to the bill S. 2410, supra; which was ordered to lie on the table.

SA 3711. Mrs. MCCASKILL submitted an amendment intended to be proposed by her to the bill S. 2410, supra; which was ordered to lie on the table.

SA 3712. Mrs. MCCASKILL submitted an amendment intended to be proposed by her to the bill S. 2410, supra; which was ordered to lie on the table.

SA 3713. Mr. BEGICH submitted an amendment intended to be proposed by him to the bill S. 2410, supra; which was ordered to lie on the table.

SA 3714. Mr. BEGICH submitted an amendment intended to be proposed by him to the bill S. 2410, supra; which was ordered to lie on the table.

SA 3715. Mr. CASEY (for himself, Ms. AYOTTE, Mrs. BOXER, Mr. WARNER, and Mrs. SHAHEEN) submitted an amendment intended to be proposed by him to the bill S. 2410, supra; which was ordered to lie on the table.

SA 3716. Mr. MCCAIN (for himself, Mr. FLAKE, and Mr. BARRASSO) submitted an amendment intended to be proposed by him to the bill S. 2648, making emergency supplemental appropriations for the fiscal year ending September 30, 2014, and for other purposes; which was ordered to lie on the table.

SA 3717. Mr. RISCH 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.

SA 3718. Mr. RISCH submitted an amendment intended to be proposed by him to the bill S. 2410, supra; which was ordered to lie on the table.

SA 3719. Mr. WICKER submitted an amendment intended to be proposed by him to the bill S. 2648, making emergency supplemental appropriations for the fiscal year ending September 30, 2014, and for other purposes; which was ordered to lie on the table.

SA 3720. Mr. CRUZ (for himself, Mr. SESSIONS, Mr. VITTER, Mr. INHOFE, Mr. LEE, Mr. JOHANNS, and Mr. BOOZMAN) submitted an amendment intended to be proposed by him to the bill S. 2648, supra; which was ordered to lie on the table.

SA 3721. Mr. WHITEHOUSE 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.

SA 3722. Mr. REED (for himself and Mr. HELLER) submitted an amendment intended to be proposed by him to the bill S. 2648, making emergency supplemental appropriations for the fiscal year ending September 30, 2014, and for other purposes; which was ordered to lie on the table.

TEXT OF AMENDMENTS

SA 3706. Mrs. MCCASKILL submitted an amendment intended to be proposed by her 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. REPORT ON POW/MIA POLICIES.

(a) IN GENERAL.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the congressional defense committees a report on policies and proposals for providing access to information and documents to the next of kin of missing service personnel, including under chapter 76 of title 10, United States Code, as amended by section 911.

(b) ELEMENTS.—The report required under subsection (a) shall include the following elements:

(1) A description of information and documents to be provided to the next of kin, including the status of recovery efforts and service records.

(2) A description of the Department's plans, if any, to review the classification status of records related to past covered conflicts and missing service personnel.

(3) An assessment of whether it is feasible and advisable to develop a public interface for any database of missing personnel being developed.

SA 3707. Mrs. MCCASKILL submitted an amendment intended to be proposed by her 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 C of title VIII, add the following:

SEC. 846. PROGRAM FRAUD CIVIL REMEDIES STATUTE FOR THE DEPARTMENT OF DEFENSE AND THE NATIONAL AERONAUTICS AND SPACE ADMINISTRATION.

(a) PURPOSE.—The purpose of this section is to provide the Secretary of Defense and the Administrator of the National Aeronautics and Space Administration with an effective administrative remedy to obtain recompense for the Department of Defense and the National Aeronautics and Space Administration for losses resulting from the submission to the Department or the Administration, respectively, of false, fictitious, or fraudulent claims and statements.

(b) PROGRAM FRAUD CIVIL REMEDIES.—

(1) IN GENERAL.—Part IV of subtitle A of title 10, United States Code, is amended by inserting after chapter 163 the following new chapter:

"CHAPTER 164—ADMINISTRATIVE REMEDIES FOR FALSE CLAIMS AND STATEMENTS

"2751. Applicability of chapter; definitions.

"§ 2751. Applicability of chapter; definitions

"(a) APPLICABILITY OF CHAPTER.—This chapter applies to the following agencies:

"(1) The Department of Defense.

"(2) The National Aeronautics and Space Administration.

"(b) DEFINITIONS.—In this chapter:

"(1) HEAD OF AN AGENCY.—The term 'head of an agency' means the Secretary of Defense and the Administrator of the National Aeronautics and Space Administration.

"(2) CLAIM.—The term 'claim' means any request, demand, or submission—

"(A) made to the head of an agency for property, services, or money (including money representing grants, loans, insurance, or benefits);

"(B) made to a recipient of property, services, or money received directly or indirectly from the head of an agency or to a party to a contract with the head of an agency—

"(i) for property or services if the United States—

"(I) provided such property or services;

"(II) provided any portion of the funds for the purchase of such property or services; or

"(III) will reimburse such recipient or party for the purchase of such property or services; or

"(ii) for the payment of money (including money representing grants, loans, insurance, or benefits) if the United States—

"(I) provided any portion of the money requested or demanded; or

"(II) will reimburse such recipient or party for any portion of the money paid on such request or demand; or

"(C) made to the head of an agency which has the effect of decreasing an obligation to pay or account for property, services, or money.

"(3) KNOWS OR HAS REASON TO KNOW.—The term 'knows or has reason to know', for purposes of establishing liability under section 2752 of this title, means that a person, with respect to a claim or statement—

"(A) has actual knowledge that the claim or statement is false, fictitious, or fraudulent;

"(B) acts in deliberate ignorance of the truth or falsity of the claim or statement; or

"(C) acts in reckless disregard of the truth or falsity of the claim or statement, and no proof of specific intent to defraud is required.

"(4) RESPONSIBLE OFFICIAL.—The term 'responsible official' means a designated debarring and suspending official of the agency named in subsection (a).

"(5) RESPONDENT.—The term 'respondent' means a person who has received notice from a responsible official asserting liability under section 2752 of this title.

"(6) STATEMENT.—The term 'statement' means any representation, certification, affirmation, document, record, or an accounting or bookkeeping entry made—

"(A) with respect to a claim or to obtain the approval or payment of a claim (including relating to eligibility to make a claim); or

"(B) with respect to (including relating to eligibility for)—

"(i) a contract with, or a bid or proposal for a contract with, the head of an agency; or

"(ii) a grant, loan, or benefit from the head of an agency.

"(c) CLAIMS.—For purposes of paragraph (2) of subsection (b)—

"(1) each voucher, invoice, claim form, or other individual request or demand for property, services, or money constitutes a separate claim;

"(2) each claim for property, services, or money is subject to this chapter regardless of whether such property, services, or money is actually delivered or paid; and

"(3) a claim shall be considered made, presented, or submitted to the head of an agency, recipient, or party when such claim is actually made to an agent, fiscal intermediary, or other entity acting for or on behalf of such authority, recipient, or party.

"(d) STATEMENTS.—For purposes of paragraph (6) of subsection (b)—

''(1) each written representation, certification, or affirmation constitutes a separate statement; and

''(2) a statement shall be considered made, presented, or submitted to the head of an agency when such statement is actually made to an agent, fiscal intermediary, or other entity acting for or on behalf of such authority.

''§ 2752. False claims and statements; liability

''(a) FALSE CLAIMS.—Any person who makes, presents, or submits, or causes to be made, presented, or submitted, to the head of an agency a claim that the person knows or has reason to know—

''(1) is false, fictitious, or fraudulent;

''(2) includes or is supported by any written statement which asserts a material fact this is false, fictitious, or fraudulent;

''(3) includes or is supported by any written statement that—

''(A) omits a material fact;

''(B) is false, fictitious, or fraudulent as a result of such omission; and

''(C) is made, presented, or submitted by a person who has a duty to include such material fact; or

''(4) is for payment for the provision of property or services which the person has not provided as claimed,

shall, in addition to any other remedy that may be prescribed by law, be subject to a civil penalty of not more than $5,000 for each such claim. Such person shall also be subject to an assessment of not more than twice the amount of such claim, or the portion of such claim which is determined by the responsible official to be in violation of the preceding sentence.

''(b) FALSE STATEMENTS.—Any person who makes, presents, submits, or causes to be made, presented, or submitted, a written statement in conjunction with a procurement program or acquisition of the an agency named in section 2751(a) of this title that—

''(1) the person knows or has reason to know—

''(A) asserts a material fact that is false, fictitious, or fraudulent; or

''(B)(i) omits a material fact; and

''(ii) is false, fictitious, or fraudulent as a result of such omission;

''(2) in the case of a statement described in subparagraph (B) of paragraph (1), is a statement in which the person making, presenting, or submitting such statement has a duty to include such material fact; and

''(3) contains or is accompanied by an express certification or affirmation of the truthfulness and accuracy of the contents of the statement,

shall be subject to, in addition to any other remedy that may be prescribed by law, a civil penalty of not more than $5,000 for each such statement.

''§ 2753. Hearing and determinations

''(a) TRANSMITTAL OF NOTICE TO ATTORNEY GENERAL.—If a responsible official determines that there is adequate evidence to believe that a person is liable under section 2752 of this title, the responsible official shall transmit to the Attorney General, or any other officer or employee of the Department of Justice designated by the Attorney General, a written notice of the intention of such official to initiate an action under this section. The notice shall include the following:

''(1) A statement of the reasons for initiating an action under this section.

''(2) A statement specifying the evidence which supports liability under section 2752 of this title.

''(3) A description of the claims or statements for which liability under section 2752 of this title is alleged.

''(4) An estimate of the penalties and assessments that will be demanded under section 2752 of this title.

''(5) A statement of any exculpatory or mitigating circumstances which may relate to such claims or statements.

''(b) STATEMENT FROM ATTORNEY GENERAL.—(1) Within 90 days after receipt of a notice from a responsible official under subsection (a), the Attorney General, or any other officer or employee of the Department of Justice designated by the Attorney General, shall transmit a written statement to the responsible official which specifies—

''(A) that the Attorney General, or any other officer or employee of the Department of Justice designated by the Attorney General, approves or disapproves initiating an action under this section based on the allegations of liability stated in such notice; and

''(B) in any case in which the initiation of an action under this section is disapproved, the reasons for such disapproval.

''(2) If at any time after the initiation of an action under this section the Attorney General, or any other officer or employee of the Department of Justice designated by the Attorney General, transmits to a responsible official a written determination that the continuation of any action under this section may adversely affect any pending or potential criminal or civil action, such action shall be immediately stayed and may be resumed only upon written authorization from the Attorney General, or any other officer or employee of the Department of Justice designated by the Attorney General.

''(c) LIMITATION ON AMOUNT OF CLAIM THAT MAY BE PURSUED UNDER THIS SECTION.—No action shall be initiated under this section, nor shall any assessment be imposed under this section, if the total amount of the claim determined by the responsible official to violate section 2752(a) of this title exceeds $500,000. The $500,000 threshold does not include penalties or any assessment permitted under section 2752(a) of this title greater than the amount of the claim determined by the responsible official to violate such section.

