

employment discrimination on the basis of sex; and

(6) to promote the goal of equal employment opportunity for women and men;

Whereas the Family and Medical Leave Act allows an employee to take up to 12 weeks of unpaid leave to bond with a newborn or newly adopted child, to care for a child, spouse, or parent with a serious health condition, and to tend to a serious health condition of the employee;

Whereas the Family and Medical Leave Act benefits newborn or newly adopted children by creating strong family bonds, allowing families time to make arrangements for future caregiving, and promoting the establishment of healthy practices such as breastfeeding;

Whereas the Family and Medical Leave Act provides job security and peace of mind for individuals and families struggling with a difficult diagnosis or other serious health condition;

Whereas the Family and Medical Leave Act allows individuals to provide care for family members directly, strengthening families and benefitting society by reducing costs to taxpayer-funded programs;

Whereas Congress recognized the unique family needs of military families and acted with bipartisan support in enacting the National Defense Authorization Act for Fiscal Year 2008 (Public Law 110-181; 122 Stat. 3) and the National Defense Authorization Act for Fiscal Year 2010 (Public Law 111-84; 123 Stat. 2190) to expand the protections of the Family and Medical Leave Act to meet the needs of military families;

Whereas the Family and Medical Leave Act allows leave to deal with qualifying exigencies arising from the deployment of a family member to covered active duty in the United States Armed Forces;

Whereas the Family and Medical Leave Act provides up to 26 weeks of leave to care for a member of the Armed Forces or recent veteran who was seriously injured or became seriously ill because of active duty in the United States Armed Forces;

Whereas the Family and Medical Leave Act helps the United States to fulfill the responsibility to support military families and care for wounded warriors; and

Whereas the Family and Medical Leave Act has been invoked more than 100,000,000 times, allowing millions of families to attend to both work and family responsibilities: Now, therefore, be it

Resolved, That the Senate—

(1) recognizes and honors the 20th anniversary of the enactment of the Family and Medical Leave Act of 1993 (29 U.S.C. 2611 et seq.);

(2) salutes all of the individuals who contributed to the enactment of the Family and Medical Leave Act;

(3) encourages all individuals in the United States to celebrate the advance of workplace protections and opportunities made possible by the enactment of the Family and Medical Leave Act; and

(4) pledges to continue to work on a bipartisan basis to ensure that all individuals in the United States are able to balance work and family responsibilities.

AMENDMENTS SUBMITTED AND PROPOSED

SA 890. Mr. COCHRAN submitted an amendment intended to be proposed by him to the bill S. 601, to provide for the conservation and development of water and related resources, to authorize the Secretary of the Army to construct various projects for improvements to rivers and harbors of the United States, and for other purposes; which was ordered to lie on the table.

SA 891. Mr. JOHNSON of South Dakota (for himself and Mr. CRAPO) submitted an amendment intended to be proposed by him to the bill S. 601, supra; which was ordered to lie on the table.

SA 892. Mr. RUBIO submitted an amendment intended to be proposed by him to the bill S. 601, supra; which was ordered to lie on the table.

SA 893. Mr. LEVIN (for himself and Ms. STABENOW) submitted an amendment intended to be proposed by him to the bill S. 601, supra; which was ordered to lie on the table.

SA 894. Mr. WICKER submitted an amendment intended to be proposed by him to the bill S. 601, supra; which was ordered to lie on the table.

SA 895. Mr. INHOFE submitted an amendment intended to be proposed by him to the bill S. 601, supra; which was ordered to lie on the table.

SA 896. Mr. WYDEN (for himself and Ms. CANTWELL) submitted an amendment intended to be proposed by him to the bill S. 601, supra; which was ordered to lie on the table.

SA 897. Mr. BROWN submitted an amendment intended to be proposed by him to the bill S. 601, supra; which was ordered to lie on the table.

SA 898. Ms. COLLINS (for herself, Mr. KING, and Mrs. SHAHEEN) submitted an amendment intended to be proposed by her to the bill S. 601, supra; which was ordered to lie on the table.

SA 899. Mrs. BOXER (for herself and Mr. VITTER) submitted an amendment intended to be proposed by her to the bill S. 601, supra; which was ordered to lie on the table.

SA 900. Mr. CHAMBLISS (for himself and Mr. ISAKSON) submitted an amendment intended to be proposed by him to the bill S. 601, supra; which was ordered to lie on the table.

SA 901. Mr. PORTMAN submitted an amendment intended to be proposed by him to the bill S. 601, supra; which was ordered to lie on the table.

SA 902. Mr. CORNYN submitted an amendment intended to be proposed by him to the bill S. 601, supra; which was ordered to lie on the table.

SA 903. Ms. MURKOWSKI (for herself and Mr. BEGICH) submitted an amendment intended to be proposed by her to the bill S. 601, supra; which was ordered to lie on the table.

SA 904. Ms. MURKOWSKI (for herself and Mr. BEGICH) submitted an amendment intended to be proposed by her to the bill S. 601, supra; which was ordered to lie on the table.

SA 905. Ms. MURKOWSKI (for herself and Mr. BEGICH) submitted an amendment intended to be proposed by her to the bill S. 601, supra; which was ordered to lie on the table.

SA 906. Mr. DURBIN (for himself, Mr. BLUNT, Mrs. MCCASKILL, Mr. ALEXANDER, Mr. KIRK, Mr. HARKIN, Mr. FRANKEN, Mr. COCHRAN, Mr. WICKER, Mr. BOOZMAN, Mr. PRYOR, and Ms. LANDRIEU) submitted an amendment intended to be proposed by him to the bill S. 601, supra; which was ordered to lie on the table.

SA 907. Mr. BROWN (for himself and Mr. GRAHAM) submitted an amendment intended to be proposed by him to the bill S. 601, supra; which was ordered to lie on the table.

SA 908. Mr. MCCAIN submitted an amendment intended to be proposed by him to the bill S. 601, supra; which was ordered to lie on the table.

SA 909. Mr. HOEVEN submitted an amendment intended to be proposed by him to the bill S. 601, supra; which was ordered to lie on the table.

