorities are far from the only ones addressed in the NDAA, but they are important, and I am glad we are taking care of servicemembers in my State and keeping our commitment to them. So let's get the NDAA across the finish line this evening.

#### FAMILY SEPARATION POLICY

Madam President, the other issue I want to talk about is the ongoing situation at the U.S.-Mexico border. This is the border from my State to Mexico—1,200 miles of common border.

Just like under the Obama administration in 2014, we have seen a surge of unaccompanied children and families coming across our southern border during the spring and summer months. Overwhelmingly, these families and these children are coming from Central America—in other words, from countries that are not adjacent to or contiguous to the United States. Some have presented themselves lawfully at ports of entry, but others have tried to enter illegally.

For example, if you are attempting to claim asylum, you can show up at one of our bridges or ports of entry and claim asylum without breaking the law. Yet, if you enter the country between the ports of entry—through the wild, wild west, I will call it, of the Texas frontier and border region—you will be entering the country illegally. You can then claim asylum, but you will still have entered the country illegally, so your asylum claim will have to be considered in that context.

The Trump administration has made the decision to enforce all of our laws by prosecuting adults in criminal court when they are apprehended after having crossed our borders illegally. I support that approach—a zero tolerance approach—for adults who violate our immigration laws. This law has been on the books for many decades but has not always been adequately enforced.

Because of numerous Federal court decisions, settlements, and statutes, an adult can be separated from a child as

part of the legal process as it plays out. That way, children are placed in separate, safer settings. I doubt many of us would want a child to go to a jail cell in which somebody is being held for having illegally entered the country. That is why children are put in separate, safer settings. They aren't left unattended to fend for themselves amongst potentially violent criminals who are being detained in regular ICE or Bureau of Prison facilities.

Those legal decisions, settlements, and statutes are important to acknowledge because, as the New York Times stated this week, "There is no [express] Trump administration policy stating that illegal border crossers must be separated from their children." So the New York Times—hardly a big Trump cheerleader—has said, "There is no [express] Trump administration policy stating that illegal border crossers must be separated from their children." In other words, this is as a result of other consent decrees and laws which are within the power of Congress to change. In fact, I think every Member of this Chamber will agree that we should never be placing children in prison cells or jails with hardened criminals when their parents are being prosecuted. By the same token, I don't want family members to be separated from one another as a result of DHS and administration officials enforcing the laws they are sworn to uphold. We have to keep family members together and prevent unnecessary hardship, stress, and outrage.

The good news is, we have it within our power to find a better way because parents who are awaiting court proceedings shouldn't have to do so separated from their children and children shouldn't be taken from their parents and left frightened and confused about where they are and what is transpiring around them.

In 2014, I introduced a bipartisan bill called the HUMANE Act with my colleague Representative HENRY CUELLAR of Laredo, TX. I plan to soon reintroduce an updated version of that legislation. It will include provisions that mitigate the problem of family separation while improving the immigration court process for unaccompanied children and families apprehended at the border.

To the greatest extent possible, families presenting at ports of entry or apprehended crossing the border illegally will be kept together while waiting for their court hearings, which will be expedited. Additionally, this legislation will help eliminate the incentive for unaccompanied minors and family units with children to come to the U.S. illegally by expediting their court hearings. We found that catch and release is merely an inducement for further illegal immigration. By detaining these families together to make sure they appear before an immigration judge and receive any immigration benefits they are entitled to under Federal law, this will serve as a further deterrent for others who do not qualify

for those immigration benefits. These minors should be afforded all required due process and have access to representation in court when making their claims. Through this expedited immigration court process, we would help ensure that children and family units with claims for immigration relief in the United States are able to receive their day in court rather than waiting in a multiyear backlog.

This legislation is not a solution for all of our problems at the border—far be it—but it would make real improvements to deter illegal immigration while ensuring the humane treatment of children and family members who entered the country in violation of our laws. I ask colleagues on both sides of the aisle to take a hard look at this bill and work together to find a reasonable solution for this component of the crisis at our border.

I yield the floor.

The PRESIDING OFFICER. The Senator from Vermont.

Mr. SANDERS. Madam President, before I go to the substance of my remarks, let me just say what I think is on the minds of millions of Americans today, whether they are progressives or conservatives, Democrats or Republicans or Independents. The United States of America is not and must never be about locking up little children in cages on the southern border. Right now, we have the opportunity, and must take advantage of that opportunity, to pass legislation to end that horrific practice.

Madam President, I want to take this moment to thank my colleagues for their very hard work on the Department of Defense authorization bill. Unfortunately, for a number of reasons which I will articulate right now, I intend to vote against it, and certainly one of those reasons is that when you have legislation that expends \$716 billion—let me repeat it—\$716 billion, it is totally unacceptable that we do not have a serious debate on the floor of the Senate that amendments are not accepted to improve this legislation.

I have submitted a number of amendments, and other colleagues, I know, have done the same. I want to express my strong feelings about our Nation's bloated military budget, particularly in light of the many unmet needs we face as a nation.

A \$716 billion military budget is over half of the discretionary budget in this country. The size of that budget tells me we need vigorous debate on it. We need to find where there is waste, where there is fraud, where there are cost overruns, and to simply pass that gigantic budget without scrutiny is simply not acceptable.

I have heard over and over my Republican colleagues and some of my Democratic colleagues come down to the floor to complain about a \$21 trillion national debt—and they are right. That is a huge debt we are leaving to our children and our grandchildren, but I do find it interesting that I do not

hear any objections to the size of this military budget, to the fact that it has been expanded by \$165 billion over the next 2 years.

So what I do find is that when we talk about providing healthcare to all of our people—and doing what every other major nation on Earth that guarantees healthcare as a right and not a privilege does—suddenly people are standing up and saying: We can't afford it. It is too expensive. But when it comes to a \$716 billion military budget, which is more than the 10 next countries combined spend on defense, I do not hear a word about the size of the budget and about our deficit.

We have been told over and over that we cannot make public colleges and universities tuition-free; that we cannot lower the student debt levels that millions of people in this country carry decade after decade; that we cannot make public colleges and universities tuition-free, but somehow we can spend \$716 billion on a military budget. Even though over half of older Americans have no retirement savings, we have been told we need to cut Social Security, not expand Social Security.

I think it is time to get our priorities right, and what our priorities are about is addressing the fact that we have the highest rate of childhood poverty of almost any major country; that we have millions of seniors in Vermont and around this country trying to get by on \$11,000, \$12,000, \$13,000 a year in Social Security; that our infrastructure is collapsing. Maybe we ought to start addressing the issues and the needs of the working people of this country rather than just pour more and more money into the defense budget.

The time is long overdue for us to take a hard look at the enormous—and I underline the word “enormous”—amount of waste, the cost overruns, the fraud and the financial mismanagement that has plagued the Department of Defense for decades. That is why I have offered a bipartisan amendment, along with Senators GRASSLEY and LEE, to end the absurdity of the Department of Defense being the only Federal agency to have not undergone an audit. I don't think it is too much to ask, when we are spending \$716 billion, to have the Department of Defense give us an audit to tell the American people how that money is being spent. Tell us about the fraud. Tell us about the cost overruns.

According to a Gallup poll a few months ago, 65 percent of the American people oppose spending more money on the Department of Defense, but that is precisely what we are doing right now—not only spending more money but spending a lot more money.

As a point of comparison—and it is important we do this—the increase in military spending that is in this bill is larger than the entire budget of China. I am just talking about the increase in military spending. China spends about \$150 billion a year on defense. We are going to be increasing military spend-

ing by \$165 billion over a 2-year period. Russia spends about \$61 billion a year on defense. This budget, again, is \$716 billion.

Now, I am sure our friends in the defense contractor industry are very excited about this—they are going to be making zillions of dollars—but I am not so sure working people are excited about a budget at the same time as my Republican friends tell us we cannot afford nutrition programs for children or to expand Social Security for the elderly.

I think we all believe in a strong national defense, but we cannot continue to give the Pentagon and defense contractors like Lockheed Martin a blank check while we ignore the needs of working families.

About half of the Pentagon's \$716 billion budget goes directly into the hands of private contractors, not our troops. There are troops out there who are living on food stamps. We want to address that problem, but at the same time we do not have to make the military industrial complex even wealthier than they are today.

Let us also be clear. Over the past two decades, virtually every major defense contractor in the United States has paid millions of dollars in fines and settlements for misconduct and fraud, all while making huge profits on these government contracts. Since 1995, Boeing, Lockheed Martin, and United Technologies have paid nearly \$3 billion in fines or related settlements for fraud or misconduct. That is \$3 billion in payments to the government for fraud or misconduct. Yet those three companies alone received about \$800 billion in defense contracts over the past 18 years.

Does anybody care that the major defense contractors in this country, time after time after time, are found guilty of fraud and various types of misconduct?

One of the amendments I have filed would simply require the Pentagon to establish a website on defense contractor fraud with a list of companies convicted of defrauding the Federal Government. I don't think that is a radical idea. The American people might want to know what companies have been found guilty of defrauding the Federal Government.

Further, I find it interesting that the very same defense contractors that have been found guilty or reached settlements for fraud are also paying their CEOs and their executives excessive and obscene compensation packages. Last year, the CEOs of Lockheed Martin and Raytheon, two of the top four U.S. defense contractors, were each paid over \$20 million in total compensation. Moreover, more than 90 percent of the revenue of those companies came from defense spending. In other words, we have a situation where companies that get almost all of their revenue from defense contracting are paying their CEOs 100 times more than the Secretary of Defense gets, whose salary

is capped at \$205,000 a year. That, to me, makes no sense at all. That is why I have filed an amendment to prohibit defense contractor CEOs from making more money than the Secretary of Defense.

Moreover, as the GAO has told us, there are massive cost overruns in the Defense Department's acquisition budget that must be addressed. According to the GAO, the Pentagon's \$1.66 trillion acquisition portfolio currently suffers from more than \$537 billion in cost overruns, with much of the cost growth taking place after production. In other words, defense contractors say: We are going to build a weapons system for x amount of dollars, and then they simply change their mind and ask for a lot more. That is not the way you protect the taxpayers' dollars or the way you run a government. In my view, that has to change.

A major reason why there is so much waste, fraud, and abuse at the Pentagon is the fact that the Defense Department remains the only Federal agency in America that has not been able to pass an independent audit 28 years after Congress required it to do so. Very interestingly, on September 10, 2001, 1 day before 9/11, former Secretary of Defense for George Bush, Donald Rumsfeld, said:

Our financial systems are decades old. According to some estimates, we cannot track \$2.3 trillion in transactions. We cannot share information from floor to floor in the building because it's stored on dozens of technological systems that are inaccessible or incompatible.

Yet 17 years after Secretary of Defense Rumsfeld's statements, DOD still has not passed a clean audit, despite the fact that the Pentagon controls assets in excess of \$2.2 trillion, or roughly 70 percent of what the entire Federal Government owns.

The Commission on Wartime Contracting in Iraq and Afghanistan concluded in 2001 that \$31 billion to \$60 billion spent in Iraq and Afghanistan had been lost to fraud and waste. Children in America go hungry. Veterans sleep out on the street. Elderly people can't make it on \$12,000 a year of Social Security, but, apparently, there is not a lot of concern that \$31 billion to \$60 billion spent in Iraq and Afghanistan have been lost to fraud and waste.

Separately, in 2015 the Special Inspector General for Afghanistan Reconstruction reported that the Pentagon could not account for \$45 billion in funding for reconstruction projects. More recently, an audit conducted by Ernst & Young for the Defense Logistics Agency found that it could not properly account for some \$800 million in construction projects. It is time to hold the Defense Department to the same level of accountability as the rest of the government.

I would also like to spend a minute talking about an amendment that makes a great deal of sense to me. In this bill, we are spending \$716 billion in defense spending in order to protect

the American people. This bill does that through the production of planes, bombs, guns, missiles, tanks, nuclear weapons, submarines, and other weapons of destruction. It is being funded in this bill.

The amendment I am proposing would reduce the Defense Department by one-tenth of 1 percent. It would use that money to make us safer by reaching out to people throughout the world in ways that bring us together through educational and cultural exchange programs. At the end of the day, we are a safer country and a safer planet when we do our best to rid the ignorance and hatred that exists all over the world. One way you do that is by finding and discovering that we have a common humanity. When children from other countries come into our classrooms and our kids sit in the classrooms of other countries, it turns out that we have a lot more in common than we have in opposition. We can reduce hatred and bigotry in that way. Dialogue cannot only take place between foreign ministers or diplomats at the United Nations. It should be taking place between people throughout the world at the grassroots level.

On a separate note, let me mention that since March 2015, the U.S. Armed Forces have been involved in hostilities between a Saudi-led coalition and the Houthis in Yemen. I believe that the time is long overdue for us to put an end to that unconstitutional and unauthorized participation in this war.

The truth about Yemen is that U.S. forces have been actively engaged in support of the Saudi coalition in this war, providing intelligence and aerial refueling of planes whose bombs have killed thousands of people and made the humanitarian crisis there even worse.

Even now, as I speak, there are reports of an attack on the Yemeni port city of Hodeidah by the Saudi-led coalition. Hodeidah is a key entry point for humanitarian aid into Yemen. The U.N. humanitarian coordinator in the country, Lisa Grande, said last week:

A military attack or siege on Hodeidah will impact hundreds of thousands of innocent civilians. . . . In a prolonged worst case, we fear that as many as 250,000 people may lose everything—even their lives.

The Trump administration has tried to justify our involvement in the Yemen war as necessary to push back on Iran. You will all recall that another administration told us that invading Iraq was necessary to confront al-Qaida, and another administration way back told us that the Vietnam war was necessary to contain communism. It turned out that in every instance, none of that was true.

We should have asked tougher questions then. We should be asking tougher questions now, and we should be taking our constitutional role more seriously.

The issue of going to war is not a Presidential prerogative. It is the pre-

rogative of the U.S. Congress. We have now been in Afghanistan for nearly 17 years and in Iraq for 15 years. Our troops are now in Syria under what I believe are questionable authorities, and the administration has indicated that it may broaden that mission even more.

The time is now for Congress to reassert its constitutional role in determining when and where our country goes to war. That is why I have filed a bipartisan amendment, along with Senators LEE, MURPHY, WARREN, and several others, that would put an end to the U.S. refueling of Saudi-led coalition planes. This amendment will send a strong message that the United States will no longer participate in this humanitarian catastrophe.

Directly related to the conflict in Yemen is the issue of Iran. The Trump administration has repeatedly justified its support for the Saudi-Emirati war in terms of pushing back on Iran's activities.

The Trump administration has signaled in many ways that it intends to confront Iran. If anyone has any doubt, I remind them that President Trump's new National Security Advisor, John Bolton, wrote an article a few years ago that was entitled "To Stop Iran's Bomb, Bomb Iran." I have very serious concerns that this administration could lead the United States into another major war in the Middle East, which is the last thing that the American people want.

Let me conclude by saying this. I think everybody in the Congress believes and understands that we need a strong defense, but we do not need a defense budget that is bloated, that is wasteful, and that has in it many areas of fraud. I would hope that all of my colleagues remember what a former Republican President, Dwight David Eisenhower, said as he left office in 1961. This is what President Eisenhower said as he was leaving office:

In the councils of government, we must guard against the acquisition of unwarranted influence, whether sought or unsought, by the military industrial complex. The potential for the disastrous rise of misplaced power exists and will persist.

In an earlier speech, Eisenhower, a four-star general who led American forces in World War II—not exactly a pacifist—said:

Every gun that is made, every warship launched, every rocket signifies, in the final sense, a theft from those who hunger and are not fed, those who are cold and are not clothed. This world in arms is not spending money alone. It is spending the sweat of its laborers, the genius of its scientists, the hopes of its children. . . . This is not a way of life at all, in any true sense. Under the cloud of threatening war, it is humanity hanging from a cross of iron.

I would ask all of my colleagues, Democrats and Republicans, to remember what President Eisenhower said.

Madam President, I ask unanimous consent that the following amendments be considered and agreed to en bloc: Sanders amendment No. 2905, regarding the DOD audit; amendment No.



2657, regarding a citizen exchange program; amendment No. 2660, regarding Saudi refueling; and amendment No. 2506, regarding defense-contractor compensation.

The PRESIDING OFFICER. Is there objection?

Mr. INHOFE. Madam President, reserving the right to object.

The PRESIDING OFFICER. The Senator from Oklahoma.

Mr. INHOFE. Let me just mention that we have a list of about 40 amendments that have gone through the process and have been cleared on both sides. These four were not among those.

I am still holding out hope to be able to get not just those but also a managers' amendment. However, that had to be something that has gone through the process, and these have not. So I do respectfully object.

The PRESIDING OFFICER. Objection is heard.

Mr. SANDERS. Thank you.

Madam President, I raise a point of order that the pending measure violates section 4106 of H. Con. Res. 71, the concurrent resolution on the budget for fiscal year 2018.

The PRESIDING OFFICER. Under the previous order, the motion to waive the point of order is considered made.

Mr. SANDERS. With that, I yield the floor.

Mr. INHOFE. Madam President, I ask unanimous consent that the vote on the motion to waive the budget act with respect to the Sanders' point of order occur at 5:30 p.m. today.

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

The Senator from Utah.

Mr. HATCH. Madam President, as President pro tempore of the U.S. Senate and as the senior Senator from the great State of Utah, I wish to speak today about the John S. McCain National Defense Authorization Act for Fiscal Year 2019.

I join my colleagues in congratulating my good friend Senator JOHN MCCAIN on the soon-to-be-successful passage of the 58th straight Defense bill. I would also like to offer my sincere appreciation for Senators INHOFE and REED and their staffs, along with Senator MCCAIN's staff, who gracefully navigated the committee and the floor processes. This is a monumental bill that will truly modernize our Armed Forces.

I have long appreciated the bipartisan nature of each year's NDAA. Some would say that this process could be seen as a microcosm of how things should work here in Congress—putting the good of the country ahead of politics. It is certainly how I have sought to do things here during my Senate service. I also appreciated the efforts from most Members of this body to get to yes on such an important proposal.

The yearly Defense bill is not something we do out of tradition or habit; we do it out of necessity. Yes, it is a constitutional requirement, but per-

haps more importantly, it is an honor to give our men and women in uniform the tools they need to keep America safe. The policies and authorizations we have debated on the floor over the last week represent people. They represent soldiers, sailors, marines, airmen, and the civilian workforce, all of whom are family, friends, neighbors, and fellow citizens.

Since first coming to the Senate in 1977, I have witnessed the use of military force for good across the globe. I was personally involved in helping use our military tools to counter Soviet expansionism in Central Asia. It was around that time that I helped establish the National Endowment for Democracy—an initiative in which Senator MCCAIN was intimately involved. The National Endowment for Democracy embodies our commitment to promoting the virtues of freedom and liberty across the globe.

Anyone who knows me knows that I like to see the good in people, but even with my optimism, one unfortunate truth exists: There are people and groups in this world who seek to do harm to the United States, and our men and women in uniform face these threats every day. I am eternally grateful for the sacrifice and dedication of our servicemembers. I am grateful for their strength, their intelligence, and their commitment to preserving the values we hold dear.

As we see today with the heinous violations of human rights around the world, freedom, prosperity, and security are under constant threat. The abusive actions of the Governments of Iran and North Korea are just two examples among many.

Given the constant threats our country and our allies face, we must always work to maintain a strategic advantage over our adversaries. We must be able to win wars without fighting them, and if we need to fight, we need to begin wars having already won them. How do we do this? By investing in our military and the civilians who support them, giving them more of what they need, not less; by modernizing our weapons systems; by taking care of our bases and facilities; and by never losing sight that people come first and that our obligation to them extends beyond their service to the Nation. That is what we have accomplished with this year's NDAA, which covers an unprecedented \$716 billion in support of the Department of Defense and the national security program of the Department of Energy.

With this historic bill, members of our Armed Forces will enjoy a 2.6-percent pay increase. With this legislation, we also increase personnel for all branches of the military.

This bill represents a significant step forward in the modernization of our Armed Forces. The future fighting force of high-tech warfare is quickly becoming a reality. But we cannot rest on our laurels. Just as our adversaries modernize their forces, we have to do

the same. I think we can all agree that maintaining our strategic advantage against now near-peer adversaries must always be our objective.

So how do we prepare our future fighting force? We continue to modernize through recapitalization efforts, such as the F-35, KC-46, and the future ground-based strategic deterrent. We have to maintain our competitive edge. We must also focus on attracting talent and shoring up the supply chain.

In serving Utah, I have been honored to represent the hard-working men and women of our major military installations—Hill Air Force Base, Dugway Proving Ground, Tooele Army Depot, Camp Williams, and the Utah Test and Training Range, which cannot be duplicated. Contained within this bill are necessary increases to keep those installations manned and operational. Utah is a wonderful place that provides extensive support to the warfighter through advance manufacturing, training, and operational capabilities.

I have faithfully worked on behalf of the people of Utah and the people of this great country for the last 42 years. As a symbol of my respect for the men and women in uniform, I wish to express my sincere reverence and gratitude for all who have given the ultimate sacrifice in serving our country, including the over 330 Utahns who have died while on Active Duty service since 1976. I likewise wish to honor their families, whose sacrifices are just as great.

That we were able to accomplish so much with this Defense bill is credit to the leadership of Senator JOHN MCCAIN—and others but certainly Senator MCCAIN—who has been a key part of this legislation over the course of his Senate service. Senator MCCAIN is so much more than the chairman of the Armed Services Committee; he is an American hero who represents the best this Nation has to offer. I know I speak for all of my colleagues in thanking him for his service and sacrifice.

With that, I yield the floor.

Mr. DURBIN. Madam President, I rise to highlight a number of important issues related to this year's defense authorization act.

Let me begin with a few words about the chairman of the Armed Services Committee. It is fitting that the bill is named after the senior Senator from Arizona, as the John S. McCain National Defense Authorization Act. His imprint is clear and direct, all throughout this bill. The bill makes clear America's strong commitment to our allies—from Europe to Asia. It also demonstrates our clear commitment to defend those allies from our enemies whenever and wherever the need arises.

Those are principles held by every Member of this Senate. But there are few who can defend those principles more vigorously to friend or foe than the senior Senator from Arizona. As he noted in a speech last fall, "The international order we helped build from the ashes of world war, and that we defend

to this day, has liberated more people from tyranny and poverty than ever before in history. This wondrous land has shared its treasures and ideals and shed the blood of its finest patriots to help make another, better world. And as we did so, we made our own civilization more just, freer, more accomplished and prosperous. . . ."

Even though he cannot be here, he is here with us, and we are there with him. I would also like to thank the ranking member and the senior Senator from Oklahoma for their work to protect our national defense and provide for our servicemembers.

One area that I wish to highlight—and the defense authorization highlights this year—is the U.S. investment in maintaining our technological edge. We recently held a classified hearing in the Defense Appropriations Subcommittee on this subject. The short of it is that America cannot take its advantages for granted.

It is not clear to me that the Federal Government has its head in the game. In the 1960s, Federal investment in R&D reached as high as 2.23 percent of GDP. In 2016, that had plummeted to 0.77 percent. In 1995, the U.S. ranked fourth globally for R&D expenditures as a share of GDP. By 2015, it ranked tenth. Recent history is no better. Last year, the President proposed a 17-percent cut to Federal R&D, a greater annual cut than any in the postwar era, including a 5 percent cut to defense R&D.

I appreciate how strongly this year's defense authorization highlights the importance of this issue, including increased emphasis on high priority emerging technologies like hypersonics, artificial intelligence, space, and cyber. Chairman SHELBY and I will do our part as appropriators to maintain a strong emphasis on innovation and technology, and I appreciate hearing a similarly clear message from the Armed Services Committee.

One area I am concerned about is the state of our defense personnel. Last year, Congress approved a 2.4-percent increase in pay for our military personnel and our Defense civilians. This year's budget requests a 2.6 percent increase, but only for our military personnel.

Our men and women in uniform deserve this pay raise, and I am glad that this increase will continue to ensure that America maintains the best all-volunteer military in the world, but denying three-quarters of a million Defense civilian employees a similar pay raise makes no sense.

Oddly enough, the Pentagon recently issued a Defense Business Operations Plan in April, which highlighted the importance of these civilian employees. It argues, "Recruiting, developing, and retaining a high-quality military and civilian workforce is essential for warfighting success." The report also notes that the Pentagon plans to increase defense civilians in the next several years.

If we have any hope of recruiting, sustaining, and growing our Defense workforce, we have to be willing to provide appropriate compensation. Congress must act this year to ensure that the Department remains competitive in this area.

I am also concerned about the provisions in the bill related to nuclear weapons. During markup, the Armed Services Committee adopted an amendment on party lines an amendment to remove Congress's right to have a say in the creation of new nuclear weapons.

Under current law, the President must come to Congress for permission in order to create a new nuclear weapon. It was a compromise brokered more than 10 years ago by the senior Senator from Rhode Island and the then-senior Senator from Virginia, John Warner.

It was a very good provision. Nuclear weapons are unlike any other weapon in the US arsenal, with the power to literally end life on Earth. They are unique and deserve extraordinary scrutiny. It is shocking that Congress would cede its oversight responsibility in this critical area. I support the amendment by the ranking member to reverse this foolish provision, and I hope that we can address the issue in conference.

We were unable to address several of these issues during floor consideration of the defense authorization bill. I hope that the conferees will address them during the next phase of the bill. In the meantime, I reiterate my thanks to Chairman MCCAIN, Ranking Member REED, and Senator INHOFE for their work on this bill.

Madam President. I am disappointed an amendment authored by Senator INHOFE waiving the Immigration and Nationality Act's terrorism bars is included in the National Defense Authorization Act. This amendment would create a special immigration carveout for two groups from the African country of Rwanda that committed serious war crimes.

Under our immigration laws, any foreigner who is a member of a terrorist organization or provides material support to a terrorist organization cannot be admitted to our country. The Inhofe amendment would give the Trump administration the unreviewable authority to waive these terrorism bars for two Rwandan groups—the Rwandan Patriotic Front, RPF, and the Rwandan Patriotic Army, RPA—for activities prior to August 1994, a period when these groups reportedly engaged in crimes against humanity.

This is the precise time when members of the Hutu tribe, which makes up the majority of the population in Rwanda, were perpetrating a horrific genocide against the Tutsis, the second largest group in Rwanda. What is not as well known is that Tutsi armed groups—the RPF and the RPA—also committed gross human rights violations during this period. Listen to what Human Rights Watch says: "In their drive for military victory and a halt to

the genocide, the RPF killed thousands, including noncombatants as well as government troops and members of militia. As RPF soldiers sought to establish their control over the local population, they also killed civilians in numerous summary executions and in massacres. They may have slaughtered tens of thousands during the four months of combat from April to July [1994]."

Providing a blanket immigration waiver to two groups whose members committed these atrocities is a serious concern. If this provision becomes law, individuals responsible for war crimes and other human rights violations could find safe haven in our country.

To be clear, these immigration provisions, known as the terrorism-related inadmissibility grounds or TRIG bars, are too sweeping and can prevent innocent people from coming to our country. The TRIG bars are so broadly drafted that they apply not just to groups who have clearly engaged in serious human rights violations, like the RPF and RPA, but also innocent people who may have provided a meal or a few dollars to a member of a foreign rebel group, even a group supported by the United States.

In 2007, I held a hearing on the TRIG bars that featured testimony from a nurse from Colombia who was kidnapped by the Revolutionary Armed Forces of Colombia—also known as FARC—and forced at gunpoint to provide medical care to FARC guerrillas. She escaped and fled to the United States in fear for her life. However, she was denied asylum in our country because, under the TRIG bars, she was considered to have provided material support to terrorists.

In response to absurd cases like this one, Congress passed bipartisan legislation granting the executive branch authority to exempt deserving groups or individuals from the TRIG bars. In 2014, the Obama administration used this authority to issue exemptions to the TRIG bars for insignificant support that was not intended to support terrorist activities. These exemptions were designed to protect refugees who innocently interacted with a member of an armed rebel group. For example, a refugee who gave a bowl of rice or cigarette to a member of the Free Syrian Army or paid an opposition group to ensure safe passage out of Syria could be exempted from the TRIG bars.

If individuals associated with the RPF or RPA have been unjustly swept up in the TRIG bars, they should be eligible for the existing exemptions. Unfortunately, the Trump administration has signaled it plans to rescind these waivers. Rather than creating a blanket statutory waiver that could benefit individuals that have committed serious human rights violations, as the Inhofe amendment would do, Congress should come together on a bipartisan basis to oppose the Trump administration's efforts to undo the existing exemptions that protect innocent refugees.



It is also troubling that Congress could provide this kind of special immigration benefit to war criminals at a time when the Trump administration is deporting immigrants who have lived in this country for years and have committed no crimes.

For all of these reasons, I urge my colleagues on the Senate and House Armed Services Committees to remove this problematic provision from the final conference report.

Mr. LEAHY. Madam President, today the Senate will approve its version of the John S. McCain National Defense Authorization Act. It is right and fitting to name this bill after the chairman of the Senate Armed Services Committee, who has for years been a stalwart advocate for our military and our national defense.

Unlike the defense authorization bills of recent years, this bill is streamlined and straightforward. It is focused on improving strategic Department of Defense thinking and aligning resources to meet that strategy. It also conforms to the bipartisan budget agreement reached earlier this year.

I am pleased that this bill renews a commitment to securing America's leading edge of technological innovation. This is great news for States large and small, including Vermont. The bill includes provisions to improve the long-term strategic development and purchasing of microelectronics for the defense industry. It includes a partial solution to the delays of Federal recognition for members of the Guard receiving their State commissions. It fixes the TRICARE dental plan management and options that have frustrated Vermonters. It includes numerous provisions to support small businesses in the industrial base, including to improve cyber security. Building on last year's language, the bill adds to the accounting of usage of the long-chain molecules that have been found to have dangerous health effects, particularly its use in Air Force fire-fighting foam. These are all appropriate issues to be dealt with through the defense authorization bill.

Like any product of compromise, however, this bill is not perfect. I am frustrated that, despite a bipartisan majority of Senators voting in support of further debating the bill's treatment of low-yield nuclear weapons, we are advancing to a vote on final passage without that debate. Low-yield nuclear weapons are dangerous and add nothing to our nuclear deterrence. Any administration should at least have to specifically ask to build them.

Similarly, a bipartisan majority of Senators rejected the tabling of an amendment to prohibit the indefinite detention of American citizens; yet the bill includes no such provision. The underlying bill also continues the mistake of the Guantanamo Bay detention mission.

On balance, the final bill on which the Senate votes today is truly bipartisan. I will support this National Defense Authorization Act.

(At the request of Mr. CORNYN, the following statement was ordered to be printed in the RECORD.)

• Mr. BOOZMAN. Madam President, I wish to speak about the importance of and my strong support for the final passage of the fiscal year 2019 National Defense Authorization Act, NDAA, and the reason for my absence.

As we all know, the NDAA addresses many issues including the modernization of major weapons systems, security assistance to our allies, and significant changes to personnel policy. Our Nation's military relies on Congress to fulfill our obligation with the timely passage of this legislation. I am proud to support our men and women in uniform yet again in the John S. McCain National Defense Authorization Act for Fiscal Year 2019, legislation appropriately named for our dear friend and colleague Senator JOHN MCCAIN.

I deeply regret the need for my absence today. While my record reflects the rare nature in which I miss a vote, I did not come to this decision lightly. An unfortunate incident at the Fayetteville VA Medical Center in Fayetteville, AR, required my presence and advocacy on behalf of our Nation's veterans. While untimely, I strongly believe it is my congressional duty to ensure that our government fulfills its promise to the men and women who have worn the cloth of our Nation. Such a requirement demanded my immediate attention today in Arkansas. I would like to thank Senators INHOFE, REED, and MCCAIN, along with their staffs, for all their hard work and support. •

The PRESIDING OFFICER. The Senator from Maine.

Mr. KING. Madam President, I rise in advance of the discussion that will be taking place in a very few minutes on the National Defense Authorization Act. I want to compliment and acknowledge the leadership of Senator REED of Rhode Island and Senator INHOFE and, of course, Senator MCCAIN, for whom this bill is named. They have provided amazing leadership, as the Presiding Officer knows from her membership on the committee, by bringing this bill to the floor. I look forward to supporting it later this afternoon.

#### FAMILY SEPARATION POLICY

Madam President, I do want to take a few moments to discuss a different subject, which is what is going on at our southern border.

Secure borders and limits on immigration are necessary and justified in any country, and that is why there were major border security provisions in the comprehensive immigration reform act that passed this body by two-thirds—67 votes—in 2013. If that bill had even been taken up in the House, I believe it would have passed, it would have been signed, and a lot of the problems we are having today around the issue of immigration would already be solved.

I believe in border security. I believe in necessary limits. This is a difficult

issue—I understand that. It is difficult in part because of the proximity of our country to some of the most violent countries in the world, with the highest murder rates, countries from which people are literally fleeing for their lives. But difficult issues are amenable to humane and decent solutions—solutions that take into account our values, that take into account the underlying principles upon which this country is based. And this is one that could be resolved without this drastic policy of separating children from their parents.

I was asked on the way in whether we will do legislation to solve this problem. This problem could be resolved by a phone call from the President of the United States to the Attorney General. This is not the law; this is a policy of enforcement which was adopted by this administration in April, implemented in May, and which has brought us to the place where 2,000 children have been forcibly separated from their parents.

There are just a few points I want to make.

No. 1—and I think this is important; this is lost in the discussion—asylum seekers are not illegal immigrants. They are coming to this country under the law. They are allowed to come to the country and then prove their case, and they should have an opportunity to prove their case. They are not illegal immigrants. They are being lumped in with illegal immigrants. These are almost entirely people who are seeking asylum here because they are fleeing violence in their own country.

This country was based on asylum seekers. The Pilgrims were asylum seekers. The Catholics who came to Maryland were asylum seekers. The Irish who came here as a result of a famine were asylum seekers. The Jews who came here in the thirties and forties, during the period of the Holocaust, were asylum seekers. I should say that one of the darkest periods of this country's history was the turning away of the USS *St. Louis* in the late thirties, where a third of its population of Jewish people went back to Europe and died in the Holocaust.

This country is based upon some basic principles, some of which are stated very unequivocally on the base of the Statue of Liberty:

Give me your tired, your poor,  
Your huddled masses yearning to breathe free,

The wretched refuse of your teeming shore.  
Send these, the homeless, tempest-tost, to me.

I lift my lamp beside the golden door!

That has been the promise of America from the very beginning. We are not a country like most other countries in the world—based upon one race, one ethnicity, one population that has lived in the same place for 1,000 years, one language. In fact, our secret is the people who have come here from other places, with their ideas and their energy.

I sit in the U.S. Senate seat following four of my illustrious predecessors, all of whom are children of immigrants, every single one: Edmund Muskie, the son of an immigrant Polish tailor, one of the great Senators of the 21st century; George Mitchell, majority leader, the son of immigrants; and Olympia Snowe, the daughter of a Greek immigrant. This is who we are as a country, and we are talking about arresting people and locking up their children in cages.

I have heard various justifications for this:

We are just following the law.

No, the law does not require separating children from their parents. This is a policy that was adopted by this administration in April and implemented in May. This is not required by the law. This is a policy decision, and it can be rescinded by a phone call from the President. It can be solved this afternoon by a phone call from the President.

Crossing the border illegally is a misdemeanor.

So is jaywalking. Are we going to have a policy that says we are going to separate children from their parents because of jaywalking? It doesn't have to be this way.

Children and their parents can be kept together while we go through the legal process of determining whether their asylum claim is valid. That is a process that we have, and, yes, it takes too long. That is on us because we haven't adequately funded the judicial system to have enough judges to hear those claims.

The next justification I have heard is that it is a deterrent, that it will be a deterrent.

It is only a deterrent if the people who are coming from these countries—by the way, very few of them are coming from Mexico. They are coming from Central American countries, some of which, as I have mentioned, have the highest murder rates in the world. And we are going to say: Well, we are going to rip your children away. That word will get back, and then you will not come.

We could do a lot worse. Can you justify anything as a deterrent? Can you justify any inhumane treatment? We will torture you if you come across the border—that would be a deterrent, but that doesn't make it right.

The next one that I heard is that it is a bargaining chip for negotiations. We will bring the Democrats to the table, and that is when we will talk about immigration. But we are not going to change this policy until then because it is a bargaining chip.

We do not take children hostage in legislative negotiations, and that is what this is. Let's call it what it is. It is literally taking children hostage to be a bargaining chip in a legislative negotiation on the broad panoply of issues involved in immigration. That is wrong. It is a basic principle of everything we hold dear that we don't nego-

tiate with hostage-takers. Yet that has been explicitly stated as a motivation for this policy.

The final justification I heard, and frankly the reason I am here today because it just tore it for me, is the Bible; that somehow this is justified by the Christian Bible, by Romans 13, which says you should obey the law. Yes, that is what it says, but it also says the law should be based upon love.

I would add that very provision, Romans 13, was used 150 years ago to justify slavery. Would that provision apply in Germany in 1938, where the law was exclusively directed at punishing the Jewish people? It was legal under the German law. Would that provision say this is OK; we don't have to object to it because it is part of what is in the Bible? No; of course, not.

To say that this is somehow justified by Scripture is just ignoring the whole message of the Bible and certainly the message of the New Testament.

For me, as a Christian, it all comes down to Matthew 25. The King said:

Come, you who are blessed . . . take your inheritance. . . . For I was hungry and you gave me something to eat, I was thirsty and you gave me something to drink, I was a stranger and you invited me in, I needed clothes and you clothed me, I was sick and you looked after me, I was in prison and you came to visit me.

Then, the righteous said:

Lord, when did we see you hungry and feed you, or thirsty and give you something to drink?

They went through the whole list and said: We never did any of those things. And Jesus said:

Depart from me, you who are cursed, into the eternal fire. . . . For I was hungry and you gave me nothing to eat, I was thirsty and you gave me nothing to drink. . . . Whatever you did not do for one of the least of these, my brothers, you did not do for me.

I was a stranger, and you took me in. That is what the Gospel talks about. That is what we are talking about here, is talking about strangers and trying to take them in.

Of course, it goes without saying that Jesus and Mary escaped from the Promised Land because of the threat of violence from King Herod into Egypt. What if Egypt had said: No, we are not going to take you in. We will send you back to Herod. That is the law. Herod's law is the law; we are going to send you back.

They were asylum seekers, and Egypt took them in, and our Lord and Savior was born.

So don't come to me and tell me this is somehow justified by Scripture; it just isn't, under any stretch of the imagination, and it can be remedied by a phone call.

We don't have to negotiate a complicated bill here. We don't have to work on something for 3 weeks. A phone call this afternoon from the President of the United States to the Attorney General can end this obscene practice. Then we can talk about asylum seekers and what the rules should be and what the standards should be

and how long the policy should be and how many judges we need and how long you should be able to wait until you get your case adjudicated and all of the other complicated issues involved in immigration, but we should not be talking about it in the context of children being held hostage.

So I hope the President will make that phone call, solve this problem this afternoon, and then we can get about solving some of the larger problems that he and I and everyone else in this body are concerned about, but let's not do it with children in cages anywhere in America.

I yield the floor.

The PRESIDING OFFICER (Mr. MORAN). The Senator from Rhode Island.

Mr. REED. Mr. President, as we approach the vote on final passage of the fiscal year 2019 national defense authorization bill, I would like to make a few closing remarks.

At the completion of floor debate on the NDAA last year, I remarked in my closing statement that I was disappointed in the lack of cooperation in the Senate. Senator McCain and I both hoped that last year we would be able to return to regular order, but in the end, we were disappointed.

Unfortunately, this year, I and I know many of my colleagues are frustrated in the inability to bring up, debate, and vote on worthy amendments. For comparison, during consideration of the National Defense Authorization Act for Fiscal Year 1994, there were 16 rollcall votes on amendments. In 1995, during consideration of the fiscal year 1996 NDAA, there were 20 rollcall votes and amendments. In the following year, the fiscal year 1997 NDAA, there were 19 rollcall votes and amendments. On this bill, there was a single up-or-down vote on an amendment.

I was one of the few Senators who was able to debate an amendment. It was on the congressional oversight of nuclear weapons, which I believe is one of the most important and seminal issues not only of this bill but of our defense policy today, but the only vote I was able to have on this critical issue was a motion to table.

Despite the deep differences among us, it is my hope that this Chamber can return to the collegial ways of the past—and I think that is a belief and a hope shared by my colleague Senator INHOFE from Oklahoma—and that we can hold an open amendment process that guarantees every Senator a right to a full and wholesome debate on amendments and those issues that matter most to those Senators. There are critical issues that pertain to our national security and the welfare of our servicemembers, and they must be addressed through bipartisan dialogue and compromise. It is my hope that moving forward we can return this Chamber to regular order and hold an open amendment process.

Despite my frustrations with this process, I am pleased with the overall

result of this bill. We successfully incorporated 46 amendments from both Republicans and Democrats into the bill. These amendments further strengthen the bill and provide additional resources to the Department of Defense which allows them to carry out their important mission.

Looking ahead, the budget agreement that covered the fiscal year 2018 and fiscal year 2019 NDAs will expire next year, meaning a return to sequestration and budget caps, unless a new agreement is reached. At this time when our military is facing readiness shortfalls and numerous global threats, we cannot afford a budgetary retrenchment. We must continue to work together to address these issues, and I am confident and hopeful we will find a way forward.

I would like to particularly thank Senator INHOFE for his leadership throughout the committee markup and throughout this floor process. He has ably shepherded this bill and provided invaluable leadership by emphasizing a return to regular order, the same note I am sounding today. The achievement of this bill would not have been possible without him, and I thank him.

I would also like to thank my staff and the staff of the ranking member for their terrific work. They worked tirelessly. They made a commitment both of time and intellectual energy that was extraordinary. The majority staff, and Senator INHOFE's staff in particular, was diligent, bipartisan, thoughtful, and cooperative. They were everything you could ask for collegial activity in the Senate.

Of course, I would like to thank my staff for their invaluable expertise and dedication to creating the best bill possible. I would like to specifically thank Jody Bennett, Carolyn Chuhta, Jon Clark, Jonathan Epstein, Jorie Feldman, Jon Green, Creighton Greene, Ozge Guzelsu, Gary Leeling, Kirk McConnell, Maggie McNamara, Bill Monahan, Mike Noblet, John Quirk, Arun Seraphin, and Elizabeth King—and also wish her a happy birthday.

I would like to thank the floor staff. They have been exceptionally helpful to us. I thank them all on both sides for their insights and for their calmness in the face of difficulties and tensions. Without them, nothing would be possible.

Finally, I would like to particularly recognize Chairman JOHN MCCAIN, after whom this bill is so aptly named. Senator MCCAIN has provided this committee with leadership during difficult times and served as a moral compass when considering challenging issues. He has been a bulwark for the defense of our country and the men and women of the military, and I know he is proud of the passage of this bill.

JOHN MCCAIN is probably the most demanding person I have ever met, but the key to his greatness is, he demands more of himself than anyone else, and he gives more of himself than anyone else. That has made him not only one

of our great Senators, not of this moment but of our history, but one of our great American heroes. He is an extraordinary gentleman, and today this legislation bearing his name represents, once again, his extraordinary contributions to the Nation.

With that, I yield the floor.

The PRESIDING OFFICER. The Senator from Oklahoma.

Mr. INHOFE. Mr. President, first of all, let me just agree with the comments that were made by Senator REED. He has been great to work with. I am glad he mentioned all the help of his staff. People don't realize how, on a bill this size—this is the largest bill we will consider probably this year—how much staff is involved. It is both Republican and Democratic staff. It is one of the few things we do around here that really isn't partisan. I think the Senator from Rhode Island and I were only apart from each other on maybe 10 or 11 amendments. By the way, on amendments, I do want to comment how many amendments we took care of during the committee hearing. So we have had a lot of activity on the John S. McCain National Defense Authorization Act for 2019.

Throughout the last 2 weeks, we have debated this legislation on the Senate floor in an open process. We have said over and over, we want to have open amendments, and we want to have people bring amendments down. We have a system that is probably not going to be changed, but there is going to be some activity this next year by several of us, if we are going to be involved in next year's authorization bill for the year 2020, to see if we can't address a major problem; that is, we have allowed a system to take place where 1 person can stop 99 people from having an amendment. That is wrong.

In January, President Trump and Secretary Mattis announced the new national defense strategy that rightfully identified that we are returning to a world of great power and competition when dominated by the capabilities relative to China and Russia. We talked about that, the power they have. We have talked about an article that was written just recently that said that if we got into a fight of Russia versus NATO, most likely NATO would lose to Russia. We have watched China in the South China Sea putting together islands where it is almost as if they are preparing for World War III. I was there in the South China Sea, and our people made it very clear—and I am talking about allies of ours—that they are not sure which would win. We have China out there illegally building islands and putting us in a position where we don't really know what their intentions are. All we know is, everything on those islands—we are talking about over 3,000 now—that they are put in a position where they are preparing for a world war.

