

## COMMITTEE ON FOREIGN RELATIONS

Mr. THUNE. Mr. President, I ask unanimous consent that the Committee on Foreign Relations be authorized to meet during the session of the Senate on July 7, 2016, at 2:15 p.m., to conduct a hearing entitled "An Assessment of U.S. Economic Assistance."

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

## SELECT COMMITTEE ON INTELLIGENCE

Mr. THUNE. Mr. President, I ask unanimous consent that the Select Committee on Intelligence be authorized to meet during the session of the Senate on July 7, 2016, at 9:30 a.m., in room SH-219 of the Hart Senate Office Building.

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

## SELECT COMMITTEE ON INTELLIGENCE

Mr. THUNE. Mr. President, I ask unanimous consent that the Select Committee on Intelligence be authorized to meet during the session of the Senate on July 7, 2016, at 2 p.m., in room SH-219 of the Hart Senate Office Building.

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

## PRIVILEGES OF THE FLOOR

Mr. MURPHY. Mr. President, I ask unanimous consent that a fellow who has worked on this issue, Dave Keahey, be granted floor privileges for the remainder of the calendar year.

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

Mr. BOOZMAN. Mr. President, I ask unanimous consent that Nick Howard and Mark Owens, congressional fellows in Senator HATCH's office, be granted floor privileges for the remainder of the 114th Congress.

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

## APPOINTMENTS

The PRESIDING OFFICER. The Chair, on behalf of the Democratic leader, pursuant to Public Law 114-187, and in consultation with the ranking member of the Senate Committee on Energy and Natural Resources and with the ranking member of the Senate Committee on Finance, appoints the following individuals as members of the Congressional Task Force on Economic Growth in Puerto Rico: the Honorable BILL NELSON of Florida (Energy and Natural Resources) and the Honorable ROBERT MENENDEZ of New Jersey (Finance).

## MEASURE READ THE FIRST TIME—H.R. 1270

Mr. MCCONNELL. Mr. President, I understand there is a bill 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 senior assistant legislative clerk read as follows:

A bill (H.R. 1270) to amend the Internal Revenue Code of 1986 to repeal the amendments made by the Patient Protection and Affordable Care Act which disqualify expenses for over-the-counter drugs under health savings accounts and health flexible spending arrangements.

Mr. MCCONNELL. I ask for a second reading and, in order to place the bill on the calendar under the provisions of rule XIV, I 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.

## EXPRESSING THE SENSE OF CONGRESS THAT THE SO-CALLED ISLAMIC STATE IN IRAQ AND AL-SHAM (ISIS OR DA'ESH) IS COMMITTING GENOCIDE, CRIMES AGAINST HUMANITY, AND WAR CRIMES

Mr. MCCONNELL. Mr. President, I ask unanimous consent that the Senate proceed to the consideration of Calendar No. 447, S. Res. 340.

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

The senior assistant legislative clerk read as follows:

A resolution (S. Res. 340) expressing the sense of Congress that the so-called Islamic State in Iraq and al-Sham (ISIS or Da'esh) is committing genocide, crimes against humanity, and war crimes, and calling upon the President to work with foreign governments and the United Nations to provide physical protection for ISIS' targets, to support the creation of an international criminal tribunal with jurisdiction to punish these crimes, and to use every reasonable means, including sanctions, to destroy ISIS and disrupt its support networks.

There being no objection, the Senate proceeded to consider the resolution, which had been reported from the Committee on Foreign Relations, with an amendment and an amendment to the preamble and an amendment to the title.

## S. RES. 340

Whereas Christians and other religious and ethnic minorities have been an integral part of the cultural fabric of the Middle East for millennia;

Whereas the Islamic State in Iraq and the Levant (ISIL or Da'esh) and associated extremists are committing egregious atrocities against ethnic and religious minorities in Iraq and Syria, including Christians (among them Assyrian Chaldean Syriac, Armenian, Evangelicals, Antiochian and Greek Orthodox, Maronite, Melkite, and Roman Catholic communities), Yazidis, Turkmen, Shi'a, Shabak, Sabaeen-Mandaeans, and Kaka'i, among others;

Whereas ISIL specifically targets these religious and ethnic minorities, intending to kill them or force their submission, conversion, or expulsion;

Whereas religious and ethnic minorities have been murdered, subjugated, forced to emigrate, and subjected to grievous bodily and psychological harm, kidnapping, human trafficking, torture, and rape;

Whereas ISIL engages in, and publicly argues in favor of, the sexual enslavement of non-Muslim women, including prepubescent girls;