''(d) PROCEDURES FOR RESOLVING CLAIMS.—(1) Upon receiving approval under subsection (b) to initiate an action under this section, the responsible official shall mail, by registered or certified mail, or other similar commercial means, or shall deliver, a notice to the person alleged to be liable under section 2752 of this title. Such notice shall specify the allegations of liability against such person, specify the total amount of penalties and assessments sought by the United States, advise the person of the opportunity to submit facts and arguments in opposition to the allegations set forth in the notice, advise the person of the opportunity to submit offers of settlement or proposals of adjustment, and advise the person of the procedures of the agency governing the resolution of actions initiated under this section.

''(2) Within 30 days after receiving a notice under paragraph (1), or any additional period of time granted by the responsible official, the respondent may submit in person, in writing, or through a representative, facts and arguments in opposition to the allegations set forth in the notice, including any additional information that raises a genuine dispute of material fact.

''(3) If the respondent fails to respond within 30 days, or any additional time granted by the responsible official, the responsible official may issue a written decision disposing of the matters raised in the notice. Such decision shall be based on the record before the responsible official. If the responsible official concludes that the respondent is liable under section 2752 of this title, the decision shall include the findings of fact and conclusions of law which the responsible official relied upon in determining that the respondent is liable, and the amount of any penalty or assessment to be imposed on the respondent. Any such determination shall be based on a preponderance of the evidence. The responsible official shall promptly send to the respondent a copy of the decision by registered or certified mail, or other similar commercial means, or shall hand deliver a copy of the decision.

''(4) If the respondent makes a timely submission, and the responsible official determines that the respondent has not raised any genuine dispute of material fact, the responsible official may issue a written decision disposing of the matters raised in the notice. Such decision shall be based on the record before the responsible official. If the responsible official concludes that the respondent is liable under section 2752 of this title, the decision shall include the findings of fact and conclusions of law which the responsible official relied upon in determining that the respondent is liable, and the amount of any penalty or assessment to be imposed on the respondent. Any such determination shall be based on a preponderance of the evidence. The responsible official shall promptly send to the respondent a copy of the decision by registered or certified mail, or other similar commercial means, or shall hand deliver a copy of the decision.

''(5) If the respondent makes a timely submission, and the responsible official determines that the respondent has raised a genuine dispute of material fact, the responsible official shall commence a hearing to resolve the genuinely disputed material facts by mailing by registered or certified mail, or other similar commercial means, or by hand delivery of, a notice informing the respondent of—

''(A) the time, place, and nature of the hearing;

''(B) the legal authority under which the hearing is to be held;

''(C) the material facts determined by the responsible official to be genuinely in dispute that will be the subject of the hearing; and

''(D) a description of the procedures for the conduct of the hearing.

''(6) The responsible official and any person against whom liability is asserted under this chapter may agree to a compromise or settle an action at any time. Any compromise or settlement must be in writing.

''(e) RESPONDENT ENTITLED TO COPY OF THE RECORD.—At any time after receiving a notice under paragraph (1) of subsection (d), the respondent shall be entitled to a copy of the entire record before the responsible official.

''(f) HEARINGS.—Any hearing commenced under this section shall be conducted by the responsible official, or a fact-finder designated by the responsible official, solely to resolve genuinely disputed material facts identified by the responsible official and set forth in the notice to the respondent.

''(g) PROCEDURES FOR HEARINGS.—(1) Each hearing shall be conducted under procedures prescribed by the head of the agency. Such procedures shall include the following:

''(A) The provision of written notice of the hearing to the respondent, including written notice of—

''(i) the time, place, and nature of the hearing;

''(ii) the legal authority under which the hearing is to be held;

''(iii) the material facts determined by the responsible official to be genuinely in dispute that will be the subject of the hearing; and

''(iv) a description of the procedures for the conduct of the hearing.

''(B) The opportunity for the respondent to present facts and arguments through oral or documentary evidence, to submit rebuttal evidence, and to conduct such cross-examination as may be required to resolve any genuinely disputed material facts identified by the responsible official.

''(C) The opportunity for the respondent to be accompanied, represented, and advised by counsel or such other qualified representative as the head of the agency may specify in such procedures.

''(2) For the purpose of conducting hearings under this section, the responsible official is authorized to administer oaths or affirmations.

''(3) Hearings shall be held at the responsible official's office, or at such other place as may be agreed upon by the respondent and the responsible official.

''(h) DECISION FOLLOWING HEARING.—The responsible official shall issue a written decision within 60 days after the conclusion of the hearing. That decision shall set forth specific findings of fact resolving the genuinely disputed material facts that were the subject of the hearing. The written decision shall also dispose of the matters raised in the notice required under paragraph (1) of subsection (d). If the responsible official concludes that the respondent is liable under section 2752 of this title, the decision shall include the findings of fact and conclusions of law which the responsible official relied upon in determining that the respondent is liable, and the amount of any penalty or assessment to be imposed on the respondent. Any decisions issued under this subsection shall be based on the record before the responsible official and shall be supported by a preponderance of the evidence. The responsible official shall promptly send to the respondent a copy of the decision by registered or certified mail, or other similar commercial means, or shall hand deliver a copy of the decision.

''§ 2754. Payment; interest on late payments

''(a) PAYMENT OF ASSESSMENTS AND PENALTIES.—A respondent shall render payment of any assessment and penalty imposed by a responsible official, or any amount otherwise agreed to as part of a settlement or adjustment, not later than the date—

''(1) that is 30 days after the date of the receipt by the respondent of the responsible official's decision; or

''(2) as otherwise agreed to by the respondent and the responsible official.

''(b) INTEREST.—If there is an unpaid balance as of the date determined under subsection (a), interest shall accrue from that date on any unpaid balance. The rate of interest charged shall be the rate in effect as of that date that is published by the Secretary of the Treasury under section 3717 of title 31.

''(c) TREATMENT OF RECEIPTS.—All penalties, assessments, or interest paid, collected, or otherwise recovered under this chapter shall be deposited into the Treasury as miscellaneous receipts as provided in section 3302 of title 31.

''§ 2755. Judicial review

''A decision by a responsible official under section 2753(d) or 2753(h) of this title shall be final. Any such final decision is subject to judicial review only under chapter 7 of title 5.

''§ 2756. Collection of civil penalties and assessments

''(a) JUDICIAL ENFORCEMENT OF CIVIL PENALTIES AND ASSESSMENTS.—The Attorney General shall be responsible for judicial enforcement of any civil penalty or assessment imposed under this chapter.

''(b) CIVIL ACTIONS FOR RECOVERY.—Any penalty or assessment imposed in a decision by a responsible official, or amounts otherwise agreed to as part of a settlement or adjustment, along with any accrued interest, may be recovered in a civil action brought by the Attorney General. In any such action, no matter that was raised or that could have been raised in a proceeding under this chapter or pursuant to judicial review under section 2755 of this title may be raised as a defense, and the determination of liability and the determination of amounts of penalties and assessments shall not be subject to review.

''(c) JURISDICTION OF UNITED STATES DISTRICT COURTS.—The district courts of the United States shall have jurisdiction of any action commenced by the United States under subsection (b).

''(d) JOINING AND CONSOLIDATING ACTIONS.—Any action under subsection (b) may, without regard to venue requirements, be joined and consolidated with or asserted as a counterclaim, cross-claim, or setoff by the United States in any other civil action which includes as parties the United States, and the person against whom such action may be brought.

''(e) JURISDICTION OF UNITED STATES COURT OF FEDERAL CLAIMS.—The United States Court of Federal Claims shall have jurisdiction of any action under subsection (b) to recover any penalty or assessment, or amounts otherwise agreed to as part of a settlement or adjustment, along with any accrued interest, if the cause of action is asserted by the United States as a counterclaim in a matter pending in such court. The counterclaim need not relate to the subject matter of the underlying claim.

''§ 2757. Right to administrative offset

''The amount of any penalty or assessment that has been imposed by a responsible official, or any amount agreed upon in a settlement or compromise, along with any accrued interest, may be collected by administrative offset.

''§ 2758. Limitations

''(a) LIMITATION ON PERIOD FOR INITIATION OF ADMINISTRATIVE ACTION.—An action under section 2752 of this title with respect to a claim or statement shall be commenced within six years after the date on which such claim or statement is made, presented, or submitted.

''(b) LIMITATION PERIOD FOR INITIATION OF CIVIL ACTION FOR RECOVERY OF ADMINISTRATIVE PENALTY OR ASSESSMENT.—A civil action to recover a penalty or assessment under section 2756 of this title shall be commenced within three years after the date of the decision of the responsible official imposing the penalty or assessment.

''§ 2759. Effect on other laws

''(a) RELATIONSHIP TO TITLE 44 AUTHORITIES.—This chapter does not diminish the responsibility of the head of an agency to comply with the provisions of chapter 35 of title 44, relating to coordination of Federal information policy.

''(b) RELATIONSHIP TO TITLE 31 AUTHORITIES.—The procedures set forth in this chapter apply to the agencies named in section 2751(a) of this title in lieu of the procedures under chapter 38 of title 31, relating to administrative remedies for false claims and statements.

''(c) RELATIONSHIP TO OTHER AUTHORITIES.—Any action, inaction, or decision under this chapter shall be based solely upon the information before the responsible official and shall not limit or restrict any agency of the Government from instituting any other action arising outside this chapter, including suspension or debarment, based upon the same information. Any action, inaction, or decision under this chapter shall not restrict the ability of the Attorney General to bring judicial action, based upon the same information as long as such action is not otherwise prohibited by law.''.

(2) CLERICAL AMENDMENT.—The tables of chapters at the beginning of subtitle A, and at the beginning of part IV of subtitle A, of such title are each amended by inserting after the item relating to chapter 163 the following new item:

''164. Administrative Remedies for False Claims and Statements ..... 2751''.

(c) CONFORMING AMENDMENTS.—Section 3801(a)(1) of title 31, United States Code, is amended—

(1) in subparagraph (A), by inserting ''(other than the Department of Defense)'' after ''executive department'';

(2) by striking subparagraph (B);

(3) by redesignating subparagraphs (C), (D), (E), and (F) as subparagraphs (B), (C), (D), and (E), respectively; and

(4) in subparagraph (B), as redesignated by paragraph (3), by inserting ''(other than the National Aeronautics and Space Administration)'' after ''not an executive department''.

(d) EFFECTIVE DATE.—Chapter 164 of title 10, United States Code, as added by subsection (b), and the amendments made by subsection (c), shall apply to any claim or statement made, presented, or submitted on or after the date of the enactment of this Act.

SA 3708. Mrs. MCCASKILL submitted an amendment intended to be proposed by her 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 E of title V, add the following:

SEC. 557. ADDITIONAL ELEMENTS IN MILITARY JUSTICE REVIEW COMMITTEE COMPREHENSIVE REVIEW OF MILITARY JUSTICE REFORM.

