

of maintaining the essential level of activity to protect life and property and bringing about orderly termination of Government functions, and for purposes as otherwise authorized by law, are hereby ratified and approved if otherwise in accord with the provisions of this division.

"SEC. 155. (a) If a State (or another Federal grantee) used State funds (or the grantee's non-Federal funds) to continue carrying out a Federal program or furloughed State employees (or the grantee's employees) whose compensation is advanced or reimbursed in whole or in part by the Federal Government—

"(1) such furloughed employees shall be compensated at their standard rate of compensation for such period;

"(2) the State (or such other grantee) shall be reimbursed for expenses that would have been paid by the Federal Government during such period had appropriations been available, including the cost of compensating such furloughed employees, together with interest thereon calculated under section 6503(d) of title 31, United States Code; and

"(3) the State (or such other grantee) may use funds available to the State (or the grantee) under such Federal program to reimburse such State (or the grantee), together with interest thereon calculated under section 6503(d) of title 31, United States Code.

"(b) For purposes of this section, the term 'State' and the term 'grantee' shall have the meaning as such term is defined under the applicable Federal program under subsection (a). In addition, 'to continue carrying out a Federal program' means the continued performance by a State or other Federal grantee, during the period of a lapse in appropriations, of a Federal program that the State or such other grantee had been carrying out prior to the period of the lapse in appropriations.

"(c) The authority under this section applies with respect to any period in fiscal year 2018 (not limited to periods beginning or ending after the date of the enactment of this division) during which there occurs a lapse in appropriations with respect to any department or agency of the Federal Government which, but for such lapse in appropriations, would have paid, or made reimbursement relating to, any of the expenses referred to in this section with respect to the program involved. Payments and reimbursements under this authority shall be made only to the extent and in amounts provided in advance in appropriations Acts."

(4) Insert after section 2002 the following:

"SEC. 2003. For the purposes of division D of Public Law 115-56, the time covered by such division shall be considered to include the period which began on or about January 20, 2018, during which there occurred a lapse in appropriations."

(5) Amend the title so as to read: "Making further continuing appropriations for the fiscal year ending September 30, 2018, and for other purposes".

The concurrent resolution was concurred in.

A motion to reconsider was laid on the table.

RESIGNATION AS MEMBER OF COMMITTEE ON TRANSPORTATION AND INFRASTRUCTURE

The SPEAKER pro tempore laid before the House the following resignation as a member of the Committee on Transportation and Infrastructure:

HOUSE OF REPRESENTATIVES,
Washington, DC, January 22, 2018.

Hon. PAUL D. RYAN,
Speaker, House of Representatives,
Washington, DC.

DEAR SPEAKER RYAN: Pursuant to my election as Ranking Member of the House Judiciary Committee, I write to inform you that I am resigning from the House Transportation and Infrastructure Committee in compliance with the rules of the Democratic Caucus.

If you have any further questions, please do not hesitate to contact me.

Sincerely,

JERROLD NADLER,
Member of Congress.

The SPEAKER pro tempore. Without objection, the resignation is accepted. There was no objection.

LEGISLATIVE PROGRAM

(Mr. HOYER asked and was given permission to address the House for 1 minute.)

Mr. HOYER. Mr. Speaker, I yield to the gentleman from California (Mr. MCCARTHY), my friend and the majority leader.

(Mr. MCCARTHY asked and was given permission to revise and extend his remarks.)

Mr. MCCARTHY. Mr. Speaker, I thank the gentleman for yielding.

On Monday, the House will meet at noon for morning hour and 2 p.m. for legislative business. Votes will be postponed until 6:30 p.m. On Tuesday, the House will meet at 10 a.m. for morning hour and noon for legislative business. The House will recess no later than 5 p.m. and reconvene at approximately 8:35 p.m. for a joint session of Congress to receive the President's State of the Union Address. Members are requested to be on the floor and seated no later than 8:20 p.m. On Wednesday, votes are no longer expected in the House.

Mr. Speaker, the House will consider a number of suspensions next week, a complete list of which will be announced by close of business this Friday.

In addition, the House will, once again, take up legislation to fund the Department of Defense for its fiscal year. This bill will be fully consistent with the National Defense Authorization Act, which passed the House and Senate last year on a bipartisan basis and was signed into law by President Trump.

Mr. Speaker, this House has shown that we stand ready to rebuild America's military and give our men and women in uniform the resources they need.

