

By Mr. BLUNT (for himself, Mr. GRASSLEY, Mr. ROBERTS, Mr. CORNYN, Mr. COATS, Mr. SCOTT, and Mr. RISCH):

S. 362. A bill to amend title 5, United States Code, to provide for investigative leave requirements with respect to Senior Executive Service employees, and for other purposes; to the Committee on Homeland Security and Governmental Affairs.

By Mr. GRASSLEY (for himself, Mr. MIKULSKI, Mr. CASEY, Mr. WHITEHOUSE, and Mr. BOOZMAN):

S. 363. A bill to amend the Elementary and Secondary Education Act of 1965 to aid gifted and talented and high-ability learners by empowering the Nation's teachers, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. BLUNT (for himself and Mr. SCHUMER):

S. 364. A bill to amend the Internal Revenue Code of 1986 to extend tax incentives to certain live theatrical performances, and for other purposes; to the Committee on Finance.

By Mr. HATCH (for himself and Mr. LEE):

S. 365. A bill to improve rangeland conditions and restore grazing levels within the Grand Staircase-Escalante National Monument, Utah; to the Committee on Energy and Natural Resources.

By Mr. TESTER (for himself, Mr. COCHRAN, Mr. LEAHY, Mrs. MCCASKILL, Mr. UDALL, Mrs. BOXER, Mr. DURBIN, Mr. KING, Ms. HEITKAMP, Ms. WARREN, Mr. DONNELLY, Mr. BROWN, Mr. SANDERS, Mrs. GILLIBRAND, Mr. MENENDEZ, Ms. HIRONO, Mr. HEINRICH, Mr. WHITEHOUSE, Mr. FRANKEN, Ms. KLOBUCHAR, Mr. MURPHY, Mr. CARDIN, Mr. PETERS, Mr. MERKLEY, Mr. KAINE, Ms. AYOTTE, Ms. COLLINS, Mr. GARDNER, Mr. GRASSLEY, Mr. SCOTT, Mr. WICKER, and Mr. DAINES):

S. 366. A bill to require Senate candidates to file designations, statements, and reports in electronic form; to the Committee on Rules and Administration.

By Mr. TESTER (for himself, Mr. UDALL, Mrs. GILLIBRAND, and Mrs. BOXER):

S. 367. A bill to amend the Internal Revenue Code of 1986 to require that return information from tax-exempt organizations be made available in a searchable format and to provide the disclosure of the identity of contributors to certain tax-exempt organizations; to the Committee on Finance.

By Mr. TOOMEY (for himself and Mr. MANCHIN):

S. 368. A bill to amend title 18, United States Code, to require that the Director of the Bureau of Prisons ensure that each chief executive officer of a Federal penal or correctional institution provides a secure storage area located outside of the secure perimeter of the Federal penal or correctional institution for firearms carried by certain employees of the Bureau of Prisons, and for other purposes; to the Committee on the Judiciary.

By Ms. KLOBUCHAR (for herself and Mr. BLUNT):

S. 369. A bill to enhance pre- and post-adoptive support services; to the Committee on Finance.

By Mrs. FEINSTEIN (for herself, Ms. AYOTTE, Mrs. GILLIBRAND, Mrs. BOXER, Ms. HEITKAMP, Ms. BALDWIN, Mr. BROWN, Ms. MIKULSKI, Ms. STABENOW, Mrs. CAPITO, Mrs. SHAHEEN, Mr. CASEY, Ms. HIRONO, Mrs. MCCASKILL, Ms. WARREN, and Ms. CANTWELL):

S. 370. A bill to require breast density reporting to physicians and patients by facilities that perform mammograms, and for

other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Ms. MURKOWSKI (for herself, Mrs. BOXER, Mr. SULLIVAN, and Ms. CANTWELL):

S. 371. A bill to remove a limitation on a prohibition relating to permits for discharges incidental to normal operation of vessels; to the Committee on Environment and Public Works.

By Mrs. CAPITO (for herself, Mr. CRAPO, Ms. HEITKAMP, Mr. MANCHIN, Mr. MERKLEY, and Mr. TOOMEY):

S. 372. A bill to ensure access to certain information for financial services industry regulators, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. RUBIO (for himself, Mr. THUNE, and Mr. NELSON):

S. 373. A bill to provide for the establishment of nationally uniform and environmentally sound standards governing discharges incidental to the normal operation of a vessel; to the Committee on Commerce, Science, and Transportation.