The Secretary of Defense shall provide that the matters considered by the Military Justice Review Committee in its current comprehensive review of military justice reform shall include the following:

(1) A recommendation as to the feasibility and advisability of specifying separately as an offense under chapter 47 of title 10, United States Code (the Uniform Code of Military Justice), each of the following offenses that are currently encompassed by general article section 934 of title 10, United States Code (article 134 of the Uniform Code of Military Justice):

(A) Assault with intent to commit murder, voluntary manslaughter, rape, robbery, forcible sodomy, arson, burglary, and housebreaking.

(B) Child endangerment.

(C) Child pornography.

(D) Negligent homicide.

(E) Kidnapping.

(F) Obstruction of justice.

(G) Pandering and prostitution.

(H) Subordination of perjury.

(I) Soliciting another to commit an offense.

(J) Any other offense currently encompassed by general article section 934 of title 10, United States Code that the Military Justice Review Committee considers appropriate.

(2) A recommendation as to the feasibility and advisability of terminating the authority of the Courts of Criminal Appeals to

overturn a finding of guilt based on factual insufficiency, including an assessment of any efficiencies that could be achieved in the appellate process by the termination of such authority.

SA 3709. Mrs. MCCASKILL submitted an amendment intended to be proposed by her 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 E of title V, add the following:

SEC. 567. APPLICABILITY OF ELIMINATION OF FIVE-YEAR STATUTE OF LIMITATIONS ON TRIAL BY COURT-MARTIAL TO OFFENSES INVOLVING SEX-RELATED CRIMES TO CERTAIN OFFENSES COMMITTED BEFORE ELIMINATION OF THE STATUTE OF LIMITATIONS.

Section 1703(c) of the National Defense Authorization Act for Fiscal Year 2014 (Public Law 113–66; 127 Stat. 958; 10 U.S.C. 843 note) is amended—

(1) by striking ''the date of the enactment of this Act'' and inserting ''December 26, 2013''; and

(2) by striking ''that is committed on or after that date.'' and inserting ''that is committed as follows:

''(1) On or after December 26, 2013.

''(2) Before December 26, 2013, but only if such offense was committed on such a date that the statute of limitations on such offense, as in effect on December 25, 2013, had not expired as of the date of the enactment of the Carl Levin National Defense Authorization Act for Fiscal Year 2015.''.

SA 3710. Mrs. MCCASKILL submitted an amendment intended to be proposed by her 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:

Strike section 827 and insert the following:

SEC. 827. PROHIBITION ON REIMBURSEMENT OF CONTRACTORS FOR CONGRESSIONAL INVESTIGATIONS AND INQUIRIES.

(a) CIVILIAN CONTRACTS.—Section 4304(a) of title 41, United States Code, is amended by adding at the end the following new paragraph:

''(17) Costs incurred by a contractor in connection with any congressional investigation or inquiry.''.

(b) DEFENSE CONTRACTS.—Section 2324(e)(1) of title 10, United States Code, is amended by adding at the end the following new subparagraph:

''(Q) Costs incurred by a contractor in connection with a congressional investigation or inquiry into an issue that is the subject matter of a proceeding resulting in a disposition as described in subsection (k)(2).''.

SA 3711. Mrs. MCCASKILL submitted an amendment intended to be proposed by her 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 B of title VIII, add the following:

SEC. 830. EXTENSION OF WHISTLEBLOWER PROTECTIONS FOR CONTRACTOR EMPLOYEES TO EMPLOYEES OF CONTRACTORS OF THE ELEMENTS OF THE INTELLIGENCE COMMUNITY.

(a) CONTRACTORS OF DOD AND RELATED AGENCIES.—Subsection (e) of section 2409 of title 10, United States Code, is amended to read as follows:

''(e) DISCLOSURES WITH RESPECT TO ELEMENTS OF INTELLIGENCE COMMUNITY AND INTELLIGENCE-RELATED ACTIVITIES.—(1) Any disclosure under this section by an employee of a contractor, subcontractor, or grantee of an element of the intelligence community (as defined in section 3(4) of the National Security Act of 1947 (50 U.S.C. 3003(4)) with respect to an element of the intelligence community or an activity of an element of the intelligence community shall comply with applicable provisions of section 17(d)(5) of the Central Intelligence Agency Act of 1949 (50 U.S.C. 3517(d)(5)) and section 8H of the Inspector General Act of 1978 (5 U.S.C. App.)

''(2) Any disclosure described in paragraph (1) of information required by Executive order to be kept classified in the interests of national defense or the conduct of foreign affairs that is made to a court shall be treated by the court in a manner consistent with the interests of the national security of the United States, including through the use of summaries or ex parte submissions if the element of the intelligence community awarding the contract or grant concerned advises the court that the national security interests of the United States warrant the use of such summaries or submissions.''.

(b) PILOT PROGRAM ON OTHER CONTRACTOR EMPLOYEES.—Subsection (f) of section 4712 of title 41, United States Code, is amended to read as follows:

''(f) DISCLOSURES WITH RESPECT TO ELEMENTS OF INTELLIGENCE COMMUNITY AND INTELLIGENCE-RELATED ACTIVITIES.—

''(1) MANNER OF DISCLOSURES.—Any disclosure under this section by an employee of a contractor, subcontractor, or grantee of an element of the intelligence community (as defined in section 3(4) of the National Security Act of 1947 (50 U.S.C. 3003(4)) with respect to an element of the intelligence community or an activity of an element of the intelligence community shall comply with applicable provisions of section 17(d)(5) of the Central Intelligence Agency Act of 1949 (50 U.S.C. 3517(d)(5)) and section 8H of the Inspector General Act of 1978 (5 U.S.C. App.)

''(2) TREATMENT BY COURTS.—Any disclosure described in paragraph (1) of information required by Executive order to be kept classified in the interests of national defense or the conduct of foreign affairs that is made to a court shall be treated by the court in a manner consistent with the interests of the national security of the United States, including through the use of summaries or ex parte submissions if the element of the intelligence community awarding the contract or grant concerned advises the court that the national security interests of the United States warrant the use of such summaries or submissions.''.

SA 3712. Mrs. MCCASKILL submitted an amendment intended to be proposed by her 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 D of title VIII, add the following:

SEC. 864. DEFENSE BASE ACT INSURANCE IMPROVEMENTS.

(a) REQUIREMENT FOR USE OF GOVERNMENT SELF-INSURANCE PROGRAM FOR INSURANCE UNDER DEFENSE BASE ACT.—Section 1 of the Defense Base Act (42 U.S.C. 1651) is amended by adding at the end the following new subsection:

''(g) TRANSITION TO GOVERNMENT SELF-INSURANCE PROGRAM.—

''(1) IN GENERAL.—On the effective date of this subsection, the requirements in paragraphs (1) through (6) of subsection (a) imposed on contractors to secure the payment of compensation and other benefits under the provisions of this Act and to maintain in full force and effect such security for the payment of such compensation and benefits shall, for injuries sustained after such effective date, be satisfied through the Government Defense Base Act self-insurance program.

''(2) GOVERNMENT DEFENSE BASE ACT SELF-INSURANCE PROGRAM DEFINED.—In this subsection, the term 'Government Defense Base Act self-insurance program' means a self-insurance program developed in the implementation strategy required by section 864(b) of the Carl Levin National Defense Authorization Act for Fiscal Year 2015 and under which—

''(A) compensation and benefits for injuries sustained are satisfied directly by the Federal Government, without action of the contractor (or subcontractor or subordinate contractor with respect to such contractor); and

''(B) compensation and benefits are funded by the agencies whose contracts are affected.

''(3) EFFECTIVE DATE.—The effective date of this subsection is the date occurring one year after the date of the enactment of the Carl Levin National Defense Authorization Act for Fiscal Year 2015.''.

(b) IMPLEMENTATION STRATEGY FOR GOVERNMENT DEFENSE BASE ACT SELF-INSURANCE PROGRAM.—

(1) REQUIREMENT.—The Secretary of Defense and the Secretary of Labor shall jointly develop and execute an implementation strategy for a self-insurance program for insurance required by the Defense Base Act (42 U.S.C. 1651 et seq.).

(2) MATTERS COVERED.—The implementation strategy required under paragraph (1) shall address and provide a plan for the following:

(A) Appropriate administration of the self-insurance program, including appropriate program financing.

(B) Appropriate procedures for claims processing, claims adjudication, and benefits delivery, taking into consideration the unique circumstances of insuring overseas contractors.

(C) A timeline and strategy to transfer existing claims covered under the Defense Base Act (42 U.S.C. 1651 et seq.) and the War Hazards Compensation Act (42 U.S.C. 1701 et seq.) by private carriers to a Federal Government self-insurance program.

(D) Recommendations for any additional statutory revisions necessary to carry out the strategy.

(3) REPORT AND DEADLINE.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense and the Secretary of Labor shall jointly prepare and submit to the appropriate congressional committees a report on the implementation strategy.

(c) REPORT.—

(1) REPORT REQUIREMENT.—Not later than 2 years after the date of the enactment of this Act, the Secretary of Defense and the Secretary of Labor shall jointly prepare a report on the implementation of this section and the amendment made by this section.

(2) MATTERS COVERED.—The report shall cover, at a minimum, the following with respect to the Government Defense Base Act self-insurance program (as defined in the amendment made by subsection (a)):

(A) The cost savings from the use of the self-insurance program.

(B) The quality of administration of the self-insurance program.

(C) Whether the delivery of benefits to injured employees and their survivors (in the case of death) has improved under the self-insurance program.

(D) Recommendations for improvement of the self-insurance program.

(E) Such other matters as the Secretaries consider appropriate.

(d) DEFINITION OF CONGRESSIONAL COMMITTEES.—In this section, the term ''appropriate congressional committees'' means the following:

(1) The Committees on Armed Services of the Senate and the House of Representatives.

(2) The Committee on Homeland Security and Governmental Affairs of the Senate and the Committee on Oversight and Government Reform of the House of Representatives.

SA 3713. Mr. BEGICH 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 C of title VII, add the following:

SEC. 737. EXTENSION OF QUALIFICATION OF CERTAIN MENTAL HEALTH COUNSELORS OF THE DEPARTMENT OF DEFENSE FOR PRACTICE IN CERTAIN AREAS.

(a) IN GENERAL.—Notwithstanding the termination of effect of section 199.6(c)(3)(iii)(N)(2) of title 32, Code of Federal Regulations (as in effect on August 18, 2014), any mental health counselor who meets the qualifications for a TRICARE certified mental health counselor under the TRICARE program and possesses a master's or higher-level degree from a mental health counseling program of education and training from a regionally accredited institution shall continue to qualify as a TRICARE certified mental health counselor on and after January 1, 2017, or any earlier termination date for qualification as specified by the Secretary of Defense, for purposes of providing mental health care to beneficiaries of the TRICARE program in each of the following areas:

(1) Areas—

(A) that are 300 miles driving distance or more from an institution of higher education that offers a mental health counseling program of education and training accredited by the Council for Accreditation of Counseling and Related Educational Programs; or

(B) in which veterans in such area do not have access to such an institution via road.