I will now encourage our Senate colleagues to do the same.

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Mr. HOYER. Mr. Speaker, I thank the gentleman for that information.

Today, both Chambers have passed the CR that takes us to February 8. That leaves 17 calendar days. I was going to say it did 6½ legislative days, but the gentleman has now given up probably half a day, as I understand it,

which is Wednesday of the retreat. So, essentially, Mr. Speaker, we have 6 days between now and February 8 in which we will be in session. That makes it incumbent upon us that we come together, cooperate with one another, compromise, and send legislation from here to the Senate that the Senate can agree to.

I want to say, I did not know the gentleman was going to mention that, but I want to see the Defense Department fully funded. But I also want to see fully funded departments that take care of the health of our people, the education of our children, domestic law enforcement, and relations between ourselves and the rest of the world in the State Department, and so many other agencies of government that are in the nondefense part of the budget.

Mr. Speaker, I would tell my friend that I would hope we would come to an agreement very, very shortly on the overall spending levels so that we can pass both defense and nondefense priority issues. And I would say to my friend, all we are asking for in that context, as the gentleman knows, is what we have done over the last 4 years as a result of agreements between Speaker RYAN and Senator MURRAY, so I would hope that we can proceed on that.

Secondly, and there is so much to bring up, but the second thing I want to mention is, clearly, one of the issues that we have been so concerned about has been how we are going to treat the DREAMers in our country. As the gentleman knows my view, based upon polls that I have read, 85 percent of Americans essentially agree that we ought not send those young people, for the most part, out of the country away from their home to places they do not know, particularly when they are making such a positive contribution to our country.

Now, while I said there were some 5½ days left between now and the 8th, there are 10½ days—actually, I guess, now, 9½ days in which to deal with the issue of the DREAMers.

The gentleman and I, Senator CORNYN, and Senator DURBIN have been working. I look forward to working on that, and I hope that we work on it every calendar day that we have available—we won't be in session, but we will work on that—so we can, in fact, come to an agreement so that those young people who the American people think ought to stay here and continue to be productive citizens, contributing individuals to our country, would be allowed to stay here, given a path to citizenship. I would hope that we could work toward that end.

I yield to my friend.

Mr. MCCARTHY. Mr. Speaker, I thank the gentleman for yielding.

I can't agree with him more. This body has passed all 12 appropriation bills. We do need a budget agreement. And we make progress; once we get that budget agreement, I firmly believe we can fund the rest of this year and

next year going forward in what we actually need to get our jobs done.

The gentleman is correct, we have met numerous times. I thought they have been very productive meetings dealing with DACA. We have narrowed the scope to four areas.

I am excited to have the government back open. It also means we can be back at the table to solve this problem. I know we have a short time period. We have got a week left after the CR that we just passed, but I believe, working together, we can get this done.

Mr. HOYER. Mr. Speaker, I thank the gentleman for that information.

I am hopeful that we can agree on the underlying issue which led to the necessity for a CR and the temporary closing of government. That is the underlying agreement on what budget numbers will be, what our caps will be, how much discretionary funding we will have to spend both on defense and nondefense. That is at the core. When you fail to do that, you fail to pass appropriation bills, and you, therefore, have to repair to CRs, which everybody on this floor agrees is bad fiscal policy and should not be the way we do business.

Secondly, I appreciate the majority leader's leadership and engagement on the issue of solving the problem, or the challenge and the opportunity, I should say—not so much a problem, but an opportunity—of DREAMers. It is what the President, Mr. Speaker, asked us to do. Hopefully, we can, in fact, working in good faith with one another, get that done.

Mr. Speaker, I yield back the balance of my time.

REFUSAL TO GOVERN

(Mr. PAYNE asked and was given permission to address the House for 1 minute and to revise and extend his remarks.)

Mr. PAYNE. Mr. Speaker, the chaos Presidency has spawned a chaos Congress. Now that they control the White House as well, they still can't govern—no more excuse, no more bogeyman Obama in the White House.

Instead of governing, my esteemed Republican colleagues have spent the last year trying to rip healthcare away from children and families in order to give their billionaire friends a tax break. That is the only thing that they have accomplished: giving to the rich.

Then, at 12:01 Saturday morning, Republicans told the American people that the United States is closed for business.