SA 910. Mr. COCHRAN submitted an amendment intended to be proposed by him to the bill S. 601, supra; which was ordered to lie on the table.

SA 911. Mr. COCHRAN submitted an amendment intended to be proposed by him to the bill S. 601, supra; which was ordered to lie on the table.

SA 912. Mr. THUNE (for himself and Mr. JOHNSON of South Dakota) submitted an amendment intended to be proposed by him to the bill S. 601, supra; which was ordered to lie on the table.

SA 913. Mr. SANDERS submitted an amendment intended to be proposed by him to the bill S. 601, supra; which was ordered to lie on the table.

SA 914. Mr. FEINSTEIN submitted an amendment intended to be proposed by her to the bill S. 601, supra; which was ordered to lie on the table.

SA 915. Mr. NELSON submitted an amendment intended to be proposed by him to the bill S. 601, supra; which was ordered to lie on the table.

TEXT OF AMENDMENTS

SA 890. Mr. COCHRAN submitted an amendment intended to be proposed by him to the bill S. 601, to provide for the conservation and development of water and related resources, to authorize the Secretary of the Army to construct various projects for improvements to rivers and harbors of the United States, and for other purposes; which was ordered to lie on the table; as follows:

At the end of section 3018, add the following:

(c) EFFECT OF SECTION.—

(1) IN GENERAL.—Nothing in this section or an amendment made by this section constitutes an authorization to construct a project or program associated with a storm surge barrier across the Lake Pontchartrain land bridge (including Chef Menteur Pass and the Rigolets) that would result in unmitigated induced flooding in coastal communities within the State of Mississippi.

(2) REQUIRED CONSULTATION.—Any study to advance a project described in paragraph (1) that is conducted under the General Investigations Account of the Corps of Engineers shall include consultation and approval of the Governors of the States of Louisiana and Mississippi.

SA 891. Mr. JOHNSON of South Dakota (for himself and Mr. CRAPO) submitted an amendment intended to be proposed by him to the bill S. 601, to provide for the conservation and development of water and related resources, to authorize the Secretary of the Army to construct various projects for improvements to rivers and harbors of the United States, and for other purposes; which was ordered to lie on the table; as follows:

At the end, add the following:

TITLE XII—NATIONAL FLOOD INSURANCE PROGRAM

SEC. 12001. STUDIES OF VOLUNTARY COMMUNITY-BASED FLOOD INSURANCE OPTIONS.

(a) STUDY.—

(1) STUDY REQUIRED.—The Administrator of the Federal Emergency Management Agency (referred to in this section as the “Administrator”) shall conduct a study to assess options, methods, and strategies for making

available voluntary community-based flood insurance policies through the National Flood Insurance Program.

(2) CONSIDERATIONS.—The study conducted under paragraph (1) shall—

(A) take into consideration and analyze how voluntary community-based flood insurance policies—

(i) would affect communities having varying economic bases, geographic locations, flood hazard characteristics or classifications, and flood management approaches; and

(ii) could satisfy the applicable requirements under section 102 of the Flood Disaster Protection Act of 1973 (42 U.S.C. 4012a); and

(B) evaluate the advisability of making available voluntary community-based flood insurance policies to communities, subdivisions of communities, and areas of residual risk.

(3) CONSULTATION.—In conducting the study required under paragraph (1), the Administrator may consult with the Comptroller General of the United States, as the Administrator determines is appropriate.

(b) REPORT BY THE ADMINISTRATOR.—

(1) REPORT REQUIRED.—Not later than 18 months after the date of enactment of this Act, the Administrator shall submit to the Committee on Banking, Housing, and Urban Affairs of the Senate and the Committee on Financial Services of the House of Representatives a report that contains the results and conclusions of the study conducted under subsection (a).

(2) CONTENTS.—The report submitted under paragraph (1) shall include recommendations for—

(A) the best manner to incorporate voluntary community-based flood insurance policies into the National Flood Insurance Program; and

(B) a strategy to implement voluntary community-based flood insurance policies that would encourage communities to undertake flood mitigation activities, including the construction, reconstruction, or improvement of levees, dams, or other flood control structures.

(c) REPORT BY COMPTROLLER GENERAL.—Not later than 6 months after the date on which the Administrator submits the report required under subsection (b), the Comptroller General of the United States shall—

(1) review the report submitted by the Administrator; and

(2) submit to the Committee on Banking, Housing, and Urban Affairs of the Senate and the Committee on Financial Services of the House of Representatives a report that contains—

(A) an analysis of the report submitted by the Administrator;

(B) any comments or recommendations of the Comptroller General relating to the report submitted by the Administrator; and

(C) any other recommendations of the Comptroller General relating to community-based flood insurance policies.

SEC. 12002. AMENDMENTS TO NATIONAL FLOOD INSURANCE ACT OF 1968.

(a) ADEQUATE PROGRESS ON CONSTRUCTION OF FLOOD PROTECTION SYSTEMS.—Section 1307(e) of the National Flood Insurance Act of 1968 (42 U.S.C. 4014(e)) is amended by inserting after the second sentence the following: “Notwithstanding any other provision of law, in determining whether a community has made adequate progress on the construction, reconstruction, or improvement of a flood protection system, the Administrator shall not consider the level of Federal funding of or participation in the construction, reconstruction, or improvement.”.

(b) COMMUNITIES RESTORING DISACCREDITED FLOOD PROTECTION SYSTEMS.—Section 1307(f) of the National Flood Insurance Act of 1968 (42 U.S.C. 4014(f)) is amended in the first sentence by striking “no longer does so.” and inserting the following: “no longer does so, and shall apply without regard to the level of Federal funding of or participation in the construction, reconstruction, or improvement of the flood protection system.”

SEC. 12003. AFFORDABILITY STUDY.

