

“(1) the term ‘adverse finding’ relating to an employee means a determination that the conduct of the employee—

“(A) violated a policy of the agency for which the employee may be removed or suspended; or

“(B) violated a law for which the employee may be imprisoned of more than 1 year;

“(2) the term ‘agency’ has the meaning given that term under section 551; and

“(3) the term ‘bonus’ means any bonus or cash award, including—

“(A) an award under this chapter;

“(B) an award under section 5384; and

“(C) a retention bonus under section 5754.

“(b) ADVERSE FINDINGS.—

“(1) IN GENERAL.—The head of an agency shall not award a bonus to an employee of the agency until 5 years after the end of the fiscal year in which the Inspector General or another senior ethics official of the agency or the Comptroller General of the United States makes an adverse finding relating to the employee.

“(2) PREVIOUSLY AWARDED BONUSES.—If the Inspector General or another senior ethics official of the agency or the Comptroller General of the United States makes an adverse finding relating to an employee, the head of the agency employing the employee, after notice and an opportunity for a hearing, shall issue an order directing the employee to repay the amount of any bonus awarded to the employee during the year during which the adverse finding is made.”.

(b) TECHNICAL AND CONFORMING AMENDMENT.—The table of sections for chapter 45 of title 5, United States Code, is amended by adding at the end the following:

“SUBCHAPTER IV—LIMITATIONS ON BONUS AUTHORITY

“4531. Certain forms of misconduct.”.

**SA 3224.** Ms. AYOTTE submitted an amendment intended to be proposed to amendment SA 3060 proposed by Mr. WYDEN to the bill H.R. 3474, to amend the Internal Revenue Code of 1986 to allow employers to exempt employees with health coverage under TRICARE or the Veterans Administration from being taken into account for purposes of the employer mandate under the Patient Protection and Affordable Care Act; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

#### SEC. \_\_. BONUSES.

(a) ADVERSE FINDINGS AND EMPLOYEES UNDER INVESTIGATION.—Chapter 45 of title 5, United States Code, is amended by adding at the end the following:

“Subchapter IV—Limitations on Bonus Authority

“§ 4531. Certain forms of misconduct

“(a) DEFINITIONS.—In this section—

“(1) the term ‘adverse finding’ relating to an employee means a determination that the conduct of the employee—

“(A) violated a policy of the agency for which the employee may be removed or suspended; or

“(B) violated a law for which the employee may be imprisoned of more than 1 year;

“(2) the term ‘agency’ has the meaning given that term under section 551; and

“(3) the term ‘bonus’ means any bonus or cash award, including—

“(A) an award under this chapter;

“(B) an award under section 5384; and

“(C) a retention bonus under section 5754.

“(b) ADVERSE FINDINGS.—

“(1) IN GENERAL.—The head of an agency shall not award a bonus to an employee of

the agency until 5 years after the end of the fiscal year in which the Inspector General or another senior ethics official of the agency or the Comptroller General of the United States makes an adverse finding relating to the employee.

“(2) PREVIOUSLY AWARDED BONUSES.—If the Inspector General or another senior ethics official of the agency or the Comptroller General of the United States makes an adverse finding relating to an employee, the head of the agency employing the employee, after notice and an opportunity for a hearing, shall issue an order directing the employee to repay the amount of any bonus awarded to the employee during the year during which the adverse finding is made.”.

(b) TECHNICAL AND CONFORMING AMENDMENT.—The table of sections for chapter 45 of title 5, United States Code, is amended by adding at the end the following:

“SUBCHAPTER IV—LIMITATIONS ON BONUS AUTHORITY

“4531. Certain forms of misconduct.”.

### AUTHORITY FOR COMMITTEES TO MEET

#### COMMITTEE ON BANKING, HOUSING, AND URBAN AFFAIRS

Mrs. MURRAY. Mr. President, I ask unanimous consent that the Committee on Banking, Housing, and Urban Affairs be authorized to meet during the session of the Senate on May 15, 2014, at 10 a.m.

