

By Mr. JOHNSON, from the Committee on Homeland Security and Governmental Affairs, without amendment:

H.R. 3218. Designate the facility of the United States Postal Service located at 1221 State Street, Suite 12, Santa Barbara, California, as the "Special Warfare Operator Master Chief Petty Officer (SEAL) Louis 'Lou' J. Langlais Post Office Building".

H.R. 4887. A bill to designate the facility of the United States Postal Service located at 23323 Shelby Road in Shelby, Indiana, as the "Richard Allen Cable Post Office".

H.R. 5150. A bill to designate the facility of the United States Postal Service located at 3031 Veterans Road West in Staten Island, New York, as the "Leonard Montalto Post Office Building".

H.R. 5309. A bill to designate the facility of the United States Postal Service located at 401 McElroy Drive in Oxford, Mississippi, as the "Army First Lieutenant Donald C. Carwile Post Office Building".

H.R. 5356. A bill to designate the facility of the United States Postal Service located at 14231 TX-150 in Coldspring, Texas, as the "E. Marie Youngblood Post Office".

H.R. 5591. A bill to designate the facility of the United States Postal Service located at 810 N US Highway 83 in Zapata, Texas, as the "Zapata Veterans Post Office".

H.R. 5676. A bill to designate the facility of the United States Postal Service located at 6300 N. Northwest Highway in Chicago, Illinois, as the "Officer Joseph P. Cali Post Office Building".

H.R. 5798. A bill to designate the facility of the United States Postal Service located at 1101 Davis Street in Evanston, Illinois, as the "Abner J. Mikva Post Office Building".

H.R. 5889. A bill to designate the facility of the United States Postal Service located at 1 Chalan Kanoa VLG in Saipan, Northern Mariana Islands, as the "Segundo T. Sablan and CNMI Fallen Military Heroes Post Office Building".

#### EXECUTIVE REPORTS OF COMMITTEE

The following executive reports of nominations were submitted:

By Mr. JOHNSON from the Committee on Homeland Security and Governmental Affairs.

\*Mark D. Acton, of Kentucky, to be a Commissioner of the Postal Regulatory Commission for a term expiring October 14, 2022.

\*Robert G. Taub, of New York, to be a Commissioner of the Postal Regulatory Commission for a term expiring October 14, 2022.

\*Nomination was reported with recommendation that it be confirmed subject to the nominee's commitment to respond to requests to appear and testify before any duly constituted committee of the Senate.

#### 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. LEE:

S. 3472. A bill to require the Bureau of the Census to conduct a survey to determine income and poverty levels in the United States in a manner that accounts for the receipt of Federal means-tested benefits, and for other purposes; to the Committee on Homeland Security and Governmental Affairs.

By Ms. MIKULSKI (for herself, Mr. CARDIN, and Mr. WARNER):

S. 3473. A bill to increase outdated death gratuities and funeral allowances for Federal civilian employees killed in the line of duty, to expand the scope of eligible beneficiaries, to codify tax treatment, to change offset requirements, to harmonize death gratuities across Federal agencies, and for other purposes; to the Committee on Finance.

By Mr. CORNYN:

S. 3474. A bill to amend the Omnibus Crime Control and Safe Streets Act of 1968 to authorize COPS grantees to use grant funds to hire veterans as career law enforcement officers, and for other purposes; to the Committee on the Judiciary.

By Mr. COONS (for himself, Mr. DAINES, Mr. WYDEN, Mr. LEE, Mr. FRANKEN, Ms. BALDWIN, and Mr. PAUL):

S. 3475. A bill to delay the amendments to rule 41 of the Federal Rules of Criminal Procedure; to the Committee on the Judiciary.

By Mrs. FEINSTEIN (for herself, Mrs. BOXER, Mr. LEAHY, Mr. MARKEY, Mr. MANCHIN, Mr. TESTER, Mr. COONS, Mr. MENENDEZ, Ms. BALDWIN, Mr. BLUMENTHAL, Mr. WYDEN, Mr. UDALL, Mr. FRANKEN, Mr. MURPHY, Ms. KLOBUCHAR, Mrs. MURRAY, Mr. WARNER, Mr. BOOKER, and Mr. SANDERS):

S. 3476. A bill to waive recoupment by the United States of certain bonuses and similar benefits erroneously received by members of the Army National Guard, and for other purposes; to the Committee on Armed Services.

By Ms. HIRONO (for herself and Mrs. CAPITO):

S. 3477. A bill to amend title XVIII of the Social Security Act to provide information regarding vaccines for seniors as part of the Medicare & You handbook and to ensure that the treatment of cost sharing for vaccines under Medicare part D is consistent with the treatment of vaccines under Medicare part B, and for other purposes; to the Committee on Finance.