Whereas the United Nations Assistance Mission for Iraq (UNAMI) and the United Nations Human Rights Office (OHCHR) said in a January 2016 report that it believes ISIL is holding around 3,500 slaves, predominantly women and children, "primarily from the Yazidi community, but a number are also from other ethnic and religious minority communities";

Whereas ISIL specifically targets religious and ethnic minorities, and has reportedly kidnapped, forcibly displaced, killed, raped, electrocuted, and crucified members of ethnic and religious groups, including Christian, Shabak, Turkmen, and Shia of all ethnicities;

Whereas ISIL has deliberately destroyed and looted numerous cultural sites, religious shrines, places of worship, monasteries, and museums in order to eradicate the cultures of ethnic and religious minorities;

Whereas these atrocities have been undertaken with the specific intent to bring about the eradication of those communities and the destruction of their cultural heritage;

Whereas ISIL operations have in fact driven minority religious and ethnic communities from their ancestral homelands;

Whereas under applicable domestic and international law codified in section 2441 of title 18, United States Code, murder, torture, mutilation, rape, cruel treatment, and hostage taking of non-combatants constitute war crimes;

Whereas crimes against humanity, as defined by the International Military Tribunal convened at Nuremberg in 1945, include murder, extermination, enslavement, deportation, and other inhumane acts committed against any civilian population, as well as persecution on political, racial, or religious grounds in connection with such crimes;

Whereas the United Nations Convention on the Prevention and Punishment of the Crime of Genocide, signed and ratified by the United States, defines genocide as "any of the following acts committed with the intent to destroy, in whole or in part, a national, ethnical, racial or religious group, as such: (a) Killing members of the group; (b) Causing serious bodily or mental harm to members of the group; (c) Deliberately inflicting on the group conditions of life calculated to bring about its physical destruction in whole or in part; (d) Imposing measures intended to prevent births within the group; (e) Forcibly transferring children of the group to another group";

Whereas according to the United Nations Commission of Inquiry, in February 2014, ISIL ordered Christians in Raqqa, Syria to either convert to Islam, pay jizya, a tax specifically applied on the basis of religious belief, and accept serious curbs on their faith, or face execution;

Whereas according to the Department of State, in August 2014, as ISIL began to expand beyond Mosul, an estimated 450,000 Yazidis, 300,000 Turkmen, and 125,000 Christians, as well as Iraqi Arabs, Shia Muslims, Sunni Muslims, Shabak and other ethnic and religious groups, were forced from their communities;

Whereas in areas controlled by ISIL, churches, monasteries and other places of worship have effectively been shuttered and do not publicly conduct worship services;

Whereas, on August 7, 2014, Secretary of State John Kerry declared that "ISIL's campaign of terror against the innocent, including Yazidi and Christian minorities, and its grotesque and targeted acts of violence bear all the warning signs and hallmarks of genocide";

Whereas, in August 2014, the United States conducted targeted airstrikes and humanitarian assistance operations to help break the siege of Mount Sinjar, saving the lives of

thousands of Yezidi men, women, and children;

Whereas His Holiness, Pope Francis, has noted that “entire communities, especially—but not only—Christians and Yezidis, have suffered and are still suffering inhuman violence because of their ethnic and religious identity” and stated that, for Christians being killed for their faith in the Middle East “a form of genocide—I insist on the word—is taking place, and it must end”;

Whereas a March 13, 2015, report by the Office of the United Nations High Commissioner for Human Rights detailed “acts of violence perpetrated [by ISIL] against civilians because of their affiliation or perceived affiliation to an ethnic or religious group” and stated that “[i]t is reasonable to conclude that some of these incidents, considering the overall information, may constitute genocide”;

Whereas, on December 7, 2015, the United States Commission on International Religious Freedom called on the United States Government “to designate the Christian, Yezidi, Shi’a, Turkmen, and Shabak communities of Iraq and Syria as victims of genocide by ISIL” and urged world leaders “to condemn the genocidal actions and crimes against humanity of ISIL that have been directed at these groups and other ethnic and religious groups”;

Whereas, on February 3, 2016, the European Parliament expressed the view that ISIL “is committing genocide against Christians and Yezidis, and other religious and ethnic minorities”;

Whereas, on March 17, 2016, Secretary of State John Kerry issued a declaration stating, that in his judgement, “Da’esh is responsible for genocide against groups in areas under its control, including Yezidis, Christians, and Shia Muslims,” and is “also responsible for crimes against humanity and ethnic cleansing directed at these same groups and in some cases against Sunni Muslims and Kurds and other minorities”: Now, therefore, be it

