

drugs to make them more appealing to youth.

Under current Federal law, there is no enhanced penalty for a person who alters a controlled substance to make the drug more appealing to youth. Someone who alters a controlled substance in ways prohibited by the legislation we are introducing today would be subject to an additional penalty of up to 10 years, in addition to the penalty for the underlying offense. If someone is convicted of a second offense that is prohibited by the act, that person would face an additional penalty of up to 20 years. Furthermore, a prosecutor who does not charge the separate crime of candying or flavoring a drug may still seek an enhancement at sentencing, under this bill.

This bill sends a strong and clear message to drug dealers—if you flavor or candy up your drugs to try to entice our children, there will be a very heavy price to pay. It will help stop drug dealers from engaging in these activities, and punish them appropriately if they don't.

I am pleased that many of the leading national law enforcement and anti-drug organizations support this bill: the Fraternal Order of Police, the National District Attorneys Association, the Community Anti-Drug Coalitions of America, the Federal Law Enforcement Officers Association, and the National High Intensity Drug Trafficking Area, HIDTA, Directors' Association have all endorsed this legislation. The individuals that these organizations represent are on the front lines working to keep these drugs out of our communities.

The Senate passed a similar version of this legislation by unanimous consent in the 111th Congress, but it was not considered in the House. The time is now for Congress to finish this work, and enact this bill into law.

I urge my colleagues to join me and Senator GRASSLEY in supporting this bill.

By Mr. DURBIN (for himself, Mr. WHITEHOUSE, Mr. FRANKEN, Mr. BLUMENTHAL, Mrs. MURRAY, Mr. REED, Ms. WARREN, Mr. WYDEN, Mrs. BOXER, Mr. KAINE, Mr. SCHATZ, Mrs. GILLIBRAND, and Ms. HIRONO):

S. 729. A bill to amend title 11, United States Code, with respect to certain exceptions to discharge in bankruptcy; to the Committee on the Judiciary.

Mr. DURBIN. Mr. President, I ask unanimous consent that the text of the bill be printed in the RECORD.

There being no objection, the text of the bill was ordered to be printed in the RECORD, as follows:

S. 729

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

#### SECTION 1. SHORT TITLE.

This Act may be cited as the "Fairness for Struggling Students Act of 2015".

#### SEC. 2. EXCEPTIONS TO DISCHARGE.

Section 523(a)(8) of title 11, United States Code, is amended by striking "dependents, for" and all that follows through the end of subparagraph (B) and inserting "dependents, for an educational benefit overpayment or loan made, insured, or guaranteed by a governmental unit or made under any program funded in whole or in part by a governmental unit or an obligation to repay funds received from a governmental unit as an educational benefit, scholarship, or stipend;".

### SUBMITTED RESOLUTIONS

#### SENATE RESOLUTION 100—TO PROVIDE SUFFICIENT TIME FOR LEGISLATION TO BE READ

Mr. PAUL submitted the following resolution; which was referred to the Committee on Rules and Administration:

S. RES. 100

*Resolved*, That (a) it shall not be in order for the Senate to consider any bill, resolution, message, conference report, amendment between the Houses, amendment, treaty, or any other measure or matter until 1 session day has passed since introduction for every 20 pages included in the measure or matter in the usual form plus 1 session day for any number of remaining pages less than 20 in the usual form.

(b)(1) Any Senator may raise a point of order that consideration of any bill, resolution, message, conference report, amendment, treaty, or any other measure or matter is not in order under subsection (a). No motion to table the point of order shall be in order.

(2) Paragraph (1) may be waived or suspended only by an affirmative vote of three-fifths of the Members, duly chosen and sworn. All motions to waive under this paragraph shall be debatable collectively for not to exceed 3 hours equally divided between the Senator raising the point for order and the Senator moving to waive the point of order or their designees. A motion to waive the point of order shall not be amendable.

(3) This resolution is enacted pursuant to the power granted to each House of Congress to determine the Rules of its Proceedings in clause 2 of section 5 of article I of the Constitution of the United States.

#### SENATE RESOLUTION 101—RELATING TO PROCEEDINGS OF THE SENATE IN THE EVENT OF A PARTIAL OR FULL SHUTDOWN OF THE FEDERAL GOVERNMENT

Mr. BENNET (for himself and Mr. GARDNER) submitted the following resolution; which was referred to the Committee on Rules and Administration:

S. RES. 101

*Resolved*,

#### SECTION 1. SHORT TITLE.

This resolution may be cited as the "Shutdown Accountability Resolution".

