

serve that interest, and why no reasonable less restrictive alternative exists.

“(3) PSEUDONYM REQUIRED.—In the absence of written consent of the woman upon whom an abortion has been performed or attempted, any party, other than a public official, who brings an action under this section shall do so under a pseudonym.

“(4) LIMITATION.—This subsection shall not be construed to conceal the identity of the plaintiff or of witnesses from the defendant or from attorneys for the defendant.

“(h) DEFINITIONS.—

“(1) The term ‘abortion’ means the act of using or prescribing any instrument, medicine, drug, or any other substance, device, or means with the intent to terminate the clinically diagnosable pregnancy of a woman, with knowledge that the termination by those means will with reasonable likelihood cause the death of the unborn child, unless the act is done with the intent to—

“(A) save the life or preserve the health of the unborn child;

“(B) remove a dead unborn child caused by spontaneous abortion; or

“(C) remove an ectopic pregnancy.

“(2) The term ‘sex-selection abortion’ is an abortion undertaken for purposes of eliminating an unborn child based on the sex or gender of the child.”

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

“250. Discrimination against the unborn on the basis of sex.”

#### SEC. 04. SEVERABILITY.

If any portion of this title or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect the portions or applications of this title which can be given effect without the invalid portion or application.

#### SEC. 05. RULE OF CONSTRUCTION.

Nothing in this title shall be construed to require that a healthcare provider has an affirmative duty to inquire as to the motivation for the abortion, absent the healthcare provider having knowledge or information that the abortion is being sought based on the sex or gender of the child.

**SA 3560.** Mrs. SHAHEEN submitted an amendment intended to be proposed by her to the bill S. 2609, to restore States’ sovereign rights to enforce State and local sales and use tax laws, and for other purposes; which was ordered to lie on the table; as follows:

At the end of section 101, insert the following:

(d) LIMITATION.—

(1) IN GENERAL.—The authority granted under subsections (a) and (b) shall not apply with respect to any remote seller that is not a qualifying remote seller.

(2) QUALIFYING REMOTE SELLER.—For purposes of this subsection—

(A) IN GENERAL.—The term “qualifying remote seller” means—

(i) any remote seller that meets the ownership requirements of subparagraph (B); or

(ii) any remote seller the majority of domestic employees of which are primarily employed at a location in a participating State.

(B) OWNERSHIP REQUIREMENTS.—A remote seller meets the ownership requirements of this subparagraph if—

(i) in the case of a remote seller that is a publicly traded corporation, more than 50 percent of the covered employees (as defined in section 162(m)(3)) of the Internal Revenue Code of 1986) of such corporation reside in participating States;

(ii) in the case of a remote seller that is a corporation (other than a publicly traded corporation), more than 50 percent of the stock (by vote or value) of such corporation is held by individuals residing in participating States;

(iii) in the case of a remote seller that is a partnership, more than 50 percent of the profits interests or capital interests in such partnership is held by individuals residing in participating States; and

(iv) in the case of any other remote seller, more than 50 percent of the beneficial interests in the entity is held by individuals residing in participating States.

(C) ATTRIBUTION RULES.—For purposes of subparagraph (B), the rules of section 318(a) of the Internal Revenue Code of 1986 shall apply.

(D) AGGREGATION RULES.—For purposes of this paragraph, all persons treated as a single employer under subsection (a) or (b) of section 52 of the Internal Revenue Code of 1986 or subsection (m) or (o) of section 414 of such Code shall be treated as one person.

(3) PARTICIPATING STATE.—The term “participating State” means—

(A) a Member State under the Streamlined Sales and Use Tax Agreement which has exercised authority under subsection (a); or

(B) a State that—

(i) is not a Member State under the Streamlined Sales and Use Tax Agreement; and

(ii) has met the requirements of paragraphs (1) and (2) of subsection (b) for exercising the authority granted under such subsection.

**SA 3561.** Mrs. SHAHEEN submitted an amendment intended to be proposed by her to the bill S. 2609, to restore States’ sovereign rights to enforce State and local sales and use tax laws, and for other purposes; which was ordered to lie on the table; as follows:

At the end of section 102, insert the following:

(i) TRANSFER OF DATA.—Nothing in this Act shall be construed as requiring any State to transfer data relating to the audit or collection of sales and use taxes.

**SA 3562.** Mrs. SHAHEEN submitted an amendment intended to be proposed by her to the bill S. 2609, to restore States’ sovereign rights to enforce State and local sales and use tax laws, and for other purposes; which was ordered to lie on the table; as follows:

At the end of section 101, insert the following:

(d) EXCEPTION FOR REMOTE SELLERS INCORPORATED IN STATES THAT DO NOT HAVE SALES TAX.—A State is not authorized to require a remote seller to collect sales and use taxes under this Act if the remote seller is incorporated in a State that does not collect sales and use taxes with respect to products and services sold in such State.