By Mrs. SHAHEEN (for herself and Ms. AYOTTE):

S. 374. A bill to amend the Veterans Access, Choice, and Accountability Act of 2014 to extend the requirement of the Secretary to furnish hospital care and medical services through non-Department of Veterans Affairs entities to veterans residing in certain locations; to the Committee on Veterans' Affairs.

By Mr. CARDIN (for himself, Ms. COLLINS, Ms. BALDWIN, Mr. COCHRAN, Mr. BLUMENTHAL, Mr. KIRK, Mr. CARPER, Ms. MURKOWSKI, Mr. CASEY, Mr. PORTMAN, Ms. CANTWELL, Mr. COONS, Mr. HEINRICH, Ms. HIRONO, Mr. KING, Mr. LEAHY, Mr. MARKEY, Mr. MENENDEZ, Mr. MERKLEY, Ms. MIKULSKI, Mr. MURPHY, Mr. SANDERS, Mr. SCHUMER, Mr. WYDEN, and Ms. KLOBUCHAR):

S. 375. A bill to amend the Internal Revenue Code of 1986 to provide a reduced rate of excise tax on beer produced domestically by certain qualifying producers; to the Committee on Finance.

By Mr. KIRK (for himself, Mr. BLUNT, Mr. DURBIN, Mr. BOOZMAN, and Mr. LEAHY):

S. 376. A bill to amend the Internal Revenue Code of 1986 to exclude payments received under the Work Colleges Program from gross income, including payments made from institutional funds; to the Committee on Finance.

By Mr. SCHUMER (for himself, Mr. ROBERTS, Mr. LEAHY, and Ms. COLLINS):

S. 377. A bill to amend title XVIII of the Social Security Act to increase access to ambulance services under the Medicare program and to reform payments for such services under such program, and for other purposes; to the Committee on Finance.

By Mr. GRASSLEY (for himself, Mr. BLUNT, Mr. CRUZ, Mr. HATCH, Mr. PAUL, Mr. CORNYN, Mr. RUBIO, Mr. INHOFE, Mrs. FISCHER, Mr. FLAKE, Mr. LEE, Mrs. CAPITO, and Mr. GARDNER):

S. 378. A bill to impose certain limitations on consent decrees and settlement agreements by agencies that require the agencies to take regulatory action in accordance with the terms thereof, and for other purposes; to the Committee on the Judiciary.

By Mr. HATCH (for himself, Mr. CORNYN, Mr. LEE, Mr. MCCAIN, Mr. ENZI, Mr. SCOTT, Mr. JOHNSON, Mr. INHOFE, Mr. BLUNT, Mr. MORAN, Mr. ISAKSON, Mr. GARDNER, Mr. HOEVEN, Mr. BARASSO, Mr. CRAPO, Mr. WICKER, Mr. VITTER, Mr. HELLER, Mr. ALEXANDER, Mr. TOOMEY, Mr. BOOZMAN, Ms.

AYOTTE, Mr. THUNE, Mr. KIRK, Mr. ROBERTS, Mr. PORTMAN, Mr. CRUZ, Mr. GRAHAM, Mr. CASSIDY, Mr. RUBIO, Ms. MURKOWSKI, Mrs. FISCHER, Mr. FLAKE, Mr. RISCH, Mr. PERDUE, Mr. COCHRAN, Mr. LANKFORD, Mr. BURR, Mrs. CAPITO, Mr. SULLIVAN, Mr. DAINES, Mr. ROUNDS, Mr. MCCONNELL, Mr. GRASSLEY, Mr. COATS, Mrs. ERNST, Mr. TILLIS, Mr. COTTON, Ms. COLLINS, Mr. SHELBY, Mr. CORKER, Mr. PAUL, Mr. SESSIONS, and Mr. SASSE):

S.J. Res. 6. A joint resolution proposing an amendment to the Constitution of the United States relative to balancing the budget; to the Committee on the Judiciary.

By Mr. TESTER (for himself and Mr. WHITEHOUSE):

S.J. Res. 7. A joint resolution proposing an amendment to the Constitution of the United States to clarify the authority of Congress and the States to regulate corporations, limited liability companies, and other corporate entities established by the laws of any State, the United States, or any foreign state; to the Committee on the Judiciary.