#### SEC. 2. PROCEEDINGS OF THE SENATE DURING A FULL OR PARTIAL GOVERNMENT SHUTDOWN.

(a) DEFINITION.—In this section, the term "Government shutdown" means a lapse in appropriations for 1 or more agencies of the Federal Government.

(b) CONVENING OF THE SENATE.—

(1) IN GENERAL.—Notwithstanding any rule or order of the Senate, during the period of a Government shutdown—

(A) the Senate shall convene at 8:00 a.m. each day, unless the body is in continuous session; and

(B) it shall not be in order to ask for, and the Presiding Officer shall not entertain a request for, unanimous consent to change the hour or day on which the Senate shall convene under subparagraph (A).

(2) SENATE NOT IN SESSION.—If the Senate is not in session on the first calendar day of a Government shutdown, the majority leader, after consultation with the minority leader, shall notify Members of the Senate that, pursuant to this standing order, the Senate shall convene at 8:00 a.m. on the next calendar day of the Government shutdown.

(c) PRESENCE OF A QUORUM.—

(1) IN GENERAL.—During the period of a Government shutdown, and notwithstanding any provision of the Standing Rules of the Senate—

(A) immediately after the Presiding Officer takes the chair in accordance with rule IV of the Standing Rules of the Senate, the Presiding Officer shall direct the Clerk to call the roll to ascertain the presence of a quorum; and

(B) 1 hour after the presence of a quorum has last been demonstrated, the Presiding Officer shall direct the Clerk to call the roll to ascertain the presence of a quorum.

(2) LACK OF QUORUM.—

(A) IN GENERAL.—If, upon a calling of the roll under paragraph (1), it shall be ascertained that a quorum is not present—

(i) the Presiding Officer shall direct the Clerk to call the names of any absent Senators; and

(ii) following the calling of the names under clause (i), the Presiding Officer shall, without intervening motion or debate, submit to the Senate by a yea-and-nay vote the question: "Shall the Sergeant-at-Arms be directed to request the attendance of absent Senators?"

(B) DIRECTION TO COMPEL ATTENDANCE.—If a quorum is not present 15 minutes after the time at which the vote on a question submitted under subparagraph (A)(ii) starts, the Presiding Officer shall, without intervening motion or debate, submit to the Senate by a yea-and-nay vote the question: "Shall the Sergeant-at-Arms be directed to compel the attendance of absent Senators?"

(C) ARREST OF ABSENT SENATORS.—Effective 1 hour after the Sergeant-at-Arms is directed to compel the attendance of absent Senators under subparagraph (B), if any Senator not excused under rule XII of the Standing Rules of the Senate is not in attendance, the Senate shall be deemed to have agreed an order that reads as follows: "Ordered, That the Sergeant at Arms be directed to arrest absent Senators; that warrants for the arrests of all Senators not sick nor excused be issued under the signature of the Presiding Officer and attested by the Secretary, and that such warrants be executed without delay."

(D) REPORTS.—Not less frequently than once per hour during proceedings to compel the attendance of absent Senators, the Sergeant at Arms shall submit to the Senate a report on absent Senators, which shall—

(i) be laid before the Senate;

(ii) identify each Senator whose absence is excused;

(iii) identify each Senator who is absent without excuse; and

(iv) for each Senator identified under clause (iii), provide information on the current location of the Senator.

(3) REGAINING THE FLOOR.—If a Senator had been recognized to speak at the time a call of the roll to ascertain the presence of a quorum was initiated under paragraph (2)(A),

and if the presence of a quorum is established, that Senator shall be entitled to be recognized to speak.

(d) **ADJOURNING AND RECESSING.**—During the period of a Government shutdown—

(1) a motion to adjourn or to recess the Senate shall be decided by a ye-or-nay vote;

(2) if a quorum is present, the Presiding Officer shall not entertain a request to adjourn or recess the Senate by unanimous consent or to vitiate the yeas and nays on such a motion by unanimous consent;

(3) a motion to adjourn or a motion to recess made during the period beginning at 8:00 a.m. and ending at 11:59 p.m., shall only be agreed to upon an affirmative vote of two-thirds of the Senators present and voting, a quorum being present; and

(4) if the Senate must adjourn due to the absence of a quorum, the Senate shall reconvene 2 hours after the time at which it adjourns and ascertain the presence of a quorum in accordance with subsection (c)(1).

