

SEC. 3. IMPROVING THE SHARING AND USE OF DATA BY GOVERNMENT AGENCIES TO CURB IMPROPER PAYMENTS.

The Improper Payments Elimination and Recovery Improvement Act of 2012 (31 U.S.C. 3321 note) is amended—

(1) in section 5—

(A) in subsection (a)(2), by striking subparagraph (A) and inserting the following:

“(A) The death records maintained by the Commissioner of the Social Security Administration.”; and

(B) in subsection (b)—

(i) by redesignating paragraph (5) as paragraph (6); and

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

“(5) USE OF DEATH AND PRISONER INFORMATION.—The Commissioner of Social Security, and the head of any other agency that obtains information on deaths or incarcerated individuals directly from the Commissioner of Social Security pursuant to an agreement under section 205(r) or sections 202(x) and 1611(e) of the Social Security Act (42 U.S.C. 405(r), 405(x), 1382(e)) or the Department of the Treasury’s Do Not Pay program, shall be considered to have satisfied the requirements of this section as such requirements relate to payments or to identifying, preventing, or recovering improper payments in the case of deaths or incarcerated individuals. Nothing in the preceding sentence shall be construed as exempting the Commissioner of Social Security or the head of any other agency that obtains information on deaths or incarcerated individuals directly from the Commissioner of Social Security under an agreement under section 205(r) or sections 202(x) and 1611(e) of the Social Security Act (42 U.S.C. 405(r), 405(x), 1382(e)) or the Department of the Treasury’s Do Not Pay program from being subject to any improper payment reporting requirement of the Director of the Office of Management.”; and

(2) by adding at the end the following:

“SEC. 7. IMPROVING THE USE OF DEATH DATA BY GOVERNMENT AGENCIES.

“(a) PROMPT REPORTING OF DEATH INFORMATION BY THE DEPARTMENT OF STATE AND THE DEPARTMENT OF DEFENSE.—Not later than 1 year after the date of enactment of this section, the Secretary of State and the Secretary of Defense, in coordination with the Commissioner of Social Security, shall establish a procedure under which each Secretary shall, promptly and on a regular basis, submit to the Commissioner information relating to the deaths of individuals. The Commissioner shall, to the extent feasible, provide for the use of death information submitted under this subsection for the purpose specified in clause (i) of section 205(r)(3)(B) of the Social Security Act (42 U.S.C. 405(r)(3)(B)).

“(b) GUIDANCE BY THE OFFICE OF MANAGEMENT AND BUDGET.—

“(1) GUIDANCE TO AGENCIES.—Not later than 6 months after the date of enactment of this section, and in consultation with the Council of Inspectors General on Integrity and Efficiency and the heads of other relevant Federal, State, and local agencies, and Indian tribes and tribal organizations, the Director of the Office of Management and Budget shall issue guidance for each agency or component of an agency that operates or maintains a database of information relating to beneficiaries, annuity recipients, or any purpose described in section 205(r)(3)(B) of the Social Security Act (42 U.S.C. 405(r)(3)(B)) for which improved data matching with databases relating to the death of an individual (in this section referred to as ‘death databases’) would be relevant and necessary regarding implementation of this section to provide such agencies or components access to the death databases no later than 6 months after such date of enactment.

“(2) PLAN TO ASSIST STATES AND LOCAL AGENCIES AND INDIAN TRIBES AND TRIBAL ORGANIZATIONS.—Not later than 1 year after the date of enactment of this section, the Director of the Office of Management and Budget shall develop a plan to assist States and local agencies, and Indian tribes and tribal organizations, in providing electronically to the Federal Government records relating to the death of individuals, which may include recommendations to Congress for any statutory changes or financial assistance to States and local agencies and Indian tribes and tribal organizations that are necessary to ensure States and local agencies and Indian tribes and tribal organizations can provide such records electronically. The plan may include recommendations for the authorization of appropriations or other funding to carry out the plan.

