

streets but doing so in a way that ensures American citizens' constitutional rights will be respected.

I think this just makes sense. I think it is pretty reasonable, and it is a good starting point if we are trying to address the real threat of Islamic extremism rearing its ugly head here at home, but as I mentioned, we must do more than equip our law enforcement officials with the tools they need in order to collect evidence and hopefully prevent these attacks from occurring in the future.

So going forward, I hope we will come up with an agreement that any response to domestic terrorism must include providing the FBI and other law enforcement the resources and authorities to track down terrorists and take them off the streets.

FORT HOOD TRAGEDY

Mr. President, 2 weeks ago, about a dozen soldiers were in an Army tactical vehicle in Fort Hood, TX, as part of a larger training exercise when they were swept off the road. Nine of them lost their lives by drowning. This was in the aftermath of heavy rain and flooding throughout Texas, and their vehicle overturned as they tried to cross a flooded creek.

As I said, out of the 12 people swept out of the tactical vehicle, 9 of them drowned, but thankfully 3 survived. The nine who died came from all over America—California, New York, New Jersey, Florida, Indiana, and Texas. They were also at various stages of their honorable careers of serving our country and the U.S. Army.

Today, at the Spirit of Fort Hood Chapel, the Fort Hood community is gathering to remember each of them, their families, to offer prayers for their friends and family left behind, and to consider how we can honor their legacy going forward.

I, of course, send my prayers and deepest condolences to those who have lost loved ones. I can't imagine their pain, but I share in their grief. Fort Hood is a resilient place. Over the years, it has experienced a number of tragedies, including the shooting by MAJ Nidal Husein, just to name another one. They have experienced tragedy before, and I hate that they have to do so again, but I know, without a doubt, that the community there that is nicknamed "the great place" is strong, and I hope and pray the service today is a time of hopeful remembrance for those who committed their lives to protect and defend our freedoms.

I thank them for their service, and I stand ready to support the Fort Hood community in any way I can while they continue to grieve the loss of these nine heroes.

RESOLUTIONS SUBMITTED TODAY

Mr. CORNYN. Mr. President, I ask unanimous consent that the Senate now proceed to the en bloc consideration of the following Senate Resolutions, which were submitted earlier today: S. Res. 495, S. Res. 496, S. Res. 497, and S. Res. 498.

There being no objection, the Senate proceeded to consider the resolutions en bloc.

Mr. CORNYN. Mr. President, I ask unanimous consent that the resolutions be agreed to, the preambles be agreed to, and the motions to reconsider be considered made and laid upon the table en bloc.

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

The resolutions were agreed to.

The preambles were agreed to.

(The resolutions, with their preambles, are printed in today's RECORD under "Submitted Resolutions.")

UNITED STATES SEMIQUINCENTENNIAL COMMISSION ACT OF 2016

Mr. CORNYN. Mr. President, I ask unanimous consent that the Judiciary Committee be discharged from further consideration of S. 2815 and the Senate proceed to its consideration.

The PRESIDING OFFICER. Is there objection?

Without objection, it is so ordered.

The clerk will report the bill by title.

The legislative clerk read as follows:

A bill (S. 2815) to establish the United States Semiquincentennial Commission, and for other purposes.

There being no objection, the Senate proceeded to consider the bill.

Mr. CORNYN. Mr. President, I ask unanimous consent that the bill be read a third time and passed and the motion to reconsider be considered made and laid upon the table with no intervening action or debate.

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

The bill (S. 2815) was ordered to be engrossed for a third reading, was read the third time, and passed, as follows:

S. 2815

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 "United States Semiquincentennial Commission Act of 2016".

SEC. 2. FINDINGS; PURPOSE.

(a) FINDINGS.—Congress finds that July 4, 2026, the 250th anniversary of the founding of the United States, as marked by the Declaration of Independence in 1776, and the historic events preceding that anniversary—

(1) are of major significance in the development of the national heritage of the United States of individual liberty, representative government, and the attainment of equal and inalienable rights; and

(2) have had a profound influence throughout the world.