(2) Areas outside the United States.

(b) TRICARE CERTIFIED MENTAL HEALTH COUNSELOR DEFINED.—In this section, the term ''TRICARE certified mental health counselor'' has the meaning given such term in section 199.6(c)(3)(iii)(N) of title 32, Code of Federal Regulations, as in effect on August 18, 2014.

SA 3714. Mr. BEGICH 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:

Strike section 603.

SA 3715. Mr. CASEY (for himself, Ms. AYOTTE, Mrs. BOXER, Mr. WARNER, and Mrs. SHAHEEN) 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 A of title XII, add the following:

SEC. 1213. SUPPORT FOR SECURITY OF AFGHAN WOMEN AND GIRLS.

(a) FINDINGS.—Congress makes the following findings:

(1) Through the sacrifice and dedication of members of the Armed Forces and civilian personnel, as well the American people's generous investment, oppressive Taliban rule has given way to a nascent democracy in Afghanistan. It is in our national security interest to help prevent Afghanistan from ever again becoming a safe haven and training ground for international terrorism and to solidify and preserve the gains our men and women in uniform fought so hard to establish.

(2) The United States through its National Action Plan on Women, Peace, and Security has made firm commitments to support the human rights of the women and girls of Afghanistan. The National Action Plan states that ''the engagement and protection of women as agents of peace and stability will be central to United States efforts to promote security, prevent, respond to, and resolve conflict, and rebuild societies''.

(3) As stated in the Department of Defense's July 2013 1230 Report on Progress Toward Security and Stability in Afghanistan (in this section, the ''1230 Report''), the United States Government ''recognizes that promoting security for Afghan women and girls must remain a top foreign policy priority''. The November 2013 1230 Report also highlights this priority and further states, ''A major focus of DoD and others working to improve the conditions of women in Afghanistan is now to maintain the gains made in the last twelve years after the ISAF mission ends.''

(4) According to the November 1230 Report, female recruitment and retention rates for the Afghan National Security Forces fell short of the Ministry of Defense (MoD) and Ministry of the Interior (MoI) female recruitment goals. In regards to women serving in the ANP, the November 1230 report also states, ''Low female recruitment is due in part to the MoI's passive female recruitment efforts, which has no specific female recruitment strategy or plan.''

(5) According to the Special Inspector General for Afghan Reconstruction (SIGAR) April 2014 report, despite more women showing an interest in joining the security forces, women still make up less than 1 percent of the ANA and AAF. Also, according to the SIGAR report, ''As in prior quarters, the number of women in the ANP is increasing, but progress has been slow toward reaching the goal to have 5,000 women in the ANP by the end of 2014. This quarter, ANP personnel included 1,743 women–226 officers, 728 NCOs, and 789 enlisted personnel–according to CSTC–A. This is an increase of 539 women since August 22, 2011.''

(6) According to Shaheen Chughtai, Oxfam's deputy head of policy and campaigns, ''This lack of policewomen, and effective policewomen, is one of the main reasons why violence and threats against women and girls in Afghanistan are under-reported. It's why prosecutions are so rare and it's why the culture of impunity continues.''

(7) According to the Afghan Ministry of Women's Affairs report released in January 2014, of 4,505 cases of violence against women in 2013, which include issues such as forced marriage, fewer than 10 percent were resolved through the legal process.

(8) According to the International Crisis Group, there are not enough female police officers to staff all provincial Family Response Units (FRUs). United Nations Assistance Mission Afghanistan and the Office of the High Commissioner for Refugees found that ''in the absence of Family Response Units or visible women police officers, women victims almost never approach police stations willingly, fearing they will be arrested, their reputations stained or worse''.

(9) FRUs are a core component of strategies for how to both strengthen the roles of women in the police force and ensure attention to crimes of sexual and gender-based violence (SGBV). However, FRUs have been under-resourced and under-utilized, making it difficult for them to fulfill their mandate.

(10) The Government of Afghanistan, with support from United States-led coalition forces, recruited, trained, and contracted over 13,000 female searchers for the 2014 presidential election thereby ensuring many women-only polling centers would be operational on election day.

(11) The Presidential election on April 5, 2014, saw unprecedented levels of female voter participation. According to the SIGAR quarterly report published on April 30, 2014, approximately 35 percent of those votes were cast by women.

(b) SENSE OF CONGRESS ON PROMOTION OF SECURITY OF AFGHAN WOMEN.—It is the sense of Congress that—

(1) it is in the United States Government's national security interests to prevent Afghanistan from again becoming a safe haven and training ground for international terrorism;

(2) as an important part of a strategy to achieve this objective and to help Afghanistan achieve its full potential, the United States Government should continue to regularly press the Government of the Islamic Republic of Afghanistan to commit to the meaningful inclusion of women in the political, economic, and security transition process and to ensure that women's concerns are fully reflected in relevant negotiations, such as the upcoming NATO summit and the Afghanistan Development Conference of 2014 in London;

(3) the United States Government and the Government of Afghanistan should reaffirm their commitment to supporting Afghan civil society, including women's organizations, as agreed to during the meeting between the International Community and the Government of Afghanistan on the Tokyo Mutual Accountability Framework (TMAF) in July 2013; and

(4) the United States Government should continue to support and encourage efforts to recruit and retain women in the Afghan National Security Forces, who are critical to the success of NATO's Resolute Support Mission.

(c) PLAN TO PROMOTE SECURITY OF AFGHAN WOMEN.—

(1) REPORTING REQUIREMENT.—The Secretary of Defense, in conjunction with the Secretary of State, shall include in the report required under section 1227—

(A) an assessment of the security of Afghan women and girls, including information regarding efforts to increase the recruitment and retention of women in the ANSF; and

(B) an assessment of the implementation of the authority under section 1531 of the National Defense Authorization Act of Fiscal Year 2014 (Public Law 113–66; 127 Stat. 937), as extended by section 1523 of this Act, for the recruitment, integration, retention, training, and treatment of women in the ANSF, including the challenges associated with such implementation and the steps being taken to address those challenges.

(2) PLAN TO PROMOTE SECURITY OF AFGHAN WOMEN.—

(A) IN GENERAL.—The Secretary of Defense shall, to the extent practicable, support the efforts of the Government of Afghanistan to promote the security of Afghan women and girls during and after the security transition process through the development and implementation by the Government of Afghanistan of an Afghan-led plan that should include the elements described in this paragraph.

(B) TRAINING.—The Secretary of Defense, working with the International Security Force (ISAF) and NATO Training Mission–Afghanistan (NTM–A), should encourage the Government of Afghanistan to develop—

(i) an evaluation of the effectiveness of existing training for Afghan National Security Forces on this issue;

(ii) a plan to increase the number of female security officers specifically trained to address cases of gender-based violence, including ensuring the Afghan National Police's Family Response Units (FRUs) have the necessary resources and are available to women across Afghanistan;

(iii) a plan to address the development of accountability mechanisms for ANA and ANP personnel who violate codes of conduct related to the human rights of women and girls, including female members of the ANSF; and

(iv) a plan to develop training for the ANA and the ANP to increase awareness and responsiveness among ANA and ANP personnel regarding the unique security challenges women confront when serving in those forces.

(C) ENROLLMENT AND TREATMENT.—The Secretary of Defense, in cooperation with the Afghan Ministries of Defense and Interior, shall seek to assist the Government of Afghanistan in including as part of the plan developed under subparagraph (A) the development and implementation of a plan to increase the number of female members of the ANA and ANP and to promote their equal treatment, including through such steps as providing appropriate equipment, modifying facilities, and ensuring literacy and gender awareness training for female recruits and male counterparts.

(D) ALLOCATION OF FUNDS.—The $25,000,000 allocated from the Afghan Security Forces Fund pursuant to section 1523(b) for the recruitment, integration, retention, training, and treatment of women in the ANSF, may be available for activities, including the provision of—

(i) appropriate equipment for female security and police forces;

(ii) modification and refurbishment of facilities to support the recruitment and retention of women within the forces;

(iii) security provisions for high-profile female police and army officers;

(iv) mechanisms to address sexual harassment within the forces;

(v) support for ANP Family Response Units; and

(vi) training to include literacy training for women recruits as well as gender awareness training for male counterparts.

(3) STAFFING AT POLLING STATIONS.—The Secretary of Defense should assist the Afghan MOD and MOI in maintaining the female searcher capabilities that were established for the April 2014 presidential elections for the 2015 parliamentary elections, which may include—

(A) providing assistance in the development of a recruitment and training program for female searchers and security officers to staff voting stations during the 2015 parliamentary elections;

(B) working with the Ministry of Interior to ensure that female ANP officers and previously recruited searchers' training is maintained and that those searchers already recruited and trained are reassigned to provide security for polling stations; and

(C) allotting the appropriate amount of funds from the funds allocated to the Afghan Security Forces Fund to hire any additional temporary female personnel required to staff polling stations.

SA 3716. Mr. MCCAIN (for himself, Mr. FLAKE, and Mr. BARRASSO) submitted an amendment intended to be proposed by him to the bill S. 2648, making emergency supplemental appropriations for the fiscal year ending September 30, 2014, and for other purposes; which was ordered to lie on the table; as follows:

Beginning on 16, strike line 20 and all that follows through page 23, line 10, and insert the following:

CHAPTER 2—FLAME ACT AMENDMENTS

SEC. 2201. FINDINGS.

Congress finds that—

(1) over the past 2 decades, wildfires have increased dramatically in size and costs;

(2) existing budget mechanisms for estimating the costs of wildfire suppression are not keeping pace with the actual costs for wildfire suppression due in part to improper budget estimation methodology;

(3) the FLAME Funds have not been adequate in supplementing wildland fire management funds in cases in which wildland fire management accounts are exhausted; and

(4) the practice of transferring funds from other agency funds (including the hazardous fuels treatment accounts) by the Secretary of Agriculture or the Secretary of the Interior to pay for wildfire suppression activities, commonly known as ''fire-borrowing'', does not support the missions of the Forest Service and the Department of the Interior with respect to protecting human life and property from the threat of wildfires.

SEC. 2202. FLAME ACT AMENDMENTS.

(a) FUNDING.—Section 502(d) of the FLAME Act of 2009 (43 U.S.C. 1748a(d)) is amended—

(1) in paragraph (1)—

(A) by striking ''shall consist of'' and all that follows through ''appropriated to'' in subparagraph (A) and inserting ''shall consist of such amounts as are appropriated to''; and

(B) by striking subparagraph (B); and

(2) by striking paragraphs (4) and (5).

