

(Purpose: To recognize that charities, non-profit organizations, religious organizations, and businesses of the United States have an important role in addressing humanitarian crises)

Strike all after the resolving clause and insert the following:

SECTION 1. SENSE OF THE SENATE.

It is the sense of the Senate that—

(1) an urgent and comprehensive international diplomatic effort is necessary to address obstacles in Nigeria, Somalia, South Sudan, and Yemen that are preventing humanitarian aid from being delivered to millions of people who desperately need it;

(2) the United States should encourage other governments to join in providing the resources necessary to address the humanitarian crises in Nigeria, Somalia, South Sudan, and Yemen;

(3) parties to the conflicts in Nigeria, Somalia, South Sudan, and Yemen should allow and facilitate rapid and unimpeded passage of humanitarian relief for civilians in need and respect and protect humanitarian and medical relief personnel and objects;

(4) the United States, working with international partners, should support efforts to hold accountable those responsible for deliberate restrictions on humanitarian access in Nigeria, Somalia, South Sudan, and Yemen; and

(5) the contributions of charities, non-profit organizations, religious organizations, and businesses of the United States have an important role in addressing humanitarian crises.

SEC. 2. RULE OF CONSTRUCTION.

Nothing in this resolution shall be construed as a declaration of war or authorization to use force.

The resolution (S. Res. 114), as amended, was agreed to.

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

The preamble, as amended, was agreed to.

The resolution, as amended, with its preamble, as amended, reads as follows:

S. RES. 114

Whereas Nigeria, Somalia, South Sudan, and Yemen are all in famine, pre-famine, or at risk of famine in 2017;

Whereas, according to the United Nations Office for the Coordination of Humanitarian Affairs (OCHA), 20,000,000 people are at risk of starvation this year in Nigeria, Somalia, South Sudan, and Yemen;

Whereas, on March 22, 2017, Mr. Yves Daccord, the Director-General of the International Committee of the Red Cross, testified before Congress that the crisis represents “one of the most critical humanitarian issues to face mankind since the end of the Second World War” and warned that “we are at the brink of a humanitarian mega-crisis unprecedented in recent history”;

Whereas, according to the United States Agency for International Development (USAID), “[m]ore than 5.1 million people face severe food insecurity in northeastern Nigeria”;

Whereas, according to USAID, “An estimated 6.2 million people—more than half of Somalia’s total population—currently require urgent humanitarian assistance.”;

Whereas, according to USAID, “An estimated 5.5 million people—nearly half of South Sudan’s population—will face life threatening hunger by July.”;

Whereas, according to USAID, in Yemen, “More than seventeen million people—an astounding 60% of the country’s population—are food insecure, including seven million people who are unable to survive without food assistance.”;

Whereas, according to the United Nations Children’s Fund (UNICEF), “[s]ome 22 million children have been left hungry, sick, displaced

and out of school in the four countries” and “Nearly 1.4 million are at imminent risk of death this year from severe malnutrition.”;

Whereas the humanitarian crises in each of these regions are, to varying degrees, man-made and preventable—exacerbated by armed conflict and deliberate restrictions on humanitarian access;

Whereas parties to the conflicts, including even some government forces, have harassed, attacked, and killed humanitarian workers, blocked and hindered humanitarian access, and continue to deprive the world’s most hungry people of the food they need;

Whereas humanitarian actors, coordinated by OCHA, have appealed for \$5,600,000,000 in 2017 to address famines in Yemen, South Sudan, Nigeria, and Somalia; and

Whereas Mr. Daccord testified before Congress on March 22, 2017, “Our main message is clear: immediate, decisive action is needed to prevent vast numbers of people starving to death.”; Now, therefore, be it

Resolved,

SECTION 1. SENSE OF THE SENATE.

It is the sense of the Senate that—

(1) an urgent and comprehensive international diplomatic effort is necessary to address obstacles in Nigeria, Somalia, South Sudan, and Yemen that are preventing humanitarian aid from being delivered to millions of people who desperately need it;

(2) the United States should encourage other governments to join in providing the resources necessary to address the humanitarian crises in Nigeria, Somalia, South Sudan, and Yemen;

(3) parties to the conflicts in Nigeria, Somalia, South Sudan, and Yemen should allow and facilitate rapid and unimpeded passage of humanitarian relief for civilians in need and respect and protect humanitarian and medical relief personnel and objects;

(4) the United States, working with international partners, should support efforts to hold accountable those responsible for deliberate restrictions on humanitarian access in Nigeria, Somalia, South Sudan, and Yemen; and

(5) the contributions of charities, non-profit organizations, religious organizations, and businesses of the United States have an important role in addressing humanitarian crises.