*Resolved*, That it is the sense of the Senate that—

(1) the atrocities perpetrated by the Islamic State of Iraq and the Levant (ISIL) against Christians, Yezidis, Shi’a, and other religious and ethnic minorities in Iraq and Syria constitute war crimes, crimes against humanity, and genocide;

(2) all governments, and international organizations should call ISIL atrocities by their rightful names: war crimes, crimes against humanity, and genocide;

(3) the member states of the United Nations should coordinate urgently on measures to prevent further war crimes, crimes against humanity, and genocide by ISIL in Iraq and Syria, and to punish those responsible for these ongoing crimes, including by the collection and preservation of evidence and, if necessary, the establishment and operation of appropriate tribunals;

(4) the Hashemite Kingdom of Jordan, the Lebanese Republic, the Republic of Turkey, and the Kurdistan Regional Government in Iraq are to be commended for, and supported in, their efforts to shelter and protect those fleeing the violence of ISIL and other combatants until they can safely return to their homes in Iraq and Syria; and

(5) the protracted Syrian civil war and the indiscriminate violence of the Assad regime have contributed to the growth of ISIL and will continue to do so as long as this conflict continues.

S. RES. 340

*Whereas Christians and other religious and ethnic minorities have been an integral part of the cultural fabric of the Middle East for millennia;*

*Whereas the Islamic State in Iraq and the Levant (ISIL or Da’esh) and associated extremists are committing egregious atrocities against ethnic and religious minorities in Iraq and Syria, including Christians (among them Assyrian Chaldean Syriac, Armenian, Evangelicals, Antiochian and Greek Orthodox, Maronite, Melkite, and Roman Catholic communities), Yezidis, Turkmen, Shi’a, Shabak, Sabaeans-Mandaeans, and Kaka’i, among others;*

*Whereas ISIL specifically targets these religious and ethnic minorities, intending to kill them or force their submission, conversion, or expulsion;*

*Whereas religious and ethnic minorities have been murdered, subjugated, forced to emigrate, and subjected to grievous bodily and psychological harm, kidnapping, human trafficking, torture, and rape;*

*Whereas ISIL engages in, and publicly argues in favor of, the sexual enslavement of non-Muslim women, including prepubescent girls;*

*Whereas the United Nations Assistance Mission for Iraq (UNAMI) and the United Nations Human Rights Office (OHCHR) said in a January 2016 report that it believes ISIL is holding around 3,500 slaves, predominantly women and children, “primarily from the Yezidi community, but a number are also from other ethnic and religious minority communities”;*

*Whereas ISIL specifically targets religious and ethnic minorities, and has reportedly kidnapped, forcibly displaced, killed, raped, electrocuted, and crucified members of ethnic and religious groups, including Christian, Shabak, Turkmen, and Shia of all ethnicities;*

*Whereas ISIL has deliberately destroyed and looted numerous cultural sites, religious shrines, places of worship, monasteries, and museums in order to eradicate the cultures of ethnic and religious minorities;*

*Whereas these atrocities have been undertaken with the specific intent to bring about the eradication of those communities and the destruction of their cultural heritage;*

*Whereas ISIL operations have in fact driven minority religious and ethnic communities from their ancestral homelands;*

*Whereas under applicable domestic and international law codified in section 2441 of title 18, United States Code, murder, torture, mutilation, rape, cruel treatment, and hostage taking of non-combatants constitute war crimes;*

*Whereas crimes against humanity, as defined by the International Military Tribunal convened at Nuremberg in 1945, include murder, extermination, enslavement, deportation, and other inhumane acts committed against any civilian population, as well as persecution on political, racial, or religious grounds in connection with such crimes;*

*Whereas the United Nations Convention on the Prevention and Punishment of the Crime of Genocide, signed and ratified by the United States, defines genocide as “any of the following acts committed with the intent to destroy, in whole or in part, a national, ethnical, racial or religious group, as such: (a) Killing members of the group; (b) Causing serious bodily or mental harm to members of the group; (c) Deliberately inflicting on the group conditions of life calculated to bring about its physical destruction in whole or in part; (d) Imposing measures intended to prevent births within the group; (e) Forcibly transferring children of the group to another group”;*

*Whereas according to the United Nations Commission of Inquiry, in February 2014, ISIL ordered Christians in Raqqa, Syria to either convert to Islam, pay jizya, a tax specifically applied on the basis of religious belief, and accept serious curbs on their faith, or face execution;*

*Whereas according to the Department of State, in August 2014, as ISIL began to expand beyond Mosul, an estimated 450,000 Yezidis, 300,000 Turkmen, and 125,000 Christians, as well as Iraqi Arabs, Shia Muslims, Sunni Muslims,*

*Shabak and other ethnic and religious groups, were forced from their communities;*