Section 100236 of the Biggert-Waters Flood Insurance Reform Act of 2012 (Public Law 112-141; 126 Stat. 957) is amended—

(1) in subsection (c), by striking “Not” and inserting the following: “Subject to subsection (e), not”;

(2) in subsection (d)—

(A) by striking “Notwithstanding” and inserting the following:

“(1) NATIONAL FLOOD INSURANCE FUND.—Notwithstanding”;

(B) by adding at the end the following:

“(2) OTHER FUNDING SOURCES.—To carry out this section, in addition to the amount made available under paragraph (1), the Administrator may use any other amounts that are available to the Administrator.”; and

(3) by adding at the end the following:

“(e) ALTERNATIVE.—If the Administrator determines that the report required under subsection (c) cannot be submitted by the date specified under subsection (c)—

“(1) the Administrator shall notify, not later than 60 days after the date of enactment of this subsection, the Committee on Banking, Housing, and Urban Affairs of the Senate and the Committee on Financial Services of the House of Representatives of an alternative method of gathering the information required under this section;

“(2) the Administrator shall submit, not later than 180 days after the Administrator submits the notification required under paragraph (1), to the Committee on Banking, Housing, and Urban Affairs of the Senate and the Committee on Financial Services of the House of Representatives the information gathered using the alternative method described in paragraph (1); and

“(3) upon the submission of information required under paragraph (2), the requirement under subsection (c) shall be deemed satisfied.”.

SA 892. Mr. RUBIO submitted an amendment intended to be proposed by him to the bill S. 601, to provide for the conservation and development of water and related resources, to authorize the Secretary of the Army to construct various projects for improvements to rivers and harbors of the United States, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. ____ . TAXPAYER NONDISCRIMINATION & PROTECTION ACT OF 2013.

(a) SHORT TITLE.—This section may be cited as the “Taxpayer Nondiscrimination & Protection Act of 2013”.

(b) MISCONDUCT AGAINST TAXPAYERS BY INTERNAL REVENUE SERVICE EMPLOYEES.—

(1) CRIMINAL LIABILITY.—Chapter 13 of title 18, United States Code, is amended by adding at the end the following:

“§ 250. Misconduct against taxpayers by Internal Revenue Service employees

“Whoever being an employee of the Internal Revenue Service, engages, during the performance of that employee’s official duties, in an act or omission described in section 1203(b) of the Internal Revenue Service

Restructuring and Reform Act of 1998 shall be fined under this title or imprisoned not more than 5 years, or both.”.

(2) CLARIFICATION OF ACTS AND OMISSION CONSTITUTING MISCONDUCT.—For purposes of section 1203 of the Internal Revenue Service Restructuring and Reform Act of 1998 and section 250 of title 18, United States Code (as added by this section) the protections and guarantees afforded under the First Amendment of the Constitution of the United States to political speech and political expression shall not fail to be treated as rights under the Constitution of the United States referred to in section 1203(b) of the Internal Revenue Service Restructuring and Reform Act of 1998.

(3) CLERICAL AMENDMENT.—The table of sections for chapter 13 of title 18, United States Code, is amended by adding after the item relating to section 249 the following:

“250. Discriminatory misconduct against taxpayers by Federal officers and employees.”.

SA 893. Mr. LEVIN (for himself and Ms. STABENOW) submitted an amendment intended to be proposed by him to the bill S. 601, to provide for the conservation and development of water and related resources, to authorize the Secretary of the Army to construct various projects for improvements to rivers and harbors of the United States, and for other purposes; which was ordered to lie on the table; as follows:

On page 297, between lines 19 and 20, insert the following:

(a) POLICY.—It is the policy of the United States that the primary use of the Harbor Maintenance Trust Fund is for maintaining the constructed widths and depths of the commercial ports and harbors of the United States, and those functions should be given first consideration in the budgeting of Harbor Maintenance Trust Fund allocations.

SA 894. Mr. WICKER submitted an amendment intended to be proposed by him to the bill S. 601, to provide for the conservation and development of water and related resources, to authorize the Secretary of the Army to construct various projects for improvements to rivers and harbors of the United States, and for other purposes; which was ordered to lie on the table; as follows:

At the end of title II, insert the following:
SEC. 2 ____ . DONALD G. WALDON LOCK AND DAM.

(a) FINDINGS.—Congress finds that—

(1) the Tennessee-Tombigbee Waterway Development Authority is a 4-State compact comprised of the States of Alabama, Kentucky, Mississippi, and Tennessee;

(2) the Tennessee-Tombigbee Authority is the regional non-Federal sponsor of the Tennessee-Tombigbee Waterway;

(3) the Tennessee-Tombigbee Waterway, completed in 1984, has fueled growth in the United States economy by reducing transportation costs and encouraging economic development; and

(4) the selfless determination and tireless work of Donald G. Waldon, while serving as administrator of the waterway compact for 21 years, contributed greatly to the realization and success of the Tennessee-Tombigbee Waterway.

(b) SENSE OF CONGRESS.—It is the sense of Congress that, at an appropriate time and in accordance with the rules of the House of Representatives and the Senate, the lock and

dam located at mile 357.5 on the Tennessee-Tombigbee Waterway should be known and designated as the "Donald G. Waldon Lock and Dam".

SA 895. Mr. INHOFE submitted an amendment intended to be proposed by him to the bill S. 601, to provide for the conservation and development of water and related resources, to authorize the Secretary of the Army to construct various projects for improvements to rivers and harbors of the United States, and for other purposes; which was ordered to lie on the table; as follows:

At the end of title V, add the following:

SEC. 50. RIGHTS AND RESPONSIBILITIES OF CHEROKEE NATION OF OKLAHOMA REGARDING W.D. MAYO LOCK AND DAM, OKLAHOMA.

Section 1117 of the Water Resources Development Act of 1986 (Public Law 99-662; 300 Stat. 4236) is amended to read as follows:

"SEC. 1117. W.D. MAYO LOCK AND DAM, OKLAHOMA.

"(a) IN GENERAL.—Notwithstanding any other provision of law, the Cherokee Nation of Oklahoma has authorization—

"(1) to design and construct 1 or more hydroelectric generating facilities at the W.D. Mayo Lock and Dam on the Arkansas River in the State of Oklahoma, subject to the requirements of subsection (b) and in accordance with the conditions specified in this section; and

"(2) to market the electricity generated from any such hydroelectric generating facility.

