

and his integrity, service, and devotion to justice will be forever remembered by the people of Kansas.●

#### MESSAGES FROM THE PRESIDENT

Messages from the President of the United States were communicated to the Senate by Mr. Pate, one of his secretaries.

#### EXECUTIVE MESSAGES REFERRED

As in executive session the Presiding Officer laid before the Senate messages from the President of the United States submitting sundry nominations which were referred to the appropriate committees.

(The messages received today are printed at the end of the Senate proceedings.)

#### PRESIDENTIAL MESSAGE

#### REPORT RELATIVE TO AN ALTERNATIVE PLAN FOR PAY INCREASES FOR CIVILIAN FEDERAL EMPLOYEES COVERED BY THE GENERAL SCHEDULE AND CERTAIN OTHER PAY SYSTEMS IN JANUARY 2017—PM 57

The PRESIDING OFFICER laid before the Senate the following message from the President of the United States, together with an accompanying report; which was referred to the Committee on Homeland Security and Governmental Affairs:

*To the Congress of the United States:*

I am transmitting an alternative plan for pay increases for civilian Federal employees covered by the General Schedule and certain other pay systems in January 2017. Title 5, United States Code, authorizes me to implement alternative pay plans for pay increases for civilian Federal employees covered by the General Schedule and certain other pay systems if, because of "national emergency or serious economic conditions affecting the general welfare," I view the adjustments that would otherwise take effect as inappropriate.

Civilian Federal employees made significant sacrifices as a result of the 3-year pay freeze that ended in January 2014. Since the pay freeze ended, annual adjustments for civilian Federal employees have also been lower than private sector pay increases and statutory formulas for adjustments to the General Schedule for 2014 through 2016. However, we must maintain efforts to keep our Nation on a sustainable fiscal course. This is an effort that continues to require tough choices under current economic conditions.

Under current law, locality pay increases averaging 28.49 percent and costing \$26 billion would go into effect in January 2017. Federal agency budgets cannot sustain such increases. In my August 31, 2016, alternative pay

plan submission, I noted that the alternative plan for locality payments will be limited so that the total combined cost of the 1.0 percent across-the-board base pay increase and the varying locality pay increases will be 1.6 percent of basic payroll, consistent with the assumption in my 2017 Budget. Accordingly, I have determined that under the authority of section 5304a of title 5, United States Code, locality-based comparability payments for the locality pay areas established by the President's Pay Agent, in the amounts set forth in the attached table, shall become effective on the first day of the first applicable pay period beginning on or after January 1, 2017.

The locality-based comparability payments for the locality pay rates in the attached table are based on an allocation of 0.6 percent of payroll as indicated in my August 31, 2016, alternative pay plan for adjustments to the base General Schedule. These decisions will not materially affect our ability to attract and retain a well-qualified Federal workforce.

BARACK OBAMA.  
THE WHITE HOUSE, November 29, 2016.

#### MEASURES PLACED ON THE CALENDAR

The following bill was read the second time, and placed on the calendar:

H.R. 6297. An act to reauthorize the Iran Sanctions Act of 1996.

#### EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-7671. A communication from the Deputy Secretary, Division of Swap Dealer and Intermediary Oversight, Commodity Futures Trading Commission, transmitting, pursuant to law, the report of a rule entitled "Chief Compliance Officer Annual Report Requirements for Futures Commission Merchants, Swap Dealers, and Major Swap Participants: Amendments to Filing Dates" (RIN3038-AE49) received in the Office of the President of the Senate on November 17, 2016; to the Committee on Agriculture, Nutrition, and Forestry.

EC-7672. A communication from the Assistant Secretary, Legislative Affairs, Department of State, transmitting, pursuant to law, a report entitled "Iran-Related Multilateral Sanctions Regime Efforts" covering the period August 7, 2015 to February 6, 2016; to the Committees on Banking, Housing, and Urban Affairs; Finance; and Foreign Relations.

EC-7673. A communication from the Secretary of the Treasury, transmitting, pursuant to law, a six-month periodic report on the national emergency with respect to the Central African Republic that was declared in Executive Order 13667 of May 12, 2014; to the Committee on Banking, Housing, and Urban Affairs.

EC-7674. A communication from the Secretary of the Treasury, transmitting, pursuant to law, a six-month periodic report on the national emergency with respect to Syria that was declared in Executive Order

13338 of May 11, 2004; to the Committee on Banking, Housing, and Urban Affairs.

EC-7675. A communication from the Administrator and Chief Executive Officer, Bonneville Power Administration, Department of Energy, transmitting, pursuant to law, the Administration's Annual Report for fiscal year 2016; to the Committee on Energy and Natural Resources.

EC-7676. A communication from the Secretary of the Interior, transmitting, pursuant to law, a report entitled "Proposed Final Outer Continental Shelf (OCS) Oil and Gas Leasing Program 2017-2022"; to the Committee on Energy and Natural Resources.