(b) USE OF FLAME FUND.—Section 502(e) of the FLAME Act of 2009 (43 U.S.C. 1748a(e)) is amended by striking paragraphs (1) and (2) and inserting the following:

''(1) IN GENERAL.—Amounts appropriated to a FLAME Fund, in accordance with section 251(b)(2)(E) of the Balanced Budget and Emergency Deficit Control Act of 1985 (2 U.S.C. 902(b)(2)(E)), shall be available to the Secretary concerned for wildfire suppression operations if the Secretary concerned issues a declaration and notifies the relevant congressional committees that a wildfire suppression event is eligible for funding from the FLAME Fund.

''(2) DECLARATION CRITERIA.—A declaration by the Secretary concerned under paragraph (1) may be issued only if—

''(A) an individual wildfire incident meets the objective indicators of an extraordinary wildfire situation, including—

''(i) a wildfire that the Secretary concerned determines has required an emergency Federal response based on the significant complexity, severity, or threat posed by the fire to human life, property, or a resource;

''(ii) a wildfire that covers 1,000 or more acres; or

''(iii) a wildfire that is within 10 miles of an urbanized area (as defined in section 134(b) of title 23, United States Code); or

''(B) the cumulative costs of wildfire suppression and Federal emergency response activities, as determined by the Secretary concerned, would exceed, within 30 days, all of the amounts otherwise previously appropriated (including amounts appropriated under an emergency designation, but excluding amounts appropriated to the FLAME Fund) to the Secretary concerned for wildfire suppression and Federal emergency response.''.

(c) TREATMENT OF ANTICIPATED AND PREDICTED ACTIVITIES.—Section 502(f) of the FLAME Act of 2009 (43 U.S.C. 1748a(f)) is amended by striking ''(e)(2)(B)(i)'' and inserting ''(e)(2)(A)''.

(d) PROHIBITION ON OTHER TRANSFERS.—Section 502 of the FLAME Act of 2009 (43 U.S.C. 1748a) is amended by striking subsection (g) and inserting the following:

''(g) PROHIBITION ON OTHER TRANSFERS.—The Secretary concerned shall not transfer funds provided for activities other than wildfire suppression operations to pay for any wildfire suppression operations.''.

(e) ACCOUNTING AND REPORTS.—Section 502(h) of the FLAME Act of 2009 (43 U.S.C. 1748a(h)) is amended by striking paragraphs (2) and (3) and inserting the following:

''(2) ESTIMATES OF WILDFIRE SUPPRESSION OPERATIONS COSTS TO IMPROVE BUDGETING AND FUNDING.—

''(A) BUDGET SUBMISSION.—Consistent with section 1105(a) of title 31, United States Code, the President shall include in each budget for the Department of Agriculture and the Department of the Interior information on estimates of appropriations for wildfire suppression costs based on an out-year forecast that uses a statistically valid regression model.

''(B) REQUIREMENTS.—The estimate of anticipated wildfire suppression costs under subparagraph (A) shall be developed using the best available—

''(i) climate, weather, and other relevant data; and

''(ii) models and other analytic tools.

''(C) INDEPENDENT REVIEW.—The methodology for developing the estimates of wildfire suppression costs under subparagraph (A) shall be subject to periodic independent review to ensure compliance with subparagraph (B).

''(D) SUBMISSION TO CONGRESS.—

''(i) IN GENERAL.—Consistent with the schedule described in clause (ii) and in accordance with subparagraphs (B) and (C), the

Secretary concerned shall submit to the Committee on Energy and Natural Resources of the Senate and the Committee on Natural Resources of the House of Representatives an updated estimate of wildfire suppression costs for the applicable fiscal year.

''(ii) SCHEDULE.—The Secretary concerned shall submit the updated estimates under clause (i) during—

''(I) March of each year;

''(II) May of each year;

''(III) July of each year; and

''(IV) if a bill making appropriations for the Department of the Interior and the Forest Service for the following fiscal year has not been enacted by September 1, September of each year.

''(3) REPORTS.—Annually, the Secretary of Agriculture and the Secretary of the Interior shall jointly submit to the Committee on Energy and Natural Resources of the Senate, the Committee on Natural Resources of the House of Representatives, and the Committees on Appropriations of the Senate and the House of Representatives a report that—

''(A) provides a summary of the amount of appropriations made available during the previous fiscal year, which specifies the source of the amounts and the commitments and obligations made under this section;

''(B) describes the amounts obligated to individual wildfire events that meet the criteria specified in subsection (e)(2); and

''(C) includes any recommendations that the Secretary of Agriculture or the Secretary of the Interior may have to improve the administrative control and oversight of the FLAME Fund.''.

SEC. 2203. WILDFIRE DISASTER FUNDING AUTHORITY.

(a) IN GENERAL.—Section 251(b)(2) of the Balanced Budget and Emergency Deficit Control Act of 1985 (2 U.S.C. 901(b)(2)) is amended by adding at the end the following:

''(E) FLAME WILDFIRE SUPPRESSION.—

''(i)(I) The adjustments for a fiscal year shall be in accordance with clause (ii) if—

''(aa) a bill or joint resolution making appropriations for a fiscal year is enacted that—

''(AA) specifies an amount for wildfire suppression operations in the Wildland Fire Management accounts at the Department of Agriculture or the Department of the Interior; and

''(BB) specifies a total amount to be used for the purposes described in subclause (II) in the Wildland Fire Management accounts at the Department of Agriculture or the Department of the Interior that is not less than 50 percent of the amount described in subitem (AA); and

''(bb) as of the day before the date of enactment of the bill or joint resolution all amounts in the FLAME Fund established under section 502 of the FLAME Act of 2009 (43 U.S.C. 1748a) have been expended.

''(II) The purposes described in this subclause are—

''(aa) hazardous fuels reduction projects and other activities of the Secretary of the Interior, as authorized under the Healthy Forests Restoration Act of 2003 (16 U.S.C. 6501 et seq.) and the Tribal Forest Protection Act of 2004 (25 U.S.C. 3115a); and

''(bb) forest restoration and fuel reduction activities carried out outside of the wildland urban interface that are on condition class 3 Federal land or condition class 2 Federal land located within fire regime I, fire regime II, or fire regime III.

''(ii) If the requirements under clause (i)(I) are met for a fiscal year, the adjustments for that fiscal year shall be the amount of additional new budget authority provided in the bill or joint resolution described in clause (i)(I)(aa) for wildfire suppression operations for that fiscal year, but shall not exceed $1,000,000,000 in additional new budget authority in each of fiscal years 2015 through 2021.

''(iii) As used in this subparagraph—

''(I) the term 'additional new budget authority' means the amount provided for a fiscal year in an appropriation Act and specified to pay for the costs of wildfire suppression operations that is equal to the greater of the amount in excess of—

''(aa) 100 percent of the average costs for wildfire suppression operations over the previous 5 years; or

''(bb) the estimated amount of anticipated wildfire suppression costs at the upper bound of the 90 percent confidence interval for that fiscal year calculated in accordance with section 502(h)(3) of the FLAME Act of 2009 (43 U.S.C. 1748a(h)(3)); and

''(II) the term 'wildfire suppression operations' means the emergency and unpredictable aspects of wildland firefighting including support, response, and emergency stabilization activities; other emergency management activities; and funds necessary to repay any transfers needed for these costs.

''(iv) The average costs for wildfire suppression operations over the previous 5 years shall be calculated annually and reported in the President's Budget submission under section 1105(a) of title 31, United States Code, for each fiscal year.''.

(b) DISASTER FUNDING.—Section 251(b)(2)(D) of the Balanced Budget and Emergency Deficit Control Act of 1985 (2 U.S.C. 901(b)(2)(D)) is amended—

(1) in clause (i)—

(A) in subclause (I), by striking ''and'' and inserting ''plus'';

(B) in subclause (II), by striking the period and inserting ''; less''; and

(C) by adding the following:

''(III) the additional new budget authority provided in an appropriation Act for wildfire suppression operations pursuant to subparagraph (E) for the preceding fiscal year.''; and

(2) by adding at the end the following:

''(v) Beginning in fiscal year 2016 and in subsequent fiscal years, the calculation of the 'average funding provided for disaster relief over the previous 10 years' shall not include the additional new budget authority provided in an appropriation Act for wildfire suppression operations pursuant to subparagraph (E).''.

CHAPTER 3—FOREST TREATMENT PROJECTS

SEC. 2301. DEFINITIONS.

In this chapter:

(1) COVERED PROJECT.—The term ''covered project'' means a project that involves the management or sale of national forest material within a Forest Management Emphasis Area.

(2) FOREST MANAGEMENT EMPHASIS AREA.—

(A) IN GENERAL.—The term ''Forest Management Emphasis Area'' means National Forest System land identified as suitable for timber production in a forest management plan in effect on the date of enactment of this Act.

(B) EXCLUSIONS.—The term ''Forest Management Emphasis Area'' does not include National Forest System land—

(i) that is a component of the National Wilderness Preservation System; or

(ii) on which removal of vegetation is specifically prohibited by Federal law.

(3) NATIONAL FOREST MATERIAL.—The term ''national forest material'' means trees, portions of trees, or forest products, with an emphasis on sawtimber and pulpwood, derived from National Forest System land.

(4) NATIONAL FOREST SYSTEM.—

(A) IN GENERAL.—The term ''National Forest System'' has the meaning given the term in section 11(a) of the Forest and Rangeland Renewable Resources Planning Act of 1974 (16 U.S.C. 1609(a)).

(B) EXCLUSION.—The term ''National Forest System'' does not include—

(i) the national grasslands and land utilization projects administered under title III of the Bankhead-Jones Farm Tenant Act (7 U.S.C. 1010 et seq.); or

(ii) National Forest System land east of the 100th meridian.

(5) SECRETARY.—The term ''Secretary'' means the Secretary of Agriculture.

SEC. 2302. PROJECTS IN FOREST MANAGEMENT EMPHASIS AREAS.

(a) CONDUCT OF COVERED PROJECTS WITHIN FOREST MANAGEMENT EMPHASIS AREAS.—

(1) IN GENERAL.—The Secretary may conduct covered projects in Forest Management Emphasis Areas, subject to paragraphs (2) through (4).

(2) DESIGNATING TIMBER FOR CUTTING.—

(A) IN GENERAL.—Notwithstanding section 14(g) of the National Forest Management Act of 1976 (16 U.S.C. 472a(g)), the Secretary may use designation by prescription or designation by description in conducting covered projects under this chapter.

(B) REQUIREMENT.—The designation methods authorized under subparagraph (A) shall be used in a manner that ensures that the quantity of national forest material that is removed from the Forest Management Emphasis Area is verifiable and accountable.

(3) CONTRACTING METHODS.—

(A) IN GENERAL.—Timber sale contracts under section 14 of the National Forest Management Act of 1976 (16 U.S.C. 472a) shall be the primary means of carrying out covered projects under this chapter.

(B) RECORD.—If the Secretary does not use a timber sale contract under section 14 of the National Forest Management Act of 1976 (16 U.S.C. 472a) to carry out a covered project under this chapter, the Secretary shall provide a written record specifying the reasons that different contracting methods were used.