*Whereas in areas controlled by ISIL, churches, monasteries and other places of worship have effectively been shuttered and do not publicly conduct worship services;*

*Whereas, on August 7, 2014, Secretary of State John Kerry declared that “ISIL’s campaign of terror against the innocent, including Yezidi and Christian minorities, and its grotesque and targeted acts of violence bear all the warning signs and hallmarks of genocide”;*

*Whereas, in August 2014, the United States conducted targeted airstrikes and humanitarian assistance operations to help break the siege of Mount Sinjar, saving the lives of thousands of Yezidi men, women, and children;*

*Whereas His Holiness, Pope Francis, has noted that “entire communities, especially—but not only—Christians and Yezidis, have suffered and are still suffering inhuman violence because of their ethnic and religious identity” and stated that, for Christians being killed for their faith in the Middle East “a form of genocide—I insist on the word—is taking place, and it must end”;*

*Whereas a March 13, 2015, report by the Office of the United Nations High Commissioner for Human Rights detailed “acts of violence perpetrated [by ISIL] against civilians because of their affiliation or perceived affiliation to an ethnic or religious group” and stated that “[i]t is reasonable to conclude that some of these incidents, considering the overall information, may constitute genocide”;*

*Whereas, on December 7, 2015, the United States Commission on International Religious Freedom called on the United States Government “to designate the Christian, Yezidi, Shi’a, Turkmen, and Shabak communities of Iraq and Syria as victims of genocide by ISIL” and urged world leaders “to condemn the genocidal actions and crimes against humanity of ISIL that have been directed at these groups and other ethnic and religious groups”;*

*Whereas, on February 3, 2016, the European Parliament expressed the view that ISIL “is committing genocide against Christians and Yezidis, and other religious and ethnic minorities”;*

*Whereas, on March 17, 2016, Secretary of State John Kerry issued a declaration stating, that in his judgement, “Da’esh is responsible for genocide against groups in areas under its control, including Yezidis, Christians, and Shia Muslims,” and is “also responsible for crimes against humanity and ethnic cleansing directed at these same groups and in some cases against Sunni Muslims and Kurds and other minorities”: Now, therefore, be it*

*Resolved*, That it is the sense of the Senate that—

(1) the atrocities perpetrated by the Islamic State of Iraq and the Levant (ISIL) against Christians, Yezidis, Shi’a, and other religious and ethnic minorities in Iraq and Syria constitute war crimes, crimes against humanity, and genocide;

(2) all governments, and international organizations should call ISIL atrocities by their rightful names: war crimes, crimes against humanity, and genocide;

(3) the member states of the United Nations should coordinate urgently on measures to prevent further war crimes, crimes against humanity, and genocide by ISIL in Iraq and Syria, and to punish those responsible for these ongoing crimes, including by the collection and preservation of evidence and, if necessary, the establishment and operation of appropriate tribunals;

(4) the Hashemite Kingdom of Jordan, the Lebanese Republic, the Republic of Turkey, and the Kurdistan Regional Government in Iraq are to be commended for, and supported in, their efforts to shelter and protect those fleeing the violence of ISIL and other combatants until they can safely return to their homes in Iraq and Syria; and

(5) the protracted Syrian civil war and the indiscriminate violence of the Assad regime have contributed to the growth of ISIL and will continue to do so as long as this conflict continues.

Mr. MCCONNELL. Mr. President, I ask unanimous consent that the committee-reported amendment to the resolution be agreed to, the resolution, as amended, be agreed to, the committee-reported amendment to the preamble be agreed to, the preamble, as amended, be agreed to, and the committee-reported title amendment be agreed to, and the motions 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 committee-reported amendment in the nature of a substitute was agreed to.

The resolution (S. Res. 340), as amended, was agreed to.

The committee-reported amendment to the preamble in the nature of a substitute was agreed to.

The preamble, as amended, was agreed to.

The committee-reported title amendment was agreed to, as follows:

Amend the title so as to read: "A resolution expressing the sense of the Senate that the atrocities perpetrated by the Islamic State of Iraq and the Levant (ISIL) against religious and ethnic minorities in Iraq and Syria include war crimes, crimes against humanity, and genocide."

#### MEGABYTE ACT OF 2015

Mr. MCCONNELL. Mr. President, I ask unanimous consent that the Senate proceed to the immediate consideration of Calendar No. 533, S. 2340.

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

The senior assistant legislative clerk read as follows:

A bill (S. 2340) to require the Director of the Office of Management and Budget to issue a directive on the management of software licenses, and for other purposes.