EC-7677. A communication from the Division Chief of Regulatory Affairs, Bureau of Land Management, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Onshore Oil and Gas Operations; Federal and Indian Oil and Gas Leases; Measurement of Oil" (RIN1004-AE16) received in the Office of the President of the Senate on November 17, 2016; to the Committee on Energy and Natural Resources.

EC-7678. A communication from the Division Chief of Regulatory Affairs, Bureau of Land Management, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Onshore Oil and Gas Operations; Federal and Indian Oil and Gas Leases; Measurement of Gas" (RIN1004-AE17) received in the Office of the President of the Senate on November 17, 2016; to the Committee on Energy and Natural Resources.

EC-7679. A communication from the Division Chief of Regulatory Affairs, Bureau of Land Management, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Onshore Oil and Gas Operations; Federal and Indian Oil and Gas Leases; Site Security" (RIN1004-AE15) received in the Office of the President of the Senate on November 17, 2016; to the Committee on Energy and Natural Resources.

EC-7680. A communication from the Division Chief of Regulatory Affairs, Bureau of Land Management, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Waste Prevention, Production Subject to Royalties, and Resource Conservation" (RIN1004-AE14) received during adjournment of the Senate in the Office of the President of the Senate on November 18, 2016; to the Committee on Energy and Natural Resources.

EC-7681. A communication from the Secretary of Transportation, transmitting, pursuant to law, the Department's 2016 Report to Congress on the Transportation Infrastructure Finance and Innovation Act; to the Committee on Environment and Public Works.

EC-7682. A communication from the Director of Congressional Affairs, Office of New Reactors, Nuclear Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "Operating Organization" (NUREG-0800) received during adjournment of the Senate in the Office of the President of the Senate on November 18, 2016; to the Committee on Environment and Public Works.

EC-7683. A communication from the Director of Congressional Affairs, Office of New Reactors, Nuclear Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "Reactor Operator Qualification Program; Reactor Operator Training" (NUREG-0800) received during adjournment of the Senate in the Office of the President of the Senate on November 18, 2016; to the Committee on Environment and Public Works.

EC-7684. A communication from the Director of Congressional Affairs, Office of New Reactors, Nuclear Regulatory Commission, transmitting, pursuant to law, the report of

a rule entitled “Seismic Classification” (NUREG-0800) received during adjournment of the Senate in the Office of the President of the Senate on November 18, 2016; to the Committee on Environment and Public Works.

EC-7685. A communication from the Director of Congressional Affairs, Office of New Reactors, Nuclear Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled “System Quality Group Classification” (NUREG-0800) received during adjournment of the Senate in the Office of the President of the Senate on November 18, 2016; to the Committee on Environment and Public Works.

EC-7686. A communication from the Director of Congressional Affairs, Office of New Reactors, Nuclear Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled “Management and Technical Support Organization” (NUREG-0800) received during adjournment of the Senate in the Office of the President of the Senate on November 18, 2016; to the Committee on Environment and Public Works.

EC-7687. A communication from the Director of Congressional Affairs, Office of New Reactors, Nuclear Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled “Administrative Procedures - General” (NUREG-0800) received during adjournment of the Senate in the Office of the President of the Senate on November 18, 2016; to the Committee on Environment and Public Works.

EC-7688. A communication from the Director of Congressional Affairs, Office of New Reactors, Nuclear Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled “Non-Licensed Plant Staff Training” (NUREG-0800) received during adjournment of the Senate in the Office of the President of the Senate on November 18, 2016; to the Committee on Environment and Public Works.

EC-7689. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled “Greenhouse Gas Reporting Rule: Leak Detection Methodology Revisions and Confidentiality Determinations for Petroleum and Natural Gas Systems” ((RIN2060-AS73) (FRL-9955-12-OAR)) received during adjournment of the Senate in the Office of the President of the Senate on November 18, 2016; to the Committee on Environment and Public Works.

EC-7690. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled “Formaldehyde Emission Standards for Composite Wood Products” ((RIN2070-AJ44) (FRL-9949-90)) received during adjournment of the Senate in the Office of the President of the Senate on November 18, 2016; to the Committee on Environment and Public Works.

EC-7691. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled “Findings of Failure to Attain the 1997 PM<sub>2.5</sub> Standards; California; San Joaquin Valley” (FRL-9955-53-Region 9) received during adjournment of the Senate in the Office of the President of the Senate on November 18, 2016; to the Committee on Environment and Public Works.; to the Committee on Environment and Public Works.

EC-7692. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled “Designation of Areas for Air Quality Planning Purposes; Ohio; Redesignation of

the Ohio Portion of the Campbell-Clermont KY-OH Sulfur Dioxide Nonattainment Area” (FRL-9955-37-Region 5) received during adjournment of the Senate in the Office of the President of the Senate on November 18, 2016; to the Committee on Environment and Public Works.