By Mr. RUBIO (for himself, Mr. KAINE, and Mr. MENENDEZ):

S. 3478. 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; to the Committee on Foreign Relations.

By Mr. MENENDEZ:

S. 3479. A bill to amend the Internal Revenue Code of 1986 to allow unpopulated census tracts that are contiguous to low-income communities to be treated as low-income communities under the new markets tax credit; to the Committee on Finance.

By Mr. SASSE:

S. 3480. A bill to make an alien who applies for naturalization using a false identity ineligible for citizenship and to require the completion of the Historical Fingerprint Enrollment Program and for other purposes; to the Committee on the Judiciary.

By Mr. SASSE (for himself, Mr. RUBIO, Mr. BARRASSO, and Mr. LEE):

S. 3481. A bill to address payment for claims relating to certain provisions of the Patient Protection and Affordable Care Act; to the Committee on the Judiciary.

By Mr. HATCH:

S. 3482. A bill to approve the settlement of the water rights claims of the Navajo Nation in Utah, to authorize construction of projects in connection therewith, and for other purposes; to the Committee on Indian Affairs.

#### SUBMISSION OF CONCURRENT AND SENATE RESOLUTIONS

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

By Mrs. SHAHEEN (for herself and Ms. COLLINS):

S. Res. 616. A resolution supporting the goals and ideals of American Diabetes Month; to the Committee on Health, Education, Labor, and Pensions.

By Mr. ISAKSON (for himself, Mr. COONS, and Mr. PERDUE):

S. Res. 617. A resolution designating November 27, 2016, as "Drive Safer Sunday"; considered and agreed to.

By Mr. KIRK (for himself, Mr. DURBIN, Mr. COATS, and Mr. DONNELLY):

S. Res. 618. A resolution commending and congratulating the Chicago Cubs on their 2016 World Series victory; considered and agreed to.

By Mr. BARRASSO (for himself, Ms. BALDWIN, Ms. CANTWELL, Mr. CRAPO, Mr. DAINES, Mr. FRANKEN, Mr. HATCH, Mr. HEINRICH, Ms. HEITKAMP, Mr. HELLER, Ms. HIRONO, Mr. HOEVEN, Mr. INHOFE, Mr. JOHNSON, Mr. KAINE, Ms. KLOBUCHAR, Mr. MCCAIN, Mr. MORAN, Ms. MURKOWSKI, Mrs. MURRAY, Mr. REID, Mr. ROUNDS, Mr. SCHATZ, Ms. STABENOW, Mr. SULLIVAN, Mr. TESTER, Mr. THUNE, Mr. UDALL, Mr. WYDEN, Mr. ENZI, Mr. GARDNER, Mr. LANKFORD, and Mr. KING):

S. Res. 619. A resolution recognizing National Native American Heritage Month and celebrating the heritages and cultures of Native Americans and the contributions of Native Americans to the United States; considered and agreed to.

#### ADDITIONAL COSPONSORS

S. 689

At the request of Mr. THUNE, the name of the Senator from Iowa (Mrs. ERNST) was added as a cosponsor of S. 689, a bill to provide protections for certain sports medicine professionals who provide certain medical services in a secondary State.

S. 1042

At the request of Mr. MENENDEZ, the name of the Senator from Hawaii (Mr. SCHATZ) was added as a cosponsor of S. 1042, a bill to amend the Outer Continental Shelf Lands Act to permanently prohibit the conduct of offshore drilling on the outer Continental Shelf in the Mid-Atlantic, South Atlantic, and North Atlantic planning areas.

S. 1559

At the request of Ms. AYOTTE, the names of the Senator from Ohio (Mr. BROWN) and the Senator from Mississippi (Mr. WICKER) were added as cosponsors of S. 1559, a bill to protect victims of domestic violence, sexual assault, stalking, and dating violence from emotional and psychological trauma caused by acts of violence or threats of violence against their pets.

S. 1567

At the request of Mr. PETERS, the name of the Senator from Ohio (Mr. BROWN) was added as a cosponsor of S. 1567, a bill to amend title 10, United States Code, to provide for a review of

the characterization or terms of discharge from the Armed Forces of individuals with mental health disorders alleged to affect terms of discharge.

S. 1714

At the request of Mr. MANCHIN, the name of the Senator from Indiana (Mr. DONNELLY) was added as a cosponsor of S. 1714, a bill to amend the Surface Mining Control and Reclamation Act of 1977 to transfer certain funds to the Multiemployer Health Benefit Plan and the 1974 United Mine Workers of America Pension Plan, and for other purposes.