It is not like it used to be. Now we are in a situation where a country can have a rocket that can hit an American

city. So times have changed. We need to be prepared to respond to threats of terrorism from rogue states, like Iran and North Korea. The National Defense Strategy is clear. We need to make strategic investments now in the areas where we are falling behind—and we are behind.

Since the release of the National Defense Strategy, I have traveled to visit our allies in both Eastern Europe and Asia. They all understand the threat of growing aggression from China and Russia. I have spoken with our commanders in the field, our military leaders, and our troops in the mess halls in Afghanistan and all around the world. Perhaps most importantly, you can really get more from them than you can from a hearing here in Washington.

The Senate Armed Services Committee was tasked with implementing the national defense strategy. The result is the John S. McCain National Defense Authorization Act. We made tough choices about where and how to invest our resources, but I am pleased with the work we have done to restore America as the leader of the free world.

We are making the needed investments in training, maintenance, and modernization. Any time you are starving the military, those are the three areas you see first—maintenance and modernization and, of course, that also means training. We are in the process of doing this, and that is what this bill is all about. We are changing this. We have addressed that by catching up where we were falling behind—artillery, hypersonics, the nuclear triad.

Most people in the real world assume that America has the best system of anybody else. Their systems—plural—are better.

Artillery, for example, is measured by rapid fire and range. In terms of rapid fire and range, both Russia and China are better than we are. Hypersonics is a new system, a weapon five times the speed of sound. It is still under development. We are working on it. However, we are behind both China and Russia. They are ahead of us in this training. In the nuclear triad, we haven't done anything in the last 10 years, while both China and Russia are actually ahead of us. It is not like it used to be, where we did have the very best of everything.

So we are standing up to China by strengthening our position across the Pacific region. This bill provides support to our allies who stand up against China's military and economic coercion and procures deployable airbase systems to enhance credible combat power.

The NDAA also calls out China for illegally creating fortified islands in the South China Sea for military purposes. That is what they are for. Nothing is on there, except preparing for some military activity. The NDAA modernizes the Committee on Foreign Investment to address national security concerns and to stop China from trying to

steal sensitive technology from the United States companies.

The NDAA counters Russia's growing aggression and influence across Eastern Europe by directing a study on permanently stationing U.S. forces in Poland and conducting a study on Russia's maligned influence around the world. It continues limitations on U.S.-Russia military cooperation, provides defensive lethal aid to Ukraine, and allows the U.S. Cyber Command to respond to Russia's continued cyber attacks.

It keeps faith with our troops by providing a 2.6-percent military pay raise, the highest in nearly 10 years, modernizing the officer personnel system, and supporting our troops and military families.

There is no doubt in my mind that this bill will make American families safer and will stand up for our democratic values around the world.

I thank my partner in this, the Democratic leader of the committee. He talked about the staff that we have been working with and complimented them—JOHN MCCAIN's committee staff: Chris Brose, Samantha Clark, Rachel Hoff, Mark Montgomery, Erik Swabb, James Hickey, Diem Salmon, Greg Lilly, Adam Barker, Augusta Binns-Berkey, Lauren Davis, Allen Edwards, Jackie Kerber, Matt Lampert, Allison Lazarus, John Lehman, Daniel Lerner, Sean O'Keefe, Brad Patout, Jason Potter, Will Quinn, Dustin Walker, Gwyneth Woolwine, Leah Brewer, Gabriel Noronha, Nick Hatcher, Katie Magnus, Lindsay Markle, Cara Mumford, Madison Sparber, and Arthur Tellis; from our staff: Luke Holland, Tony Pankuch, Leacy Burke, Adrienne Jackson, Chris Ryan, and Laurie Fitch; and the floor staff: Laura Dove, Robert Duncan, Chris Tuck, Tony Hanagan, Chloe Barz, Mike Smith, and Katherine Kilroy. They have actually worked long, long hours. On a bill like this, they are out there all night long.

But let me say, as I started, that there is something wrong with a system that will allow one Member of the Senate to preclude 99 Members from getting their amendments through. This is not right. I am not sure how to resolve it, but I would just say—and I think that my good friend from Rhode Island would agree—that we can work out something to keep that from happening or to minimize it.

It is not quite as bad as it sounds, when we say we didn't have any amendments on the floor. We had countless amendments in committee. We had many amendments on the floor. There were 47 amendments that were folded into the bill, and that is after it came to the floor. So we did consider those, but we didn't vote on any amendments, and that is what we should be doing. We stand here and plead with people to bring their amendments down so we can have an open amendment process, and then one person objects. There is something wrong with that system.

So I thank the chairman and the ranking member of the Senate Armed Services Committee for their continued leadership. I thank my friend from Rhode Island, Senator REED, for his leadership and commitment to bipartisan collaboration throughout the process. We shared a commitment to open debate and amendments.

Secondly, and most significant, I recognize the chairman of the Senate Armed Services Committee, Senator MCCAIN, for his leadership. Most of the stuff in this bill has come through the deliberation and leadership of Senator MCCAIN. We can clearly see that this bill reflects his priorities and policy initiatives he has fought for as our chairman. His commitment to government oversight and accountability and American leadership around the world is evident on every page. We miss his voice in the Chamber today, but today's vote is a true tribute to his lasting legacy to our Nation, and I urge our colleagues to join me.

We are going to cast two votes. At some point in this process, I am going to make another effort. We have a list of 47 amendments that have been cleared on both sides, and Democrats and Republicans are all for this. We want to have an opportunity to have these passed in a package. I am hopeful that there will not be a Member of this body who will object and object to 47 people having their amendments, which have been cleared, actually pass.

We are getting close to the time when we will be voting. I think there ought to be one last shot—maybe not. This is a very significant vote coming up.

I yield the floor.

I suggest the absence of a quorum.

The PRESIDING OFFICER. The clerk will call the roll.

The legislative clerk proceeded to call the roll.

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

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

#### VOTE ON MOTION TO WAIVE

Under the previous order, the question occurs on agreeing to the motion to waive the point of order made under section 4106 of H. Con. Res. 71.

Mr. INHOFE. I ask for the yeas and nays.

The PRESIDING 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 Arkansas (Mr. BOOZMAN), the Senator from Louisiana (Mr. CASSIDY), and the Senator from Arizona (Mr. MCCAIN).

Further, if present and voting, the Senator from Arkansas (Mr. BOOZMAN) would have voted "yea."

Mr. DURBIN. I announce that the Senator from Illinois (Ms. DUCKWORTH),

and the Senator from New Hampshire (Mrs. SHAHEEN) are necessarily absent.

The PRESIDING OFFICER (Mr. LANKFORD). Are there any other Senators in the Chamber desiring to vote?

The yeas and nays resulted—yeas 81, nays 14, as follows:

[Rollcall Vote No. 127 Leg.]

#### YEAS—81

Alexander	Gardner	Murray
Baldwin	Graham	Nelson
Bennet	Grassley	Peters
Blumenthal	Hassan	Portman
Blunt	Hatch	Reed
Booker	Heinrich	Risch
Brown	Heitkamp	Roberts
Burr	Heller	Rounds
Cantwell	Hirono	Rubio
Capito	Hoeven	Sasse
Cardin	Hyde-Smith	Schatz
Carper	Inhofe	Schumer
Casey	Isakson	Scott
Collins	Johnson	Shelby
Coons	Jones	Smith
Cornyn	Kaine	Stabenow
Cortez Masto	King	Sullivan
Cotton	Klobuchar	Tester
Crapo	Lankford	Thune
Cruz	Leahy	Tillis
Daines	Manchin	Toomey
Donnelly	McCaskey	Udall
Durbin	McConnell	Van Hollen
Ernst	Menendez	Warner
Feinstein	Moran	Whitehouse
Fischer	Murkowski	Wicker
Flake	Murphy	Young

#### NAYS—14

Barrasso	Kennedy	Perdue
Corker	Lee	Sanders
Enzi	Markey	Warren
Gillibrand	Merkley	Wyden
Harris	Paul	

#### NOT VOTING—5

Boozman	Duckworth	Shaheen
Cassidy	McCain	

The PRESIDING OFFICER. On this vote, the yeas are 81, the nays are 14.

Three-fifths of the Senators duly chosen and sworn having voted in the affirmative, the motion is agreed to.

The Senator from Oklahoma.

Mr. INHOFE. Mr. President, I have a bipartisan list of amendments that have been cleared from both sides. We have been talking about wanting to have these presented, and there is no objection to any of them. So I ask unanimous consent that notwithstanding the adoption of the substitute amendment, the amendments be called up en bloc. There are 44 amendments. I further ask consent that these amendments be agreed to en bloc and the motions to reconsider be considered made and laid upon the table. I send the list to the desk.

The PRESIDING OFFICER. Is there objection?

The Senator from Kentucky.

Mr. PAUL. Mr. President, reserving the right to object, I have no objection to voting on the amendments if we allow all of them. We have an amendment, and 68 Members of this body said that no American should be detained without a trial. If you put that amendment, which 68 Senators support, in the package, I will be happy to have consent. If we don't have it in, I will continue to object. I object.

The PRESIDING OFFICER. Objection is heard.

Under the previous order, all postcloture time has expired.

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

The bill was read the third time.

The PRESIDING OFFICER. The bill having been read the third time, the question is, Shall the bill pass?

Mr. BARRASSO. Mr. President, I ask for the yeas and nays.

The PRESIDING 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 Arkansas (Mr. BOOZMAN), the Senator from Louisiana (Mr. CASSIDY), and the Senator from Arizona (Mr. MCCAIN).

Further, if present and voting, the Senator from Arkansas (Mr. BOOZMAN) would have voted "yea."

Mr. DURBIN. I announce that the Senator from Illinois (Ms. DUCKWORTH) and the Senator from New Hampshire (Mrs. SHAHEEN) are necessarily absent.

The PRESIDING OFFICER. Are there any other Senators in the Chamber desiring to vote?

The result was announced—yeas 85, nays 10, as follows:

[Rollcall Vote No. 128 Leg.]

#### YEAS—85

Alexander	Gardner	Nelson
Baldwin	Graham	Perdue
Barrasso	Grassley	Peters
Bennet	Hassan	Portman
Blumenthal	Hatch	Reed
Blunt	Heinrich	Risch
Booker	Heitkamp	Roberts
Brown	Heller	Rounds
Burr	Hirono	Rubio
Cantwell	Hoeven	Sasse
Capito	Hyde-Smith	Schatz
Cardin	Inhofe	Schumer
Carper	Isakson	Scott
Casey	Johnson	Shelby
Collins	Jones	Smith
Coons	Kaine	Stabenow
Corker	Kennedy	Sullivan
Cornyn	King	Tester
Cortez Masto	Klobuchar	Thune
Cotton	Lankford	Tillis
Crapo	Leahy	Toomey
Cruz	Manchin	Udall
Daines	McCaskill	Van Hollen
Donnelly	McConnell	Warner
Durbin	Menendez	Whitehouse
Enzi	Moran	Wicker
Ernst	Murkowski	Young
Fischer	Murphy	
Flake	Murray	

#### NAYS—10

Feinstein	Markey	Warren
Gillibrand	Merkley	Wyden
Harris	Paul	
Lee	Sanders	

#### NOT VOTING—5

Boozman	Duckworth	Shaheen
Cassidy	McCain	

The bill (H.R. 5515), as amended, was passed.

#### CLOTURE MOTION

The PRESIDING OFFICER. Pursuant to rule XXII, the Chair lays before the Senate the pending cloture motion, which the clerk will state.

The senior assistant legislative clerk read as follows:

#### CLOTURE MOTION

We, the undersigned Senators, in accordance with the provisions 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. 449, H.R. 5895, an act making appropriations for energy and water development and related agencies for the fiscal year ending September 30, 2019, and for other purposes.

Mitch McConnell, Jerry Moran, Mike Rounds, Roy Blunt, Johnny Isakson, John Boozman, John Cornyn, John Barrasso, Marco Rubio, Mike Crapo, James E. Risch, John Hoeven, Thom Tillis, John Thune, Lisa Murkowski, Richard Burr, Roger F. Wicker.

The PRESIDING OFFICER. By unanimous consent, the mandatory quorum call has been waived.

The question is, Is it the sense of the Senate that debate on the motion to proceed to H.R. 5895, an act making appropriations for energy and water development and related agencies for the fiscal year ending September 30, 2019, and for other purposes, shall be brought to a close?

The yeas and nays are mandatory under the rule.

The clerk will call the roll.

The senior assistant legislative clerk called the roll.

Mr. CORNYN. The following Senators are necessarily absent: the Senator from Arkansas (Mr. BOOZMAN), the Senator from Louisiana (Mr. CASSIDY), and the Senator from Arizona (Mr. MCCAIN).

Further, if present and voting the Senator from Arkansas (Mr. BOOZMAN) would have voted "yea."

Mr. DURBIN. I announce that the Senator from Illinois (Ms. DUCKWORTH) and the Senator from New Hampshire (Mrs. SHAHEEN), are necessarily absent.

The PRESIDING OFFICER. Are there any other Senators in the Chamber desiring to vote?

The yeas and nays resulted—yeas 92, nays 3, as follows:

[Rollcall Vote No. 129 Leg.]

#### YEAS—92

Alexander	Graham	Nelson
Baldwin	Grassley	Paul
Barrasso	Harris	Perdue
Bennet	Hassan	Peters
Blumenthal	Hatch	Portman
Blunt	Heinrich	Reed
Booker	Heitkamp	Risch
Brown	Heller	Roberts
Burr	Hirono	Rounds
Cantwell	Hoeven	Rubio
Capito	Hyde-Smith	Sanders
Cardin	Inhofe	Sasse
Carper	Isakson	Schatz
Casey	Johnson	Schumer
Collins	Jones	Scott
Coons	Kaine	Shelby
Corker	Kennedy	Smith
Cornyn	King	Stabenow
Cortez Masto	Klobuchar	Sullivan
Cotton	Lankford	Tester
Crapo	Leahy	Thune
Cruz	Lee	Tillis
Daines	Manchin	Toomey
Donnelly	McCaskill	Udall
Durbin	McConnell	Van Hollen
Enzi	Menendez	Warner
Ernst	Merkley	Whitehouse
Feinstein	Moran	Wicker
Fischer	Murkowski	Wyden
Flake	Murphy	Young
Gardner	Murray	

#### NAYS—3

Gillibrand	Markey	Warren
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#### NOT VOTING—5

Boozman	Duckworth	Shaheen
Cassidy	McCain	

The PRESIDING OFFICER. On this vote, the yeas are 92, the nays are 3.

Three-fifths of the Senators duly chosen and sworn having voted in the affirmative, the motion is agreed to.

#### ENERGY AND WATER, LEGISLATIVE BRANCH, AND MILITARY CONSTRUCTION AND VETERANS AFFAIRS APPROPRIATIONS ACT, 2019—MOTION TO PROCEED

The PRESIDING OFFICER. The clerk will report the motion to proceed.

The senior assistant legislative clerk read as follows:

Motion to proceed to Calendar No. 449, H.R. 5895, a bill making appropriations for energy and water development and related agencies for the fiscal year ending September 30, 2019, and for other purposes.

The PRESIDING OFFICER. The majority leader.

Mr. MCCONNELL. Mr. President, I know of no further debate on the motion to proceed.

The PRESIDING OFFICER. If there is no further debate, the question is on agreeing to the motion.

The motion was agreed to.

#### ENERGY AND WATER, LEGISLATIVE BRANCH, AND MILITARY CONSTRUCTION AND VETERANS AFFAIRS APPROPRIATIONS ACT, 2019

The PRESIDING OFFICER. The clerk will report the bill.

The senior assistant legislative clerk read as follows:

A bill (H.R. 5895) making appropriations for energy and water development and related agencies for the fiscal year ending September 30, 2019, and for other purposes.

The PRESIDING OFFICER. The Senator from Alabama.

#### AMENDMENT NO. 2910

(Purpose: In the nature of a substitute.)

Mr. SHELBY. Mr. President, I call up the substitute amendment, No. 2910.

The PRESIDING OFFICER. The clerk will report.

The senior assistant legislative clerk read as follows:

The Senator from Alabama [Mr. SHELBY] proposes an amendment numbered 2910.

Mr. SHELBY. Mr. President, I ask unanimous consent that the reading of the amendment be dispensed with.

The PRESIDING OFFICER. Is there objection?

Without objection, it is so ordered.

(The amendment is printed in today's RECORD under "Text of Amendments.")

The PRESIDING OFFICER. The Senator from Tennessee.

#### AMENDMENT NO. 2911 TO AMENDMENT NO. 2910

Mr. ALEXANDER. Mr. President, I call up amendment No. 2911.

The PRESIDING OFFICER. The clerk will report.

The senior assistant legislative clerk read as follows:

The Senator from Tennessee [Mr. ALEXANDER] proposes an amendment numbered 2911 to amendment No. 2910.

Mr. ALEXANDER. Mr. President, I ask unanimous consent that the reading of the amendment be dispensed with.

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

The amendment is as follows:

(Purpose: To make a technical correction)

On page 37, line 19, strike “\$220,000,000” and insert “\$222,142,000”.

The PRESIDING OFFICER. The Senator from Tennessee.

Mr. ALEXANDER. Mr. President, tomorrow the distinguished Senator from Alabama, Mr. SHELBY, and the distinguished Senator from Vermont, Mr. LEAHY, will lead us in the beginning of the Senate’s appropriations process for the year that begins this October 2018. This is also the best opportunity we have had in a long time to do the appropriations process properly.

For the last several years, we have finished and reported our 12 bills out of the Appropriations Committee on which about one-third of the Senate sits. We have reported those bills to the Senate floor. We have usually done that with bipartisan support and often unanimously. This is no small task.

For example, in our Energy and Water Appropriations Subcommittee, which I chair and which the Senator from California, Mrs. FEINSTEIN, is the vice chair, this year we have had three hearings. We have received comments from 83 Members of the Senate. We have considered their comments. We considered our bill in a subcommittee markup, and then we approved the bill 30 to 1 in the Appropriations Committee on May 24. We are on pace this year, thanks to the leadership of Senator SHELBY and Senator LEAHY, to take those same steps with all 12 appropriations bills.

The Interior Appropriations Subcommittee, which has not been able to get bipartisan agreement since fiscal year 2010, was able to reach an agreement this year. So I thank Senator SHELBY and Senator LEAHY, and I thank Senator MCCONNELL and Senator SCHUMER, the Democratic and Republican leaders, for creating an environment in which all of this is possible.

We are saying to all Members of the Senate, we would like for the appropriations bills to be considered by more than one-third of the Senators. We know we have considered your thoughts in our committee process. We have done that, and we have done that carefully, but to the extent Senators want to, we ought to be able to consider relevant amendments—amendments that have something to do with the bill on the floor of the Senate.

So the key now is whether we know how to consider amendments, whether we can remember how to consider, talk

about, agree to time agreements, and then vote on amendments; how we can occasionally show restraint and not offer an amendment that would blow up the whole bill, keeping in mind that our goal is to pass an appropriations bill—literally a series of appropriations bills—that will spend more than \$1 trillion of the taxpayers’ money in the year that begins October 2018.

Now, too often, once we have gotten on the Senate floor in this shape, we have gotten ourselves into this situation: Senators blocking other Senators’ amendments—which Senators can do—but if Senators block other Senators’ amendments and the tit for tat gets going back and forth, then no amendments are considered, and we are back in a situation where only the 31 Senators on the Senate Appropriations Committee have a say in the final bill. This is a chance for the other 69 Senators to be more involved by offering their amendments on the floor.

So it is my hope that beginning tomorrow, we will return to the practice of offering amendments that have something to do with the bills at hand, and then we will either accept it, modify it, try to talk a Senator out of offering it, or agree to a short period of time to talk about an amendment and then actually vote on the amendment. If we do that, we can finish our work in a timely way. We can restore to the Senate its most basic process, which is its article I of the Constitution responsibility for appropriating dollars.

Tonight I will make my opening remarks on one of the three bills we will be considering this week, the Energy and Water Development appropriations bill. Tomorrow, Senator SHELBY and Senator LEAHY will officially kick off our appropriations process. Senator FEINSTEIN, my colleague on the Energy and Water Appropriations Subcommittee, with whom I have worked for several years, will make her remarks and so will other Senators from the other two subcommittees. Then we will begin to vote on amendments. Our plan is to begin voting on amendments tomorrow.

We have a number of amendments already proposed that are bipartisan. Of course, it is up to the Republican leader and the Democratic leader how we proceed, but I have talked with them. I have talked with other colleagues. Our hope is to have a couple of amendments to vote on just before lunch, two more amendments to vote on right after lunch, and other amendments to vote on tomorrow afternoon.

I would say to Senators and to staff that all of us—all six of us Senators involved in the three subcommittees, plus Senator SHELBY and Senator LEAHY—hope Senators will file their amendments tonight and tomorrow. We want to finish the bill this week. That is what Senator MCCONNELL has asked us to do. That means, in order to have timely consideration of amendments—and we could do a number during the week; those that are not accepted, we

could vote on—we need to get on with it. We can still consider several amendments tomorrow, other than the ones already planned. This information has been available to Senators and staff for them to consider.

The Energy and Water appropriations bill went through the entire process I just mentioned. That has been public, and it has been available for anybody to read since May 24. It was approved 30 to 1—one-third of the Senate—and 83 Senators made suggestions that we tried to accommodate in the bill.

The Military Construction and Veterans Affairs bill has been available to the full Senate since June 7. It was approved unanimously, after going through the full committee process, by a vote of 31 to 0.

The Legislative Branch appropriations bill is the third subcommittee bill that will be considered this week. It has been available since June 14. It went through the entire committee process and was approved 31 to 0.

Last Saturday, all three of these bills were stitched together into one bill. This has been available; we call it in our way of talking a minibus—three subcommittee appropriations bills fully vetted, fully public. It is time to deal with it.

Before I describe the Energy and Water appropriations bill in detail, I wish to tell the Senate a story told to me by the Senator from Colorado, Mr. GARDNER, who has taken an active interest in research, technology, and development ever since his arrival in the U.S. Senate 4 years ago.

Senator GARDNER came by my office a few weeks ago, and this is what he said to me: You know, I was flying over the Middle East, and I looked down, and there were cars everywhere. I thought, well, Henry Ford invented the assembly line. Then it got to be dark, and there were lights everywhere, and I thought, well, Thomas Edison invented the light bulb. We were flying at 30,000 feet, and I thought, the Wright brothers invented the airplane. They are all Americans. I got to thinking that is not all; we have invented the internet, the personal computer, nuclear power, the polio vaccine. It is hard to think of a major technological invention since World War II that didn’t have some support from government-sponsored research.

A few weeks ago, a friend of mine in Nashville came up to me and lamented the fact—he said: I’m so sorry that Congress hasn’t been funding research. He understood that since World War II, it has been so important to our country.

I told my friend: I think you have been missing what has actually been happening, because quietly, with bipartisan support, this Congress—which has a Republican majority and, for the last two appropriations bills, a Republican President—has been approving record funding for science, research, and technology. It is important that the American people know that.



Since January of 2015, it is true we have had a Republican majority in Congress, but there has been a consensus with Democratic Members of Congress. We have worked together to provide those record levels of funding for science, research, and technology.

Let me be specific. In the current year—fiscal year 2018—for the third consecutive year we provided record funding levels in regular appropriations bills for the following activities:

The Office of Science. The Office of Science provides funding for our 17 national laboratories, including the Oak Ridge National Laboratory, which are America's secret weapon. No other country has anything like them. Funding for the Office of Science in this fiscal year's appropriations bill—the one we are voting on this week—would increase funding by 6 percent.

Let's take supercomputing. Last Friday, Secretary of Energy Perry traveled to Oak Ridge, where he announced that the United States will regain the No. 1 position in the world in supercomputers, which we compete for every year with China and Japan. This is the result not of 1 year of funding, but of 10 years of bipartisan effort through three different administrations—Democratic and Republican—to try to make sure that America is first in supercomputing in the world. We continue to do that in the appropriations bill we are considering this week.

Or take an agency we call ARPA-E. ARPA-E is a cousin of DARPA which is an agency that was created in the Department of Defense some time ago, out of which came a variety of wondrous new technologies—from stealth to the internet, for example. So 10 years ago, Congress decided “Why not try the same thing in energy?” and created what we call ARPA-E to invest in high-impact energy technologies and then quickly get those technologies added to the private sector.

That is just our subcommittee. In other subcommittees—the Commerce, Justice, Science Committee, chaired by Senator MORAN and Senator SHAHEEN, the fiscal year 2018 bill increased funding for the National Science Foundation by \$200 million. The fiscal year 2019 bill, approved by the Senate Appropriation Committee last week, proposes to increase funding another \$300 million. The National Science Foundation makes about 11,000 grants to universities and other institutions around the country—\$8 billion next year—as a part of our effort to stay first in research, science, and technology.

Then there is one more example. In fiscal year 2018, for the third straight year, the Labor, Health and Human Services Subcommittee, chaired by Senator BLUNT and Senator MURRAY, has provided increased funding for the National Institutes of Health and biomedical research—2 billion additional dollars in the first year, 2 billion the second year, and 2 billion the third year, which is in addition to 21st Century Cures Act funding to focus on the

Precision Medicine Initiative, the Cancer Moonshot, among other things. Senator BLUNT has said that is a 23-percent increase over three years.

So I would say to my friend in Nashville—and to others who may not have noticed this quiet development—that this Republican Congress and the Democratic Members of Congress, as well, understand that a principal reason why this country produces 24 percent of all the money in the world for just 5 percent of the people—the principal reason for this extraordinary concentration of brain power in the United States has been support by Federal dollars through our National Laboratories, the National Institutes of Health, the National Science Foundation, and other agencies.

Let me make one other statement right upfront. That funding is not the cause of the Federal deficit. Funding for the National Laboratories, national defense, national parks, and the National Institutes of Health is all part of the 30 percent of the Federal budget we call discretionary spending. That is what we are talking about this week. That is the money Congress appropriates every year—more than \$1 trillion.

Over the last 10 years, this part of the Federal budget—the 30 percent that is the discretionary funding—has gone up at a little bit less than the rate of inflation, according to the Congressional Budget Office, and the Congressional Budget Office projects that over the next 10 years, this part of the budget will rise at a little bit more than the rate of inflation.

So record funding for the National Institutes of Health or the National Science Foundation or ARPA-E or to keep our position in supercomputing—or, for that matter, national defense—is not the source of the Federal deficit. What has happened is that the Congress—Democrats and Republicans alike—have placed a priority on science, technology, and research and, within the budget limits established, we have given that excellent funding—record funding. The source of the Federal budget deficit is mandatory spending, which amounts to more than 63 percent of the budget.

Now to the Energy and Water appropriations bill. This legislation provides a total of \$43.8 billion, \$566 million above what Congress provided last fiscal year—the year we are in now—and \$7.24 billion above the President's budget request. Funding in this bill supports several agencies, including the U.S. Department of Energy, the Corps of Engineers, the National Nuclear Security Administration, the Nuclear Regulatory Commission, the Bureau of Reclamation, and the regional commissions, including the Appalachian Regional Commission and the Delta Regional Authority.

I am pleased that the bill provides the fourth year of record funding for our 17 national laboratories and increases funding for supercomputers so

that we can stay first in the world. The U.S. Department of Energy's Office of Science, which supports basic science and energy research and is the Nation's largest supporter of research in the physical sciences, is funded at \$6.65 billion, a new record funding level.

The Advanced Research Projects Agency—we call it ARPA-E—is funded at \$375 million, record funding in a regular appropriations bill. As I said, it was created in 2007 by the America COMPETES Act, a bipartisan effort to invest in high-impact energy technologies.

The bill provides a total of \$1.68 billion for high-performance computing, including \$980 million within the Office of Science, and \$703 million within the National Nuclear Security Administration. This amount includes \$677 million to deliver at least one exascale machine in 2021, the supercomputer that will reassert U.S. leadership in this critical area—the one Secretary Perry announced last week.

The bill also advances efforts to clean up hazardous materials at Cold War-era sites. The bill provides \$7.2 billion to support cleanup efforts, which is \$581 million above the President's budget request.

This bill also includes provisions regarding the U.S. Army Corps of Engineers. The Corps of Engineers touches the lives of almost every American. Based upon the number of appropriations requests we have received from my colleagues in the Senate, the Corps of Engineers is the Federal Government's most popular agency. I can remember a hearing of one of our committees shortly after the Missouri and Mississippi rivers flooded a few years ago, and 18 different Senators showed up to suggest that we needed more money for the Army Corps of Engineers.

The Corps maintains our inland waterways. It deepens and keeps our ports open. It looks after many of our recreational waters and lands. It manages the river levels to prevent flooding and its dams provide emission-free renewable hydroelectric energy.

The bill restores \$2.142 billion that was cut from the President's budget request, bringing the Corps budget up to \$6.9 billion, a new record funding level under regular appropriations bills. For the fifth consecutive year, the bill makes full use of the Inland Waterway Trust Fund revenues for water infrastructure projects. In other words, when we take tax money from the barges that use the waterways, we spend that tax money to improve the waterways rather than put it in some account somewhere.

The bill also provides funding that exceeds the Harbor Maintenance Trust Fund spending target established by the Water Resources Reform and Development Act of 2014. This is the fifth consecutive year the bill has met or exceeded the Harbor Maintenance Trust Fund spending target, which is necessary to adequately fund our Nation's

harbors, including Mobile Harbor in Alabama, Savannah Harbor in Georgia, Long Beach Harbor in California, and many others across the country.

We hear a lot of talk about infrastructure and the need to do something about it. Well, this bill does something about it for 5 straight years. We are spending all the money we have collected—and, in fact, we raised the revenues a couple of years ago—for the last few years at record levels to improve our inland waterways and deepen our ports.

A key pillar of our national defense is a strong nuclear deterrent. That has been in the news these last few weeks because of the President's discussions with the leader of North Korea. The bill includes a total of \$14 billion for the National Nuclear Security Administration, including \$1.9 billion for six life extension programs, which fix or replace components and weapons systems to make sure they are safe and reliable. Congress must maintain a safe and effective nuclear weapons stockpile and keep big construction projects on time and on budget. This bill achieves those goals. Nuclear power is our best source of inexpensive, carbon-free baseload power. It is important for our national security competitiveness. Nuclear power provides 20 percent of our Nation's electricity, more than half of our carbon-free electricity.

The Nuclear Regulatory Commission, which oversees our 99 nuclear power reactors, is also funded in this bill. We included funding to ensure that the Nuclear Regulatory Commission is prepared to review applications for new reactors, particularly small modular reactors and advanced reactors, and to extend the licenses of our existing reactors if it is safe to do so.

The bill also provides \$47 million for research and development at the Department of Energy to support existing nuclear reactors, \$30 million for the Consortium for Advanced Simulation of Light Water Reactors, and \$30 million for the transformational challenge reactor.

The legislation again includes a pilot program to allow consolidated nuclear waste storage that I have worked on with Senator FEINSTEIN for the last 6 years. This has been a special priority of the Senator from California, as it is of mine. Funding is also included for the Department of Energy to take the first steps toward being able to store nuclear waste at private facilities.

Tomorrow, Senator SHELBY and Senator LEAHY will formally begin the process of the appropriations of the Senate for the year that begins October 1. As I said at the beginning, this is our opportunity to do it right—something we haven't done in a long time.

We have done our work in committee. We have gotten our bills through. We had our hearings. We considered everybody's ideas. But that is just 31 of us. What about the other 69 Senators? They might like to have more of a say when the bill reaches the floor.

What we are asking tonight is that Senators and staff read the bills. We don't have 2, 3, 4, or 5 days to sit around and read the bills. Senator MCCONNELL would like for us to be through with this bill this week.

We have 12 appropriations bills to consider. We ought to be able to do that in 2 or 3 days. If we read the bills and decide which amendments haven't already been considered and file the amendments tonight, tomorrow we can ask consent for a time agreement of, say, 20 minutes and give each side 10 minutes to speak, and then we can actually vote on the amendments. That is what we are supposed to do.

Sometimes the U.S. Senate has been like joining the Grand Ole Opry and not being allowed to sing. It is rare that we have an amendment. The appropriations process is a chance to do that. I hope we will have a chance to do that.

I wish to make one other plea to my fellow Senators. The Senate has enormous power. Each Senator is equal. As a result, when the majority leader gets up and says we are going to start tomorrow with a prayer and this bill, and then we are going to move to something else, he says, if you listen carefully: I ask unanimous consent that we open tomorrow at 9:30. I ask unanimous consent that we move to this bill.

He gets that. He gets that because Senators recognize that although any one of us could have stopped that by objecting, we demonstrate some restraint. Just because you have the freedom to do something doesn't mean you should always try to do it. We learned that in kindergarten. We are well past that level now; we are in U.S. Senate.

I am hopeful that we can begin tomorrow with our speeches from at least eight of our Senators who have been working on this bill, including our leaders. I am hopeful that we will have a couple of amendments to vote on before lunch—bipartisan amendments—maybe a couple more after lunch, and maybe two or three more in the late afternoon. That is up to the Democratic leader and the Republican leader to finally decide, but I think the chances are good.

I will ask all Senators and staffs who are paying attention tonight, please read these three bills. If you have amendments that need to be considered that are relevant to the bill, please file them tonight or first thing in the morning. Talk with our staff, and let's see if we can accept them, modify them, and, if necessary, vote on them. Let's try to get that done this week and show ourselves and the world that the U.S. Senate is still capable of a complete appropriations process. After all, that is our most basic responsibility.

Mr. President, I ask unanimous consent that for the purpose of rule XVI in relation to the substitute amendment No. 2910, division A of H.R. 5895 serve as the basis for defense of germaneness for division A of the amendment, division

B of H.R. 5895 serve as the basis for defense of germaneness for division B of the amendment, and that division C of H.R. 5895 serve as the basis for defense of germaneness for division C of the amendment.

The PRESIDING OFFICER (Mr. SULLIVAN). Without objection, it is so ordered.

Mr. ALEXANDER. I see the Senator from Hawaii. I don't know whether he has any remarks to make.

I see the Senator from Oklahoma.

#### MORNING BUSINESS

Mr. ALEXANDER. Mr. President, I ask unanimous consent that the Senate be in a period of morning business, with Senators permitted to speak therein for up to 10 minutes each.

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

The Senator from Oklahoma.

#### IMMIGRATION

Mr. LANKFORD. Mr. President, earlier this year, this Chamber was full of conversation about immigration. We had four bipartisan proposals that all came to this floor. All four of them had votes. All four of them had some engagement from different Members. All four of them failed. While we didn't succeed in getting something passed and resolved on immigration, I will note that over 70 Senators voted for at least 1 of the 4 options that included wall funding, increased border security, and naturalization for those students who are in DACA or DACA-eligible. At least 70-plus Senators voted for those three options. They were written in different ways in each bill, but they all had the same basis. I was one of those.

Like many of my friends on both sides of the aisle, during the debate, I said that Americans don't hold children accountable for the actions of their parents. It has been a basic principle we have held for a long time. We believe in the protection of children and the unity of families. That is what we have been about. We have some debate about that because some of this body believes a child is not a child until you can see them, and some believe a child is a child even when they are in the womb. But we do have unity about those individuals—that when we can see them and know them as a child, that we keep them as a family. Although you could strongly put me on the side of saying I think a child is a child even when they are in the womb.

It is right for us to focus on families. Quite frankly, it is also right for us focus on immigration law and to believe that we are a nation of laws.

We have a great dilemma at this point happening around our border. Let me set some context for this that I think is important, and I want to make sure people understand.

We are a very open nation for immigration. We have been before, and we are now.

Last Friday, I had the wonderful opportunity to speak at a naturalization ceremony in Oklahoma City and watch people from all over the world take the oath, set aside their old country and become citizens of the United States. I dare anyone to go to one of those events and try to keep a dry eye. It is incredibly moving to watch people have this event happen in their life that they will never forget—they become an American. They didn't just come to America; they are Americans. They have the exact same rights as anyone else in this Chamber and live under the same law.

Now, 1.1 million people a year become naturalized citizens of the United States. Each day, 500,000 people legally cross the border from Mexico into the United States. We still have a debate on what happens with those other individuals who aren't the 1.1 million who legally go through the process to become U.S. citizens or the half a million people a day who legally cross into the United States. What do we do with those individuals who choose not to do it legally? It is a much smaller number, but it is exceptionally contentious for us because we are a compassionate nation, but we are also a nation that believes in following the law—rightfully so. In fact, many people are fleeing from countries where the law is ignored to come to a country like ours.

How did we get here? When a family is detained for illegally crossing the border, the Department of Homeland Security has a longstanding policy. It is not just for this administration; it is longstanding policy not to separate children from their parents unless there is one of three things that occur: DHS can't establish that the adult traveling with the child is actually the guardian of the child or the parent of the child. The second one is that they believe the child is in danger—for instance, if there is a belief that the child has been trafficked or abused. The third one is that the individual who is traveling with the child—parent or guardian assumed—is being prosecuted for a crime. Those are the three instances in which you separate children from their families.

Throughout the last administration to this one, those individuals were prosecuted, but the difference is, this administration has now determined that they are going to prosecute more individuals when they cross the border. The previous administrations would look the other way. They would see individuals crossing the border, and they would say: If they haven't committed some other crime besides crossing the border—they would look the other way and allow them to come in, or they would say: Here is what is called a notice to appear, and you can go into the interior of the country and live in the United States, but show up for a court hearing a year or two from now in someplace that you want to go to.

The problem is, as the Trump Administration has noted, that the vast ma-

jority of those individuals who were given a notice to appear at a future court date never show up for that court date and they live illegally in the United States.

Again, they are not one of the half a million people who each day cross legally into the country; they are the small group of individuals who chose to illegally cross into the country. They are given the notice to appear and then don't appear.

The Trump administration is struggling with this right now and trying to figure out what to do in that situation. Well, their decision was to say: Zero tolerance. We are going to prosecute those individuals who come. Rather than just give them a ticket to, in the future, come to a court date, let's do the date right now.

The problem with that is, as soon as you press charges on that individual, you get one of those three criteria that kicks in immediately. As soon as charges are filed on the adult—not on the child but on the adult—the adult is taken to have charges filed on them and start going through the legal process. There is a requirement to separate the children then, and the children go to what is called the least restrictive environment. Usually that is with a family member somewhere in the country, but it is usually 2 months or so before we can get that child to someone else in order to help them go with a family member.

That is a mess. It is something that occurred based on the decision of the adult who brought the child and the decision of the adult to illegally cross the border, but it is still a mess. We as compassionate Americans absolutely detest watching families being pulled apart.

As I have said, the Department of Homeland Security—our default every time should be to keep families together unless there is absolutely no way to do it. Families should stay together. These are individuals who are fleeing from whatever country or are coming for economic benefit. They should face the consequences of illegally crossing the border rather than doing it the right way—legally—as hundreds of thousands of people do every single day, doing it the right way. But we should try to keep families together if at all possible.

The question becomes, Now what? Since the policy change of May 5, there are about 2,200 families who have crossed the border since May 5 who have been picked up. About 2,200 adults have been taken one way, and their children taken the other way. It is very difficult for our Nation to watch. As a father, I absolutely believe in every fiber of my being that children should be safe and kept with their own families in a loving and healthy environment. Yet now we are in a tough spot so let me try to review and make some recommendations of what we can do about this.

In 1997, there was an agreement called the Flores settlement. The Flo-

res settlement was an agreement between the Department of Justice and a group of immigrant minors. It stated the Federal Government must release to their parents or guardians, without unnecessary delay, migrant children who are being held in Federal custody. In this case, the parent or guardian is under criminal prosecution, so the Federal Government can't do that. The next thing they have to do is to find the least restrictive environment in which to release this child, which is based on this 1997 agreement.

This is not a new issue. Every administration since 1997 has tried to figure out what to do with it. The previous administration, as I mentioned, just released people—adults and children—into the interior of the country because it didn't know what to do with this agreement. There is a way to resolve this and help keep families together no matter what their statuses are as they are working through this process.

In fact, I believe in it enough that in one of the proposals I brought to this body to vote on in February, when we were dealing with immigration as a whole, there was an agreement to resolve Flores. We have voted on this already. I had folks as recently as today say to bring a piece of legislation to fix this. I smiled at them and said I did 4 months ago and that we voted on it as a body. This is not a new issue. It has not just popped up since May 5, as the Trump administration has focused on prosecution. This has been an issue for a couple of decades.

Solving the Flores loophole is exceptionally important to us in our immigration conversation because there are no simple answers to it until we resolve this issue. When the Court requires us to separate children from families while they are under prosecution and to find the least restrictive environment to ship children, it makes for this convoluted, bureaucratic, painful separation of families. I don't think that was the Court's intention, but it has clearly been the result of that since 1997, and now it is happening more. It has happened before in the past, and it will continue to happen until we solve this. In February, we brought up the need to continue to debate and get this done. We have tried this before. Let's keep focusing on solving this.

In the meantime, it is my recommendation to this administration that before there is prosecution, it offer to families the opportunity to do volunteer returns. Currently, if you are from Mexico or if you are from Canada and you illegally cross the border, you have the opportunity to have what is called a voluntary return, meaning that you don't go through all of the prosecution. You know you are in the country illegally, but you are not quite at the point of having charges filed against you. You have that opportunity, and you take that opportunity.

I think, before it files charges, the administration should offer to every

family who comes across the border the opportunity to keep its family together instead of going through this painful separation from any kind of prosecution that would happen regardless of that prosecution occurring. Give families the opportunity to stay together, make a decision on what they are going to do together, and get this done. That is something the administration can do.

Short of that, I absolutely believe Kirstjen Nielsen, who is our Secretary of Homeland Security, is exactly correct when she says this is Congress's fault. Congress has had the opportunity for a couple of decades now to fix this, and Congress, for a couple of decades, has said that it is not a problem, it is not a problem, it is not a problem.

I and several other Senators and quite a few House Members have continued to weigh this issue and say it is a problem no matter how it is used. Whether it has been used with heavy prosecution or light prosecution in previous administrations, it has always been a problem. Congress has had the ability to fix it, but Congress has been unwilling to do it. It is time for Congress to step up and do the job it is supposed to do—take the votes it is supposed to take.

I am very aware these issues are difficult and technical and emotional, but these are real lives that are mixed into this—individuals who were created in the image of God. They have value and worth. Families are affected by this. Congress needs to step up, take the votes, and actually do the task that needs to be done. The administration is right in that this is Congress's problem and that it is Congress's responsibility to fix it. We shouldn't leave the administration hanging out there.

I also say to the administration: You have other options and other tools, in the meantime, to keep families together. Use them. For the sake of all of those kids and all of those families, use them. In the meantime, in the middle of this intolerable position, let's step up, and let's take the votes.

We all know we need border security. In this body, border security was an overwhelming bipartisan-supported measure in 2006, when the Secure Fence Act was passed. We believe there needs to be border security. Let's vote for it. Let's get it done. Let's not just talk about doing it someday. Let's actually do it. Let's add more immigration judges. Our backlog of a year and a half before one can get to an immigration court is absurd. Catch and release is absurd. No one would do that or should do that. We have ways to fix that.

I have stated over and over in this body that I think it is absurd we have individuals who are in this country, due to no fault of their own, and have grown up in this country whom we have just ignored and pretended have not been there. Those people who are in DACA or who are DACA-eligible deserve an answer. This Congress should

vote on it rather than just keep them in limbo.

Publically, I believe they should have a shot at naturalization. The reasonable thing is to give us 10 years to get the border security done. At the same time, those individuals in DACA will have a 10-year path headed toward their naturalization. That should not be unreasonable. In the meantime, give those individuals the opportunity to travel and work and go to school and be full participants in our society.

I think the diversity lottery is absurd. Other than salvation in Christ, I think one of the greatest gifts you can possibly have on this Earth is American citizenship. We just put it out there and say: You don't have to have any qualifications. If you want to come, come. I think we should actually extend it to people who are going to engage in the economy and be productive parts of our society, who have gifts and abilities that will help us as a culture. Let's make that the extension. Let's keep the diversity lottery. I am grateful to have people here who are from all over the world. Let's just make sure they are bringing the skills we need. I don't think it is that unreasonable.

There are things we can do that we agree on and that we should move on rather than just say: Someday, let's do. Someday is today. Someday is right now. It is time for Congress to step up and take the lead and stop blaming everybody else. It is time for us to do our job and vote on this for a result.

I yield the floor.

#### TRIBUTE TO CHUCK MRAZ

Mr. MCCONNELL. Mr. President, today I would like to take a moment to congratulate the "Voice of the Eagles," Chuck Mraz, who is retiring from his position as the news director at Morehead State Public Radio. Serving communities in eastern Kentucky, southern Ohio, and western West Virginia for more than 30 years, Chuck's reporting has been a staple for countless listeners. As he prepares to sign off, I would like to take a brief look back at his remarkable career.

I have had the privilege of joining Chuck's program many times over the years. While I have enjoyed our conversations about important issues to Kentucky, we found a shared passion that has nothing to do with my role in the Senate: our love of sports.

At the outset of his career, Chuck wanted to be a sportscaster. According to him, sports have "always been a part of my life ever since I realized that I could pick up a bat and hit a ball." He joined MSPR in 1986 as the station's sports director and special events director. Even when he took on a new challenge in 2005 as the news director, Chuck kept his part time role as the play-by-play voice of the MSU football and men's basketball teams.