“(c) REPORTS.—

“(1) REPORT TO CONGRESS ON IMPROVING DATA MATCHING REGARDING PAYMENTS TO DECEASED INDIVIDUALS.—Not later than 270 days after the date of enactment of this section, the Director of the Office of Management and Budget, in consultation with the heads of other relevant Federal agencies, and in consultation with States and local agencies, Indian tribes and tribal organizations, shall submit to Congress a plan to improve how States and local agencies and Indian tribes and tribal organizations that provide benefits under a federally-funded program will improve data matching with the Federal Government with respect to the death of individuals who are recipients of such benefits.

“(2) ANNUAL REPORT.—Not later than 1 year after the date of enactment of this section, and for each of the 4 succeeding years, the Director of the Office of Management and Budget shall submit to Congress a report regarding the implementation of this section. The first report submitted under this paragraph shall include the recommendations of the Director required under subsection (b)(2).

“(d) DEFINITIONS.—In this section, the terms ‘Indian tribe’ and ‘tribal organization’ have the meanings given those terms in section 4 of the Indian Self-Determination and Education Assistance Act (25 U.S.C. 450b).”.

SEC. 4. AVAILABILITY OF THE DO NOT PAY INITIATIVE TO THE JUDICIAL AND LEGISLATIVE BRANCHES AND STATES.

Section 5 of the Improper Payments Elimination and Recovery Improvement Act of 2012 (31 U.S.C. 3321 note), as amended by section 3, is further amended—

(1) in subsection (b)(3)—

(A) in the paragraph heading, by striking “BY AGENCIES”; and

(B) by adding at the end the following:

“States and any contractor, subcontractor, or agent of a State, and the judicial and legislative branches of the United States (as defined in paragraphs (2) and (3), respectively, of section 202(e) of title 18, United States Code), shall have access to, and use of, the Do Not Pay Initiative to verify payment or award eligibility for payments (as defined in section (2)(g)(3) of the Improper Payments Information Act of 2002, 31 U.S.C. 3321 note) when, with respect to a State, the Director of the Office of Management and Budget determines that the Do Not Pay Initiative is appropriately established for that State and any contractor, subcontractor, or agent of the State, and, with respect to the judicial and legislative branches of the United States, when the Director of the Office of Management and Budget determines that the Do Not Pay Initiative is appropriately established for the judicial branch or the legislative branch, as applicable.”; and

(2) in subsection (d)(2)—

(A) in subparagraph (B), by striking “and” after the semicolon;

(B) in subparagraph (C), by striking the period at the end and inserting “; and”; and

(C) by inserting after subparagraph (C) the following:

“(D) may include States and their quasi-government entities, and the judicial and legislative branches of the United States (as defined in paragraphs (2) and (3), respectively, of section 202(e) of title 18, United States Code) as users of the system in accordance with subsection (b)(3).”.

SEC. 5. DATA ANALYTICS.

Section 5 of the Improper Payments Elimination and Recovery Improvement Act of 2012 (31 U.S.C. 3321 note), as amended by sections 3 and 4, is further amended by adding at the end the following:

“(h) REPORT ON IMPROPER PAYMENTS DATA ANALYSIS.—Not later than 180 days after the date of enactment of the Improper Payments Agency Cooperation Enhancement Act of 2014, the Secretary of the Treasury shall submit to Congress a report which shall include a description of—

“(1) data analytics performed as part of the Do Not Pay Initiative for the purpose of detecting, preventing, and recovering improper payments through pre-award, post-award pre-payment, and post-payment analysis, which shall include a description of any analysis or investigations incorporating—

“(A) review and data matching of payments and beneficiary enrollment lists of State programs carried out using Federal funds for the purposes of identifying eligibility duplication, residency ineligibility, duplicate payments, or other potential improper payment issues;

“(B) review of multiple Federal agencies and programs for which comparison of data could show payment duplication; and

“(C) review of other information the Secretary of the Treasury determines could prove effective for identifying, preventing, or recovering improper payments, which may include investigation or review of information from multiple Federal agencies or programs; and

“(2) the metrics used in determining whether the analytic and investigatory efforts have reduced, or contributed to the reduction of, improper payments or improper awards.”.