(e) **NO SUSPENSION OF REQUIREMENTS.**—The Presiding Officer may not entertain a request to suspend the operation of this standing order by unanimous consent or motion.

(f) **CONSISTENCY WITH SENATE EMERGENCY PROCEDURES AND PRACTICES.**—Nothing in this standing order shall be construed in a manner that is inconsistent with S. Res. 296 (108th Congress) or any other emergency procedures or practices of the Senate.

(g) **STANDING ORDER.**—This section shall be a standing order of the Senate.

#### AMENDMENTS SUBMITTED AND PROPOSED

**SA 298.** Mr. SESSIONS (for himself and Mr. VITTER) submitted an amendment intended to be proposed by him to the bill S. 178, to provide justice for the victims of trafficking; which was ordered to lie on the table.

**SA 299.** Mr. HOEVEN submitted an amendment intended to be proposed by him to the bill S. 178, supra; which was ordered to lie on the table.

**SA 300.** Mr. LEAHY (for himself, Mr. DURBIN, Mr. WHITEHOUSE, Ms. KLOBUCHAR, Mr. FRANKEN, Mr. COONS, Mr. BLUMENTHAL, Mrs. MURRAY, Ms. HIRONO, Mr. SCHUMER, Ms. BALDWIN, Mr. BENNET, Mr. SANDERS, Mr. BROWN, Ms. HEITKAMP, Mr. REID, Mrs. FEINSTEIN, and Mr. PETERS) submitted an amendment intended to be proposed by him to the bill S. 178, supra; which was ordered to lie on the table.

#### TEXT OF AMENDMENTS

**SA 298.** Mr. SESSIONS (for himself and Mr. VITTER) submitted an amendment intended to be proposed by him to the bill S. 178, to provide justice for the victims of trafficking; which was ordered to lie on the table; as follows:

Beginning on page 48, line 21, strike “human smuggling)” and all that follows through page 49, line 2 and insert “human smuggling).”.

**SA 299.** Mr. HOEVEN submitted an amendment intended to be proposed by him to the bill S. 178, to provide justice for the victims of trafficking; which was ordered to lie on the table; as follows:

On page 60, between lines 17 and 18, insert the following:

“(4) **ELIGIBLE ENTITIES COLLECTING DATA ON CHILD HUMAN TRAFFICKING.**—No eligible entity shall be precluded from being awarded a grant under subsection (a) on the grounds

that the eligible entity has only recently begun collecting data on child human trafficking.”.

**SA 300.** Mr. LEAHY (for himself, Mr. DURBIN, Mr. WHITEHOUSE, Ms. KLOBUCHAR, Mr. FRANKEN, Mr. COONS, Mr. BLUMENTHAL, Mrs. MURRAY, Ms. HIRONO, Mr. SCHUMER, Ms. BALDWIN, Mr. BENNET, Mr. SANDERS, Mr. BROWN, Ms. HEITKAMP, Mr. REID, Mrs. FEINSTEIN, and Mr. PETERS) submitted an amendment intended to be proposed by him to the bill S. 178, to provide justice for the victims of trafficking; which was ordered to lie on the table; as follows:

Strike all after the enacting clause and insert the following:

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

(a) **SHORT TITLE.**—This Act may be cited as the “Justice for Victims of Trafficking Act of 2015”.

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

Sec. 1. Short title; table of contents.

#### TITLE I—JUSTICE FOR VICTIMS OF TRAFFICKING

Sec. 101. Domestic Trafficking Victims’ Fund.

Sec. 102. Clarifying the benefits and protections offered to domestic victims of human trafficking.

Sec. 103. Victim-centered child human trafficking deterrence block grant program.

Sec. 104. Direct services for victims of child pornography.

Sec. 105. Increasing compensation and restitution for trafficking victims.

Sec. 106. Streamlining human trafficking investigations.

Sec. 107. Enhancing human trafficking reporting.

Sec. 108. Reducing demand for sex trafficking.

Sec. 109. Sense of Congress.