Throughout his time on the air at MSPR, Chuck has called more than 1,000 Eagles athletic events. According

to the school, that is more than any other announcer in the athletic department's history. He has been a constant presence for coaches, players, and fans and has been an integral part of the Eagles' community. He still says the highlight of his career was MSU's 2011 Men's NCAA basketball tournament win at the buzzer over my alma mater, the University of Louisville Cardinals.

For his impressive career, Chuck has won local, State, and regional acclaim from his peers. Among his many accolades are more than 40 Kentucky Associated Press awards, the Eastern Kentucky Leadership Conference Award for Media and Technology, and the Ohio Valley Conference Media Award.

Even more important to Chuck than his honors are the relationships he built with the next generation of broadcasters. He recognized many inspirational teachers and advisers in his own life, and as a result, Chuck has mentored hundreds of students while at MSU. Many of them have begun their own notable careers around the State. As they continue to prosper in their work, Chuck's impact on the broadcasting community will continue to be felt for years to come.

Looking back on his long and successful career, Chuck said, "I've always believed that hard work can overcome a lack of ability in some areas." His drive has led to many late nights, many 3:30 a.m. alarms, and a lot of time away from his family, but it is that commitment that has also brought Chuck great success in his profession and in the Morehead community.

In retirement, Chuck looks forward to spending more time with his family, especially his wife, Joni, and his daughters, Megan and Elizabeth. Just because he is leaving his role as news director, however, doesn't mean that MSPR listeners won't hear Chuck on the radio. Even in retirement, he plans to call Eagles football and basketball games. At the end of this month, the community will gather to celebrate Chuck's career and to thank him for his contributions to the school, its students, and to the Eagles. I would like to add my voice to the MSU community in wishing him a restful and happy retirement.

#### BUDGETARY REVISIONS

Mr. ENZI. Mr. President, section 251 of the Balanced Budget and Emergency Deficit Control Act of 1985, BBEDCA, establishes statutory limits on discretionary spending and allows for various adjustments to those limits. In addition, sections 302 and 314(a) of the Congressional Budget Act of 1974 allow the Chairman of the Budget Committee to establish and make revisions to allocations, aggregates, and levels consistent with those adjustments.

The Senate is considering S. Amdt. 2910, a "minibus" spending measure

covering programs within the jurisdiction of the Senate Appropriations Subcommittees on Energy and Water, Military Construction and Veterans Affairs, and the Legislative Branch. This legislation includes funding for military construction designated as overseas contingency operations funding pursuant to section 251(b)(2)(A)(ii) of BBEDCA. These provisions provide \$921 million in budget authority for fiscal year 2019. The inclusion of the overseas contingency operations designations with these provisions makes this

spending eligible for an adjustment under the Congressional Budget Act. Accordingly, I am increasing the fiscal year 2019 budgetary aggregate by \$921 million in budget authority. Further, I am revising the budget authority allocations to the Committee on Appropriations by increasing revised security budget authority by \$921 million in fiscal year 2019. I ask unanimous consent that this notice and the accompanying tables, which provide details about the adjustment, be printed in the RECORD.

There being no objection, the material was ordered to be printed in the RECORD, as follows:

REVISION TO BUDGETARY AGGREGATES	
(Pursuant to Sections 311 and 314(a) of the Congressional Budget Act of 1974)	
\$s in millions	2019
Current Spending Aggregates:	
Budget Authority .....	3,547,094
Outlays .....	3,508,052
Adjustments:	
Budget Authority .....	921
Outlays .....	0
Revised Spending Aggregates:	
Budget Authority .....	3,548,015
Outlays .....	3,508,052

REVISION TO SPENDING ALLOCATION TO THE COMMITTEE ON APPROPRIATIONS FOR FISCAL YEAR 2019  
(Pursuant to Sections 302 and 314(a) of the Congressional Budget Act of 1974)

\$s in millions						2019
Current Allocation:						
Revised Security Discretionary Budget Authority .....						647,000
Revised Nonsecurity Category Discretionary Budget Authority .....						597,000
General Purpose Outlays .....						1,314,141
Adjustments:						
Revised Security Discretionary Budget Authority .....						921
Revised Nonsecurity Category Discretionary Budget Authority .....						0
General Purpose Outlays .....						0
Revised Allocation:						
Revised Security Discretionary Budget Authority .....						647,921
Revised Nonsecurity Category Discretionary Budget Authority .....						597,000
General Purpose Outlays .....						1,314,141
	Regular	OCO	Program Integrity	Disaster Relief	Emergency	Total
Memorandum: Detail of Adjustments Made Above						
	0	921	0	0	0	921
	0	0	0	0	0	0
	0	0	0	0	0	0

NATIONAL DEFENSE  
AUTHORIZATION BILL

Mrs. FEINSTEIN. Mr. President, I rise today to discuss my vote in opposition to the 2019 National Defense Authorization Act. First, I would like to thank Chairman MCCAIN and Ranking Member REED for including the Foreign Investment Risk Review Modernization Act in this defense authorization bill. I worked with Senator CORNYN to develop this important piece of legislation to update the role of the Committee on Foreign Investment in the United States, CFIUS. Our bill would expand CFIUS's authority to review foreign investments in the United States and potentially block those that pose a risk to our national security. I hope our bill is retained by the conferees and included in the final defense authorization bill so that it can become law. The defense bill we are considering today also authorizes funding for a number of programs critical to California's defense industry. That includes funding for three ships: two oilers and an additional expeditionary support base ship. All three are vital to the shipbuilding industry in southern California. The bill also continues production of the F-35 Joint Strike Fighter and F-18 Super Hornet aircraft, which, when coupled with the B-21 Raider, will help maintain California's edge in aerospace. However, I am deeply disappointed that the defense authorization bill also includes two nuclear weapons-related provisions that I strongly oppose.

The first is the inclusion of \$65 million to develop a new low-yield submarine-launched ballistic missile. I vehemently oppose the development of any new nuclear weapons, and I oppose the funding included in this bill for that purpose. I remember when the United States dropped nuclear bombs on Hiroshima and Nagasaki. It is seared into my memory. My greatest hope is that humanity will never see the use of nuclear weapons again. My deepest fear, however, is that so-called low-yield nuclear weapons make such a repetition more—not less—likely. The Trump administration has argued that it needs new nuclear weapons to respond in kind to a potential Russian first-use of a low-yield weapon. That line of argument makes clear that the Trump administration is contemplating actually using nuclear weapons to fight “limited” nuclear wars. We are kidding ourselves if we think there is such a thing as a “limited” nuclear war. We should listen to the wise words of Secretary of Defense Jim Mattis, who said in February: “I don't think there is any such thing as a ‘tactical nuclear weapon.’ Any nuclear weapon used any time is a strategic game-changer.” That is particularly true with the low-yield weapon included in this bill. We already have 1,550 strategic nuclear weapons. We have hundreds more low-yield weapons. We are building new nuclear ballistic missile submarines, new long-range bombers, new intercontinental ballistic missiles, new nuclear cruise missiles,

and new fighter aircraft capable of delivering advanced gravity bombs. We are also making investments to extend the life of our existing warheads. We have a safe, secure, and reliable nuclear deterrent. We do not need to build new nuclear weapons, particularly for President Trump. While I oppose this new low-yield weapon, I appreciate that it has been the subject of considerable congressional debate and requires an explicit congressional authorization to develop. However, that explicit congressional authorization to develop new nuclear weapons will no longer be required if this defense bill becomes law. That is because, during the Senate Armed Services Committee's markup of the bill, Senator COTTON offered an amendment to eliminate all existing restrictions on the development of new, low-yield weapons. His amendment, which passed on a party line vote, would allow the Secretary of Energy to develop new weapons simply by requesting funding to do so. Removing these restrictions is an abdication of our constitutional and moral responsibility to oversee spending on the world's most dangerous weapons. I cannot support this change to Congress's authority, and therefore I am compelled to vote against the defense authorization bill because of it. As this bill moves forward, I urge the conference committee to reject the Cotton amendment and retain longstanding restrictions on the development of new low-yield nuclear weapons.

Congress should not cede its authority over weapons that have the capacity to destroy us all to President Trump.

Thank you.

#### TRIBUTE TO ERIKA K. LUNDER

Mr. WYDEN. Mr. President, I wish to offer my most sincere appreciation and gratitude to Erika K. Lunder, legislative attorney with the American Law Division of the Congressional Research Service, CRS. Erika will be leaving CRS on June 22, 2018, after 15 years of dedicated and selfless service to CRS and Congress. She was a trusted adviser on tax law to Members on both sides of the aisle, and her guidance and counsel will be deeply missed by me and many of my colleagues.

Throughout her time at CRS, Erika provided substantial legislative support to Members of Congress and congressional staff who often turned to her for analysis, brainstorming, and consultation on various aspects of tax law. Erika covered all aspects of tax law, from individual to corporate to international, and in connection with every subject on which Congress legislates, from health and energy policy, to campaign finance, immigration, and veterans. Her work in these areas included assisting Congress with interpretations of current and proposed law, explaining case law and legal developments, and analyzing legislative proposals at various stages of the process. Erika's work was used by Congress in hearings, legislative development, markups, and preconference negotiations.

Erika was a tireless worker who never said no to a request and was always willing to make herself available, on a moment's notice, 7 days a week, to help inform the policy process. She was able to describe and distill the most complex and opaque tax law concepts in layman's terms in both her writing and her oral consultations to her clients.

During her time at CRS, Erika contributed her tax law expertise in support of major pieces of tax legislation that were enacted into law, as well as issues that are still the subject of congressional debate, such as the taxation of internet sales.

Erika's extensive knowledge of tax law and her keen ability to frame and analyze issues of paramount concern to Congress often made her the primary point of contact for congressional staff. In addition, Erika was an invaluable resource to her colleagues at CRS, working at some time or another with almost everyone in the Service, providing her tax law expertise in combination with their legal and policy expertise in other areas. I thank her for her service to Congress and the Nation and wish her all the best.

#### ADDITIONAL STATEMENTS

##### TRIBUTE TO VALERIE P. COOKE

• Ms. CORTEZ MASTO. Mr. President, after 19 years of dedicated service to the court, U.S. Magistrate Judge Valerie P. Cooke will be retiring on July 31, 2018. I wish to recognize Judge Cooke for her excellent service to the Federal judiciary and the State of Nevada while serving as U.S. Magistrate Judge for the District of Nevada since 1999.

As a third generation Nevada attorney, Judge Cooke has worked diligently to advance communities across Nevada, notably working to ensure equal protection under the law for the most vulnerable and forgotten populations. Judge Cooke initiated the CLEAR—Court Led Efforts at Recovery—court program, Nevada's first Federal reentry court, which helps to alleviate the barriers that formerly incarcerated individuals face as they attempt to reintegrate into society. She also worked to ensure inmates received timely resolutions to their civil rights claims by developing the District of Nevada's inmate early mediation program and implementing electronic filing for civil rights litigation.

Judge Cooke has also held leadership positions in a number of prestigious organizations and committees. Judge Cooke served as the 2008–2009 president of the Bruce R. Thompson Chapter of the American Inns of Court and continues to be active as an emeritus master. Judge Cooke was also the president of the Northern Nevada Women Lawyers Association in 1990 and was the 2001 recipient of the Outstanding Woman Lawyer of the Year Award.

Prior to her tenure on the bench, Judge Cooke served on the Nevada Tax Commission and the Nevada Judicial Discipline Commission. She has also devoted significant time to the advancement of alternative dispute resolution, serving on the Ninth Circuit's alternative dispute resolution committee from 2001 until 2013 and chairing the committee from 2009 to 2013. She has also conducted educational programs on the subject across the country and abroad.

In addition to her work in public service, Judge Cooke has consistently given back to her community. She has served as a mentor and as a role model for youth in Nevada through her involvement with Big Brothers Big Sisters, which led to her being named the 2009 School-Based Big Sister of the Year by Big Brothers Big Sisters of Northern Nevada. Judge Cooke conducts annual presentations to elementary through high school students on the work of a Federal judge and volunteers her time each year to serve as a high school mock trial judge. Judge Cooke embodies the Nevada values of leadership, service, and hard work. I ask my colleagues to join me in commending Valerie P. Cooke for her many years of service to the District of Ne-

vada, the Federal bench, and communities across Nevada and the Nation.●

##### 175TH ANNIVERSARY OF KENTWOOL

• Mr. SCOTT. Mr. President, today it is my pleasure to honor Kentwool, an Upstate textile manufacturer that is celebrating its 175th anniversary this year. Originally founded in Philadelphia in 1843, Kentwool has since opened a plant, and maintains headquarters, in the South Carolina Upstate.

Kentwool has had a long history of textile manufacturing in America, including supplying the Armed Forces in both World Wars. Kentwool has been a family-owned business for five generations and maintains a strong emphasis on American-made goods.

Kentwool has been an integral business to the South Carolina Upstate since it opened a production facility in Pickens County in 1954. Kentwool currently employs 65 people at its Upstate facility and has its corporate headquarters in downtown Greenville. They have been a business that the people of the Upstate and of South Carolina are truly proud of.

As I share my congratulations with Kentwool, I know this accomplishment is bittersweet. Just last year, CEO Mark Kent passed away suddenly, and I know that, while Kentwool celebrates this milestone, they also commemorate all the hard work and philanthropic endeavors that Mark accomplished during his time with the company. As someone who gave back to the Upstate through his interest in preserving historic structures and philanthropic work, Mark will certainly not be forgotten and is remembered fondly on this 175th anniversary.

Congratulations, Kentwool.●

#### MESSAGES FROM THE PRESIDENT

Messages from the President of the United States were communicated to the Senate by Ms. Cuccia, one of his secretaries.

#### EXECUTIVE MESSAGES REFERRED

As in executive session the Presiding Officer laid before the Senate messages from the President of the United States submitting sundry nominations and a withdrawal which were referred to the appropriate committees.

(The messages received today are printed at the end of the Senate proceedings.)

#### MESSAGE FROM THE HOUSE

At 3:02 p.m., a message from the House of Representatives, delivered by Mrs. Cole, 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. 2851. An act to amend the Controlled Substances Act to clarify how controlled



substance analogues are to be regulated, and for other purposes.

H.R. 5735. An act to amend the United States Housing Act of 1937 to establish a demonstration program to set aside section 8 housing vouchers for supportive and transitional housing for individuals recovering from opioid use disorders or other substance use disorders, and for other purposes.

H.R. 5788. An act to provide for the processing by U.S. Customs and Border Protection of certain international mail shipments and to require the provision of advance electronic information on international mail shipments of mail, and for other purposes.

The message also announced that pursuant to section 1238(b)(3) of the Floyd D. Spence National Defense Authorization Act for Fiscal Year 2001 (22 U.S.C. 7002), as amended, and the order of the House of January 3, 2017, the Speaker appoints the following individual on the part of the House of Representatives to the United States-China Economic and Security Review Commission for a term expiring on December 31, 2019: Rear Admiral Michael McDevitt, United States Navy, (Ret.) of Arlington, Virginia.

### MEASURES REFERRED

The following bills were read the first and the second times by unanimous consent, and referred as indicated:

H.R. 2851. An act to amend the Controlled Substances Act to clarify how controlled substance analogues are to be regulated, and for other purposes; to the Committee on the Judiciary.

H.R. 5735. An act to amend the United States Housing Act of 1937 to establish a demonstration program to set aside section 8 housing vouchers for supportive and transitional housing for individuals recovering from opioid use disorders or other substance use disorders, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

H.R. 5788. An act to provide for the processing by U.S. Customs and Border Protection of certain international mail shipments and to require the provision of advance electronic information on international mail shipments of mail, and for other purposes; to the Committee on Finance.

### MEASURES PLACED ON THE CALENDAR

The following bill was read the first and second times by unanimous consent, and placed on the calendar:

H.R. 2147. An act to require the Secretary of Veterans Affairs to hire additional Veterans Justice Outreach Specialists to provide treatment court services to justice-involved veterans, and for other purposes.

### EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-5537. A communication from the Deputy Secretary of the Commodity Futures Trading Commission, transmitting, pursuant to law, the report of a rule entitled "Amendments to the Swap Data Access Provisions of Part 49 and Certain Other Matters"

(RIN3038-AE44) received in the Office of the President of the Senate on June 13, 2018; to the Committee on Agriculture, Nutrition, and Forestry.

EC-5538. A communication from the Alternate Federal Register Liaison Officer, Office of the Secretary, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Post-9/11 GI Bill" (RIN0790-AJ94) received in the Office of the President of the Senate on June 13, 2018; to the Committee on Armed Services.

EC-5539. A communication from the Alternate Federal Register Liaison Officer, Office of the Secretary, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Defense Contract Audit Agency (DCAA) Freedom of Information Act Program" (RIN0790-AJ61) received in the Office of the President of the Senate on June 13, 2018; to the Committee on the Judiciary.

### PETITIONS AND MEMORIALS

The following petitions and memorials were laid before the Senate and were referred or ordered to lie on the table as indicated:

POM-247. A concurrent resolution adopted by the Legislature of the State of Michigan urging the United States Congress to award the posthumous Medal of Honor to Lieutenant Colonel Albert M. Edwards for his actions during the Civil War; to the Committee on Armed Services.

#### HOUSE CONCURRENT RESOLUTION NO. 19

Whereas, A resident of Detroit at the time of the Civil War, Albert M. Edwards left college in his second year to enlist as a sergeant in the 24th Michigan Infantry Regiment. During his service, he was promoted to captain of Company F where he was instrumental in raising the new regiment, organizing his company in only two days, and

Whereas, Captain Edwards took command of the regiment in the Battle of Gettysburg on July 1, 1863. As other leaders were wounded or killed, Captain Edwards behaved gallantly to rally the men while under fire. The regiment suffered horrible casualties, more than any of the 400 Union regiments that fought in the three-day battle. The 24th Michigan Infantry was instrumental in providing the Army of the Potomac time to establish a solid defensive position that the Confederate Army would not be able to break, and

Whereas, Captain Edwards commanded the regiment multiple times during his service and participated in every battle and march of the regiment. Although never wounded in action, he was captured in battle but returned to his regiment in a prisoner exchange. He was promoted to major and lieutenant-colonel during the war. When the regiment returned to Detroit in June of 1865, Colonel Edwards was in command, and

Whereas, While fighting in the Battle of the Wilderness in May 1864, Major Edwards captured a Confederate flag. The capture was recorded by the regiment historian and confirmed by an assistant adjutant general, and the flag found its way to the archives of the War Department in Washington. Capturing a Confederate battle flag was a common criterion for awarding the medal of honor to a soldier, and

Whereas, Colonel Edwards was given the honorary promotion of "Brevet Colonel," often used in recognition of gallant conduct or other meritorious service. Colonel Edwards also received wide acknowledgement at Civil War reunions, as reported in newspapers, and

Whereas, Colonel Albert M. Edwards has never received official recognition for his acts of patriotism and honor, now therefore, be it

*Resolved by the House of Representatives (The Senate Concurring), That we memorialize the Congress of the United States to award the posthumous Medal of Honor to Lieutenant-Colonel Albert M. Edwards for his actions during the Civil War, and be it further*

*Resolved, That copies of this resolution be transmitted to the President of the United States Senate, the Speaker of the United States House of Representatives, and the members of the Michigan congressional delegation.*

POM-248. A resolution adopted by the General Assembly of the State of New Jersey urging the United States Congress to enact S. 1112, the "Maternal Health Accountability Act of 2017" in order to enable states and the federal government to share responsibility in identifying opportunities for improving care, reducing disparities, and implementing system changes relating to maternal health care, and to educate health care providers, pregnant women, their families, and the public about preventing pregnancy-related and pregnancy-associated complications and deaths; to the Committee on Health, Education, Labor, and Pensions.

#### ASSEMBLY RESOLUTION NO. 113

Whereas, The United States is ranked 50th in the world for its maternal mortality rate, and is one of eight countries in which the maternal mortality rate has been on the rise; and

Whereas, Recent studies have found that the estimated maternal mortality rate in the United States increased by approximately 27 percent between 2000 and 2014, with the rate increasing in nearly every state in the country; and

Whereas, Maternal deaths in the United States result from pregnancy-related causes such as hemorrhage, hypertensive disease, preeclampsia, embolic disease, and sepsis, addiction-related causes such as substance use disorder and overdose, and violent causes, including motor vehicle accidents, homicide, and suicide; and

Whereas, The most severe complications of pregnancy, generally referred to as severe maternal morbidity, affect more than 65,000 women in the United States each year; and

Whereas, Data from the United States Centers for Disease Control and Prevention (CDC) shows African-American women are three times more likely to die from pregnancy-related complications or childbirth than White women and women of other races; and

Whereas, These statistics are a source of great concern for the CDC, health care providers, and patient advocacy organizations such as the American Congress of Obstetricians and Gynecologists, the Association of Women's Health, Obstetric and Neonatal Nurses, and the Preeclampsia Foundation; and

Whereas, Systemic reviews of maternal pregnancy-related and pregnancy-associated deaths are essential in determining strategies for developing prevention efforts, identifying at-risk populations, and understanding how to support expectant mothers and make pregnancy and the postpartum period safer; and

Whereas, The CDC recommends that maternal deaths be investigated through State maternal mortality review committees; and

Whereas, The committees include obstetricians and neonatologists from private and public health care settings and representatives of relevant academic, health, social service, policy, and community-based organizations, and make recommendations for preventing pregnancy-related and pregnancy-associated complications and deaths and identifying ways to improve quality of care for women and children; and

Whereas, Currently, fewer than 25 states conduct systemic reviews of maternal deaths or have standing maternal mortality review committees; and

Whereas, A bill pending before the United States Congress, S. 1112, the federal "Maternal Health Accountability Act of 2017," would require the CDC to support states and federally recognized Indian tribes and tribal organizations in saving and sustaining the health of mothers during pregnancy, childbirth, and in the postpartum period, eliminating disparities in maternal health outcomes, assessing the various factors that may contribute to maternal mortality, including quality of care and systemic problems in the delivery of health care, identifying solutions to address these factors, and developing appropriate interventions to reduce and prevent maternal deaths; and

Whereas, Under the provisions of S. 1112, the CDC is required to establish a grant program through which states and federally recognized Indian tribes and tribal organizations would receive funds to establish maternal mortality review committees; and

Whereas, The purpose of these committees would be to collect data on pregnancy-related and pregnancy-associated deaths and make recommendations on improving maternal health before, during, and after pregnancy; and

Whereas, The enactment of S. 1112 will enable states and the federal government to share responsibility in identifying opportunities for improving care, reducing disparities, and implementing system changes relating to maternal health care, and to educate health care providers, pregnant women, their families, and the public about preventing pregnancy-related and pregnancy-associated complications and deaths; now, therefore, be it

*Resolved by the General Assembly of the State of New Jersey:*

1. The United States Congress is respectfully urged to enact S. 1112, the "Maternal Health Accountability Act of 2017" in order to enable states and the federal government to share responsibility in identifying opportunities for improving care, reducing disparities, and implementing system changes relating to maternal health care, and to educate health care providers, pregnant women, their families, and the public about preventing pregnancy-related and pregnancy-associated complications and deaths.

2. Copies of this resolution, as filed with the Secretary of State, shall be transmitted by the Clerk of the General Assembly, to the President and Vice President of the United States, the Majority and Minority Leaders of the United States Senate, the Speaker and Minority Leader of the United States House of Representatives, and to every member of New Jersey's congressional delegation.

## REPORTS OF COMMITTEES

The following reports of committees were submitted:

By Mr. JOHNSON, from the Committee on Homeland Security and Governmental Affairs, with an amendment in the nature of a substitute:

S. 2221. A bill to repeal the multi-State plan program (Rept. No. 115-277).

By Ms. MURKOWSKI, from the Committee on Energy and Natural Resources, with an amendment:

S. 186. A bill to amend the Federal Power Act to provide that any inaction by the Federal Energy Regulatory Commission that allows a rate change to go into effect shall be treated as an order by the Commission for purposes of rehearing and court review (Rept. No. 115-278).

By Mr. SHELBY, from the Committee on Appropriations:

Special Report entitled "Further Revised Allocation to Subcommittees of Budget Totals for Fiscal Year 2019" (Rept. No. 115-279).

By Mr. ALEXANDER, from the Committee on Health, Education, Labor, and Pensions, with an amendment in the nature of a substitute:

S. 2852. A bill to reauthorize certain programs under the Pandemic and All-Hazards Preparedness Reauthorization Act.

By Mr. ROBERTS, from the Committee on Agriculture, Nutrition, and Forestry, with an amendment in the nature of a substitute:

S. 3042. A bill to provide for the reform and continuation of agricultural and other programs of the Department of Agriculture through fiscal year 2023, and for other purposes.

## 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 Mr. MARKEY:

S. 3078. A bill to amend the Communications Act of 1934 to clarify the prohibitions on making robocalls, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. PORTMAN (for himself and Mr. NELSON):

S. 3079. A bill to amend title XVIII of the Social Security Act to provide for the application of Medicare secondary payer rules to certain workers' compensation settlement agreements and qualified Medicare set-aside provisions; to the Committee on Finance.

By Ms. MURKOWSKI:

S. 3080. A bill to reauthorize certain agricultural programs through 2023, and for other purposes; to the Committee on Agriculture, Nutrition, and Forestry.

By Mr. PETERS (for himself and Mr. YOUNG):

S. 3081. A bill to identify and develop best practices for the training of elementary and secondary school counselors regarding career counseling; to the Committee on Health, Education, Labor, and Pensions.

By Ms. BALDWIN:

S. 3082. A bill to promote registered apprenticeships and other work-based learning opportunities for small and medium-sized businesses within in-demand industry sectors, through the establishment and support of eligible partnerships; to the Committee on the Judiciary.

By Mr. REED (for himself and Ms. BALDWIN):

S. 3083. A bill to amend the Carl D. Perkins Career and Technical Education Act of 2006 to improve career and technical education opportunities for adult learners, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. MERKLEY (for himself, Mr. WYDEN, and Mr. VAN HOLLEN):

S. 3084. A bill to require the Secretary of Homeland Security and the Secretary of Health and Human Services to allow Members of Congress to tour detention facilities that house unaccompanied alien children; to the Committee on the Judiciary.

## SUBMISSION OF CONCURRENT AND SENATE RESOLUTIONS

The following concurrent resolutions and Senate resolutions were read, and referred (or acted upon), as indicated:

By Mrs. FEINSTEIN (for herself and Ms. HARRIS):

S. Res. 550. A resolution congratulating the Golden State Warriors for their dominant back-to-back championship victory in the 2018 National Basketball Association Finals; considered and agreed to.

## ADDITIONAL COSPONSORS

S. 198

At the request of Mr. RUBIO, the name of the Senator from Maine (Mr. KING) was added as a cosponsor of S. 198, a bill to require continued and enhanced annual reporting to Congress in the Annual Report on International Religious Freedom on anti-Semitic incidents in Europe, the safety and security of European Jewish communities, and the efforts of the United States to partner with European governments, the European Union, and civil society groups, to combat anti-Semitism, and for other purposes.

S. 203

At the request of Mr. BURR, the name of the Senator from Idaho (Mr. RISCH) was added as a cosponsor of S. 203, a bill to reaffirm that the Environmental Protection Agency may not regulate vehicles used solely for competition, and for other purposes.

S. 540

At the request of Mr. THUNE, the name of the Senator from Maryland (Mr. VAN HOLLEN) was added as a cosponsor of S. 540, a bill to limit the authority of States to tax certain income of employees for employment duties performed in other States.

S. 700

At the request of Mrs. MURRAY, the name of the Senator from Massachusetts (Ms. WARREN) was added as a cosponsor of S. 700, a bill to improve the reproductive assistance provided by the Department of Defense and the Department of Veterans Affairs to severely wounded, ill, or injured members of the Armed Forces, veterans, and their spouses or partners, and for other purposes.

S. 845

At the request of Mr. BLUMENTHAL, the name of the Senator from Illinois (Ms. DUCKWORTH) was added as a cosponsor of S. 845, a bill to protect sensitive community locations from harmful immigration enforcement action, and for other purposes.

S. 936

At the request of Mr. WHITEHOUSE, the name of the Senator from Maryland (Mr. VAN HOLLEN) was added as a cosponsor of S. 936, a bill to designate certain National Forest System land and certain public land under the jurisdiction of the Secretary of the Interior in the States of Idaho, Montana, Oregon, Washington, and Wyoming as wilderness, wild and scenic rivers, wildland recovery areas, and biological connecting corridors, and for other purposes.

S. 1095

At the request of Mr. BURR, the name of the Senator from Missouri (Mr.

BLUNT) was added as a cosponsor of S. 1095, a bill to ensure that the Secretary of the Interior collaborates fully with State and local authorities and certain nonprofit entities in managing the Corolla Wild Horse population on Federal land.

S. 1320

At the request of Mr. INHOFE, the name of the Senator from West Virginia (Mrs. CAPITO) was added as a cosponsor of S. 1320, a bill to reform apportionments to general aviation airports under the airport improvement program, to improve project delivery at certain airports, and to designate certain airports as disaster relief airports, and for other purposes.

S. 1909

At the request of Mr. CASEY, the name of the Senator from Michigan (Ms. STABENOW) was added as a cosponsor of S. 1909, a bill to amend title XVIII of the Social Security Act to establish a system to educate individuals approaching Medicare eligibility, to simplify and modernize the eligibility enrollment process, and for other purposes.

S. 1995

At the request of Mr. RUBIO, the name of the Senator from West Virginia (Mrs. CAPITO) was added as a cosponsor of S. 1995, a bill to amend the Small Business Investment Act of 1958 to improve the number of small business investment companies in under-licensed States, and for other purposes.

S. 2076

At the request of Ms. COLLINS, the name of the Senator from Hawaii (Ms. HIRONO) was added as a cosponsor of S. 2076, a bill to amend the Public Health Service Act to authorize the expansion of activities related to Alzheimer's disease, cognitive decline, and brain health under the Alzheimer's Disease and Healthy Aging Program, and for other purposes.

S. 2101

At the request of Mr. DONNELLY, the names of the Senator from Colorado (Mr. BENNET), the Senator from California (Mrs. FEINSTEIN), the Senator from South Carolina (Mr. GRAHAM) and the Senator from Idaho (Mr. CRAPO) were added as cosponsors of S. 2101, a bill to award a Congressional Gold Medal, collectively, to the crew of the USS Indianapolis, in recognition of their perseverance, bravery, and service to the United States.

S. 2139

At the request of Mr. VAN HOLLEN, the name of the Senator from Nevada (Ms. CORTEZ MASTO) was added as a cosponsor of S. 2139, a bill to amend the Food Security Act of 1985 to address critical conservation conditions under the regional conservation partnership program, and for other purposes.

S. 2490

At the request of Mr. SCOTT, the name of the Senator from North Dakota (Ms. HEITKAMP) was added as a cosponsor of S. 2490, a bill to amend the

Real Estate Settlement Procedures Act of 1974 to modify requirements related to mortgage disclosures.

S. 2497

At the request of Mr. RUBIO, the name of the Senator from New Jersey (Mr. MENENDEZ) was added as a cosponsor of S. 2497, a bill to amend the Foreign Assistance Act of 1961 and the Arms Export Control Act to make improvements to certain defense and security assistance provisions and to authorize the appropriations of funds to Israel, and for other purposes.

S. 2506

At the request of Mr. INHOFE, the name of the Senator from North Dakota (Ms. HEITKAMP) was added as a cosponsor of S. 2506, a bill to establish an aviation maintenance workforce development pilot program.

S. 2821

At the request of Ms. SMITH, the name of the Senator from Maine (Ms. COLLINS) was added as a cosponsor of S. 2821, a bill to amend title 38, United States Code, to provide for the treatment of veterans who participated in the cleanup of Eniwetok Atoll as radiation exposed veterans for purposes of the presumption of service-connection of certain disabilities by the Secretary of Veterans Affairs, and for other purposes.

S. 2864

At the request of Mrs. MCCASKILL, the name of the Senator from Delaware (Mr. CARPER) was added as a cosponsor of S. 2864, a bill to amend the Homeland Security Act of 2002 to authorize a Joint Task Force to enhance integration of the Department of Homeland Security's border security operations to detect, interdict, disrupt, and prevent narcotics, such as fentanyl and other synthetic opioids, from entering the United States, and for other purposes.

S. 2937

At the request of Ms. SMITH, the name of the Senator from Maryland (Mr. CARDIN) was added as a cosponsor of S. 2937, a bill to protect children affected by immigration enforcement actions.

S. 2957

At the request of Mr. CRAPO, the names of the Senator from New Jersey (Mr. MENENDEZ) and the Senator from California (Ms. HARRIS) were added as cosponsors of S. 2957, a bill to amend the Horse Protection Act to designate additional unlawful acts under the Act, strengthen penalties for violations of the Act, improve Department of Agriculture enforcement of the Act, and for other purposes.

S. 2960

At the request of Mr. BOOKER, the name of the Senator from New Jersey (Mr. MENENDEZ) was added as a cosponsor of S. 2960, a bill to require health insurance for the treatment of infertility.

S. 3032

At the request of Ms. WARREN, the names of the Senator from Arizona

(Mr. FLAKE) and the Senator from Minnesota (Ms. KLOBUCHAR) were added as cosponsors of S. 3032, a bill to amend the Controlled Substances Act to provide for a new rule regarding the application of the Act to marihuana, and for other purposes.

S. 3034

At the request of Mrs. GILLIBRAND, the name of the Senator from Louisiana (Mr. CASSIDY) was added as a cosponsor of S. 3034, a bill to amend the Consolidated Farm and Rural Development Act to reauthorize the rural business investment program, and for other purposes.

S. 3036

At the request of Mrs. FEINSTEIN, the names of the Senator from Michigan (Ms. STABENOW), the Senator from Maryland (Mr. CARDIN), the Senator from Ohio (Mr. BROWN), the Senator from Alabama (Mr. JONES), the Senator from Indiana (Mr. DONNELLY), the Senator from North Dakota (Ms. HEITKAMP), the Senator from Missouri (Mrs. MCCASKILL), the Senator from Montana (Mr. TESTER) and the Senator from West Virginia (Mr. MANCHIN) were added as cosponsors of S. 3036, a bill to limit the separation of families at or near ports of entry.

S. 3042

At the request of Mr. ROBERTS, the name of the Senator from Michigan (Ms. STABENOW) was added as a cosponsor of S. 3042, a bill to provide for the reform and continuation of agricultural and other programs of the Department of Agriculture through fiscal year 2023, and for other purposes.

S. 3047

At the request of Mrs. MCCASKILL, the name of the Senator from Delaware (Mr. CARPER) was added as a cosponsor of S. 3047, a bill to establish a narcotic drug screening technology pilot program to combat illicit opioid importation, and for other purposes.

S. 3064

At the request of Mrs. MURRAY, the name of the Senator from Hawaii (Mr. SCHATZ) was added as a cosponsor of S. 3064, a bill to amend the National Labor Relations Act, the Labor Management Relations Act, 1947, and the Labor-Management Reporting and Disclosure Act, 1959, and for other purposes.

S. 3077

At the request of Ms. SMITH, the name of the Senator from Maryland (Mr. VAN HOLLEN) was added as a cosponsor of S. 3077, a bill to provide for certain contracting requirements to promote fair and safe workplaces, and for other purposes.

S. RES. 481

At the request of Mr. HATCH, the name of the Senator from Maryland (Mr. CARDIN) was added as a cosponsor of S. Res. 481, a resolution calling upon the leadership of the Government of the Democratic People's Republic of Korea to dismantle its labor camp system, and for other purposes.

S. RES. 549

At the request of Mr. BLUMENTHAL, the names of the Senator from Iowa (Mr. GRASSLEY), the Senator from North Carolina (Mr. TILLIS) and the Senator from Nebraska (Mrs. FISCHER) were added as cosponsors of S. Res. 549, a resolution designating June 15, 2018, as "World Elder Abuse Awareness Day".

## AMENDMENT NO. 2854

At the request of Mrs. GILLIBRAND, the name of the Senator from Wisconsin (Mr. JOHNSON) was added as a cosponsor of amendment No. 2854 intended to be proposed to H.R. 5515, to authorize appropriations for fiscal year 2019 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes.

## STATEMENTS ON INTRODUCED BILLS AND JOINT RESOLUTIONS

By Mr. REED (for himself and Ms. BALDWIN):

S. 3083. A bill to amend the Carl D. Perkins Career and Technical Education Act of 2006 to improve career and technical education opportunities for adult learners, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

Mr. REED. Mr. President, I am proud to reintroduce the Career and Technical Education for Adult Learners or the CTE for All Act with my colleague, Senator BALDWIN.

Our legislation addresses the critical need to expand educational opportunities for working adults with low academic skills. The need for strengthening the skills base for working adults continues to grow. Increasingly, middle-skill and sustainable wage jobs require education beyond high school. Yet, according to U.S. Census Bureau's American Community Survey data, 12 percent (24 million) of working age adults have less than a high school diploma. Recent Department of Education data show that only 5 percent of adults with less than a high school diploma have any type of postsecondary certificate, certification, or license compared to 27 percent of adults overall. Moreover, an estimated 36 million adults in the U.S. have low skills with nearly one in six having low literacy skills and one in three having low numeracy skills.

Our ability to grow the economy and decrease income inequality will depend, in large part, on our commitment to providing education and training programs to low-skilled adults. These workers are concentrated in fields such as construction, health care, manufacturing, and hospitality. Expanding career and technical education opportunities to these workers could enhance their career trajectories and strengthen their earning potential, fueling economic productivity and growth for the future. Unfortunately, according to the

U.S. Department of Education, roughly half of low-skilled workers are not engaged in formal or non-formal learning opportunities. The CTE for All Act aims to change that by ensuring that there are pathways for adult learners in career and technical education programs.

Specifically, our legislation will ensure that programs funded under the Carl D. Perkins Career and Technical Education Act align with adult education programs and industry sector partnerships authorized under the Workforce Innovation and Opportunity Act. The CTE for All Act requires consultation with the state director for adult education in the development of the statewide plan for career and technical education. The bill calls for career and technical education programs to include low-skilled adults among the special populations targeted for outreach and support and allows states to report separate performance indicators for adult career and technical education students. The legislation makes adult education providers that offer integrated education and training programs eligible to receive career and technical education funding. Additionally, the legislation encourages career and technical education programs to include work experiences for their students of all ages.

We have worked with the adult education community and other stakeholders in developing this legislation. We are pleased to have the support of the National Council of State Directors of Adult Education, the Commission on Adult Basic Education, the National Skills Coalition, and the National Coalition for Literacy.

As a Nation, we are at our best when every person—no matter their starting point—has the opportunity to develop their skills and reach their potential. The CTE for All Act will strengthen the ladder of opportunity for adult learners who work hard every day to provide for their families. I urge my colleagues to support this legislation and work with us to include these provisions in the reauthorization of the Carl D. Perkins Career and Technical Education Act.

## SUBMITTED RESOLUTIONS

## SENATE RESOLUTION 550—CONGRATULATING THE GOLDEN STATE WARRIORS FOR THEIR DOMINANT BACK-TO-BACK CHAMPIONSHIP VICTORY IN THE 2018 NATIONAL BASKETBALL ASSOCIATION FINALS

Mrs. FEINSTEIN (for herself and Ms. HARRIS) submitted the following resolution; which was considered and agreed to:

S. RES. 550

Whereas, on June 8, 2018, the Golden State Warriors defeated the Cleveland Cavaliers by a score of 108–85, to win the 2018 National Basketball Association (referred to in the preamble as the "NBA") Finals in 4 games;

Whereas the Golden State Warriors captured their third championship in 4 years, and their sixth championship in the history of the franchise;

Whereas this dominant championship victory of 2018 marks the first time a professional sports team from the San Francisco Bay area in California has clinched a back-to-back championship title in 28 years;

Whereas every single member of the 2017–2018 Golden State Warriors team contributed to this championship, including Jordan Bell, Chris Boucher, Quinn Cook, Stephen Curry, Kevin Durant, Draymond Green, Andre Iguodala, Damian Jones, Shaun Livingston, Kevon Looney, Patrick McCaw, JaVale McGee, Zaza Pachulia, Klay Thompson, David West, and Nick Young;

Whereas, despite capturing its third championship in 4 years, the Golden State Warriors overcame a grueling NBA season, in which the team suffered a rash of injuries both during the season and in the playoff run;

Whereas Kevin Durant was named Most Valuable Player of the NBA Finals for the second straight year, with 2 signature performances in Games 3 and 4 of the series, including scoring 43 points on the road in Cleveland, Ohio in Game 3, and registering a triple-double performance in Game 4;

Whereas Steph Curry similarly registered signature performances in the NBA Finals series, in Game 2 when he scored 33 points to break the NBA Finals record for 3-pointers in a game, with 9 3-pointers made, and in Game 4 when he scored 37 points, bringing his scoring average to 27.5 points for the series;

Whereas Steve Kerr, Mike Brown, and the entire team of coaches and staff have been instrumental in developing the Golden State Warriors' dynamic and record-setting style of play, and have fostered a positive, selfless team spirit;

Whereas Joe Lacob and Peter Gruber have built one of the most exciting and high-performing franchises in NBA history; and

Whereas the dedicated fan base of the Golden State Warriors has offered unrelenting, passionate support to the team: Now, therefore, be it

*Resolved*, That the Senate—

(1) congratulates the Golden State Warriors for winning the 2018 National Basketball Association Championship, a back-to-back victory after the team's 2017 championship;

(2) recognizes the historic achievements of all the players, coaches, and staff who contributed to the 2017–2018 season; and

(3) celebrates the pride exhibited by the Golden State Warriors, including their selfless teamwork and extraordinary character, joy, determination, and hard-work.

Mrs. FEINSTEIN. Mr. President, I rise to introduce a resolution recognizing—and commending—the Golden State Warriors for overcoming a battle-tested season to prevail as the 2017–2018 NBA World Champions.

After going 16 and 5 in the postseason and sweeping the Cleveland Cavaliers in the NBA Finals, the Warriors have become back-to-back champions for the first time in franchise history, and have won three championships in the past four years.

They are now appropriately considered an NBA dynasty, and can easily lay claim to being the team of this decade. They are also now recognized as one of the greatest teams ever assembled. And what is frightening for the rest of the league, is that it appears this team is far from finished.

These playoffs helped bring out the best in these Warriors. After a tough seven game series in the NBA Western Conference Finals against the Houston Rockets, the team strung together a dominant performance in the Finals against the Cavaliers. Their brilliant performance in the finals was marked by just how beautiful this team plays. From the superstars on the team to the last person on the bench, the team exhibited dynamic teamwork, selflessness, and infectious joy.

Their on-court style, which I have come to enjoy so much, is a reflection of the entire organization. I want to commend everyone who is a part of the organization—the video interns, the training staff, the owners, the coaches, the players and fans. They all deserve a tremendous amount of credit for winning again this year with consistency and class.

Although at times it has appeared too easy for the Warriors, this season has been anything but easy. It was a season marked by constant struggle and obstacles. When starters were sidelined due to injury throughout the season and playoffs, bench players stepped in and stepped up, revealing, yet again, the team's depth and heart.

And when the Warriors were pushed to the brink of elimination, they pulled together as a team and strung together two gutsy wins to make it back to the NBA Finals for the fourth straight year.

It was indeed a grueling season. For four years now, they have been the "hunted" rather than the "hunter," and absorbed the best shots from teams around the league. When things got tough throughout the season and the players and coaches could have pointed fingers at each other, this team never gave in. They kept fighting and fighting until they made it back to the mountain top, together.

What I am equally proud of about this team is that it has been a positive force within the Bay Area community since 2012. Over the past several years, the Warriors Foundation has awarded \$6.2 million in grants to support educational initiatives in Alameda and San Francisco Counties. The Foundation, along with individual players, have also refurbished over 70 basketball courts throughout the Bay, creating safe and beautiful places for our young people to play. They are a team that not only plays the right way on the court, but they are also a team that makes the right impact off of the court.

So, to reigning two-time NBA Finals MVP Kevin Durant, Steph Curry, Klay Thompson, Draymond Green, Coach Steve Kerr, Coach Brown, Joe Lacob, Peter Guber, Rick Welts, Bob Myers and all of the players, coaches, staff, family, friends and fans, I say, thank you.

Thank you for making California proud both on and off the court, and congratulations on a job well-done for a second year in a row.

The only question now is, "can you make it three?"

I yield the floor.

#### AMENDMENTS SUBMITTED AND PROPOSED

SA 2909. Mr. FLAKE (for himself and Mr. McCAIN) submitted an amendment intended to be proposed to amendment SA 2282 proposed by Mr. INHOFE (for himself and Mr. McCAIN) to the bill H.R. 5515, to authorize appropriations for fiscal year 2019 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table.

SA 2910. Mr. SHELBY proposed an amendment to the bill H.R. 5895, making appropriations for energy and water development and related agencies for the fiscal year ending September 30, 2019, and for other purposes.

