

□ 1613

Messrs. SENSENBRENNER and NORMAN changed their vote from “yea” to “nay.”

Messrs. RICE of South Carolina and COOPER changed their vote from “nay” to “yea.”

So the conference report was agreed to.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

Stated for:

Ms. MOORE. Mr. Speaker, had I been present, I would have voted “yea” on rollcall No. 434.

Mr. BARTON. Mr. Speaker, I was in Senate Chamber trying to prevent a hold on H.R. 7217. I was unavoidably detained. Had I been present, I would have voted “yea” on rollcall No. 434.

DEPARTMENT OF HOMELAND SECURITY DATA FRAMEWORK ACT OF 2017

The SPEAKER pro tempore (Mr. WEBER of Texas). The unfinished business is the question on suspending the rules and concurring in the Senate amendment to the bill (H.R. 2454) to direct the Secretary of Homeland Security to establish a data framework to provide access for appropriate personnel to law enforcement and other information of the Department, and for other purposes.

The Clerk read the title of the bill.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Texas (Mr. HURD) that the House suspend the rules and concur in the Senate amendment.

The question was taken; and (two-thirds being in the affirmative) the rules were suspended and the Senate amendment was concurred in.

A motion to reconsider was laid on the table.

EXPRESSING SENSE OF THE HOUSE RELATING TO AUTOMATED EXTERNAL DEFIBRILLATOR TRAINING

Mr. LEWIS of Minnesota. Mr. Speaker, I ask unanimous consent that the Committee on Education and the Workforce and the Committee on Energy and Commerce be discharged from further consideration of the resolution (H. Res. 35) expressing the sense of the House of Representatives relating to automated external defibrillator (AED) training in the Nation's schools, and ask for its immediate consideration in the House.

The Clerk read the title of the resolution.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Minnesota?

There was no objection.

The text of the resolution is as follows:

H. RES. 35

Whereas the American Red Cross advocates that improved training and access to auto-

mated external defibrillators (AEDs) could save 50,000 lives each year;

Whereas the average response time to a 911 call is 8 to 12 minutes;

Whereas the likelihood of survival is reduced approximately 10 percent for each minute defibrillation is delayed; and

Whereas sudden cardiac arrest is most effectively treated by combining CPR and defibrillation: Now, therefore, be it

Resolved, That it is the sense of the House of Representatives that—

(1) public schools in possession of one or more AEDs should schedule annual AED training for all school personnel, for which staff meetings or in-service days allocated under State law for training programs in emergency first aid and cardiopulmonary resuscitation (CPR) may be used;

(2) such public schools should consider including in such annual AED training instruction on the use of AEDs and information for school personnel relating to the locations of AEDs, the school's response plan, and the members of the school response team;

(3) each public school in possession of one or more AEDs should conduct an annual CPR and AED drill for school personnel to practice the use of these life-saving measures and to evaluate the school's preparedness in the event of a sudden cardiac arrest; and

(4) when planning the training and drills, local educational agencies (LEAs) and schools should coordinate with other schools operating training programs, any State-issued recommendations as to the development or usage of appropriate programs, and the American Heart Association Guidelines for Cardiopulmonary Resuscitation and Emergency Cardiovascular Care.

AMENDMENT OFFERED BY MR. LEWIS OF MINNESOTA

Mr. LEWIS of Minnesota. I have an amendment to the text at the desk.

The SPEAKER pro tempore. The Clerk will report the amendment.

The Clerk read as follows:

Page 2, line 4, strike “training” and insert “education”.

Page 2, line 6, strike “training” and insert “professional development”.

Page 2, line 10, strike “training” and insert “education”.

Page 2, line 21, strike “training” and insert “education”.

Page 2, line 23, strike “training” and insert “education”.

Mr. LEWIS of Minnesota (during the reading). Mr. Speaker, I ask unanimous consent to dispense with the reading.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Minnesota?

There was no objection.

The amendment was agreed to.

The resolution, as amended, was agreed to.

AMENDMENT TO THE PREAMBLE OFFERED BY MR. LEWIS OF MINNESOTA

Mr. LEWIS of Minnesota. Mr. Speaker, I have an amendment to the preamble at the desk.

The SPEAKER pro tempore. The Clerk will report the amendment.

The Clerk read as follows:

In the first whereas clause of the preamble, strike “training” and insert “education”.

The amendment to the preamble was agreed to.

The title of the resolution was amended so as to read: “Resolution expressing the sense of the House of Rep-

resentatives relating to automated external defibrillator (AED) education in the Nation's schools.”.

A motion to reconsider was laid on the table.

GRANTING OF POSTHUMOUS CITIZENSHIP TO OTHERWISE QUALIFIED NONCITIZENS WHO ENLISTED IN THE PHILIPPINES

Mr. GOODLATTE. Mr. Speaker, I ask unanimous consent that the Committee on the Judiciary be discharged from further consideration of the bill (H.R. 887) to amend the Immigration and Nationality Act to extend honorary citizenship to otherwise qualified noncitizens who enlisted in the Philippines and died while serving on active duty with the United States Armed Forces during certain periods of hostilities, and for other purposes, and ask for its immediate consideration in the House.

