

the 2009 France Protocol, approved by the Senate on December 3, 2009.

[Treaty Doc. 111-8 Protocol Amending Tax Convention with Luxembourg]

Section 1. Senate Advice and Consent Subject to a Declaration

The Senate advises and consents to the ratification of the Protocol Amending the Convention between the Government of the United States of America and the Government of the Grand Duchy of Luxembourg for the Avoidance of Double Taxation and the Prevention of Fiscal Evasion with Respect to Taxes on Income and Capital, signed on May 20, 2009, at Luxembourg with a related agreement effected by exchange of notes also signed on May 20, 2009 (the "Protocol") (Treaty Doc. 111-8), subject to the declaration of section 2.

Section 2. Declaration

The advice and consent of the Senate under section 1 is subject to the following declaration:

The Convention is self-executing.

[Treaty Doc. 111-7 Tax Convention with Hungary]

Section 1. Senate Advice and Consent Subject to a Declaration

The Senate advises and consents to the ratification of the Convention between the Government of the United States of America and the Government of the Republic of Hungary for the Avoidance of Double Taxation and the Prevention of Fiscal Evasion with Respect to Taxes on Income, signed at Budapest February 4, 2010, with a related agreement effected by exchange of notes on February 4, 2010 (the "Convention") (Treaty Doc. 111-7), subject to the declaration of section 2.

Section 2. Declaration

The advice and consent of the Senate under section 1 is subject to the following declaration:

The Convention is self-executing.

[Treaty Doc. 112-5 Protocol Amending the Convention on Mutual Administrative Assistance in Tax Matters]

Section 1. Senate Advice and Consent Subject to a Declaration

The Senate advises and consents to the ratification of the Protocol Amending the Convention on Mutual Administrative Assistance in Tax Matters, done at Paris May 27, 2010 (the "Protocol") (Treaty Doc. 112-5), subject to the declaration of section 2.

Section 2. Declaration

The advice and consent of the Senate under section 1 is subject to the following declaration:

The Convention is self-executing.

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. COTTON (for himself, Mr. SESSIONS, Mr. HATCH, and Mr. PERDUE):

S. 2514. A bill to require the Bureau of Justice Statistics to report on recidivism rates of Federal prisoners who are released early, and for other purposes; to the Committee on the Judiciary.

By Mr. BURR (for himself and Mrs. BOXER):

S. 2515. A bill to amend title 10, United States Code, to ensure criminal background checks of employees of the military child care system and providers of child care services and youth program services for military dependents; to the Committee on Armed Services.

By Mr. KIRK (for himself, Mr. DURBIN, Mr. GRASSLEY, and Mrs. ERNST):

S. 2516. A bill to revitalize Army arsenals, and for other purposes; to the Committee on Armed Services.

By Mr. JOHNSON (for himself and Mrs. ERNST):

S. 2517. A bill to require a report on United States strategy to combat terrorist use of social media, and for other purposes; to the Committee on Homeland Security and Governmental Affairs.

By Mr. JOHNSON:

S. 2518. A bill to authorize the use of Ebola funds for Zika response and preparedness; to the Committee on Health, Education, Labor, and Pensions.

By Mr. MCCAIN (for himself and Mr. PERDUE):

S. 2519. A bill to provide for incentives to encourage health insurance coverage, and for other purposes; to the Committee on Finance.

By Ms. KLOBUCHAR (for herself and Mr. TILLIS):

S. 2520. A bill to amend title 38, United States Code, to improve the care provided by the Secretary of Veterans Affairs to newborn children; to the Committee on Veterans' Affairs.

By Mrs. ERNST (for herself, Mr. GRAHAM, Mr. KIRK, Mrs. MCCASKILL, and Ms. MIKULSKI):

S. 2521. A bill to amend the Veterans Access, Choice, and Accountability Act of 2014 to improve the treatment at non-Department of Veterans Affairs facilities of veterans who are victims of military sexual assault, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. CARPER:

S. 2522. A bill to amend the Homeland Security Act of 2002 to build partnerships to prevent violence by extremists; to the Committee on Homeland Security and Governmental Affairs.

By Mr. PAUL:

S. 2523. A bill to amend title 10, United States Code, to provide for continued energy self-sufficiency at Fort Knox, Kentucky; to the Committee on Armed Services.

By Mr. GARDNER (for himself and Mr. BENNET):

S. 2524. A bill to insure adequate use and access to the existing Bolts Ditch headgate and ditch segment within the Holy Cross Wilderness in Eagle County, Colorado, and for other purposes; to the Committee on Energy and Natural Resources.