There being no objection, the Senate proceeded to consider the bill, which had been reported from the Committee on Homeland Security and Governmental Affairs, with an amendment to strike all after the enacting clause and insert in lieu thereof the following:

##### SECTION 1. SHORT TITLE.

This Act may be cited as the "Making Electronic Government Accountable By Yielding Tangible Efficiencies Act of 2016" or the "MEGABYTE Act of 2016".

##### SEC. 2. OMB DIRECTIVE ON MANAGEMENT OF SOFTWARE LICENSES.

(a) DEFINITIONS.—In this section—

(1) the term "Director" means the Director of the Office of Management and Budget; and

(2) the term "Executive agency" has the meaning given that term in section 105 of title 5, United States Code.

(b) OMB DIRECTIVE.—The Director shall issue a directive to require the Chief Information Officer of each Executive agency to develop a comprehensive software licensing policy, which shall—

(1) identify clear roles, responsibilities, and central oversight authority within the Executive agency for managing enterprise software license agreements and commercial software licenses; and

(2) require the Chief Information Officer of each Executive agency to—

(A) establish a comprehensive inventory, including 80 percent of software license spending and enterprise licenses in the Executive agency, by identifying and collecting information about software license agreements using automated discovery and inventory tools;

(B) regularly track and maintain software licenses to assist the Executive agency in implementing decisions throughout the software license management life cycle;

(C) analyze software usage and other data to make cost-effective decisions;

(D) provide training relevant to software license management;

(E) establish goals and objectives of the software license management program of the Executive agency; and

(F) consider the software license management life cycle phases, including the requisition, reception, deployment and maintenance, retirement, and disposal phases, to implement effective decision-making and incorporate existing standards, processes, and metrics.

##### (c) REPORT ON SOFTWARE LICENSE MANAGEMENT.—

(1) IN GENERAL.—Beginning in the first fiscal year beginning after the date of enactment of this Act, and in each of the following 5 fiscal years, the Chief Information Officer of each Executive agency shall submit to the Director a report on the financial savings or avoidance of spending that resulted from improved software license management.

(2) AVAILABILITY.—The Director shall make each report submitted under paragraph (1) publicly available.

Mr. MCCONNELL. I ask unanimous consent that the committee-reported substitute amendment 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 amendment in the nature of a substitute was agreed to.

The bill (S. 2340), as amended, was ordered to be engrossed for a third reading, was read the third time, and passed.

#### KENNETH M. CHRISTY POST OFFICE BUILDING

Mr. MCCONNELL. Mr. President, I ask unanimous consent that the Committee on Homeland Security and Governmental Affairs be discharged from further consideration of H.R. 4960 and the Senate proceed to its immediate consideration.

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

The clerk will report the bill by title.

The senior assistant legislative clerk read as follows:

A bill (H.R. 4960) to designate the facility of the United States Postal Service located at 525 N Broadway in Aurora, Illinois, as the "Kenneth M. Christy Post Office Building."

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

Mr. MCCONNELL. 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.

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

The bill (H.R. 4960) was ordered to a third reading, was read the third time, and passed.

#### BARRY G. MILLER POST OFFICE

Mr. MCCONNELL. Mr. President, I ask unanimous consent that the Committee on Homeland Security and Governmental Affairs be discharged from further consideration of H.R. 4372 and the Senate proceed to its immediate consideration.

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

The clerk will report the bill by title.

The senior assistant legislative clerk read as follows:

A bill (H.R. 4372) to designate the facility of the United States Postal Service located at 15 Rochester Street, Bergen, New York, as the Barry G. Miller Post Office.

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

Mr. MCCONNELL. 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.

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

The bill (H.R. 4372) was ordered to a third reading, was read the third time, and passed.

#### NATIONAL WHISTLEBLOWER APPRECIATION DAY

Mr. MCCONNELL. Mr. President, I ask unanimous consent that the Senate proceed to the consideration of S. Res. 522, submitted earlier today.

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

The senior assistant legislative clerk read as follows:

A bill (S. Res. 522) designating July 30, 2016, as "National Whistleblower Appreciation Day."

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

Mr. MCCONNELL. Mr. President, I ask unanimous consent that the resolution be agreed to, the preamble be agreed to, and the motions 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 resolution (S. Res. 522) was agreed to.

The preamble was agreed to.

(The resolution, with its preamble, is printed in today's RECORD under "Submitted Resolutions.")

#### RELATING TO THE DEATH OF ELIE WIESEL

Mr. MCCONNELL. Mr. President, I ask unanimous consent that the Senate proceed to the consideration of S. Res. 523, submitted earlier today.

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

The senior assistant legislative clerk read as follows:

A resolution (S. Res. 523) relating to the death of Elie Wiesel, Holocaust survivor,