SEC. 2. RULE OF CONSTRUCTION.

Nothing in this resolution shall be construed as a declaration of war or authorization to use force.

APEC BUSINESS TRAVEL CARDS REAUTHORIZATION ACT OF 2017

Mr. CORNYN. Mr. President, I ask unanimous consent that the Senate proceed to the immediate consideration of Calendar 190, S. 504.

The PRESIDING OFFICER (Mr. DAINES). The clerk will report the bill by title.

The bill clerk read as follows:

A bill (S. 504) to permanently authorize the Asia-Pacific Economic Cooperation Business Travel Card Program.

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

Mr. CORNYN. Mr. President, I ask unanimous consent that the Hirono substitute amendment, which is at the desk, be agreed to; that the bill, as amended, be read a third time and passed; and that 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 amendment (No. 1104) in the nature of a substitute was agreed to, as follows:

(Purpose: In the nature of a substitute)

Strike all after the enacting clause and insert the following:

SECTION 1. SHORT TITLE.

This Act may be cited as the “Asia-Pacific Economic Cooperation Business Travel Cards Act of 2017”.

SEC. 2. ASIA-PACIFIC ECONOMIC COOPERATION BUSINESS TRAVEL CARDS.

(a) IN GENERAL.—Subtitle B of title IV of the Homeland Security Act of 2002 (6 U.S.C. 211 et seq.) is amended by inserting after section 417 the following:

“SEC. 418. ASIA-PACIFIC ECONOMIC COOPERATION BUSINESS TRAVEL CARDS.

“(a) IN GENERAL.—The Commissioner of U.S. Customs and Border Protection is authorized to issue an Asia-Pacific Economic Cooperation Business Travel Card (referred to in this section as an ‘ABT Card’) to any individual described in subsection (b).

“(b) CARD ISSUANCE.—An individual described in this subsection is an individual who—

“(1) is a citizen of the United States;

“(2) has been approved and is in good standing in an existing international trusted traveler program of the Department; and

“(3) is—

“(A) engaged in business in the Asia-Pacific region, as determined by the Commissioner of U.S. Customs and Border Protection; or

“(B) a United States Government official actively engaged in Asia-Pacific Economic Cooperation business, as determined by the Commissioner of U.S. Customs and Border Protection.

“(c) INTEGRATION WITH EXISTING TRAVEL PROGRAMS.—The Commissioner of U.S. Customs and Border Protection shall integrate application procedures for, and issuance, renewal, and revocation of, ABT Cards with existing international trusted traveler programs of the Department.

“(d) COOPERATION WITH PRIVATE ENTITIES AND NONGOVERNMENTAL ORGANIZATIONS.—In carrying out this section, the Commissioner of U.S. Customs and Border Protection may consult with appropriate private sector entities and nongovernmental organizations, including academic institutions.

“(e) FEE.—

“(1) IN GENERAL.—The Commissioner of U.S. Customs and Border Protection shall—

“(A) prescribe and collect a fee for the issuance and renewal of ABT Cards; and

“(B) adjust such fee to the extent the Commissioner determines necessary to comply with paragraph (2).

“(2) LIMITATION.—The Commissioner of U.S. Customs and Border Protection shall ensure that the total amount of the fees collected under paragraph (1) during any fiscal year is sufficient to offset the direct and indirect costs associated with carrying out this section during such fiscal year, including the costs associated with operating and maintaining the ABT Card issuance and renewal processes.

“(3) ACCOUNT FOR COLLECTIONS.—There is established in the Treasury of the United States an ‘Asia-Pacific Economic Cooperation Business Travel Card Account’ into which the fees collected under paragraph (1) shall be deposited as offsetting receipts.

“(4) USE OF FUNDS.—Amounts deposited into the Asia Pacific Economic Cooperation Business Travel Card Account established under paragraph (3) shall—

“(A) be credited to the appropriate account of the U.S. Customs and Border Protection for expenses incurred in carrying out this section; and

“(B) remain available until expended.

“(f) NOTIFICATION.—The Commissioner of U.S. Customs and Border Protection shall notify the Committee on Homeland Security of the House of Representatives and the Committee on Homeland Security and Governmental Affairs of the Senate not later

than 60 days after the expenditures of funds to operate and provide ABT Card services beyond the amounts collected under subsection (e)(1).

“(g) TRUSTED TRAVELER PROGRAM DEFINED.—In this section, the term ‘trusted traveler program’ means a voluntary program of the Department that allows U.S. Customs and Border Protection to expedite clearance of pre-approved, low-risk travelers arriving in the United States.”.

