

By Mr. GRASSLEY for the Committee on the Judiciary.

Brian Allen Benczkowski, of Virginia, to be an Assistant Attorney General.

Halsey B. Frank, of Maine, to be United States Attorney for the District of Maine for the term of four years.

D. Michael Hurst, Jr., of Mississippi, to be United States Attorney for the Southern District of Mississippi for the term of four years.

Jeffrey B. Jensen, of Missouri, to be United States Attorney for the Eastern District of Missouri for the term of four years.

Thomas L. Kirsch II, of Indiana, to be United States Attorney for the Northern District of Indiana for the term of four years.

William J. Powell, of West Virginia, to be United States Attorney for the Northern District of West Virginia for the term of four years.

(Nominations without an asterisk were reported with the recommendation that they be confirmed.)

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 Mrs. ERNST (for herself, Mr. TILLIS, Mr. GRASSLEY, and Mr. CORNYN):

S. 1881. A bill to expand eligibility for health care under the Veterans Access, Choice, and Accountability Act of 2014 to include certain veterans seeking mental health care, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. MARKEY (for himself, Mr. DURBIN, Mr. MANCHIN, Mr. BROWN, Mrs. SHAHEEN, and Ms. HASSAN):

S. 1882. A bill to amend the Controlled Substances Act to require the Attorney General to make procurement quotas for opioid analgesics publicly available, and for other purposes; to the Committee on the Judiciary.

By Mr. BOOKER (for himself, Mr. SCHUMER, Mrs. GILLIBRAND, and Mr. MENENDEZ):

S. 1883. A bill to require the Secretary of Transportation to publish a final rule to provide for the screening, testing, and treatment for sleep disorders of individuals operating commercial vehicles; to the Committee on Commerce, Science, and Transportation.

By Mrs. MCCASKILL (for herself and Mr. LEE):

S. 1884. A bill to provide for joint reports by relevant Federal agencies to Congress regarding incidents of terrorism, and for other purposes; to the Committee on Homeland Security and Governmental Affairs.

By Mr. THUNE (for himself, Mr. PETERS, Mr. BLUNT, and Ms. STABENOW):

S. 1885. A bill to support the development of highly automated vehicle safety technologies, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. LANKFORD:

S. 1886. A bill to amend subchapter I of chapter 31 of title 5, United States Code, to authorize agencies to make noncompetitive temporary and term appointments in the competitive service; to the Committee on Homeland Security and Governmental Affairs.

By Mr. LANKFORD:

S. 1887. A bill to grant expedited hiring authority to the head of an agency to appoint college graduates and post-secondary students; to the Committee on Homeland Security and Governmental Affairs.

By Mr. LANKFORD:

S. 1888. A bill to amend title 5, United States Code, to increase the maximum amount of a Voluntary Separation Incentive Payment and to include an annual adjustment in accordance with the Consumer Price Index; to the Committee on Homeland Security and Governmental Affairs.

By Mr. BLUNT (for himself, Ms. KLOBUCHAR, Mrs. CAPITO, Mrs. MCCASKILL, Mr. CORNYN, Mr. BLUMENTHAL, and Ms. HASSAN):

S. 1889. A bill to require Federal agencies and Federal courts to comply with address confidentiality programs, and for other purposes; to the Committee on Homeland Security and Governmental Affairs.

By Mr. CARDIN (for himself, Mr. BLUNT, and Mr. NELSON):

S. 1890. A bill to improve the understanding of, and promote access to treatment for, chronic kidney disease, and for other purposes; to the Committee on Finance.

By Mr. CARDIN:

S. 1891. A bill to promote peace and justice in Afghanistan, and for other purposes; to the Committee on Foreign Relations.

