

(1) received a tentative offer of employment as a U.S. Customs and Border Protection Officer before July 6, 2008; and

(2) entered into duty as a U.S. Customs and Border Protection officer on or after July 6, 2008, as a result of an offer described in paragraph (1).

(b) **TREATMENT OF ELIGIBLE INDIVIDUALS.—**Eligible Individuals—

(1) are considered to be individuals serving as U.S. Customs and Border Protection Officers on July 6, 2008, for purposes of section 535(e) of the Department of Homeland Security Appropriations Act, 2008 (division E of Public Law 110-161; 121 Stat. 1844); and

(2) are entitled to—

(A) the minimum annuity amount required under section 535(e)(2)(C) of such Act; and

(B) an exemption from mandatory retirement otherwise required under section 8425(b)(1) of title 5, United States Code.

(c) **IMPLEMENTATION.—**

(1) **SUBMISSION OF INFORMATION.—**Not later than 120 days after the date of the enactment of this Act, the Secretary of Homeland Security shall—

(A) create a list of all Eligible Individuals;

(B) notify each Eligible Individual of the annuity correction described in subsection (b); and

(C) provide the Director of the Office of Personnel Management with all of the information that is necessary for making annuity corrections with respect to Eligible Individuals.

(2) **COMPLETION OF ANNUITY CORRECTION.—**After receiving the information described in paragraph (1)(C), the Director of the Office of Personnel Management shall make the annuity correction described in subsection (b) with respect to each Eligible Individual, including a retroactive annuity adjustment for Eligible Individuals who retired before the date of the enactment of this Act.

(d) **WAIVERS AND GUIDANCE.—**

(1) **WAIVERS.—**The Secretary of Homeland Security may retroactively waive the maximum entry age requirement under 3307(g) of title 5, United States Code, to the extent necessary, to ensure that each Eligible Individual is eligible for immediate retirement with the annuity correction described in subsection (b).

(2) **GUIDANCE.—**The Director of the Office of Personnel Management, in consultation with the Secretary of Homeland Security, shall issue appropriate guidance to assist in the implementation of the annuity correction described in subsection (b).

(e) **GOVERNMENT ACCOUNTABILITY OFFICE.—**The Comptroller General of the United States—

(1) shall review U.S. Customs and Border Protection (referred to in this subsection as “CBP”) hiring practices, policies, and procedures related to eligibility for enhanced retirement benefits referred to in this section by assessing—

(A) the process for determining whether an employee qualifies for such benefits, including considering any potential factors that would make an employee ineligible for such enhanced retirement benefits;

(B) the internal controls used by CBP to ensure that all eligible employees, and only eligible employees, receive such enhanced retirement benefits;

(C) the policies regarding the use of employees’ personnel files to ensure compliance with current laws governing retirement benefits; and

(D) the adequacy of the training provided to CBP senior executives regarding human resources and hiring practices at CBP; and

(2) not later than 18 months after the date of the enactment of this Act, shall submit a report to the Committee on Homeland Security and Governmental Affairs of the Senate and the Committee on Homeland Security of the House of Representatives that describes the results of the review conducted pursuant to paragraph (1).

Mr. WHITEHOUSE. I ask unanimous consent that the committee-reported

substitute amendment be agreed to; that the bill, as amended, be considered read a third time and passed; and that the motion 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 committee-reported amendment, in the nature of a substitute, was agreed to.

The bill (S. 311), as amended, was ordered to be engrossed for a third reading, was read the third time, and passed.

IMPACTT HUMAN TRAFFICKING ACT

Mr. WHITEHOUSE. Mr. President, I ask unanimous consent that the Senate proceed to the immediate consideration of Calendar No. 45, S. 670.

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

The senior assistant legislative clerk read as follows:

A bill (S. 670) to improve services for trafficking victims by establishing, in Homeland Security Investigations, the Investigators Maintain Purposeful Awareness to Combat Trafficking Trauma Program and the Victim Assistance Program.