SA 2911. Mr. ALEXANDER proposed an amendment to amendment SA 2910 proposed by Mr. SHELBY to the bill H.R. 5895, supra.

SA 2912. Mr. MORAN submitted an amendment intended to be proposed by him to the bill H.R. 5895, supra; which was ordered to lie on the table.

SA 2913. Mr. MORAN submitted an amendment intended to be proposed to amendment SA 2910 proposed by Mr. SHELBY to the bill H.R. 5895, supra; which was ordered to lie on the table.

SA 2914. Mr. GARDNER (for himself and Mr. COONS) submitted an amendment intended to be proposed to amendment SA 2910 proposed by Mr. SHELBY to the bill H.R. 5895, supra; which was ordered to lie on the table.

SA 2915. Mr. ALEXANDER submitted an amendment intended to be proposed to amendment SA 2910 proposed by Mr. SHELBY to the bill H.R. 5895, supra; which was ordered to lie on the table.

#### TEXT OF AMENDMENTS

**SA 2909.** Mr. FLAKE (for himself and Mr. McCAIN) submitted an amendment intended to be proposed to amendment SA 2282 proposed by Mr. INHOFE (for himself and Mr. McCAIN) to the bill H.R. 5515, to authorize appropriations for fiscal year 2019 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in title II, insert the following:

#### **SEC. \_\_\_\_ . PILOT PROGRAM ON CERTAIN LIMITED REIMBURSEMENT ARRANGEMENTS FOR USE OF MAJOR RANGE AND TEST FACILITY BASES.**

(a) **IN GENERAL.**—The Secretary of Defense shall carry out a pilot program to assess the feasibility and advisability of modifying reimbursement requirements for use of Major Range and Test Facility Bases.

(b) **DURATION.**—The Secretary shall carry out the pilot program during four fiscal years.

(c) **LOCATIONS.**—The Secretary shall carry out the pilot program at not more than three Major Range and Test Facility Bases and no more than one per military department.

(d) **WAIVER OF FULL REIMBURSEMENT REQUIREMENT.**—

(1) **IN GENERAL.**—Under the pilot program, the Secretary may, as the Secretary deter-

mines in the best interest of the Department of Defense, waive the requirements of section 2681(c) of title 10, United States Code, for small and medium sized businesses and not-for-profit organizations so that such businesses and organizations may reimburse the Department of Defense for use of a Major Range and Test Facility Base in amounts that only cover direct costs (as defined in section 232(b) of the Bob Stump National Defense Authorization Act for Fiscal Year 2003 (116 Stat. 2490; Public Law 107-314)) to the United States associated with such use.

(2) **INDIRECT COSTS.**—Paragraph (1) shall not apply to reimbursement for indirect costs.

(e) **REPORTS.**—

(1) **PLANS.**—

(A) **IN GENERAL.**—Prior to executing activities under new reimbursement policies under the pilot program, the Secretary shall submit to the congressional defense committees a report on the plans of the Secretary for carrying out the pilot program.

(B) **CONTENTS.**—The report submitted under subparagraph (A) shall include the following:

(i) A list of the specific Major Range and Test Facility Bases that will participate in the pilot program.

(ii) The plans of the Secretary to carry out the pilot program.

(iii) A description of any policy or practice changes that will be assessed during the pilot program.

(2) **REVIEW.**—

(A) **IN GENERAL.**—At the end of the second fiscal year of the pilot program required by subsection (a) and not later than 30 days after the completion of the pilot program, the Secretary shall submit to the congressional defense committees a report on the pilot program.

(B) **CONTENTS.**—Each report submitted under subparagraph (A) shall include the following:

(i) Recommendations for revisions to reimbursement arrangements for testing and evaluation activities at Major Range and Test Facility Bases, if any.

(ii) A review of authorities granted to commanders of Major Range and Test Facility Bases.

(iii) An evaluation of limited reimbursement arrangements on the Test Resources Management Center and Major Range and Test Facility Bases, including an estimate of the amounts of indirect cost reimbursements not received by each participating Major Range and Test Facility Base.

(iv) An examination of the effect of limited reimbursement arrangements on the acquisition lifecycle for new platforms and technologies in terms of time-to-field these new capabilities and total program cost.

(f) **MAJOR RANGE AND TEST FACILITY BASE DEFINED.**—In this section, the term "Major Range and Test Facility Base" means—

(1) a Major Range and Test Facility Installation as defined in section 2681(f) of title 10, United States Code; and

(2) a Major Range and Test Facility Base as defined in section 196(i) of such title.

**SA 2910.** Mr. SHELBY proposed an amendment to the bill H.R. 5895, making appropriations for energy and water development and related agencies for the fiscal year ending September 30, 2019, and for other purposes; as follows:

Strike all after the enacting clause and insert the following:



**SEC. 1. SHORT TITLE.**

This Act may be cited as the “Energy and Water, Legislative Branch, and Military Construction and Veterans Affairs Appropriations Act, 2019”.

**SEC. 2. REFERENCES TO ACT.**

Except as expressly provided otherwise, any reference to “this Act” contained in any division of this Act shall be treated as referring only to the provisions of that division.

**SEC. 3. REFERENCES TO REPORT.**

(a) Any reference to a “report accompanying this Act” contained in division A shall be treated as a reference to Senate Report 115–258. The effect of such Report shall be limited to division A and shall apply for purposes of determining the allocation of funds provided by, and the implementation of, division A.

(b) Any reference to a “report accompanying this Act” contained in division B shall be treated as a reference to Senate Report 115–274. The effect of such Report shall be limited to division B and shall apply for purposes of determining the allocation of funds provided by, and the implementation of, division B.

(c) Any reference to a “report accompanying this Act” contained in division C shall be treated as a reference to Senate Report 115–269. The effect of such Report shall be limited to division C and shall apply for purposes of determining the allocation of funds provided by, and the implementation of, division C.

**DIVISION A—ENERGY AND WATER DEVELOPMENT AND RELATED AGENCIES APPROPRIATIONS ACT, 2019**

The following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for energy and water development and related agencies for the fiscal year ending September 30, 2019, and for other purposes, namely:

**TITLE I**

**CORPS OF ENGINEERS—CIVIL  
DEPARTMENT OF THE ARMY  
CORPS OF ENGINEERS—CIVIL**

The following appropriations shall be expended under the direction of the Secretary of the Army and the supervision of the Chief of Engineers for authorized civil functions of the Department of the Army pertaining to river and harbor, flood and storm damage reduction, shore protection, aquatic ecosystem restoration, and related efforts.

**INVESTIGATIONS**

For expenses necessary where authorized by law for the collection and study of basic information pertaining to river and harbor, flood and storm damage reduction, shore protection, aquatic ecosystem restoration, and related needs; for surveys and detailed studies, and plans and specifications of proposed river and harbor, flood and storm damage reduction, shore protection, and aquatic ecosystem restoration projects, and related efforts prior to construction; for restudy of authorized projects; and for miscellaneous investigations, and, when authorized by law, surveys and detailed studies, and plans and specifications of projects prior to construction, \$123,000,000, to remain available until expended.

**CONSTRUCTION**

For expenses necessary for the construction of river and harbor, flood and storm damage reduction, shore protection, aquatic ecosystem restoration, and related projects authorized by law; for conducting detailed studies, and plans and specifications, of such projects (including those involving participation by States, local governments, or private groups) authorized or made eligible for selec-

tion by law (but such detailed studies, and plans and specifications, shall not constitute a commitment of the Government to construction); \$2,161,000,000, to remain available until expended; of which such sums as are necessary to cover the Federal share of construction costs for facilities under the Dredged Material Disposal Facilities program shall be derived from the Harbor Maintenance Trust Fund as authorized by Public Law 104–303; and of which such sums as are necessary to cover one-half of the costs of construction, replacement, rehabilitation, and expansion of inland waterways projects shall be derived from the Inland Waterways Trust Fund, except as otherwise specifically provided for in law.

**MISSISSIPPI RIVER AND TRIBUTARIES**

For expenses necessary for flood damage reduction projects and related efforts in the Mississippi River alluvial valley below Cape Girardeau, Missouri, as authorized by law, \$350,000,000, to remain available until expended, of which such sums as are necessary to cover the Federal share of eligible operation and maintenance costs for inland harbors shall be derived from the Harbor Maintenance Trust Fund.

**OPERATION AND MAINTENANCE**

For expenses necessary for the operation, maintenance, and care of existing river and harbor, flood and storm damage reduction, aquatic ecosystem restoration, and related projects authorized by law; providing security for infrastructure owned or operated by the Corps, including administrative buildings and laboratories; maintaining harbor channels provided by a State, municipality, or other public agency that serve essential navigation needs of general commerce, where authorized by law; surveying and charting northern and northwestern lakes and connecting waters; clearing and straightening channels; and removing obstructions to navigation, \$3,740,000,000, to remain available until expended, of which such sums as are necessary to cover the Federal share of eligible operation and maintenance costs for coastal harbors and channels, and for inland harbors shall be derived from the Harbor Maintenance Trust Fund; of which such sums as become available from the special account for the Corps of Engineers established by the Land and Water Conservation Fund Act of 1965 shall be derived from that account for resource protection, research, interpretation, and maintenance activities related to resource protection in the areas at which outdoor recreation is available; and of which such sums as become available from fees collected under section 217 of Public Law 104–303 shall be used to cover the cost of operation and maintenance of the dredged material disposal facilities for which such fees have been collected: *Provided*, That 1 percent of the total amount of funds provided for each of the programs, projects, or activities funded under this heading shall not be allocated to a field operating activity prior to the beginning of the fourth quarter of the fiscal year and shall be available for use by the Chief of Engineers to fund such emergency activities as the Chief of Engineers determines to be necessary and appropriate, and that the Chief of Engineers shall allocate during the fourth quarter any remaining funds which have not been used for emergency activities proportionally in accordance with the amounts provided for the programs, projects, or activities.

**REGULATORY PROGRAM**

For expenses necessary for administration of laws pertaining to regulation of navigable waters and wetlands, \$200,000,000, to remain available until September 30, 2020.

**FORMERLY UTILIZED SITES REMEDIAL ACTION PROGRAM**

For expenses necessary to clean up contamination from sites in the United States resulting from work performed as part of the Nation's early atomic energy program, \$120,000,000, to remain available until expended.

**FLOOD CONTROL AND COASTAL EMERGENCIES**

For expenses necessary to prepare for flood, hurricane, and other natural disasters and support emergency operations, repairs, and other activities in response to such disasters as authorized by law, \$35,000,000, to remain available until expended.

**EXPENSES**

For expenses necessary for the supervision and general administration of the civil works program in the headquarters of the Corps of Engineers and the offices of the Division Engineers; and for costs of management and operation of the Humphreys Engineer Center Support Activity, the Institute for Water Resources, the United States Army Engineer Research and Development Center, and the United States Army Corps of Engineers Finance Center allocable to the civil works program, \$193,000,000, to remain available until September 30, 2020, of which not to exceed \$5,000 may be used for official reception and representation purposes and only during the current fiscal year: *Provided*, That no part of any other appropriation provided in this title shall be available to fund the civil works activities of the Office of the Chief of Engineers or the civil works executive direction and management activities of the division offices: *Provided further*, That any Flood Control and Coastal Emergencies appropriation may be used to fund the supervision and general administration of emergency operations, repairs, and other activities in response to any flood, hurricane, or other natural disaster.

**OFFICE OF THE ASSISTANT SECRETARY OF THE ARMY FOR CIVIL WORKS**

For the Office of the Assistant Secretary of the Army for Civil Works as authorized by 10 U.S.C. 3016(b)(3), \$5,000,000, to remain available until September 30, 2020: *Provided*, That not more than 75 percent of such amount may be obligated or expended until the Assistant Secretary submits to the Committees on Appropriations of both Houses of Congress a work plan that allocates at least 95 percent of the additional funding provided under each heading in this title, as designated under such heading in the report of the Committee on Appropriations accompanying this Act, to specific programs, projects, or activities.

**GENERAL PROVISIONS—CORPS OF ENGINEERS—CIVIL****(INCLUDING TRANSFER OF FUNDS)**

**SEC. 101.** (a) None of the funds provided in title I of this Act, or provided by previous appropriations Acts to the agencies or entities funded in title I of this Act that remain available for obligation or expenditure in fiscal year 2019, shall be available for obligation or expenditure through a reprogramming of funds that:

- (1) creates or initiates a new program, project, or activity;
- (2) eliminates a program, project, or activity;
- (3) increases funds or personnel for any program, project, or activity for which funds have been denied or restricted by this Act, unless prior approval is received from the House and Senate Committees on Appropriations;
- (4) proposes to use funds directed for a specific activity for a different purpose, unless prior approval is received from the House and Senate Committees on Appropriations;



(5) augments or reduces existing programs, projects, or activities in excess of the amounts contained in paragraphs (6) through (10), unless prior approval is received from the House and Senate Committees on Appropriations;

(6) INVESTIGATIONS.—For a base level over \$100,000, reprogramming of 25 percent of the base amount up to a limit of \$150,000 per project, study or activity is allowed: *Provided*, That for a base level less than \$100,000, the reprogramming limit is \$25,000: *Provided further*, That up to \$25,000 may be reprogrammed into any continuing study or activity that did not receive an appropriation for existing obligations and concomitant administrative expenses;

(7) CONSTRUCTION.—For a base level over \$2,000,000, reprogramming of 15 percent of the base amount up to a limit of \$3,000,000 per project, study or activity is allowed: *Provided*, That for a base level less than \$2,000,000, the reprogramming limit is \$300,000: *Provided further*, That up to \$3,000,000 may be reprogrammed for settled contractor claims, changed conditions, or real estate deficiency judgments: *Provided further*, That up to \$300,000 may be reprogrammed into any continuing study or activity that did not receive an appropriation for existing obligations and concomitant administrative expenses;

(8) OPERATION AND MAINTENANCE.—Unlimited reprogramming authority is granted for the Corps to be able to respond to emergencies: *Provided*, That the Chief of Engineers shall notify the House and Senate Committees on Appropriations of these emergency actions as soon thereafter as practicable: *Provided further*, That for a base level over \$1,000,000, reprogramming of 15 percent of the base amount up to a limit of \$5,000,000 per project, study, or activity is allowed: *Provided further*, That for a base level less than \$1,000,000, the reprogramming limit is \$150,000: *Provided further*, That \$150,000 may be reprogrammed into any continuing study or activity that did not receive an appropriation;

(9) MISSISSIPPI RIVER AND TRIBUTARIES.—The reprogramming guidelines in paragraphs (6), (7), and (8) shall apply to the Investigations, Construction, and Operation and Maintenance portions of the Mississippi River and Tributaries Account, respectively; and

(10) FORMERLY UTILIZED SITES REMEDIAL ACTION PROGRAM.—Reprogramming of up to 15 percent of the base of the receiving project is permitted.

(b) DE MINIMUS REPROGRAMMINGS.—In no case should a reprogramming for less than \$50,000 be submitted to the House and Senate Committees on Appropriations.

(c) CONTINUING AUTHORITIES PROGRAM.—Subsection (a)(1) shall not apply to any project or activity funded under the continuing authorities program.

(d) Not later than 60 days after the date of enactment of this Act, the Secretary shall submit a report to the House and Senate Committees on Appropriations to establish the baseline for application of reprogramming and transfer authorities for the current fiscal year which shall include:

(1) A table for each appropriation with a separate column to display the President's budget request, adjustments made by Congress, adjustments due to enacted rescissions, if applicable, and the fiscal year enacted level; and

(2) A delineation in the table for each appropriation both by object class and program, project and activity as detailed in the budget appendix for the respective appropriations; and

(3) An identification of items of special congressional interest.

(e) The Secretary shall allocate funds made available in this Act solely in accordance with the provisions of this Act and the report of the Committee on Appropriations accompanying this Act, including the determination and designation of new starts.

(f) None of the funds made available in this title may be used to award or modify any contract that commits funds beyond the amounts appropriated for that program, project, or activity that remain unobligated, except that such amounts may include any funds that have been made available through reprogramming pursuant to this section.

SEC. 102. The Secretary of the Army may transfer to the Fish and Wildlife Service, and the Fish and Wildlife Service may accept and expend, up to \$5,400,000 of funds provided in this title under the heading "Operation and Maintenance" to mitigate for fisheries lost due to Corps of Engineers projects.

SEC. 103. None of the funds in this Act shall be used for an open lake placement alternative for dredged material, after evaluating the least costly, environmentally acceptable manner for the disposal or management of dredged material originating from Lake Erie or tributaries thereto, unless it is approved under a State water quality certification pursuant to section 401 of the Federal Water Pollution Control Act (33 U.S.C. 1341): *Provided*, That until an open lake placement alternative for dredged material is approved under a State water quality certification, the Corps of Engineers shall continue upland placement of such dredged material consistent with the requirements of section 101 of the Water Resources Development Act of 1986 (33 U.S.C. 2211).

SEC. 104. None of the funds made available in this title may be used for any acquisition of buoy chain that is not consistent with 48 CFR 225.7007, subsections (a)(1) and (a)(2).

SEC. 105. None of the funds made available by this Act may be used to require a permit for the discharge of dredged or fill material under the Federal Water Pollution Control Act (33 U.S.C. 1251 et seq.) for the activities identified in subparagraphs (A) and (C) of section 404(f)(1) of the Act (33 U.S.C. 1344(f)(1)(A), (C)).

## TITLE II

### DEPARTMENT OF THE INTERIOR

#### CENTRAL UTAH PROJECT

##### CENTRAL UTAH PROJECT COMPLETION ACCOUNT

For carrying out activities authorized by the Central Utah Project Completion Act, \$15,000,000, to remain available until expended, of which \$898,000 shall be deposited into the Utah Reclamation Mitigation and Conservation Account for use by the Utah Reclamation Mitigation and Conservation Commission: *Provided*, That of the amount provided under this heading, \$1,398,675 shall be available until September 30, 2020, for expenses necessary in carrying out related responsibilities of the Secretary of the Interior: *Provided further*, That for fiscal year 2019, of the amount made available to the Commission under this Act or any other Act, the Commission may use an amount not to exceed \$1,500,000 for administrative expenses.

##### BUREAU OF RECLAMATION

The following appropriations shall be expended to execute authorized functions of the Bureau of Reclamation:

##### WATER AND RELATED RESOURCES

###### (INCLUDING TRANSFERS OF FUNDS)

For management, development, and restoration of water and related natural resources and for related activities, including the operation, maintenance, and rehabilitation of reclamation and other facilities, participation in fulfilling related Federal responsibilities to Native Americans, and re-

lated grants to, and cooperative and other agreements with, State and local governments, federally recognized Indian tribes, and others, \$1,382,000,000, to remain available until expended, of which \$67,693,000 shall be available for transfer to the Upper Colorado River Basin Fund and \$5,551,000 shall be available for transfer to the Lower Colorado River Basin Development Fund; of which such amounts as may be necessary may be advanced to the Colorado River Dam Fund: *Provided*, That such transfers may be increased or decreased within the overall appropriation under this heading: *Provided further*, That within available funds, \$250,000 shall be for grants and financial assistance for educational activities: *Provided further*, That of the total appropriated, the amount for program activities that can be financed by the Reclamation Fund or the Bureau of Reclamation special fee account established by 16 U.S.C. 6806 shall be derived from that Fund or account: *Provided further*, That funds contributed under 43 U.S.C. 395 are available until expended for the purposes for which the funds were contributed: *Provided further*, That funds advanced under 43 U.S.C. 397a shall be credited to this account and are available until expended for the same purposes as the sums appropriated under this heading: *Provided further*, That of the amounts provided herein, funds may be used for high-priority projects which shall be carried out by the Youth Conservation Corps, as authorized by 16 U.S.C. 1706.

##### CENTRAL VALLEY PROJECT RESTORATION FUND

For carrying out the programs, projects, plans, habitat restoration, improvement, and acquisition provisions of the Central Valley Project Improvement Act, \$62,008,000, to be derived from such sums as may be collected in the Central Valley Project Restoration Fund pursuant to sections 3407(d), 3404(c)(3), and 3405(f) of Public Law 102-575, to remain available until expended: *Provided*, That the Bureau of Reclamation is directed to assess and collect the full amount of the additional mitigation and restoration payments authorized by section 3407(d) of Public Law 102-575: *Provided further*, That none of the funds made available under this heading may be used for the acquisition or leasing of water for in-stream purposes if the water is already committed to in-stream purposes by a court adopted decree or order.

##### CALIFORNIA BAY-DELTA RESTORATION

###### (INCLUDING TRANSFERS OF FUNDS)

For carrying out activities authorized by the Water Supply, Reliability, and Environmental Improvement Act, consistent with plans to be approved by the Secretary of the Interior, \$35,000,000, to remain available until expended, of which such amounts as may be necessary to carry out such activities may be transferred to appropriate accounts of other participating Federal agencies to carry out authorized purposes: *Provided*, That funds appropriated herein may be used for the Federal share of the costs of CALFED Program management: *Provided further*, That CALFED implementation shall be carried out in a balanced manner with clear performance measures demonstrating concurrent progress in achieving the goals and objectives of the Program.

##### POLICY AND ADMINISTRATION

For expenses necessary for policy, administration, and related functions in the Office of the Commissioner, the Denver office, and offices in the five regions of the Bureau of Reclamation, to remain available until September 30, 2020, \$61,000,000, to be derived from the Reclamation Fund and be nonreimbursable as provided in 43 U.S.C. 377: *Provided*, That no part of any other appropriation in this Act shall be available for activities or

functions budgeted as policy and administration expenses.

#### ADMINISTRATIVE PROVISION

Appropriations for the Bureau of Reclamation shall be available for purchase of not to exceed five passenger motor vehicles, which are for replacement only.

#### GENERAL PROVISIONS—DEPARTMENT OF THE INTERIOR

SEC. 201. (a) None of the funds provided in title II of this Act for Water and Related Resources, or provided by previous or subsequent appropriations Acts to the agencies or entities funded in title II of this Act for Water and Related Resources that remain available for obligation or expenditure in fiscal year 2019, shall be available for obligation or expenditure through a reprogramming of funds that—

(1) initiates or creates a new program, project, or activity;

(2) eliminates a program, project, or activity;

(3) increases funds for any program, project, or activity for which funds have been denied or restricted by this Act, unless prior approval is received from the Committees on Appropriations of the House of Representatives and the Senate;

(4) restarts or resumes any program, project or activity for which funds are not provided in this Act, unless prior approval is received from the Committees on Appropriations of the House of Representatives and the Senate;

(5) transfers funds in excess of the following limits, unless prior approval is received from the Committees on Appropriations of the House of Representatives and the Senate:

(A) 15 percent for any program, project or activity for which \$2,000,000 or more is available at the beginning of the fiscal year; or

(B) \$400,000 for any program, project or activity for which less than \$2,000,000 is available at the beginning of the fiscal year;

(6) transfers more than \$500,000 from either the Facilities Operation, Maintenance, and Rehabilitation category or the Resources Management and Development category to any program, project, or activity in the other category, unless prior approval is received from the Committees on Appropriations of the House of Representatives and the Senate; or

(7) transfers, where necessary to discharge legal obligations of the Bureau of Reclamation, more than \$5,000,000 to provide adequate funds for settled contractor claims, increased contractor earnings due to accelerated rates of operations, and real estate deficiency judgments, unless prior approval is received from the Committees on Appropriations of the House of Representatives and the Senate.

(b) Subsection (a)(5) shall not apply to any transfer of funds within the Facilities Operation, Maintenance, and Rehabilitation category.

(c) For purposes of this section, the term transfer means any movement of funds into or out of a program, project, or activity.

(d) The Bureau of Reclamation shall submit reports on a quarterly basis to the Committees on Appropriations of the House of Representatives and the Senate detailing all the funds reprogrammed between programs, projects, activities, or categories of funding. The first quarterly report shall be submitted not later than 60 days after the date of enactment of this Act.

SEC. 202. (a) None of the funds appropriated or otherwise made available by this Act may be used to determine the final point of discharge for the interceptor drain for the San Luis Unit until development by the Secretary of the Interior and the State of Cali-

fornia of a plan, which shall conform to the water quality standards of the State of California as approved by the Administrator of the Environmental Protection Agency, to minimize any detrimental effect of the San Luis drainage waters.

(b) The costs of the Kesterson Reservoir Cleanup Program and the costs of the San Joaquin Valley Drainage Program shall be classified by the Secretary of the Interior as reimbursable or nonreimbursable and collected until fully repaid pursuant to the "Cleanup Program—Alternative Repayment Plan" and the "SJVDP—Alternative Repayment Plan" described in the report entitled "Repayment Report, Kesterson Reservoir Cleanup Program and San Joaquin Valley Drainage Program, February 1995", prepared by the Department of the Interior, Bureau of Reclamation. Any future obligations of funds by the United States relating to, or providing for, drainage service or drainage studies for the San Luis Unit shall be fully reimbursable by San Luis Unit beneficiaries of such service or studies pursuant to Federal reclamation law.

#### TITLE III DEPARTMENT OF ENERGY ENERGY PROGRAMS

##### ENERGY EFFICIENCY AND RENEWABLE ENERGY

For Department of Energy expenses including the purchase, construction, and acquisition of plant and capital equipment, and other expenses necessary for energy efficiency and renewable energy activities in carrying out the purposes of the Department of Energy Organization Act (42 U.S.C. 7101 et seq.), including the acquisition or condemnation of any real property or any facility or for plant or facility acquisition, construction, or expansion, \$2,322,000,000, to remain available until expended: *Provided*, That of such amount, \$162,500,000 shall be available until September 30, 2020, for program direction.

##### CYBERSECURITY, ENERGY SECURITY, AND EMERGENCY RESPONSE

For Department of Energy expenses including the purchase, construction, and acquisition of plant and capital equipment, and other expenses necessary for energy sector cybersecurity, energy security, emergency response, and electricity delivery activities in carrying out the purposes of the Department of Energy Organization Act (42 U.S.C. 7101 et seq.), including the acquisition or condemnation of any real property or any facility or for plant or facility acquisition, construction, or expansion, \$260,000,000, to remain available until expended: *Provided*, That of such amount, \$28,500,000 shall be available until September 30, 2020, for program direction.

##### NUCLEAR ENERGY

For Department of Energy expenses including the purchase, construction, and acquisition of plant and capital equipment, and other expenses necessary for nuclear energy activities in carrying out the purposes of the Department of Energy Organization Act (42 U.S.C. 7101 et seq.), including the acquisition or condemnation of any real property or any facility or for plant or facility acquisition, construction, or expansion, \$1,206,000,000, to remain available until expended: *Provided*, That of such amount, \$80,000,000 shall be available until September 30, 2020, for program direction.

##### FOSSIL ENERGY RESEARCH AND DEVELOPMENT

For Department of Energy expenses necessary in carrying out fossil energy research and development activities, under the authority of the Department of Energy Organization Act (42 U.S.C. 7101 et seq.), including the acquisition of interest, including defea-

sible and equitable interests in any real property or any facility or for plant or facility acquisition or expansion, and for conducting inquiries, technological investigations and research concerning the extraction, processing, use, and disposal of mineral substances without objectionable social and environmental costs (30 U.S.C. 3, 1602, and 1603), \$727,000,000, to remain available until expended: *Provided*, That of such amount \$61,070,000 shall be available until September 30, 2020, for program direction.

##### NAVAL PETROLEUM AND OIL SHALE RESERVES

For Department of Energy expenses necessary to carry out naval petroleum and oil shale reserve activities, \$10,000,000, to remain available until expended: *Provided*, That notwithstanding any other provision of law, unobligated funds remaining from prior years shall be available for all naval petroleum and oil shale reserve activities.

##### STRATEGIC PETROLEUM RESERVE

For Department of Energy expenses necessary for Strategic Petroleum Reserve facility development and operations and program management activities pursuant to the Energy Policy and Conservation Act (42 U.S.C. 6201 et seq.), \$175,105,000, to remain available until expended: *Provided*, That, as authorized by section 404 of the Bipartisan Budget Act of 2015 (Public Law 114-74; 42 U.S.C. 6239 note), the Secretary of Energy shall draw down and sell not to exceed \$350,000,000 of crude oil from the Strategic Petroleum Reserve in fiscal year 2019: *Provided further*, That the proceeds from such drawdown and sale shall be deposited into the "Energy Security and Infrastructure Modernization Fund" during fiscal year 2019: *Provided further*, That such amounts shall be made available and remain available until expended for necessary expenses to carry out the Life Extension II project for the Strategic Petroleum Reserve.

##### SPR PETROLEUM ACCOUNT

For the acquisition, transportation, and injection of petroleum products, and for other necessary expenses pursuant to the Energy Policy and Conservation Act of 1975, as amended (42 U.S.C. 6201 et seq.), sections 403 and 404 of the Bipartisan Budget Act of 2015 (42 U.S.C. 6241, 6239 note), and section 5010 of the 21st Century Cures Act (Public Law 114-255), \$8,400,000, to remain available until expended.

##### NORTHEAST HOME HEATING OIL RESERVE

For Department of Energy expenses necessary for Northeast Home Heating Oil Reserve storage, operation, and management activities pursuant to the Energy Policy and Conservation Act (42 U.S.C. 6201 et seq.), \$10,000,000, to remain available until expended.

##### ENERGY INFORMATION ADMINISTRATION

For Department of Energy expenses necessary in carrying out the activities of the Energy Information Administration, \$125,000,000, to remain available until expended.

##### NON-DEFENSE ENVIRONMENTAL CLEANUP

For Department of Energy expenses, including the purchase, construction, and acquisition of plant and capital equipment and other expenses necessary for non-defense environmental cleanup activities in carrying out the purposes of the Department of Energy Organization Act (42 U.S.C. 7101 et seq.), including the acquisition or condemnation of any real property or any facility or for plant or facility acquisition, construction, or expansion, \$353,240,000, to remain available until expended.

##### URANIUM ENRICHMENT DECONTAMINATION AND DECOMMISSIONING FUND

For Department of Energy expenses necessary in carrying out uranium enrichment

facility decontamination and decommissioning, remedial actions, and other activities of title II of the Atomic Energy Act of 1954, and title X, subtitle A, of the Energy Policy Act of 1992, \$840,818,000, to be derived from the Uranium Enrichment Decontamination and Decommissioning Fund, to remain available until expended, of which \$10,689,000 shall be available in accordance with title X, subtitle A, of the Energy Policy Act of 1992.

#### SCIENCE

For Department of Energy expenses including the purchase, construction, and acquisition of plant and capital equipment, and other expenses necessary for science activities in carrying out the purposes of the Department of Energy Organization Act (42 U.S.C. 7101 et seq.), including the acquisition or condemnation of any real property or facility or for plant or facility acquisition, construction, or expansion, and purchase of not more than 16 passenger motor vehicles including one ambulance and one bus, and one airplane for replacement only, \$6,650,000,000, to remain available until expended: *Provided*, That of such amount, \$184,000,000 shall be available until September 30, 2020, for program direction.

#### ADVANCED RESEARCH PROJECTS AGENCY—ENERGY

For Department of Energy expenses necessary in carrying out the activities authorized by section 5012 of the America COMPETES Act (Public Law 110-69), \$375,000,000, to remain available until expended: *Provided*, That of such amount, \$33,250,000 shall be available until September 30, 2020, for program direction.

#### TITLE 17 INNOVATIVE TECHNOLOGY LOAN GUARANTEE PROGRAM

Such sums as are derived from amounts received from borrowers pursuant to section 1702(b) of the Energy Policy Act of 2005 under this heading in prior Acts, shall be collected in accordance with section 502(7) of the Congressional Budget Act of 1974: *Provided*, That for necessary administrative expenses of the Title 17 Innovative Technology Loan Guarantee Program, as authorized, \$33,000,000 is appropriated, to remain available until September 30, 2020: *Provided further*, That up to \$33,000,000 of fees collected in fiscal year 2019 pursuant to section 1702(h) of the Energy Policy Act of 2005 shall be credited as offsetting collections under this heading and used for necessary administrative expenses in this appropriation and shall remain available until September 30, 2020: *Provided further*, That to the extent that fees collected in fiscal year 2019 exceed \$33,000,000, those excess amounts shall be credited as offsetting collections under this heading and available in future fiscal years only to the extent provided in advance in appropriations Acts: *Provided further*, That the sum herein appropriated from the general fund shall be reduced (1) as such fees are received during fiscal year 2019 (estimated at \$15,000,000) and (2) to the extent that any remaining general fund appropriations can be derived from fees collected in previous fiscal years that are not otherwise appropriated, so as to result in a final fiscal year 2019 appropriation from the general fund estimated at \$0: *Provided further*, That the Department of Energy shall not subordinate any loan obligation to other financing in violation of section 1702 of the Energy Policy Act of 2005 or subordinate any Guaranteed Obligation to any loan or other debt obligations in violation of section 609.10 of title 10, Code of Federal Regulations.

#### ADVANCED TECHNOLOGY VEHICLES MANUFACTURING LOAN PROGRAM

For Department of Energy administrative expenses necessary in carrying out the Advanced Technology Vehicles Manufacturing

Loan Program, \$5,000,000, to remain available until September 30, 2020.

#### TRIBAL ENERGY LOAN GUARANTEE PROGRAM

For Department of Energy administrative expenses necessary in carrying out the Tribal Energy Loan Guarantee Program, \$1,000,000, to remain available until September 30, 2020.

#### OFFICE OF INDIAN ENERGY POLICY AND PROGRAMS

For necessary expenses for Indian Energy activities in carrying out the purposes of the Department of Energy Organization Act (42 U.S.C. 7101 et seq.), \$18,000,000, to remain available until expended: *Provided*, That, of the amount appropriated under this heading, \$4,800,000 shall be available until September 30, 2020 for program direction.

#### DEPARTMENTAL ADMINISTRATION

For salaries and expenses of the Department of Energy necessary for departmental administration in carrying out the purposes of the Department of Energy Organization Act (42 U.S.C. 7101 et seq.), \$266,000,000, to remain available until September 30, 2020, including the hire of passenger motor vehicles and official reception and representation expenses not to exceed \$30,000, plus such additional amounts as necessary to cover increases in the estimated amount of cost of work for others notwithstanding the provisions of the Anti-Deficiency Act (31 U.S.C. 1511 et seq.): *Provided*, That such increases in cost of work are offset by revenue increases of the same or greater amount: *Provided further*, That moneys received by the Department for miscellaneous revenues estimated to total \$96,000,000 in fiscal year 2019 may be retained and used for operating expenses within this account, as authorized by section 201 of Public Law 95-238, notwithstanding the provisions of 31 U.S.C. 3302: *Provided further*, That the sum herein appropriated shall be reduced as collections are received during the fiscal year so as to result in a final fiscal year 2019 appropriation from the general fund estimated at not more than \$170,000,000.

#### OFFICE OF THE INSPECTOR GENERAL

For expenses necessary for the Office of the Inspector General in carrying out the provisions of the Inspector General Act of 1978, \$51,330,000, to remain available until September 30, 2020.

#### ATOMIC ENERGY DEFENSE ACTIVITIES

##### NATIONAL NUCLEAR SECURITY ADMINISTRATION

##### WEAPONS ACTIVITIES

For Department of Energy expenses, including the purchase, construction, and acquisition of plant and capital equipment and other incidental expenses necessary for atomic energy defense weapons activities in carrying out the purposes of the Department of Energy Organization Act (42 U.S.C. 7101 et seq.), including the acquisition or condemnation of any real property or any facility or for plant or facility acquisition, construction, or expansion, \$10,850,000,000, to remain available until expended: *Provided*, That of such amount, \$102,022,000 shall be available until September 30, 2020, for program direction.

#### DEFENSE NUCLEAR NONPROLIFERATION

For Department of Energy expenses, including the purchase, construction, and acquisition of plant and capital equipment and other incidental expenses necessary for defense nuclear nonproliferation activities, in carrying out the purposes of the Department of Energy Organization Act (42 U.S.C. 7101 et seq.), including the acquisition or condemnation of any real property or any facility or for plant or facility acquisition, construction, or expansion, \$1,902,000,000, to remain available until expended.

#### NAVAL REACTORS

For Department of Energy expenses necessary for naval reactors activities to carry out the Department of Energy Organization Act (42 U.S.C. 7101 et seq.), including the acquisition (by purchase, condemnation, construction, or otherwise) of real property, plant, and capital equipment, facilities, and facility expansion, \$1,620,000,000, to remain available until expended: *Provided*, That of such amount, \$48,042,000 shall be available until September 30, 2020, for program direction.

#### FEDERAL SALARIES AND EXPENSES

For expenses necessary for Federal Salaries and Expenses in the National Nuclear Security Administration, \$408,000,000, to remain available until September 30, 2020, including official reception and representation expenses not to exceed \$12,000.

#### ENVIRONMENTAL AND OTHER DEFENSE ACTIVITIES

##### DEFENSE ENVIRONMENTAL CLEANUP

For Department of Energy expenses, including the purchase, construction, and acquisition of plant and capital equipment and other expenses necessary for atomic energy defense environmental cleanup activities in carrying out the purposes of the Department of Energy Organization Act (42 U.S.C. 7101 et seq.), including the acquisition or condemnation of any real property or any facility or for plant or facility acquisition, construction, or expansion, \$5,988,000,000, to remain available until expended: *Provided*, That of such amount, \$300,000,000 shall be available until September 30, 2020, for program direction.

##### OTHER DEFENSE ACTIVITIES

For Department of Energy expenses, including the purchase, construction, and acquisition of plant and capital equipment and other expenses, necessary for atomic energy defense, other defense activities, and classified activities, in carrying out the purposes of the Department of Energy Organization Act (42 U.S.C. 7101 et seq.), including the acquisition or condemnation of any real property or any facility or for plant or facility acquisition, construction, or expansion, \$840,000,000, to remain available until expended: *Provided*, That of such amount, \$288,396,000 shall be available until September 30, 2020, for program direction.

#### POWER MARKETING ADMINISTRATIONS

##### BONNEVILLE POWER ADMINISTRATION FUND

Expenditures from the Bonneville Power Administration Fund, established pursuant to Public Law 93-454, are approved for official reception and representation expenses in an amount not to exceed \$5,000: *Provided*, That during fiscal year 2019, no new direct loan obligations may be made.

#### OPERATION AND MAINTENANCE, SOUTHEASTERN POWER ADMINISTRATION

For expenses necessary for operation and maintenance of power transmission facilities and for marketing electric power and energy, including transmission wheeling and ancillary services, pursuant to section 5 of the Flood Control Act of 1944 (16 U.S.C. 825s), as applied to the southeastern power area, \$6,500,000, including official reception and representation expenses in an amount not to exceed \$1,500, to remain available until expended: *Provided*, That notwithstanding 31 U.S.C. 3302 and section 5 of the Flood Control Act of 1944, up to \$6,500,000 collected by the Southeastern Power Administration from the sale of power and related services shall be credited to this account as discretionary offsetting collections, to remain available until expended for the sole purpose of funding the annual expenses of the Southeastern

Power Administration: *Provided further*, That the sum herein appropriated for annual expenses shall be reduced as collections are received during the fiscal year so as to result in a final fiscal year 2019 appropriation estimated at not more than \$0: *Provided further*, That notwithstanding 31 U.S.C. 3302, up to \$55,000,000 collected by the Southeastern Power Administration pursuant to the Flood Control Act of 1944 to recover purchase power and wheeling expenses shall be credited to this account as offsetting collections, to remain available until expended for the sole purpose of making purchase power and wheeling expenditures: *Provided further*, That for purposes of this appropriation, annual expenses means expenditures that are generally recovered in the same year that they are incurred (excluding purchase power and wheeling expenses).

#### OPERATION AND MAINTENANCE, SOUTHWESTERN POWER ADMINISTRATION

For expenses necessary for operation and maintenance of power transmission facilities and for marketing electric power and energy, for construction and acquisition of transmission lines, substations and appurtenant facilities, and for administrative expenses, including official reception and representation expenses in an amount not to exceed \$1,500 in carrying out section 5 of the Flood Control Act of 1944 (16 U.S.C. 825s), as applied to the Southwestern Power Administration, \$29,802,000, to remain available until expended: *Provided*, That notwithstanding 31 U.S.C. 3302 and section 5 of the Flood Control Act of 1944 (16 U.S.C. 825s), up to \$19,402,000 collected by the Southwestern Power Administration from the sale of power and related services shall be credited to this account as discretionary offsetting collections, to remain available until expended, for the sole purpose of funding the annual expenses of the Southwestern Power Administration: *Provided further*, That the sum herein appropriated for annual expenses shall be reduced as collections are received during the fiscal year so as to result in a final fiscal year 2019 appropriation estimated at not more than \$10,400,000: *Provided further*, That notwithstanding 31 U.S.C. 3302, up to \$10,000,000 collected by the Southwestern Power Administration pursuant to the Flood Control Act of 1944 to recover purchase power and wheeling expenses shall be credited to this account as offsetting collections, to remain available until expended for the sole purpose of making purchase power and wheeling expenditures: *Provided further*, That for purposes of this appropriation, annual expenses means expenditures that are generally recovered in the same year that they are incurred (excluding purchase power and wheeling expenses).

#### CONSTRUCTION, REHABILITATION, OPERATION AND MAINTENANCE, WESTERN AREA POWER ADMINISTRATION

For carrying out the functions authorized by title III, section 302(a)(1)(E) of the Act of August 4, 1977 (42 U.S.C. 7152), and other related activities including conservation and renewable resources programs as authorized, \$222,142,000, including official reception and representation expenses in an amount not to exceed \$1,500, to remain available until expended, of which \$220,000,000 shall be derived from the Department of the Interior Reclamation Fund: *Provided*, That notwithstanding 31 U.S.C. 3302, section 5 of the Flood Control Act of 1944 (16 U.S.C. 825s), and section 1 of the Interior Department Appropriation Act, 1939 (43 U.S.C. 392a), up to \$132,770,000 collected by the Western Area Power Administration from the sale of power and related services shall be credited to this account as discretionary offsetting collections, to remain available until expended, for

the sole purpose of funding the annual expenses of the Western Area Power Administration: *Provided further*, That the sum herein appropriated for annual expenses shall be reduced as collections are received during the fiscal year so as to result in a final fiscal year 2019 appropriation estimated at not more than \$89,372,000, of which \$89,000,000 is derived from the Reclamation Fund: *Provided further*, That notwithstanding 31 U.S.C. 3302, up to \$180,000,000 collected by the Western Area Power Administration pursuant to the Flood Control Act of 1944 and the Reclamation Project Act of 1939 to recover purchase power and wheeling expenses shall be credited to this account as offsetting collections, to remain available until expended for the sole purpose of making purchase power and wheeling expenditures: *Provided further*, That for purposes of this appropriation, annual expenses means expenditures that are generally recovered in the same year that they are incurred (excluding purchase power and wheeling expenses).

#### FALCON AND AMISTAD OPERATING AND MAINTENANCE FUND

For operation, maintenance, and emergency costs for the hydroelectric facilities at the Falcon and Amistad Dams, \$5,207,000, to remain available until expended, and to be derived from the Falcon and Amistad Operating and Maintenance Fund of the Western Area Power Administration, as provided in section 2 of the Act of June 18, 1954 (68 Stat. 255): *Provided*, That notwithstanding the provisions of that Act and of 31 U.S.C. 3302, up to \$4,979,000 collected by the Western Area Power Administration from the sale of power and related services from the Falcon and Amistad Dams shall be credited to this account as discretionary offsetting collections, to remain available until expended for the sole purpose of funding the annual expenses of the hydroelectric facilities of these Dams and associated Western Area Power Administration activities: *Provided further*, That the sum herein appropriated for annual expenses shall be reduced as collections are received during the fiscal year so as to result in a final fiscal year 2019 appropriation estimated at not more than \$228,000: *Provided further*, That for purposes of this appropriation, annual expenses means expenditures that are generally recovered in the same year that they are incurred: *Provided further*, That for fiscal year 2019, the Administrator of the Western Area Power Administration may accept up to \$122,000 in funds contributed by United States power customers of the Falcon and Amistad Dams for deposit into the Falcon and Amistad Operating and Maintenance Fund, and such funds shall be available for the purpose for which contributed in like manner as if said sums had been specifically appropriated for such purpose: *Provided further*, That any such funds shall be available without further appropriation and without fiscal year limitation for use by the Commissioner of the United States Section of the International Boundary and Water Commission for the sole purpose of operating, maintaining, repairing, rehabilitating, replacing, or upgrading the hydroelectric facilities at these Dams in accordance with agreements reached between the Administrator, Commissioner, and the power customers.

#### FEDERAL ENERGY REGULATORY COMMISSION SALARIES AND EXPENSES

For expenses necessary for the Federal Energy Regulatory Commission to carry out the provisions of the Department of Energy Organization Act (42 U.S.C. 7101 et seq.), including services as authorized by 5 U.S.C. 3109, official reception and representation expenses not to exceed \$3,000, and the hire of passenger motor vehicles, \$369,900,000, to re-

main available until expended: *Provided*, That notwithstanding any other provision of law, not to exceed \$369,900,000 of revenues from fees and annual charges, and other services and collections in fiscal year 2019 shall be retained and used for expenses necessary in this account, and shall remain available until expended: *Provided further*, That the sum herein appropriated from the general fund shall be reduced as revenues are received during fiscal year 2019 so as to result in a final fiscal year 2019 appropriation from the general fund estimated at not more than \$0.