By Mr. CRUZ (for himself, Mr. CORNYN, and Mr. RUBIO):

S. 1892. A bill to provide tax relief related to Hurricanes Harvey, Irma, and Maria; to the Committee on Finance.

By Mrs. MCCASKILL (for herself and Mr. PERDUE):

S. 1893. A bill to amend the Dodd-Frank Wall Street Reform and Consumer Protection Act to specify when bank holding companies may be subject to certain enhanced supervision, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. MCCAIN (for himself, Mr. LEE, Mr. LANKFORD, and Mr. FLAKE):

S. 1894. A bill to exempt Puerto Rico from the coastwise laws of the United States (commonly known as the "Jones Act"); read the first time.

By Mr. UDALL (for himself, Mr. TESTER, Mr. FRANKEN, and Mr. SCHATZ):

S. 1895. A bill to reauthorize the Native American Housing Assistance and Self-Determination Act of 1996, and for other purposes; to the Committee on Indian Affairs.

By Mr. JOHNSON:

S. 1896. A bill to amend section 8331 of title 5, United States Code, and the Fair Labor Standards Act of 1938 to clarify the treatment of availability pay for Federal air marshals and criminal investigators of the Transportation Security Administration, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Ms. STABENOW (for herself, Mrs. SHAHEEN, and Mr. PETERS):

S. 1897. A bill to help small businesses access capital and create jobs by reauthorizing the successful State Small Business Credit Initiative; to the Committee on Small Business and Entrepreneurship.

By Mr. DAINES:

S. 1898. A bill to amend the Internal Revenue Code of 1986 to retroactively repeal the individual mandate for health insurance; to the Committee on Finance.

By Mr. BLUNT (for himself, Ms. STABENOW, Mrs. CAPITO, Mr. CARPER, Mr. GARDNER, Mr. CARDIN, Ms. COLLINS, Mrs. MCCASKILL, Mr. WICKER, and Mr. MANCHIN):

S. 1899. A bill to reauthorize and extend funding for community health centers and the National Health Service Corps; to the Committee on Health, Education, Labor, and Pensions.

By Mr. BLUMENTHAL:

S. 1900. A bill to require all persons who acquire, maintain, or use personal information

to have in effect reasonable cybersecurity protections and practices whenever acquiring, maintaining, or using personal information in commerce, and for other purposes; to the Committee on Commerce, Science, and Transportation.

SUBMISSION OF CONCURRENT AND SENATE RESOLUTIONS

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

By Ms. STABENOW (for herself, Mr. BROWN, Mr. KING, Mrs. FEINSTEIN, Mr. BLUMENTHAL, Mr. MENENDEZ, and Ms. HIRONO):

S. Res. 270. A resolution designating September 2017 as "National Ovarian Cancer Awareness Month"; to the Committee on the Judiciary.

By Ms. DUCKWORTH:

S. Res. 271. A resolution supporting the goals and ideals of National Community Gardening Awareness Week; to the Committee on Agriculture, Nutrition, and Forestry.

By Mr. CRUZ (for himself and Mr. BLUMENTHAL):

S. Res. 272. A resolution commemorating the 230th anniversary of the signing of the Constitution of the United States; considered and agreed to.

By Mr. SCOTT (for himself, Mr. BOOKER, Mr. ISAKSON, Mr. BROWN, Mr. RUBIO, Mr. COONS, and Ms. WARREN):

S. Res. 273. A resolution expressing support for the designation of September 2017 as "Sickle Cell Disease Awareness Month" in order to educate communities across the United States about sickle cell disease and the need for research, early detection methods, effective treatments, and preventative care programs with respect to sickle cell disease, complications from sickle cell disease, and conditions related to sickle cell disease; considered and agreed to.

By Mr. ENZI (for himself, Mr. CARDIN, Mr. WYDEN, Ms. COLLINS, and Mr. ALEXANDER):

S. Res. 274. A resolution supporting the goals and ideals of National Retirement Security Week, including raising public awareness of the various tax-preferred retirement vehicles, increasing personal financial literacy, and engaging the people of the United States on the keys to success in achieving and maintaining retirement security throughout their lifetimes; considered and agreed to.