There being no objection, the Senate proceeded to consider the bill, which had been reported from the Committee on Homeland Security and Governmental Affairs.

Mr. WHITEHOUSE. I further ask unanimous consent that the Peters substitute amendment, which is at the desk, be considered and agreed to; that the bill, as amended, be considered read a third time and passed; and that the motion 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 amendment (No. 1363) in the nature of a substitute was agreed to as follows:

(Purpose: In the nature of a substitute)

Strike all after the enacting clause and insert the following:

SECTION 1. SHORT TITLE.

This Act may be cited as the “IMPACTT Human Trafficking Act”.

SEC. 2. INVESTIGATORS MAINTAIN PURPOSEFUL AWARENESS TO COMBAT TRAFFICKING TRAUMA PROGRAM.

(a) **ESTABLISHMENT.—**There is established, in Homeland Security Investigations of U.S. Immigration and Customs Enforcement, the Investigators Maintain Purposeful Awareness to Combat Trafficking Trauma Program (referred to in this Act as the “IMPACTT Program”).

(b) **FUNCTIONS.—**The IMPACTT Program shall—

(1) provide outreach and training to Homeland Security Investigations employees who have been exposed to various forms of trauma in working with victims of human trafficking, including—

(A) self-awareness training for the relevant employees on recognizing the signs of burn-out, compassion fatigue, critical incident stress, traumatic stress, posttraumatic stress, secondary traumatic stress, and vicarious trauma;

(B) training material that—

(i) provides mechanisms for self-care and resilience and notification of resources that are available through U.S. Immigration and Customs Enforcement, such as the Employee Assistance Program, the Peer Support Program, the Chaplain Program, and other relevant accredited programs that are available; and

(ii) provides examples of potential resources that are available outside of U.S. Immigration and Customs Enforcement, which may include, faith-based and community-based resources; and

(C) provide additional training to first line supervisors of relevant employees on recognizing the signs referred to in subparagraph (A) and the appropriate responses to employees exhibiting such signs;

(2) include training modules that are carried out by—

(A) licensed and accredited clinicians who—

(i) have been trained on the exposure of various forms of trauma and other stressors experienced in working with victims; and

(ii) may have experience working with faith-based organizations, community-based organizations, counseling programs, or other social service programs; and

(B) additional subject matter experts who are available; and

(3) be overseen and coordinated by the Department of Homeland Security Center for Countering Human Trafficking to ensure that—

(A) appropriate program materials are distributed;

(B) training is offered to all relevant employees; and

(C) any needed travel and equipment is provided.

SEC. 3. HOMELAND SECURITY INVESTIGATIONS VICTIM ASSISTANCE PROGRAM.

(a) **IN GENERAL.—**Subtitle D of title IV of the Homeland Security Act of 2002 (6 U.S.C. 251 et seq.) is amended by adding at the end the following:

“SEC. 447. HOMELAND SECURITY INVESTIGATIONS VICTIM ASSISTANCE PROGRAM.

“(a) **DEFINITIONS.—**In this section:

“(1) **FORENSIC INTERVIEW SPECIALIST.—**The term ‘forensic interview specialist’ is an interview professional who has specialized experience and training in conducting trauma-informed forensic interviews with victims of crime.

“(2) **VICTIM.—**The term ‘victim’ has the meaning given such term in section 503(e)(2) of the Victims’ Rights and Restitution Act of 1990 (34 U.S.C. 20141(e)(2)).

“(3) **VICTIM ASSISTANCE SPECIALIST.—**The term ‘victim assistance specialist’ is a victim assistance professional who—

“(A) has experience working with victims of crime in a service capacity;

“(B) has been trained on the exposure of various forms of trauma and other stressors experienced in working with victims; and

“(C) may have experience working with local government and community-based organizations, including victim advocacy centers, child advocacy centers, child welfare agencies, faith-based organizations, and other social service programs.