(b) PURPOSE.—The purpose of this Act is to establish a Commission to provide for the observance and commemoration of the 250th anniversary of the founding of the United States and related events through local, State, national, and international activities planned, encouraged, developed, and coordinated by a national commission representative of appropriate public and private authorities and organizations.

SEC. 3. DEFINITIONS.

In this Act:

(1) COMMISSION.—The term "Commission" means the United States Semiquincentennial Commission established by section 4(a).

(2) PRIVATE CITIZEN.—The term "private citizen" means an individual who is not an officer or employee of—

(A) the Federal Government; or

(B) a State or local government.

(3) SECRETARY.—The term "Secretary" means the Secretary of the Interior.

SEC. 4. ESTABLISHMENT OF COMMISSION.

(a) IN GENERAL.—There is established a commission, to be known as the "United States Semiquincentennial Commission", to plan, encourage, develop, and coordinate the commemoration of the history of the United States leading up to the 250th anniversary of the founding of the United States.

(b) COMPOSITION.—The Commission shall be composed of the following members:

(1) 4 members of the Senate, of whom—

(A) 2 shall be appointed by the majority leader of the Senate; and

(B) 2 shall be appointed by the minority leader of the Senate.

(2) 4 members of the House of Representatives, of whom—

(A) 2 shall be appointed by the Speaker of the House of Representatives; and

(B) 2 shall be appointed by the minority leader of the House of Representatives.

(3) 16 members who are private citizens, of whom—

(A) 4 shall be appointed by the majority leader of the Senate;

(B) 4 shall be appointed by the minority leader of the Senate;

(C) 4 shall be appointed by the Speaker of the House of Representatives;

(D) 4 shall be appointed by the minority leader of the House of Representatives; and

(E) 1 of whom shall be designated by the President as the Chairperson.

(4) The following nonvoting ex officio members:

(A) The Secretary.

(B) The Secretary of State.

(C) The Attorney General.

(D) The Secretary of Defense.

(E) The Secretary of Education.

(F) The Librarian of Congress.

(G) The Secretary of the Smithsonian Institution.

(H) The Archivist of the United States.

(I) The presiding officer of the Federal Council on the Arts and the Humanities.

(c) TERM; VACANCIES.—

(1) TERM.—A member shall be appointed for the life of the Commission.

(2) VACANCIES.—A vacancy on the Commission—

(A) shall not affect the powers of the Commission; and

(B) shall be filled in the same manner as the original appointment was made.

(d) MEETINGS.—All meetings of the Commission shall be convened at Independence Hall in Philadelphia, Pennsylvania, to honor the historical significance of the building as the site of deliberations and adoption of both the United States Declaration of Independence and the Constitution.

(e) QUORUM.—A majority of the members of the Commission shall constitute a quorum, but a lesser number of members may hold hearings.

SEC. 5. DUTIES.

(a) IN GENERAL.—The Commission shall—

(1) prepare an overall program for commemorating the 250th anniversary of the founding of the United States and the historic events preceding that anniversary; and

(2) plan, encourage, develop, and coordinate observances and activities commemorating the historic events that preceded, and are associated with, the United States Semiquincentennial.

(b) REQUIREMENTS.—

(1) IN GENERAL.—In preparing plans and an overall program, the Commission—

(A) shall give due consideration to any related plans and programs developed by State, local, and private groups; and

(B) may designate special committees with representatives from groups described in subparagraph (A) to plan, develop, and coordinate specific activities.

(2) EMPHASIS.—The Commission shall—

(A) emphasize the planning of events in locations of historical significance to the United States, especially in those locations that witnessed the assertion of American liberty, such as—

(i) the 13 colonies; and

(ii) leading cities, including Boston, Charleston, New York City, and Philadelphia; and

(B) give special emphasis to—

(i) the role of persons and locations with significant impact on the history of the United States during the 250-year period beginning on the date of execution of the Declaration of Independence; and

(ii) the ideas associated with that history, which have been so important in the development of the United States, in world affairs, and in the quest for freedom of all mankind.