#### GENERAL PROVISIONS—DEPARTMENT OF ENERGY

SEC. 301. (a) No appropriation, funds, or authority made available by this title for the Department of Energy shall be used to initiate or resume any program, project, or activity or to prepare or initiate Requests For Proposals or similar arrangements (including Requests for Quotations, Requests for Information, and Funding Opportunity Announcements) for a program, project, or activity if the program, project, or activity has not been funded by Congress.

(b)(1) Unless the Secretary of Energy notifies the Committees on Appropriations of both Houses of Congress at least 3 full business days in advance, none of the funds made available in this title may be used to—

(A) make a grant allocation or discretionary grant award totaling \$1,000,000 or more;

(B) make a discretionary contract award or Other Transaction Agreement totaling \$1,000,000 or more, including a contract covered by the Federal Acquisition Regulation;

(C) issue a letter of intent to make an allocation, award, or Agreement in excess of the limits in subparagraph (A) or (B); or

(D) announce publicly the intention to make an allocation, award, or Agreement in excess of the limits in subparagraph (A) or (B).

(2) The Secretary of Energy shall submit to the Committees on Appropriations of both Houses of Congress within 15 days of the conclusion of each quarter a report detailing each grant allocation or discretionary grant award totaling less than \$1,000,000 provided during the previous quarter.

(3) The notification required by paragraph (1) and the report required by paragraph (2) shall include the recipient of the award, the amount of the award, the fiscal year for which the funds for the award were appropriated, the account and program, project, or activity from which the funds are being drawn, the title of the award, and a brief description of the activity for which the award is made.

(c) The Department of Energy may not, with respect to any program, project, or activity that uses budget authority made available in this title under the heading "Department of Energy—Energy Programs", enter into a multiyear contract, award a multiyear grant, or enter into a multiyear cooperative agreement unless—

(1) the contract, grant, or cooperative agreement is funded for the full period of performance as anticipated at the time of award; or

(2) the contract, grant, or cooperative agreement includes a clause conditioning the Federal Government's obligation on the availability of future year budget authority and the Secretary notifies the Committees on Appropriations of both Houses of Congress at least 3 days in advance.

(d) Except as provided in subsections (e), (f), and (g), the amounts made available by this title shall be expended as authorized by law for the programs, projects, and activities specified in the "FY 2019 Senate" column in

the "Department of Energy" table included under the heading "Title III—Department of Energy" in the report of the Committee on Appropriations accompanying this Act.

(e) The amounts made available by this title may be reprogrammed for any program, project, or activity, and the Department shall notify, and obtain the prior approval of, the Committees on Appropriations of both Houses of Congress at least 30 days prior to the use of any proposed reprogramming that would cause any program, project, or activity funding level to increase or decrease by more than \$5,000,000 or 10 percent, whichever is less, during the time period covered by this Act.

(f) None of the funds provided in this title shall be available for obligation or expenditure through a reprogramming of funds that—

(1) creates, initiates, or eliminates a program, project, or activity;

(2) increases funds or personnel for any program, project, or activity for which funds are denied or restricted by this Act; or

(3) reduces funds that are directed to be used for a specific program, project, or activity by this Act.

(g)(1) The Secretary of Energy may waive any requirement or restriction in this section that applies to the use of funds made available for the Department of Energy if compliance with such requirement or restriction would pose a substantial risk to human health, the environment, welfare, or national security.

(2) The Secretary of Energy shall notify the Committees on Appropriations of both Houses of Congress of any waiver under paragraph (1) as soon as practicable, but not later than 3 days after the date of the activity to which a requirement or restriction would otherwise have applied. Such notice shall include an explanation of the substantial risk under paragraph (1) that permitted such waiver.

(h) The unexpended balances of prior appropriations provided for activities in this Act may be available to the same appropriation accounts for such activities established pursuant to this title. Available balances may be merged with funds in the applicable established accounts and thereafter may be accounted for as one fund for the same time period as originally enacted.

SEC. 302. Funds appropriated by this or any other Act, or made available by the transfer of funds in this Act, for intelligence activities are deemed to be specifically authorized by the Congress for purposes of section 504 of the National Security Act of 1947 (50 U.S.C. 3094) during fiscal year 2019 until the enactment of the Intelligence Authorization Act for fiscal year 2019.

SEC. 303. None of the funds made available in this title may be used to approve critical decision-2 or critical decision-3 under Department of Energy Order 413.3B, or any successive departmental guidance, for construction projects where the total project cost exceeds \$100,000,000, until a separate independent cost estimate has been developed for the project for that critical decision.

SEC. 304. (a) DEFINITIONS.—In this section:

(1) **AFFECTED INDIAN TRIBE.**—The term "affected Indian tribe" has the meaning given the term in section 2 of the Nuclear Waste Policy Act of 1982 (42 U.S.C. 10101).

(2) **HIGH-LEVEL RADIOACTIVE WASTE.**—The term "high-level radioactive waste" has the meaning given the term in section 2 of the Nuclear Waste Policy Act of 1982 (42 U.S.C. 10101).

(3) **NUCLEAR WASTE FUND.**—The term "Nuclear Waste Fund" means the Nuclear Waste Fund established under section 302(c) of the Nuclear Waste Policy Act of 1982 (42 U.S.C. 10222(c)).

(4) **SECRETARY.**—The term "Secretary" means the Secretary of Energy.

(5) **SPENT NUCLEAR FUEL.**—The term "spent nuclear fuel" has the meaning given the term in section 2 of the Nuclear Waste Policy Act of 1982 (42 U.S.C. 10101).

(b) **PILOT PROGRAM.**—Notwithstanding any provision of the Nuclear Waste Policy Act of 1982 (42 U.S.C. 10101 et seq.), the Secretary is authorized, in the current fiscal year and subsequent fiscal years, to conduct a pilot program to license, construct, and operate 1 or more Federal consolidated storage facilities to provide interim storage as needed for spent nuclear fuel and high-level radioactive waste, with priority for storage given to spent nuclear fuel located on sites without an operating nuclear reactor.

(c) **REQUESTS FOR PROPOSALS.**—Not later than 120 days after the date of enactment of this Act, the Secretary shall issue a request for proposals for cooperative agreements—

(1) to obtain any license necessary from the Nuclear Regulatory Commission for the construction of 1 or more consolidated storage facilities;

(2) to demonstrate the safe transportation of spent nuclear fuel and high-level radioactive waste, as applicable; and

(3) to demonstrate the safe storage of spent nuclear fuel and high-level radioactive waste, as applicable, at the 1 or more consolidated storage facilities pending the construction and operation of deep geologic disposal capacity for the permanent disposal of the spent nuclear fuel.

(d) **CONSENT-BASED APPROVAL.**—Prior to siting a consolidated storage facility pursuant to this section, the Secretary shall enter into an agreement to host the facility with—

(1) the Governor of the State;

(2) each unit of local government within the jurisdiction of which the facility is proposed to be located; and

(3) each affected Indian tribe.

(e) **APPLICABILITY.**—In executing this section, the Secretary shall comply with—

(1) all licensing requirements and regulations of the Nuclear Regulatory Commission; and

(2) all other applicable laws (including regulations).

(f) **PILOT PROGRAM PLAN.**—Not later than 120 days after the date on which the Secretary issues the request for proposals under subsection (c), the Secretary shall submit to Congress a plan to carry out this section that includes—

(1) an estimate of the cost of licensing, constructing, and operating a consolidated storage facility, including the transportation costs, on an annual basis, over the expected lifetime of the facility;

(2) a schedule for—

(A) obtaining any license necessary to construct and operate a consolidated storage facility from the Nuclear Regulatory Commission;

(B) constructing the facility;

(C) transporting spent fuel to the facility; and

(D) removing the spent fuel and decommissioning the facility;

(3) an estimate of the cost of any financial assistance, compensation, or incentives proposed to be paid to the host State, Indian tribe, or local government;

(4) an estimate of any future reductions in the damages expected to be paid by the United States for the delay of the Department of Energy in accepting spent fuel expected to result from the pilot program;

(5) recommendations for any additional legislation needed to authorize and implement the pilot program; and

(6) recommendations for a mechanism to ensure that any spent nuclear fuel or high-level radioactive waste stored at a consoli-

dated storage facility pursuant to this section shall move to deep geologic disposal capacity, following a consent-based approval process for that deep geologic disposal capacity consistent with subsection (d), within a reasonable time after the issuance of a license to construct and operate the consolidated storage facility.

(g) **PUBLIC PARTICIPATION.**—Prior to choosing a site for the construction of a consolidated storage facility under this section, the Secretary shall conduct 1 or more public hearings in the vicinity of each potential site and in at least 1 other location within the State in which the site is located to solicit public comments and recommendations.

(h) **USE OF NUCLEAR WASTE FUND.**—The Secretary may make expenditures from the Nuclear Waste Fund to carry out this section, subject to appropriations.

#### TITLE IV

##### INDEPENDENT AGENCIES

###### APPALACHIAN REGIONAL COMMISSION

For expenses necessary to carry out the programs authorized by the Appalachian Regional Development Act of 1965, and for expenses necessary for the Federal Co-Chairman and the Alternate on the Appalachian Regional Commission, for payment of the Federal share of the administrative expenses of the Commission, including services as authorized by 5 U.S.C. 3109, and hire of passenger motor vehicles, \$155,000,000, to remain available until expended.

###### DEFENSE NUCLEAR FACILITIES SAFETY BOARD SALARIES AND EXPENSES

For expenses necessary for the Defense Nuclear Facilities Safety Board in carrying out activities authorized by the Atomic Energy Act of 1954, as amended by Public Law 100-456, section 1441, \$31,000,000, to remain available until September 30, 2020.

###### DELTA REGIONAL AUTHORITY

###### SALARIES AND EXPENSES

For expenses necessary for the Delta Regional Authority and to carry out its activities, as authorized by the Delta Regional Authority Act of 2000, notwithstanding sections 382F(d), 382M, and 382N of said Act, \$25,000,000, to remain available until expended.

###### DENALI COMMISSION

For expenses necessary for the Denali Commission including the purchase, construction, and acquisition of plant and capital equipment as necessary and other expenses, \$15,000,000, to remain available until expended, notwithstanding the limitations contained in section 306(g) of the Denali Commission Act of 1998: *Provided*, That funds shall be available for construction projects in an amount not to exceed 80 percent of total project cost for distressed communities, as defined by section 307 of the Denali Commission Act of 1998 (division C, title III, Public Law 105-277), as amended by section 701 of appendix D, title VII, Public Law 106-113 (113 Stat. 1501A-280), and an amount not to exceed 50 percent for non-distressed communities: *Provided further*, That notwithstanding any other provision of law regarding payment of a non-Federal share in connection with a grant-in-aid program, amounts under this heading shall be available for the payment of such a non-Federal share for programs undertaken to carry out the purposes of the Commission.

###### NORTHERN BORDER REGIONAL COMMISSION

For expenses necessary for the Northern Border Regional Commission in carrying out activities authorized by subtitle V of title 40, United States Code, \$20,000,000, to remain available until expended: *Provided*, That such amounts shall be available for administrative expenses, notwithstanding section

15751(b) of title 40, United States Code: *Provided further*, That during fiscal year 2019, the duties and authority of the Federal Co-chairperson shall be assumed by the Northern Border Regional Commission Program Director if the position of the Federal Co-chairperson and Alternate Federal Co-chairperson is vacant.

#### NUCLEAR REGULATORY COMMISSION SALARIES AND EXPENSES

For expenses necessary for the Commission in carrying out the purposes of the Energy Reorganization Act of 1974 and the Atomic Energy Act of 1954, \$898,350,000, including official representation expenses not to exceed \$25,000, to remain available until expended: *Provided*, That of the amount appropriated herein, not more than \$9,500,000 may be made available for salaries, travel, and other support costs for the Office of the Commission, to remain available until September 30, 2020, of which, notwithstanding section 201(a)(2)(c) of the Energy Reorganization Act of 1974 (42 U.S.C. 5841(a)(2)(c)), the use and expenditure shall only be approved by a majority vote of the Commission: *Provided further*, That revenues from licensing fees, inspection services, and other services and collections estimated at \$794,218,500 in fiscal year 2019 shall be retained and used for necessary salaries and expenses in this account, notwithstanding 31 U.S.C. 3302, and shall remain available until expended: *Provided further*, That the sum herein appropriated shall be reduced by the amount of revenues received during fiscal year 2019 so as to result in a final fiscal year 2019 appropriation estimated at not more than \$104,131,500: *Provided further*, That of the amounts appropriated under this heading, \$10,000,000 shall be for university research and development in areas relevant to the Commission's mission, and \$5,000,000 shall be for a Nuclear Science and Engineering Grant Program that will support multiyear projects that do not align with programmatic missions but are critical to maintaining the discipline of nuclear science and engineering.

#### OFFICE OF INSPECTOR GENERAL

For expenses necessary for the Office of Inspector General in carrying out the provisions of the Inspector General Act of 1978, \$12,609,000, to remain available until September 30, 2020: *Provided*, That revenues from licensing fees, inspection services, and other services and collections estimated at \$10,355,000 in fiscal year 2019 shall be retained and be available until September 30, 2020, for necessary salaries and expenses in this account, notwithstanding section 3302 of title 31, United States Code: *Provided further*, That the sum herein appropriated shall be reduced by the amount of revenues received during fiscal year 2019 so as to result in a final fiscal year 2019 appropriation estimated at not more than \$2,254,000: *Provided further*, That of the amounts appropriated under this heading, \$1,103,000 shall be for Inspector General services for the Defense Nuclear Facilities Safety Board, which shall not be available from fee revenues.

#### NUCLEAR WASTE TECHNICAL REVIEW BOARD SALARIES AND EXPENSES

For expenses necessary for the Nuclear Waste Technical Review Board, as authorized by Public Law 100-203, section 5051, \$3,600,000, to be derived from the Nuclear Waste Fund, to remain available until September 30, 2020.

#### GENERAL PROVISIONS—INDEPENDENT AGENCIES

SEC. 401. The Nuclear Regulatory Commission shall comply with the July 5, 2011, version of Chapter VI of its Internal Commission Procedures when responding to Congressional requests for information.

SEC. 402. (a) The amounts made available by this title for the Nuclear Regulatory Commission may be reprogrammed for any program, project, or activity, and the Commission shall notify the Committees on Appropriations of both Houses of Congress at least 30 days prior to the use of any proposed reprogramming that would cause any program funding level to increase or decrease by more than \$500,000 or 10 percent, whichever is less, during the time period covered by this Act.

(b)(1) The Nuclear Regulatory Commission may waive the notification requirement in subsection (a) if compliance with such requirement would pose a substantial risk to human health, the environment, welfare, or national security.

(2) The Nuclear Regulatory Commission shall notify the Committees on Appropriations of both Houses of Congress of any waiver under paragraph (1) as soon as practicable, but not later than 3 days after the date of the activity to which a requirement or restriction would otherwise have applied. Such notice shall include an explanation of the substantial risk under paragraph (1) that permitted such waiver and shall provide a detailed report to the Committees of such waiver and changes to funding levels to programs, projects, or activities.

(c) Except as provided in subsections (a), (b), and (d), the amounts made available by this title for "Nuclear Regulatory Commission—Salaries and Expenses" shall be expended as directed in the report of the Committee on Appropriations accompanying this Act.

(d) None of the funds provided for the Nuclear Regulatory Commission shall be available for obligation or expenditure through a reprogramming of funds that increases funds or personnel for any program, project, or activity for which funds are denied or restricted by this Act.

(e) The Commission shall provide a monthly report to the Committees on Appropriations of both Houses of Congress, which includes the following for each program, project, or activity, including any prior year appropriations—

- (1) total budget authority;
- (2) total unobligated balances; and
- (3) total unliquidated obligations.

#### TITLE V GENERAL PROVISIONS

SEC. 501. None of the funds appropriated by this Act may be used in any way, directly or indirectly, to influence congressional action on any legislation or appropriation matters pending before Congress, other than to communicate to Members of Congress as described in 18 U.S.C. 1913.

SEC. 502. (a) None of the funds made available in title III of this Act may be transferred to any department, agency, or instrumentality of the United States Government, except pursuant to a transfer made by or transfer authority provided in this Act or any other appropriations Act for any fiscal year, transfer authority referenced in the report of the Committee on Appropriations accompanying this Act, or any authority whereby a department, agency, or instrumentality of the United States Government may provide goods or services to another department, agency, or instrumentality.

(b) None of the funds made available for any department, agency, or instrumentality of the United States Government may be transferred to accounts funded in title III of this Act, except pursuant to a transfer made by or transfer authority provided in this Act or any other appropriations Act for any fiscal year, transfer authority referenced in the report of the Committee on Appropriations accompanying this Act, or any authority

whereby a department, agency, or instrumentality of the United States Government may provide goods or services to another department, agency, or instrumentality.

(c) The head of any relevant department or agency funded in this Act utilizing any transfer authority shall submit to the Committees on Appropriations of both Houses of Congress a semiannual report detailing the transfer authorities, except for any authority whereby a department, agency, or instrumentality of the United States Government may provide goods or services to another department, agency, or instrumentality, used in the previous 6 months and in the year-to-date. This report shall include the amounts transferred and the purposes for which they were transferred, and shall not replace or modify existing notification requirements for each authority.

SEC. 503. (a) None of the funds made available in this Act may be used to maintain or establish a computer network unless such network blocks the viewing, downloading, and exchanging of pornography.

(b) Nothing in subsection (a) shall limit the use of funds necessary for any Federal, State, tribal, or local law enforcement agency or any other entity carrying out criminal investigations, prosecution, or adjudication activities.

This division may be cited as the "Energy and Water Development and Related Agencies Appropriations Act, 2019".

#### DIVISION B—LEGISLATIVE BRANCH APPROPRIATIONS ACT, 2019

The following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the Legislative Branch for the fiscal year ending September 30, 2019, and for other purposes, namely:

#### TITLE I LEGISLATIVE BRANCH SENATE EXPENSE ALLOWANCES

For expense allowances of the Vice President, \$18,760; the President Pro Tempore of the Senate, \$37,520; Majority Leader of the Senate, \$39,920; Minority Leader of the Senate, \$39,920; Majority Whip of the Senate, \$9,980; Minority Whip of the Senate, \$9,980; President Pro Tempore Emeritus, \$15,000; Chairmen of the Majority and Minority Conference Committees, \$4,690 for each Chairman; and Chairmen of the Majority and Minority Policy Committees, \$4,690 for each Chairman; in all, \$189,840.

For representation allowances of the Majority and Minority Leaders of the Senate, \$14,070 for each such Leader; in all, \$28,140.

#### SALARIES, OFFICERS AND EMPLOYEES

For compensation of officers, employees, and others as authorized by law, including agency contributions, \$205,376,812, which shall be paid from this appropriation as follows:

#### OFFICE OF THE VICE PRESIDENT

For the Office of the Vice President, \$2,417,248.

#### OFFICE OF THE PRESIDENT PRO TEMPORE

For the Office of the President Pro Tempore, \$723,466.

#### OFFICE OF THE PRESIDENT PRO TEMPORE EMERITUS

For the Office of the President Pro Tempore Emeritus, \$309,000.

#### OFFICES OF THE MAJORITY AND MINORITY LEADERS

For Offices of the Majority and Minority Leaders, \$5,255,576.

#### OFFICES OF THE MAJORITY AND MINORITY WHIPS

For Offices of the Majority and Minority Whips, \$3,359,424.



## COMMITTEE ON APPROPRIATIONS

For salaries of the Committee on Appropriations, \$15,142,000.

## CONFERENCE COMMITTEES

For the Conference of the Majority and the Conference of the Minority, at rates of compensation to be fixed by the Chairman of each such committee, \$1,658,000 for each such committee; in all, \$3,316,000.

## OFFICES OF THE SECRETARIES OF THE CONFERENCE OF THE MAJORITY AND THE CONFERENCE OF THE MINORITY

For Offices of the Secretaries of the Conference of the Majority and the Conference of the Minority, \$817,402.

## POLICY COMMITTEES

For salaries of the Majority Policy Committee and the Minority Policy Committee, \$1,692,905 for each such committee; in all, \$3,385,810.

## OFFICE OF THE CHAPLAIN

For Office of the Chaplain, \$461,886.

## OFFICE OF THE SECRETARY

For Office of the Secretary, \$25,783,000.

## OFFICE OF THE SERGEANT AT ARMS AND DOORKEEPER

For Office of the Sergeant at Arms and Doorkeeper, \$82,684,000.

## OFFICES OF THE SECRETARIES FOR THE MAJORITY AND MINORITY

For Offices of the Secretary for the Majority and the Secretary for the Minority, \$1,810,000.

## AGENCY CONTRIBUTIONS AND RELATED EXPENSES

For agency contributions for employee benefits, as authorized by law, and related expenses, \$59,912,000.

## OFFICE OF THE LEGISLATIVE COUNSEL OF THE SENATE

For salaries and expenses of the Office of the Legislative Counsel of the Senate, \$6,115,000.

## OFFICE OF SENATE LEGAL COUNSEL

For salaries and expenses of the Office of Senate Legal Counsel, \$1,147,000.

## EXPENSE ALLOWANCES OF THE SECRETARY OF THE SENATE, SERGEANT AT ARMS AND DOORKEEPER OF THE SENATE, AND SECRETARIES FOR THE MAJORITY AND MINORITY OF THE SENATE

For expense allowances of the Secretary of the Senate, \$7,110; Sergeant at Arms and Doorkeeper of the Senate, \$7,110; Secretary for the Majority of the Senate, \$7,110; Secretary for the Minority of the Senate, \$7,110; in all, \$28,440.

## CONTINGENT EXPENSES OF THE SENATE

## INQUIRIES AND INVESTIGATIONS

For expenses of inquiries and investigations ordered by the Senate, or conducted under paragraph 1 of rule XXVI of the Standing Rules of the Senate, section 112 of the Supplemental Appropriations and Rescission Act, 1980 (Public Law 96-304), and Senate Resolution 281, 96th Congress, agreed to March 11, 1980, \$133,265,000, of which \$26,650,000 shall remain available until September 30, 2021.

## U.S. SENATE CAUCUS ON INTERNATIONAL NARCOTICS CONTROL

For expenses of the United States Senate Caucus on International Narcotics Control, \$508,000.

## SECRETARY OF THE SENATE

For expenses of the Office of the Secretary of the Senate, \$10,036,000 of which \$6,436,000 shall remain available until September 30, 2023 and of which \$3,600,000 shall remain available until expended.

## SERGEANT AT ARMS AND DOORKEEPER OF THE SENATE

For expenses of the Office of the Sergeant at Arms and Doorkeeper of the Senate, \$126,595,000, which shall remain available until September 30, 2023.

## MISCELLANEOUS ITEMS

For miscellaneous items, \$20,870,849 which shall remain available until September 30, 2021.

## SENATORS' OFFICIAL PERSONNEL AND OFFICE EXPENSE ACCOUNT

For Senators' Official Personnel and Office Expense Account, \$429,000,000 of which \$20,128,950 shall remain available until September 30, 2021 and of which \$5,000,000 shall be allocated solely for the purpose of providing financial compensation to Senate interns.

## OFFICIAL MAIL COSTS

For expenses necessary for official mail costs of the Senate, \$300,000.

## ADMINISTRATIVE PROVISIONS

## REQUIRING AMOUNTS REMAINING IN SENATORS' OFFICIAL PERSONNEL AND OFFICE EXPENSE ACCOUNT TO BE USED FOR DEFICIT REDUCTION OR TO REDUCE THE FEDERAL DEBT

SEC. 101. Notwithstanding any other provision of law, any amounts appropriated under this Act under the heading "SENATE" under the heading "CONTINGENT EXPENSES OF THE SENATE" under the heading "SENATORS' OFFICIAL PERSONNEL AND OFFICE EXPENSE ACCOUNT" shall be available for obligation only during the fiscal year or fiscal years for which such amounts are made available. Any unexpended balances under such allowances remaining after the end of the period of availability shall be returned to the Treasury in accordance with the undesignated paragraph under the center heading "GENERAL PROVISION" under chapter XI of the Third Supplemental Appropriation Act, 1957 (2 U.S.C. 4107) and used for deficit reduction (or, if there is no Federal budget deficit after all such payments have been made, for reducing the Federal debt, in such manner as the Secretary of the Treasury considers appropriate).

## ADJUSTMENTS TO COMPENSATION

SEC. 102. Notwithstanding any other provision of law, no adjustment shall be made under section 601(a) of the Legislative Reorganization Act of 1946 (2 U.S.C. 4501) (relating to cost of living adjustments for Members of Congress) during fiscal year 2019.

## FILING BY SENATE CANDIDATES WITH COMMISSION

SEC. 103. Section 302(g) of the Federal Election Campaign Act of 1971 (52 U.S.C. 30102(g)) is amended to read as follows:

"(g) FILING WITH THE COMMISSION.—All designations, statements, and reports required to be filed under this Act shall be filed with the Commission."

## HOUSE OF REPRESENTATIVES

## SALARIES AND EXPENSES

For salaries and expenses of the House of Representatives, \$1,232,893,035, as follows:

## HOUSE LEADERSHIP OFFICES

For salaries and expenses, as authorized by law, \$25,378,875, including: Office of the Speaker, \$7,123,634, including \$25,000 for official expenses of the Speaker; Office of the Majority Floor Leader, \$2,642,739, including \$10,000 for official expenses of the Majority Leader; Office of the Minority Floor Leader, \$7,751,946, including \$10,000 for official expenses of the Minority Leader; Office of the Majority Whip, including the Chief Deputy Majority Whip, \$2,197,163, including \$5,000 for official expenses of the Majority Whip; Office of the Minority Whip, including the Chief

Deputy Minority Whip, \$1,700,079, including \$5,000 for official expenses of the Minority Whip; Republican Conference, \$2,186,819; Democratic Caucus, \$1,776,495: *Provided*, That such amount for salaries and expenses shall remain available from January 3, 2019 until January 2, 2020.

## MEMBERS' REPRESENTATIONAL ALLOWANCES

## INCLUDING MEMBERS' CLERK HIRE, OFFICIAL EXPENSES OF MEMBERS, AND OFFICIAL MAIL

For Members' representational allowances, including Members' clerk hire, official expenses, and official mail, \$573,630,000.

## COMMITTEE EMPLOYEES

## STANDING COMMITTEES, SPECIAL AND SELECT

For salaries and expenses of standing committees, special and select, authorized by House resolutions, \$127,903,173: *Provided*, That such amount shall remain available for such salaries and expenses until December 31, 2020, except that \$4,000,000 of such amount shall remain available until expended for committee room upgrading.

## COMMITTEE ON APPROPRIATIONS

For salaries and expenses of the Committee on Appropriations, \$23,112,971, including studies and examinations of executive agencies and temporary personal services for such committee, to be expended in accordance with section 202(b) of the Legislative Reorganization Act of 1946 and to be available for reimbursement to agencies for services performed: *Provided*, That such amount shall remain available for such salaries and expenses until December 31, 2020.

## SALARIES, OFFICERS AND EMPLOYEES

For compensation and expenses of officers and employees, as authorized by law, \$218,345,000, including: for salaries and expenses of the Office of the Clerk, including the positions of the Chaplain and the Historian, and including not more than \$25,000 for official representation and reception expenses, of which not more than \$20,000 is for the Family Room and not more than \$2,000 is for the Office of the Chaplain, \$28,305,000; for salaries and expenses of the Office of the Sergeant at Arms, including the position of Superintendent of Garages and the Office of Emergency Management, and including not more than \$3,000 for official representation and reception expenses, \$18,773,000 of which \$5,524,000 shall remain available until expended; for salaries and expenses of the Office of the Chief Administrative Officer including not more than \$3,000 for official representation and reception expenses, \$148,058,000, of which \$11,631,000 shall remain available until expended; for salaries and expenses of the Office of the Inspector General, \$5,019,000; for salaries and expenses of the Office of General Counsel, \$1,502,000; for salaries and expenses of the Office of the Parliamentarian, including the Parliamentarian, \$2,000 for preparing the Digest of Rules, and not more than \$1,000 for official representation and reception expenses, \$2,026,000; for salaries and expenses of the Office of the Law Revision Counsel of the House, \$3,327,000; for salaries and expenses of the Office of the Legislative Counsel of the House, \$9,937,000; for salaries and expenses of the Office of Interparliamentary Affairs, \$814,000; for other authorized employees, \$584,000.

## ALLOWANCES AND EXPENSES

For allowances and expenses as authorized by House resolution or law, \$264,293,016, including: supplies, materials, administrative costs and Federal tort claims, \$525,016; official mail for committees, leadership offices, and administrative offices of the House, \$190,000; Government contributions for health, retirement, Social Security, and other applicable employee benefits, \$239,000,000, to remain available until March

31, 2020; Business Continuity and Disaster Recovery, \$16,186,000 of which \$5,000,000 shall remain available until expended; transition activities for new members and staff, \$3,000,000, to remain available until expended; Wounded Warrior Program \$3,000,000, to remain available until expended; Office of Congressional Ethics, \$1,670,000; and miscellaneous items including purchase, exchange, maintenance, repair and operation of House motor vehicles, interparliamentary receptions, and gratuities to heirs of deceased employees of the House, \$722,000.

#### ADMINISTRATIVE PROVISIONS

##### REQUIRING AMOUNTS REMAINING IN MEMBERS' REPRESENTATIONAL ALLOWANCES TO BE USED FOR DEFICIT REDUCTION OR TO REDUCE THE FEDERAL DEBT

SEC. 110. (a) Notwithstanding any other provision of law, any amounts appropriated under this Act for "HOUSE OF REPRESENTATIVES—SALARIES AND EXPENSES—MEMBERS' REPRESENTATIONAL ALLOWANCES" shall be available only for fiscal year 2019. Any amount remaining after all payments are made under such allowances for fiscal year 2019 shall be deposited in the Treasury and used for deficit reduction (or, if there is no Federal budget deficit after all such payments have been made, for reducing the Federal debt, in such manner as the Secretary of the Treasury considers appropriate).

(b) REGULATIONS.—The Committee on House Administration of the House of Representatives shall have authority to prescribe regulations to carry out this section.

(c) DEFINITION.—As used in this section, the term "Member of the House of Representatives" means a Representative in, or a Delegate or Resident Commissioner to, the Congress.

#### DELIVERY OF BILLS AND RESOLUTIONS

SEC. 111. (a) None of the funds made available in any fiscal year may be used to deliver a printed copy of a bill, joint resolution, or resolution to the office of a Member of the House of Representatives (including a Delegate or Resident Commissioner to the Congress) unless the Member requests a copy.

(b) This section shall apply with respect to fiscal year 2019 and each succeeding fiscal year.

#### DELIVERY OF CONGRESSIONAL RECORD

SEC. 112. (a) None of the funds made available in any fiscal year may be used to deliver a printed copy of any version of the Congressional Record to the office of a Member of the House of Representatives (including a Delegate or Resident Commissioner to the Congress).

(b) This section shall apply with respect to fiscal year 2019 and each succeeding fiscal year.

#### LIMITATION ON AMOUNT AVAILABLE TO LEASE VEHICLES

SEC. 113. None of the funds made available in this Act may be used by the Chief Administrative Officer of the House of Representatives to make any payments from any Members' Representational Allowance for the leasing of a vehicle, excluding mobile district offices, in an aggregate amount that exceeds \$1,000 for the vehicle in any month.

#### LIMITATION ON PRINTED COPIES OF U.S. CODE TO HOUSE

SEC. 114. (a) None of the funds made available in any fiscal year may be used to provide an aggregate number of more than 50 printed copies of any edition of the United States Code to all offices of the House of Representatives.

(b) This section shall apply with respect to fiscal year 2019 and each succeeding fiscal year.

#### DELIVERY OF REPORTS OF DISBURSEMENTS

SEC. 115. (a) None of the funds made available in any fiscal year may be used to deliver

a printed copy of the report of disbursements for the operations of the House of Representatives under section 106 of the House of Representatives Administration Reform Technical Corrections Act (2 U.S.C. 5535) to the office of a Member of the House of Representatives (including a Delegate or Resident Commissioner to the Congress).

(b) This section shall apply with respect to fiscal year 2019 and each succeeding fiscal year.

#### DELIVERY OF DAILY CALENDAR

SEC. 116. (a) None of the funds made available in any fiscal year may be used to deliver to the office of a Member of the House of Representatives (including a Delegate or Resident Commissioner to the Congress) a printed copy of the Daily Calendar of the House of Representatives which is prepared by the Clerk of the House of Representatives.

(b) This section shall apply with respect to fiscal year 2019 and each succeeding fiscal year.

#### DELIVERY OF CONGRESSIONAL PICTORIAL DIRECTORY

SEC. 117. (a) None of the funds made available in any fiscal year may be used to deliver a printed copy of the Congressional Pictorial Directory to the office of a Member of the House of Representatives (including a Delegate or Resident Commissioner to the Congress).

(b) This section shall apply with respect to fiscal year 2019 and each succeeding fiscal year.

#### REPEAL OF AUTHORIZATIONS FOR FORMER SPEAKERS

SEC. 118. (a) REPEAL OF AUTHORIZATIONS FOR OFFICE SPACE, OFFICE EXPENSES, FRANKING AND PRINTING PRIVILEGES, AND STAFF.—The first section and sections 2, 4, 5, and 8 of House Resolution 1238, Ninety-first Congress, agreed to December 22, 1970 (as enacted into permanent law by chapter VIII of the Supplemental Appropriations Act, 1971) (2 U.S.C. 5125(a), 5126, 5127, 5128, and 5129) are repealed.

(b) CONFORMING AMENDMENT.—Subsection (b) of the first section of Public Law 93-532 (2 U.S.C. 5125(b)) is repealed.

(c) EFFECTIVE DATE.—The amendments made by this section shall apply with respect to any individual who serves as a Representative in Congress during the One Hundred Fifteenth Congress or any succeeding Congress.

#### ADJUSTMENTS TO COMPENSATION

SEC. 119. Notwithstanding any other provision of law, no adjustment shall be made under section 601(a) of the Legislative Reorganization Act of 1946 (2 U.S.C. 4501) (relating to cost of living adjustments for Members of Congress) during fiscal year 2019.

#### TRANSFER AUTHORITY

SEC. 120. (a) AUTHORITY TO MAKE TRANSFERS AMONG HOUSE LEADERSHIP OFFICES.—Section 101 of the Legislative Branch Appropriations Act, 1993 (2 U.S.C. 5507) is amended by adding at the end the following new subsection:

"(f) Amounts appropriated for any fiscal year for the House of Representatives under the heading 'House Leadership Offices' may be transferred among and merged with the various offices and activities under such heading, effective upon the expiration of the 21-day period (or such alternative period that may be imposed by the Committee on Appropriations of the House of Representatives) which begins on the date such Committee has been notified of the transfer."

(b) EFFECTIVE DATE.—The amendment made by subsection (a) shall apply with respect to fiscal year 2019 and each succeeding fiscal year.

#### JOINT ITEMS

For Joint Committees, as follows:

#### JOINT ECONOMIC COMMITTEE

For salaries and expenses of the Joint Economic Committee, \$4,203,000, to be disbursed by the Secretary of the Senate.

#### JOINT COMMITTEE ON TAXATION

For salaries and expenses of the Joint Committee on Taxation, \$11,169,000, to be disbursed by the Chief Administrative Officer of the House of Representatives.

For other joint items, as follows:

#### OFFICE OF THE ATTENDING PHYSICIAN

For medical supplies, equipment, and contingent expenses of the emergency rooms, and for the Attending Physician and his assistants, including:

(1) an allowance of \$2,175 per month to the Attending Physician;

(2) an allowance of \$1,300 per month to the Senior Medical Officer;

(3) an allowance of \$725 per month each to three medical officers while on duty in the Office of the Attending Physician;

(4) an allowance of \$725 per month to 2 assistants and \$580 per month each not to exceed 11 assistants on the basis heretofore provided for such assistants; and

(5) \$2,740,000 for reimbursement to the Department of the Navy for expenses incurred for staff and equipment assigned to the Office of the Attending Physician, which shall be advanced and credited to the applicable appropriation or appropriations from which such salaries, allowances, and other expenses are payable and shall be available for all the purposes thereof, \$3,798,000, to be disbursed by the Chief Administrative Officer of the House of Representatives.

#### OFFICE OF CONGRESSIONAL ACCESSIBILITY SERVICES

##### SALARIES AND EXPENSES

For salaries and expenses of the Office of Congressional Accessibility Services, \$1,486,000, to be disbursed by the Secretary of the Senate.

#### CAPITOL POLICE

##### SALARIES

For salaries of employees of the Capitol Police, including overtime, hazardous duty pay, and Government contributions for health, retirement, social security, professional liability insurance, and other applicable employee benefits, \$371,483,000 of which overtime shall not exceed \$43,668,000 unless the Committee on Appropriations of the House and Senate are notified, to be disbursed by the Chief of the Capitol Police or his designee.

##### GENERAL EXPENSES

For necessary expenses of the Capitol Police, including motor vehicles, communications and other equipment, security equipment and installation, uniforms, weapons, supplies, materials, training, medical services, forensic services, stenographic services, personal and professional services, the employee assistance program, the awards program, postage, communication services, travel advances, relocation of instructor and liaison personnel for the Federal Law Enforcement Training Center, and not more than \$5,000 to be expended on the certification of the Chief of the Capitol Police in connection with official representation and reception expenses, \$81,554,000, to be disbursed by the Chief of the Capitol Police or his designee: *Provided*, That, notwithstanding any other provision of law, the cost of basic training for the Capitol Police at the Federal Law Enforcement Training Center for fiscal year 2019 shall be paid by the Secretary of Homeland Security from funds available to the Department of Homeland Security.

OFFICE OF COMPLIANCE  
SALARIES AND EXPENSES

For salaries and expenses of the Office of Compliance, as authorized by section 305 of the Congressional Accountability Act of 1995 (2 U.S.C. 1385), \$6,332,670, of which \$900,000 shall remain available until September 30, 2020: *Provided*, That not more than \$500 may be expended on the certification of the Executive Director of the Office of Compliance in connection with official representation and reception expenses.

CONGRESSIONAL BUDGET OFFICE  
SALARIES AND EXPENSES

For salaries and expenses necessary for operation of the Congressional Budget Office, including not more than \$6,000 to be expended on the certification of the Director of the Congressional Budget Office in connection with official representation and reception expenses, \$50,295,000.

ARCHITECT OF THE CAPITOL

CAPITAL CONSTRUCTION AND OPERATIONS

For salaries for the Architect of the Capitol, and other personal services, at rates of pay provided by law; for all necessary expenses for surveys and studies, construction, operation, and general and administrative support in connection with facilities and activities under the care of the Architect of the Capitol including the Botanic Garden; electrical substations of the Capitol, Senate and House office buildings, and other facilities under the jurisdiction of the Architect of the Capitol; including furnishings and office equipment; including not more than \$5,000 for official reception and representation expenses, to be expended as the Architect of the Capitol may approve; for purchase or exchange, maintenance, and operation of a passenger motor vehicle, \$101,381,903.

CAPITOL BUILDING

For all necessary expenses for the maintenance, care and operation of the Capitol, \$39,318,335, of which \$12,981,000 shall remain available until September 30, 2023.

CAPITOL GROUNDS

For all necessary expenses for care and improvement of grounds surrounding the Capitol, the Senate and House office buildings, and the Capitol Power Plant, \$16,160,439, of which \$5,019,000 shall remain available until September 30, 2023.

HOUSE OFFICE BUILDINGS

For all necessary expenses for the maintenance, care and operation of the House office buildings, \$187,098,000, of which \$127,552,000 shall remain available until September 30, 2023, and of which \$62,000,000 shall remain available until expended for the restoration and renovation of the Cannon House Office Building; *Provided*, That of the amount made available under this heading, \$7,000,000 shall be derived by transfer from the House Office Building Fund established under section 176(d) of the Continuing Appropriations Act, 2017, as added by section 101(3) of the Further Continuing Appropriation Act, 2017 (Public Law 114-254; 2 U.S.C. 2001 note).

In addition, for a payment to the House Historic Buildings Revitalization Trust Fund, \$10,000,000, to remain available until expended.

SENATE OFFICE BUILDINGS

For all necessary expenses for the maintenance, care and operation of Senate office buildings; and furniture and furnishings to be expended under the control and supervision of the Architect of the Capitol, \$92,918,081, of which \$31,162,000 shall remain available until September 30, 2023.

CAPITOL POWER PLANT

For all necessary expenses for the maintenance, care and operation of the Capitol

Power Plant; lighting, heating, power (including the purchase of electrical energy) and water and sewer services for the Capitol, Senate and House office buildings, Library of Congress buildings, and the grounds about the same, Botanic Garden, Senate garage, and air conditioning refrigeration not supplied from plants in any of such buildings; heating the Government Publishing Office and Washington City Post Office, and heating and chilled water for air conditioning for the Supreme Court Building, the Union Station complex, the Thurgood Marshall Federal Judiciary Building and the Folger Shakespeare Library, expenses for which shall be advanced or reimbursed upon request of the Architect of the Capitol and amounts so received shall be deposited into the Treasury to the credit of this appropriation, \$97,827,258, of which \$15,286,617 shall remain available until September 30, 2023: *Provided*, That not more than \$9,000,000 of the funds credited or to be reimbursed to this appropriation as herein provided shall be available for obligation during fiscal year 2019.

LIBRARY BUILDINGS AND GROUNDS

For all necessary expenses for the mechanical and structural maintenance, care and operation of the Library buildings and grounds, \$64,125,666, of which \$36,254,000 shall remain available until September 30, 2023.

CAPITOL POLICE BUILDINGS, GROUNDS AND SECURITY

For all necessary expenses for the maintenance, care and operation of buildings, grounds and security enhancements of the United States Capitol Police, wherever located, the Alternate Computing Facility, and Architect of the Capitol security operations, \$54,680,047, of which \$28,777,000 shall remain available until September 30, 2023.

BOTANIC GARDEN

For all necessary expenses for the maintenance, care and operation of the Botanic Garden and the nurseries, buildings, grounds, and collections; and purchase and exchange, maintenance, repair, and operation of a passenger motor vehicle; all under the direction of the Joint Committee on the Library, \$14,559,589, of which \$3,559,000 shall remain available until September 30, 2023: *Provided*, That, of the amount made available under this heading, the Architect of the Capitol may obligate and expend such sums as may be necessary for the maintenance, care and operation of the National Garden established under section 307E of the Legislative Branch Appropriations Act, 1989 (2 U.S.C. 2146), upon vouchers approved by the Architect of the Capitol or a duly authorized designee.

CAPITOL VISITOR CENTER

For all necessary expenses for the operation of the Capitol Visitor Center, \$23,054,946.

ADMINISTRATIVE PROVISIONS

NO BONUSES FOR CONTRACTORS BEHIND  
SCHEDULE OR OVER BUDGET

SEC. 140. None of the funds made available in this Act for the Architect of the Capitol may be used to make incentive or award payments to contractors for work on contracts or programs for which the contractor is behind schedule or over budget, unless the Architect of the Capitol, or agency-employed designee, determines that any such deviations are due to unforeseeable events, government-driven scope changes, or are not significant within the overall scope of the project and/or program.

SCRIMS

SEC. 141. None of the funds made available by this Act may be used for scrims containing photographs of building facades during restoration or construction projects performed by the Architect of the Capitol.

LIBRARY OF CONGRESS  
SALARIES AND EXPENSES

For all necessary expenses of the Library of Congress not otherwise provided for, including development and maintenance of the Library's catalogs; custody and custodial care of the Library buildings; special clothing; cleaning, laundering and repair of uniforms; preservation of motion pictures in the custody of the Library; operation and maintenance of the American Folklife Center in the Library; preparation and distribution of catalog records and other publications of the Library; hire or purchase of one passenger motor vehicle; and expenses of the Library of Congress Trust Fund Board not properly chargeable to the income of any trust fund held by the Board, \$474,429,000, of which not more than \$6,000,000 shall be derived from collections credited to this appropriation during fiscal year 2019, and shall remain available until expended, under the Act of June 28, 1902 (chapter 1301; 32 Stat. 480; 2 U.S.C. 150): *Provided*, That the Library of Congress may not obligate or expend any funds derived from collections under the Act of June 28, 1902, in excess of the amount authorized for obligation or expenditure in appropriations Acts: *Provided further*, That the total amount available for obligation shall be reduced by the amount by which collections are less than \$6,000,000: *Provided further*, That of the total amount appropriated, not more than \$12,000 may be expended, on the certification of the Librarian of Congress, in connection with official representation and reception expenses for the Overseas Field Offices: *Provided further*, That of the total amount appropriated, \$8,855,000 shall remain available until expended for the digital collections and educational curricula program: *Provided further*, That of the total amount appropriated, \$1,318,000 shall remain available until expended for upgrade of the Legislative Branch Financial Management System.