EC-7693. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled “Clarification of Requirements for Method 303 Certification Training” ((RIN2060-AR97) (FRL-9955-50-OAR)) received during adjournment of the Senate in the Office of the President of the Senate on November 18, 2016; to the Committee on Environment and Public Works.

EC-7694. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled “Air Plan Approval; FL Infrastructure Requirements for the 2010 1-hour NO<sub>2</sub> NAAQS” (FRL-9955-49-Region 4) received during adjournment of the Senate in the Office of the President of the Senate on November 18, 2016; to the Committee on Environment and Public Works.

EC-7695. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled “Air Plan Approval/Disapproval; AL Infrastructure Requirements” (FRL-9955-29-Region 4) received during adjournment of the Senate in the Office of the President of the Senate on November 18, 2016; to the Committee on Environment and Public Works.

EC-7696. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled “Addition of Hexabromocyclododecane (HBCD) Category; Community Right-to-Know Toxic Chemical Release Reporting” ((RIN2025-AA42) (FRL-9953-28)) received during adjournment of the Senate in the Office of the President of the Senate on November 18, 2016; to the Committee on Environment and Public Works.

EC-7697. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled “Spodoptera frugiperda Multiple Nucleopolyhedrovirus strain 3AP2; Exemption from the Requirement of a Tolerance” (FRL No. 9953-40) received during adjournment of the Senate in the Office of the President of the Senate on November 18, 2016; to the Committee on Agriculture, Nutrition, and Forestry.

EC-7698. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled “Endothall; Pesticide Tolerances” (FRL No. 9953-97) received during adjournment of the Senate in the Office of the President of the Senate on November 18, 2016; to the Committee on Agriculture, Nutrition, and Forestry.

EC-7699. A communication from the Alternate Federal Register Liaison Officer, Office of the Secretary, Department of Defense, transmitting, pursuant to law, the report of a rule entitled “DoD Environmental Laboratory Accreditation Program (ELAP)” (RIN0790-AJ16) received in the Office of the President of the Senate on November 28, 2016; to the Committee on Armed Services.

EC-7700. A communication from the Assistant General Counsel for Legislation and Regulations, Office of the Secretary, Department of Housing and Urban Development, transmitting, pursuant to law, the report of a rule entitled “Establishing a More Effective

Fair Market Rent System; Using Small Area Fair Market Rents in the Housing Choice Voucher Program Instead of the Current 50th Percentile FMRs” (RIN2501-AD74) received in the Office of the President of the Senate on November 28, 2016; to the Committee on Banking, Housing, and Urban Affairs.

EC-7701. A communication from the Assistant General Counsel for Legislation and Regulations, Office of the Secretary, Department of Housing and Urban Development, transmitting, pursuant to law, the report of a rule entitled “Violence Against Women Reauthorization Act of 2013: Implementation in HUD Housing Programs” (RIN2501-AD71) received in the Office of the President of the Senate on November 28, 2016; to the Committee on Banking, Housing, and Urban Affairs.

EC-7702. A communication from the Assistant Secretary for Export Administration, Bureau of Industry and Security, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled “Commerce Control List: Removal of Certain Nuclear Nonproliferation (NP) Column 2 Controls” (RIN0694-AH04) received in the Office of the President of the Senate on November 28, 2016; to the Committee on Banking, Housing, and Urban Affairs.

EC-7703. A communication from the Assistant Secretary for Export Administration, Bureau of Industry and Security, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled “Temporary General License: Extension of Validity” (RIN0694-AG82) received in the Office of the President of the Senate on November 28, 2016; to the Committee on Banking, Housing, and Urban Affairs.

EC-7704. A communication from the Associate General Counsel for Legislation and Regulations, Office of Community Planning and Development, Department of Housing and Urban Development, transmitting, pursuant to law, the report of a rule entitled “Equal Access to Housing in HUD’s Native American and Native Hawaiian Programs—Regardless of Sexual Orientation of Gender Identity” (RIN2506-AC40) received in the Office of the President of the Senate on November 28, 2016; to the Committee on Banking, Housing, and Urban Affairs.

EC-7705. A communication from the Regulations Coordinator, Centers for Medicare and Medicaid Services, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled “Medicaid Program: Final FY 2014 and Preliminary FY 2016 Disproportionate Share Hospital allotments, and Final FY 2014 and Preliminary FY 2016 Institutions for Mental Diseases Disproportionate Share Hospital Limits” ((RIN0938-ZB30) (CMS-2401-N)) received in the Office of the President of the Senate on November 16, 2016; to the Committee on Finance.

EC-7706. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled “United States Property Held by Controlled Foreign Corporations in Transactions Involving Partnerships; Rents and Royalties Derived in the Active Conduct of a Trade or Business” ((RIN1545-BJ48) (TD 9792)) received in the Office of the President of the Senate on November 15, 2016; to the Committee on Finance.

EC-7707. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the

report of a rule entitled “Transaction of Interest—Section 831(b) Micro-Captive Transactions” (Notice 2016-66) received in the Office of the President of the Senate on November 15, 2016; to the Committee on Finance.