(3) INFRASTRUCTURE.—The Commission shall—

(A) evaluate existing infrastructure;

(B) include in the report required under subsection (c) recommendations for what infrastructure should be in place for the successful undertaking of an appropriate celebration in accordance with this Act; and

(C) coordinate with State and local bodies to make necessary infrastructure improvements.

(c) REPORT SUBMITTED TO THE PRESIDENT.—

(1) IN GENERAL.—Not later than 2 years after the date of enactment of this Act, the Commission shall submit to the President a comprehensive report that includes the specific recommendations of the Commission for the commemoration of the 250th anniversary and related events.

(2) RECOMMENDED ACTIVITIES.—The report may include recommended activities such as—

(A) the production, publication, and distribution of books, pamphlets, films, and other educational materials focusing on the history, culture, and political thought of the period of the American Revolution;

(B) bibliographical and documentary projects and publications;

(C) conferences, convocations, lectures, seminars, and other programs, especially those located in the 13 colonies, including the major cities and buildings of national historical significance of the 13 colonies;

(D) the development of libraries, museums, historic sites, and exhibits, including mobile exhibits;

(E) ceremonies and celebrations commemorating specific events, such as—

(i) the signing of the Declaration of Independence;

(ii) programs and activities focusing on the national and international significance of the United States Semiquincentennial; and

(iii) the implications of the Semiquincentennial for present and future generations;

(F) encouraging Federal agencies to integrate the celebration of the Semiquincentennial into the regular activities and execution of the purpose of the agencies through such activities as the issuance of coins, medals, certificates of recognition, stamps, and the naming of vessels.

(3) REQUIREMENTS.—The report shall include—

(A) the recommendations of the Commission for the allocation of financial and ad-

ministrative responsibility among the public and private authorities and organizations recommended for participation by the Commission; and

(B) proposals for such legislative enactments and administrative actions as the Commission considers necessary to carry out the recommendations.

(d) REPORT SUBMITTED TO CONGRESS.—The President shall submit to Congress a report that contains—

(1) the complete report of the Commission; and

(2) such comments and recommendations for legislation and such a description of administrative actions taken by the President as the President considers appropriate.

(e) POINT OF CONTACT.—The Commission, acting through the secretariat of the Commission described in section 9(b), shall serve as the point of contact of the Federal Government for all State, local, international, and private sector initiatives regarding the Semiquincentennial of the founding of the United States, with the purpose of coordinating and facilitating all fitting and proper activities honoring the 250th anniversary of the founding of the United States.

SEC. 6. COORDINATION.

(a) IN GENERAL.—In carrying out this Act, the Commission shall consult and cooperate with, and seek advice and assistance from, appropriate Federal agencies, State and local public bodies, learned societies, and historical, patriotic, philanthropic, civic, professional, and related organizations.

(b) RESPONSIBILITY OF OTHER FEDERAL AGENCIES.—

(1) IN GENERAL.—Federal agencies shall cooperate with the Commission in planning, encouraging, developing, and coordinating appropriate commemorative activities.

(2) DEPARTMENT OF THE INTERIOR.—

(A) IN GENERAL.—The Secretary shall undertake a study of appropriate actions that might be taken to further preserve and develop historic sites and battlefields, at such time and in such manner as will ensure that fitting observances and exhibits may be held at appropriate sites and battlefields during the 250th anniversary celebration.

(B) REPORT.—The Secretary shall submit to the Commission a report that contains the results of the study and the recommendations of the Secretary, in time to afford the Commission an opportunity—

(i) to review the study; and

(ii) to incorporate in the report described in section 5(c) such findings and recommendations as the Commission considers appropriate.

(3) ARTS AND HUMANITIES.—

(A) IN GENERAL.—The presiding officer of the Federal Council on the Arts and the Humanities, the Chairperson of the National Endowment for the Arts, and the Chairperson of the National Endowment for the Humanities shall cooperate with the Commission, especially in the encouragement and coordination of scholarly works and artistic expressions focusing on the history, culture, and political thought of the period predating the United States Semiquincentennial.