COPYRIGHT OFFICE

SALARIES AND EXPENSES

For all necessary expenses of the Copyright Office, \$92,462,000, of which not more than \$39,218,000, to remain available until expended, shall be derived from collections credited to this appropriation during fiscal year 2019 under section 708(d) of title 17, United States Code: *Provided*, That the Copyright Office may not obligate or expend any funds derived from collections under such section, in excess of the amount authorized for obligation or expenditure in appropriations Acts: *Provided further*, That not more than \$6,272,000 shall be derived from collections during fiscal year 2019 under sections 111(d)(2), 119(b)(3), 803(e), 1005, and 1316 of such title: *Provided further*, That the total amount available for obligation shall be reduced by the amount by which collections are less than \$45,490,000: *Provided further*, That \$4,328,000 shall be derived from prior year unobligated balances: *Provided further*, That not more than \$100,000 of the amount appropriated is available for the maintenance of an "International Copyright Institute" in the Copyright Office of the Library of Congress for the purpose of training nationals of developing countries in intellectual property laws and policies: *Provided further*, That not more than \$6,500 may be expended, on the certification of the Librarian of Congress, in connection with official representation and reception expenses for activities of the International Copyright Institute and for copyright delegations, visitors, and seminars: *Provided further*, That, notwithstanding any provision of chapter 8 of title 17, United States Code, any amounts made available under this heading which are

attributable to royalty fees and payments received by the Copyright Office pursuant to sections 111, 119, and chapter 10 of such title may be used for the costs incurred in the administration of the Copyright Royalty Judges program, with the exception of the costs of salaries and benefits for the Copyright Royalty Judges and staff under section 802(e).

CONGRESSIONAL RESEARCH SERVICE  
SALARIES AND EXPENSES

For all necessary expenses to carry out the provisions of section 203 of the Legislative Reorganization Act of 1946 (2 U.S.C. 166) and to revise and extend the Annotated Constitution of the United States of America, \$123,828,000: *Provided*, That no part of such amount may be used to pay any salary or expense in connection with any publication, or preparation of material therefor (except the Digest of Public General Bills), to be issued by the Library of Congress unless such publication has obtained prior approval of either the Committee on House Administration of the House of Representatives or the Committee on Rules and Administration of the Senate: *Provided further*, That this prohibition does not apply to publication of non-confidential Congressional Research Service (CRS) products: *Provided further*, That a non-confidential CRS product includes any written product containing research or analysis that is currently available for general congressional access on the CRS Congressional Intranet, or that would be made available on the CRS Congressional Intranet in the normal course of business and does not include material prepared in response to Congressional requests for confidential analysis or research.

BOOKS FOR THE BLIND AND PHYSICALLY  
HANDICAPPED

SALARIES AND EXPENSES

For all necessary expenses to carry out the Act of March 3, 1931 (chapter 400; 46 Stat. 1487; 2 U.S.C. 135a), \$52,521,000: *Provided*, That of the total amount appropriated, \$650,000 shall be available to contract to provide newspapers to blind and physically handicapped residents at no cost to the individual.

ADMINISTRATIVE PROVISIONS

REIMBURSABLE AND REVOLVING FUND  
ACTIVITIES

SEC. 150. (a) IN GENERAL.—For fiscal year 2019, the obligational authority of the Library of Congress for the activities described in subsection (b) may not exceed \$194,608,000.

(b) ACTIVITIES.—The activities referred to in subsection (a) are reimbursable and revolving fund activities that are funded from sources other than appropriations to the Library in appropriations Acts for the legislative branch.

GOVERNMENT PUBLISHING OFFICE  
CONGRESSIONAL PUBLISHING

(INCLUDING TRANSFER OF FUNDS)

For authorized publishing of congressional information and the distribution of congressional information in any format; publishing of Government publications authorized by law to be distributed to Members of Congress; and publishing, and distribution of Government publications authorized by law to be distributed without charge to the recipient, \$79,000,000: *Provided*, That this appropriation shall not be available for paper copies of the permanent edition of the Congressional Record for individual Representatives, Resident Commissioners or Delegates authorized under section 906 of title 44, United States Code: *Provided further*, That this appropriation shall be available for the payment of obligations incurred under the appropriations for similar purposes for pre-

ceding fiscal years: *Provided further*, That notwithstanding the 2-year limitation under section 718 of title 44, United States Code, none of the funds appropriated or made available under this Act or any other Act for printing and binding and related services provided to Congress under chapter 7 of title 44, United States Code, may be expended to print a document, report, or publication after the 27-month period beginning on the date that such document, report, or publication is authorized by Congress to be printed, unless Congress reauthorizes such printing in accordance with section 718 of title 44, United States Code: *Provided further*, That unobligated or unexpended balances of expired discretionary funds made available under this heading in this Act for this fiscal year may be transferred to, and merged with, funds under the heading “Government Publishing Office Business Operations Revolving Fund” no later than the end of the fifth fiscal year after the last fiscal year for which such funds are available for the purposes for which appropriated, to be available for carrying out the purposes of this heading, subject to the approval of the Committee on Appropriations of the House of Representatives and the Senate: *Provided further*, That notwithstanding sections 901, 902, and 906 of title 44, United States Code, this appropriation may be used to prepare indexes to the Congressional Record on only a monthly and session basis.

PUBLIC INFORMATION PROGRAMS OF THE  
SUPERINTENDENT OF DOCUMENTS

SALARIES AND EXPENSES

(INCLUDING TRANSFER OF FUNDS)

For expenses of the public information programs of the Office of Superintendent of Documents necessary to provide for the cataloging and indexing of Government publications and their distribution to the public, Members of Congress, other Government agencies, and designated depository and international exchange libraries as authorized by law, \$32,000,000: *Provided*, That amounts of not more than \$2,000,000 from current year appropriations are authorized for producing and disseminating Congressional serial sets and other related publications for fiscal years 2017 and 2018 to depository and other designated libraries: *Provided further*, That unobligated or unexpended balances of expired discretionary funds made available under this heading in this Act for this fiscal year may be transferred to, and merged with, funds under the heading “Government Publishing Office Business Operations Revolving Fund” no later than the end of the fifth fiscal year after the last fiscal year for which such funds are available for the purposes for which appropriated, to be available for carrying out the purposes of this heading, subject to the approval of the Committee on Appropriations of the House of Representatives and the Senate.

GOVERNMENT PUBLISHING OFFICE BUSINESS  
OPERATIONS REVOLVING FUND

For payment to the Government Publishing Office Business Operations Revolving Fund, \$6,000,000, to remain available until expended, for information technology development and facilities repair: *Provided*, That the Government Publishing Office is hereby authorized to make such expenditures, within the limits of funds available and in accordance with law, and to make such contracts and commitments without regard to fiscal year limitations as provided by section 9104 of title 31, United States Code, as may be necessary in carrying out the programs and purposes set forth in the budget for the current fiscal year for the Government Publishing Office Business Operations Revolving Fund: *Provided further*, That not more than

\$7,500 may be expended on the certification of the Director of the Government Publishing Office in connection with official representation and reception expenses: *Provided further*, That the Business Operations Revolving Fund shall be available for the hire or purchase of not more than 12 passenger motor vehicles: *Provided further*, That expenditures in connection with travel expenses of the advisory councils to the Director of the Government Publishing Office shall be deemed necessary to carry out the provisions of title 44, United States Code: *Provided further*, That the Business Operations Revolving Fund shall be available for temporary or intermittent services under section 3109(b) of title 5, United States Code, but at rates for individuals not more than the daily equivalent of the annual rate of basic pay for level V of the Executive Schedule under section 5316 of such title: *Provided further*, That activities financed through the Business Operations Revolving Fund may provide information in any format: *Provided further*, That the Business Operations Revolving Fund and the funds provided under the heading “Public Information Programs of the Superintendent of Documents” may not be used for contracted security services at Government Publishing Office’s passport facility in the District of Columbia.

GOVERNMENT ACCOUNTABILITY OFFICE  
SALARIES AND EXPENSES

For necessary expenses of the Government Accountability Office, including not more than \$12,500 to be expended on the certification of the Comptroller General of the United States in connection with official representation and reception expenses; temporary or intermittent services under section 3109(b) of title 5, United States Code, but at rates for individuals not more than the daily equivalent of the annual rate of basic pay for level IV of the Executive Schedule under section 5315 of such title; hire of one passenger motor vehicle; advance payments in foreign countries in accordance with section 3324 of title 31, United States Code; benefits comparable to those payable under sections 901(5), (6), and (8) of the Foreign Service Act of 1980 (22 U.S.C. 4081(5), (6), and (8)); and under regulations prescribed by the Comptroller General of the United States, rental of living quarters in foreign countries, \$589,749,653: *Provided further*, That, in addition, \$35,900,000 of payments received under sections 782, 791, 3521, and 9105 of title 31, United States Code, shall be available without fiscal year limitation: *Provided further*, That this appropriation and appropriations for administrative expenses of any other department or agency which is a member of the National Intergovernmental Audit Forum or a Regional Intergovernmental Audit Forum shall be available to finance an appropriate share of either Forum’s costs as determined by the respective Forum, including necessary travel expenses of non-Federal participants: *Provided further*, That payments hereunder to the Forum may be credited as reimbursements to any appropriation from which costs involved are initially financed.

OPEN WORLD LEADERSHIP CENTER  
TRUST FUND

For a payment to the Open World Leadership Center Trust Fund for financing activities of the Open World Leadership Center under section 313 of the Legislative Branch Appropriations Act, 2001 (2 U.S.C. 1151), \$5,600,000: *Provided*, That funds made available to support Russian participants shall only be used for those engaging in free market development, humanitarian activities, and civic engagement, and shall not be used for officials of the central government of Russia.

# JOHN C. STENNIS CENTER FOR PUBLIC SERVICE TRAINING AND DEVELOPMENT

For payment to the John C. Stennis Center for Public Service Development Trust Fund established under section 116 of the John C. Stennis Center for Public Service Training and Development Act (2 U.S.C. 1105), \$430,000.

## TITLE II

### GENERAL PROVISIONS

#### MAINTENANCE AND CARE OF PRIVATE VEHICLES

SEC. 201. No part of the funds appropriated in this Act shall be used for the maintenance or care of private vehicles, except for emergency assistance and cleaning as may be provided under regulations relating to parking facilities for the House of Representatives issued by the Committee on House Administration and for the Senate issued by the Committee on Rules and Administration.

#### FISCAL YEAR LIMITATION

SEC. 202. No part of the funds appropriated in this Act shall remain available for obligation beyond fiscal year 2019 unless expressly so provided in this Act.

#### RATES OF COMPENSATION AND DESIGNATION

SEC. 203. Whenever in this Act any office or position not specifically established by the Legislative Pay Act of 1929 (46 Stat. 32 et seq.) is appropriated for or the rate of compensation or designation of any office or position appropriated for is different from that specifically established by such Act, the rate of compensation and the designation in this Act shall be the permanent law with respect thereto: *Provided*, That the provisions in this Act for the various items of official expenses of Members, officers, and committees of the Senate and House of Representatives, and clerk hire for Senators and Members of the House of Representatives shall be the permanent law with respect thereto.

#### CONSULTING SERVICES

SEC. 204. The expenditure of any appropriation under this Act for any consulting service through procurement contract, under section 3109 of title 5, United States Code, shall be limited to those contracts where such expenditures are a matter of public record and available for public inspection, except where otherwise provided under existing law, or under existing Executive order issued under existing law.

#### COSTS OF LBFMC

SEC. 205. Amounts available for administrative expenses of any legislative branch entity which participates in the Legislative Branch Financial Managers Council (LBFMC) established by charter on March 26, 1996, shall be available to finance an appropriate share of LBFMC costs as determined by the LBFMC, except that the total LBFMC costs to be shared among all participating legislative branch entities (in such allocations among the entities as the entities may determine) may not exceed \$2,000.

#### LIMITATION ON TRANSFERS

SEC. 206. None of the funds made available in this Act may be transferred to any department, agency, or instrumentality of the United States Government, except pursuant to a transfer made by, or transfer authority provided in, this Act or any other appropriation Act.

#### GUIDED TOURS OF THE CAPITOL

SEC. 207. (a) Except as provided in subsection (b), none of the funds made available to the Architect of the Capitol in this Act may be used to eliminate or restrict guided tours of the United States Capitol which are led by employees and interns of offices of Members of Congress and other offices of the House of Representatives and Senate, unless through regulations as authorized by section

402(b)(8) of the Capitol Visitor Center Act of 2008 (2 U.S.C. 2242(b)(8)).

(b) At the direction of the Capitol Police Board, or at the direction of the Architect of the Capitol with the approval of the Capitol Police Board, guided tours of the United States Capitol which are led by employees and interns described in subsection (a) may be suspended temporarily or otherwise subject to restriction for security or related reasons to the same extent as guided tours of the United States Capitol which are led by the Architect of the Capitol.

#### LIMITATION ON TELECOMMUNICATIONS EQUIPMENT PROCUREMENT

SEC. 208. (a) None of the funds appropriated or otherwise made available under this Act may be used to acquire telecommunications equipment produced by Huawei Technologies Company, ZTE Corporation or a high-impact or moderate-impact information system, as defined for security categorization in the National Institute of Standards and Technology's (NIST) Federal Information Processing Standard Publication 199, "Standards for Security Categorization of Federal Information and Information Systems" unless the agency, office, or other entity acquiring the equipment or system has—

(1) reviewed the supply chain risk for the information systems against criteria developed by NIST to inform acquisition decisions for high-impact and moderate-impact information systems within the Federal Government;

(2) reviewed the supply chain risk from the presumptive awardee against available and relevant threat information provided by the Federal Bureau of Investigation and other appropriate agencies; and

(3) in consultation with the Federal Bureau of Investigation or other appropriate Federal entity, conducted an assessment of any risk of cyber-espionage or sabotage associated with the acquisition of such system, including any risk associated with such system being produced, manufactured, or assembled by one or more entities identified by the United States Government as posing a cyber threat, including but not limited to, those that may be owned, directed, or subsidized by the People's Republic of China, the Islamic Republic of Iran, the Democratic People's Republic of Korea, or the Russian Federation.

(b) None of the funds appropriated or otherwise made available under this Act may be used to acquire a high-impact or moderate impact information system reviewed and assessed under subsection (a) unless the head of the assessing entity described in subsection (a) has—

(1) developed, in consultation with NIST and supply chain risk management experts, a mitigation strategy for any identified risks;

(2) determined, in consultation with NIST and the Federal Bureau of Investigation, that the acquisition of such system is in the vital national security interest of the United States; and

(3) reported that determination to the Committees on Appropriations of the House of Representatives and the Senate in a manner that identifies the system intended for acquisition and a detailed description of the mitigation strategies identified in (1), provided that such report may include a classified annex as necessary.

#### PROHIBITION ON CERTAIN OPERATIONAL EXPENSES

SEC. 209. (a) None of the funds made available in this Act may be used to maintain or establish a computer network unless such network blocks the viewing, downloading, and exchanging of pornography.

(b) Nothing in subsection (a) shall limit the use of funds necessary for any Federal,

State, tribal, or local law enforcement agency or any other entity carrying out criminal investigations, prosecution, or adjudication activities or other official government activities.

This division may be cited as the "Legislative Branch Appropriations Act, 2019".

## DIVISION C—MILITARY CONSTRUCTION, VETERANS AFFAIRS, AND RELATED AGENCIES APPROPRIATIONS ACT, 2019

The following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2019, and for other purposes, namely:

### TITLE I

#### DEPARTMENT OF DEFENSE MILITARY CONSTRUCTION, ARMY

For acquisition, construction, installation, and equipment of temporary or permanent public works, military installations, facilities, and real property for the Army as currently authorized by law, including personnel in the Army Corps of Engineers and other personal services necessary for the purposes of this appropriation, and for construction and operation of facilities in support of the functions of the Commander in Chief, \$1,021,768,000, to remain available until September 30, 2023: *Provided*, That, of this amount, not to exceed \$110,068,000 shall be available for study, planning, design, architect and engineer services, and host nation support, as authorized by law, unless the Secretary of the Army determines that additional obligations are necessary for such purposes and notifies the Committees on Appropriations of both Houses of Congress of the determination and the reasons therefor.

#### MILITARY CONSTRUCTION, NAVY AND MARINE CORPS

For acquisition, construction, installation, and equipment of temporary or permanent public works, naval installations, facilities, and real property for the Navy and Marine Corps as currently authorized by law, including personnel in the Naval Facilities Engineering Command and other personal services necessary for the purposes of this appropriation, \$2,222,522,000, to remain available until September 30, 2023: *Provided*, That, of this amount, not to exceed \$185,542,000 shall be available for study, planning, design, and architect and engineer services, as authorized by law, unless the Secretary of the Navy determines that additional obligations are necessary for such purposes and notifies the Committees on Appropriations of both Houses of Congress of the determination and the reasons therefor.

#### MILITARY CONSTRUCTION, AIR FORCE

For acquisition, construction, installation, and equipment of temporary or permanent public works, military installations, facilities, and real property for the Air Force as currently authorized by law, \$1,495,423,000, to remain available until September 30, 2023: *Provided*, That, of this amount, not to exceed \$206,577,000 shall be available for study, planning, design, and architect and engineer services, as authorized by law, unless the Secretary of the Air Force determines that additional obligations are necessary for such purposes and notifies the Committees on Appropriations of both Houses of Congress of the determination and the reasons therefor.

#### MILITARY CONSTRUCTION, DEFENSE-WIDE (INCLUDING TRANSFER OF FUNDS)

For acquisition, construction, installation, and equipment of temporary or permanent public works, installations, facilities, and real property for activities and agencies of

the Department of Defense (other than the military departments), as currently authorized by law, \$2,575,938,000, to remain available until September 30, 2023: *Provided*, That such amounts of this appropriation as may be determined by the Secretary of Defense may be transferred to such appropriations of the Department of Defense available for military construction or family housing as the Secretary may designate, to be merged with and to be available for the same purposes, and for the same time period, as the appropriation or fund to which transferred: *Provided further*, That, of the amount, not to exceed \$195,345,000 shall be available for study, planning, design, and architect and engineer services, as authorized by law, unless the Secretary of Defense determines that additional obligations are necessary for such purposes and notifies the Committees on Appropriations of both Houses of Congress of the determination and the reasons therefor.

#### MILITARY CONSTRUCTION, ARMY NATIONAL GUARD

For construction, acquisition, expansion, rehabilitation, and conversion of facilities for the training and administration of the Army National Guard, and contributions therefor, as authorized by chapter 1803 of title 10, United States Code, and Military Construction Authorization Acts, \$190,122,000, to remain available until September 30, 2023: *Provided*, That, of the amount, not to exceed \$16,622,000 shall be available for study, planning, design, and architect and engineer services, as authorized by law, unless the Director of the Army National Guard determines that additional obligations are necessary for such purposes and notifies the Committees on Appropriations of both Houses of Congress of the determination and the reasons therefor.

#### MILITARY CONSTRUCTION, AIR NATIONAL GUARD

For construction, acquisition, expansion, rehabilitation, and conversion of facilities for the training and administration of the Air National Guard, and contributions therefor, as authorized by chapter 1803 of title 10, United States Code, and Military Construction Authorization Acts, \$139,126,000, to remain available until September 30, 2023: *Provided*, That, of the amount, not to exceed \$18,500,000 shall be available for study, planning, design, and architect and engineer services, as authorized by law, unless the Director of the Air National Guard determines that additional obligations are necessary for such purposes and notifies the Committees on Appropriations of both Houses of Congress of the determination and the reasons therefor.

#### MILITARY CONSTRUCTION, ARMY RESERVE

For construction, acquisition, expansion, rehabilitation, and conversion of facilities for the training and administration of the Army Reserve as authorized by chapter 1803 of title 10, United States Code, and Military Construction Authorization Acts, \$64,919,000, to remain available until September 30, 2023: *Provided*, That, of the amount, not to exceed \$5,855,000 shall be available for study, planning, design, and architect and engineer services, as authorized by law, unless the Chief of the Army Reserve determines that additional obligations are necessary for such purposes and notifies the Committees on Appropriations of both Houses of Congress of the determination and the reasons therefor.

#### MILITARY CONSTRUCTION, NAVY RESERVE

For construction, acquisition, expansion, rehabilitation, and conversion of facilities for the training and administration of the reserve components of the Navy and Marine Corps as authorized by chapter 1803 of title

10, United States Code, and Military Construction Authorization Acts, \$43,065,000, to remain available until September 30, 2023: *Provided*, That, of the amount, not to exceed \$4,695,000 shall be available for study, planning, design, and architect and engineer services, as authorized by law, unless the Secretary of the Navy determines that additional obligations are necessary for such purposes and notifies the Committees on Appropriations of both Houses of Congress of the determination and the reasons therefor.

#### MILITARY CONSTRUCTION, AIR FORCE RESERVE

For construction, acquisition, expansion, rehabilitation, and conversion of facilities for the training and administration of the Air Force Reserve as authorized by chapter 1803 of title 10, United States Code, and Military Construction Authorization Acts, \$50,163,000, to remain available until September 30, 2023: *Provided*, That, of the amount, not to exceed \$4,055,000 shall be available for study, planning, design, and architect and engineer services, as authorized by law, unless the Chief of the Air Force Reserve determines that additional obligations are necessary for such purposes and notifies the Committees on Appropriations of both Houses of Congress of the determination and the reasons therefor.

#### NORTH ATLANTIC TREATY ORGANIZATION

##### SECURITY INVESTMENT PROGRAM

For the United States share of the cost of the North Atlantic Treaty Organization Security Investment Program for the acquisition and construction of military facilities and installations (including international military headquarters) and for related expenses for the collective defense of the North Atlantic Treaty Area as authorized by section 2806 of title 10, United States Code, and Military Construction Authorization Acts, \$171,064,000, to remain available until expended.

#### DEPARTMENT OF DEFENSE BASE CLOSURE ACCOUNT

For deposit into the Department of Defense Base Closure Account, established by section 2906(a) of the Defense Base Closure and Realignment Act of 1990 (10 U.S.C. 2687 note), \$277,538,000, to remain available until expended.

#### FAMILY HOUSING CONSTRUCTION, ARMY

For expenses of family housing for the Army for construction, including acquisition, replacement, addition, expansion, extension, and alteration, as authorized by law, \$330,660,000, to remain available until September 30, 2023.

#### FAMILY HOUSING OPERATION AND MAINTENANCE, ARMY

For expenses of family housing for the Army for operation and maintenance, including debt payment, leasing, minor construction, principal and interest charges, and insurance premiums, as authorized by law, \$376,509,000.

#### FAMILY HOUSING CONSTRUCTION, NAVY AND MARINE CORPS

For expenses of family housing for the Navy and Marine Corps for construction, including acquisition, replacement, addition, expansion, extension, and alteration, as authorized by law, \$104,581,000, to remain available until September 30, 2023.

#### FAMILY HOUSING OPERATION AND MAINTENANCE, NAVY AND MARINE CORPS

For expenses of family housing for the Navy and Marine Corps for operation and maintenance, including debt payment, leasing, minor construction, principal and interest charges, and insurance premiums, as authorized by law, \$314,536,000.

#### FAMILY HOUSING CONSTRUCTION, AIR FORCE

For expenses of family housing for the Air Force for construction, including acquisi-

tion, replacement, addition, expansion, extension, and alteration, as authorized by law, \$78,446,000, to remain available until September 30, 2023.

#### FAMILY HOUSING OPERATION AND MAINTENANCE, AIR FORCE

For expenses of family housing for the Air Force for operation and maintenance, including debt payment, leasing, minor construction, principal and interest charges, and insurance premiums, as authorized by law, \$317,274,000.

#### FAMILY HOUSING OPERATION AND MAINTENANCE, DEFENSE-WIDE

For expenses of family housing for the activities and agencies of the Department of Defense (other than the military departments) for operation and maintenance, leasing, and minor construction, as authorized by law, \$58,373,000.

#### DEPARTMENT OF DEFENSE

##### FAMILY HOUSING IMPROVEMENT FUND

For the Department of Defense Family Housing Improvement Fund, \$1,653,000, to remain available until expended, for family housing initiatives undertaken pursuant to section 2883 of title 10, United States Code, providing alternative means of acquiring and improving military family housing and supporting facilities.

#### DEPARTMENT OF DEFENSE

##### MILITARY UNACCOMPANIED HOUSING IMPROVEMENT FUND

For the Department of Defense Military Unaccompanied Housing Improvement Fund, \$600,000, to remain available until expended, for unaccompanied housing initiatives undertaken pursuant to section 2883 of title 10, United States Code, providing alternative means of acquiring and improving military unaccompanied housing and supporting facilities.

#### ADMINISTRATIVE PROVISIONS

SEC. 101. None of the funds made available in this title shall be expended for payments under a cost-plus-a-fixed-fee contract for construction, where cost estimates exceed \$25,000, to be performed within the United States, except Alaska, without the specific approval in writing of the Secretary of Defense setting forth the reasons therefor.

SEC. 102. Funds made available in this title for construction shall be available for hire of passenger motor vehicles.

SEC. 103. Funds made available in this title for construction may be used for advances to the Federal Highway Administration, Department of Transportation, for the construction of access roads as authorized by section 210 of title 23, United States Code, when projects authorized therein are certified as important to the national defense by the Secretary of Defense.

SEC. 104. None of the funds made available in this title may be used to begin construction of new bases in the United States for which specific appropriations have not been made.

SEC. 105. None of the funds made available in this title shall be used for purchase of land or land easements in excess of 100 percent of the value as determined by the Army Corps of Engineers or the Naval Facilities Engineering Command, except: (1) where there is a determination of value by a Federal court; (2) purchases negotiated by the Attorney General or the designee of the Attorney General; (3) where the estimated value is less than \$25,000; or (4) as otherwise determined by the Secretary of Defense to be in the public interest.

SEC. 106. None of the funds made available in this title shall be used to: (1) acquire land; (2) provide for site preparation; or (3) install utilities for any family housing, except housing for which funds have been made available



in annual Acts making appropriations for military construction.

SEC. 107. None of the funds made available in this title for minor construction may be used to transfer or relocate any activity from one base or installation to another, without prior notification to the Committees on Appropriations of both Houses of Congress.

SEC. 108. None of the funds made available in this title may be used for the procurement of steel for any construction project or activity for which American steel producers, fabricators, and manufacturers have been denied the opportunity to compete for such steel procurement.

SEC. 109. None of the funds available to the Department of Defense for military construction or family housing during the current fiscal year may be used to pay real property taxes in any foreign nation.

SEC. 110. None of the funds made available in this title may be used to initiate a new installation overseas without prior notification to the Committees on Appropriations of both Houses of Congress.

SEC. 111. None of the funds made available in this title may be obligated for architect and engineer contracts estimated by the Government to exceed \$500,000 for projects to be accomplished in Japan, in any North Atlantic Treaty Organization member country, or in countries bordering the Arabian Gulf, unless such contracts are awarded to United States firms or United States firms in joint venture with host nation firms.

SEC. 112. None of the funds made available in this title for military construction in the United States territories and possessions in the Pacific and on Kwajalein Atoll, or in countries bordering the Arabian Gulf, may be used to award any contract estimated by the Government to exceed \$1,000,000 to a foreign contractor: *Provided*, That this section shall not be applicable to contract awards for which the lowest responsive and responsible bid of a United States contractor exceeds the lowest responsive and responsible bid of a foreign contractor by greater than 20 percent: *Provided further*, That this section shall not apply to contract awards for military construction on Kwajalein Atoll for which the lowest responsive and responsible bid is submitted by a Marshallese contractor.

SEC. 113. The Secretary of Defense shall inform the appropriate committees of both Houses of Congress, including the Committees on Appropriations, of plans and scope of any proposed military exercise involving United States personnel 30 days prior to its occurring, if amounts expended for construction, either temporary or permanent, are anticipated to exceed \$100,000.

SEC. 114. Funds appropriated to the Department of Defense for construction in prior years shall be available for construction authorized for each such military department by the authorizations enacted into law during the current session of Congress.

SEC. 115. For military construction or family housing projects that are being completed with funds otherwise expired or lapsed for obligation, expired or lapsed funds may be used to pay the cost of associated supervision, inspection, overhead, engineering and design on those projects and on subsequent claims, if any.

SEC. 116. Notwithstanding any other provision of law, any funds made available to a military department or defense agency for the construction of military projects may be obligated for a military construction project or contract, or for any portion of such a project or contract, at any time before the end of the fourth fiscal year after the fiscal year for which funds for such project were made available, if the funds obligated for

such project: (1) are obligated from funds available for military construction projects; and (2) do not exceed the amount appropriated for such project, plus any amount by which the cost of such project is increased pursuant to law.

(INCLUDING TRANSFER OF FUNDS)

SEC. 117. Subject to 30 days prior notification, or 14 days for a notification provided in an electronic medium pursuant to sections 480 and 2883 of title 10, United States Code, to the Committees on Appropriations of both Houses of Congress, such additional amounts as may be determined by the Secretary of Defense may be transferred to: (1) the Department of Defense Family Housing Improvement Fund from amounts appropriated for construction in "Family Housing" accounts, to be merged with and to be available for the same purposes and for the same period of time as amounts appropriated directly to the Fund; or (2) the Department of Defense Military Unaccompanied Housing Improvement Fund from amounts appropriated for construction of military unaccompanied housing in "Military Construction" accounts, to be merged with and to be available for the same purposes and for the same period of time as amounts appropriated directly to the Fund: *Provided*, That appropriations made available to the Funds shall be available to cover the costs, as defined in section 502(5) of the Congressional Budget Act of 1974, of direct loans or loan guarantees issued by the Department of Defense pursuant to the provisions of subchapter IV of chapter 169 of title 10, United States Code, pertaining to alternative means of acquiring and improving military family housing, military unaccompanied housing, and supporting facilities.

(INCLUDING TRANSFER OF FUNDS)

SEC. 118. In addition to any other transfer authority available to the Department of Defense, amounts may be transferred from the Department of Defense Base Closure Account to the fund established by section 1013(d) of the Demonstration Cities and Metropolitan Development Act of 1966 (42 U.S.C. 3374) to pay for expenses associated with the Homeowners Assistance Program incurred under 42 U.S.C. 3374(a)(1)(A). Any amounts transferred shall be merged with and be available for the same purposes and for the same time period as the fund to which transferred.

SEC. 119. Notwithstanding any other provision of law, funds made available in this title for operation and maintenance of family housing shall be the exclusive source of funds for repair and maintenance of all family housing units, including general or flag officer quarters: *Provided*, That not more than \$35,000 per unit may be spent annually for the maintenance and repair of any general or flag officer quarters without 30 days prior notification, or 14 days for a notification provided in an electronic medium pursuant to sections 480 and 2883 of title 10, United States Code, to the Committees on Appropriations of both Houses of Congress, except that an after-the-fact notification shall be submitted if the limitation is exceeded solely due to costs associated with environmental remediation that could not be reasonably anticipated at the time of the budget submission: *Provided further*, That the Under Secretary of Defense (Comptroller) is to report annually to the Committees on Appropriations of both Houses of Congress all operation and maintenance expenditures for each individual general or flag officer quarters for the prior fiscal year.

SEC. 120. Amounts contained in the Ford Island Improvement Account established by subsection (h) of section 2814 of title 10, United States Code, are appropriated and shall be available until expended for the pur-

poses specified in subsection (i)(1) of such section or until transferred pursuant to subsection (i)(3) of such section.

(INCLUDING TRANSFER OF FUNDS)

SEC. 121. During the 5-year period after appropriations available in this Act to the Department of Defense for military construction and family housing operation and maintenance and construction have expired for obligation, upon a determination that such appropriations will not be necessary for the liquidation of obligations or for making authorized adjustments to such appropriations for obligations incurred during the period of availability of such appropriations, unobligated balances of such appropriations may be transferred into the appropriation "Foreign Currency Fluctuations, Construction, Defense", to be merged with and to be available for the same time period and for the same purposes as the appropriation to which transferred.

SEC. 122. Amounts appropriated or otherwise made available in an account funded under the headings in this title may be transferred among projects and activities within the account in accordance with the reprogramming guidelines for military construction and family housing construction contained in Department of Defense Financial Management Regulation 7000.14-R, Volume 3, Chapter 7, of March 2011, as in effect on the date of enactment of this Act.

SEC. 123. None of the funds made available in this title may be obligated or expended for planning and design and construction of projects at Arlington National Cemetery.

SEC. 124. For an additional amount for the accounts and in the amounts specified, to remain available until September 30, 2023:

"Military Construction, Army", \$77,600,000;  
"Military Construction, Navy and Marine Corps", \$244,400,000, of which \$10,000,000 is for planning and design;

"Military Construction, Air Force", \$118,516,000, of which \$22,316,000 is for planning and design;

"Military Construction, Army National Guard", \$22,000,000;

"Military Construction, Air National Guard", \$11,100,000, for planning and design;

"Military Construction, Army Reserve", \$10,000,000; and

"Military Construction, Air Force Reserve", \$14,400,000, of which \$5,000,000 is for planning and design:

*Provided*, That such funds may only be obligated to carry out construction projects identified in the respective military department's unfunded priority list for fiscal year 2019 submitted to Congress: *Provided further*, That such projects are subject to authorization prior to obligation and expenditure of funds to carry out construction: *Provided further*, That not later than 30 days after enactment of this Act, the Secretary of the military department concerned, or his or her designee, shall submit to the Committees on Appropriations of both Houses of Congress an expenditure plan for funds provided under this section.

(RESCISSIONS OF FUNDS)

SEC. 125. Of the unobligated balances available to the Department of Defense from prior appropriation Acts, the following funds are hereby rescinded from the following accounts in the amounts specified:

"Military Construction, Air Force", \$31,158,000;

"Military Construction, Army National Guard", \$10,000,000; and

"Family Housing Construction, Navy and Marine Corps", \$2,138,000:

*Provided*, That no amounts may be rescinded from amounts that were designated by the Congress for Overseas Contingency Operations/Global War on Terrorism or as an

emergency requirement pursuant to a concurrent resolution on the budget or the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

SEC. 126. For the purposes of this Act, the term “congressional defense committees” means the Committees on Armed Services of the House of Representatives and the Senate, the Subcommittee on Military Construction and Veterans Affairs of the Committee on Appropriations of the Senate, and the Subcommittee on Military Construction and Veterans Affairs of the Committee on Appropriations of the House of Representatives.

SEC. 127. None of the funds made available by this Act may be used to carry out the closure or realignment of the United States Naval Station, Guantanamo Bay, Cuba.

SEC. 128. Notwithstanding any other provision of law, none of the funds appropriated or otherwise made available by this or any other Act may be used to consolidate or relocate any element of a United States Air Force Rapid Engineer Deployable Heavy Operational Repair Squadron Engineer (RED HORSE) outside of the United States until the Secretary of the Air Force (1) completes an analysis and comparison of the cost and infrastructure investment required to consolidate or relocate a RED HORSE squadron outside of the United States versus within the United States; (2) provides to the Committees on Appropriations of both Houses of Congress (“the Committees”) a report detailing the findings of the cost analysis; and (3) certifies in writing to the Committees that the preferred site for the consolidation or relocation yields the greatest savings for the Air Force: *Provided*, That the term “United States” in this section does not include any territory or possession of the United States.

SEC. 129. Notwithstanding section 123 of this Act, for an additional amount for “Military Construction, Army” in this title, \$30,000,000, to remain available until expended, is provided for completion of the Defense Access Roads project and land acquisition for Arlington National Cemetery as authorized by section 2101 of the National Defense Authorization Act for Fiscal Year 2016 (Public Law 114-92) and section 2829A of the National Defense Authorization Act for Fiscal Year 2017 (Public Law 114-328): *Provided*, That such funds shall be in addition to any other funds made available in this or prior year Acts for such purposes, including funds made available by section 132 of the Military Construction, Veterans Affairs, and Related Agencies Appropriations Act, 2016 (Public Law 114-113).

SEC. 130. All amounts appropriated to the “Department of Defense—Military Construction, Army”, “Department of Defense—Military Construction, Navy and Marine Corps”, “Department of Defense—Military Construction, Air Force”, and “Department of Defense—Military Construction, Defense-Wide” accounts pursuant to the authorization of appropriations in a National Defense Authorization Act specified for fiscal year 2019 in the funding table in section 4601 of that Act shall be immediately available and allotted to contract for the full scope of authorized projects.

## TITLE II

### DEPARTMENT OF VETERANS AFFAIRS VETERANS BENEFITS ADMINISTRATION COMPENSATION AND PENSIONS (INCLUDING TRANSFER OF FUNDS)

For the payment of compensation benefits to or on behalf of veterans and a pilot program for disability examinations as authorized by section 107 and chapters 11, 13, 18, 51, 53, 55, and 61 of title 38, United States Code; pension benefits to or on behalf of veterans as authorized by chapters 15, 51, 53, 55, and 61

of title 38, United States Code; and burial benefits, the Reinstated Entitlement Program for Survivors, emergency and other officers’ retirement pay, adjusted-service credits and certificates, payment of premiums due on commercial life insurance policies guaranteed under the provisions of title IV of the Servicemembers Civil Relief Act (50 U.S.C. App. 541 et seq.) and for other benefits as authorized by sections 107, 1312, 1977, and 2106, and chapters 23, 51, 53, 55, and 61 of title 38, United States Code, \$108,530,139,000, to remain available until expended, of which \$107,119,807,000 shall become available on October 1, 2019: *Provided*, That not to exceed \$18,047,000 of the amount made available for fiscal year 2020 under this heading shall be reimbursed to “General Operating Expenses, Veterans Benefits Administration”, and “Information Technology Systems” for necessary expenses in implementing the provisions of chapters 51, 53, and 55 of title 38, United States Code, the funding source for which is specifically provided as the “Compensation and Pensions” appropriation: *Provided further*, That such sums as may be earned on an actual qualifying patient basis, shall be reimbursed to “Medical Care Collections Fund” to augment the funding of individual medical facilities for nursing home care provided to pensioners as authorized.

#### READJUSTMENT BENEFITS

For the payment of readjustment and rehabilitation benefits to or on behalf of veterans as authorized by chapters 21, 30, 31, 33, 34, 35, 36, 39, 41, 51, 53, 55, and 61 of title 38, United States Code, \$14,065,282,000, to remain available until expended and to become available on October 1, 2019: *Provided*, That expenses for rehabilitation program services and assistance which the Secretary is authorized to provide under subsection (a) of section 3104 of title 38, United States Code, other than under paragraphs (1), (2), (5), and (11) of that subsection, shall be charged to this account.

#### VETERANS INSURANCE AND INDEMNITIES

For military and naval insurance, national service life insurance, servicemen’s indemnities, service-disabled veterans insurance, and veterans mortgage life insurance as authorized by chapters 19 and 21, title 38, United States Code, \$111,340,000, which shall become available on October 1, 2019, and shall remain available until expended.

#### VETERANS HOUSING BENEFIT PROGRAM FUND

For the cost of direct and guaranteed loans, such sums as may be necessary to carry out the program, as authorized by subchapters I through III of chapter 37 of title 38, United States Code: *Provided*, That such costs, including the cost of modifying such loans, shall be as defined in section 502 of the Congressional Budget Act of 1974: *Provided further*, That, during fiscal year 2019, within the resources available, not to exceed \$500,000 in gross obligations for direct loans are authorized for specially adapted housing loans.

In addition, for administrative expenses to carry out the direct and guaranteed loan programs, \$200,612,000.

#### VOCATIONAL REHABILITATION LOANS PROGRAM ACCOUNT

For the cost of direct loans, \$39,000, as authorized by chapter 31 of title 38, United States Code: *Provided*, That such costs, including the cost of modifying such loans, shall be as defined in section 502 of the Congressional Budget Act of 1974: *Provided further*, That funds made available under this heading are available to subsidize gross obligations for the principal amount of direct loans not to exceed \$2,037,366.

In addition, for administrative expenses necessary to carry out the direct loan program, \$396,000, which may be paid to the ap-

propriation for “General Operating Expenses, Veterans Benefits Administration”.

#### NATIVE AMERICAN VETERAN HOUSING LOAN PROGRAM ACCOUNT

For administrative expenses to carry out the direct loan program authorized by subchapter V of chapter 37 of title 38, United States Code, \$1,163,000.

#### GENERAL OPERATING EXPENSES, VETERANS BENEFITS ADMINISTRATION

For necessary operating expenses of the Veterans Benefits Administration, not otherwise provided for, including hire of passenger motor vehicles, reimbursement of the General Services Administration for security guard services, and reimbursement of the Department of Defense for the cost of overseas employee mail, \$2,956,316,000: *Provided*, That expenses for services and assistance authorized under paragraphs (1), (2), (5), and (11) of section 3104(a) of title 38, United States Code, that the Secretary of Veterans Affairs determines are necessary to enable entitled veterans: (1) to the maximum extent feasible, to become employable and to obtain and maintain suitable employment; or (2) to achieve maximum independence in daily living, shall be charged to this account: *Provided further*, That, of the funds made available under this heading, not to exceed 10 percent shall remain available until September 30, 2020.

#### VETERANS HEALTH ADMINISTRATION MEDICAL SERVICES

For necessary expenses for furnishing, as authorized by law, inpatient and outpatient care and treatment to beneficiaries of the Department of Veterans Affairs and veterans described in section 1705(a) of title 38, United States Code, including care and treatment in facilities not under the jurisdiction of the Department, and including medical supplies and equipment, bioengineering services, food services, and salaries and expenses of healthcare employees hired under title 38, United States Code, aid to State homes as authorized by section 1741 of title 38, United States Code, assistance and support services for caregivers as authorized by section 1720G of title 38, United States Code, loan repayments authorized by section 604 of the Caregivers and Veterans Omnibus Health Services Act of 2010 (Public Law 111-163; 124 Stat. 1174; 38 U.S.C. 7681 note), monthly assistance allowances authorized by section 322(d) of title 38, United States Code, grants authorized by section 521A of title 38, United States Code, and administrative expenses necessary to carry out sections 322(d) and 521A of title 38, United States Code, and hospital care and medical services authorized by section 1787 of title 38, United States Code; \$750,000,000, which shall be in addition to funds previously appropriated under this heading that become available on October 1, 2018; and, in addition, \$51,411,165,000, plus reimbursements, shall become available on October 1, 2019, and shall remain available until September 30, 2020: *Provided*, That, of the amount made available on October 1, 2019, under this heading, \$1,500,000,000 shall remain available until September 30, 2021: *Provided further*, That, notwithstanding any other provision of law, the Secretary of Veterans Affairs shall establish a priority for the provision of medical treatment for veterans who have service-connected disabilities, lower income, or have special needs: *Provided further*, That, notwithstanding any other provision of law, the Secretary of Veterans Affairs shall give priority funding for the provision of basic medical benefits to veterans in enrollment priority groups 1 through 6: *Provided further*, That, notwithstanding any other provision of law, the Secretary of Veterans Affairs may authorize the

dispensing of prescription drugs from Veterans Health Administration facilities to enrolled veterans with privately written prescriptions based on requirements established by the Secretary: *Provided further*, That the implementation of the program described in the previous proviso shall incur no additional cost to the Department of Veterans Affairs: *Provided further*, That the Secretary of Veterans Affairs shall ensure that sufficient amounts appropriated under this heading for medical supplies and equipment are available for the acquisition of prosthetics designed specifically for female veterans.

#### MEDICAL COMMUNITY CARE

For necessary expenses for furnishing health care to individuals pursuant to chapter 17 of title 38, United States Code, at non-Department facilities, \$1,000,000,000, which shall be in addition to funds previously appropriated under this heading that become available on October 1, 2018; and, in addition, \$10,758,399,000, plus reimbursements, shall become available on October 1, 2019, and shall remain available until September 30, 2020: *Provided*, That, of the amount made available on October 1, 2019, under this heading, \$2,000,000,000 shall remain available until September 30, 2021.

#### MEDICAL SUPPORT AND COMPLIANCE

For necessary expenses in the administration of the medical, hospital, nursing home, domiciliary, construction, supply, and research activities, as authorized by law; administrative expenses in support of capital policy activities; and administrative and legal expenses of the Department for collecting and recovering amounts owed the Department as authorized under chapter 17 of title 38, United States Code, and the Federal Medical Care Recovery Act (42 U.S.C. 2651 et seq.), \$7,239,156,000, plus reimbursements, shall become available on October 1, 2019, and shall remain available until September 30, 2020: *Provided*, That, of the amount made available on October 1, 2019, under this heading, \$100,000,000 shall remain available until September 30, 2021.

#### MEDICAL FACILITIES

For necessary expenses for the maintenance and operation of hospitals, nursing homes, domiciliary facilities, and other necessary facilities of the Veterans Health Administration; for administrative expenses in support of planning, design, project management, real property acquisition and disposition, construction, and renovation of any facility under the jurisdiction or for the use of the Department; for oversight, engineering, and architectural activities not charged to project costs; for repairing, altering, improving, or providing facilities in the several hospitals and homes under the jurisdiction of the Department, not otherwise provided for, either by contract or by the hire of temporary employees and purchase of materials; for leases of facilities; and for laundry services; \$211,000,000, which shall be in addition to funds previously appropriated under this heading that become available on October 1, 2018; and, in addition, \$6,141,880,000, plus reimbursements, shall become available on October 1, 2019, and shall remain available until September 30, 2020: *Provided*, That, of the amount made available on October 1, 2019, under this heading, \$250,000,000 shall remain available until September 30, 2021.