By Ms. DUCKWORTH (for herself and Mr. DURBIN):

S. Res. 275. A resolution congratulating Northeastern Illinois University on the sesquicentennial of the University; considered and agreed to.

By Mr. COONS (for himself, Mr. CRAPO, Mr. MURPHY, Ms. KLOBUCHAR, and Mr. HATCH):

S. Res. 276. A resolution designating September 2017 as "Pulmonary Fibrosis Awareness Month"; considered and agreed to.

By Mrs. MURRAY (for herself, Mr. ALEXANDER, Mr. DURBIN, Mr. COCHRAN, Ms. COLLINS, Mr. DONNELLY, Mr. MURPHY, and Mr. REED):

S. Res. 277. A resolution designating the week of September 25 through 29, 2017, as "National Adult Education and Family Literacy Week"; considered and agreed to.

ADDITIONAL COSPONSORS

S. 220

At the request of Mr. SASSE, the name of the Senator from Utah (Mr.

HATCH) was added as a cosponsor of S. 220, a bill to amend title 18, United States Code, to prohibit a health care practitioner from failing to exercise the proper degree of care in the case of a child who survives an abortion or attempted abortion.

S. 497

At the request of Ms. CANTWELL, the name of the Senator from Indiana (Mr. DONNELLY) was added as a cosponsor of S. 497, a bill to amend title XVIII of the Social Security Act to provide for Medicare coverage of certain lymphedema compression treatment items as items of durable medical equipment.

S. 574

At the request of Mr. MARKEY, the name of the Senator from Wisconsin (Ms. BALDWIN) was added as a cosponsor of S. 574, a bill to restrict the use of funds for the long-range standoff weapon until the Secretary of Defense completes a Nuclear Posture Review that includes an assessment of the capabilities and effects of the use of the long-range standoff weapon, and for other purposes.

S. 593

At the request of Mrs. CAPITO, the name of the Senator from Louisiana (Mr. CASSIDY) was added as a cosponsor of S. 593, a bill to amend the Pittman-Robertson Wildlife Restoration Act to facilitate the establishment of additional or expanded public target ranges in certain States.

S. 620

At the request of Mr. FRANKEN, the name of the Senator from Virginia (Mr. KAINE) was added as a cosponsor of S. 620, a bill to amend the Workforce Innovation and Opportunity Act to support community college and industry partnerships, and for other purposes.

S. 680

At the request of Mr. MARKEY, the name of the Senator from New Hampshire (Ms. HASSAN) was added as a cosponsor of S. 680, a bill to protect consumers from security and privacy threats to their motor vehicles, and for other purposes.

S. 736

At the request of Mr. CARDIN, the name of the Senator from Indiana (Mr. DONNELLY) was added as a cosponsor of S. 736, a bill to amend the Internal Revenue Code of 1986 to provide for collegiate housing and infrastructure grants.

S. 946

At the request of Mr. FLAKE, the name of the Senator from Maine (Mr. KING) was added as a cosponsor of S. 946, a bill to require the Secretary of Veterans Affairs to hire additional Veterans Justice Outreach Specialists to provide treatment court services to justice-involved veterans, and for other purposes.

S. 1002

At the request of Mr. MORAN, the name of the Senator from New Hampshire (Mrs. SHAHEEN) was added as a co-

sponsor of S. 1002, a bill to enhance the ability of community financial institutions to foster economic growth and serve their communities, boost small businesses, increase individual savings, and for other purposes.

S. 1015

At the request of Mr. HATCH, the name of the Senator from Wisconsin (Ms. BALDWIN) was added as a cosponsor of S. 1015, a bill to require the Federal Communications Commission to study the feasibility of designating a simple, easy-to-remember dialing code to be used for a national suicide prevention and mental health crisis hotline system.