(4) ACREAGE TREATMENT REQUIREMENTS.—

(A) TOTAL ACREAGE REQUIREMENTS.—The Secretary shall identify, prioritize, and carry out covered projects in Forest Management Emphasis Areas that mechanically treat a total of at least 7,500,000 acres in the Forest Management Emphasis Areas during the 15-year period beginning on the date that is 60 days after the date on which the Secretary assigns the acreage treatment requirements under subparagraph (B).

(B) ASSIGNMENT OF ACREAGE TREATMENT REQUIREMENTS TO INDIVIDUAL UNITS OF THE NATIONAL FOREST SYSTEM.—

(i) IN GENERAL.—Not later than 60 days after the date of enactment of this Act and subject to clause (ii), the Secretary, in the sole discretion of the Secretary, shall assign the acreage treatment requirements that shall apply to the Forest Management Emphasis Areas of each unit of the National Forest System.

(ii) LIMITATION.—Notwithstanding clause (i), the acreage treatment requirements assigned to a specific unit of the National Forest System under that clause may not apply to more than 25 percent of the acreage to be treated in any unit of the National Forest System in a Forest Management Emphasis Area during the 15-year period described in subparagraph (A).

(b) ENVIRONMENTAL ANALYSIS AND PUBLIC REVIEW PROCESS FOR COVERED PROJECTS IN FOREST MANAGEMENT EMPHASIS AREAS.—

(1) ENVIRONMENTAL ASSESSMENT.—The Secretary shall comply with the National Environmental Policy Act of 1969 (42 U.S.C. 4321

et seq.) by completing an environmental assessment that assesses the direct environmental effects of each covered project proposed to be conducted within a Forest Management Emphasis Area, except that the Secretary shall not be required to study, develop, or describe more than the proposed agency action and 1 alternative to the proposed agency action for purposes of that Act.

(2) PUBLIC NOTICE AND COMMENT.—In preparing an environmental assessment for a covered project under paragraph (1), the Secretary shall provide—

(A) public notice of the covered project; and

(B) an opportunity for public comment on the covered project.

(3) LENGTH.—The environmental assessment prepared for a covered project under paragraph (1) shall not exceed 100 pages in length.

(4) INCLUSION OF CERTAIN DOCUMENTS.—The Secretary may incorporate, by reference, into an environmental assessment any documents that the Secretary, in the sole discretion of the Secretary, determines are relevant to the assessment of the environmental effects of the covered project.

(5) DEADLINE FOR COMPLETION.—Not later than 180 days after the date on which the Secretary has published notice of a covered project in accordance with paragraph (2), the Secretary shall complete the environmental assessment for the covered project.

(c) COMPLIANCE WITH ENDANGERED SPECIES ACT.—To comply with the Endangered Species Act of 1973 (16 U.S.C. 1531 et seq.), the Secretary shall use qualified professionals on the staff of the Forest Service to make determinations required under section 7 of that Act (16 U.S.C. 1536).

(d) LIMITATION ON REVISION OF NATIONAL FOREST PLANS.—The Secretary may not, during a revision of a forest plan under section 6 of the Forest and Rangeland Renewable Resources Planning Act of 1974 (16 U.S.C. 1604), reduce the acres designated as suitable for timber harvest under a covered project, unless the Secretary determines, in consultation with the Secretary of the Interior, that the reduction in acreage is necessary to prevent a jeopardy finding under section 7(b) of the Endangered Species Act of 1973 (16 U.S.C. 1536(b)).

SEC. 2303. ADMINISTRATIVE REVIEW; ARBITRATION.

(a) ADMINISTRATIVE REVIEW.—Administrative review of a covered project shall occur only in accordance with the special administrative review process established by section 105 of the Healthy Forests Restoration Act of 2003 (16 U.S.C. 6515).

(b) ARBITRATION.—

(1) IN GENERAL.—There is established in the Department of Agriculture a pilot program that—

(A) authorizes the use of arbitration instead of judicial review of a decision made following the special administrative review process for a covered project described in subsection (a); and

(B) shall be the sole means to challenge a covered project in a Forest Management Emphasis Area during the 15-year period beginning on the date that is 60 days after the date on which the Secretary assigns the acreage treatment requirements under section 202(a)(4)(B).

(2) ARBITRATION PROCESS PROCEDURES.—

(A) IN GENERAL.—Any person who sought administrative review for a covered project in accordance with subsection (a) and who is not satisfied with the decision made under the administrative review process may file a demand for arbitration in accordance with—

(i) chapter 1 of title 9, United States Code; and

(ii) this paragraph.

(B) REQUIREMENTS FOR DEMAND.—A demand for arbitration under subparagraph (A) shall—

(i) be filed not more than 30 days after the date on which the special administrative review decision is issued under subsection (a); and

(ii) include a proposal containing the modifications sought to the covered project.

(C) INTERVENING PARTIES.—

(i) DEADLINE FOR SUBMISSION; REQUIREMENTS.—Any person that submitted a public comment on the covered project subject to the demand for arbitration may intervene in the arbitration under this subsection by submitting a proposal endorsing or modifying the covered project by the date that is 30 days after the date on which the demand for arbitration is filed under subparagraph (A).

(ii) MULTIPLE PARTIES.—Multiple objectors or intervening parties that meet the requirements of clause (i) may submit a joint proposal under that clause.

(D) APPOINTMENT OF ARBITRATOR.—The United States District Court in the district in which a covered project subject to a demand for arbitration filed under subparagraph (A) is located shall appoint an arbitrator to conduct the arbitration proceedings in accordance with this subsection.

(E) SELECTION OF PROPOSALS.—

(i) IN GENERAL.—An arbitrator appointed under subparagraph (D)—

(I) may not modify any of the proposals submitted under this paragraph; and

(II) shall select to be conducted—

(aa) a proposal submitted by an objector under subparagraph (B)(ii) or an intervening party under subparagraph (C); or

(bb) the covered project, as approved by the Secretary.

(ii) SELECTION CRITERIA.—An arbitrator shall select the proposal that best meets the purpose and needs described in the environmental assessment conducted under section 202(b)(1) for the covered project.

(iii) EFFECT.—The decision of an arbitrator with respect to a selection under clause (i)(II)—

(I) shall not be considered a major Federal action;

(II) shall be binding; and

(III) shall not be subject to judicial review.

(F) DEADLINE FOR COMPLETION.—Not later than 90 days after the date on which a demand for arbitration is filed under subparagraph (A), the arbitration process shall be completed.

SEC. 2304. DISTRIBUTION OF REVENUE.

(a) PAYMENTS TO COUNTIES.—

(1) IN GENERAL.—Effective for fiscal year 2015 and each fiscal year thereafter until the termination date under section 206, the Secretary shall provide to each county in which a covered project is carried out annual payments in an amount equal to 25 percent of the amounts received for the applicable fiscal year by the Secretary from the covered project.

(2) LIMITATION.—A payment made under paragraph (1) shall be in addition to any payments the county receives under the payment to States required by the sixth paragraph under the heading ''FOREST SERVICE'' in the Act of May 23, 1908 (35 Stat. 260; 16 U.S.C. 500), and section 13 of the Act of March 1, 1911 (36 Stat. 963; 16 U.S.C. 500).

(b) DEPOSIT IN KNUTSON-VANDENBERG AND SALVAGE SALE FUNDS.—After compliance with subsection (a), the Secretary shall use amounts received by the Secretary from covered projects during each of the fiscal years during the period described in subsection (a) to make deposits into the fund established under section 3 of the Act of June 9, 1930 (commonly known as the ''Knutson-Vandenberg Act'') (16 U.S.C. 576b), and the fund established under section 14(h) of the National Forest Management Act of 1976 (16 U.S.C. 472a(h)) in contributions equal to the amounts otherwise collected under those Acts for projects conducted on National Forest System land.

(c) DEPOSIT IN GENERAL FUND OF THE TREASURY.—After compliance with subsections (a) and (b), the Secretary shall deposit into the general fund of the Treasury any remaining amounts received by the Secretary for each of the fiscal years referred to in those subsections from covered projects.

SEC. 2305. PERFORMANCE MEASURES; REPORTING.

(a) PERFORMANCE MEASURES.—The Secretary shall develop performance measures that evaluate the degree to which the Secretary is achieving—

(1) the purposes of this chapter; and

(2) the minimum acreage requirements established under section 2302(a)(4).

(b) ANNUAL REPORTS.—Annually, the Secretary shall submit to the Committee on Energy and Natural Resources of the Senate and the Committee on Natural Resources of the House of Representatives—

(1) a report that describes the results of evaluations using the performance measures developed under subsection (a); and

(2) a report that describes—

(A) the number and substance of the covered projects that are subject to administrative review and arbitration under section 2303; and

(B) the outcomes of the administrative review and arbitration under that section.

SEC. 2306. TERMINATION.

The authority of this chapter terminates on the date that is 15 years after the date of enactment of this Act.

CHAPTER 4—FOREST STEWARDSHIP CONTRACTING

SEC. 2401. CANCELLATION CEILINGS.

Section 604(d) of the Healthy Forests Restoration Act of 2003 (16 U.S.C. 6591c(d)) is amended—

(1) by redesignating paragraphs (5), (6), and (7) as paragraphs (6), (7), and (8), respectively; and

(2) by inserting after paragraph (4) the following:

''(5) CANCELLATION CEILINGS.—

''(A) IN GENERAL.—The Chief and the Director may obligate funds to cover any potential cancellation or termination costs for an agreement or contract under subsection (b) in stages that are economically or programmatically viable.

''(B) NOTICE.—

''(i) SUBMISSION TO CONGRESS.—Not later than 30 days before entering into a multiyear agreement or contract under subsection (b) that includes a cancellation ceiling in excess of $25,000,000, but does not include proposed funding for the costs of cancelling the agreement or contract up to the cancellation ceiling established in the agreement or contract, the Chief and the Director shall submit to the Committee on Energy and Natural Resources of the Senate and the Committee on Natural Resources of the House of Representatives a written notice that includes—

''(I)(aa) the cancellation ceiling amounts proposed for each program year in the agreement or contract; and

''(bb) the reasons for the cancellation ceiling amounts proposed under item (aa);

''(II) the extent to which the costs of contract cancellation are not included in the budget for the agreement or contract; and

''(III) a financial risk assessment of not including budgeting for the costs of agreement or contract cancellation.

''(ii) TRANSMITTAL TO OMB.—At least 14 days before the date on which the Chief and Director enter into an agreement or contract

under subsection (b), the Chief and Director shall transmit to the Director of the Office of Management and Budget a copy of the written notice submitted under clause (i).''.

SA 3717. Mr. RISCH 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 D of title XII, add the following:

SEC. 1268. REPLACEMENT OF LOCALLY EMPLOYED STAFF SERVING AT UNITED STATES DIPLOMATIC FACILITIES IN THE RUSSIAN FEDERATION.