#### MEDICAL AND PROSTHETIC RESEARCH

For necessary expenses in carrying out programs of medical and prosthetic research and development as authorized by chapter 73 of title 38, United States Code, \$779,000,000, plus reimbursements, shall remain available until September 30, 2020: *Provided*, That the Secretary of Veterans Affairs shall ensure that sufficient amounts appropriated under

this heading are available for prosthetic research specifically for female veterans, and for toxic exposure research.

#### NATIONAL CEMETERY ADMINISTRATION

For necessary expenses of the National Cemetery Administration for operations and maintenance, not otherwise provided for, including uniforms or allowances therefor; cemetery expenses as authorized by law; purchase of one passenger motor vehicle for use in cemetery operations; hire of passenger motor vehicles; and repair, alteration or improvement of facilities under the jurisdiction of the National Cemetery Administration, \$315,836,000, of which not to exceed 10 percent shall remain available until September 30, 2020.

#### DEPARTMENTAL ADMINISTRATION

##### GENERAL ADMINISTRATION

##### (INCLUDING TRANSFER OF FUNDS)

For necessary operating expenses of the Department of Veterans Affairs, not otherwise provided for, including administrative expenses in support of Department-wide capital planning, management and policy activities, uniforms, or allowances therefor; not to exceed \$25,000 for official reception and representation expenses; hire of passenger motor vehicles; and reimbursement of the General Services Administration for security guard services, \$365,976,000, of which not to exceed 10 percent shall remain available until September 30, 2020: *Provided*, That funds provided under this heading may be transferred to "General Operating Expenses, Veterans Benefits Administration".

##### BOARD OF VETERANS APPEALS

For necessary operating expenses of the Board of Veterans Appeals, \$174,748,000, of which not to exceed 10 percent shall remain available until September 30, 2020.

##### INFORMATION TECHNOLOGY SYSTEMS

##### (INCLUDING TRANSFER OF FUNDS)

For necessary expenses for information technology systems and telecommunications support, including developmental information systems and operational information systems; for pay and associated costs; and for the capital asset acquisition of information technology systems, including management and related contractual costs of said acquisitions, including contractual costs associated with operations authorized by section 3109 of title 5, United States Code, \$4,184,571,000, plus reimbursements: *Provided*, That \$1,243,220,000 shall be for pay and associated costs, of which not to exceed 3 percent shall remain available until September 30, 2020: *Provided further*, That \$2,560,780,000 shall be for operations and maintenance, of which not to exceed 5 percent shall remain available until September 30, 2020: *Provided further*, That \$380,571,000 shall be for information technology systems development, and shall remain available until September 30, 2020: *Provided further*, That amounts made available for salaries and expenses, operations and maintenance, and information technology systems development may be transferred among the three subaccounts after the Secretary of Veterans Affairs requests from the Committees on Appropriations of both Houses of Congress the authority to make the transfer and an approval is issued: *Provided further*, That amounts made available for the "Information Technology Systems" account for development may be transferred among projects or to newly defined projects: *Provided further*, That no project may be increased or decreased by more than \$1,000,000 of cost prior to submitting a request to the Committees on Appropriations of both Houses of Congress to make the transfer and an approval is issued, or absent a response, a period of 30 days has

elapsed: *Provided further*, That the funds made available under this heading for information technology systems development shall be for the projects, and in the amounts, specified under this heading in the report accompanying this Act.

#### VETERANS ELECTRONIC HEALTH RECORD

For activities related to implementation, preparation, development, interface, management, rollout, and maintenance of a Veterans Electronic Health Record system, including contractual costs associated with operations authorized by section 3109 of title 5, United States Code, and salaries and expenses of employees hired under titles 5 and 38, United States Code, \$800,000,000, to remain available until September 30, 2020: *Provided*, That the Secretary of Veterans Affairs shall submit to the Committees on Appropriations of both Houses of Congress quarterly reports detailing obligations, expenditures, and deployment implementation by facility: *Provided further*, That the funds provided in this account shall only be available to the Office of the Deputy Secretary, to be administered by that Office.

#### OFFICE OF INSPECTOR GENERAL

For necessary expenses of the Office of Inspector General, to include information technology, in carrying out the provisions of the Inspector General Act of 1978 (5 U.S.C. App.), \$192,000,000, of which not to exceed 10 percent shall remain available until September 30, 2020.

#### CONSTRUCTION, MAJOR PROJECTS

For constructing, altering, extending, and improving any of the facilities, including parking projects, under the jurisdiction or for the use of the Department of Veterans Affairs, or for any of the purposes set forth in sections 316, 2404, 2406 and chapter 81 of title 38, United States Code, not otherwise provided for, including planning, architectural and engineering services, construction management services, maintenance or guarantee period services costs associated with equipment guarantees provided under the project, services of claims analysts, offsite utility and storm drainage system construction costs, and site acquisition, where the estimated cost of a project is more than the amount set forth in section 8104(a)(3)(A) of title 38, United States Code, or where funds for a project were made available in a previous major project appropriation, \$1,127,486,000, of which \$647,486,000 shall remain available until September 30, 2023, and of which \$480,000,000 shall remain available until expended, of which \$400,000,000 shall be available for seismic improvement projects and seismic program management activities: *Provided*, That except for advance planning activities, including needs assessments which may or may not lead to capital investments, and other capital asset management related activities, including portfolio development and management activities, and investment strategy studies funded through the advance planning fund and the planning and design activities funded through the design fund, including needs assessments which may or may not lead to capital investments, and salaries and associated costs of the resident engineers who oversee those capital investments funded through this account and contracting officers who manage specific major construction projects, and funds provided for the purchase, security, and maintenance of land for the National Cemetery Administration through the land acquisition line item, none of the funds made available under this heading shall be used for any project that has not been notified to Congress through the budgetary process or that has not been approved by the Congress through statute, joint resolution, or in the

explanatory statement accompanying such Act and presented to the President at the time of enrollment: *Provided further*, That funds made available under this heading for fiscal year 2019, for each approved project shall be obligated: (1) by the awarding of a construction documents contract by September 30, 2019; and (2) by the awarding of a construction contract by September 30, 2020: *Provided further*, That the Secretary of Veterans Affairs shall promptly submit to the Committees on Appropriations of both Houses of Congress a written report on any approved major construction project for which obligations are not incurred within the time limitations established above.

#### CONSTRUCTION, MINOR PROJECTS

For constructing, altering, extending, and improving any of the facilities, including parking projects, under the jurisdiction or for the use of the Department of Veterans Affairs, including planning and assessments of needs which may lead to capital investments, architectural and engineering services, maintenance or guarantee period services costs associated with equipment guarantees provided under the project, services of claims analysts, offsite utility and storm drainage system construction costs, and site acquisition, or for any of the purposes set forth in sections 316, 2404, 2406 and chapter 81 of title 38, United States Code, not otherwise provided for, where the estimated cost of a project is equal to or less than the amount set forth in section 8104(a)(3)(A) of title 38, United States Code, \$706,889,000, to remain available until September 30, 2023, along with unobligated balances of previous "Construction, Minor Projects" appropriations which are hereby made available for any project where the estimated cost is equal to or less than the amount set forth in such section: *Provided*, That funds made available under this heading shall be for: (1) repairs to any of the nonmedical facilities under the jurisdiction or for the use of the Department which are necessary because of loss or damage caused by any natural disaster or catastrophe; and (2) temporary measures necessary to prevent or to minimize further loss by such causes.

#### GRANTS FOR CONSTRUCTION OF STATE EXTENDED CARE FACILITIES

For grants to assist States to acquire or construct State nursing home and domiciliary facilities and to remodel, modify, or alter existing hospital, nursing home, and domiciliary facilities in State homes, for furnishing care to veterans as authorized by sections 8131 through 8137 of title 38, United States Code, \$150,000,000, to remain available until expended.

#### GRANTS FOR CONSTRUCTION OF VETERANS CEMETERIES

For grants to assist States and tribal organizations in establishing, expanding, or improving veterans cemeteries as authorized by section 2408 of title 38, United States Code, \$45,000,000, to remain available until expended.

#### ADMINISTRATIVE PROVISIONS

##### (INCLUDING TRANSFER OF FUNDS)

SEC. 201. Any appropriation for fiscal year 2019 for "Compensation and Pensions", "Readjustment Benefits", and "Veterans Insurance and Indemnities" may be transferred as necessary to any other of the mentioned appropriations: *Provided*, That, before a transfer may take place, the Secretary of Veterans Affairs shall request from the Committees on Appropriations of both Houses of Congress the authority to make the transfer and such Committees issue an approval, or absent a response, a period of 30 days has elapsed.

##### (INCLUDING TRANSFER OF FUNDS)

SEC. 202. Amounts made available for the Department of Veterans Affairs for fiscal year 2019, in this or any other Act, under the "Medical Services", "Medical Community Care", "Medical Support and Compliance", and "Medical Facilities" accounts may be transferred among the accounts: *Provided*, That any transfers among the "Medical Services", "Medical Community Care", and "Medical Support and Compliance" accounts of 1 percent or less of the total amount appropriated to the account in this or any other Act may take place subject to notification from the Secretary of Veterans Affairs to the Committees on Appropriations of both Houses of Congress of the amount and purpose of the transfer: *Provided further*, That any transfers among the "Medical Services", "Medical Community Care", and "Medical Support and Compliance" accounts in excess of 1 percent, or exceeding the cumulative 1 percent for the fiscal year, may take place only after the Secretary requests from the Committees on Appropriations of both Houses of Congress the authority to make the transfer and an approval is issued: *Provided further*, That any transfers to or from the "Medical Facilities" account may take place only after the Secretary requests from the Committees on Appropriations of both Houses of Congress the authority to make the transfer and an approval is issued.

SEC. 203. Appropriations available in this title for salaries and expenses shall be available for services authorized by section 3109 of title 5, United States Code; hire of passenger motor vehicles; lease of a facility or land or both; and uniforms or allowances therefore, as authorized by sections 5901 through 5902 of title 5, United States Code.

SEC. 204. No appropriations in this title (except the appropriations for "Construction, Major Projects", and "Construction, Minor Projects") shall be available for the purchase of any site for or toward the construction of any new hospital or home.

SEC. 205. No appropriations in this title shall be available for hospitalization or examination of any persons (except beneficiaries entitled to such hospitalization or examination under the laws providing such benefits to veterans, and persons receiving such treatment under sections 7901 through 7904 of title 5, United States Code, or the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121 et seq.)), unless reimbursement of the cost of such hospitalization or examination is made to the "Medical Services" account at such rates as may be fixed by the Secretary of Veterans Affairs.

SEC. 206. Appropriations available in this title for "Compensation and Pensions", "Readjustment Benefits", and "Veterans Insurance and Indemnities" shall be available for payment of prior year accrued obligations required to be recorded by law against the corresponding prior year accounts within the last quarter of fiscal year 2018.

SEC. 207. Appropriations available in this title shall be available to pay prior year obligations of corresponding prior year appropriations accounts resulting from sections 3328(a), 3334, and 3712(a) of title 31, United States Code, except that if such obligations are from trust fund accounts they shall be payable only from "Compensation and Pensions".

##### (INCLUDING TRANSFER OF FUNDS)

SEC. 208. Notwithstanding any other provision of law, during fiscal year 2019, the Secretary of Veterans Affairs shall, from the National Service Life Insurance Fund under section 1920 of title 38, United States Code, the Veterans' Special Life Insurance Fund under section 1923 of title 38, United States

Code, and the United States Government Life Insurance Fund under section 1955 of title 38, United States Code, reimburse the "General Operating Expenses, Veterans Benefits Administration" and "Information Technology Systems" accounts for the cost of administration of the insurance programs financed through those accounts: *Provided*, That reimbursement shall be made only from the surplus earnings accumulated in such an insurance program during fiscal year 2019 that are available for dividends in that program after claims have been paid and actuarially determined reserves have been set aside: *Provided further*, That if the cost of administration of such an insurance program exceeds the amount of surplus earnings accumulated in that program, reimbursement shall be made only to the extent of such surplus earnings: *Provided further*, That the Secretary shall determine the cost of administration for fiscal year 2019 which is properly allocable to the provision of each such insurance program and to the provision of any total disability income insurance included in that insurance program.

SEC. 209. Amounts deducted from enhanced-use lease proceeds to reimburse an account for expenses incurred by that account during a prior fiscal year for providing enhanced-use lease services, may be obligated during the fiscal year in which the proceeds are received.

##### (INCLUDING TRANSFER OF FUNDS)

SEC. 210. Funds available in this title or funds for salaries and other administrative expenses shall also be available to reimburse the Office of Resolution Management, the Office of Employment Discrimination Complaint Adjudication, the Office of Accountability and Whistleblower Protection, and the Office of Diversity and Inclusion for all services provided at rates which will recover actual costs but not to exceed \$48,431,000 for the Office of Resolution Management, \$4,333,000 for the Office of Employment Discrimination Complaint Adjudication, \$17,700,000 for the Office of Accountability and Whistleblower Protection, and \$3,230,000 for the Office of Diversity and Inclusion: *Provided*, That payments may be made in advance for services to be furnished based on estimated costs: *Provided further*, That amounts received shall be credited to the "General Administration" and "Information Technology Systems" accounts for use by the office that provided the service.

SEC. 211. No funds of the Department of Veterans Affairs shall be available for hospital care, nursing home care, or medical services provided to any person under chapter 17 of title 38, United States Code, for a non-service-connected disability described in section 1729(a)(2) of such title, unless that person has disclosed to the Secretary of Veterans Affairs, in such form as the Secretary may require, current, accurate third-party reimbursement information for purposes of section 1729 of such title: *Provided*, That the Secretary may recover, in the same manner as any other debt due the United States, the reasonable charges for such care or services from any person who does not make such disclosure as required: *Provided further*, That any amounts so recovered for care or services provided in a prior fiscal year may be obligated by the Secretary during the fiscal year in which amounts are received.

##### (INCLUDING TRANSFER OF FUNDS)

SEC. 212. Notwithstanding any other provision of law, proceeds or revenues derived from enhanced-use leasing activities (including disposal) may be deposited into the "Construction, Major Projects" and "Construction, Minor Projects" accounts and be used for construction (including site acquisition and disposition), alterations, and improvements of any medical facility under the

jurisdiction or for the use of the Department of Veterans Affairs. Such sums as realized are in addition to the amount provided for in “Construction, Major Projects” and “Construction, Minor Projects”.

SEC. 213. Amounts made available under “Medical Services” are available—

(1) for furnishing recreational facilities, supplies, and equipment; and

(2) for funeral expenses, burial expenses, and other expenses incidental to funerals and burials for beneficiaries receiving care in the Department.

(INCLUDING TRANSFER OF FUNDS)

SEC. 214. Such sums as may be deposited to the Medical Care Collections Fund pursuant to section 1729A of title 38, United States Code, may be transferred to the “Medical Services” and “Medical Community Care” accounts to remain available until expended for the purposes of these accounts.

SEC. 215. The Secretary of Veterans Affairs may enter into agreements with Federally Qualified Health Centers in the State of Alaska and Indian tribes and tribal organizations which are party to the Alaska Native Health Compact with the Indian Health Service, to provide healthcare, including behavioral health and dental care, to veterans in rural Alaska. The Secretary shall require participating veterans and facilities to comply with all appropriate rules and regulations, as established by the Secretary. The term “rural Alaska” shall mean those lands which are not within the boundaries of the municipality of Anchorage or the Fairbanks North Star Borough.

(INCLUDING TRANSFER OF FUNDS)

SEC. 216. Such sums as may be deposited to the Department of Veterans Affairs Capital Asset Fund pursuant to section 8118 of title 38, United States Code, may be transferred to the “Construction, Major Projects” and “Construction, Minor Projects” accounts, to remain available until expended for the purposes of these accounts.

SEC. 217. Not later than 30 days after the end of each fiscal quarter, the Secretary of Veterans Affairs shall submit to the Committees on Appropriations of both Houses of Congress a report on the financial status of the Department of Veterans Affairs for the preceding quarter: *Provided*, That, at a minimum, the report shall include the direction contained in the paragraph entitled “Quarterly reporting”, under the heading “General Administration” in the joint explanatory statement accompanying Public Law 114-223.

(INCLUDING TRANSFER OF FUNDS)

SEC. 218. Amounts made available under the “Medical Services”, “Medical Community Care”, “Medical Support and Compliance”, “Medical Facilities”, “General Operating Expenses, Veterans Benefits Administration”, “Board of Veterans Appeals”, “General Administration”, and “National Cemetery Administration” accounts for fiscal year 2019 may be transferred to or from the “Information Technology Systems” account: *Provided*, That such transfers may not result in a more than 10 percent aggregate increase in the total amount made available by this Act for the “Information Technology Systems” account: *Provided further*, That, before a transfer may take place, the Secretary of Veterans Affairs shall request from the Committees on Appropriations of both Houses of Congress the authority to make the transfer and an approval is issued.

(INCLUDING TRANSFER OF FUNDS)

SEC. 219. Of the amounts appropriated to the Department of Veterans Affairs for fiscal year 2019 for “Medical Services”, “Medical Community Care”, “Medical Support and Compliance”, “Medical Facilities”, “Construction, Minor Projects”, and “Informa-

tion Technology Systems”, up to \$301,578,000, plus reimbursements, may be transferred to the Joint Department of Defense—Department of Veterans Affairs Medical Facility Demonstration Fund, established by section 1704 of the National Defense Authorization Act for Fiscal Year 2010 (Public Law 111-84; 123 Stat. 3571) and may be used for operation of the facilities designated as combined Federal medical facilities as described by section 706 of the Duncan Hunter National Defense Authorization Act for Fiscal Year 2009 (Public Law 110-417; 122 Stat. 4500): *Provided*, That additional funds may be transferred from accounts designated in this section to the Joint Department of Defense—Department of Veterans Affairs Medical Facility Demonstration Fund upon written notification by the Secretary of Veterans Affairs to the Committees on Appropriations of both Houses of Congress: *Provided further*, That section 220 of title II of division J of Public Law 115-141 is repealed.

(INCLUDING TRANSFER OF FUNDS)

SEC. 220. Of the amounts appropriated to the Department of Veterans Affairs which become available on October 1, 2019, for “Medical Services”, “Medical Community Care”, “Medical Support and Compliance”, and “Medical Facilities”, up to \$307,609,000, plus reimbursements, may be transferred to the Joint Department of Defense—Department of Veterans Affairs Medical Facility Demonstration Fund, established by section 1704 of the National Defense Authorization Act for Fiscal Year 2010 (Public Law 111-84; 123 Stat. 3571) and may be used for operation of the facilities designated as combined Federal medical facilities as described by section 706 of the Duncan Hunter National Defense Authorization Act for Fiscal Year 2009 (Public Law 110-417; 122 Stat. 4500): *Provided*, That additional funds may be transferred from accounts designated in this section to the Joint Department of Defense—Department of Veterans Affairs Medical Facility Demonstration Fund upon written notification by the Secretary of Veterans Affairs to the Committees on Appropriations of both Houses of Congress.

(INCLUDING TRANSFER OF FUNDS)

SEC. 221. Such sums as may be deposited to the Medical Care Collections Fund pursuant to section 1729A of title 38, United States Code, for healthcare provided at facilities designated as combined Federal medical facilities as described by section 706 of the Duncan Hunter National Defense Authorization Act for Fiscal Year 2009 (Public Law 110-417; 122 Stat. 4500) shall also be available: (1) for transfer to the Joint Department of Defense—Department of Veterans Affairs Medical Facility Demonstration Fund, established by section 1704 of the National Defense Authorization Act for Fiscal Year 2010 (Public Law 111-84; 123 Stat. 3571); and (2) for operations of the facilities designated as combined Federal medical facilities as described by section 706 of the Duncan Hunter National Defense Authorization Act for Fiscal Year 2009 (Public Law 110-417; 122 Stat. 4500): *Provided*, That, notwithstanding section 1704(b)(3) of the National Defense Authorization Act for Fiscal Year 2010 (Public Law 111-84; 123 Stat. 2573), amounts transferred to the Joint Department of Defense—Department of Veterans Affairs Medical Facility Demonstration Fund shall remain available until expended.

(INCLUDING TRANSFER OF FUNDS)

SEC. 222. Of the amounts available in this title for “Medical Services”, “Medical Community Care”, “Medical Support and Compliance”, and “Medical Facilities”, a minimum of \$15,000,000 shall be transferred to the DOD-VA Health Care Sharing Incentive

Fund, as authorized by section 8111(d) of title 38, United States Code, to remain available until expended, for any purpose authorized by section 8111 of title 38, United States Code.

SEC. 223. None of the funds available to the Department of Veterans Affairs, in this or any other Act, may be used to replace the current system by which the Veterans Integrated Service Networks select and contract for diabetes monitoring supplies and equipment.

SEC. 224. The Secretary of Veterans Affairs shall notify the Committees on Appropriations of both Houses of Congress of all bid savings in a major construction project that total at least \$5,000,000, or 5 percent of the programmed amount of the project, whichever is less: *Provided*, That such notification shall occur within 14 days of a contract identifying the programmed amount: *Provided further*, That the Secretary shall notify the Committees on Appropriations of both Houses of Congress 14 days prior to the obligation of such bid savings and shall describe the anticipated use of such savings.

SEC. 225. None of the funds made available for “Construction, Major Projects” may be used for a project in excess of the scope specified for that project in the original justification data provided to the Congress as part of the request for appropriations unless the Secretary of Veterans Affairs receives approval from the Committees on Appropriations of both Houses of Congress.

SEC. 226. Not later than 30 days after the end of each fiscal quarter, the Secretary of Veterans Affairs shall submit to the Committees on Appropriations of both Houses of Congress a quarterly report containing performance measures and data from each Veterans Benefits Administration Regional Office: *Provided*, That, at a minimum, the report shall include the direction contained in the section entitled “Disability claims backlog”, under the heading “General Operating Expenses, Veterans Benefits Administration” in the joint explanatory statement accompanying Public Law 114-223: *Provided further*, That the report shall also include information on the number of appeals pending at the Veterans Benefits Administration as well as the Board of Veterans Appeals on a quarterly basis.

SEC. 227. The Secretary of Veterans Affairs shall provide written notification to the Committees on Appropriations of both Houses of Congress 15 days prior to organizational changes which result in the transfer of 25 or more full-time equivalents from one organizational unit of the Department of Veterans Affairs to another.

SEC. 228. The Secretary of Veterans Affairs shall provide on a quarterly basis to the Committees on Appropriations of both Houses of Congress notification of any single national outreach and awareness marketing campaign in which obligations exceed \$2,000,000.

(INCLUDING TRANSFER OF FUNDS)

SEC. 229. The Secretary of Veterans Affairs, upon determination that such action is necessary to address needs of the Veterans Health Administration, may transfer to the “Medical Services” account any discretionary appropriations made available for fiscal year 2019 in this title (except appropriations made to the “General Operating Expenses, Veterans Benefits Administration” account) or any discretionary unobligated balances within the Department of Veterans Affairs, including those appropriated for fiscal year 2019, that were provided in advance by appropriations Acts: *Provided*, That transfers shall be made only with the approval of the Office of Management and Budget: *Provided further*, That the transfer authority provided in this section is in

addition to any other transfer authority provided by law: *Provided further*, That no amounts may be transferred from amounts that were designated by Congress as an emergency requirement pursuant to a concurrent resolution on the budget or the Balanced Budget and Emergency Deficit Control Act of 1985: *Provided further*, That such authority to transfer may not be used unless for higher priority items, based on emergent healthcare requirements, than those for which originally appropriated and in no case where the item for which funds are requested has been denied by Congress: *Provided further*, That, upon determination that all or part of the funds transferred from an appropriation are not necessary, such amounts may be transferred back to that appropriation and shall be available for the same purposes as originally appropriated: *Provided further*, That before a transfer may take place, the Secretary of Veterans Affairs shall request from the Committees on Appropriations of both Houses of Congress the authority to make the transfer and receive approval of that request.

(INCLUDING TRANSFER OF FUNDS)

SEC. 230. Amounts made available for the Department of Veterans Affairs for fiscal year 2019, under the “Board of Veterans Appeals” and the “General Operating Expenses, Veterans Benefits Administration” accounts may be transferred between such accounts: *Provided*, That before a transfer may take place, the Secretary of Veterans Affairs shall request from the Committees on Appropriations of both Houses of Congress the authority to make the transfer and receive approval of that request.

SEC. 231. The Secretary of Veterans Affairs may not reprogram funds among major construction projects or programs if such instance of reprogramming will exceed \$7,000,000, unless such reprogramming is approved by the Committees on Appropriations of both Houses of Congress.

SEC. 232. (a) The Secretary of Veterans Affairs shall ensure that the toll-free suicide hotline under section 1720F(h) of title 38, United States Code—

(1) provides to individuals who contact the hotline immediate assistance from a trained professional; and

(2) adheres to all requirements of the American Association of Suicidology.

(b)(1) None of the funds made available by this Act may be used to enforce or otherwise carry out any Executive action that prohibits the Secretary of Veterans Affairs from appointing an individual to occupy a vacant civil service position, or establishing a new civil service position, at the Department of Veterans Affairs with respect to such a position relating to the hotline specified in subsection (a).

(2) In this subsection—

(A) the term “civil service” has the meaning given such term in section 2101(1) of title 5, United States Code; and

(B) the term “Executive action” includes—

(i) any Executive order, presidential memorandum, or other action by the President; and

(ii) any agency policy, order, or other directive.

SEC. 233. None of the funds in this or any other Act may be used to close Department of Veterans Affairs (VA) hospitals, domiciliarys, or clinics, conduct an environmental assessment, or to diminish healthcare services at existing Veterans Health Administration medical facilities located in Veterans Integrated Service Network 23 as part of a planned realignment of VA services until the Secretary provides to the Committees on Appropriations of both Houses of Congress a report including the following elements:

(1) a national realignment strategy that includes a detailed description of realignment plans within each Veterans Integrated Services Network (VISN), including an updated Long Range Capital Plan to implement realignment requirements;

(2) an explanation of the process by which those plans were developed and coordinated within each VISN;

(3) a cost versus benefit analysis of each planned realignment, including the cost of replacing Veterans Health Administration services with contract care or other outsourced services;

(4) an analysis of how any such planned realignment of services will impact access to care for veterans living in rural or highly rural areas, including travel distances and transportation costs to access a VA medical facility and availability of local specialty and primary care;

(5) an inventory of VA buildings with historic designation and the methodology used to determine the buildings’ condition and utilization;

(6) a description of how any realignment will be consistent with requirements under the National Historic Preservation Act; and

(7) consideration given for reuse of historic buildings within newly identified realignment requirements: *Provided*, That, this provision shall not apply to capital projects in VISN 23, or any other VISN, which have been authorized or approved by Congress.

SEC. 234. None of the funds made available to the Secretary of Veterans Affairs by this or any other Act may be obligated or expended in contravention of the “Veterans Health Administration Clinical Preventive Services Guidance Statement on the Veterans Health Administration’s Screening for Breast Cancer Guidance” published on May 10, 2017, as issued by the Veterans Health Administration National Center for Health Promotion and Disease Prevention.

SEC. 235. (a) Notwithstanding any other provision of law, the amounts appropriated or otherwise made available to the Department of Veterans Affairs for the “Medical Services” account may be used to provide—

(1) fertility counseling and treatment using assisted reproductive technology to a covered veteran or the spouse of a covered veteran; or

(2) adoption reimbursement to a covered veteran.

(b) In this section:

(1) The term “service-connected” has the meaning given such term in section 101 of title 38, United States Code.

(2) The term “covered veteran” means a veteran, as such term is defined in section 101 of title 38, United States Code, who has a service-connected disability that results in the inability of the veteran to procreate without the use of fertility treatment.

(3) The term “assisted reproductive technology” means benefits relating to reproductive assistance provided to a member of the Armed Forces who incurs a serious injury or illness on active duty pursuant to section 1074(c)(4)(A) of title 10, United States Code, as described in the memorandum on the subject of “Policy for Assisted Reproductive Services for the Benefit of Seriously or Severely Ill/Injured (Category II or III) Active Duty Service Members” issued by the Assistant Secretary of Defense for Health Affairs on April 3, 2012, and the guidance issued to implement such policy, including any limitations on the amount of such benefits available to such a member except that—

(A) the time periods regarding embryo cryopreservation and storage set forth in part III(G) and in part IV(H) of such memorandum shall not apply; and

(B) such term includes embryo cryopreservation and storage without limita-

tion on the duration of such cryopreservation and storage.

(4) The term “adoption reimbursement” means reimbursement for the adoption-related expenses for an adoption that is finalized after the date of the enactment of this Act under the same terms as apply under the adoption reimbursement program of the Department of Defense, as authorized in Department of Defense Instruction 1341.09, including the reimbursement limits and requirements set forth in such instruction.

(c) Amounts made available for the purposes specified in subsection (a) of this section are subject to the requirements for funds contained in section 508 of division H of the Consolidated Appropriations Act, 2018 (Public Law 115-141).

(RESCISSION OF FUNDS)

SEC. 236. Of the funds made available for fiscal year 2019 under the heading “Department of Veterans Affairs—Veterans Health Administration—Medical Support and Compliance” in title II of division J of the Consolidated Appropriations Act, 2018 (Public Law 115-141), \$211,000,000 is hereby rescinded.

SEC. 237. None of the funds appropriated or otherwise made available by this Act or any other Act for the Department of Veterans Affairs may be used in a manner that is inconsistent with: (1) section 842 of the Transportation, Treasury, Housing and Urban Development, the Judiciary, the District of Columbia, and Independent Agencies Appropriations Act, 2006 (Public Law 109-115; 119 Stat. 2506); or (2) section 8110(a)(5) of title 38, United States Code.

SEC. 238. Section 842 of Public Law 109-115 shall not apply to conversion of an activity or function of the Veterans Health Administration, Veterans Benefits Administration, or National Cemetery Administration to contractor performance by a business concern that is at least 51 percent owned by one or more Indian tribes as defined in section 5304(e) of title 25, United States Code, or one or more Native Hawaiian Organizations as defined in section 637(a)(15) of title 15, United States Code.

SEC. 239. (a) Except as provided in subsection (b), the Secretary of Veterans Affairs, in consultation with the Secretary of Defense and the Secretary of Labor, shall discontinue using Social Security account numbers to identify individuals in all information systems of the Department of Veterans Affairs as follows:

(1) For all veterans submitting to the Secretary of Veterans Affairs new claims for benefits under laws administered by the Secretary, not later than 5 years after the date of the enactment of this Act.

(2) For all individuals not described in paragraph (1), not later than 8 years after the date of the enactment of this Act.

(b) The Secretary of Veterans Affairs may use a Social Security account number to identify an individual in an information system of the Department of Veterans Affairs if and only if the use of such number is required to obtain information the Secretary requires from an information system that is not under the jurisdiction of the Secretary.

SEC. 240. For funds provided to the Department of Veterans Affairs for each of fiscal year 2019 and 2020 for “Medical Services”, section 239 of Division A of Public Law 114-223 shall apply.

SEC. 241. None of the funds appropriated in this or prior appropriations Acts or otherwise made available to the Department of Veterans Affairs may be used to transfer any amounts from the Filipino Veterans Equity Compensation Fund to any other account within the Department of Veterans Affairs.

SEC. 242. Of the funds provided to the Department of Veterans Affairs for each of fiscal year 2019 and fiscal year 2020 for “Medical



Services", funds may be used in each year to carry out and expand the child care program authorized by section 205 of Public Law 111-163, notwithstanding subsection (e) of such section.

SEC. 243. For funds provided to the Department of Veterans Affairs for each of fiscal year 2019 and 2020, section 248 of Division A of Public Law 114-223 shall apply.

SEC. 244. (a) The Secretary of Veterans Affairs may use amounts appropriated or otherwise made available in this title to ensure that the ratio of veterans to full-time employment equivalents within any program of rehabilitation conducted under chapter 31 of title 38, United States Code, does not exceed 125 veterans to one full-time employment equivalent.

(b) Not later than 180 days after the date of the enactment of this Act, the Secretary shall submit to Congress a report on the programs of rehabilitation conducted under chapter 31 of title 38, United States Code, including—

(1) an assessment of the veteran-to-staff ratio for each such program; and

(2) recommendations for such action as the Secretary considers necessary to reduce the veteran-to-staff ratio for each such program.

SEC. 245. None of the funds appropriated or otherwise made available in this title may be used by the Secretary of Veterans Affairs to enter into an agreement related to resolving a dispute or claim with an individual that would restrict in any way the individual from speaking to members of Congress or their staff on any topic not otherwise prohibited from disclosure by Federal law or required by Executive Order to be kept secret in the interest of national defense or the conduct of foreign affairs.

SEC. 246. For funds provided to the Department of Veterans Affairs for each of fiscal year 2019 and 2020, section 258 of Division A of Public Law 114-223 shall apply.

SEC. 247. None of the funds appropriated or otherwise made available by this Act may be used to conduct research using canines unless: the scientific objectives of the study can only be met by research with canines; the study has been directly approved by the Secretary; and the study is consistent with the revised Department of Veterans Affairs canine research policy document released on December 18, 2017: *Provided*, That not later than 180 days after enactment of this Act, the Secretary shall submit to the Committees on Appropriations of both Houses of Congress a detailed report outlining under what circumstances canine research may be needed if there are no other alternatives, how often it was used during that time period, and what protocols are in place to determine both the safety and efficacy of the research.

SEC. 248. For an additional amount for the Department of Veterans Affairs, \$2,000,000,000 to remain available until expended, for infrastructure improvements, including new construction, and in addition to amounts otherwise made available in this Act for such purpose, of which:

(1) \$1,000,000,000 shall be for "Veterans Health Administration—Medical Facilities" to be used for non-recurring maintenance;

(2) \$500,000,000 shall be for "Departmental Administration—Construction, Minor Projects"; and

(3) \$500,000,000 shall be for "Departmental Administration—Construction, Major Projects";

*Provided*, That the additional amounts appropriated for the purposes of non-recurring maintenance and minor construction may be used to carry out critical life-safety projects identified in the Department's annual facility condition assessments; sustainment

projects; modernization projects; infrastructure repair; renovations at existing Veterans Health Administration medical centers and outpatient clinics; and projects included in the Strategic Capital Investment Process plan: *Provided further*, That, of the funds made available under this section for "Construction, Major Projects", \$300,000,000 shall be available for previously authorized and partially funded major construction projects, and \$200,000,000 shall be available for seismic improvement projects and seismic program management activities: *Provided further*, That the additional amounts appropriated under this section may not be obligated or expended until the Secretary of Veterans Affairs submits to the Committees on Appropriations of both Houses of Congress, and such Committees approve, a detailed expenditure plan, including project descriptions and costs, for any non-recurring maintenance, minor construction, major construction, or seismic improvement project being funded with the additional amounts made available in this administrative provision.

SEC. 249. None of the funds appropriated or otherwise made available to the Department of Veterans Affairs in this Act may be used in a manner that would—

(1) interfere with the ability of a veteran to participate in a medicinal marijuana program approved by a State;

(2) deny any services from the Department to a veteran who is participating in such a program; or

(3) limit or interfere with the ability of a health care provider of the Department to make appropriate recommendations, fill out forms, or take steps to comply with such a program.

#### TITLE III

##### RELATED AGENCIES

##### AMERICAN BATTLE MONUMENTS COMMISSION

##### SALARIES AND EXPENSES

For necessary expenses, not otherwise provided for, of the American Battle Monuments Commission, including the acquisition of land or interest in land in foreign countries; purchases and repair of uniforms for caretakers of national cemeteries and monuments outside of the United States and its territories and possessions; rent of office and garage space in foreign countries; purchase (one-for-one replacement basis only) and hire of passenger motor vehicles; not to exceed \$15,000 for official reception and representation expenses; and insurance of official motor vehicles in foreign countries, when required by law of such countries, \$81,000,000, to remain available until expended.

##### FOREIGN CURRENCY FLUCTUATIONS ACCOUNT

For necessary expenses, not otherwise provided for, of the American Battle Monuments Commission, such sums as may be necessary, to remain available until expended, for purposes authorized by section 2109 of title 36, United States Code.

##### UNITED STATES COURT OF APPEALS FOR VETERANS CLAIMS

##### SALARIES AND EXPENSES

For necessary expenses for the operation of the United States Court of Appeals for Veterans Claims as authorized by sections 7251 through 7298 of title 38, United States Code, \$34,955,000: *Provided*, That \$2,580,000 shall be available for the purpose of providing financial assistance as described and in accordance with the process and reporting procedures set forth under this heading in Public Law 102-229.

##### DEPARTMENT OF DEFENSE—CIVIL

##### CEMETERIAL EXPENSES, ARMY

##### SALARIES AND EXPENSES

For necessary expenses for maintenance, operation, and improvement of Arlington

National Cemetery and Soldiers' and Airmen's Home National Cemetery, including the purchase or lease of passenger motor vehicles for replacement on a one-for-one basis only, and not to exceed \$2,000 for official reception and representation expenses, \$80,800,000, of which not to exceed \$15,000,000 shall remain available until September 30, 2021. In addition, such sums as may be necessary for parking maintenance, repairs and replacement, to be derived from the "Lease of Department of Defense Real Property for Defense Agencies" account.

##### CONSTRUCTION

For necessary expenses for planning and design and construction at Arlington National Cemetery and Soldiers' and Airmen's Home National Cemetery, \$56,600,000, to remain available until expended, for planning and design and construction associated with the Southern Expansion project at Arlington National Cemetery.

##### ARMED FORCES RETIREMENT HOME

##### TRUST FUND

For expenses necessary for the Armed Forces Retirement Home to operate and maintain the Armed Forces Retirement Home—Washington, District of Columbia, and the Armed Forces Retirement Home—Gulfport, Mississippi, to be paid from funds available in the Armed Forces Retirement Home Trust Fund, \$64,300,000, of which \$1,000,000 shall remain available until expended for construction and renovation of the physical plants at the Armed Forces Retirement Home—Washington, District of Columbia, and the Armed Forces Retirement Home—Gulfport, Mississippi: *Provided*, That of the amounts made available under this heading from funds available in the Armed Forces Retirement Home Trust Fund, \$22,000,000 shall be paid from the general fund of the Treasury to the Trust Fund.

##### ADMINISTRATIVE PROVISION

SEC. 301. Amounts deposited into the special account established under 10 U.S.C. 4727 are appropriated and shall be available until expended to support activities at the Army National Military Cemeteries.

#### TITLE IV

##### OVERSEAS CONTINGENCY OPERATIONS

##### DEPARTMENT OF DEFENSE

##### MILITARY CONSTRUCTION, ARMY

For an additional amount for "Military Construction, Army", \$192,250,000, to remain available until September 30, 2023, for projects outside of the United States: *Provided*, That such amount is designated by the Congress for Overseas Contingency Operations/Global War on Terrorism pursuant to section 251(b)(2)(A)(ii) of the Balanced Budget and Emergency Deficit Control Act of 1985.

##### MILITARY CONSTRUCTION, NAVY AND MARINE CORPS

For an additional amount for "Military Construction, Navy and Marine Corps", \$227,320,000, to remain available until September 30, 2023, for projects outside of the United States: *Provided*, That such amount is designated by the Congress for Overseas Contingency Operations/Global War on Terrorism pursuant to section 251(b)(2)(A)(ii) of the Balanced Budget and Emergency Deficit Control Act of 1985.

##### MILITARY CONSTRUCTION, AIR FORCE

For an additional amount for "Military Construction, Air Force" \$414,800,000, to remain available until September 30, 2023, for projects outside of the United States: *Provided*, That such amount is designated by the Congress for Overseas Contingency Operations/Global War on Terrorism pursuant to section 251(b)(2)(A)(ii) of the Balanced Budget and Emergency Deficit Control Act of 1985.

## MILITARY CONSTRUCTION, DEFENSE-WIDE

For an additional amount for “Military Construction, Defense-Wide”, \$87,050,000, to remain available until September 30, 2023, for projects outside of the United States: *Provided*, That such amount is designated by the Congress for Overseas Contingency Operations/Global War on Terrorism pursuant to section 251(b)(2)(A)(ii) of the Balanced Budget and Emergency Deficit Control Act of 1985.

## ADMINISTRATIVE PROVISIONS

SEC. 401. Each amount designated in this Act by the Congress for Overseas Contingency Operations/Global War on Terrorism pursuant to section 251(b)(2)(A)(ii) of the Balanced Budget and Emergency Deficit Control Act of 1985 shall be available only if the President subsequently so designates all such amounts and transmits such designations to the Congress.

SEC. 402. Notwithstanding any other provision of law, the Secretary of Defense is directed to provide the congressional defense committees a future years defense program for funds appropriated to the Department of Defense for construction projects related to European Reassurance Initiative and European Deterrence Initiative beginning in fiscal year 2020 and each subsequent fiscal year that funding is requested for either initiative. Further, the Secretary of Defense is directed to submit the future years defense program with each fiscal year budget submission.

## TITLE V

## GENERAL PROVISIONS

SEC. 501. No part of any appropriation contained in this Act shall remain available for obligation beyond the current fiscal year unless expressly so provided herein.

SEC. 502. None of the funds made available in this Act may be used for any program, project, or activity, when it is made known to the Federal entity or official to which the funds are made available that the program, project, or activity is not in compliance with any Federal law relating to risk assessment, the protection of private property rights, or unfunded mandates.

SEC. 503. All departments and agencies funded under this Act are encouraged, within the limits of the existing statutory authorities and funding, to expand their use of “E-Commerce” technologies and procedures in the conduct of their business practices and public service activities.

SEC. 504. Unless stated otherwise, all reports and notifications required by this Act shall be submitted to the Subcommittee on Military Construction and Veterans Affairs, and Related Agencies of the Committee on Appropriations of the House of Representatives and the Subcommittee on Military Construction and Veterans Affairs, and Related Agencies of the Committee on Appropriations of the Senate.

SEC. 505. None of the funds made available in this Act may be transferred to any department, agency, or instrumentality of the United States Government except pursuant to a transfer made by, or transfer authority provided in, this or any other appropriations Act.

SEC. 506. (a) Any agency receiving funds made available in this Act, shall, subject to subsections (b) and (c), post on the public Web site of that agency any report required to be submitted by the Congress in this or any other Act, upon the determination by the head of the agency that it shall serve the national interest.

(b) Subsection (a) shall not apply to a report if—

(1) the public posting of the report compromises national security; or

(2) the report contains confidential or proprietary information.

(c) The head of the agency posting such report shall do so only after such report has been made available to the requesting Committee or Committees of Congress for no less than 45 days.

SEC. 507. (a) None of the funds made available in this Act may be used to maintain or establish a computer network unless such network blocks the viewing, downloading, and exchanging of pornography.

(b) Nothing in subsection (a) shall limit the use of funds necessary for any Federal, State, tribal, or local law enforcement agency or any other entity carrying out criminal investigations, prosecution, or adjudication activities.

SEC. 508. None of the funds made available in this Act may be used by an agency of the executive branch to pay for first-class travel by an employee of the agency in contravention of sections 301–10.122 through 301–10.124 of title 41, Code of Federal Regulations.

SEC. 509. None of the funds made available in this Act may be used to execute a contract for goods or services, including construction services, where the contractor has not complied with Executive Order No. 12989.

SEC. 510. None of the funds made available by this Act may be used by the Department of Defense or the Department of Veterans Affairs to lease or purchase new light duty vehicles for any executive fleet, or for an agency's fleet inventory, except in accordance with Presidential Memorandum—Federal Fleet Performance, dated May 24, 2011.

SEC. 511. (a) IN GENERAL.—None of the funds appropriated or otherwise made available to the Department of Defense in this Act may be used to construct, renovate, or expand any facility in the United States, its territories, or possessions to house any individual detained at United States Naval Station, Guantánamo Bay, Cuba, for the purposes of detention or imprisonment in the custody or under the control of the Department of Defense.

(b) The prohibition in subsection (a) shall not apply to any modification of facilities at United States Naval Station, Guantánamo Bay, Cuba.

(c) An individual described in this subsection is any individual who, as of June 24, 2009, is located at United States Naval Station, Guantánamo Bay, Cuba, and who—

(1) is not a citizen of the United States or a member of the Armed Forces of the United States; and

(2) is—

(A) in the custody or under the effective control of the Department of Defense; or

(B) otherwise under detention at United States Naval Station, Guantánamo Bay, Cuba.

This division may be cited as the “Military Construction, Veterans Affairs, and Related Agencies Appropriations Act, 2019”.

**SA 2911.** Mr. ALEXANDER proposed an amendment to amendment SA 2910 proposed by Mr. SHELBY to the bill H.R. 5895, making appropriations for energy and water development and related agencies for the fiscal year ending September 30, 2019, and for other purposes; as follows:

On page 37, line 19, strike “\$220,000,000” and insert “\$222,142,000”.