By Ms. STABENOW (for herself and Mr. BLUNT):

S. 2525. A bill to increase the number of States that may conduct Medicaid demonstration programs to improve access to community mental health services; to the Committee on Finance.

By Mrs. GILLIBRAND (for herself, Mr. KIRK, Mr. MORAN, Mr. BLUMENTHAL, and Mr. COONS):

S. 2526. A bill to improve the competitiveness of United States manufacturing by designating and supporting manufacturing communities, and for other purposes; to the Committee on Commerce, Science, and Transportation.

SUBMISSION OF CONCURRENT AND SENATE RESOLUTIONS

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

By Mr. KAINE (for himself, Mr. PORTMAN, Ms. BALDWIN, Mr. ISAKSON, Mr. WARNER, Mrs. MURRAY, Mr. BLUMENTHAL, Mr. FRANKEN, Ms. KLOBUCHAR, Mr. ENZI, Mrs. SHAHEEN, Mr. WYDEN, Ms. CANTWELL, Ms. AYOTTE,

Mr. COONS, Mr. THUNE, Mr. BOOZMAN, Mrs. CAPITO, Ms. MIKULSKI, Mr. CASEY, and Mr. DURBIN):

S. Res. 367. A resolution supporting the goals and ideals of Career and Technical Education Month; considered and agreed to.

By Mr. CARDIN (for himself, Mr. CORKER, and Mr. KAINE):

S. Res. 368. A resolution supporting efforts by the Government of Colombia to pursue peace and the end of the country's enduring internal armed conflict and recognizing United States support for Colombia at the 15th anniversary of Plan Colombia; to the Committee on Foreign Relations.

By Mr. DAINES (for himself and Mr. BLUMENTHAL):

S. Res. 369. A resolution affirming the importance of student data privacy and recognizing Digital Learning Day; considered and agreed to.

ADDITIONAL COSPONSORS

S. 134

At the request of Mr. WYDEN, the name of the Senator from Hawaii (Mr. SCHATZ) was added as a cosponsor of S. 134, a bill to amend the Controlled Substances Act to exclude industrial hemp from the definition of marihuana, and for other purposes.

S. 524

At the request of Mr. WHITEHOUSE, the name of the Senator from New Mexico (Mr. UDALL) was added as a cosponsor of S. 524, a bill to authorize the Attorney General to award grants to address the national epidemics of prescription opioid abuse and heroin use.

S. 682

At the request of Mr. DONNELLY, the name of the Senator from Arizona (Mr. MCCAIN) was added as a cosponsor of S. 682, a bill to amend the Truth in Lending Act to modify the definitions of a mortgage originator and a high-cost mortgage.

S. 795

At the request of Mrs. MCCASKILL, the name of the Senator from Wisconsin (Mr. JOHNSON) was added as a cosponsor of S. 795, a bill to enhance whistleblower protection for contractor and grantee employees.

S. 849

At the request of Mr. ISAKSON, the name of the Senator from Tennessee (Mr. ALEXANDER) was added as a cosponsor of S. 849, a bill to amend the Public Health Service Act to provide for systematic data collection and analysis and epidemiological research regarding Multiple Sclerosis (MS), Parkinson's disease, and other neurological diseases.

S. 901

At the request of Mr. MORAN, the names of the Senator from Colorado (Mr. BENNET), the Senator from Maine (Ms. COLLINS), the Senator from Minnesota (Mr. FRANKEN) and the Senator from California (Mrs. FEINSTEIN) were added as cosponsors of S. 901, a bill to establish in the Department of Veterans Affairs a national center for research on the diagnosis and treatment of health conditions of the descendants of veterans exposed to toxic substances

during service in the Armed Forces that are related to that exposure, to establish an advisory board on such health conditions, and for other purposes.

S. 1074

At the request of Ms. BALDWIN, the name of the Senator from Minnesota (Mr. FRANKEN) was added as a cosponsor of S. 1074, a bill to clarify the status of the North Country, Ice Age, and New England National Scenic Trails as units of the National Park System, and for other purposes.

S. 1110

At the request of Mr. ENZI, the names of the Senator from Oklahoma (Mr. INHOFE) and the Senator from Michigan (Mr. PETERS) were added as cosponsors of S. 1110, a bill to direct the Secretary of Agriculture to publish in the Federal Register a strategy to significantly increase the role of volunteers and partners in National Forest System trail maintenance, and for other purposes.