S. 1361

At the request of Mr. CRAPO, the names of the Senator from Colorado (Mr. GARDNER) and the Senator from Montana (Mr. DAINES) were added as cosponsors of S. 1361, a bill to amend title XVIII of the Social Security Act to allow physician assistants, nurse practitioners, and clinical nurse specialists to supervise cardiac, intensive cardiac, and pulmonary rehabilitation programs.

S. 1500

At the request of Mr. WARNER, the name of the Senator from Montana (Mr. TESTER) was added as a cosponsor of S. 1500, a bill to amend the Federal Deposit Insurance Act to ensure that the reciprocal deposits of an insured depository institution are not considered to be funds obtained by or through a deposit broker, and for other purposes.

S. 1561

At the request of Mr. MCCAIN, the name of the Senator from Utah (Mr. LEE) was added as a cosponsor of S. 1561, a bill to repeal the Jones Act restrictions on coastwise trade, and for other purposes.

S. 1595

At the request of Mr. RUBIO, the names of the Senator from Connecticut (Mr. BLUMENTHAL), the Senator from Missouri (Mr. BLUNT), the Senator from Kansas (Mr. ROBERTS), the Senator from Texas (Mr. CRUZ), the Senator from North Dakota (Mr. HOEVEN) and the Senator from Nebraska (Mr. SASSE) were added as cosponsors of S. 1595, a bill to amend the Hizballah International Financing Prevention Act of 2015 to impose additional sanctions with respect to Hizballah, and for other purposes.

S. 1672

At the request of Mr. HEINRICH, his name was added as a cosponsor of S. 1672, a bill to amend the Internal Revenue Code of 1986 to provide for an investment tax credit related to the production of electricity from offshore wind.

S. 1702

At the request of Mr. RISCH, the name of the Senator from Idaho (Mr. CRAPO) was added as a cosponsor of S. 1702, a bill to amend the Marine Mammal Protection Act of 1972 to reduce

predation by sea lions on endangered Columbia River salmon and other species not listed under the Endangered Species Act of 1973, and for other purposes.

S. 1718

At the request of Mr. NELSON, the name of the Senator from Maine (Mr. KING) was added as a cosponsor of S. 1718, a bill to authorize the minting of a coin in honor of the 75th anniversary of the end of World War II, and for other purposes.

S. 1766

At the request of Mr. CORNYN, the names of the Senator from Connecticut (Mr. BLUMENTHAL), the Senator from Texas (Mr. CRUZ), the Senator from Illinois (Mr. DURBIN), the Senator from California (Mrs. FEINSTEIN), the Senator from Iowa (Mr. GRASSLEY), the Senator from Louisiana (Mr. KENNEDY) and the Senator from North Carolina (Mr. TILIS) were added as cosponsors of S. 1766, a bill to reauthorize the SAFER Act of 2013, and for other purposes.

S. 1767

At the request of Mr. LEAHY, the name of the Senator from Washington (Mrs. MURRAY) was added as a cosponsor of S. 1767, a bill to reauthorize the farm to school program, and for other purposes.

S. 1808

At the request of Ms. BALDWIN, the names of the Senator from Minnesota (Ms. KLOBUCHAR), the Senator from Michigan (Mr. PETERS) and the Senator from Missouri (Mrs. MCCASKILL) were added as cosponsors of S. 1808, a bill to extend temporarily the Federal Perkins Loan program, and for other purposes.

S. 1816

At the request of Ms. WARREN, the name of the Senator from California (Mrs. FEINSTEIN) was added as a cosponsor of S. 1816, a bill to amend the Fair Credit Reporting Act to enhance fraud alert procedures and provide free access to credit freezes, and for other purposes.

S. 1827

At the request of Mr. WYDEN, the names of the Senator from Michigan (Mr. PETERS) and the Senator from Florida (Mr. NELSON) were added as cosponsors of S. 1827, a bill to extend funding for the Children's Health Insurance Program, and for other purposes.