**SA 2912.** Mr. MORAN submitted an amendment intended to be proposed by him to the bill H.R. 5895, making appropriations for energy and water development and related agencies for the fiscal year ending September 30, 2019,

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

At the appropriate place in division C, insert the following:

**SEC. \_\_\_\_ . NOTIFICATION OF CHANGES IN FORCE STRUCTURE OF THE UNITED STATES ARMY.**

(a) NOTIFICATION.—Except as provided under subsection (d) and consistent with notification requirements set forth under section 993(a) of title 10, United States Code, the Secretary of the Army shall, as provided under subsection (b), notify the congressional defense committees and congressional members of the affected States of changes in force structure of a battalion-size unit or other units of approximately 500 members assigned at a military installation. In determining the change in force structure of a locality, the Secretary shall take into consideration both short-term and long-term cost factors.

(b) NOTICE REQUIREMENTS.—No action may be taken to effect or implement a change in force structure described under subsection (a) until—

(1) the Secretary of the Army—

(A) submits to Congress a notice of the proposed change in force structure, including the detailed scoring data analyzed by the Army and a justification for any changes to the methodology, attributes in the Military Value Analysis, and other categories weighed at the direction of the Secretary; and

(B) includes in the notice a report on the change in force structure as described under subsection (c); and

(2) a period of 60 days expires following the day on which the notice is submitted to the congressional defense committees and congressional members of the affected States as appropriate.

(c) REPORT ON THE CHANGE IN FORCE STRUCTURE.—The report referred to under subsection (b)(1)(B) is a report from the Secretary of the Army on the changes in force structure, including updates to the Procedures for Army Stationing related to the changes in force structure, as follows:

(1)(A) Military Value Analysis training attribute data and scoring for contiguous and non-contiguous training areas, including airspace, according to the associated installation, as separate and distinct training areas measured by average daily use and the cost of use.

(B) For purposes of determining training areas pursuant to this paragraph, non-contiguous training areas owned by the National Guard or other government agencies with formal agreements with the Army may be considered under the Military Value Analysis training attribute as a separate and distinct training area measured by average daily use and the cost of use.

(2) A standardized explanatory statement for each associated installation with a non-contiguous training area attribute that includes a justification for its use as it relates to the specific change in force structure under consideration and the cost and benefit to access a non-contiguous training area due to geographic separation, as described in Department of the Army Pamphlet (DA PAM) 5–13.

(3) Military Value Analysis investment attribute data and scoring for infrastructure surrounding each associated installation, including housing, schools, and transportation, funded by State or local governments and communities measured by the last five fiscal years.

(4)(A) Programmatic Environmental Assessment data and scoring for the projected cost of military construction and sustainment, restoration, and maintenance

requirements, according to each associated installation, as separate and distinct measurements projected by the Future Year Defense Program planning to meet change in force structure mission requirements.

(B) For purposes of this paragraph, relocatable buildings or structures designated as temporary that are not eligible to receive sustainment, restoration, and maintenance funding, shall be measured as separate and distinct buildings or structures for each associated installation.

(5) Projected cost savings or cost avoidance to the Army that may impact the long-term total cost of the change in force structure, including total lifecycle cost factors of installation energy and utility costs, installation operating cost, installation renovation and maintenance cost, and the rate of basic allowance for housing.

(6) Projected cost savings to the Army and force structure unit members and their dependents measured by State and local exemptions in the form of a tax credit, State professional license reciprocity, education, employment, or other benefits as determined by the Secretary.

(d) WAIVER.—The Secretary of the Army may waive the notice and reporting requirements under this subsection on a case-by-case basis if the Secretary determines that such waiver is necessary to rapidly mobilize a unit to meet emerging demands.

**SA 2913.** Mr. MORAN submitted an amendment intended to be proposed to amendment SA 2910 proposed by Mr. SHELBY to the bill H.R. 5895, making appropriations for energy and water development and related agencies for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

At the end of title I of division C, add the following:

SEC. \_\_\_\_\_. (a) REPORT REQUIRED.—Not later than one year after the date of the enactment of this Act, the Comptroller General of the United States shall submit to Congress a report on the tactics, techniques, and procedures of the National Guard Bureau for the management of personnel actions sought by the Army National Guard or Air National Guard of a State, including personnel actions in connection with sexual assault and sexual trauma.

(b) ELEMENTS.—The report required by subsection (a) shall include the following:

(1) A description and assessment of the process for reviewing Army National Guard or Air National Guard authorities for the employment, use, and status of positions under title 32, United States Code, as required by the National Defense Authorization Act for Fiscal Year 2018 (Public Law 115–91).

(2) An assessment of the effectiveness of the process for Federal recognition of promotions of Army National Guard and Air National Guard personnel submitted by a State, including an assessment of the following:

(A) Timeliness in the completion of the promotion process.

(B) Fairness, transparency, and objectivity in the adjudication of promotion decisions relating to leadership potential and moral character.

(C) The ability of National Guard officers and State adjutants general to appeal or correct the outcome of a Federal promotion recognition decision, including any barriers to such appeals or corrections, and recommendations to improve processes in connection with such appeals and corrections.

(3) A description and assessment of the process to provide legal and administrative

services to members of the Army National Guard or Air National Guard of a State following an incident of a sexual assault or sexual trauma, including the following:

(A) An assessment of the effectiveness of the process with respect to the following:

(i) The timely completion of administrative procedures required and available to the victims.

(ii) The efficient coordination and completion of unit transfers for victims.

(iii) The ability of victims to appeal the outcome of post-assault or post-trauma administrative actions, or otherwise seek remediation for problems that arise in the process.

(B) The identification any barriers to appeals or remediation as described in subparagraph (A)(iii), and recommendations to improve the process of appeals and remediation.

(c) ADDITIONAL REPORTS.—If after submitting the report required by subsection (a) the Comptroller General makes additional assessments on the matters covered by the report, the Comptroller General shall submit to Congress such reports on such additional assessments as the Comptroller General considers appropriate.

**SA 2914.** Mr. GARDNER (for himself and Mr. COONS) submitted an amendment intended to be proposed to amendment SA 2910 proposed by Mr. SHELBY to the bill H.R. 5895, making appropriations for energy and water development and related agencies for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

At the end of title III of division A, add the following:

**SEC. 30 \_\_\_\_\_. SENSE OF THE SENATE REGARDING INNOVATION.**

(a) FINDINGS.—Congress finds that—

(1) the United States leads the world in innovation through scientific research;

(2) many technologies making major contributions to the United States economy were created through Federal support for scientific research, including nuclear power, the laser, the personal computer, the internet, and Global Positioning Systems; and

(3) in recognition of the importance of innovation through scientific research and development, Congress increased appropriations for Department of Energy research and development programs for fiscal year 2016 and each fiscal year thereafter.

(b) SENSE OF THE SENATE.—It is the sense of the Senate that—

(1) to maintain the position of the United States as a world leader in innovation, Congress and the Secretary of Energy should continue to support innovative science research and development at National Laboratories and institutions of higher education, along with private partners and nonprofit research organizations, through sustained robust and reliable funding in specific research areas, including—

(A) exascale computing and supercomputing;

(B) quantum and photonic information sciences;

(C) biological and environmental research;

(D) energy; and

(E) materials and manufacturing; and

(2) Congress should continue to increase scientific research and development funding—

(A) to ensure future technological advances continue to spur innovation;

(B) to help companies create good paying jobs; and

(C) to strengthen national security.

**SA 2915.** Mr. ALEXANDER submitted an amendment intended to be proposed to amendment SA 2910 proposed by Mr. SHELBY to the bill H.R. 5895, making appropriations for energy and water development and related agencies for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

On page 38, line 10, strike “\$89,000,000” and insert “\$89,372,000”.

**AUTHORITY FOR COMMITTEES TO MEET**

Mr. CORNYN. Mr. President, I have a request for one committee to meet during today's session of the Senate. It has the approval of the Majority and Minority leaders.

Pursuant to rule XXVI, paragraph 5(a), of the Standing Rules of the Senate, the following committee is authorized to meet during today's session of the Senate:

**COMMITTEE ON THE JUDICIARY**

The Committee on the Judiciary is authorized to meet during the session of the Senate on Monday, June 18, 2018, at 2 p.m. to hold a hearing entitled “Examining the Inspector General's First Report on Justice Department and FBI actions in Advance of the 2016 Presidential Election.”

**PRIVILEGES OF THE FLOOR**

Mr. INHOFE. Mr. President, I ask unanimous consent that Richard J. Schrider, a legislative fellow in the office of Senator ERNST, be granted floor privileges for the remainder of the 115th Congress.

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

**CONGRATULATING THE GOLDEN STATE WARRIORS**

Mr. LANKFORD. Mr. President, I ask unanimous consent that the Senate proceed to the immediate consideration of S. Res. 550, submitted earlier today.

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

The legislative clerk read as follows:

A resolution (S. Res. 550) congratulating the Golden State Warriors for their dominant back-to-back championship victory in the 2018 National Basketball Association Finals.

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

Mr. LANKFORD. Mr. President, I ask unanimous consent that the resolution be agreed to, the preamble be agreed to, and the motions to reconsider be considered made and laid upon the table with no intervening action or debate.

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

The resolution (S. Res. 550) was agreed to.

The preamble was agreed to.

(The resolution, with its preamble, is printed in today's RECORD under "Submitted Resolutions.")

## ORDERS FOR TUESDAY, JUNE 19, 2018

Mr. LANKFORD. Mr. President, I ask unanimous consent that when the Senate completes its business today, it adjourn until 10 a.m., Tuesday, June 19; further, that following the prayer and pledge, the morning hour be deemed expired, the Journal of proceedings be approved to date, the time for the two leaders be reserved for their use later in the day, and morning business be closed. I further ask that following leader remarks, the Senate resume consideration of H.R. 5895. Finally, I ask that the Senate recess from 12:30 p.m. until 2:15 p.m. to allow for the weekly conference meetings.

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

## ADJOURNMENT UNTIL 10 A.M. TOMORROW

Mr. LANKFORD. 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 7:40 p.m., adjourned until Tuesday, June 19, 2018, at 10 a.m.

## NOMINATIONS

Executive nominations received by the Senate:

### DEPARTMENT OF ENERGY

KAREN S. EVANS, OF WEST VIRGINIA, TO BE AN ASSISTANT SECRETARY OF ENERGY (CYBERSECURITY, ENERGY SECURITY AND EMERGENCY RESPONSE). (NEW POSITION)  
DANIEL SIMMONS, OF VIRGINIA, TO BE AN ASSISTANT SECRETARY OF ENERGY (ENERGY EFFICIENCY AND RENEWABLE ENERGY), VICE DAVID T. DANIELSON.

### EXECUTIVE OFFICE OF THE PRESIDENT

MARY BRIDGET NEUMAYR, OF VIRGINIA, TO BE A MEMBER OF THE COUNCIL ON ENVIRONMENTAL QUALITY, VICE NANCY HELEN SUTLEY.

### OVERSEAS PRIVATE INVESTMENT CORPORATION

IRVING BAILEY, OF FLORIDA, TO BE A MEMBER OF THE BOARD OF DIRECTORS OF THE OVERSEAS PRIVATE INVESTMENT CORPORATION FOR A TERM EXPIRING DECEMBER 17, 2018. VICE MATTHEW MAXWELL TAYLOR KENNEDY, TERM EXPIRED.  
IRVING BAILEY, OF FLORIDA, TO BE A MEMBER OF THE BOARD OF DIRECTORS OF THE OVERSEAS PRIVATE INVESTMENT CORPORATION FOR A TERM EXPIRING DECEMBER 17, 2021. (REAPPOINTMENT)

### DEPARTMENT OF STATE

BRIAN J. BULATAO, OF TEXAS, TO BE AN UNDER SECRETARY OF STATE (MANAGEMENT), VICE PATRICK FRANCIS KENNEDY.

ELLEN E. MCCARTHY, OF VIRGINIA, TO BE AN ASSISTANT SECRETARY OF STATE (INTELLIGENCE AND RESEARCH), VICE DANIEL BENNETT SMITH.

### THE JUDICIARY

ROSSIE DAVID ALSTON, JR., OF VIRGINIA, TO BE UNITED STATES DISTRICT JUDGE FOR THE EASTERN DISTRICT OF VIRGINIA, VICE GERALD BRUCE LEE, RETIRED.

M. MILLER BAKER, OF VIRGINIA, TO BE A JUDGE OF THE UNITED STATES COURT OF INTERNATIONAL TRADE, VICE DONALD C. POGUE, RETIRED.

### DEPARTMENT OF JUSTICE

SHANNON LEE GOESSLING, OF FLORIDA, TO BE DIRECTOR OF THE VIOLENCE AGAINST WOMEN OFFICE, DEPARTMENT OF JUSTICE, VICE SUSAN B. CARBON.

### THE JUDICIARY

ERIC E. MURPHY, OF OHIO, TO BE UNITED STATES CIRCUIT JUDGE FOR THE SIXTH CIRCUIT, VICE ALICE M. BATCHELDER, RETIRED.

CARL J. NICHOLS, OF THE DISTRICT OF COLUMBIA, TO BE UNITED STATES DISTRICT JUDGE FOR THE DISTRICT OF COLUMBIA, VICE RICHARD W. ROBERTS, RETIRED.

CHAD A. READLER, OF OHIO, TO BE UNITED STATES CIRCUIT JUDGE FOR THE SIXTH CIRCUIT, VICE DEBORAH L. COOK, RETIRING.

TIMOTHY M. REIF, OF THE DISTRICT OF COLUMBIA, TO BE A JUDGE OF THE UNITED STATES COURT OF INTERNATIONAL TRADE, VICE RICHARD K. EATON, RETIRED.

MARY M. ROWLAND, OF ILLINOIS, TO BE UNITED STATES DISTRICT JUDGE FOR THE NORTHERN DISTRICT OF ILLINOIS, VICE AMY J. ST. EVE, ELEVATED.

STEVEN C. SEEGER, OF ILLINOIS, TO BE UNITED STATES DISTRICT JUDGE FOR THE NORTHERN DISTRICT OF ILLINOIS, VICE JAMES B. ZAGEL, RETIRED.

### GOVERNMENT PUBLISHING OFFICE

ROBERT C. TAPELLA, OF VIRGINIA, TO BE DIRECTOR OF THE GOVERNMENT PUBLISHING OFFICE, VICE DAVITA VANCE-COOKS.

### IN THE AIR FORCE

THE FOLLOWING NAMED OFFICERS FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES AIR FORCE UNDER TITLE 10, U.S.C., SECTION 624:

#### *To be colonel*

WADE B. ADAIR  
ARLENE D. ADAMS  
TRACY L. ALLEN  
LAUREN HUDSON BYRD  
GREGORY A. COLEMAN  
JEFFREY N. COOK  
ROBERT A. CORBY  
SARAH E. CUCITI  
JENNIFER H. GARRISON  
ALAN C. HARDMAN  
IDONA E. HENRY  
RANDALL G. IVALL  
CHRISTOPHER R. JOSEPH  
MATTHEW S. KRAUCHUNAS  
KATHLEEN M. MACKAY  
PATRICK R. MISNICK  
ALVIN SCOTT, JR.  
ALISHA N. SMITH  
MARIA D. VALLDEJULI  
JAY W. VEEDER

THE FOLLOWING NAMED OFFICERS FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES AIR FORCE UNDER TITLE 10, U.S.C., SECTION 624:

#### *To be lieutenant colonel*

LA RITA S. ABEL  
DANA M. ADRIAN  
TAMERA G. BORCHARDT  
PATRICK C. BOYLE  
JULIA L. BRADLEY  
CINDY L. CALLISTO  
JOHN A. CAMACHO AYALA  
HEATHER D. COIL  
DIANE K. COX  
KARLA M. DENNARD  
MICHAEL D. DIXON  
JEREMY E. DOWNES  
REAH C. DOWNS  
JOHNNY R. GUERRA  
TINA HALL  
GORDON ANTHONY HAZLETTE  
MICHELLE M. HUFSTETLER  
RONSETTA N. HUTCHISON  
JEANAE M. JACKSON  
LAURA K. JORG  
MARY C. KELLEY  
JOSEPH G. KELLY  
AARON O. KIBLER  
JENNIFER A. MAHAR  
CHRISTOPHER M. MANJARRES  
SEAN M. MARTS  
JENA LIZABETH MEYER  
WARREN B. MOORE  
HASMIN E. NALES  
NELSON PACHECO  
SHELLY R. PARDINI  
JANICE M. PECUA  
ALEACHA C. PHILSON  
FRANKLIN PORCIL  
DINO C. QUIJANO  
KAWANA A. RAWLS  
SHANE S. RUNYON  
ANGELIQUE D. SIMPSON  
TONYA Y. SPENCER  
YVONNE L. STOREY  
MICHELE S. SUGGS  
BRADLEY A. TERRILL  
SALVADOR V. VARGAS  
MARLENE M. B. WALLACE  
DARA J. WARREN  
HEIDI S. WILSON  
JARED K. YOUNG

THE FOLLOWING NAMED OFFICERS FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES AIR FORCE UNDER TITLE 10, U.S.C., SECTION 624:

#### *To be lieutenant colonel*

JAMES D. ATHNOS  
MICHAEL D. BRIDGES  
MIMI BYRD  
TRICIA C. CAIN  
EDUARDO CERVANTES

SCOTT D. COOK  
MELISSA R. COPELAND  
MIKE DAVID  
COURTNEY E. DAY  
JOHN J. DECATALDO, JR.  
DONELLA D. DENT  
MARSHA M. DOLDRON BRYAN  
JASON L. DONOVANT  
JASON M. ESTES  
STACEY P. FACKELMAN  
WENDY M. FRANKE  
MATTHEW J. GROSS  
JILL M. HIBBERT  
TOMMY L. JEFFERSON II  
MICHAEL S. JOHNSON  
OCTAVIA LORRAINE JONES  
TONY G. LAWRENCE  
MICAELA C. LEWIS  
WILLIAM CALEB LUNSFORD  
MEGAN G. MALCOM  
CYNTHIA K. MCGEE  
ANDREA MOORE  
THOMAS PATRICK NAUGHTON  
CLINTON H. NAWROCKI  
MICHAEL ANDREW OETJENS  
HIRAM J. ORTIZ  
KENNETH A. ROSENBLUM  
BEATA H. ROSSON  
JASON A. SALASKI  
JOSEPH L. SANCHEZ, JR.  
CHRISTINE A. SANDERS  
AMBER C. SCHINDELE  
CHRISTY J. SNOW  
SARA M. SPEARING  
KRIS E. WALKER  
SARAH MONROE WHITSON

THE FOLLOWING NAMED OFFICERS FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES AIR FORCE UNDER TITLE 10, U.S.C., SECTION 624:

#### *To be colonel*

DAVID A. BARGATZE  
JENNIFER A. CLAY  
THOMAS PAUL CONDIE  
TIMOTHY MICHAEL COX  
SUANNE M. CROWLEY  
PAUL A. DAWSON  
COREY G. FULLMER  
REBECCA MINA GAWARAN  
TOBIN C. GRIFFETH  
MICHAEL A. HATTON  
TROY S. HEAVENER  
CHARLES J. HEBNER  
CYNTHIA T. KEARLEY  
OREN D. LEFF  
JEFFERSON E. MCBRIDE  
ROGER A. MCILLECE  
THEODORE T. RICHARD  
JOSHUA DANIEL ROSEN  
POLLY K. SANDNESS  
PATRICIA S. WIEGMANLENZ  
JOSHUA D. YANOV  
FRANK YOON

THE FOLLOWING NAMED OFFICERS FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES AIR FORCE UNDER TITLE 10, U.S.C., SECTION 624:

#### *To be colonel*

LISA M. BADER  
ROBERT M. ENINGER  
VINCENT D. FALLS  
MICHAEL J. FEA  
FREEMAN HOLIFIELD, JR.  
NEIL MICHAEL HORNER  
BRIDGET M. JACKSON  
ANTHONY J. JARECKE  
RODNEY M. JORSTAD  
GLENN L. LAIRD  
DANIEL J. LOVELESS  
ALICIA A. MATTESON  
SEAN J. MCNAMARA  
HEATHER A. NELSON  
PATRICK A. POHLE  
MARK A. POMERINKE  
JESSICA R. SPITTLER  
BERNADETTE M. STEELE  
ILAINA M. WINGLER

THE FOLLOWING NAMED OFFICERS FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES AIR FORCE UNDER TITLE 10, U.S.C., SECTION 624:

#### *To be major*

ANTHONY J. ACETO  
ALISHA L. ACOSTA  
NIKKITA F. ADAMS  
SABRINA AHSAN  
INIORONG U. AKAI  
MARK O. ANDERSON  
TEENA M. AUGUST  
ALICE A. BAGBY  
ROBERT M. BALDWIN, JR.  
JOSHUA D. BARANOWSKI  
MEGAN M. BARRETT  
ROXANNE ROSE BECKMAN  
LAUREN R. BELUS  
NATALIE N. BELVIN  
HIRAL PRATIK BHATT  
MICHELLE M. BINDER  
JILL M. BLACKMAN  
JOHN J. BRENNAN  
JENNIFER E. BROWN  
KEONA M. BYRD  
ANGIE F. CACACHO  
CARL M. CALIMLIM, JR.

MARLA M. CANTRELL  
MARGARET K. CARBONE  
GREGG T. CHANDLER  
MARYANN OLIVEIRA CHAVEZ  
JIMELYN M. CHRISTENSON  
CHRISTOPHER R. CONOVER  
JENNIFER D. S. COOK  
DANIELLE C. COOPER  
MONICA R. CORDOVA  
MICHAEL L. COX  
ANNA M. CRANE  
JILLEAN R. CURIEL  
SHANA A. DAWSON  
ANGIE D. DENDY  
SHAUN M. DENTON  
MICHAEL DIAZ  
JUANITA L. DUKES  
KARIN N. ECHLIN  
MARVIN L. EDMOND, JR.  
JOANNA C. EDMUNDSON  
YASHIKA D. EDWARDS  
CHAD J. ENEIX  
JESSIE J. ESPEJO  
CARLOS D. FABRE  
JENNIFER K. B. FEDERICO  
EDWIN FERNANDEZ  
JONATHAN JAY FERRER FLORES  
DARRYL W. FLOYD  
CHRISTINE L. FONTINEL  
CASSIE M. FOSS  
VIRGINIA L. FRAZIER  
MOLLY D. FREY  
KIM A. FRIESEN  
SHARINA S. GALINDO  
DEBRA C. GOMES  
CRYSTAL A. GOMEZ  
JAMIE DANIELLE GUERTIN  
EDWARD SUK HA  
EDGAR HALFORD  
MARCIE K. HART  
AARON M. HESS  
SHANNON N. HEWITT  
HOLLY ANN HOLKO  
PATRICIA M. HUDSON  
SCOTT A. HUDSON  
MICHAEL R. HUTTON  
YOUSIELINE JEAN LOUIS  
MENDI L. JENKINS  
KITIE K. JEON  
MEGAN A. JOHN  
MICHAEL W. JOHNSON  
SUSAN W. JOHNSON  
TIALICKA B. JOHNSON  
SAVANNAH A. JUMPP  
ALEKSANDR KATS  
MARY E. KELLY  
TEWOLDEBIRHAN B. KERESIMO  
BRITTANY R. KINSLER  
DAVID C. KORNACK  
JAIMIE M. LAIB  
SCOTT A. LAWRENCE  
BRANDI L. LEAHY  
TAVIA S. LEONARD  
NATASHA DAWN G. LEWIS  
TAMISHA L. LEWIS  
KATHLEEN M. LLOYD  
ROBERT LOPEZ  
CRYSTAL M. LOVE  
JEANETTE M. MARRERO RUSSON  
KRYSTAL A. MCGANN  
MARIA ANN MCKIE  
LEONARD R. MCNEELY  
JASON W. MELVIN  
RHONA L. MERRERA  
TRACY Y. MINKE  
DAWN L. MITCHELL TYLER  
EBONY N. MULERO  
ROBIN M. MURRAY  
SHELLEY R. MURRAY  
NATOSHIA L. NESBY  
CHRISTOPHER A. NOVACK  
STACEY E. O'DONNELL  
APRIL Y. OLIVER  
JENNIFER N. ONEAL  
KELLY J. ORIGEL  
SHANNON D. PACE  
STARSHA L. PARDEE  
JESSE R. PAYNE  
CORAL M. PETTIT  
KATRINA E. PORTILLO  
BRETT H. PRICE  
RENEE L. PUSHLAR  
DANIEL S. QUEEN  
LAUREN J. QUIRAO  
LAUREN J. RANSOM  
AUBREY E. REID  
SHAUNA A. RICCI  
CYNTHIA ROBINSON  
KATHY S. ROBINSON  
ANGEL G. RODRIGUEZ  
ASHLEE L. ROGIS  
MISTY J. ROOMSBURG  
RANDY A. SANFORD  
GAILA G. SAPP  
EILEEN R. SCHUETZ  
NICOLE R. SETTLEMIRE  
MEGAN E. SHAMP  
NATHANIEL P. SHUBERT  
MELISSA C. SIMPSON  
MADINAH D. SLAISE  
KATHERINE E. SLUGOCKI  
MICAH C. SMITH  
VERONICA SPENCER  
DANIEL L. STARLING  
RACHEL L. STEVENSON  
KRISTINA R. STEWART  
KEREN L. STIMELING

JOY E. STRINGFIELD  
JEREMY S. SWANSON  
KELLY W. TABOR  
JULIANNE M. TALBOTT  
AMANDA L. THOMPSON  
LAKEATTA E. TONGE  
EDUARDO F. TORRES  
PETE N. TRAYLOR  
SARA K. TRUITT  
SADI TUFF  
CHRISTY ANNE R. VELASQUEZ  
STEVEN VIETTI  
COLETTA J. WALKEMEYER  
YUSHARN WANG  
FRANKLIN E. WEHRKAMP  
ROGER L. WEST, JR.  
ASHLIE M. WEYHRAUCH  
COURTNI M. WILLIAMS  
DIANA S. WOLCZEK EVANS  
ERIC F. WOMACK  
SARAH K. WOODY  
QAASHUNTAE C. WRIGHT  
STEPHEN M. WRIGHT  
JULIE A. YANAGIHARA  
MICHAEL HYUNSUK YIM  
NEELIE MICHELLE YLAGAN  
REGIS C. ZOZO

THE FOLLOWING NAMED OFFICERS FOR APPOINTMENT  
TO THE GRADE INDICATED IN THE UNITED STATES AIR  
FORCE UNDER TITLE 10, U.S.C., SECTION 624:

*To be major*

JULIE LALEH ADAMS  
DARIA CHINEDUM AWUSAH  
JOSHUA J. BATES  
TIMOTHY KELLY BENNETT  
TRAVIS PETTY BRINTON  
ERIC MIDTHUN BROOKS  
JARED CONNELLY BRUFF  
RYAN DANIEL BRUNSON  
MICHAEL TERRY BUNNELL  
JOSEPH M. CACHUELA  
DANA A. CATES  
MICHAEL TAIYUAN CHEN  
CLAYTON JOHN COX  
TINY LATOYA COX  
MICHAEL KEVEN CRENSHAW  
LINDSAY ELIZABETH CRONIN  
EWA CECYLIA DAWSON  
DAVID TAYLOR DAYTON, JR.  
VINCENT LEONARD DEFABO  
JEREMY PATRICK DELACERDA  
ANNE MARIE DELMARE  
MATTHEW A. DIFELICE  
PETER SHERIDAN DONNELLY  
ALYSON GAYLE FISCHER  
MELISSA RAE FOWLER  
JOSEPH MICHAEL GROFF  
JACKSON TAVO HALL  
WHITNEY L. HALL  
BRIAN MICHAEL HANLEY  
DOUGLAS DANIEL HANSEN  
JONATHAN EDWARD HENLEY  
DANIEL EMMET HOLLEY  
JONATHON B. HOOVER  
SARAH LYNN HUERTA  
OSASUMWEN N. IZEVBIGIE  
DAVID FRANCIS JACOBS  
JOHN W. KALIS  
CATHERINE M. KALLEN  
ABHISHEK S. KAMBLI  
JAMES JOSEPH KRAUER  
JAMES BUCKINGHAM LEIGHTON  
JARED A. LOOPER  
RAJESH KADAVIL MATHEW  
DANELLE MARIE MCGINNIS  
ROBERT WAYNE MILLER  
PATRICK MICHAEL MILOTT  
GLENMUIR LAWFORD MINTO  
CHRISTOPHER ALOIS MONSON  
LESLIE RAE NEWTON  
ANAHID ELIZ NIKOGOSIAN  
ASHLEY DIANNE NORMAN  
BRANDON MICHAEL OMALLEY  
THOMAS JAMES PROCHAZKA  
VINCENT DANIEL ROMANO  
NATHAN D. ROYER  
MARK J. SCHWARTZ  
CHRISTINE ELAINE SEIBERT  
ALAN GREGORY SERRANO  
AMY ELIZABETH SFARA  
SAMUEL SHARIFI SIAVOSHI  
HEATHER ANNE SMILDE  
MARK LOUIS STEITZ, JR.  
AMANDA SKYLAR STREETMAN  
ANTHONY DEWAYNE THREATTS  
VICTORIA MIROSLAVO VASILEV  
LONDON J. WEDERMYER  
DONALD RICHARD WEEKS III  
DUSTIN J. WEISMAN  
JOSEPH DANIEL WISE  
BENEDICT RUFF WOIT  
ANNE VICTORIA WRIGHT  
MATTHEW GREGORY ZELLNER  
LANNY L. ZIEMAN  
MARCUS MICHAEL ZIMMER  
CHRISTOPHER THOMAS ZONA

THE FOLLOWING NAMED OFFICERS FOR APPOINTMENT  
TO THE GRADE INDICATED IN THE UNITED STATES AIR  
FORCE UNDER TITLE 10, U.S.C., SECTION 624:

*To be major*

BRUCE A. ABBOTT  
THERESA M. AGOSTO SMART  
MAXSIMILIANO ALVARADO

CRAIG R. AMEDURI  
MARKIA M. ANDERSON  
NATALIE MARIE ANNIES  
CHELSEA S. ARNOLD  
GREGORY T. ARRINGTON, JR.  
TIMOTHY J. AYLWARD  
JUSTIN L. BAIRD  
CHASE R. BALLINGER  
JOSHUA LEE BARRY  
DANIEL R. BASELEY  
DANIEL A. BAZUA  
AUSTIN T. BENNETT  
BENJAMIN T. BISHOP  
JOHN A. BLUE STAR  
SETH A. BRIDGES  
ALEXANDER K. BROWN  
JAMES E. BROWN IV  
JENNIFER N. BROWN  
MATILDA ANN BRUNNER  
EDNY BRYANT  
AARON M. BUTLER  
SCOTT W. CARY  
ANTHONY M. CHANGELO  
MILES L. CHEN  
SCOTT M. CHENEY  
DANIEL T. CORWIN  
CHRISTOPHER M. COSTELLO  
HOLLIE N. CUEVAS  
MIRANDA L. DEBELEVICH  
NATHAN J. DEMING  
THOMAS DOMINGUEZ  
KIMBERLY A. DOWD  
SEAN M. DYSON  
JOHANNA N. ECHIGO  
DAVID O. EDMUNDS  
AARON C. ELDRIDGE  
STEPHEN R. EMMERTHAL  
KATHRYN ROSE ESCATEL  
JUSTIN S. FARMER  
CAITLIN L. FISSETTE ECKERT  
PETER E. FOSSE  
MATTHEW C. FREEMAN  
ADAM K. FRY  
CHRISTINA M. GALLO  
JUAN J. GARCIA, JR.  
EDUARDO GARCIAPEREZ  
SONNY L. GEAR  
SHUNRIE TABURADA GELDORE  
TRAVIS A. GOLDWIRE  
TRACY LYNN GOLLIDAY CORLEY  
CARA L. GRAUSAM  
EDWIN A. GRESHAM  
WILLIAM T. GRIESSER  
KAYLA I. HARRIS  
TIFFANY MAY HARWOOD  
ALLEN W. HAY USER  
BROOKE MARIE HEALY  
JESSE L. HEMSWORTH  
CORY RYAN HENDERSON  
CURTIS J. HOWELL  
STEPHEN M. HUGHES  
ADRIAN N. HULBERT  
MATTHEW S. JACKSON  
ALLISON M. JAMES  
KARINA A. JAMESON  
JEFFERY C. JARVIS  
MICHAEL T. JOBE  
CHAD EDWARD JOHNSON  
JONATHAN S. JONES  
JOSEPH M. JUSCIUS  
JOHN A. KAUDERMAN, JR.  
STEPHAN C. KESTERSON  
CHRISTINE L. KMIECIK  
KATHRYN M. KOVANE  
AMANDA M. KRUSZEWSKI  
DREW EDWARD LANCASTER  
OLIVIA J. LAWSON  
GEORGE A. MACGREGOR, JR.  
DANIEL ALLEN MARTIN  
BRETT J. MATTISON  
MELVIN K. MCBREAN  
ANDREW S. MCCAMPBELL  
PATRICK A. MCCUE  
JOHN R. MCGRATH  
JUSTIN E. MCKENNA  
KIMBERLY G. MCKENNA  
KATHLEEN A. MCNAMARA  
JARED M. MEHARG  
ERIK ENRIQUE MENJIVAR  
JAMIE L. MEYER  
JAMES M. S. MILLER  
JASON L. MOMMAERTS  
BRANDON L. MONDFRANS  
LESTER A. MORALES VAZQUEZ  
ROBIN D. MORRIS  
MARILOU D. MOTE  
MAKAY B. NEILSON  
KEVIN A. NGALA  
MUMBI M. NGUGI  
ANH PHOA THI NGUYEN  
ELISE M. OCELNIK  
SARAH J. OSTROM  
LOUIS A. PAGANO, JR.  
JAMES M. PASSMORE  
MARC A. PATIENCE  
MICHELLE D. PEREZ  
TIFFNEY R. PETERS  
ADAM G. PFANNENSTEIN  
LAURA S. PFLEDDERER  
ANH T. PHAM  
THUC T. V. PHAM  
JESSICA D. PIKE  
JODI L. POST  
ADAM G. F. QUADE  
JOSHUA A. RADEL  
WILLIAM DAVID RANNO  
JUSTIN F. RECKLAU

JAMES D. REILLY  
 CHERIE ANN RICHARDS  
 LARAMIE J. RICHMOND  
 CALEB S. RINK  
 ABIGAIL A. ROSE  
 ERIC SALINAS  
 KYRA T. SANTIAGO  
 STUART B. SAULS  
 GARY L. SAYRE  
 DEBORAH G. SCHAEFER  
 KAREN E. SCHAEFER  
 CASSIE DAWN SCHERFF  
 LINDSEY P. SCHMELZER  
 DEAN E. SCHULTZ III  
 REBECCA J. SCOTT  
 RYAN M. SCOTT  
 CHRISTI L. SERABIAN  
 NICOLAE D. SERI  
 CARRIE D. SERJEANT  
 TAMMY K. SHAW  
 DENNIS L. SHAY, JR.  
 CALEB H. SHEPARD  
 SHARON J. SHERLOCK  
 KATHERINE A. SIEVERS  
 SARAH E. SIMS  
 LACRESHA SKILLERN  
 DILLON L. SMALL  
 KATELYN R. SMITH  
 KYLE P. SMITH  
 NATHAN GLENN SMITH  
 ERIC L. SPEIGHT  
 CHRISTINA A. STABILE KYC  
 MAHOGANY L. SWANSON  
 EMMALYN V. TAGUE  
 MATTHEW C. THOLL  
 GRANT S. Y. W. TONG  
 ELIZABETH M. TRAHAN  
 DAVID J. TROTTER  
 TAMESHIA S. TUFTS  
 MICHAEL J. VASTOLA  
 SHANNA R. VAUGHAN  
 CHRISTOPHER P. VOLTURO  
 ERIC R. WALTER  
 JOHN J. WANG  
 PETER MARCIN WASIK  
 KEVIN N. WHITNEY  
 BRANDON O. WIELERT  
 ESTHER L. WILLIAMS  
 THOMAS M. WITTER  
 SOMVANG XAYARATH  
 CLAYTON KC YEUNG  
 WINFRED E. YOUNG, JR.  
 SHIRLEY B. ZISER

#### IN THE ARMY

THE FOLLOWING NAMED OFFICERS FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES ARMY DENTAL CORPS UNDER TITLE 10, U.S.C. , SECTIONS 624 AND 3064:

#### *To be lieutenant colonel*

BRENDAN E. BELL  
 MICHAEL J. BROWNING  
 BRANDON G. COLEMAN  
 JASMIN G. DEGUZMAN  
 JAMES M. GIESEN  
 JENNIFER B. HAWIE  
 HAE J. HONG  
 MIN C. KIM  
 JOHN D. KING  
 TUNG V. LE  
 JUSTIN P. LEWIS  
 ADAM J. LYTLE  
 MATTHEW A. MEYER  
 CLAUDIA P. MILLAN  
 HEATHER R. A. OLMO  
 DANIEL R. PERRINGTON  
 STEPHANIE PRICE  
 LUCERO SANABRIAPARRILLA  
 RICHARD W. STANDAGE  
 BLAKE C. STUART  
 JOHNNY R. VIDIC  
 MICHAEL R. VILLACARLOS  
 JAYLON L. WAITE

THE FOLLOWING NAMED OFFICERS FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES ARMY MEDICAL CORPS UNDER TITLE 10, U.S. C., SECTIONS 624 AND 3064:

#### *To be lieutenant colonel*

DOUGLAS R. ADAMS  
 MARY T. A. ADAMS  
 CRAIG R. AINSWORTH  
 SAMUEL F. ALMQUIST  
 JONG AN  
 JAMIE N. ANDREWS  
 TODD M. ANTON  
 BRADLEY C. BANDERA  
 AMY M. BECKER  
 LORI L. BEDNASH  
 JOHN S. BERRY IV  
 LUKE R. BLOOMQUIST  
 SARAH BOLDT  
 DONNELL K. BOWEN  
 SHAWN R. BROWN

KRISTINA R. BURKE  
 ROBERT J. BUSH  
 NICOLAS R. CAHANDING  
 CHRISTOPHER J. CALCAGNO  
 ROD W. CALLICOTT  
 WILLIAM G. CALLIS  
 TATJANA P. CALVANO  
 MACARIO CAMACHO, JR.  
 JOHN D. A. CAMPAGNA  
 PATRICK M. CAREY  
 DEREK M. CARLSON  
 MARLIN CAUSEY  
 MICHAEL K. CHEEZUM  
 YINTING CHEN  
 FONGKUEI F. CHENG  
 GEOFFREY C. CHIN  
 KATHERINE E. COCKER  
 MONICA L. COLOMBO  
 CRYSTALE J. CRUZ  
 JASON I. DAILEY  
 VERONICA C. DAMASCO  
 RAJESH K. DANIELS  
 MICHAEL S. DEGON  
 RICHARD R. DELANEY  
 JOHN T. DISTELHORST  
 BENJAMIN P. DONHAM  
 SARAH M. ESTRADA  
 PETER D. EVERSON  
 JAMES D. FERGUSON  
 DAVID M. FERRARO  
 JASON A. FOERTER  
 TOMAS FORAL  
 SHANNON C. FORD  
 CHRISTOPHER J. FORSTER  
 JUSTIN T. FOWLER  
 ANTHONY D. FREILER  
 NATHAN K. FRIEDLINE  
 BRANDON D. FRYE  
 BONNIE J. GENEMAN  
 NICOLE M. GIANMANCO  
 PATRICK J. GOLDEN  
 HECTOR M. GONZALEZGARCIA  
 BRENDAN C. GRAHAM  
 LINDSEY J. GRAHAM  
 ERIC S. GRENIER  
 DANIEL C. HAGEN  
 CHELSEA D. HAMILTON  
 LISA M. HARRIS  
 RYAN J. HEITMANN  
 JENNIFER H. HEPPS  
 JOHN E. HOUK  
 JEANNIE HUH  
 CHAD D. HULSOPPLE  
 JOHN D. HUNSAKER  
 BENJAMIN L. JONES  
 ANTON Y. JORGENSEN  
 PATRICIA KAPUNAN  
 JENNIFER N. KENNEDY  
 ERIN A. KEYSER  
 KELLY G. KILCOYNE  
 KATE E. H. KINNAIRD  
 TODD C. KNUDSON  
 NICHOLAS D. KORTAN  
 RYAN M. KWOK  
 SALVATORE V. LABRUZZO  
 BRYAN D. LALIBERTE  
 KARL A. LAUTENSCHLAGER  
 GEORGE L. LEE III  
 RICHARD N. LESPERANCE  
 CHRISTA M. LEWIS  
 KIMBERLY M. LOCHNER  
 CHARLES D. MAGEE  
 PEDRO A. MANIBUSAN  
 JORGE I. MARTINEZOSORIO  
 SHAUN A. MARTINHO  
 KIRK D. MCBRIDE  
 BRENDAN J. MCCRISKIN  
 DEVIN P. MCFADDEN  
 OWEN MCGRANE  
 HARKIRTIN K. MCIVER  
 LUKE E. MEASE  
 MARIDELLE B. MILLENDEZ  
 SETH L. MILLER  
 CHRISTOPHER A. MITCHELL  
 ILA C. M. MOFFITT  
 MICHAEL B. MOORE  
 DANIEL B. MORILLA  
 ANDREW D. MOSIER  
 DEANNA M. MUSFELDT  
 KATHRYN E. MYHRE  
 ANNA L. NAIG  
 DOMENICK P. NARDI  
 JOSEPH R. NARVAEZ  
 JUSTIN D. NEEDHAM  
 THOMAS G. NESSLER III  
 CHARLES T. NGUYEN  
 PHUOC T. NGUYEN  
 CLAUDIA E. NICHOLAS  
 NICHOLAS R. ONDRASIK  
 ANGELLETTA N. PAYNE  
 TERESA D. PEARCE  
 DAVID J. PETERSON  
 BENJAMIN F. PLATT  
 SARAH J. RABIE  
 MEGHAN F. RALEIGH  
 ANTHONY J. RECUPERO

JEFFREY L. REHA  
 JEREMY N. RICH  
 BRITTANY L. RITCHIE  
 JOHN D. RITCHIE  
 IAN M. RIVERA  
 SAMANTHA B. RODGERS  
 CHRISTINA B. RUMAYOR  
 FARHAD SAFI  
 CATHERINE M. SAMPERT  
 JOHN P. SANDERS  
 STEVEN A. SATTERLY  
 CHRISTIAN C. SCHRADER  
 MELISSA B. SCORZA  
 RENEE M. SERRA  
 SHAHROOZ SHAYEGAN  
 GREGORY R. SKERRETT  
 DAWN M. SLOAN  
 DANIEL J. SONG  
 ALYSSA A. SOUMOFF  
 DAVID M. STANLEY  
 KAREN S. STRENGE  
 JONATHAN M. STROBEL  
 JOHN SYMONS  
 BENJAMIN D. TABAK  
 TIMOTHY J. TAUSCH  
 KYLE J. TOBLER  
 DANIEL D. TRAN  
 ALI A. TURABI  
 JOHN VENEZIA  
 RYAN M. WALK  
 BIN WANG  
 MARISSA L. WEBER  
 DANIEL WEINSTEIN  
 MARK WELCH  
 BENJAMIN J. WESTBROOK  
 JOSEPH M. WHITE  
 SCOTT WHITWORTH  
 DEVIN WILES  
 ALICIA M. WILLIAMS  
 ERIC D. WIRTZ  
 MARIUSZ WOJNARSKI  
 CHRISTINE L. WOLFE  
 AMANDA L. ZEINE  
 LAURI M. ZIKE

THE FOLLOWING NAMED OFFICER 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 lieutenant colonel*

LESLIE M. LATIMORELORFILS

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT TO THE GRADE INDICATED IN THE RESERVE OF THE ARMY UNDER TITLE 10, U.S.C., SECTION 12203:

#### *To be colonel*

ANGEL M. SANCHEZ

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT TO THE GRADE INDICATED IN THE RESERVE OF THE ARMY UNDER TITLE 10, U.S.C., SECTION 12203:

#### *To be colonel*

FREDRICO MCCURRY

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT TO THE GRADE INDICATED IN THE RESERVE OF THE ARMY UNDER TITLE 10, U.S.C., SECTION 12203:

#### *To be colonel*

JIMMIE A. HILTON, JR.

#### IN THE NAVY

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*

LEROME S. SNAER

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*

DANIEL J. RIZZO

## WITHDRAWAL

Executive Message transmitted by the President to the Senate on June 18, 2018 withdrawing from further Senate consideration the following nomination:

ERIC M. UELAND, OF OREGON, TO BE AN UNDER SECRETARY OF STATE (MANAGEMENT), VICE PATRICK FRANCIS KENNEDY, WHICH WAS SENT TO THE SENATE ON JANUARY 8, 2018.