(B) LIBRARY OF CONGRESS, SMITHSONIAN INSTITUTION, AND ARCHIVES.—

(1) IN GENERAL.—The Librarian of Congress, the Secretary of the Smithsonian Institution, and the Archivist of the United States shall cooperate with the Commission, especially in the development and display of exhibits and collections and in the development of bibliographies, catalogs, and other materials relevant to the period predating the United States Semiquincentennial.

(ii) LOCATION.—To the maximum extent practicable, displays described in subpara-

graph (A) shall be located in, or in facilities near to, buildings of historical significance to the American Revolution, so as to promote greater public awareness of the heritage of the United States.

(C) SUBMISSION OF RECOMMENDATIONS.—Each of the officers described in this paragraph shall submit to the Commission a report containing recommendations in time to afford the Commission an opportunity—

(i) to review the reports; and

(ii) to incorporate in the report described in section 5(c) such findings and recommendations as the Commission considers appropriate.

(4) DEPARTMENT OF STATE.—The Secretary of State shall coordinate the participation of foreign nations in the celebration of the United States Semiquincentennial, including by soliciting the erection of monuments and other cultural cooperations in founding cities of the United States so as—

(A) to celebrate the shared heritage of the United States with the many peoples and nations of the world; and

(B) to provide liaison and encouragement for the erection of international pavilions to showcase the spread of democratic institutions abroad in the period following the American Revolution.

SEC. 7. POWERS.

(a) HEARINGS.—The Commission may hold such hearings, meet and act at such times and places, take such testimony, and receive such evidence as the Commission considers advisable to carry out this Act.

(b) INFORMATION FROM FEDERAL AGENCIES.—

(1) IN GENERAL.—The Commission may secure directly from a Federal agency such information as the Commission considers necessary to carry out this Act.

(2) PROVISION OF INFORMATION.—On request of the Chairperson of the Commission, the head of the agency shall provide the information to the Commission.

(c) POSTAL SERVICES.—The Commission may use the United States mails in the same manner and under the same conditions as other agencies of the Federal Government.

(d) GIFTS.—The Commission may accept, use, and dispose of gifts or donations of money, property, or personal services.

(e) ADDITIONAL POWERS.—As determined necessary by the Commission, the Commission may—

(1) procure supplies, services, and property;

(2) make contracts;

(3) expend in furtherance of this Act funds appropriated, donated, or received in pursuance of contracts entered into under this Act; and

(4) take such actions as are necessary to enable the Commission to carry out efficiently and in the public interest the purposes of this Act.

(f) USE OF MATERIALS.—

(1) TIME CAPSULE.—A representative portion of all books, manuscripts, miscellaneous printed matter, memorabilia, relics, and other materials relating to the United States Semiquincentennial shall be deposited in a time capsule—

(A) to be buried in Independence Mall, Philadelphia, on July 4, 2026; and

(B) to be unearthed on the occasion of the 500th anniversary of the United States of America on July 4, 2276.

(2) OTHER MATERIALS.—All other books, manuscripts, miscellaneous printed matter, memorabilia, relics, and other materials relating to the United States Semiquincentennial, whether donated to the Commission or collected by the Commission, may be deposited for preservation in national, State, or local libraries or museums or be otherwise disposed of by the Commission, in consultation with the Librarian of

Congress, the Secretary of the Smithsonian Institution, the Archivist of the United States, and the Administrator of General Services.

(g) **PROPERTY.**—Any property acquired by the Commission remaining on termination of the Commission may be—

(1) used by the Secretary for purposes of the National Park Service; or

(2) disposed of as excess or surplus property.

SEC. 8. COMMISSION PERSONNEL MATTERS.

(a) **COMPENSATION OF MEMBERS.**—The members of the Commission shall receive no compensation for service on the Commission.