(b) CLERICAL AMENDMENT.—The table of contents in section 1(b) of the Homeland Security Act of 2002 is amended by inserting after the item relating to section 417 the following new item:

“Sec. 418. Asia-Pacific Economic Cooperation Business Travel Cards.”.

SEC. 3. ACCOUNT.

(a) IN GENERAL.—Notwithstanding the repeal of the Asia-Pacific Economic Cooperation Business Travel Cards Act of 2011 (Public Law 112-54; 8 U.S.C. 1185 note) pursuant to section 4(b)(1), amounts deposited into the APEC Business Travel Card Account established pursuant to such Act as of the date of the enactment of this Act are hereby transferred to the Asia-Pacific Economic Cooperation Business Travel Card Account established pursuant to section 418(e) of the Homeland Security Act of 2002 (as added by section 2(a) of this Act), and shall be available without regard to whether such amounts are expended in connection with expenses incurred with respect to an ABT Card issued at any time before or after such date of enactment.

(b) AVAILABILITY.—Amounts deposited in the Asia-Pacific Economic Cooperation Business Travel Card Account established pursuant to section 418(e) of the Homeland Security Act of 2002, in addition to the purposes for which such amounts are available pursuant to such subsection, shall also be available for expenditure in connection with expenses incurred with respect to ABT Cards issued at any time before the date of the enactment of such section.

(c) TERMINATION.—After the completion of the transfer described in subsection (a), the Asia-Pacific Economic Cooperation Business Travel Card Account established pursuant to the Asia-Pacific Economic Cooperation Business Travel Cards Act of 2011 shall be closed.

SEC. 4. CONFORMING AMENDMENTS AND REPEAL.

(a) CONFORMING AMENDMENTS.—Section 411(c) of section 411 of the Homeland Security Act of 2002 (6 U.S.C. 211(c)) is amended—

(1) in paragraph (17), by striking “and” at the end;

(2) by redesignating paragraph (18) as paragraph (19); and

(3) by inserting after paragraph (17) the following:

“(18) carry out section 418, relating to the issuance of Asia-Pacific Economic Cooperation Business Travel Cards; and”.

(b) REPEAL.—

(1) IN GENERAL.—The Asia-Pacific Economic Cooperation Business Travel Cards Act of 2011 (Public Law 112-54; 8 U.S.C. 1185 note) is repealed.

(2) SAVING CLAUSE.—Notwithstanding the repeal under paragraph (1), an ABT Card issued pursuant to the Asia-Pacific Economic Cooperation Business Travel Cards Act of 2011 before the date of the enactment of this Act that, as of such date, is still valid, shall remain valid on and after such date until such time as such Card would otherwise expire.

The bill (S. 504), as amended, was ordered to be engrossed for a third reading, was read the third time, and passed.

HARMFUL ALGAL BLOOM AND HYPOXIA RESEARCH AND CONTROL AMENDMENTS ACT OF 2017

Mr. CORNYN. Mr. President, I ask unanimous consent that the Senate proceed to the immediate consideration of Calendar No. 205, S. 1057.

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

The bill clerk read as follows:

A bill (S. 1057) to amend the Harmful Algal Bloom and Hypoxia Research and Control Act of 1998 to address harmful algal blooms, and for other purposes.

There being no objection, the Senate proceeded to consider the bill, which had been reported from the Committee on Commerce, Science, and Transportation, 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 “Harmful Algal Bloom and Hypoxia Research and Control Amendments Act of 2017”.

SEC. 2. REFERENCES TO THE HARMFUL ALGAL BLOOM AND HYPOXIA RESEARCH AND CONTROL ACT OF 1998.

Except as otherwise expressly provided, wherever in this Act an amendment or repeal is expressed in terms of an amendment to, or repeal of, a section or other provision, the reference shall be considered to be made to a section or other provision of the Harmful Algal Bloom and Hypoxia Research and Control Act of 1998 (33 U.S.C. 4001 et seq.).

SEC. 3. INTER-AGENCY TASK FORCE.

Section 603(a) (33 U.S.C. 4001(a)) is amended—

(1) in paragraph (12), by striking “and” at the end;

(2) by redesignating paragraph (13) as paragraph (14); and

(3) by inserting after paragraph (12) the following:

“(13) the Army Corps of Engineers; and”.

SEC. 4. SCIENTIFIC ASSESSMENTS OF FRESHWATER HARMFUL ALGAL BLOOMS.