The Clerk read the title of the bill.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Virginia?

There was no objection.

The text of the bill is as follows:

H.R. 887

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

SECTION 1. GRANTING OF POSTHUMOUS CITIZENSHIP TO OTHERWISE QUALIFIED NONCITIZENS WHO ENLISTED IN THE PHILIPPINES.

(a) IN GENERAL.—Section 329A(b) of the Immigration and Nationality Act (8 U.S.C. 1440-1(b)) is amended to read as follows:

“(b) NONCITIZENS ELIGIBLE FOR POSTHUMOUS CITIZENSHIP.—

“(1) IN GENERAL.—A person referred to in subsection (a) is a person who, while an alien or a noncitizen national of the United States—

“(A) served honorably in an active-duty status in the military, air, or naval forces of the United States during any period described in the first sentence of section 329(a);

“(B) died as a result of injury or disease incurred in or aggravated by that service; and

“(C) either—

“(i) satisfied the requirements of clause (1) or (2) of the first sentence of section 329(a); or

“(ii) enlisted, reenlisted, extended enlistment, or was inducted in the Philippines and died during the period beginning September 1, 1939, and ending December 31, 1946.

“(2) DETERMINATION OF SATISFACTION OF REQUIREMENTS.—The executive department under which a person described in paragraph (1) served shall determine whether the person satisfied the requirements of subparagraphs (A), (B), and (C)(ii) of paragraph (1).

“(3) POSTHUMOUS BENEFITS.—In the case of a person to which paragraph (1)(C)(ii) applies—

“(A) section 319(d) shall not apply; and

“(B) section 1703 of the National Defense Authorization Act for Fiscal Year 2004 (Public Law 108-136; 117 Stat. 1693; 8 U.S.C. 1151 note) shall not apply.”.

(b) CONFORMING AMENDMENTS.—Section 329A(c)(2) of the Immigration and Nationality Act (8 U.S.C. 1440-1(c)(2)) is amended—

(1) in subparagraph (A)(i), by inserting “(or, in the case of an individual to which clause (ii) of subsection (b)(1)(C) applies, the date of the enactment of such clause (ii))”

after “the date of enactment of this section”;

(2) by striking subparagraph (B) and inserting the following new subparagraph:

“(B) the request is accompanied by a duly authenticated certificate from the executive department under which the person served which states that the person satisfied the requirements of—

“(i) subparagraphs (A) and (B) of subsection (b)(1); and

“(ii) if applicable, subparagraph (C)(ii) of subsection (b)(1); and”;

(3) in subparagraph (C), by striking “of subsection (b)(3)” and inserting “of subsection (b)(1)(C)(i)”.

The bill was ordered to be engrossed and read a third time, was read the third time, and passed, and a motion to reconsider was laid on the table.

CYBERTIPLINE MODERNIZATION ACT OF 2018

Mr. GOODLATTE. Mr. Speaker, I ask unanimous consent that the Committee on the Judiciary be discharged from further consideration of the bill (S. 3170) to amend title 18, United States Code, to make certain changes to the reporting requirement of certain service providers regarding child sexual exploitation visual depictions, and for other purposes, and ask for its immediate consideration in the House.

The Clerk read the title of the bill.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Virginia?

There was no objection.

The text of the bill is as follows:

S. 3170

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 “CyberTipline Modernization Act of 2018”.

SEC. 2. ALTERATIONS TO REPORTING REQUIREMENTS FOR ELECTRONIC SERVICE PROVIDERS AND REMOTE COMPUTING SERVICE PROVIDERS.

Section 2258A of title 18, United States Code, is amended—

(1) in the heading, by striking “**electronic communication service providers and remote computing service providers**” and inserting “**providers**”;

(2) in subsection (a)—

(A) by amending paragraph (1) to read as follows:

“(1) IN GENERAL.—

“(A) DUTY.—In order to reduce the proliferation of online child sexual exploitation and to prevent the online sexual exploitation of children, a provider—

“(i) shall, as soon as reasonably possible after obtaining actual knowledge of any facts or circumstances described in paragraph (2)(A), take the actions described in subparagraph (B); and

“(ii) may, after obtaining actual knowledge of any facts or circumstances described in paragraph (2)(B), take the actions described in subparagraph (B).

“(B) ACTIONS DESCRIBED.—The actions described in this subparagraph are—

“(i) providing to the CyberTipline of NCMEC, or any successor to the CyberTipline operated by NCMEC, the mailing address, telephone number, facsimile number, electronic mailing address of, and individual point of contact for, such provider; and

“(ii) making a report of such facts or circumstances to the CyberTipline, or any successor to the CyberTipline operated by NCMEC.”; and

(B) by amending paragraph (2) to read as follows:

“(2) FACTS OR CIRCUMSTANCES.—

“(A) APPARENT VIOLATIONS.—The facts or circumstances described in this subparagraph are any facts or circumstances from which there is an apparent violation of section 2251, 2251A, 2252, 2252A, 2252B, or 2260 that involves child pornography.