EC-7708. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled “Medicaid and Children’s Health Insurance Programs: Eligibility Notices, Fair Hearing and Appeal Processes for Medicaid and Other Provisions Related to Eligibility and Enrollment for Medicaid and CHIP” ((RIN0938-AS27) (CMS-2334-F2)) received in the Office of the President of the Senate on November 28, 2016; to the Committee on Finance.

EC-7709. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to law, a report relative to a waiver of section 1003 of Public Law 100-204 regarding the Palestine Liberation Organization Office; to the Committee on Foreign Relations.

EC-7710. A communication from the Assistant Secretary, Legislative Affairs, Department of State, transmitting, pursuant to law, the report of a rule entitled “Amendment to the International Traffic in Arms Regulations: Revision of U.S. Munitions List Categories VIII and XIX” (RIN1400-AD89) received in the Office of the President of the Senate on November 15, 2016; to the Committee on Foreign Relations.

EC-7711. A communication from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting, pursuant to law, the report of a rule entitled “Case-Zablocki Act, 1 U.S.C. 112b, as amended, the report of the texts and background statements of international agreements, other than treaties (List 2016-0161 - 2016-0168); to the Committee on Foreign Relations.

EC-7712. A communication from the Assistant Secretary for Occupational Safety and Health, Department of Labor, transmitting, pursuant to law, the report of a rule entitled “Walking-Working Surfaces and Personal Protective Equipment (Fall Protection Systems)” (RIN1218-AB80) received during adjournment of the Senate in the Office of the President of the Senate on November 18, 2016; to the Committee on Health, Education, Labor, and Pensions.

EC-7713. A communication from the Assistant General Counsel for Regulatory Affairs, Pension Benefit Guaranty Corporation, transmitting, pursuant to law, the report of a rule entitled “Benefits Payable in Terminated Single-Employer Plans; Interest Assumptions for Paying Benefits” (29 CFR Part 4022) received in the Office of the President of the Senate on November 28, 2016; to the Committee on Health, Education, Labor, and Pensions.

EC-7714. A communication from the President and CEO, Inter-American Foundation, transmitting, pursuant to law, the Foundation’s fiscal year 2016 Annual Management Report; to the Committee on Homeland Security and Governmental Affairs.

EC-7715. A communication from the Secretary of the Treasury, transmitting, pursuant to law, the Agency Financial Report for fiscal year 2016; to the Committee on Homeland Security and Governmental Affairs.

EC-7716. A communication from the Chair of the Securities and Exchange Commission, transmitting, pursuant to law, the Semiannual Report of the Inspector General and a Management Report for the period from April 1, 2016 through September 30, 2016; to the Committee on Homeland Security and Governmental Affairs.

EC-7717. A communication from the Staff Director, U.S. Commission on Civil Rights, transmitting, pursuant to law, the Commis-

sion’s Performance and Accountability Report for fiscal year 2016; to the Committee on Homeland Security and Governmental Affairs.

EC-7718. A communication from the Chairman, National Mediation Board, transmitting, pursuant to law, the Board’s Annual Performance and Accountability Report for fiscal year 2016; to the Committee on Homeland Security and Governmental Affairs.

EC-7719. A communication from the Chief of the Border Security Regulations Branch, Customs and Border Protection, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled “The U.S. Asia-Pacific Economic Cooperation Business Travel Card Program” ((RIN1651-AB01) (CBP Dec. 16-20)) received during adjournment of the Senate in the Office of the President of the Senate on November 21, 2016; to the Committee on Homeland Security and Governmental Affairs.

EC-7720. A communication from the Assistant Secretary for Legislative Affairs, Department of Homeland Security, transmitting proposed legislation entitled “U.S. Immigration and Customs Enforcement Pay Reform Act of 2016”; to the Committee on Homeland Security and Governmental Affairs.

EC-7721. A communication from the President and CEO, Inter-American Foundation, transmitting, pursuant to law, the Foundation’s fiscal year 2016 Annual Management Report; to the Committee on Homeland Security and Governmental Affairs.

EC-7722. A communication from the Director, Office of Government Ethics, transmitting, pursuant to law, the report of a rule entitled “Executive Branch Ethics Program Amendments” (RIN3209-AA42) received in the Office of the President of the Senate on November 17, 2016; to the Committee on Homeland Security and Governmental Affairs.

EC-7723. A communication from the Senior Procurement Executive, Office of Acquisition Policy, General Services Administration, transmitting, pursuant to law, the report of a rule entitled “Federal Acquisition Regulation: Technical Amendments” (FAC 2005-92) received during adjournment of the Senate in the Office of the President of the Senate on November 21, 2016; to the Committee on Homeland Security and Governmental Affairs.