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

#### COMMITTEE ON COMMERCE, SCIENCE, AND TRANSPORTATION

Mrs. MURRAY. Mr. President, I ask unanimous consent that the Committee on Commerce, Science, and Transportation be authorized to meet during the session of the Senate on May 15, 2014, at 2:30 p.m. in room SR-253 of the Russell Senate Office Building to conduct a hearing entitled, “Surface Transportation Reauthorization: Local Perspectives on Moving America”.

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

#### COMMITTEE ON ENVIRONMENT AND PUBLIC WORKS

Mrs. MURRAY. Mr. President, I ask unanimous consent that the Committee on Environment and Public Works be authorized to meet during the session of the Senate on May 15, 2014, at 9:30 a.m. in room SD-406 of the Dirksen Senate Office Building.

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

#### COMMITTEE ON FOREIGN RELATIONS

Mrs. MURRAY. Mr. President, I ask unanimous consent that the Committee on Foreign Relations be authorized to meet during the session of the Senate on May 15, 2014, at 2:30 p.m.

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

#### COMMITTEE ON HEALTH, EDUCATION, LABOR, AND PENSIONS

Mrs. MURRAY. Mr. President, I ask unanimous consent that the Committee on Health, Education, Labor, and Pensions be authorized to meet, during the session of the Senate, on

May 15, 2014, at 2:30 p.m. in room SD-430 of the Dirksen Senate Office Building to conduct a hearing entitled “Progress and Challenges: The State of Tobacco Use and Regulations in the U.S.”

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

#### COMMITTEE ON VETERANS’ AFFAIRS

Mrs. MURRAY. Mr. President, I ask unanimous consent that the Committee on Veterans’ Affairs be authorized to meet during the session of the Senate on May 15, 2014, at 10 a.m. in room SD-106, of the Dirksen Senate Office Building to conduct a hearing entitled “The State of VA Health Care.”

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

#### PERMANENT SUBCOMMITTEE ON INVESTIGATIONS

Mrs. MURRAY. Mr. President, I ask unanimous consent that the Permanent Subcommittee on Investigations of the Committee on Homeland Security and Governmental Affairs be authorized to meet during the session of the Senate on May 15, 2014, at 9:30 a.m., to conduct a hearing entitled “Online Advertising and Hidden Hazards to Consumer Security and Data Privacy.”

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

#### SELECT COMMITTEE ON INTELLIGENCE

Mrs. MURRAY. Mr. President, I ask unanimous consent that the Select Committee on Intelligence be authorized to meet during the session of the Senate on May 15, 2014, at 2:30 p.m.

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

#### SUBCOMMITTEE ON AFRICAN AFFAIRS

Mrs. MURRAY. Mr. President, I ask unanimous consent that the Committee on Foreign Relations be authorized to meet during the session of the Senate on May 15, 2014, at 10 a.m., to hold an African Affairs subcommittee hearing entitled, “#BringBackOurGirls: Addressing the Threat of Boko Haram.”

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

### NATIONAL PEACE OFFICERS MEMORIAL DAY

Mr. REID. Madam President, I ask unanimous consent that the Senate proceed to the consideration of S. Res. 449.

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

The assistant legislative clerk read as follows:

A resolution (S. Res. 449) commemorating and honoring the dedication and sacrifice of the Federal, State, and local law enforcement officers who have been killed or injured in the line of duty.

There being no objection, the Senate proceeded to consider the resolution.

Mr. LEAHY. Madam President, as chairman of the Senate Judiciary Committee, I am proud to come to the Senate floor today to celebrate the passage of a resolution commemorating and

honoring the dedication and sacrifice of law enforcement officers who have been killed or injured in the line of duty. I urge other Senators to show their support for the men and women who work tirelessly to protect our communities.

This week is National Police Week, a time when thousands of law enforcement officers come to our Nation's Capital, and we pause to honor the sacrifices of our men and women in law enforcement. On Tuesday night the names of 286 officers killed in the line of duty were added to the walls of the National Law Enforcement Officers Memorial, 101 of whom were lost in 2013. The memorial now contains the names of over 20,000 fallen officers.

This resolution pays tribute to those who have fallen, recognizing May 15, 2014, as "National Peace Officers Memorial Day" and calling on the people of the United States to observe that day with solemnity, appreciation, and respect. Earlier today, Senator GRASSLEY and I attended the 33rd Annual National Peace Officers' Memorial service here on the West Front of the Capitol. The event was a somber reminder of the sacrifices that law enforcement officers make every day. We have a responsibility to support them in the critical work they do.