(b) **TRAVEL EXPENSES.**—A member of the Commission shall be allowed travel expenses, including per diem in lieu of subsistence, at rates authorized for an employee of an agency under subchapter I of chapter 57 of title 5, United States Code, while away from the home or regular place of business of the member in the performance of the duties of the Commission.

(c) **STAFF.**—

(1) **IN GENERAL.**—The Chairperson of the Commission may, without regard to the civil service laws (including regulations), appoint and terminate an executive director and such other additional personnel as are necessary to enable the Commission to perform the duties of the Commission.

(2) **CONFIRMATION OF EXECUTIVE DIRECTOR.**—The employment of an executive director shall be subject to confirmation by the Commission.

(3) **COMPENSATION.**—

(A) **IN GENERAL.**—Except as provided in subparagraph (B), the Chairperson of the Commission may fix the compensation of the executive director and other personnel without regard to the provisions of chapter 51 and subchapter III of chapter 53 of title 5, United States Code, relating to classification of positions and General Schedule pay rates.

(B) **MAXIMUM RATE OF PAY.**—The rate of pay for the executive director and other personnel shall not exceed the rate payable for level V of the Executive Schedule under section 5316 of title 5, United States Code.

(d) **DETAIL OF FEDERAL GOVERNMENT EMPLOYEES.**—

(1) **IN GENERAL.**—An employee of the Federal Government may be detailed to the Commission without reimbursement.

(2) **CIVIL SERVICE STATUS.**—The detail of the employee shall be without interruption or loss of civil service status or privilege.

(e) **PROCUREMENT OF TEMPORARY AND INTERMITTENT SERVICES.**—The Chairperson of the Commission may procure temporary and intermittent services in accordance with section 3109(b) of title 5, United States Code, at rates for individuals that do not exceed the daily equivalent of the annual rate of basic pay prescribed for level V of the Executive Schedule under section 5316 of that title.

(f) **ADVISORY COMMITTEES.**—The Commission may appoint such advisory committees as the Commission determines necessary.

SEC. 9. EXPENDITURES OF COMMISSION.

(a) **IN GENERAL.**—All expenditures of the Commission shall be made solely from—

(1) donated funds; and

(2) funds specifically appropriated for the Commission.

(b) **ADMINISTRATIVE SECRETARIAT.**—The Commission shall seek to enter into an arrangement with USA 250, Incorporated, under which USA 250, Incorporated, shall—

(1) serve as the secretariat of the Commission, including by serving as the point of contact under section 5(e);

(2) house the administrative offices of the Commission;

(3) assume responsibility for funds of the Commission; and

(4) provide to the Commission financial and administrative services, including services related to budgeting, accounting, financial reporting, personnel, and procurement.

(c) **PAYMENT FOR FINANCIAL AND ADMINISTRATIVE SERVICES.**—

(1) **IN GENERAL.**—Subject to paragraph (2), payment for services provided under subsection (b)(4) shall be made in advance, or by reimbursement, from funds of the Commission in such amounts as may be agreed on by the Chairperson of the Commission and the secretariat of the Commission.

(2) **RELATIONSHIP TO REGULATIONS.**—

(A) **ERRONEOUS PAYMENTS.**—The regulations under section 5514 of title 5, United States Code, relating to the collection of indebtedness of personnel resulting from erroneous payments shall apply to the collection of erroneous payments made to, or on behalf of, a Commission employee.

(B) **APPROPRIATIONS.**—The regulations under sections 1513(d) and 1514 of title 31, United States Code, relating to the administrative control of funds, shall apply to appropriations of the Commission.

(C) **NO PROMULGATION BY COMMISSION.**—The Commission shall not be required to prescribe any regulations relating to the matters described in subparagraphs (A) and (B).

(d) **ANNUAL REPORT.**—Once each year during the period beginning on the date of enactment of this Act and ending on December 31, 2027, the Commission shall submit to Congress a report of the activities of the Commission, including an accounting of funds received and expended during the year covered by the report.