S. 1854

At the request of Mr. GRAHAM, the name of the Senator from New Mexico (Mr. HEINRICH) was added as a cosponsor of S. 1854, a bill to amend chapter 44 of title 18, United States Code, to enhance penalties for theft of a firearm from a Federal firearms licensee.

S. 1859

At the request of Mr. GARDNER, the name of the Senator from Mississippi (Mr. WICKER) was added as a cosponsor of S. 1859, a bill to extend the moratorium on the annual fee on health insurance providers.

S. 1864

At the request of Mr. DURBIN, the name of the Senator from Rhode Island (Mr. REED) was added as a cosponsor of S. 1864, a bill to expand the use of open textbooks in order to achieve savings for students.

S. 1865

At the request of Mr. RUBIO, the name of the Senator from Louisiana (Mr. CASSIDY) was added as a cosponsor of S. 1865, a bill to provide temporary direct hire authority for certain emergency response positions.

S. RES. 61

At the request of Mr. MCCAIN, the name of the Senator from Arkansas (Mr. COTTON) was added as a cosponsor of S. Res. 61, a resolution calling on the Department of Defense, other elements of the Federal Government, and foreign governments to intensify efforts to investigate, recover, and identify all missing and unaccounted-for personnel of the United States.

S. RES. 250

At the request of Mr. DURBIN, the name of the Senator from Michigan (Mr. PETERS) was added as a cosponsor of S. Res. 250, a resolution condemning horrific acts of violence against Burma's Rohingya population and calling on Aung San Suu Kyi to play an active role in ending this humanitarian tragedy.

S. RES. 264

At the request of Mr. DAINES, his name was added as a cosponsor of S. Res. 264, a resolution designating September 2017 as "National Kinship Care Month".

STATEMENTS ON INTRODUCED BILLS AND JOINT RESOLUTIONS

By Mr. CARDIN (for himself, Mr. BLUNT, and Mr. NELSON):

S. 1890. A bill to improve the understanding of, and promote access to treatment for, chronic kidney disease, and for other purposes; to the Committee on Finance.

Mr. CARDIN. Mr. President, I rise in support of the bipartisan Chronic Kidney Disease Improvement in Research and Treatment Act of 2017, which I am introducing with Senators BLUNT and NELSON today. This legislation seeks to make a real difference in the lives of Americans suffering from kidney disease and end-stage renal disease.

Kidney disease is the 9th leading cause of death in the United States, and unfortunately, more than 1 in 10 Americans today suffer from some form of kidney disease. More than 661,000 Americans are living with kidney failure or end-stage renal disease, which is an irreversible condition that can be fatal without a kidney transplant or life-sustaining dialysis. Of these, 468,000 patients in our Country rely on life-sustaining dialysis care to survive and roughly 193,000 live with a functioning kidney transplant.

This legislation seeks to promote research, expand patient choice, and im-

prove care coordination for these hundreds of thousands of patients. Specifically, it would identify payment disincentives that create barriers to kidney transplants. The bill would require the Government Accountability Office (GAO) to submit a comprehensive report on how and to what extent palliative care is utilized in treating individuals with advanced kidney disease and the effect of palliative care on the quality of life and treatment outcomes of individuals with ESRD. It would also direct the Department of Health and Human Services (HHS) to evaluate and report on the biological, social, and behavioral factors related to kidney disease and efforts to slow the progression of disease in minority populations disproportionately affected by this disease.

This legislation would improve access to pre-dialysis kidney education programs to better manage patients' kidney disease and even prevent kidney failure in some cases. Nephrologists and other health professionals would be incentivized to work in underserved rural and urban areas, and current payment policies would be modified to encourage home dialysis, which is not incentivized under the current Medicare payment structure. Patients with acute kidney injury would also be allowed to receive treatments through dialysis providers, therefore reducing costs associated with care provided in the more expensive hospital outpatient setting. Perhaps most importantly, our legislation would guarantee access to Medigap policies to all ESRD Medicare beneficiaries, regardless of age. Currently, Medicare patients under 65, whether disabled or ESRD beneficiaries do not have access to Medigap plans, even though Medicare is their primary insurance.