S. 1831

At the request of Mr. TOOMEY, the name of the Senator from Mississippi (Mr. WICKER) was added as a cosponsor of S. 1831, a bill to revise section 48 of title 18, United States Code, and for other purposes.

S. 2196

At the request of Mr. PORTMAN, the name of the Senator from Colorado (Mr. GARDNER) was added as a cosponsor of S. 2196, a bill to amend title XVIII of the Social Security Act to provide for the non-application of Medicare competitive acquisition rates to complex rehabilitative wheelchairs and accessories.

S. 2216

At the request of Ms. COLLINS, the name of the Senator from Mississippi (Mr. WICKER) was added as a cosponsor of S. 2216, a bill to provide immunity from suit for certain individuals who disclose potential examples of financial exploitation of senior citizens, and for other purposes.

S. 2373

At the request of Ms. CANTWELL, the name of the Senator from Missouri (Mr. BLUNT) was added as a cosponsor of S. 2373, a bill to amend title XVIII of the Social Security Act to provide for Medicare coverage of certain lymphedema compression treatment items as items of durable medical equipment.

S. 2748

At the request of Ms. BALDWIN, the name of the Senator from West Virginia (Mr. MANCHIN) was added as a cosponsor of S. 2748, a bill to amend the Public Health Service Act to increase the number of permanent faculty in palliative care at accredited allopathic and osteopathic medical schools, nursing schools, social work schools, and other programs, including physician assistant education programs, to promote education and research in palliative care and hospice, and to support the development of faculty careers in academic palliative medicine.

S. 2823

At the request of Mrs. CAPITO, the name of the Senator from Pennsylvania (Mr. CASEY) was added as a cosponsor of S. 2823, a bill to amend the Internal Revenue Code of 1986 to extend and modify the section 45 credit for refined coal from steel industry fuel, and for other purposes.

S. 2957

At the request of Mr. NELSON, the name of the Senator from Hawaii (Mr. SCHATZ) was added as a cosponsor of S. 2957, a bill to require the Secretary of the Treasury to mint commemorative coins in recognition of the 50th anniversary of the first manned landing on the Moon.

S. 2977

At the request of Mr. MANCHIN, the name of the Senator from Connecticut (Mr. MURPHY) was added as a cosponsor of S. 2977, a bill to amend the Internal Revenue Code of 1986 to establish an excise tax on the production and importation of opioid pain relievers, and for other purposes.

S. 3111

At the request of Mr. PORTMAN, the name of the Senator from West Virginia (Mrs. CAPITO) was added as a cosponsor of S. 3111, a bill to amend the Internal Revenue Code of 1986 to extend the 7.5 percent threshold for the medical expense deduction for individuals age 65 or older.

S. 3115

At the request of Mr. WICKER, the names of the Senator from Rhode Island (Mr. WHITEHOUSE) and the Senator from Pennsylvania (Mr. CASEY) were added as cosponsors of S. 3115, a bill to amend the Public Health Service Act with respect to a national pediatric research network.

S. 3147

At the request of Ms. HIRONO, the name of the Senator from Hawaii (Mr. SCHATZ) was added as a cosponsor of S. 3147, a bill to support educational entities in fully implementing title IX and reducing and preventing sex discrimination in all areas of education.

S. 3188

At the request of Mr. GRASSLEY, the name of the Senator from New Hampshire (Mrs. SHAHEEN) was added as a cosponsor of S. 3188, a bill to amend the Internal Revenue Code of 1986 to modify the incentives for biodiesel.

S. 3241

At the request of Mr. LEAHY, the name of the Senator from Massachusetts (Mr. MARKEY) was added as a cosponsor of S. 3241, a bill to amend the Immigration and Nationality Act to reaffirm the United States historic commitment to protecting refugees who are fleeing persecution or torture.

S. 3244

At the request of Mr. ROBERTS, the name of the Senator from Iowa (Mr. GRASSLEY) was added as a cosponsor of S. 3244, a bill to amend title XXVII of the Public Health Service Act to clarify the treatment of pediatric dental coverage in the individual and group markets outside of Exchanges established under the Patient Protection and Affordable Care Act, and for other purposes.

S. 3281

At the request of Mr. REID, the name of the Senator from Montana (Mr. TESTER) was added as a cosponsor of S.

3281, a bill to extend the Iran Sanctions Act of 1996.