EC-7724. A communication from the Senior Procurement Executive, Office of Acquisition Policy, General Services Administration, transmitting, pursuant to law, the report of a rule entitled “Federal Acquisition Regulation: Removal of Regulations Relating to Telegraphic Communication” ((RIN9000-AN23) (FAC 2005-92)) received during adjournment of the Senate in the Office of the President of the Senate on November 21, 2016; to the Committee on Homeland Security and Governmental Affairs.

EC-7725. A communication from the Senior Procurement Executive, Office of Acquisition Policy, General Services Administration, transmitting, pursuant to law, the report of a rule entitled “Federal Acquisition Regulation: Public Disclosure of Greenhouse Gas Emissions and Reduction Goals-Representation” ((RIN9000-AM90) (FAC 2005-92)) received during adjournment of the Senate in the Office of the President of the Senate on November 21, 2016; to the Committee on Homeland Security and Governmental Affairs.

EC-7726. A communication from the Senior Procurement Executive, Office of Acquisition Policy, General Services Administration, transmitting, pursuant to law, the report of a rule entitled “Federal Acquisition Regulation: Federal Acquisition Circular 2005-92; Introduction” (FAC 2005-92) received

during adjournment of the Senate in the Office of the President of the Senate on November 21, 2016; to the Committee on Homeland Security and Governmental Affairs.

EC-7727. A communication from the Chairman, U.S. Nuclear Regulatory Commission, transmitting, pursuant to law, the Commission’s Performance and Accountability Report for fiscal year 2016; to the Committee on Homeland Security and Governmental Affairs.

EC-7728. A communication from the Chair, Securities and Exchange Commission, transmitting, pursuant to law, the Commission’s Agency Financial Report for fiscal year 2016 and the Uniform Resource Locator (URL) for the report; to the Committee on Homeland Security and Governmental Affairs.

EC-7729. A communication from the Administrator, U.S. Agency for International Development, transmitting, pursuant to law, the Agency’s fiscal year 2016 Agency Financial Report and the Uniform Resource Locator (URL) for the report; to the Committee on Homeland Security and Governmental Affairs.

EC-7730. A communication from the Administrator of the U.S. Agency for International Development, transmitting, pursuant to law, the Semiannual Report of the Inspector General for the period from April 1, 2016 through September 30, 2016; to the Committee on Homeland Security and Governmental Affairs.

EC-7731. A communication from the Chairman, Federal Maritime Commission, transmitting, pursuant to law, the Commission’s Performance and Accountability Report for fiscal year 2016; to the Committee on Homeland Security and Governmental Affairs.

EC-7732. A communication from the Chairman, Merit Systems Protection Board, transmitting, pursuant to law, the Board’s Agency Financial Report for fiscal year 2016; to the Committee on Homeland Security and Governmental Affairs.

EC-7733. A communication from the Chairwoman of the Federal Trade Commission, transmitting, pursuant to law, the Commission’s fiscal year 2016 Agency Financial Report and the Uniform Resource Locator (URL) for the report; to the Committee on Homeland Security and Governmental Affairs.

EC-7734. A communication from the Chairman, U.S. Nuclear Regulatory Commission, transmitting, pursuant to law, the Commission’s Performance and Accountability Report for fiscal year 2016; to the Committee on Homeland Security and Governmental Affairs.

EC-7735. A communication from the Under Secretary of Defense (Comptroller), transmitting, pursuant to law, a report of a delay in submission of the Department of Defense Agency Financial Report (AFR) for fiscal year 2016; to the Committee on Homeland Security and Governmental Affairs.

EC-7736. A communication from the Staff Director, U.S. Commission on Civil Rights, transmitting, pursuant to law, the Commission’s Performance and Accountability Report for fiscal year 2016; to the Committee on Homeland Security and Governmental Affairs.

EC-7737. A communication from the Chairman, National Mediation Board, transmitting, pursuant to law, the Board’s Annual Performance and Accountability Report for fiscal year 2016; to the Committee on Homeland Security and Governmental Affairs.

EC-7738. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled “Extension of Import Restrictions Imposed on Certain Archaeological and Ethnological Material from

Greece" (RIN1515-AE18) received during adjournment of the Senate in the Office of the President of the Senate on November 21, 2016; to the Committee on Finance.

EC-7739. A communication from the Senior Procurement Executive, Office of Acquisition Policy, General Services Administration, transmitting, pursuant to law, the report of a rule entitled "Federal Acquisition Regulation; Federal Acquisition Circular 2005-92; Small Entity Compliance Guide" (FAC 2005-92) received during adjournment of the Senate in the Office of the President of the Senate on November 21, 2016; to the Committee on Homeland Security and Governmental Affairs.

EC-7740. A communication from the Chief of the Regulatory Coordination Division, Citizenship and Immigration Services, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Retention of EB-1, EB-2, and EB-3 Immigrant Workers and Program Improvements Affecting High-Skilled Nonimmigrant Workers" (RIN1615-AC05) received during adjournment of the Senate in the Office of the President of the Senate on November 18, 2016; to the Committee on the Judiciary.