**SA 3563.** Mr. MENENDEZ submitted an amendment intended to be proposed by him to the bill S. 2410, to authorize appropriations for fiscal year 2015 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle H of title X, add the following:

#### SEC. 1087. RELEASE OF REPORT ON ENERGY AND COST SAVINGS IN NONBUILDING APPLICATIONS.

Not later than 15 days after the date of enactment of this Act, the Secretary of Energy and the Secretary of Defense shall submit to the Committee on Armed Services and the Committee on Energy and Natural Resources of the Senate the report on the results of the study of energy and cost savings in nonbuilding applications required under section 518(b) of the Energy Independence and Security Act of 2007 (Public Law 110-140; 121 Stat. 1660).

#### AUTHORITY FOR COMMITTEES TO MEET

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

Mr. MERKLEY. Mr. President, I ask unanimous consent that the Subcommittee on Strategic Forces of the Committee on Armed Services and the Committee on Commerce, Science, and Transportation be authorized to meet during the session of the Senate on July 16, 2014, at 9:30 a.m.

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

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

Mr. MERKLEY. 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 July 16, 2014, at 2:30 p.m. in room SR-253 of the Russell Senate Office Building to conduct a hearing entitled, “At a Tipping Point: Consumer Choice, Consolidation and the Future Video Marketplace.”

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

##### COMMITTEE ON FINANCE

Mr. MERKLEY. Mr. President, I ask unanimous consent that the Finance Committee be authorized to meet during the session of the Senate on July 16, 2014, at 10 a.m., in room SD-215 of the Dirksen Senate Office Building.

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

##### COMMITTEE ON FOREIGN RELATIONS

Mr. MERKLEY. Mr. President, I ask unanimous consent that the Committee on Foreign Relations be authorized to meet during the session of the Senate on July 16, 2014, at 10 a.m.

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

##### COMMITTEE ON HOMELAND SECURITY AND GOVERNMENTAL AFFAIRS

Mr. MERKLEY. Mr. President, I ask unanimous consent that the Committee on Homeland Security and Governmental Affairs be authorized to meet during the session of the Senate on July 16, 2014, at 10 a.m. to conduct a hearing entitled “Challenges at the Border: Examining and Addressing the Root Causes Behind the Rise in Apprehensions at the Southern Border.”

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

##### COMMITTEE ON INDIAN AFFAIRS

Mr. MERKLEY. Mr. President, I ask unanimous consent that the Committee on Indian Affairs be authorized

to meet during the session of the Senate on July 16, 2014, in room SD-628 of the Dirksen Senate Office Building, at 2:30 p.m., to conduct a hearing entitled "Improving the Trust System: Continuing Oversight of the Department of the Interior's Land Buy-Back Program."

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

#### COMMITTEE ON VETERAN'S AFFAIRS

Mr. MERKLEY. Mr. President, I ask unanimous consent that the Committee on Veteran's Affairs be authorized to meet during the session of the Senate on July 16, 2014, at 10 a.m. in room SD-G50 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.

#### SUBCOMMITTEE ON FINANCIAL INSTITUTIONS AND CONSUMER PROTECTION

Mr. MERKLEY. Mr. President, I ask unanimous consent that the Committee on Banking, Housing, and Urban Affairs Subcommittee on Financial Institutions and Consumer Protection be authorized to meet during the session of the Senate on July 16, 2014, at 10 a.m., to conduct a hearing entitled "What Makes A Bank Systemically Important?"

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

#### SUBCOMMITTEE ON NEAR EASTERN AND SOUTH CENTRAL ASIAN AFFAIRS

Mr. MERKLEY. Mr. President, I ask unanimous consent that the Committee on Foreign Relations be authorized to meet during the session of the Senate on July 16, 2014, at 3 p.m., to hold a Near Eastern and South Central Asian Affairs subcommittee hearing entitled, "Indispensable Partners—Reenergizing US-India Ties."

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

#### SUBCOMMITTEE ON STRATEGIC FORCES

Mr. MERKLEY. Mr. President, I ask unanimous consent that the Committee on Commerce, Science, and Transportation be authorized to hold a joint hearing with the Senate Committee on Armed Services, Subcommittee on Strategic Forces during the session of the Senate on July 16, 2014, at 9:30 a.m. in room SH-216 of the Hart Senate Office Building to conduct a hearing entitled, "Options for Assuring Domestic Space Access."

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

#### SUBCOMMITTEE ON WATER AND WILDLIFE

Mr. MERKLEY. Mr. President, I ask unanimous consent that the Subcommittee on Water and Wildlife of the Committee on Environment and Public Works be authorized to meet during the session of the Senate on July 16, 2014 at 3 p.m. in room SD-406 of the Dirksen Senate Office Building.