"(b) PRECONSTRUCTION REQUIREMENTS.—

"(1) IN GENERAL.—The Cherokee Nation shall obtain any permit required by Federal or State law before the date on which construction begins on any hydroelectric generating facility under subsection (a).

"(2) REVIEW BY SECRETARY.—The Cherokee Nation may initiate the design or construction of a hydroelectric generating facility under subsection (a) only after the Secretary reviews and approves the plans and specifications for the design and construction.

"(c) PAYMENT OF DESIGN AND CONSTRUCTION COSTS.—

"(1) IN GENERAL.—The Cherokee Nation shall—

"(A) bear all costs associated with the design and construction of any hydroelectric generating facility under subsection (a); and

"(B) provide any funds necessary for the design and construction to the Secretary prior to the Secretary initiating any activities relating to the design and construction of the hydroelectric generating facility.

"(2) USE BY SECRETARY.—The Secretary may—

"(A) accept funds offered by the Cherokee Nation under paragraph (1); and

"(B) use the funds to carry out the design and construction of any hydroelectric generating facility under subsection (a).

"(d) ASSUMPTION OF LIABILITY.—The Cherokee Nation—

"(1) shall hold all title to any hydroelectric generating facility constructed under this section;

"(2) may, subject to the approval of the Secretary, assign that title to a third party;

"(3) shall be solely responsible for—

"(A) the operation, maintenance, repair, replacement, and rehabilitation of any such facility; and

"(B) the marketing of the electricity generated by any such facility; and

"(4) shall release and indemnify the United States from any claims, causes of action, or liabilities that may arise out of any activity undertaken to carry out this section.

"(e) ASSISTANCE AVAILABLE.—Notwithstanding any other provision of law, the Secretary may provide any technical and construction management assistance requested by the Cherokee Nation relating to the design and construction of any hydroelectric generating facility under subsection (a).

"(f) THIRD PARTY AGREEMENTS.—The Cherokee Nation may enter into agreements with the Secretary or a third party that the Cherokee Nation or the Secretary determines to be necessary to carry out this section."

SA 896. Mr. WYDEN (for himself and Ms. CANTWELL) submitted an amendment intended to be proposed by him to the bill S. 601, to provide for the conservation and development of water and related resources, to authorize the Secretary of the Army to construct various projects for improvements to rivers and harbors of the United States, and for other purposes; which was ordered to lie on the table; as follows:

At the end of title VIII, add the following:

SEC. 8. HARBOR MAINTENANCE TRUST FUND STUDY.

(a) DEFINITIONS.—In this section:

(1) LOW-USE PORT.—The term "low-use port" means a port at which not more than 1,000,000 tons of cargo are transported each calendar year.

(2) MODERATE-USE PORT.—The term "moderate-use port" means a port at which more than 1,000,000, but fewer than 10,000,000, tons of cargo are transported each calendar year.

(b) STUDY.—Not later than 270 days after the date of enactment of this Act, the Comptroller General of the United States shall carry out a study and submit to Congress a report that—

(1) evaluates the effectiveness of activities funded by the Harbor Maintenance Trust Fund in maximizing economic growth and job creation in the communities surrounding low- and moderate-use ports; and

(2) includes recommendations relating to the use of amounts in the Harbor Maintenance Trust Fund to increase the competitiveness of United States ports relative to Canadian and Mexican ports.

SA 897. Mr. BROWN submitted an amendment intended to be proposed by him to the bill S. 601, to provide for the conservation and development of water and related resources, to authorize the Secretary of the Army to construct various projects for improvements to rivers and harbors of the United States, and for other purposes; which was ordered to lie on the table; as follows:

Beginning on page 165, strike line 10 and all that follows through page 166, line 8, and insert the following:

SEC. 2048. CORROSION PREVENTION.

(a) GUIDANCE AND PROCEDURES.—The Secretary shall develop guidance and procedures for the certification of qualified contractors and personnel for—

(1) the application and inspection of protective coatings;

(2) the removal of hazardous protective coatings; and

(3) the installation, testing, and inspection of cathodic protection systems.

(b) REQUIREMENTS.—Except as provided in subsection (c), the Secretary shall use certified contractors and personnel for—

(1) the application and inspection of protective coatings for complex work involving steel and cementitious structures, including

structures that will be exposed in immersion;

(2) the removal of hazardous coatings or other hazardous materials that are present in sufficient concentrations to create an occupational or environmental hazard;

(3) the installation, testing, and inspection of cathodic protection systems; and

(4) any other activities the Secretary determines to be appropriate.

(c) EXCEPTION.—The Secretary may approve exceptions to the use of certified contractors and personnel under subsection (b) only after public notice, with the opportunity for comment, of any such proposal.

SA 898. Ms. COLLINS (for herself, Mr. KING, and Mrs. SHAHEEN) submitted an amendment intended to be proposed by her to the bill S. 601, to provide for the conservation and development of water and related resources, to authorize the Secretary of the Army to construct various projects for improvements to rivers and harbors of the United States, and for other purposes; which was ordered to lie on the table; as follows:

At the end of title V, add the following:

SEC. 50. CAPE ARUNDEL DISPOSAL SITE, MAINE.

(a) IN GENERAL.—The Secretary, in concurrence with the Administrator of the Environmental Protection Agency, is authorized to reopen the Cape Arundel Disposal Site selected by the Department of the Army as an alternative dredged material disposal site under section 103(b) of the Marine Protection, Research, and Sanctuaries Act of 1972 (33 U.S.C. 1413(b)) (referred to in this section as the "Site").

(b) DEADLINE.—The Site may remain open under subsection (a) until the earlier of—

(1) the date on which the Site does not have any remaining disposal capacity;

(2) the date on which an environmental impact statement designating an alternative dredged material disposal site for southern Maine has been completed; or

(3) the date that is 5 years after the date of enactment of this Act.

(c) LIMITATIONS.—The use of the Site as a dredged material disposal site under subsection (a) shall be subject to the conditions that—

(1) conditions at the Site remain suitable for the continued use of the Site as a dredged material disposal site; and

(2) the Site not be used for the disposal of more than 80,000 cubic yards from any single dredging project.