I also urge the Senate to come together to honor law enforcement officers by supporting the passage of both S.933, the Bulletproof Vest Partnership Grant Program, and S. 357, the National Blue Alert Act. These bills are unanimously and strongly supported by law enforcement and passing these bills would provide tangible, life-saving assistance to those who serve on the front lines, protecting our communities.

I thank Senators GRASSLEY, SHAHEEN, WICKER, MARKEY, BEGICH, UDALL of New Mexico, HAGAN, COONS, DURBIN, FRANKEN, BOOKER, LANDRIEU, REED, BLUMENTHAL, SCHATZ, HETTKAMP, FEINSTEIN, UDALL of Colorado, WICKER, PRYOR, HIRONO, CARDIN, COCHRAN, WARNER, MIKULSKI, WARREN, SCHUMER, MURRAY, WHITEHOUSE, DONNELLY, HEINRICH, and KLOBUCHAR for their cosponsorship of this resolution and their support for law enforcement. I am very glad to see this resolution pass.

Mr. REID. Madam President, I ask unanimous consent that the resolution be agreed to, the preamble be agreed to, and the motions to reconsider be considered made and laid upon the table, with no intervening action or debate.

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

The resolution (S. Res. 449) was agreed to.

The preamble was agreed to.  
(The resolution, with its preamble, is printed in today's RECORD under "Submitted Resolutions.")

#### KIDS TO PARKS DAY

Mr. REID. Madam President, I ask unanimous consent that the Senate

proceed to the consideration of S. Res. 450.

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

The assistant legislative clerk read as follows:

A resolution (S. Res. 450) designating May 17, 2014, as "Kids to Parks Day."

There being no objection, the Senate proceeded to consider the resolution.

Mr. REID. I ask unanimous consent that the resolution be agreed to, the preamble be agreed to, and the motions to reconsider be considered made and laid upon the table, with no intervening action or debate.

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

The resolution (S. Res. 450) was agreed to.

The preamble was agreed to.

(The resolution, with its preamble, is printed in today's RECORD under "Submitted Resolutions.")

#### ORDERS THROUGH TUESDAY, MAY 20, 2014

Mr. REID. Madam President, I ask unanimous consent that when the Senate completes its business today, it adjourn until 11 a.m. on Monday, May 19, 2014, for a pro forma session with no business conducted; that following the pro forma session, the Senate adjourn until 10 a.m. on Tuesday, May 20, 2014; that following the prayer and pledge, the morning hour be deemed expired, the Journal of proceedings be approved to date, and the time for the two leaders be reserved for their use later in the day; that following any leader remarks, the Senate proceed to a period of morning business until 5:30 p.m., with Senators permitted to speak therein for up to 10 minutes each, with the time from 2:30 p.m. until 5:30 p.m. equally divided or controlled between the two leaders or their designees; further, that the Senate recess from 12:30 p.m. until 2:15 p.m. to allow for the weekly caucus meetings; that at 5:30 p.m. the Senate proceed to executive session to consider the Costa nomination, as provided for under the previous order; that upon disposition of the Costa nomination, the cloture vote with respect to Executive Calendar No. 768, the Fischer nomination, occur; finally, that the cloture vote with respect to the Barron nomination occur upon disposition of the Fischer nomination.

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

#### PROGRAM

Mr. REID. Madam President, I believe there will be at least two rollcall votes on Tuesday at 5:30 p.m.

#### ADJOURNMENT UNTIL MONDAY, MAY 19, 2014, AT 11 A.M.

Mr. REID. If there is no further business to come before the Senate, I ask

unanimous consent that it adjourn under the previous order.

There being no objection, the Senate, at 5:40 p.m., adjourned until Monday, May 19, 2014, at 11 a.m.