Section 603 (33 U.S.C. 4001) is amended—

(1) by striking subsection (f);

(2) by redesignating subsections (g), (h), (i), and (j) as subsections (f), (g), (h), and (i), respectively; and

(3) by amending subsection (g) to read as follows:

“(g) SCIENTIFIC ASSESSMENTS OF MARINE AND FRESHWATER HARMFUL ALGAL BLOOMS.—Not less than once every 5 years the Task Force shall complete and submit to Congress a scientific assessment of harmful algal blooms in United States coastal waters and freshwater systems. Each assessment shall examine both marine and freshwater harmful algal blooms, including those in the Great Lakes and upper reaches of estuaries, those in freshwater lakes and rivers, and those that originate in freshwater lakes or rivers and migrate to coastal waters.”.

SEC. 5. NATIONAL HARMFUL ALGAL BLOOM AND HYPOXIA PROGRAM.

(a) PROGRAM DUTIES.—Section 603A(e) (33 U.S.C. 4002(e)) is amended—

(1) in paragraph (1), by inserting “, including to local and regional stakeholders through the establishment and maintenance of a publicly accessible Internet website that provides information as to Program activities completed under this section” after “Program”; and

(2) in paragraph (3)—

(A) in subparagraph (B), by striking “; and” and inserting a semicolon;

(B) in subparagraph (C), by inserting “and” after the semicolon at the end; and

(C) by adding at the end the following:

“(D) to accelerate the utilization of effective methods of intervention and mitigation to re-

duce the frequency, severity, and impacts of harmful algal bloom and hypoxia events;”.

(3) in paragraph (4), by striking “and work cooperatively with” and inserting “, and work cooperatively to provide technical assistance to.”; and

(4) in paragraph (7)—

(A) by inserting “and extension” after “existing education”; and

(B) by inserting “intervention,” after “awareness of the causes, impacts,”.

(b) NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION ACTIVITIES.—Section 603A(f) (33 U.S.C. 4002(f)) is amended—

(1) in paragraph (3), by inserting “, which shall include unmanned systems,” after “infrastructure”;

(2) in paragraph (5), by striking “and” at the end;

(3) in paragraph (6)(C), by striking the period at the end and inserting a semicolon; and

(4) by adding at the end the following:

“(7) use cost effective methods in carrying out this Act; and

“(8) develop contingency plans for the long-term monitoring of hypoxia.”.

SEC. 6. CONSULTATION REQUIRED.

Section 102 of the Harmful Algal Bloom and Hypoxia Amendments Act of 2004 (33 U.S.C. 4001a) is amended by striking “the amendments made by this title” and inserting “the Harmful Algal Bloom and Hypoxia Research and Control Act of 1998”.

SEC. 7. HYPOXIA OR HARMFUL ALGAL BLOOM OF NATIONAL SIGNIFICANCE.

(a) RELIEF.—

(1) IN GENERAL.—Upon a determination under subsection (b) that there is an event of national significance, the appropriate Federal official is authorized to make sums available to the affected State or local government for the purposes of assessing and mitigating the environmental, economic, social, and public health effects of the event of national significance.

(2) FEDERAL SHARE.—The Federal share of the cost of any activity carried out under this subsection for the purposes described in paragraph (1) may not exceed 75 percent of the cost of that activity.

(3) DONATIONS.—Notwithstanding any other provision of law, an appropriate Federal official may accept donations of funds, services, facilities, materials, or equipment that the appropriate Federal official considers necessary for the purposes described in paragraph (1). Any funds donated to an appropriate Federal official under this paragraph may be expended without further appropriation and without fiscal year limitation.

(b) DETERMINATIONS.—

(1) IN GENERAL.—At the discretion of an appropriate Federal official, or at the request of the Governor of an affected State, an appropriate Federal official shall determine whether a hypoxia or harmful algal bloom event is an event of national significance.

(2) CONSIDERATIONS.—In making a determination under paragraph (1), the appropriate Federal official shall consider such factors as the toxicity of the harmful algal bloom, the severity of the hypoxia, its potential to spread, the economic impact, the relative size in relation to the past 5 occurrences of harmful algal blooms or hypoxia events that occur on a recurrent or annual basis, and the geographic scope, including the potential to affect several municipalities, to affect more than 1 State, or to cross an international boundary.

(c) DEFINITIONS.—In this section:

(1) APPROPRIATE FEDERAL OFFICIAL.—The term “appropriate Federal official” means—

(A) in the case of a marine or coastal hypoxia or harmful algal bloom event, the Under Secretary of Commerce for Oceans and Atmosphere; and

(B) in the case of a freshwater hypoxia or harmful algal bloom event, the Administrator of the Environmental Protection Agency.