S. 3391

At the request of Mr. REED, the name of the Senator from Maine (Mr. KING) was added as a cosponsor of S. 3391, a bill to reauthorize the Museum and Library Services Act.

S. 3405

At the request of Mr. DAINES, the names of the Senator from Iowa (Mrs. ERNST), the Senator from Oklahoma (Mr. INHOFE) and the Senator from Arkansas (Mr. BOOZMAN) were added as cosponsors of S. 3405, a bill to transfer certain items from the United States Munitions List to the Commerce Control List.

S. 3414

At the request of Mr. GRAHAM, the name of the Senator from North Carolina (Mr. BURR) was added as a cosponsor of S. 3414, a bill to condition assistance to the West Bank and Gaza on steps by the Palestinian Authority to end violence and terrorism against Israeli citizens.

S. 3438

At the request of Mr. HELLER, the name of the Senator from Nevada (Mr. REID) was added as a cosponsor of S. 3438, a bill to authorize the Secretary of Veterans Affairs to carry out a major medical facility project in Reno, Nevada.

S. 3447

At the request of Mr. SULLIVAN, the names of the Senator from Alabama (Mr. SESSIONS), the Senator from North Carolina (Mr. TILLIS), the Senator from Montana (Mr. TESTER) and the Senator from Arkansas (Mr. BOOZMAN) were added as cosponsors of S. 3447, a bill to direct the Secretary of the Army to place in Arlington National Cemetery a memorial honoring the helicopter pilots and crew members of the Vietnam era, and for other purposes.

S. 3464

At the request of Mr. ALEXANDER, the names of the Senator from Kansas (Mr. ROBERTS), the Senator from Louisiana (Mr. CASSIDY), the Senator from Oklahoma (Mr. INHOFE) and the Senator from North Carolina (Mr. TILLIS) were added as cosponsors of S. 3464, a bill to provide incremental increases to the salary threshold for exemptions for executive, administrative, professional, outside sales, and computer employees under the Fair Labor Standards Act of 1938, and for other purposes.

S.J. RES. 40

At the request of Mr. BOOZMAN, the name of the Senator from Florida (Mr. NELSON) was added as a cosponsor of S.J. Res. 40, a joint resolution approving the location of a memorial to commemorate and honor the members of the Armed Forces that served on active duty in support of Operation Desert Storm or Operation Desert Shield.

S. RES. 615

At the request of Mr. CASEY, the name of the Senator from Colorado

(Mr. GARDNER) was added as a cosponsor of S. Res. 615, a resolution expressing support for the designation of November 16, 2016, as "American Special Hockey Day".

#### STATEMENTS ON INTRODUCED BILLS AND JOINT RESOLUTIONS

By Ms. MIKULSKI (for herself, Mr. CARDIN, and Mr. WARNER):

S. 3473. A bill to increase outdated death gratuities and funeral allowances for Federal civilian employees killed in the line of duty, to expand the scope of eligible beneficiaries, to codify tax treatment, to change offset requirements, to harmonize death gratuities across Federal agencies, and for other purposes; to the Committee on Finance.

Ms. MIKULSKI. Mr. President, I rise today to introduce the Death Gratuities Equity Act of 2016. I am joined by Senators CARDIN and WARNER in support of this bill.

Congress required the Office of Personnel Management to study and report back on death gratuities and funeral expenses given to families of Federal employees killed in the line of duty. OPM provided its report in 2012, and what it found deeply disturbed me. Across the board the numbers were wildly different. Some families would get a \$10,000 death gratuity with \$300 for funeral expenses. Those funeral expenses were then deducted from the lump sum death gratuity. The \$800 allotment for funeral expenses had not been updated in 50 years, and the \$10,000 amount has not been updated in 20 years.

This report really struck a nerve with me. If you are working hard every day for your country and you are killed in doing that duty, your country should do all it can to thank you. I think that's a pretty reasonable request. So I worked with OPM and the administration to create this legislation here today.

My home State of Maryland has one of the highest numbers of Federal employees. Marylanders are called to service, and we proudly represent team USA at home and around the world. In 1998, when Al Qaeda bombed the U.S. Embassy in Nairobi, Kenya, killing twelve Americans. Maryland lost two of its own that day, Julian Bartley Sr. and his son, Jay. Since then, I have fought tooth and nail for his family and all the families who lose loved ones while serving America. We were able to finally get them the compensation they deserved in the Consolidated Appropriations Act of 2014.

But families shouldn't have to worry about whether or not Congress will take action, and they shouldn't have to fight for years on end to recognize the sacrifice made by their loved ones. We need to recognize that sacrifice now and secure it for the future. The families of all Federal employees across the country need to know that we have their backs should the worst come to pass.