(a) EMPLOYMENT REQUIREMENT.—

(1) IN GENERAL.—The Secretary of State shall ensure that, not later than one year after the date of the enactment of this Act, every supervisory position at a United States diplomatic facility in the Russian Federation shall be occupied by a citizen of the United States who has passed, and shall be subject to, a thorough background check.

(2) EXTENSION.—The Secretary of State may extend the deadline under paragraph (1) for up to one year by providing advance written notification and justification of such extension to the appropriate congressional committees.

(3) PROGRESS REPORT.—Not later than 180 days after the date of the enactment of this Act, the Secretary of State shall submit to the appropriate congressional committees a report on progress made toward meeting the employment requirement under paragraph (1).

(b) PLAN FOR REDUCED USE OF LOCALLY EMPLOYED STAFF.—Not later than 180 days after the date of the enactment of this Act, the Secretary of State, in coordination with other appropriate government agencies, shall submit to the appropriate congressional committees a plan to further reduce the reliance on Locally Employed Staff in United States diplomatic facilities in the Russian Federation. The plan shall, at a minimum, include cost estimates, timelines, and numbers of employees to be replaced.

(c) APPROPRIATE CONGRESSIONAL COMMITTEES DEFINED.—In this section, the term ''appropriate congressional committees'' means—

(1) the congressional defense committees, the Committee on Foreign Relations, and the Select Committee on Intelligence of the Senate; and

(2) the congressional defense committees, the Committee on Foreign Affairs, and the Permanent Select Committee on Intelligence of the House of Representatives.

SA 3718. Mr. RISCH 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 D of title XII, add the following:

SEC. 1268. INCLUSION OF RESTRICTED ACCESS SPACES IN UNITED STATES DIPLOMATIC FACILITIES IN THE RUSSIAN FEDERATION AND ADJACENT COUNTRIES.

(a) RESTRICTED ACCESS SPACE REQUIREMENT.—Each United States diplomatic facility that, after the date of the enactment of this Act, is constructed in, or undergoes a construction upgrade in, the Russian Federation, any country that shares a land border with the Russian Federation, or any country that is a former member of the Soviet Union shall be constructed to include a restricted access space.

(b) NATIONAL SECURITY WAIVER.—The Secretary of State may waive the requirement under subsection (a) if the Secretary determines that it is in the national security interest of the United States and submits a written justification to the appropriate congressional committees not later than 180 days before exercising such waiver.

(c) APPROPRIATE CONGRESSIONAL COMMITTEES DEFINED.—In this section, the term ''appropriate congressional committees'' means—

(1) the congressional defense committees, the Committee on Foreign Relations, and the Select Committee on Intelligence of the Senate; and

(2) the congressional defense committees, the Committee on Foreign Affairs, and the Permanent Select Committee on Intelligence of the House of Representatives.

SA 3719. Mr. WICKER submitted an amendment intended to be proposed by him to the bill S. 2648, making emergency supplemental appropriations for the fiscal year ending September 30, 2014, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. ____. No agency or instrumentality of the Federal Government may expend funds or resources made available under this Act or any other Act to consider or adjudicate any new or previously denied application of any alien requesting consideration of deferred action for childhood arrivals, as announced by Executive memorandum on June 15, 2012, or any successor memorandum.

SA 3720. Mr. CRUZ (for himself, Mr. SESSIONS, Mr. VITTER, Mr. INHOFE, Mr. LEE, Mr. JOHANNS, and Mr. BOOZMAN) submitted an amendment intended to be proposed by him to the bill S. 2648, making emergency supplemental appropriations for the fiscal year ending September 30, 2014, and for other purposes; which was ordered to lie on the table; as follows:

On page 15, after line 22, add the following:

SEC. 1503. No agency or instrumentality of the Federal Government may use Federal funding or resources—

(1) to consider or adjudicate any new or previously denied application of any alien requesting consideration of deferred action for childhood arrivals, as authorized by Executive memorandum on August 15, 2012, or by any other succeeding executive memorandum authorizing a similar program; or

(2) to issue a new work authorization to any alien who—

(A) was not lawfully admitted into the United States in compliance with the Immigration and Nationality Act (8 U.S.C. 1101 et seq.); and

(B) is not in lawful status in the United States on the date of the enactment of this Act.

SA 3721. Mr. WHITEHOUSE 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 D of title XVI, add the following:

SEC. 1647. PLAN FOR CONTINUING EDUCATION ON CYBER MATTERS.

(a) PLAN REQUIRED.—Not later than 360 days after the date of the enactment of this Act, the Secretary of Defense, in cooperation with the Secretaries of the military departments, shall submit to the congressional defense committees a plan for the continuing education of officers and enlisted members of the Armed Forces relating to cyber security and cyber activities of the Department of Defense.

(b) ELEMENTS.—The plan submitted under subsection (a) shall include the following:

(1) A framework for provision of basic cyber threat education for all members of the Armed Forces.

(2) A framework for postgraduate education, joint professional military education, and strategic war gaming for cyber strategic and operational leadership.

(3) Definitions of required positions, including military occupational specialties and rating specialties for each military department, along with the corresponding level of cyber training, education, qualifications, or certifications required for each specialty.

SA 3722. Mr. REED (for himself and Mr. HELLER) submitted an amendment intended to be proposed by him to the bill S. 2648, making emergency supplemental appropriations for the fiscal year ending September 30, 2014, and for other purposes; which was ordered to lie on the table; as follows:

At the end, add the following:

DIVISION B—EMERGENCY UNEMPLOYMENT COMPENSATION EXTENSION

SEC. _1. SHORT TITLE OF DIVISION.

This division may be cited as the ''Emergency Unemployment Compensation Extension Act of 2014''.

SEC. _2. EXTENSION OF EMERGENCY UNEMPLOYMENT COMPENSATION PROGRAM.

(a) EXTENSION.—Section 4007(a)(2) of the Supplemental Appropriations Act, 2008 (Public Law 110–252; 26 U.S.C. 3304 note) is amended by striking ''January 1, 2014'' and inserting ''the date that is 5 months after the date of the enactment of the Emergency Unemployment Compensation Extension Act of 2014''.

(b) FUNDING.—Section 4004(e)(1) of the Supplemental Appropriations Act, 2008 (Public Law 110–252; 26 U.S.C. 3304 note) is amended—

(1) in subparagraph (I), by striking ''and'' at the end;

(2) in subparagraph (J), by inserting ''and'' at the end; and

(3) by inserting after subparagraph (J) the following:

''(K) the amendment made by section _2(a) of the Emergency Unemployment Compensation Extension Act of 2014;''.

(c) EFFECTIVE DATE.—The amendments made by this section shall apply to weeks of unemployment beginning on or after the date of the enactment of this division.

SEC. __3. TEMPORARY EXTENSION OF EXTENDED BENEFIT PROVISIONS.

(a) IN GENERAL.—Section 2005 of the Assistance for Unemployed Workers and Struggling Families Act, as contained in Public Law 111–5 (26 U.S.C. 3304 note), is amended—

(1) by striking ''December 31, 2013'' each place it appears and inserting ''the date that is 5 months after the date of the enactment of the Emergency Unemployment Compensation Extension Act of 2014''; and

(2) in subsection (c), by striking ''June 30, 2014'' and inserting ''the date that is 11 months after the date of the enactment of the Emergency Unemployment Compensation Extension Act of 2014''.

(b) EXTENSION OF MATCHING FOR STATES WITH NO WAITING WEEK.—Section 5 of the Unemployment Compensation Extension Act of 2008 (Public Law 110–449; 26 U.S.C. 3304 note) is amended by striking ''June 30, 2014'' and inserting ''the date that is 11 months after the date of the enactment of the Emergency Unemployment Compensation Extension Act of 2014''.

(c) EXTENSION OF MODIFICATION OF INDICATORS UNDER THE EXTENDED BENEFIT PROGRAM.—Section 203 of the Federal-State Extended Unemployment Compensation Act of 1970 (26 U.S.C. 3304 note) is amended—

(1) in subsection (d), by striking ''December 31, 2013'' and inserting ''the date that is 5 months after the date of the enactment of the Emergency Unemployment Compensation Extension Act of 2014''; and

(2) in subsection (f)(2), by striking ''December 31, 2013'' and inserting ''the date that is 5 months after the date of the enactment of the Emergency Unemployment Compensation Extension Act of 2014''.

(d) EFFECTIVE DATE.—The amendments made by this section shall apply to weeks of unemployment beginning on or after the date of the enactment of this division.

SEC. __4. EXTENSION OF FUNDING FOR REEMPLOYMENT SERVICES AND REEMPLOYMENT AND ELIGIBILITY ASSESSMENT ACTIVITIES.

(a) EXTENSION.—

(1) IN GENERAL.—Section 4004(c)(2)(A) of the Supplemental Appropriations Act, 2008 (Public Law 110–252; 26 U.S.C. 3304 note) is amended by striking ''through fiscal year 2014'' and inserting ''through fiscal year 2015''.

(2) EFFECTIVE DATE.—The amendment made by this subsection shall take effect as if included in the enactment of the American Taxpayer Relief Act of 2012 (Public Law 112–240).

(b) TIMING FOR SERVICES AND ACTIVITIES.—

(1) IN GENERAL.—Section 4001(i)(1)(A) of the Supplemental Appropriations Act, 2008 (Public Law 110–252; 26 U.S.C. 3304 note) is amended by adding at the end the following new sentence:

''At a minimum, such reemployment services and reemployment and eligibility assessment activities shall be provided to an individual within a time period (determined appropriate by the Secretary) after the date the individual begins to receive amounts under section 4002(b) (first tier benefits) and, if applicable, again within a time period (determined appropriate by the Secretary) after the date the individual begins to receive amounts under section 4002(d) (third tier benefits).''.

(2) EFFECTIVE DATE.—The amendment made by this subsection shall apply on and after the date of the enactment of this division.

(c) PURPOSES OF SERVICES AND ACTIVITIES.—The purposes of the reemployment services and reemployment and eligibility assessment activities under section 4001(i) of the Supplemental Appropriations Act, 2008 (Public Law 110–252; 26 U.S.C. 3304 note) are—

(1) to better link the unemployed with the overall workforce system by bringing individuals receiving unemployment insurance benefits in for personalized assessments and referrals to reemployment services; and

(2) to provide individuals receiving unemployment insurance benefits with early access to specific strategies that can help get them back into the workforce faster, including through—

(A) the development of a reemployment plan;

(B) the provision of access to relevant labor market information;

(C) the provision of access to information about industry-recognized credentials that are regionally relevant or nationally portable;

(D) the provision of referrals to reemployment services and training; and

(E) an assessment of the individual's ongoing eligibility for unemployment insurance benefits.

SEC. __5. ADDITIONAL EXTENDED UNEMPLOYMENT BENEFITS UNDER THE RAILROAD UNEMPLOYMENT INSURANCE ACT.