Lastly, the bill would expand the options for patients by allowing individuals diagnosed with kidney failure to enroll in the Medicare Advantage program starting in plan year 2020 and reauthorizing on a permanent basis the Medicare Advantage Special Needs Plan for patients with kidney failure.

I urge my colleagues to join me, Senator BLUNT and Senator NELSON in supporting the Chronic Kidney Disease Improvement in Research and Treatment Act of 2017, which will improve the care of patients who suffer from kidney disease and end-stage renal disease.

Mr. President, I ask unanimous consent that the text of the bill be printed in the RECORD.

There being no objection, the text of the bill was ordered to be printed in the RECORD, as follows:

S. 1890

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

SECTION 1. SHORT TITLE.

This Act may be cited as the "Chronic Kidney Disease Improvement in Research and Treatment Act of 2017".

SEC. 2. TABLE OF CONTENTS.

The table of contents of this Act is as follows:

Sec. 1. Short title.

Sec. 2. Table of contents.

TITLE I—IMPROVING PATIENT LIVES AND QUALITY OF CARE THROUGH RESEARCH AND INNOVATION

Sec. 101. Improving patient lives and quality of care through research and innovation.

Sec. 102. Enhancing care through new technologies.

Sec. 103. Understanding current utilization of palliative care services.

Sec. 104. Understanding the progression of kidney disease and treatment of kidney failure in minority populations.

TITLE II—EMPOWER PATIENT DECISION MAKING AND CHOICE

Sec. 201. Providing individuals with kidney failure access to managed care.

Sec. 202. Medigap coverage for beneficiaries with end-stage renal disease.

Sec. 203. Promoting access to home dialysis treatments.

TITLE III—IMPROVING PATIENT CARE AND ENSURING QUALITY OUTCOMES

Sec. 301. Maintain an economically stable dialysis infrastructure.

Sec. 302. Improve patient decision making and transparency by consolidating and modernizing quality programs.

Sec. 303. Increasing access to Medicare kidney disease education benefit.

Sec. 304. Certification of new facilities.

Sec. 305. Improving access in under served areas.

TITLE I—IMPROVING PATIENT LIVES AND QUALITY OF CARE THROUGH RESEARCH AND INNOVATION

SEC. 101. IMPROVING PATIENT LIVES AND QUALITY OF CARE THROUGH RESEARCH AND INNOVATION.

(a) STUDY.—The Secretary of Health and Human Services (in this section referred to as the "Secretary") shall conduct a study on increasing kidney transplantation rates. Such study shall include an analysis of each of the following:

(1) Any disincentives in the payment systems under the Medicare program under title XVIII of the Social Security Act that create barriers to kidney transplants and post-transplant care for beneficiaries with end-stage renal disease.

(2) The practices used by States with higher than average donation rates and whether those practices and policies could be successfully utilized in other States.

(3) Practices and policies that could increase deceased donation rates of minority populations.

(4) Whether cultural and policy barriers exist to increasing living donation rates, including an examination of how to better facilitate chained donations.

(5) Other areas determined appropriate by the Secretary.

(b) REPORT.—Not later than 18 months after the date of the enactment of this Act, the Secretary shall submit to Congress a report on the study conducted under subsection (a), together with such recommendations as the Secretary determines to be appropriate.

SEC. 102. ENHANCING CARE THROUGH NEW TECHNOLOGIES.

(a) AGREEMENT WITH NATIONAL ACADEMY OF SCIENCES.—The Secretary of Health and Human Services shall seek to enter into an agreement with the National Academy of Sciences within six months of the date of the enactment of this Act under which the National Academy of Sciences will conduct a study on the design of payments for renal dialysis services under the Medicare program