Sec. 110. Using existing task forces and components to target offenders who exploit children.

Sec. 111. Targeting child predators.

Sec. 112. Monitoring all human traffickers as violent criminals.

Sec. 113. Crime victims’ rights.

Sec. 114. Combat Human Trafficking Act.

Sec. 115. Survivors of Human Trafficking Empowerment Act.

Sec. 116. Bringing Missing Children Home Act.

Sec. 117. Grant accountability.

#### TITLE II—COMBATING HUMAN TRAFFICKING

Subtitle A—Enhancing Services for Runaway and Homeless Victims of Youth Trafficking

Sec. 201. Amendments to the Runaway and Homeless Youth Act.

Subtitle B—Improving the Response to Victims of Child Sex Trafficking

Sec. 211. Response to victims of child sex trafficking.

Subtitle C—Interagency Task Force to Monitor and Combat Trafficking

Sec. 221. Victim of trafficking defined.

Sec. 222. Interagency task force report on child trafficking primary prevention.

Sec. 223. GAO Report on intervention.

Sec. 224. Provision of housing permitted to protect and assist in the recovery of victims of trafficking.

#### TITLE III—HERO ACT

Sec. 301. Short title.

Sec. 302. HERO Act.

#### TITLE IV—RUNAWAY AND HOMELESS YOUTH AND TRAFFICKING PREVENTION ACT

Sec. 401. Runaway and homeless youth and trafficking prevention.

Sec. 402. Response to missing children and victims of child sex trafficking.

#### TITLE V—STOP EXPLOITATION THROUGH TRAFFICKING ACT

Sec. 501. Short title.

Sec. 502. Safe Harbor Incentives.

Sec. 503. Report on restitution paid in connection with certain trafficking offenses.

Sec. 504. National human trafficking hotline.

Sec. 505. Job corps eligibility.

Sec. 506. Clarification of authority of the United States Marshals Service.

Sec. 507. Establishing a national strategy to combat human trafficking.

#### TITLE I—JUSTICE FOR VICTIMS OF TRAFFICKING

##### SEC. 101. DOMESTIC TRAFFICKING VICTIMS’ FUND.

(a) **IN GENERAL.**—Chapter 201 of title 18, United States Code, is amended by adding at the end the following:

##### “§ 3014. Additional special assessment

“(a) **IN GENERAL.**—Beginning on the date of enactment of the Justice for Victims of Trafficking Act of 2015 and ending on September, 30 2019, in addition to the assessment imposed under section 3013, the court shall assess an amount of \$5,000 on any non-indigent person or entity convicted of an offense under—

“(1) chapter 77 (relating to peonage, slavery, and trafficking in persons);

“(2) chapter 109A (relating to sexual abuse);

“(3) chapter 110 (relating to sexual exploitation and other abuse of children);

“(4) chapter 117 (relating to transportation for illegal sexual activity and related crimes); or

“(5) section 274 of the Immigration and Nationality Act (8 U.S.C. 1324) (relating to human smuggling), unless the person induced, assisted, abetted, or aided only an individual who at the time of such action was the alien’s spouse, parent, son, or daughter (and no other individual) to enter the United States in violation of law.

“(b) **SATISFACTION OF OTHER COURT-ORDERED OBLIGATIONS.**—An assessment under subsection (a) shall not be payable until the person subject to the assessment has satisfied all outstanding court-ordered fines and orders of restitution arising from the criminal convictions on which the special assessment is based.

“(c) **ESTABLISHMENT OF DOMESTIC TRAFFICKING VICTIMS’ FUND.**—There is established in the Treasury of the United States a fund, to be known as the ‘Domestic Trafficking Victims’ Fund’ (referred to in this section as the ‘Fund’), to be administered by the Attorney General, in consultation with the Secretary of Homeland Security and the Secretary of Health and Human Services.

“(d) **DEPOSITS.**—Notwithstanding section 3302 of title 31, or any other law regarding the crediting of money received for the Government, there shall be deposited in the Fund an amount equal to the amount of the assessments collected under this section, which shall remain available until expended.

“(e) **USE OF FUNDS.**—

“(1) **IN GENERAL.**—From amounts in the Fund, in addition to any other amounts available, and without further appropriation, the Attorney General, in coordination with the Secretary of Health and Human Services shall, for each of fiscal years 2016 through