(a) EXTENSION.—

(1) IN GENERAL.—Section 2(c)(2)(D)(iii) of the Railroad Unemployment Insurance Act (45 U.S.C. 352(c)(2)(D)(iii)) is amended—

(A) by striking ''June 30, 2013'' and inserting ''June 30, 2014''; and

(B) by striking ''December 31, 2013'' and inserting ''December 31, 2014''.

(2) EFFECTIVE DATE.—The amendments made by this subsection shall apply to weeks of unemployment beginning on or after the date of the enactment of this division.

(b) CLARIFICATION ON AUTHORITY TO USE FUNDS.—Funds appropriated under either the first or second sentence of clause (iv) of section 2(c)(2)(D) of the Railroad Unemployment Insurance Act shall be available to cover the cost of additional extended unemployment benefits provided under such section 2(c)(2)(D) by reason of the amendments made by subsection (a) as well as to cover the cost of such benefits provided under such section 2(c)(2)(D), as in effect on the day before the date of enactment of this division.

(c) FUNDING FOR ADMINISTRATION.—Out of any funds in the Treasury not otherwise appropriated, there are appropriated to the Railroad Retirement Board $250,000 for administrative expenses associated with the payment of additional extended unemployment benefits provided under section 2(c)(2)(D) of the Railroad Unemployment Insurance Act by reason of the amendments made by subsection (a), to remain available until expended.

SEC. __6. FLEXIBILITY FOR UNEMPLOYMENT PROGRAM AGREEMENTS.

(a) FLEXIBILITY.—

(1) IN GENERAL.—Subsection (g) of section 4001 of the Supplemental Appropriations Act, 2008 (Public Law 110–252; 26 U.S.C. 3304 note) shall not apply with respect to a State that has enacted a law before June 30, 2014, that, upon taking effect, would violate such subsection.

(2) EFFECTIVE DATE.—Paragraph (1) is effective with respect to weeks of unemployment beginning on or after the date of the enactment of this division.

(b) PERMITTING A SUBSEQUENT AGREEMENT.—Nothing in title IV of the Supplemental Appropriations Act, 2008 (Public Law 110–252; 26 U.S.C. 3304 note) shall preclude a State whose agreement under such title was terminated from entering into a subsequent agreement under such title on or after the date of the enactment of this division if the State, taking into account the application of subsection (a), would otherwise meet the requirements for an agreement under such title.

SEC. __7. ENDING UNEMPLOYMENT PAYMENTS TO JOBLESS MILLIONAIRES AND BILLIONAIRES.

(a) PROHIBITION.—Notwithstanding any other provision of law, no Federal funds may be used for payments of unemployment compensation under the emergency unemployment compensation program under title IV of the Supplemental Appropriations Act, 2008 (Public Law 110–252; 26 U.S.C. 3304 note) to an individual whose adjusted gross income in the preceding year was equal to or greater than $1,000,000.

(b) COMPLIANCE.—Unemployment Insurance applications shall include a form or procedure for an individual applicant to certify the individual's adjusted gross income was not equal to or greater than $1,000,000 in the preceding year.

(c) AUDITS.—The certifications required by subsection (b) shall be auditable by the U.S. Department of Labor or the U.S. Government Accountability Office.

(d) STATUS OF APPLICANTS.—It is the duty of the States to verify the residency, employment, legal, and income status of applicants for Unemployment Insurance and no Federal funds may be expended for purposes of determining whether or not the prohibition under subsection (a) applies with respect to an individual.

(e) EFFECTIVE DATE.—The prohibition under subsection (a) shall apply to weeks of unemployment beginning on or after the date of the enactment of this division.

SEC. __8. GAO STUDY ON THE USE OF WORK SUITABILITY REQUIREMENTS IN UNEMPLOYMENT INSURANCE PROGRAMS.

(a) STUDY.—The Comptroller General of the United States shall conduct a study on the use of work suitability requirements to strengthen requirements to ensure that unemployment insurance benefits are being provided to individuals who are actively looking for work and who truly want to return to the labor force. Such study shall include an analysis of—

(1) how work suitability requirements work under both State and Federal unemployment insurance programs; and

(2) how to incorporate and improve such requirements under Federal unemployment insurance programs; and

(3) other items determined appropriate by the Comptroller General.

(b) BRIEFING.—Not later than 90 days after the date of the enactment of this division, the Comptroller General of the United States shall brief Congress on the ongoing study required under subsection (a). Such briefing shall include preliminary recommendations for such legislation and administrative action as the Comptroller General determines appropriate.

SEC. __9. DESIGNATION OF AMOUNTS.

Amounts made available in this division are designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985 and section 4101 of this Act shall apply to such amounts.

SEC. __10. BUDGETARY EFFECTS.

(a) PAYGO SCORECARD.—The budgetary effects of this division shall not be entered on either PAYGO scorecard maintained pursuant to section 4(d) of the Statutory Pay-As-You-Go Act of 2010 (2 U.S.C. 933(d)).

(b) SENATE PAYGO SCORECARD.—The budgetary effects of this division shall not be entered on any PAYGO scorecard maintained for purposes of section 201 of S. Con. Res. 21 (110th Congress).

AUTHORITY FOR COMMITTEES TO MEET

COMMITTEE ON ARMED SERVICES

Ms. MIKULSKI. Mr. President, I ask unanimous consent that the Committee on Armed Services be authorized to meet during the session of the Senate on July 30, 2014, at 2:30 p.m.

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

COMMITTEE ON COMMERCE, SCIENCE, AND TRANSPORTATION

Ms. MIKULSKI. 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 30, 2014, at 2:30 p.m. in room SR–253 of the Russell Senate Office Building to conduct a hearing entitled, ''Cramming on Wireless Phone Bills: A Review of Consumer Protection Practices and Gaps.''

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

COMMITTEE ON ENVIRONMENT AND PUBLIC WORKS

Ms. MIKULSKI. 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 July 30, 2014.

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

COMMITTEE ON FINANCE

Ms. MIKULSKI. Mr. President, I ask unanimous consent that the Committee on Finance be authorized to meet during the session of the Senate on July 30, 2014, at 2 p.m., in room SD–215 of the Dirksen Senate Office Building, to conduct a hearing entitled ''The African Growth and Opportunity Act at 14: The Road Ahead.''

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

COMMITTEE ON HEALTH, EDUCATION, LABOR, AND PENSIONS

Ms. MIKULSKI. 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 July 30, 2014, at 10:15 a.m., in room SD–430 of the Dirksen Senate Office Building to conduct a hearing entitled ''Paid Family Leave: The Benefits for Businesses and Working Families.''

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

COMMITTEE ON HOMELAND SECURITY AND GOVERNMENTAL AFFAIRS

Ms. MIKULSKI. 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 30, 2014, at 9:30 a.m.

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

COMMITTEE ON INDIAN AFFAIRS

Ms. MIKULSKI. Mr. President, I ask unanimous consent that the Committee on Indian Affairs be authorized to meet during the session of the Senate on July 30, 2014, in room SD–628 of the Dirksen Senate Office Building, at 2:30 p.m. to conduct a hearing entitled ''When Catastrophe Strikes: Responses to Natural Disasters in Indian Country.''

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

COMMITTTE ON THE JUDICIARY

Ms. MIKULSKI. Mr. President, I ask unanimous consent that the Committee on the Judiciary be authorized to meet during the session of the Senate on July 30, 2014, at 10 a.m., in room SD–106 of the Dirksen Senate Office Building, to conduct a hearing entitled ''VAWA Next Steps: Protecting Women from Gun Violence.''

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

SUBCOMMITTEE ON ANTITRUST, COMPETITION POLICY, AND CONSUMER RIGHTS

Ms. MIKULSKI. Mr. President, I ask unanimous consent that the Committee on the Judiciary, Subcommittee on Antitrust, Competition Policy, and Consumer Rights be authorized to meet during the session of the Senate, on July 30, 2014, at 2:15 p.m., in room SD–226 of the Dirksen Senate Office Building, to conduct a hearing entitled ''Pricing Policies and Competition in the Contact Lens Industry: Is What You See What You Get?''

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

SUBCOMMITTEE ON HOUSING, TRANSPORTATION, AND COMMUNITY DEVELOPMENT

Ms. MIKULSKI. Mr. President, I ask unanimous consent that the Committee on Banking, Housing, and Urban Affairs Subcommittee on Housing, Transportation, and Community Development be authorized to meet during the session of the Senate on Wednesday, July 30, 2014, at 10 a.m. to conduct a hearing entitled ''The Flood Insurance Claims Process in Communities After Sandy: Lessons Learned and Potential Improvements.''

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

SUBCOMMITTEE ON PUBLIC LANDS, FORESTS, AND MINING

Ms. MIKULSKI. Mr. President, I ask unanimous consent that the Subcommittee on Public Lands, Forests, and Mining be authorized to meet during the session of the Senate on July 30, 2014, at 9:30 a.m. in room SD–366 of the Dirksen Senate Office Building.

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

SPECIAL COMMITTEE ON AGING

Ms. MIKULSKI. Mr. President, I ask unanimous consent that the Special Committee on Aging be authorized to meet during the session of the Senate on July 30, 2014, in room SR–418 of the Russell Senate Office Building, at 2:15 p.m. to conduct a hearing entitled ''Admitted or Not? The Impact of Medicare Observation Status on Seniors.''

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

PRIVILEGES OF THE FLOOR

Mr. COONS. Mr. President, I ask unanimous consent that Akunna Cook be granted floor privileges for the duration of the consideration of the Bring Jobs Home Act.

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

Mr. HARKIN. Mr. President, I ask unanimous consent that Joshua Wolff, a fellow with the Health, Education, Labor and Pension Committee, be granted floor privileges for the remainder of today's session and that Aly Boyce and Kate Kollars, interns with the committee, also be granted floor privileges for today's session.

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

MEASURES READ THE FIRST TIME—S. 2709

Mr. CASEY. Mr. President, I understand that S. 2709, introduced earlier today by Senator MANCHIN, is at the desk and I ask for its first reading.

The PRESIDING OFFICER. The clerk will read the bill by title for the first time.

The assistant legislative clerk read as follows:

A bill (S. 2709) to extend and reauthorize the Export-Import Bank of the United States, and for other purposes.

Mr. CASEY. I now ask for a second reading and object to my own request.

The PRESIDING OFFICER. Objection is heard. The bill will be read for the second time on the next legislative day.

ORDERS FOR THURSDAY, JULY 31, 2014

Mr. CASEY. Mr. President, I ask unanimous consent that when the Senate completes its business today, it adjourn until 9:30 a.m. on Thursday, July 31, 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 resume consideration of the motion to proceed to S. 2648, the emergency supplemental appropriations bill, postcloture, with the time until 10 a.m. equally divided between the two leaders or their designees, with Senator SESSIONS controlling the time from 10 a.m. to 11 a.m., and the majority controlling the time from 11 a.m. to 12 noon; and finally, that the time during the adjournment count postcloture.

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

PROGRAM

Mr. CASEY. Mr. President, Senators will be notified when any votes are scheduled.