SA 3935. Mr. BURR (for Mr. PRYOR) proposed an amendment to the resolution S. Res. 479, recognizing Veterans Day 2014 as a special “Welcome Home Commemoration” for all who have served in the military since September 14, 2001; as follows:

In the 6th whereas clause of the preamble, strike “marines” and insert “Marines”.

AUTHORITY FOR COMMITTEES TO MEET

COMMITTEE ON BANKING, HOUSING, AND URBAN AFFAIRS

Mrs. BOXER. Mr. President, I ask unanimous consent that the Committee on Banking, Housing, and Urban Affairs be authorized to meet during the session of the Senate on September 18, 2014, at 11 a.m., to conduct a hearing entitled “Assessing and Enhancing Protections in Consumer Financial Services.”

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

COMMITTEE ON ENVIRONMENT AND PUBLIC WORKS

Mrs. BOXER. 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 September 18, 2014.

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

COMMITTEE ON FINANCE

Mrs. BOXER. Mr. President, I ask unanimous consent that the Committee on Finance be authorized to meet during the session of the Senate on September 18, 2014.

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

COMMITTEE ON FOREIGN RELATIONS

Mrs. BOXER. Mr. President, I ask unanimous consent that the Committee on Foreign Relations be authorized to meet during the session of the Senate on September 18, 2014, at 2:15 p.m.

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

COMMITTEE ON HEALTH, EDUCATION, LABOR, AND PENSIONS

Mrs. BOXER. 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 September 18, 2014, at 9:30 a.m. in room SD-430 of the Dirksen Senate Office Building to conduct a hearing entitled "Fulfilling the Promise: Overcoming Persistent Barriers to Economic Self-Sufficiency for People with Disabilities."

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

COMMITTEE ON THE JUDICIARY

Mrs. BOXER. Mr. President, I ask unanimous consent that the Committee on the Judiciary be authorized to meet during the session of the Senate, on September 18, 2014, at 11 a.m., in room SD-226 of the Dirksen Senate Office Building.

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

PERMANENT SUBCOMMITTEE ON INVESTIGATIONS

Mrs. BOXER. Mr. President, I ask unanimous consent that the Permanent Subcommittee on Investigations of the Committee on Homeland Security and Government Affairs be author-

ized to meet during the session of the Senate on September 18, 2014, at 2:30 p.m. to conduct a hearing entitled, "Tax Audits of Large Partnerships."

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

SELECT COMMITTEE ON INTELLIGENCE

Mrs. BOXER. Mr. President, I ask unanimous consent that the Select Committee on Intelligence be authorized to meet during the session of the Senate on September 18, 2014, at 2:30 p.m.

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

PRIVILEGES OF THE FLOOR

Ms. MIKULSKI. Mr. President, I ask unanimous consent that Jennifer Winkler, a member of my staff, be given floor privileges during the course of H. Res. 124.

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

NOTICE

Incomplete record of Senate proceedings. Except for concluding business which follows, today's Senate proceedings will be continued in the next issue of the Record.

NOMINATIONS

Executive nominations received by the Senate:

NATIONAL FOUNDATION ON THE ARTS AND THE HUMANITIES

FRANCINE BERMAN, OF NEW YORK, TO BE A MEMBER OF THE NATIONAL COUNCIL ON THE HUMANITIES FOR A TERM EXPIRING JANUARY 26, 2020, VICE GARY D. GLENN, TERM EXPIRED.

CORPORATION FOR NATIONAL AND COMMUNITY SERVICE

VICTORIA ANN HUGHES, OF VIRGINIA, TO BE A MEMBER OF THE BOARD OF DIRECTORS OF THE CORPORATION FOR NATIONAL AND COMMUNITY SERVICE FOR A TERM EXPIRING OCTOBER 6, 2016, VICE JAMES PALMER, TERM EXPIRED.

ERIC P. LIU, OF WASHINGTON, TO BE A MEMBER OF THE BOARD OF DIRECTORS OF THE CORPORATION FOR NATIONAL AND COMMUNITY SERVICE FOR A TERM EXPIRING DECEMBER 27, 2017, VICE LAYSHAE WARD, TERM EXPIRED.