SA 899. Mrs. BOXER (for herself and Mr. VITTER) submitted an amendment intended to be proposed by her to the bill S. 601, to provide for the conservation and development of water and related resources, to authorize the Secretary of the Army to construct various projects for improvements to rivers and harbors of the United States, and for other purposes; which was ordered to lie on the table; as follows:

On page 214, strike lines 15 through 20 and insert the following:

"(d) INTERIM ADOPTION OF COMPREHENSIVE MASTER PLAN.—Prior to completion of the comprehensive plan described under subsection (a), the Secretary shall adopt the plan of the State of Louisiana entitled 'Louisiana's Comprehensive Master Plan for a Sustainable Coast' in effect on the

On page 216, between lines 3 and 4, insert the following:

(c) EFFECT.—

(1) IN GENERAL.—Nothing in this section or an amendment made by this section authorizes the construction of a project or program associated with a storm surge barrier across the Lake Pontchartrain land bridge (including Chef Menteur Pass and the Rigolets) that would result in unmitigated induced flooding in coastal communities within the State of Mississippi.

(2) REQUIRED CONSULTATION.—Any study to advance a project described in paragraph (1) that is conducted using funds from the General Investigations Account of the Corps of Engineers shall include consultation and approval of the Governors of the States of Louisiana and Mississippi.

On page 222, line 14, strike “2018” and insert “2023”.

On page 239, strike lines 14 through 19 and insert the following:

for the period beginning with fiscal year 2001 \$450,000,000, which shall—

“(1) be made available to the States and locales described in subsection (b) consistent with program priorities determined by the Secretary in accordance with criteria developed by the Secretary to establish the program priorities; and

“(2) remain available until expended.”.

On page 293, line 2, strike “amount” and insert “amounts remaining after the date of enactment of this Act”.

On page 347, line 12, strike “or ecosystem restoration” and insert “ecosystem restoration, or navigation”.

SA 900. Mr. CHAMBLISS (for himself and Mr. ISAKSON) submitted an amendment intended to be proposed by him to the bill S. 601, to provide for the conservation and development of water and related resources, to authorize the Secretary of the Army to construct various projects for improvements to rivers and harbors of the United States, and for other purposes; which was ordered to lie on the table; as follows:

On page 310, between lines 16 and 17, insert the following:

(d) HARBOR MAINTENANCE TRUST FUND STUDY.—

(1) IN GENERAL.—Subject to the availability of funds, the Comptroller General of the United States shall carry out a study and submit to Congress a report that evaluates the economic impact of carrying out the amendments made by this section, including any impacts on—

(A) the stability and long-term financial health of the Harbor Maintenance Trust Fund;

(B) reimbursements made to shippers;

(C) port security; and

(D) infrastructure.

(2) ADMINISTRATION.—Notwithstanding any other provision of law, the amendments made by this section shall not take effect until the date on which the report under paragraph (1) is submitted to Congress.

SA 901. Mr. PORTMAN submitted an amendment intended to be proposed by him to the bill S. 601, to provide for the conservation and development of water and related resources, to authorize the Secretary of the Army to construct various projects for improvements to rivers and harbors of the United States, and for other purposes; which was ordered to lie on the table; as follows:

Beginning on page 6, strike line 24 and all that follows through page 7, line 3, and insert the following:

(B)(i) after November 8, 2007, but prior to the date of enactment of this Act, the Assistant Secretary of the Army for Civil Works has submitted to Congress a recommendation to authorization construction of the project; or

(ii) during the period beginning on November 9, 2007, and ending on December 31, 2015, the Secretary has received the full amount of the applicable non-Federal share of the cost of the project.

SA 902. Mr. CORNYN submitted an amendment intended to be proposed by him to the bill S. 601, to provide for the conservation and development of water and related resources, to authorize the Secretary of the Army to construct various projects for improvements to rivers and harbors of the United States, and for other purposes; which was ordered to lie on the table; as follows:

At the end of title V, add the following:

SEC. 5. REPORTS ON WATER SHARING.

(a) IN GENERAL.—The Secretary of State shall submit to Congress a report—

(1) not later than 45 days after the date of enactment of this Act, and quarterly thereafter, describing efforts by Mexico to meet the treaty obligations of Mexico to deliver water to the Rio Grande, in accordance with the treaty between the United States and Mexico entitled “Utilization of Waters of the Colorado and Tijuana Rivers and of the Rio Grande” (done at Washington, February 3, 1944); and

(2) not later than 1 year after the date of enactment of this Act, and annually thereafter, describing the benefits to the United States of the “Interim International Cooperative Measures in the Colorado River Basin through 2017 and Extension of Minute 318 Cooperative Measures to Address the Continued Effects of the April 2010 Earthquake in the Mexicali Valley, Baja California” (done at Coronado, California, November 20, 2012 (commonly referred to as “Minute Number 319”)).

(b) ACTION BY SECRETARY OF STATE.—The Secretary of State shall not extend Minute Number 319 if the Secretary fails to comply with the requirements of this section.

SA 903. Ms. MURKOWSKI (for herself and Mr. BEGICH) submitted an amendment intended to be proposed by her to the bill S. 601, to provide for the conservation and development of water and related resources, to authorize the Secretary of the Army to construct various projects for improvements to rivers and harbors of the United States, and for other purposes; which was ordered to lie on the table; as follows:

On page 243, between lines 18 and 19, insert the following:

SEC. 5017. DEEP DRAFT PORT DEVELOPMENT PARTNERSHIPS.

(a) IN GENERAL.—The Secretary may provide technical assistance, including planning, design, and construction assistance, to non-Federal public entities, including Indian tribes (as defined in section 4 of the Indian Self-Determination and Education Assistance Act (25 U.S.C. 450b)), for the development, construction, operation, and maintenance of channels, harbors, and related infrastructure associated with deep draft ports.

(b) ACCEPTANCE OF FUNDS.—The Secretary is authorized to accept and expend funds provided by non-Federal public entities, including Indian tribes (as defined in section 4 of

the Indian Self-Determination and Education Assistance Act (25 U.S.C. 450b)), to carry out the activities described in subsection (a).