## SUBMISSION OF CONCURRENT AND SENATE RESOLUTIONS

The following concurrent resolutions and Senate resolutions were read, and referred (or acted upon), as indicated:

By Mr. MENENDEZ (for himself, Mrs. SHAHEEN, Mr. COONS, Mr. ISAKSON, Mr. BOOZMAN, and Mr. DURBIN):

S. Res. 65. A resolution supporting efforts to bring an end to violence perpetrated by Boko Haram, and urging the Government of Nigeria to conduct transparent, peaceful, and credible elections; to the Committee on Foreign Relations.

By Mr. BLUMENTHAL:

S. Res. 66. A resolution expressing support for the designation of February 12, 2015, as "Darwin Day" and recognizing the importance of science in the betterment of humanity; to the Committee on Commerce, Science, and Transportation.

By Mr. ALEXANDER (for himself and Mr. LEE):

S. Res. 67. A resolution amending rule XXII of the Standing Rules of the Senate to revise the number of affirmative votes required to end debate on nominations; to the Committee on Rules and Administration.

By Mr. JOHNSON (for himself and Mrs. SHAHEEN):

S. Res. 68. A resolution expressing the sense of the Senate regarding the January 24, 2015, attacks carried out by Russian-backed rebels on the civilian population in Mariupol, Ukraine, and the provision of lethal and non-lethal military assistance to Ukraine; to the Committee on Foreign Relations.

## ADDITIONAL COSPONSORS

S. 149

At the request of Mr. HATCH, the name of the Senator from Utah (Mr. LEE) was added as a cosponsor of S. 149, a bill to amend the Internal Revenue Code of 1986 to repeal the excise tax on medical devices.

S. 165

At the request of Ms. AYOTTE, the names of the Senator from South Dakota (Mr. ROUNDS) and the Senator from Alaska (Mr. SULLIVAN) were added as cosponsors of S. 165, a bill to extend and enhance prohibitions and limitations with respect to the transfer or release of individuals detained at United

States Naval Station, Guantanamo Bay, Cuba, and for other purposes.

S. 168

At the request of Mr. ROBERTS, the name of the Senator from Arizona (Mr. FLAKE) was added as a cosponsor of S. 168, a bill to codify and modify regulatory requirements of Federal agencies.

S. 182

At the request of Mr. ROBERTS, the name of the Senator from Kentucky (Mr. PAUL) was added as a cosponsor of S. 182, a bill to amend the Elementary and Secondary Education Act of 1965 to prohibit Federal education mandates, and for other purposes.

S. 209

At the request of Mr. BARRASSO, the name of the Senator from Alaska (Ms. MURKOWSKI) was added as a cosponsor of S. 209, a bill to amend the Indian Tribal Energy Development and Self-Determination Act of 2005, and for other purposes.

S. 257

At the request of Mr. MORAN, the names of the Senator from Mississippi (Mr. COCHRAN) and the Senator from Minnesota (Ms. KLOBUCHAR) were added as cosponsors of S. 257, a bill to amend title XVIII of the Social Security Act with respect to physician supervision of therapeutic hospital outpatient services.

S. 258

At the request of Mr. ROBERTS, the name of the Senator from Indiana (Mr. DONNELLY) was added as a cosponsor of S. 258, a bill to amend title XVIII of the Social Security Act to remove the 96-hour physician certification requirement for inpatient critical access hospital services.

S. 269

At the request of Mr. KIRK, the names of the Senator from Texas (Mr. CORNYN) and the Senator from Louisiana (Mr. VITTER) were added as cosponsors of S. 269, a bill to expand sanctions imposed with respect to Iran and to impose additional sanctions with respect to Iran, and for other purposes.

S. 271

At the request of Mr. REID, the names of the Senator from New Hampshire (Mrs. SHAHEEN) and the Senator from Michigan (Ms. STABENOW) were added as cosponsors of S. 271, a bill to amend title 10, United States Code, to permit certain retired members of the uniformed services who have a service-connected disability to receive both disability compensation from the Department of Veterans Affairs for their disability and either retired pay by reason of their years of military service or Combat-Related Special Compensation, and for other purposes.

S. 289

At the request of Mr. DURBIN, the name of the Senator from Rhode Island (Mr. WHITEHOUSE) was added as a cosponsor of S. 289, a bill to prioritize funding for an expanded and sustained

national investment in biomedical research.