This bill does five things. First, it creates a standard minimum payment of \$100,000 across all departments for any federal civilian employee killed in the line of duty. Second, it gives up to \$3,800 for funeral expenses, and those expenses are in addition to the death gratuity, not taken away from it. Third, it makes it the law that these death and funeral gratuities cannot be taxed. Fourth, it ties these amounts to an automatic cost-of-living adjustment, so that we don't have to do this again in the future. And fifth, it now covers all federal employees, not just those killed abroad.

This bill also now covers more kinds of Federal service employees who are eligible for death gratuities and funeral expenses. Brave people like firefighters, dedicated post office employees, diligent census workers, and bright young stars like interns, Job Corps students, and Peace Corps volunteers. These people and their families would all be covered and protected under this bill.

I am very pleased with this plan to standardize civilian death gratuities. There's been too much disparity across departments for too long. Federal employees who are killed in the line of duty deserve to be recognized by their government for their sacrifice. Their families deserve certainty and a uniform policy they can rely on if the worst should happen to their loved ones. These hardworking employees are wearing the USA team jersey every day. This bill lets them know the government is on their side, that their service is valued, and that everyone is equal under the law.

By Mr. CORNYN:

S. 3474. A bill to amend the Omnibus Crime Control and Safe Streets Act of 1968 to authorize COPS grantees to use grant funds to hire veterans as career law enforcement officers, and for other purposes; to the Committee on the Judiciary.

Mr. CORNYN. Mr. President, I ask unanimous consent that the text of the bill be printed in the RECORD.

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

S. 3474

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

#### SECTION 1. SHORT TITLE.

This Act may be cited as the "American Law Enforcement Heroes Act of 2016".

#### SEC. 2. PRIORITIZING HIRING AND TRAINING OF VETERANS.

Section 1701(b)(2) of title I of the Omnibus Crime Control and Safe Streets Act of 1968 (42 U.S.C. 3796dd(b)(2)) is amended by inserting "including by prioritizing the hiring and training of veterans (as defined in section 101 of title 38, United States Code)" after "Nation".

By Mr. COONS (for himself, Mr. DAINES, Mr. WYDEN, Mr. LEE, Mr. FRANKEN, Ms. BALDWIN, and Mr. PAUL):

S. 3475. A bill to delay the amendments to rule 41 of the Federal Rules of Criminal Procedure; to the Committee on the Judiciary.

Mr. COONS. Mr. President, I rise to address a pending change to privacy protection contained in the Federal Rules of Civil Procedure. But before I proceed to the details, the sometimes wonky details of what we actually do here legislatively, let me just start by speaking to concerns I have heard. As early as this morning, on my train ride down from Wilmington, DE, in the halls here in Congress, by email, text, and by phone from friends from my State of Delaware and all over the country, folks are concerned about what this election means and about whether we can work together in ways that defend the fundamental liberties on which this country rests.

I wish to start by remarking that Senator WYDEN and I are on the floor today talking about a bill that we have crafted and we are introducing in partnership with other Senators—with Senators MIKE LEE, STEVE DAINES, and AL FRANKEN who represent, literally, the farthest edges of this Chamber in terms of ideology. If you look at the top five issues on which we agree, we agree on relatively little. But as a group of Republicans and Democrats, we have agreed to work together to restrain an attempt—frankly, initiated by the current Department of Justice—to modify the Federal Rules of Criminal Procedure in a way that we are concerned implicates or invades our Fourth Amendment constitutional protections. I hope those who watch what happens on this floor find encouragement in the fact that Republicans and Democrats before this election's outcome had come together to craft this bill, this approach, and to move forward in a way that shows the bipartisan commitment to protecting our constitutional liberties remains alive and well in this Chamber.

Let me briefly address what it is I am talking about because I think it has serious and far-reaching implications for the privacy of ordinary Americans. These rules, the Federal Rules of Criminal Procedure, govern the procedures for investigation and prosecution of individuals within our American criminal justice system, and it is essential that these rules strike a careful balance, giving law enforcement the tools they need to investigate crimes and keep us safe while also protecting Americans' constitutional rights to freedom from unreasonable searches and seizures, our rights to privacy.

Earlier this year on April 30, the Supreme Court approved changes to the Federal rules that would shift this balance, potentially greatly expanding the scope of search warrants. Neither the Senate nor the House held a hearing or a markup in the relevant committees to make these changes. The body of government closest to the people has failed to weigh in at all on an issue that immediately and directly impacts