(c) LIMITATION.—No assistance may be provided under this section until after the date on which the entity to which that assistance is to be provided enters into a written agreement with the Secretary that includes such terms and conditions as the Secretary determines to be appropriate and in the public interest.

SA 904. Ms. MURKOWSKI (for herself and Mr. BEGICH) submitted an amendment intended to be proposed by her to the bill S. 601, to provide for the conservation and development of water and related resources, to authorize the Secretary of the Army to construct various projects for improvements to rivers and harbors of the United States, and for other purposes; which was ordered to lie on the table; as follows:

At the end of title III, add the following:

SEC. 3010. SEWARD WATERFRONT, SEWARD, ALASKA.

(a) IN GENERAL.—The parcel of land included in the Seward Harbor, Alaska navigation project identified as Tract H, Seward Original Townsite, Waterfront Park Replat, Plat No 2012-4, Seward Recording District, shall not be subject to the navigation servitude (as of the date of enactment of this Act).

(b) ENTRY BY FEDERAL GOVERNMENT.—The Federal Government may enter upon any portion of the land referred to in subsection (a) to carry out any required operation and maintenance of the general navigation features of the project.

SA 905. Ms. MURKOWSKI (for herself and Mr. BEGICH) submitted an amendment intended to be proposed by her to the bill S. 601, to provide for the conservation and development of water and related resources, to authorize the Secretary of the Army to construct various projects for improvements to rivers and harbors of the United States, and for other purposes; which was ordered to lie on the table; as follows:

At the end of title III, add the following:

SEC. 3010. PROJECT FOR NAVIGATION, HAINES, ALASKA.

The Secretary shall modify the project for navigation, Haines, Alaska, authorized by section 1001(1) of the Water Resources Development Act of 2007 (121 Stat. 1049), to redirect the breakwater and other navigation features to the southern portion of the Haines harbor.

SA 906. Mr. DURBIN (for himself, Mr. BLUNT, Mrs. MCCASKILL, Mr. ALEXANDER, Mr. KIRK, Mr. HARKIN, Mr. FRANKEN, Mr. COCHRAN, Mr. WICKER, Mr. BOOZMAN, Mr. PRYOR, and Ms. LANDRIEU) submitted an amendment intended to be proposed by him to the bill S. 601, to provide for the conservation and development of water and related resources, to authorize the Secretary of the Army to construct various projects for improvements to rivers and harbors of the United States, and for other purposes; which was ordered to lie on the table; as follows:

At the end of title V, add the following:

SEC. 5. GREATER MISSISSIPPI RIVER BASIN SEVERE FLOODING AND DROUGHT MANAGEMENT STUDY.

(a) **DEFINITIONS.**—In this section:

(1) **GREATER MISSISSIPPI RIVER BASIN.**—The term “greater Mississippi River Basin” means the area covered by hydrologic units 5, 6, 7, 8, 10, and 11, as identified by the United States Geological Survey as of the date of enactment of this Act.

(2) **LOWER MISSISSIPPI RIVER.**—The term “lower Mississippi River” means the portion of the Mississippi River that begins at the confluence of the Ohio River and flows to the Gulf of Mexico.

(3) **MIDDLE MISSISSIPPI RIVER.**—The term “middle Mississippi River” means the portion of the Mississippi River that begins at the confluence of the Missouri River and flows to the lower Mississippi River.

(4) **SEVERE FLOODING AND DROUGHT.**—The term “severe flooding and drought” means severe weather events that threaten personal safety, property, and navigation on the inland waterways of the United States.

(b) **IN GENERAL.**—The Secretary shall carry out a study of the greater Mississippi River Basin—

(1) to improve the coordinated and comprehensive management of water resource projects in the greater Mississippi River Basin relating to severe flooding and drought conditions; and

(2) to evaluate the feasibility of any modifications to those water resource projects, consistent with the authorized purposes of those projects, and develop new water resource projects to improve the reliability of navigation and more effectively reduce flood risk.

(c) **CONTENTS.**—The study shall—

(1) identify any Federal actions that are likely to prevent and mitigate the impacts of severe flooding and drought, including changes to authorized channel dimensions, operational procedures of locks and dams, and reservoir management within the greater Mississippi River Basin, consistent with the authorized purposes of the water resource projects;

(2) identify and make recommendations to remedy challenges to the Corps of Engineers presented by severe flooding and drought, including river access, in carrying out its mission to maintain safe, reliable navigation; and

(3) identify and locate natural or other physical impediments along the middle and lower Mississippi River to maintaining navigation on the middle and lower Mississippi River during periods of low water.

(d) **CONSULTATION AND USE OF EXISTING DATA.**—In carrying out the study, the Secretary shall—

(1) consult with appropriate committees of Congress, Federal, State, tribal, and local agencies, environmental interests, agricultural interests, recreational interests, river navigation industry representatives, other shipping and business interests, organized labor, and nongovernmental organizations;

(2) to the maximum extent practicable, use data in existence as of the date of enactment of this Act; and

(3) incorporate lessons learned and best practices developed as a result of past severe flooding and drought events, including major floods and the successful effort to maintain navigation during the near historic low water levels on the Mississippi River during the winter of 2012-2013.

(e) **COST-SHARING.**—The Federal share of the cost of carrying out the study under this section shall be 100 percent.

(f) **REPORT.**—Not later than 3 years after the date of enactment of this Act, the Secretary shall submit to Congress a report on the study carried out under this section.

(g) **SAVINGS CLAUSE.**—Nothing in this section impacts the operations and maintenance of the Missouri River Mainstem System, as authorized by the Act of December 22, 1944 (58 Stat. 897, chapter 665).

SA 907. Mr. BROWN (for himself and Mr. GRAHAM) submitted an amendment intended to be proposed by him to the bill S. 601, to provide for the conservation and development of water and related resources, to authorize the Secretary of the Army to construct various projects for improvements to rivers and harbors of the United States, and for other purposes; which was ordered to lie on the table; as follows:

At the end of title I, insert the following:
SEC. 2. FUTURE PROJECT AUTHORIZATIONS.