“(b) **IN GENERAL.—**There is established, in Homeland Security Investigations of U.S. Immigration and Customs Enforcement, the Victim Assistance Program.

“(c) **FUNCTIONS.—**The Victim Assistance Program shall—

“(1) provide oversight, guidance, training, travel, equipment, and coordination to Homeland Security Investigations victim assistance personnel throughout the United States;

“(2) recruit not fewer than—

“(A) 1 forensic interview specialist and 1 victim assistance specialist for each Homeland Security Investigations Special Agent in Charge office;

“(B) 1 victim assistance specialist for—

“(i) every Homeland Security Investigations office participating in a human trafficking task force; and

“(ii) every Homeland Security Investigations office participating in a child sexual exploitation task force;

“(3) support Homeland Security Investigations regional attaché offices, to the extent necessary;

“(4) provide training regarding victims’ rights, victim-related policies, roles of forensic interviewers and victim assistance specialists, and an approach that is—

“(A) victim-centered;

“(B) trauma-informed; and

“(C) linguistically appropriate, to the extent feasible; and

“(5) purchase emergency items that are needed to assist identified victims in Homeland Security Investigations criminal investigations, including food, clothing, hygiene products, transportation, and temporary shelter that is not otherwise provided by a nongovernmental organization.”.

(b) TECHNICAL AND CONFORMING AMENDMENTS.—The Homeland Security Act of 2002 (Public Law 107-296) is amended—

(1) in section 1(b) (6 U.S.C. 101 note)—

(A) by striking the item relating to section 442 and inserting the following:

“Sec. 442. U.S. Immigration and Customs Enforcement.”;

and

(B) by inserting after the item relating to section 446 the following:

“Sec. 447. Homeland Security Investigations Victim Assistance Program.”;

(2) in section 442—

(A) by amending the section heading to read as follows: “U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT”;

(B) by striking “bureau” each place such term appears (except in subsection (a)(1)) and inserting “agency”;

(C) by striking “the Bureau of Border Security” each place such term appears and inserting “U.S. Immigration and Customs Enforcement”;

(D) in subsection (a)—

(i) in the subsection heading, by striking “OF BUREAU”;

(ii) in paragraph (3)(C), by striking “affecting the Bureau of” and inserting “affecting U.S.”; and

(iii) in paragraph (4), by striking “the Bureau.” and inserting “the agency.”; and

(E) in subsection (b)(2)—

(i) in the matter preceding subparagraph (A), by striking “Bureau of Border Security” and inserting “U.S. Immigration and Customs Enforcement”; and

(ii) in subparagraph (B), by striking “the Bureau of” before “Citizenship and Immigration Services” and inserting “U.S.”; and

(3) in section 443(2), by striking “such bureau” and inserting “such agency”.

SEC. 4. ANNUAL REPORT.

Not later than 1 year after the date of the enactment of this Act, and annually thereafter, the Secretary of Homeland Security shall submit a report to Congress that identifies, with respect to the reporting period—

(1) the number of trainings that were provided through the IMPACTT Program and the number of personnel who received such training; and

(2) the number of human trafficking victims who were assisted by the Homeland Security Investigations Victim Assistance Program.

SEC. 5. NO ADDITIONAL FUNDS.

No additional funds are authorized to be appropriated for the purpose of carrying out this Act.

SEC. 6. SUNSET.

This Act and the amendments made by this Act shall cease to have force or effect beginning on October 1, 2030.

The bill (S. 670), as amended, was ordered to be engrossed for a third reading, was read the third time, and passed.

NATIONAL ADVISORY COUNCIL ON INDIAN EDUCATION IMPROVEMENT ACT

Mr. WHITEHOUSE. Mr. President, I ask unanimous consent that the Committee on Health, Education, Labor, and Pensions be discharged from further consideration of S. 749 and the Senate proceed to its immediate consideration.

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

The clerk will report the bill by title.