This is the fifth time in 30 years that Republicans have shut down the Federal Government. It is the first time ever that a single party has controlled the entire Federal Government but still refused to keep the country running.

Mr. Speaker, let us govern. Let them govern. If my Republican colleagues want to enter into good faith negotiations for a budget that fully funds the

Federal Government and pursues bipartisan priorities, such as funding community health centers, permanently reauthorizing CHIP, providing disaster relief, and protecting DREAMers, then you know where to reach me.

ABSENCE OF LEADERSHIP

(Mrs. DEMINGS asked and was given permission to address the House for 1 minute.)

Mrs. DEMINGS. Mr. Speaker, as a former police chief, I have seen the effects of good government and I have seen the effects of bad government, and what we have seen over the last few days is bad government.

As the party in charge of the Senate, the House, and the White House, the Republican majority has a responsibility to pass a budget that sustains critical services for the American people.

Instead, they passed a \$1.5 trillion tax giveaway, chose to ignore critical concerns, and push an anti-immigrant agenda.

I have seen the horrible outcomes of trying to make one group of people afraid of another. I have seen the results of ignoring the real dangers to America, like racism, gun violence, poverty, and lack of opportunity.

We are a nation of immigrants.

As leaders of a pluralistic society, we have a responsibility to build a nation with compassion for people. But this shutdown was about more than immigration. It was about our military, our veterans, our seniors, our children, and adequate disaster relief.

Mr. Speaker, I will not support a complete absence of leadership. I will continue to fight for real solutions.

GOVERNMENT SHUTDOWN

(Mrs. BEATTY asked and was given permission to address the House for 1 minute.)

Mrs. BEATTY. Mr. Speaker, I rise today to say that, yes, I support keeping the government open. However, I cannot support the continuing resolution that came before this House today.

Let me just say to America: I want you to understand it is not about not supporting our military. It has placed us in a position that we have to understand that we need to do both, just as Democrats and Republicans should work together.

On this continuing resolution, it makes us, yes, give 6 years to CHIP. But what about the community health centers? What good is it to give us CHIP and not support community health centers? What good is it not to support our teaching hospitals?

So I say to you, with Republicans in charge of the House, the Senate, and the White House, we could do better.

Today, I proudly say to all of those women who marched across this Nation: I stand with you today because you marched for better healthcare. You

marched so that we could have equality and equal treatment. That is why I proudly cast my vote as a "no."

GOVERNMENT SHUTDOWN

(Mr. PEARCE asked and was given permission to address the House for 1 minute and to revise and extend his remarks.)

Mr. PEARCE. Mr. Speaker, I was proud to just cast a "yes" vote to open the government back up.

I would observe coming into the Capitol tonight that they had Members and staff all kind of in the same car line, so I just barely made it here for that vote.

I have heard all day long that we should be funding the government for the full year, and we should be doing it right. In fact, we in the House have passed all 12 appropriations bills. They are sitting over in the Senate.

If the Senate Schumer shutdown was desired not to occur, then all they could do is bring up those full-year funding bills, allow them to come to the floor, and we fund our military, we fund all of the healthcare, the opioids, and every other single thing.

That would require the Senate Democrats working with the Republicans over there, and we saw 2 days ago that is not going to happen. Today, under duress, it did, but we are still facing the same problem. We need nine Democrats in the Senate to help the Republicans get to the 60-vote majority.

DREAMERS

(Mr. KHANNA asked and was given permission to address the House for 1 minute and to revise and extend his remarks.)

Mr. KHANNA. Mr. Speaker, yesterday, thousands marched in every city across America for racial justice, gender equality, and a moral vision of America. Today, we let them down.

It was not complicated what citizens wanted. They wanted a vote, a guaranteed vote in this Chamber about whether we would keep our word to the DREAMers, and we failed to deliver.

Now, I have no doubt that most Democrats, Senators and congressmen, care about the DREAMers staying in this country, but citizens expect more. They want us not just to look at generic poll numbers or battleground districts. They want us to lead with our hearts because they are leading with their hearts.

The question today, Mr. Speaker, is: When will the elected representatives be worthy of the courage of our citizens and the grassroots?

LET'S GO ABOUT THE BUSINESS OF THE COUNTRY

(Mr. GOHMERT asked and was given permission to address the House for 1 minute.)

Mr. GOHMERT. Mr. Speaker, we finally had a vote to ensure that the