(a) **POLICY.**—The benefits of water resource projects designed and carried out in an economically justifiable, environmentally acceptable, and technically sound manner are important to the economy and environment of the United States and recommendations to Congress regarding those projects should be expedited for approval in a timely manner.

(b) **APPLICABILITY.**—The procedures under this section apply to projects for water resources development, conservation, and other purposes, subject to the conditions that—

(1) each project is carried out—

(A) substantially in accordance with the plan identified in the report of the Chief of Engineers for the project; and

(B) subject to any conditions described in the report for the project; and

(2)(A) a report of the Chief of Engineers has been completed; and

(B) after the date of enactment of this Act, the Assistant Secretary of the Army for Civil Works has submitted to Congress a recommendation to authorize construction of the project.

(c) **EXPEDITED CONSIDERATION.**—

(1) **IN GENERAL.**—A bill shall be eligible for expedited consideration in accordance with this subsection if the bill—

(A) authorizes a project that meets the requirements described in subsection (b); and

(B) is referred to the Committee on Environment and Public Works of the Senate.

(2) **COMMITTEE CONSIDERATION.**—

(A) **IN GENERAL.**—Not later than January 31st of the second session of each Congress, the Committee on Environment and Public Works of the Senate shall—

(i) report all bills that meet the requirements of paragraph (1); or

(ii) introduce and report a measure to authorize any project that meets the requirements described in subsection (b).

(B) **FAILURE TO ACT.**—Subject to subparagraph (C), if the Committee fails to act on a bill that meets the requirements of paragraph (1) by the date specified in subparagraph (A), the bill shall be discharged from the Committee and placed on the calendar of the Senate.

(C) **EXCEPTIONS.**—Subparagraph (B) shall not apply if—

(i) in the 180-day period immediately preceding the date specified in subparagraph (A), the full Committee holds a legislative hearing on a bill to authorize all projects that meet the requirements described in subsection (b);

(ii)(I) the Committee favorably reports a bill to authorize all projects that meet the requirements described in subsection (b); and
(II) the bill described in subclause (I) is placed on the calendar of the Senate; or

(iii) a bill that meets the requirements of paragraph (1) is referred to the Committee

not earlier than 30 days before the date specified in subparagraph (A).

(d) **TERMINATION.**—The procedures for expedited consideration under this section terminate on December 31, 2018.

SA 908. Mr. MCCAIN submitted an amendment intended to be proposed by him to the bill S. 601, to provide for the conservation and development of water and related resources, to authorize the Secretary of the Army to construct various projects for improvements to rivers and harbors of the United States, and for other purposes; which was ordered to lie on the table; as follows:

On page 243, between lines 18 and 19, insert the following:

SEC. 5017. INTERNATIONAL BOUNDARY AND WATER COMMISSION JURISDICTION.

The International Boundary and Water Commission shall have sole responsibility for the rehabilitation of the international outfall interceptor and wash of the Nogales International Wastewater Treatment Plant.

SA 909. Mr. HOEVEN submitted an amendment intended to be proposed by him to the bill S. 601, to provide for the conservation and development of water and related resources, to authorize the Secretary of the Army to construct various projects for improvements to rivers and harbors of the United States, and for other purposes; which was ordered to lie on the table; as follows:

On page 190, after line 23, add the following:

SEC. 2060. RESTRICTION ON CHARGES FOR CERTAIN SURPLUS WATER.

(a) **IN GENERAL.** [Notwithstanding section 6 of the Act of December 22, 1944 (33 U.S.C. 708) and section 301 of the Water Supply Act of 1958 (43 U.S.C. 390b), n]No fee for surplus water shall be charged under a contract for surplus water if the contract is for surplus water stored on the Missouri River.

(b) **OFFSET.**—Of the amounts made available under Public Law 113-6 (127 Stat. 198) for operations and maintenance under the heading “Corps of Engineers—Civil”, \$5,000,000 is rescinded.

SA 910. Mr. COCHRAN submitted an amendment intended to be proposed by him to the bill S. 601, to provide for the conservation and development of water and related resources, to authorize the Secretary of the Army to construct various projects for improvements to rivers and harbors of the United States, and for other purposes; which was ordered to lie on the table; as follows:

On page 43, line 9, strike “and”.

On page 44, line 9, strike the “.” and insert “; and”.

On page 44, between lines 9 and 10, insert the following:

(7) by adding at the end the following:

“(I) **CREDITING AUTHORITY.**—A non-Federal interest for a navigation project that carries out operation and maintenance activities for the navigation project may receive credit for the costs incurred by the non-Federal interest in carrying out the activities towards the share of construction costs of the non-Federal interest for another federally authorized navigation project, except that the credit shall not exceed 10 percent of the costs associated with construction of the general navigation features of the project for which the

credit may be received under this paragraph.”.

SA 911. Mr. COCHRAN submitted an amendment intended to be proposed by him to the bill S. 601, to provide for the conservation and development of water and related resources, to authorize the Secretary of the Army to construct various projects for improvements to rivers and harbors of the United States, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert:

Crediting Authority for Federally Authorized Navigation Projects

SEC. ____ . A non-Federal interest for a navigation project that carries out operation and maintenance activities for that project may receive credit for the costs incurred by the non-Federal interest in carrying out such activities towards that non-Federal interest's share of construction costs for a federally authorized element of the same project or another Federally authorized navigation project, except that in no instance may such credit exceed 10 percent of the costs associated with construction of the general navigation features of the project for which such credit may be received pursuant to this section.

SA 912. Mr. THUNE (for himself and Mr. JOHNSON of South Dakota) submitted an amendment intended to be proposed by him to the bill S. 601, to provide for the conservation and development of water and related resources, to authorize the Secretary of the Army to construct various projects for improvements to rivers and harbors of the United States, and for other purposes; which was ordered to lie on the table; as follows:

On page 234, between lines 16 and 17, insert the following:

SEC. 5009. UPPER MISSOURI BASIN SHORELINE EROSION PREVENTION.