“(B) IMMINENT VIOLATIONS.—The facts or circumstances described in this subparagraph are any facts or circumstances which indicate a violation of any of the sections described in subparagraph (A) involving child pornography may be planned or imminent.”;

(3) in subsection (b)—

(A) in the matter preceding paragraph (1)—

(i) by striking “To the extent” and inserting “In an effort to prevent the future sexual victimization of children, and to the extent”;

(ii) by striking “an electronic communication service provider or a remote computing service provider” and inserting “a provider”; and

(iii) by striking “may include” and inserting “may, at the sole discretion of the provider, include”;

(B) in paragraph (1)—

(i) by inserting “or plans to violate” after “who appears to have violated”; and

(ii) by inserting “payment information (excluding personally identifiable information),” after “uniform resource locator,”;

(C) in paragraph (2)—

(i) by striking “an electronic communication service or a remote computing service” and inserting “a provider”;

(ii) by striking “apparent child pornography” each place it appears and inserting “content relating to the report”; and

(iii) by striking “the electronic communication service provider or remote computing service provider” and inserting “the provider”;

(D) by amending paragraph (3) to read as follows:

“(3) GEOGRAPHIC LOCATION INFORMATION.—Information relating to the geographic location of the involved individual or website, which may include the Internet Protocol address or verified address, or, if not reasonably available, at least one form of geographic identifying information, including area code or zip code, provided by the customer or subscriber, or stored or obtained by the provider.”;

(E) in paragraph (4)—

(i) in the heading by striking “IMAGES” and inserting “VISUAL DEPICTIONS”;

(ii) by striking “image” and inserting “visual depiction”; and

(iii) by inserting “or other content” after “apparent child pornography”; and

(F) in paragraph (5)—

(i) by striking “image” and inserting “visual depiction”;

(ii) by inserting “or other content” after “apparent child pornography”; and

(iii) by striking “images” and inserting “visual depictions”;

(4) by amending subsection (c) to read as follows:

“(c) FORWARDING OF REPORT TO LAW ENFORCEMENT.—Pursuant to its clearinghouse role as a private, nonprofit organization, and at the conclusion of its review in furtherance of its nonprofit mission, NCMEC shall make available each report made under subsection (a)(1) to one or more of the following law enforcement agencies:

“(1) Any Federal law enforcement agency that is involved in the investigation of child sexual exploitation, kidnapping, or enticement crimes.

“(2) Any State or local law enforcement agency that is involved in the investigation of child sexual exploitation.

“(3) A foreign law enforcement agency designated by the Attorney General under subsection (d)(3) or a foreign law enforcement agency that has an established relationship with the Federal Bureau of Investigation, Immigration and Customs Enforcement, or INTERPOL, and is involved in the investigation of child sexual exploitation, kidnapping, or enticement crimes.”;

(5) in subsection (d)—

(A) in paragraph (2), by striking “shall designate promptly the” and inserting “may designate a”;

(B) in paragraph (3)—

(i) in the matter preceding subparagraph (A), by striking “shall promptly” and inserting “may”; and

(ii) in subparagraph (A), by striking “designate the” and inserting “designate”;

(C) in paragraph (4)—

(i) by striking “shall” and inserting “may”;

(ii) by striking “the National Center for Missing and Exploited Children” and inserting “NCMEC”; and

(iii) by striking “electronic communication service providers, remote computing service providers” and inserting “providers”;

(D) by striking paragraph (5);

(E) by redesignating paragraph (6) as paragraph (5); and

(F) by amending paragraph (5), as so redesignated, to read as follows:

“(5) NOTIFICATION TO PROVIDERS.—

“(A) IN GENERAL.—NCMEC may notify a provider of the information described in subparagraph (B), if—

“(i) a provider notifies NCMEC that the provider is making a report under this section as the result of a request by a foreign law enforcement agency; and

“(ii) NCMEC forwards the report described in clause (i) to—

“(I) the requesting foreign law enforcement agency; or

“(II) another agency in the same country designated by the Attorney General under paragraph (3) or that has an established relationship with the Federal Bureau of Investigation, U.S. Immigration and Customs Enforcement, or INTERPOL and is involved in the investigation of child sexual exploitation, kidnapping, or enticement crimes.

“(B) INFORMATION DESCRIBED.—The information described in this subparagraph is—

“(i) the identity of the foreign law enforcement agency to which the report was forwarded; and

“(ii) the date on which the report was forwarded.

“(C) NOTIFICATION OF INABILITY TO FORWARD REPORT.—If a provider notifies NCMEC that the provider is making a report under this section as the result of a request by a foreign law enforcement agency and NCMEC is unable to forward the report as described in subparagraph (A)(ii), NCMEC shall notify the provider that NCMEC was unable to forward the report.”;

(6) in subsection (e), by striking “An electronic communication service provider or remote computing service provider” and inserting “A provider”;

(7) in subsection (f)—

(A) in the matter preceding paragraph (1), by striking “an electronic communication service provider or a remote computing service provider” and inserting “a provider”; and

(B) in paragraph (3), by striking “seek” and inserting “search, screen, or scan for”;

(8) in subsection (g)—

(A) in paragraph (2)—

(i) in subparagraph (A)(vi), by striking “an electronic communication service provider