EC-7741. A communication from the Deputy General Counsel, Office of Financial Assistance, Small Business Administration, transmitting, pursuant to law, the report of a rule entitled "Debt Refinancing in 504 Loan Program" (RIN3245-AG79) received in the Office of the President of the Senate on November 28, 2016; to the Committee on Small Business and Entrepreneurship.

EC-7742. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Airbus Airplanes" ((RIN2120-AA64) (Docket No. FAA-2016-5589)) received in the Office of the President of the Senate on November 17, 2016; to the Committee on Commerce, Science, and Transportation.

EC-7743. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Airbus Airplanes" ((RIN2120-AA64) (Docket No. FAA-2016-0465)) received in the Office of the President of the Senate on November 17, 2016; to the Committee on Commerce, Science, and Transportation.

EC-7744. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Bombardier, Inc. Airplanes" ((RIN2120-AA64) (Docket No. FAA-2015-8464)) received in the Office of the President of the Senate on November 17, 2016; to the Committee on Commerce, Science, and Transportation.

EC-7745. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Airbus Helicopters Deutschland GmbH (Previously Eurocopter Deutschland GmbH) (Airbus Helicopters) Helicopters" ((RIN2120-AA64) (Docket No. FAA-2014-0578)) received in the Office of the President of the Senate on November 17, 2016; to the Committee on Commerce, Science, and Transportation.

EC-7746. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Airbus Helicopters Deutschland GmbH (Previously Eurocopter Deutsch-

land GmbH) (Airbus Helicopters) Helicopters" ((RIN2120-AA64) (Docket No. FAA-2016-5306)) received in the Office of the President of the Senate on November 17, 2016; to the Committee on Commerce, Science, and Transportation.

EC-7747. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; The Boeing Company Airplanes" ((RIN2120-AA64) (Docket No. FAA-2015-6538)) received in the Office of the President of the Senate on November 17, 2016; to the Committee on Commerce, Science, and Transportation.

EC-7748. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Bell Helicopter Textron Canada Helicopters" ((RIN2120-AA64) (Docket No. FAA-2016-9144)) received in the Office of the President of the Senate on November 15, 2016; to the Committee on Commerce, Science, and Transportation.

EC-7749. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Diamond Aircraft Industries GmbH Airplanes" ((RIN2120-AA64) (Docket No. FAA-2016-9318)) received in the Office of the President of the Senate on November 17, 2016; to the Committee on Commerce, Science, and Transportation.

EC-7750. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Embraer S.A. Airplanes" ((RIN2120-AA64) (Docket No. FAA-2016-8160)) received in the Office of the President of the Senate on November 17, 2016; to the Committee on Commerce, Science, and Transportation.

EC-7751. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Honeywell International Inc. Turboprop Engines" ((RIN2120-AA64) (Docket No. FAA-2006-23706)) received in the Office of the President of the Senate on November 17, 2016; to the Committee on Commerce, Science, and Transportation.

EC-7752. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Pratt and Whitney Division Turboprop Engines" ((RIN2120-AA64) (Docket No. FAA-2016-5423)) received in the Office of the President of the Senate on November 17, 2016; to the Committee on Commerce, Science, and Transportation.

EC-7753. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Schempp-Hirth Flugzeugbau GmbH Gliders" ((RIN2120-AA64) (Docket No. FAA-2016-6123)) received in the Office of the President of the Senate on November 17, 2016; to the Committee on Commerce, Science, and Transportation.

EC-7754. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthi-

ness Directives; Turbomeca S.A. Turboprop Engines" ((RIN2120-AA64) (Docket No. FAA-2016-6990)) received in the Office of the President of the Senate on November 17, 2016; to the Committee on Commerce, Science, and Transportation.

EC-7755. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Engine Alliance Turboprop Engines" ((RIN2120-AA64) (Docket No. FAA-2012-1293)) received in the Office of the President of the Senate on November 17, 2016; to the Committee on Commerce, Science, and Transportation.

EC-7756. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Prohibition Against Certain Flights in the Simferopol (UKFV) and Dnipropetrovsk (UKDV) Flight Information Regions (FIRs)" ((RIN2120-AA64) (Docket No. FAA-2014-0225)) received in the Office of the President of the Senate on November 17, 2016; to the Committee on Commerce, Science, and Transportation.

EC-7757. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Bell Helicopter Textron" ((RIN2120-AA64) (Docket No. FAA-2015-3821)) received in the Office of the President of the Senate on November 17, 2016; to the Committee on Commerce, Science, and Transportation.

EC-7758. A communication from the Trial Attorney, Office of Aviation Enforcement and Proceedings, Department of Transportation, transmitting, pursuant to law, a rule entitled "Organization and Delegation of Powers and Duties in the Transportation Acquisition Regulation" (RIN2105-AE41) received in the Office of the President of the Senate on November 17, 2016; to the Committee on Commerce, Science, and Transportation.