S. 1607

At the request of Mr. PORTMAN, the name of the Senator from Illinois (Mr. KIRK) was added as a cosponsor of S. 1607, a bill to affirm the authority of the President to require independent regulatory agencies to comply with regulatory analysis requirements applicable to executive agencies, and for other purposes.

S. 1775

At the request of Mr. MURPHY, the name of the Senator from New Hampshire (Mrs. SHAHEEN) was added as a cosponsor of S. 1775, a bill to direct the Secretary of Homeland Security to accept additional documentation when considering the application for veterans status of an individual who performed service as a coastwise merchant seaman during World War II, and for other purposes.

S. 1890

At the request of Mr. HATCH, the names of the Senator from Montana (Mr. DAINES) and the Senator from Kansas (Mr. ROBERTS) were added as cosponsors of S. 1890, a bill to amend chapter 90 of title 18, United States Code, to provide Federal jurisdiction for the theft of trade secrets, and for other purposes.

S. 2014

At the request of Ms. BALDWIN, the name of the Senator from Tennessee (Mr. ALEXANDER) was added as a cosponsor of S. 2014, a bill to demonstrate a commitment to our Nation's scientists by increasing opportunities for the development of our next generation of researchers.

S. 2071

At the request of Mr. CRAPO, the name of the Senator from Louisiana (Mr. CASSIDY) was added as a cosponsor of S. 2071, a bill to amend title XVIII of the Social Security Act to modernize payments for ambulatory surgical centers under the Medicare program, and for other purposes.

S. 2119

At the request of Mr. CARDIN, the name of the Senator from Wisconsin

(Ms. BALDWIN) was added as a cosponsor of S. 2119, a bill to provide for greater congressional oversight of Iran's nuclear program, and for other purposes.

S. 2185

At the request of Ms. HEITKAMP, the names of the Senator from Minnesota (Mr. FRANKEN) and the Senator from New York (Mr. SCHUMER) were added as cosponsors of S. 2185, a bill to require the Secretary of the Treasury to mint coins in recognition of the fight against breast cancer.

S. 2268

At the request of Mr. CORNYN, the name of the Senator from Arkansas (Mr. COTTON) was added as a cosponsor of S. 2268, a bill to award a Congressional Gold Medal to the United States Army Dust Off crews of the Vietnam War, collectively, in recognition of their extraordinary heroism and life-saving actions in Vietnam.

S. 2311

At the request of Mr. HELLER, the name of the Senator from Illinois (Mr. KIRK) was added as a cosponsor of S. 2311, a bill to amend the Public Health Service Act to authorize the Secretary of Health and Human Services, acting through the Administrator of the Health Resources and Services Administration, to make grants to States for screening and treatment for maternal depression.

S. 2322

At the request of Mr. SCHUMER, the name of the Senator from Massachusetts (Ms. WARREN) was added as a cosponsor of S. 2322, a bill to amend the Fair Labor Standards Act of 1938 to provide that over-the-road bus drivers are covered under the maximum hours requirements.

S. 2449

At the request of Mrs. BOXER, her name was added as a cosponsor of S. 2449, a bill to amend the Immigration and Nationality Act to remove limitations on the ability of certain dual citizens from participating in the Visa Waiver Program.

S. 2450

At the request of Mr. TESTER, the name of the Senator from Missouri (Mrs. MCCASKILL) was added as a cosponsor of S. 2450, a bill to amend title 5, United States Code, to address administrative leave for Federal employees, and for other purposes.

S. 2473

At the request of Mr. SULLIVAN, the name of the Senator from Kansas (Mr. MORAN) was added as a cosponsor of S. 2473, a bill to direct the Secretary of Veterans Affairs to carry out a pilot program to provide veterans the option of using an alternative appeals process to more quickly determine claims for disability compensation, and for other purposes.

S. 2474

At the request of Mr. COTTON, the names of the Senator from Illinois (Mr. KIRK) and the Senator from Pennsyl-

vania (Mr. TOOMEY) were added as cosponsors of S. 2474, a bill to allow for additional markings, including the words "Israel" and "Product in Israel," to be used for country of origin marking requirements for goods made in the geographical areas known as the West Bank and Gaza Strip.