#### NOMINATIONS

Executive nominations received by the Senate:

##### CONSUMER PRODUCT SAFETY COMMISSION

ROBERT S. ADLER, OF THE DISTRICT OF COLUMBIA, TO BE A COMMISSIONER OF THE CONSUMER PRODUCT SAFETY COMMISSION FOR A TERM OF SEVEN YEARS FROM OCTOBER 27, 2014. (REAPPOINTMENT)

##### DEPARTMENT OF TRANSPORTATION

VICTOR M. MENDEZ, OF ARIZONA, TO BE DEPUTY SECRETARY OF TRANSPORTATION, VICE JOHN D. PORCARI, RESIGNED.

PETER M. ROGOFF, OF VIRGINIA, TO BE UNDER SECRETARY OF TRANSPORTATION FOR POLICY, VICE POLLY ELLEN TROTTEMBERG, RESIGNED.

##### DEPARTMENT OF STATE

THEODORE G. OSIUS III, OF MARYLAND, A CAREER MEMBER OF THE SENIOR FOREIGN SERVICE, CLASS OF MINISTER-COUNSELOR, TO BE AMBASSADOR EXTRAORDINARY AND PLENIPOTENTIARY OF THE UNITED STATES OF AMERICA TO THE SOCIALIST REPUBLIC OF VIETNAM. JOAN A. POLASCHIK, OF VIRGINIA, A CAREER MEMBER OF THE SENIOR FOREIGN SERVICE, CLASS OF COUNSELOR, TO BE AMBASSADOR EXTRAORDINARY AND PLENIPOTENTIARY OF THE UNITED STATES OF AMERICA TO THE PEOPLE'S DEMOCRATIC REPUBLIC OF ALGERIA.

##### IN THE AIR FORCE

THE FOLLOWING NAMED OFFICERS FOR REGULAR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES AIR FORCE UNDER TITLE 10, U.S.C., SECTION 531:

##### To be major

ERICH M. GAUGER  
ROBERT M. KOHUT  
SETH B. MCCORD  
MICHAEL P. PALMER  
JERMAL M. SCARBROUGH  
VINCENT M. TIMPONE  
TIMOTHY P. VANDERBILT  
TIMOTHY J. ZIELICKE

THE FOLLOWING NAMED INDIVIDUALS FOR REGULAR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES AIR FORCE UNDER TITLE 10, U.S.C., SECTION 531:

##### To be major

ANTHONY F. FONTENOS, F  
VU T. NGUYEN

THE FOLLOWING NAMED AIR NATIONAL GUARD OF THE UNITED STATES OFFICERS FOR APPOINTMENT TO THE GRADE INDICATED IN THE RESERVE OF THE AIR FORCE UNDER TITLE 10, U.S.C., SECTIONS 12203 AND 12212:

##### To be colonel

TAFT OWEN AUJERO  
PETER G. BAILEY  
SHELLY LEIGH BAUSCH  
BRANDON K. BEIGHTOL  
MONICA M. BLAKLEY  
CHARLES IRWIN BLANK III  
CHRISTOPHER M. BLOMQUIST  
SCOTT ALAN BLUM  
JOHN EDWARD BOLLARD  
WILLIAM V. BOOTHMAN  
CRAIG DAVID BORGSTROM  
STEVEN P. BRANCHE  
ALONZO L. BRISTOL III  
IAN B. W. BRYAN  
MICHAEL T. BUTLER  
BRIAN LEE CALLAHAN  
MICHAEL E. CALLAHAN  
LOUIS VELENO CAMPBELL IV  
CHRISTOPHER C. CASSON  
JONATHAN C. COX  
EDWARD HAMILTON CREWS  
EMILY JEAN DESROSIER  
MATTHEW K. DOGGETT  
PATRICK W. DONALDSON  
JEFFREY B. EDWARDS  
RAYMOND FIGUEROA  
CESAR RODRIGUEZ GARDUNO  
JAMES D. GLOSS  
ANTHONY H. GREEN  
JOHN MARTIN GREEN  
JOHN M. GRIMES  
TOMMY GUNTER, JR.  
ROBERT EDWARD HAGEL  
RONALD J. HALLLEY  
HENRY UPHAM HARDER, JR.  
GEORGE ROY HAYNES  
WILLIAM GEORGE HENDERSON  
DONALD F. HENRY  
DOUGLAS W. HIRE  
TODD D. HIRNISEN  
MARK A. HOPSON  
PATRICK J. HOVER  
PAUL D. JOHNSON