The senior assistant legislative clerk read as follows:

A bill (S. 749) to ensure that the National Advisory Council on Indian Education includes at least 1 member who is the president of a Tribal College or University and to require the Secretaries of Education and Interior to consider the National Advisory Council on Indian Education’s reports in the preparation of budget materials.

There being no objection, the committee was discharged, and the Senate proceeded to consider the bill.

Mr. WHITEHOUSE. I ask unanimous consent that the bill be considered read a third time and passed and that the motion to reconsider be considered made and laid upon the table.

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

The bill (S. 749) was ordered to be engrossed for a third reading, was read the third time, and passed as follows:

S. 749

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 “National Advisory Council on Indian Education Improvement Act” or the “NACIE Improvement Act”.

SEC. 2. NATIONAL ADVISORY COUNCIL ON INDIAN EDUCATION.

(a) MEMBERSHIP OF NACIE.—By not later than 180 days after the date of enactment of this Act and notwithstanding any other provision of section 6141 of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7471), the President shall ensure that the National Advisory Council on Indian Education established under such section includes at least one member who is a president of a Tribal College or University (as defined in section 316(b) of the Higher Education Act of 1965 (20 U.S.C. 1059c(b))).

(b) CONSIDERATION OF REPORTS.—

(1) SHARING OF REPORT WITH SECRETARIES OF EDUCATION AND INTERIOR.—By not later than June 30 of each year, the National Advisory Council on Indian Education shall provide the NACIE annual report submitted to Congress under section 6141(b)(3) of the Elementary and Secondary Education Act of

1965 (20 U.S.C. 7471(b)(3)) for such year to the Secretary of Education and the Secretary of the Interior.

(2) DEPARTMENT OF EDUCATION.—The Secretary of Education, in preparing the budget materials submitted to Congress by the Secretary in support of the budget of the United States Government that is submitted under section 1105 of title 31, United States Code, shall consider the most recent NACIE annual report.

(3) DEPARTMENT OF THE INTERIOR.—The Secretary of the Interior, in consultation with the Education Subcommittee of the Tribal-Interior Budget Council, in preparing the budget materials submitted to Congress by the Secretary of the Interior in support of the budget of the United States Government that is submitted under section 1105 of title 31, United States Code, shall consider the most recent NACIE annual report.

(c) DEFINITION.—In this section, the term “NACIE annual report” means the report prepared under section 6141(b)(3) of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7471(b)(3)).

ORDERS FOR THURSDAY, NOVEMBER 9, 2023

Mr. WHITEHOUSE. Mr. President, I finally ask unanimous consent that when the Senate completes its business today, it stand adjourned until 10 a.m. on Thursday, November 9; that following the prayer and pledge, the Journal of proceedings be approved to date, the morning hour be deemed expired, the time for the two leaders be reserved for their use later in the day, and morning business be closed; that upon the conclusion of morning business, the Senate proceed to executive session to resume consideration of the Almadani nomination postcloture; further, that following the disposition of the Almadani nomination, the Senate vote on confirmation of the McMillion nomination, and that at 1:45 p.m., the Senate vote on the motion to invoke cloture on the de Alba nomination; finally, that if any nominations are confirmed during Thursday’s session, the motions to reconsider be considered made and laid upon the table and the President be immediately notified of the Senate’s action.

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

ADJOURNMENT UNTIL 10 A.M. TOMORROW

Mr. WHITEHOUSE. Mr. President, if there is no further business to come before the Senate, I ask that it stand adjourned under the previous order.

There being no objection, the Senate, at 6:56 p.m., adjourned until Thursday, November 9, 2023, at 10 a.m.

CONFIRMATIONS

Executive nominations confirmed by the Senate November 8, 2023:

THE JUDICIARY

RAMON ERNESTO REYES, JR., OF NEW YORK, TO BE UNITED STATES DISTRICT JUDGE FOR THE EASTERN DISTRICT OF NEW YORK.