S. 2483

At the request of Mr. UDALL, the name of the Senator from Minnesota (Mr. FRANKEN) was added as a cosponsor of S. 2483, a bill to prohibit States from carrying out more than one Congressional redistricting after a decennial census and apportionment, to require States to conduct such redistricting through independent commissions, and for other purposes.

S. 2487

At the request of Mrs. BOXER, the names of the Senator from Montana (Mr. TESTER) and the Senator from Hawaii (Ms. HIRONO) were added as cosponsors of S. 2487, a bill to direct the Secretary of Veterans Affairs to identify mental health care and suicide prevention programs and metrics that are effective in treating women veterans as part of the evaluation of such programs by the Secretary, and for other purposes.

S. 2497

At the request of Mr. BLUNT, the name of the Senator from Tennessee (Mr. ALEXANDER) was added as a cosponsor of S. 2497, a bill to amend the Securities Exchange Act of 1934 to provide protections for retail customers, and for other purposes.

S. 2505

At the request of Mr. KIRK, the name of the Senator from Tennessee (Mr. ALEXANDER) was added as a cosponsor of S. 2505, a bill to amend the Internal Revenue Code of 1986 to ensure that retirement investors receive advice in their best interests, and for other purposes.

S. 2506

At the request of Mr. LEAHY, the name of the Senator from Massachusetts (Ms. WARREN) was added as a cosponsor of S. 2506, a bill to restore statutory rights to the people of the United States from forced arbitration.

S.J. RES. 18

At the request of Mr. DONNELLY, the name of the Senator from Montana (Mr. TESTER) was added as a cosponsor of S.J. Res. 18, a joint resolution proposing a balanced budget amendment to the Constitution of the United States.

S. RES. 99

At the request of Mr. NELSON, the name of the Senator from Delaware (Mr. COONS) was added as a cosponsor of S. Res. 99, a resolution calling on the Government of Iran to fulfill its promises of assistance in the case of Robert Levinson, the longest held United States civilian in our Nation's history.

S. RES. 349

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

(Mr. GARDNER) was added as a cosponsor of S. Res. 349, a resolution congratulating the Farm Credit System on the celebration of its 100th anniversary.

AMENDMENT NO. 3107

At the request of Ms. BALDWIN, the name of the Senator from Minnesota (Mr. FRANKEN) was added as a cosponsor of amendment No. 3107 intended to be proposed to S. 2012, an original bill to provide for the modernization of the energy policy of the United States, and for other purposes.

AMENDMENT NO. 3120

At the request of Mr. KING, the name of the Senator from Oregon (Mr. MERKLEY) was added as a cosponsor of amendment No. 3120 intended to be proposed to S. 2012, an original bill to provide for the modernization of the energy policy of the United States, and for other purposes.

AMENDMENT NO. 3133

At the request of Ms. HIRONO, the name of the Senator from Montana (Mr. DAINES) was added as a cosponsor of amendment No. 3133 intended to be proposed to S. 2012, an original bill to provide for the modernization of the energy policy of the United States, and for other purposes.

STATEMENTS ON INTRODUCED BILLS AND JOINT RESOLUTIONS

By Mr. COTTON (for himself, Mr. SESSIONS, Mr. HATCH, and Mr. PERDUE):

S. 2514. A bill to require the Bureau of Justice Statistics to report on recidivism rates of Federal prisoners who are released early, and for other purposes; to the Committee on the Judiciary.

Mr. COTTON. Mr. President, today I wish to discuss the Sentencing Reform and Corrections Act that has been voted out of the Judiciary Committee.

There is much debate about the wisdom of this bill. That is, like most bills we discuss in this Chamber, a judgment call. But there cannot be debate over the facts of this bill. We have to be very clear on what this bill, by its own text, is designed to do.

Proponents of the bill often invoke four phrases to describe the felons to be released under the terms of the bill: "first-time," "nonviolent," "low-level," "drug possession" offenders. Yet none of these four terms is accurate.

By its text, the bill will apply sentencing reductions not to first-time offenders but to repeat offenders—some many times over. These are felons who have made the conscious choice to commit crimes over and over.

By its text, the bill will not just apply to so-called "nonviolent offenders" but to thousands of violent felons and armed career criminals who have used firearms in the course of their drug felonies or crimes of violence.

By its text, the bill will reduce sentences not for those convicted of sim-

ple possession but for major drug traffickers—ones who deal in hundreds of thousands of dollars' worth of heroin and thousands of pounds of marijuana. And let's be clear. Drug trafficking is not nonviolent, as the bill's proponents often claim. It is built on an entire edifice of violence, stretching from the narcoterrorists of South America to the drug-deal enforcers on our city streets. If you think dealing drugs on a street corner while armed with a gun is a nonviolent offense, you probably live in a rich suburb or a gated community.