(a) IN GENERAL.—

(1) AUTHORIZATION OF ASSISTANCE.—The Secretary may provide planning, design, and construction assistance to not more than 3 federally-recognized Indian tribes in the Upper Missouri River Basin to undertake measures to address shoreline erosion that is jeopardizing existing infrastructure resulting from operation of a reservoir constructed under the Pick-Sloan Missouri River Basin Program (authorized by section 9 of the Act of December 22, 1944 (commonly known as the “Flood Control Act of 1944”) (58 Stat. 891, chapter 665)).

(2) LIMITATION.—The projects described in paragraph (1) shall be economically justified, technically feasible, and environmentally acceptable.

(b) FEDERAL AND NON-FEDERAL COST SHARE.—

(1) IN GENERAL.—Subject to paragraph (2), the Federal share of the costs of carrying out this section shall be not less than 75 percent.

(2) ABILITY TO PAY.—The Secretary may adjust the Federal and non-Federal shares of the costs of carrying out this section in accordance with the terms and conditions of section 103(m) of the Water Resources Development Act of 1986 (33 U.S.C. 2213(m)).

(c) CONDITIONS.—The Secretary may provide the assistance described in subsection (a) only after—

(1) consultation with the Department of the Interior; and

(2) execution by the Indian tribe of a memorandum of agreement with the Secretary that specifies that the tribe shall—

(A) be responsible for—

(i) all operation and maintenance activities required to ensure the integrity of the measures taken; and

(ii) providing any required real estate interests in and to the property on which such measures are to be taken; and

(B) hold and save the United States free from damages arising from planning, design, or construction assistance provided under this section, except for damages due to the fault or negligence of the United States or its contractors.

(d) AUTHORIZATION OF APPROPRIATIONS.—For each Indian tribe eligible under this section, there is authorized to be appropriated to carry out this section not more than \$30,000,000.

SA 913. Mr. SANDERS submitted an amendment intended to be proposed by him to the bill S. 601, to provide for the conservation and development of water and related resources, to authorize the Secretary of the Army to construct various projects for improvements to rivers and harbors of the United States, and for other purposes; which was ordered to lie on the table; as follows:

On page 343, line 4, insert “, and from the short- and long-term impacts of multi-year droughts, sea level rise, and ocean acidification” after “inland flooding”.

On page 343, line 12, insert “and the short- and long-term impacts of multi-year droughts, sea level rise and ocean acidification” after “events”.

On page 343, line 14, insert “and the short- and long-term impacts of multi-year droughts, sea level rise, and ocean acidification” after “events”.

On page 343, line 15, insert “and trends” after “events”.

On page 344, line 3, insert “and short- and long-term impacts of multi-year droughts, sea level rise, and ocean acidification” after “events”.

On page 345, line 10, strike “and droughts” and insert “droughts, sea level rise, and long-term trends in extreme weather events”.

On page 345, line 19, insert “including sea-level rise and long-term trends in extreme weather events,” after “risks.”.

On page 346, line 15 insert “sea level rise, “before “flood”.

On page 346, line 20, insert “sea level rise, “before “flood”.

On page 347, lines 2 and 3, strike “flood and drought” and insert “flood, drought, and sea level rise”.

SA 914. Mrs. FEINSTEIN submitted an amendment intended to be proposed by her to the bill S. 601, to provide for the conservation and development of water and related resources, to authorize the Secretary of the Army to construct various projects for improvements to rivers and harbors of the United States, and for other purposes; which was ordered to lie on the table; as follows:

On page 300, strike lines 1 through 7 and insert the following:

“(ii) Of the amounts made available under clause (i)—

“(I) 90 percent shall be used for projects that are high-use deep draft; and

“(II) 10 percent shall be used for projects that are a priority for navigation in the Great Lakes Navigation System.

SA 915. Mr. NELSON submitted an amendment intended to be proposed by

him to the bill S. 601, to provide for the conservation and development of water and related resources, to authorize the Secretary of the Army to construct various projects for improvements to rivers and harbors of the United States, and for other purposes; which was ordered to lie on the table; as follows:

On page 71, strike lines 4 through 22, and insert the following:

SEC. 2023. OPERATION AND MAINTENANCE OF CERTAIN PROJECTS.

The Secretary may assume operation and maintenance activities for a navigation channel or an area contiguous to a navigation channel that is deepened or improved by a non-Federal interest prior to December 31, 2012, if—

(1) the Secretary determines that the requirements under paragraphs (2) and (3) of section 204(f) of the Water Resources Development Act of 1986 (33 U.S.C. 2232(f)) are met;

(2) the Secretary determines that the activities carried out by the non-Federal interest in deepening or improving the navigation channel are economically justified and environmentally acceptable; and

(3) the deepening or improving activities have been carried out on or contiguous to a Federal navigation channel that—

(A) exists as of the date of enactment of this Act; and

(B) has been authorized by Congress.

NOTICES OF HEARINGS

COMMITTEE ON SMALL BUSINESS AND ENTREPRENEURSHIP

Ms. LANDRIEU. Mr. President, the Committee on Small Business and Entrepreneurship will meet on May 16, 2013, at 10:30 a.m. in room 428A Russell Senate Office building to hold a roundtable entitled “The Impact of Mandatory E-Verify on America’s Small Businesses.”

COMMITTEE ON HEALTH, EDUCATION, LABOR, AND PENSIONS

Mr. HARKIN. Mr. President, I wish to announce that the Committee on Health, Education, Labor, and Pensions will meet in executive session on Thursday, May 16, 2013, at 9:15 a.m. in room 430 of the Dirksen Senate Office Building to mark-up the nomination of Thomas E. Perez, to be Secretary of Labor.

For further information regarding this meeting, please contact the Committee at (202) 224-5375.

COMMITTEE ON HEALTH, EDUCATION, LABOR, AND PENSIONS

Mr. HARKIN. Mr. President, I wish to announce that the Committee on Health, Education, Labor, and Pensions will meet in open session on Tuesday, May 14, 2013, at 2:30 p.m. in room 430 of the Dirksen Senate Office Building to conduct a hearing entitled “The ADA and Entertainment Technologies: Improving Accessibility from the Movie Screen to Your Mobile Device.”

For further information regarding this meeting, please contact Alyssa Mowitz of the committee staff on (202) 228-3453.