EC-7759. A communication from the Trial Attorney, Office of Aviation Enforcement and Proceedings, Department of Transportation, transmitting, pursuant to law, a rule entitled "Enhancing Airline Passenger Protections III" (RIN2105-AE11) received in the Office of the President of the Senate on November 17, 2016; to the Committee on Commerce, Science, and Transportation.

EC-7760. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class E Airspace; Miles City, MT" ((RIN2120-AA66) (Docket No. FAA-2016-7046)) received in the Office of the President of the Senate on November 17, 2016; to the Committee on Commerce, Science, and Transportation.

EC-7761. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class D and Class E Airspace; Falmouth, MA" ((RIN2120-AA66) (Docket No. FAA-2016-5444)) received in the Office of the President of the Senate on November 17, 2016; to the Committee on Commerce, Science, and Transportation.

EC-7762. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class D and Class E Airspace; Hagerstown, MD" ((RIN2120-AA66) (Docket No.

FAA-2015-4513)) received in the Office of the President of the Senate on November 17, 2016; to the Committee on Commerce, Science, and Transportation.

EC-7763. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Standard Instrument Approach Procedures, and Take-off Minimums and Obstacle Departure Procedures; Miscellaneous Amendments (43); Amdt. No. 3716" (RIN2120-AA65) received in the Office of the President of the Senate on November 17, 2016; to the Committee on Commerce, Science, and Transportation.

EC-7764. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Standard Instrument Approach Procedures, and Take-off Minimums and Obstacle Departure Procedures; Miscellaneous Amendments (1); Amdt. No. 3718" (RIN2120-AA65) received in the Office of the President of the Senate on November 17, 2016; to the Committee on Commerce, Science, and Transportation.

EC-7765. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Standard Instrument Approach Procedures, and Take-off Minimums and Obstacle Departure Procedures; Miscellaneous Amendments (233); Amdt. No. 371" (RIN2120-AA65) received in the Office of the President of the Senate on November 17, 2016; to the Committee on Commerce, Science, and Transportation.

EC-7766. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Standard Instrument Approach Procedures, and Take-off Minimums and Obstacle Departure Procedures; Miscellaneous Amendments (85); Amdt. No. 3715" (RIN2120-AA65) received in the Office of the President of the Senate on November 17, 2016; to the Committee on Commerce, Science, and Transportation.

### PETITIONS AND MEMORIALS

The following petition or memorial was laid before the Senate and was referred or ordered to lie on the table as indicated:

POM-255. A joint resolution adopted by the Legislature of the State of South Dakota making formal application to the United States Congress to call an Article V convention of the states for the sole purpose of proposing a federal balanced budget amendment to the United States Constitution; to the Committee on the Judiciary.

#### HOUSE JOINT RESOLUTION NO. 1001

Whereas, the Legislature of the State of South Dakota hereby applies to Congress, under the provisions of Article V of the Constitution of the United States, for the calling of a convention of the states limited to proposing an amendment to the Constitution of the United States requiring that in the absence of a national emergency, the total of all federal appropriations made by Congress for any fiscal year may not exceed the total of all estimated federal revenues for that fiscal year, together with any related and appropriate fiscal restraints; and

Whereas, this application constitutes a continuing application in accordance with Article V of the Constitution of the United States until the legislatures of at least two-thirds of the several states have made appli-

cations on the same subject. It supersedes all previous applications by this Legislature on the same subject: Now, therefore, be it

*Resolved, by the House of Representatives of the Ninetieth Legislature of the State of South Dakota, the Senate concurring therein, That the State of South Dakota does hereby apply to the Congress of the United States to call an amendment convention pursuant to Article V of the United States Constitution limited to proposing an amendment to the United States Constitution requiring that in the absence of a national emergency, the total of all federal appropriations made by Congress for any fiscal year may not exceed the total of all estimated federal revenues for that fiscal year, together with any related and appropriate fiscal restraints; and be it further*

*Resolved, This application is to be considered as covering the same subject matter as the presently outstanding balanced budget applications from other states, including previously-adopted applications from Alabama, Alaska, Arkansas, Colorado, Delaware, Florida, Georgia, Indiana, Iowa, Kansas, Louisiana, Maryland, Michigan, Mississippi, Missouri, Nebraska, Nevada, New Hampshire, New Mexico, North Carolina, Ohio, Pennsylvania, Tennessee, and Texas. This application shall be aggregated with same for the purpose of attaining the two-thirds of states necessary to require the calling of a convention for proposing a balanced budget amendment but may not be aggregated with any applications on any other subject; and be it further*

*Resolved, That the other states be encouraged to make similar applications for an amendment convention pursuant to Article V of the Constitution of the United States; and be it further*

*Resolved, That this application constitutes a continuing application for such amendment convention pursuant to Article V of the Constitution of the United States until the legislatures of two-thirds of the states have made such applications and such convention has been called by the Congress of the United States; and be it further*

*Resolved, That the secretary of state transmit copies of this resolution to the President of the United States, the Speaker and the Clerk of the United States House of Representatives, the President and the Clerk of the United States Senate, the members of the South Dakota congressional delegation, and the legislatures of each of the several states, attesting the adoption of this resolution by the Legislature of the State of South Dakota.*

### INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

The following bills and joint resolutions were introduced, read the first and second times by unanimous consent, and referred as indicated:

By Mr. JOHNSON:

S. 3483. A bill to amend chapter 8 of title 5, United States Code, to provide for en bloc consideration in resolutions of disapproval for "midnight rules", and for other purposes; to the Committee on Homeland Security and Governmental Affairs.