S. 291

At the request of Mr. INHOFE, the name of the Senator from Arkansas (Mr. BOOZMAN) was added as a cosponsor of S. 291, a bill to amend the Immigration and Nationality Act to provide for extensions of detention of certain aliens ordered removed, and for other purposes.

S. 301

At the request of Mrs. FISCHER, the names of the Senator from Missouri (Mr. BLUNT), the Senator from New Hampshire (Mrs. SHAHEEN) and the Senator from Wyoming (Mr. ENZI) were added as cosponsors of S. 301, a bill to require the Secretary of the Treasury to mint coins in commemoration of the centennial of Boys Town, and for other purposes.

S. 316

At the request of Mr. KIRK, the names of the Senator from Texas (Mr. CORNYN) and the Senator from Florida (Mr. RUBIO) were added as cosponsors of S. 316, a bill to amend the charter school program under the Elementary and Secondary Education Act of 1965.

S. 334

At the request of Mr. PORTMAN, the name of the Senator from Mississippi (Mr. WICKER) was added as a cosponsor of S. 334, a bill to amend title 31, United States Code, to provide for automatic continuing resolutions.

S. 338

At the request of Mr. BURR, the names of the Senator from New Hampshire (Mrs. SHAHEEN) and the Senator from South Carolina (Mr. GRAHAM) were added as cosponsors of S. 338, a bill to permanently reauthorize the Land and Water Conservation Fund.

S.J. RES. 1

At the request of Mr. VITTER, the name of the Senator from North Carolina (Mr. TILLIS) was added as a cosponsor of S.J. Res. 1, a joint resolution proposing an amendment to the Constitution of the United States relative to limiting the number of terms that a Member of Congress may serve.

S. RES. 63

At the request of Mr. KING, his name was added as a cosponsor of S. Res. 63, a resolution congratulating the New England Patriots on their victory in Super Bowl XLIX.

#### STATEMENTS ON INTRODUCED BILLS AND JOINT RESOLUTIONS

By Mr. LEE (for himself, Mr. LEAHY, Mr. CORNYN, Mr. MORAN, Mr. GARDNER, Mrs. SHAHEEN, Mr. MERKLEY, and Mr. BLUMENTHAL):

S. 356. A bill to improve the provisions relating to the privacy of electronic communications; to the Committee on the Judiciary.

Mr. LEE. Mr. President, the Electronic Communications Privacy Act was first enacted in 1986. I would ask

my colleagues, what were you doing in 1986? Mr. President, 1986 was a long time ago. In 1986 I was in the ninth grade. This was an age when not everyone had a personal computer. My family didn't have a computer. Most of the people I knew who had a computer had something like the Commodore VIC-20, which was a very small computer with very little processing power compared to what we have today. But this law, the Electronic Communications Privacy Act—or ECPA, as it is sometimes known—was and still is an important law with an increasingly important objective; that is, to ensure that government agencies respect the Fourth Amendment in accessing an individual's electronic communications.

In the nearly three decades since ECPA became law, technology has advanced rapidly, dramatically, far beyond the capacity of this particular law, ECPA, to keep up. The prevalence of email and the low cost of electronic data storage have made what were once robust protections vastly insufficient to ensure that citizens' rights are protected with respect to their electronic communications, such as email.

There is no reason we should still be operating under a law written in the analog age when we are living in a digital world. This is a little bit like operating with a DOS-based operating system in the age of much more sophisticated software systems that help us interact relatively seamlessly with our computers. That is why Senator LEAHY and I have come together to craft this truly bipartisan piece of legislation which would modernize ECPA and bring constitutional protections against worthless searches and seizures into harmony with the technological realities of the 21st century.

The Lee-Leahy ECPA Amendments Act of 2015 would prohibit electronic communications or remote computing service providers—such as Gmail or Facebook or Twitter, for example—from voluntarily disclosing the contents of customer emails or other communications. It eliminates the ambiguous and outdated 180-day rule that some government agencies believe grants them warrantless access to the content of older emails. That is any emails older than the very young age of 180 days old. Instead, all requests for the content of electronic communications would require a search warrant—a search warrant required by the Fourth Amendment, a search warrant based on probable cause—and law enforcement agencies would be required to notify within 10 days any persons whose email accounts were searched, subject to some logical and narrow exceptions, of course.

This legislation is also carefully crafted so that it would not impede the ability of law enforcement agencies to conduct legitimate investigative activities consistent with the Fourth Amendment.