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

#### SPECIAL COMMITTEE ON AGING

Mr. MERKLEY. Mr. President, I ask unanimous consent that the Special

Committee on Aging be authorized to meet during the session of the Senate on July 16, 2014, in room SD-562 of the Dirksen Senate Office Building at 1:30 p.m. to conduct a hearing entitled "Hanging Up on Phone Scams: Progress and Potential Solutions to this Scourge."

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

#### PRIVILEGES OF THE FLOOR

Mrs. SHAHEEN. Mr. President, I ask unanimous consent that fellows in my office: Annie Dreazen and Lemeneh Tefera be granted floor privileges for the remainder of the 113th Congress.

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

Mr. MERKLEY. Mr. President, I ask unanimous consent that my intern, Haley Wilson, be granted privileges of the floor for today.

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

Mr. MARKEY. Mr. President, I ask unanimous consent that a fellow in my office, Lisa Foster, be granted privileges of the floor until the end of September.

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

Mr. REID. I ask unanimous consent that Hannah Van Demark, Julia Sferlazzo, and Zachary Nash, interns on the banking committee staff, be granted floor privileges for the duration of the consideration of S. 2244, the Terrorism Risk Insurance Program Reauthorization Act of 2014.

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

#### SEAN AND DAVID GOLDMAN INTERNATIONAL CHILD ABDUCTION PREVENTION AND RETURN ACT OF 2014

Mr. REID. Mr. President, I ask unanimous consent that the Senate proceed to the consideration of Calendar No. 450, H.R. 3212.

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

The assistant legislative clerk read as follows:

A bill (H.R. 3212) to ensure compliance with the 1980 Hague Convention on the Civil Aspects of International Child Abduction by countries with which the United States enjoys reciprocal obligations, to establish procedures for the prompt return of children abducted to other countries, and for other purposes.

There being no objection, the Senate proceeded to consider the bill, which had been reported from the Committee on Foreign Relations, with an amendment to strike all after the enacting clause and insert in lieu thereof the following:

#### SECTION 1. SHORT TITLE AND TABLE OF CONTENTS.

(a) *SHORT TITLE.*—This Act may be cited as the "Sean and David Goldman International Child Abduction Prevention and Return Act of 2014".

(b) *TABLE OF CONTENTS.*—The table of contents for this Act is as follows:

Sec. 1. Short title and table of contents.

Sec. 2. Findings; sense of Congress; purposes.

Sec. 3. Definitions.

#### TITLE I—DEPARTMENT OF STATE ACTIONS

Sec. 101. Annual report.

Sec. 102. Standards and assistance.

Sec. 103. Bilateral procedures, including memoranda of understanding.

Sec. 104. Report to congressional representatives.

#### TITLE II—ACTIONS BY THE SECRETARY OF STATE

Sec. 201. Response to international child abductions.

Sec. 202. Actions by the Secretary of State in response to patterns of noncompliance in cases of international child abductions.

Sec. 203. Consultations with foreign governments.

Sec. 204. Waiver by the Secretary of State.

Sec. 205. Termination of actions by the Secretary of State.

#### TITLE III—PREVENTION OF INTERNATIONAL CHILD ABDUCTION

Sec. 301. Preventing children from leaving the United States in violation of a court order.

Sec. 302. Authorization for judicial training on international parental child abduction.

#### SEC. 2. FINDINGS; SENSE OF CONGRESS; PURPOSES.

(a) *FINDINGS.*—Congress finds the following:

(1) Sean Goldman, a United States citizen and resident of New Jersey, was abducted from the United States in 2004 and separated from his father, David Goldman, who spent nearly 6 years battling for the return of his son from Brazil before Sean was finally returned to Mr. Goldman's custody on December 24, 2009.

(2) The Department of State's Office of Children's Issues, which serves as the Central Authority of the United States for the purposes of the 1980 Hague Convention on the Civil Aspects of International Child Abduction (referred to in this Act as the "Hague Abduction Convention"), has received thousands of requests since 2007 for assistance in the return to the United States of children who have been wrongfully abducted by a parent or other legal guardian to another country.

(3) For a variety of reasons reflecting the significant obstacles to the recovery of abducted children, as well as the legal and factual complexity involving such cases, not all cases are reported to the Central Authority of the United States.

(4) More than 1,000 outgoing international child abductions are reported every year to the Central Authority of the United States, which depends solely on proactive reporting of abduction cases.

(5) Only about one-half of the children abducted from the United States to countries with which the United States enjoys reciprocal obligations under the Hague Abduction Convention are returned to the United States.

(6) The United States and other Convention countries have expressed their desire, through the Hague Abduction Convention, "to protect children internationally from the harmful effects of their wrongful removal or retention and to establish procedures to ensure their prompt return to the State of their habitual residence, as well as to secure protection for rights of access."

(7) Compliance by the United States and other Convention countries depends on the actions of their designated central authorities, the performance of their judicial systems as reflected in the legal process and decisions rendered to enforce or effectuate the Hague Abduction Convention, and the ability and willingness of their