LEGAL SERVICES CORPORATION

JOSEPH PIUS PIETRZYK, OF OHIO, TO BE A MEMBER OF THE BOARD OF DIRECTORS OF THE LEGAL SERVICES CORPORATION FOR A TERM EXPIRING JULY 13, 2017. (RE-APPOINTMENT)

NATIONAL FOUNDATION ON THE ARTS AND THE HUMANITIES

DEBORAH WILLIS, OF NEW YORK, TO BE A MEMBER OF THE NATIONAL COUNCIL ON THE HUMANITIES FOR A TERM EXPIRING JANUARY 26, 2020, VICE CAROL M. SWAIN, TERM EXPIRED.

FARM CREDIT ADMINISTRATION

DALLAS P. TONSAGER, OF SOUTH DAKOTA, TO BE A MEMBER OF THE FARM CREDIT ADMINISTRATION BOARD, FARM CREDIT ADMINISTRATION, FOR A TERM EXPIRING MAY 21, 2020, VICE JILL LONG THOMPSON, TERM EXPIRED.

FEDERAL MARITIME COMMISSION

MARIO CORDERO, OF CALIFORNIA, TO BE A FEDERAL MARITIME COMMISSIONER FOR THE TERM EXPIRING JUNE 30, 2019. (RE-APPOINTMENT)

NATIONAL TRANSPORTATION SAFETY BOARD

THO DINH-ZARR, OF TEXAS, TO BE A MEMBER OF THE NATIONAL TRANSPORTATION SAFETY BOARD FOR THE REMAINDER OF THE TERM EXPIRING DECEMBER 31, 2018, VICE DEBORAH HERSMAN, RESIGNED.

DEPARTMENT OF STATE

MARIA ECHAVESTE, OF CALIFORNIA, TO BE AMBASSADOR EXTRAORDINARY AND PLENIPOTENTIARY OF

THE UNITED STATES OF AMERICA TO THE UNITED MEXICAN STATES.

BRIAN JAMES EGAN, OF MARYLAND, TO BE LEGAL ADVISER OF THE DEPARTMENT OF STATE, VICE HAROLD HONGJU KOH, RESIGNED.

PAUL A. FOLMSBEE, OF OKLAHOMA, A CAREER MEMBER OF THE SENIOR FOREIGN SERVICE, CLASS OF MINISTER-COUNSELOR, TO BE AMBASSADOR EXTRAORDINARY AND PLENIPOTENTIARY OF THE UNITED STATES OF AMERICA TO THE REPUBLIC OF MALI.

MARY CATHERINE PHEE, OF ILLINOIS, A CAREER MEMBER OF THE SENIOR FOREIGN SERVICE, CLASS OF MINISTER-COUNSELOR, TO BE AMBASSADOR EXTRAORDINARY AND PLENIPOTENTIARY OF THE UNITED STATES OF AMERICA TO THE REPUBLIC OF SOUTH SUDAN.

RICHARD RAHUL VERMA, OF MARYLAND, TO BE AMBASSADOR EXTRAORDINARY AND PLENIPOTENTIARY OF THE UNITED STATES OF AMERICA TO THE REPUBLIC OF INDIA.

FEDERAL MEDIATION AND CONCILIATION SERVICES

ALLISON BECK, OF THE DISTRICT OF COLUMBIA, TO BE FEDERAL MEDIATION AND CONCILIATION DIRECTOR, VICE GEORGE H. COHEN, RESIGNED.

OFFICE OF PERSONNEL MANAGEMENT

EARL L. GAY, OF THE DISTRICT OF COLUMBIA, TO BE DEPUTY DIRECTOR OF THE OFFICE OF PERSONNEL MANAGEMENT, VICE CHRISTINE M. GRIFFIN.

THE JUDICIARY

JOAN MARIE AZRACK, OF NEW YORK, TO BE UNITED STATES DISTRICT JUDGE FOR THE EASTERN DISTRICT OF NEW YORK, VICE JOANNA SEYBERT, RETIRED.