SEC. 10. TERMINATION OF COMMISSION.

The Commission shall terminate on December 31, 2027.

RAPID DNA ACT OF 2015

Mr. CORNYN. Mr. President, I ask unanimous consent that the Senate proceed to the immediate consideration of Calendar No. 462, S. 2348.

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

The legislative clerk read as follows:

A bill (S. 2348) to implement the use of Rapid DNA instruments to inform decisions about pretrial release or detention and their conditions, to solve and prevent violent crimes and other crimes, to exonerate the innocent, to prevent DNA analysis backlogs, and for other purposes.

There being no objection, the Senate proceeded to consider the bill, which had been reported from the Committee on the Judiciary, with amendments, as follows:

(The parts of the bill intended to be stricken are shown in boldface brackets and the parts of the bill intended to be inserted are shown in italics.)

S. 2348

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 “Rapid DNA Act of [2015] 2016”.

SEC. 2. RAPID DNA INSTRUMENTS.

(a) **STANDARDS.**—Section 210303(a) of the DNA Identification Act of 1994 (42 U.S.C. 14131(a)) is amended by adding at the end the following:

“(5)(A) In addition to issuing standards as provided in paragraphs (1) through (4), the Director of the Federal Bureau of Investigation shall issue standards and procedures for

the use of Rapid DNA instruments and resulting DNA analyses.

“(B) In this [paragraph] Act, the term ‘Rapid DNA instruments’ means instrumentation that carries out a fully automated process to derive a DNA [profile] analysis from a DNA sample.”.

(b) **INDEX.**—Paragraph (2) of section 210304(b) of the DNA Identification Act of 1994 (42 U.S.C. 14132(b)(2)) is amended to read as follows:

“(2) prepared by—

“(A) laboratories that—

“(i) have been accredited by a nonprofit professional association of persons actively involved in forensic science that is nationally recognized within the forensic science community; and

“(ii) undergo external audits, not less than once every 2 years, that demonstrate compliance with standards established by the Director of the Federal Bureau of Investigation; or

“(B) criminal justice agencies using Rapid DNA instruments approved by the Director of the Federal Bureau of Investigation in compliance with the standards and procedures issued by the Director under section 210303(a)(5); and”.

SEC. 3. CONFORMING AMENDMENTS RELATING TO COLLECTION OF DNA IDENTIFICATION INFORMATION.

(a) **FROM CERTAIN FEDERAL OFFENDERS.**—Section 3 of the DNA Analysis Backlog Elimination Act of 2000 (42 U.S.C. 14135a) is amended—

(1) in subsection (b), by adding at the end the following: “The Director of the Federal Bureau of Investigation may waive the requirements under this subsection if DNA samples are analyzed by means of Rapid DNA instruments and the results are included in CODIS.”; and

(2) in subsection (c), by adding at the end the following:

“(3) The term ‘Rapid DNA instruments’ means instrumentation that carries out a fully automated process to derive a DNA [profile] analysis from a DNA sample.”.

(b) **FROM CERTAIN DISTRICT OF COLUMBIA OFFENDERS.**—Section 4 of the DNA Analysis Backlog Elimination Act of 2000 (42 U.S.C. 14135b) is amended—

(1) in subsection (b), by adding at the end the following: “The Director of the Federal Bureau of Investigation may waive the requirements under this subsection if DNA samples are analyzed by means of Rapid DNA instruments and the results are included in CODIS.”; and

(2) in subsection (c), by adding at the end the following:

“(3) The term ‘Rapid DNA instruments’ means instrumentation that carries out a fully automated process to derive a DNA [profile] analysis from a DNA sample.”.

Mr. CORNYN. Mr. President, I ask unanimous consent that the committee-reported amendments be agreed to, the bill, as amended, be read a third time and passed, and the motion to reconsider be considered made and laid upon the table.

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

The committee-reported amendments were agreed to.

The bill (S. 2348), as amended, was ordered to be engrossed for a third reading, was read the third time, and passed, as follows:

S. 2348

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