By its text, this bill will apply to felons convicted as juveniles of murder, rape, assault, and other crimes for which they were justly tried as adults.

By its text, this bill will apply to repeat felons whose past crimes include kidnapping, carjacking, armed robbery, and other violent crimes.

By its text, this bill will make eligible for early release into America's communities thousands of drug traffickers and other violent felons. And when we catch such criminals going forward, we will not be able to keep them locked up for the same sentences.

It has been reported that the bill's sponsors are preparing to release a revised bill, one that would address some of the many shortcomings. Regarding this news, I thank the sponsors for acknowledging that the bill as passed by committee does, in fact, apply to serious drug traffickers and other violent felons. I look forward to evaluating the new legislative text, and I hope it addresses these problems. Until then, though, we can only examine more closely the bill as passed by the committee and its consequences.

Make no mistake, the consequences of this bill are all too predictable. Sadly, more than half of released prisoners are rearrested within 1 year, and 77 percent are rearrested within 5 years. We can be sure, then, that we will see more crimes committed by those who might be released early—thanks to this bill. That is indisputable. Those new crimes will wreak havoc on the citizens, families, and communities in each of our States.

This risk is not hypothetical. Sterile statistics do not adequately convey the severity of the threat of mass recidivism. Last month in Columbus, OH, a man named Wendell Callahan brutally killed his ex-girlfriend and her two young daughters. In what was described as a "stabbing rampage," Callahan murdered Erveena Hammonds, her 10-year-old daughter Anaesia, and Anaesia's little sister, 7-year-old Brea.

These murders were an atrocity, and they were completely avoidable. Wendell Callahan walked out of Federal prison in August 2014, but his original sentence should have kept him in jail until 2018. If he had been in jail instead of on the streets, a young family would still be alive today.

Callahan walked out of jail early because the U.S. Sentencing Commission reduced sentences retroactively for

hardened violent criminals like him. The Commission first reduced sentencing guidelines in 2007. It did so again in 2010 and again in 2014. That is three major systemic sentencing reductions in the span of a mere 7 years. The result is that 46,000 Federal convicts will walk from jail early. Wendell Callahan was one among that 46,000. There will be many more like him. While we pray against all odds that none of them go on to commit a triple-murder like Wendell Callahan did—or any other heinous crime—I am afraid our prayers will go unanswered, at least in part.

The U.S. Sentencing Commission is an independent judicial agency that provides uniform sentencing guidelines to judges. Congress didn't have a hand in those sentencing reductions, but with the Sentencing Reform and Corrections Act, the Senate would impose a fourth major sentencing reduction within 8 years—one that is deeper and broader than the reductions imposed by the U.S. Sentencing Commission.

This is badly misguided. The Senate would be launching a massive social experiment in criminal leniency without knowing the full consequences of the first three reductions imposed by the Sentencing Commissions. This experiment threatens to undo the historic drops in crime that we have seen over the last 25 years.

That drop in crime rate was no accident. It was the result of higher mandatory minimums put in place in the 1980s, coupled with vigilant policing strategies pioneered by scholars like Jim Wilson and practiced by elected leaders like Rudy Giuliani and other American mayors and law enforcement officials. The combination of mandatory minimums and innovative policing is not a haphazard anticrime strategy. It is one that was reached through tough trial-and-error performed at local, State, and, eventually, the Federal levels. It is one that arose from advocacy that originated in the communities and cities that were hardest hit by the drug trade. It is one that has a proven record of success, not in terms of crime rates but in terms of lives saved, families protected, and communities healed.

The connection between higher mandatory minimums and lower crime is often lost on those unfamiliar with this history or blinded by ideology. For example, in 1997 the New York Times reported: "Crime Keeps On Falling, but Prisons Keep On Filling." One year later, in 1998, the Times added: "Prison Population Growing Although Crime Rate Drops." In 2004 the Times reiterated yet again, just for good measure: "Despite Drop In Crime, An Increase In Inmates." You can't make this stuff up, yet it is real and appears to be all too soon forgotten.

Like most conservative achievements, the reduction in crime over the past generation is built on the hard lessons of experience. We should not lightly abandon the criminal justice wisdom accumulated over decades to the passing fashions of current thinking. We