ALFRED H. BENNETT, OF TEXAS, TO BE UNITED STATES DISTRICT JUDGE FOR THE SOUTHERN DISTRICT OF TEXAS, VICE KENNETH M. HOYT, RETIRED.

LORETTA COPELAND BIGGS, OF NORTH CAROLINA, TO BE UNITED STATES DISTRICT JUDGE FOR THE MIDDLE DISTRICT OF NORTH CAROLINA, VICE JAMES A. BEATY, JR., RETIRED.

ELIZABETH K. DILLON, OF VIRGINIA, TO BE UNITED STATES DISTRICT JUDGE FOR THE WESTERN DISTRICT OF VIRGINIA, VICE SAMUEL GRAYSON WILSON, RETIRED. GEORGE C. HANKS, JR., OF TEXAS, TO BE UNITED STATES DISTRICT JUDGE FOR THE SOUTHERN DISTRICT OF TEXAS, VICE NANCY FRIEDMAN ATLAS, RETIRED.

JOSE ROLANDO OLVERA, JR., OF TEXAS, TO BE UNITED STATES DISTRICT JUDGE FOR THE SOUTHERN DISTRICT OF TEXAS, VICE HILDA G. TAGLE, RETIRED.

JILL N. PARRISH, OF UTAH, TO BE UNITED STATES DISTRICT JUDGE FOR THE DISTRICT OF UTAH, VICE DEE V. BENSON, RETIRED.

IN THE ARMY

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES ARMY UNDER TITLE 10, U.S.C., SECTION 624:

To be brigadier general

COL. RONALD P. CLARK

IN THE NAVY

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT IN THE UNITED STATES NAVY TO THE GRADE INDICATED WHILE ASSIGNED TO A POSITION OF IMPORTANCE AND RESPONSIBILITY UNDER TITLE 10, U.S.C., SECTION 601:

To be admiral

ADM. HARRY B. HARRIS, JR.

CONFIRMATIONS

Executive nominations confirmed by the Senate, September 18, 2014:

DEPARTMENT OF STATE

ADAM M. SCHEINMAN, OF VIRGINIA, A CAREER MEMBER OF THE SENIOR EXECUTIVE SERVICE, TO BE SPECIAL REPRESENTATIVE OF THE PRESIDENT FOR NUCLEAR NONPROLIFERATION, WITH THE RANK OF AMBASSADOR.

BATHSHEBA NELL CROCKER, OF THE DISTRICT OF COLUMBIA, TO BE AN ASSISTANT SECRETARY OF STATE (INTERNATIONAL ORGANIZATION AFFAIRS).

DEPARTMENT OF DEFENSE

ERIC ROSENBAUGH, OF PENNSYLVANIA, TO BE AN ASSISTANT SECRETARY OF DEFENSE.

DEPARTMENT OF STATE

MARK WILLIAM LIPPETT, OF OHIO, TO BE AMBASSADOR EXTRAORDINARY AND PLENIPOTENTIARY OF THE UNITED STATES OF AMERICA TO THE REPUBLIC OF KOREA.

UNITED STATES AGENCY FOR INTERNATIONAL DEVELOPMENT

ALFONSO E. LENHARDT, OF NEW YORK, TO BE DEPUTY ADMINISTRATOR OF THE UNITED STATES AGENCY FOR INTERNATIONAL DEVELOPMENT.

DEPARTMENT OF STATE

KEVIN F. O'MALLEY, OF MISSOURI, TO BE AMBASSADOR EXTRAORDINARY AND PLENIPOTENTIARY OF THE UNITED STATES OF AMERICA TO IRELAND.

DEPARTMENT OF THE TREASURY

D. NATHAN SHEETS, OF MARYLAND, TO BE AN UNDER SECRETARY OF THE TREASURY.

EXECUTIVE OFFICE OF THE PRESIDENT

ROBERT W. HOLLEYMAN II, OF LOUISIANA, TO BE A DEPUTY UNITED STATES TRADE REPRESENTATIVE, WITH THE RANK OF AMBASSADOR.