By Mr. TESTER:

S. 3484. A bill to establish an advisory committee to issue nonbinding governmentwide guidelines on making public information available on the Internet, to require publicly available Government information held by the executive branch to be made available on the Internet, to express the sense of Congress that publicly available information held by the legislative and judicial branches should

be available on the Internet, and for other purposes; to the Committee on Homeland Security and Governmental Affairs.

### SUBMISSION OF CONCURRENT AND SENATE RESOLUTIONS

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

By Mr. COONS (for himself and Mr. RUBIO):

S. Res. 620. A resolution reaffirming the United States-Argentina partnership and recognizing Argentina's economic reforms; to the Committee on Foreign Relations.

By Mr. WYDEN (for himself, Ms. BALDWIN, Mr. COONS, Ms. KLOBUCHAR, and Mr. MERKLEY):

S. Res. 621. A resolution designating November 2016 as National Hospice and Palliative Care Month; to the Committee on the Judiciary.

By Mr. BLUNT (for himself, Ms. KLOBUCHAR, Mr. BOOZMAN, Mr. GRASSLEY, Mr. PORTMAN, Mr. GRAHAM, Mr. INHOFE, Mr. DAINES, Mr. MORAN, Mr. FEINSTEIN, Mr. MARKEY, Mr. HOEVEN, Mr. BENNET, Mr. FISCHER, Mr. HATCH, Mr. COCHRAN, Mr. LANKFORD, Mr. ROUNDS, Mr. RISCH, Mr. MCCAIN, Mr. WICKER, Mr. ENZI, Mr. BOOKER, Mr. PETERS, Mr. CASEY, Mr. TILLIS, Mr. RUBIO, Mr. SCOTT, and Mrs. MURRAY):

S. Res. 622. A resolution expressing support for the goals of National Adoption Day and National Adoption Month by promoting national awareness of adoption and the children awaiting families, celebrating children and families involved in adoption, and encouraging the people of the United States to secure safety, permanency, and well-being, for all children; considered and agreed to.

By Ms. COLLINS (for herself, Ms. MIKULSKI, Mr. BLUMENTHAL, Ms. MURKOWSKI, Mr. TESTER, Mr. WICKER, Mr. WHITEHOUSE, Mr. TOOMEY, Mrs. SHAHEEN, Mr. KIRK, Ms. HIRONO, Mr. ROBERTS, Mr. WYDEN, Mr. INHOFE, Mrs. BOXER, Mr. GARDNER, Mr. COONS, Mr. HATCH, Mr. PETERS, Mr. LANKFORD, Mr. NELSON, Mr. THUNE, Mr. MENENDEZ, Mr. SULLIVAN, Mr. CARPER, Ms. AYOTTE, Ms. BALDWIN, Mr. CRAPO, Mr. HEINRICH, Mr. COTTON, Mr. UDALL, Mr. BLUNT, Mr. CASEY, Mrs. CAPITO, Mr. KING, Mr. ROUNDS, Mr. MARKEY, Mr. BENNET, Mr. FRANKEN, Mr. MANCHIN, and Mr. PERDUE):

S. Res. 623. A resolution recognizing the vital role the Civil Air Patrol has played, and continues to play, in supporting the homeland security and national defense of the United States; considered and agreed to.

By Mr. CARDIN (for himself, Mr. LEAHY, Mr. REID, Mr. DURBIN, Ms. MIKULSKI, Mrs. BOXER, Mr. WYDEN, Mr. REED, Mr. CARPER, Ms. STABENOW, Mr. WHITEHOUSE, Mr. UDALL, Mr. MERKLEY, Mr. BENNET, Mr. FRANKEN, Mr. COONS, Ms. BALDWIN, Mr. MURPHY, Ms. HIRONO, Mr. HEINRICH, Ms. WARREN, Mr. MARKEY, Mr. BOOKER, and Mr. CASEY):

S. Con. Res. 56. A concurrent resolution clarifying any potential misunderstanding as to whether actions taken by President-elect Donald Trump constitute a violation of the Emoluments Clause, and calling on President-elect Trump to divest his interest in, and sever his relationship to, the Trump Organization; to the Committee on Homeland Security and Governmental Affairs.