

TABLE 3.—SUMMARY OF THE SENATE PAY-AS-YOU-GO SCORECARD FOR THE 115TH CONGRESS, AS OF FEBRUARY 26, 2018—Continued

[In millions of dollars]

	2018	2017–2022	2017–2027
FITARA Enhancement Act of 2017 (H.R. 3243, P.L. 115–88)	*	*	*
National Defense Authorization Act for Fiscal Year 2018 (H.R. 2810, P.L. 115–91)	–24	–16	–21
Department of State Authorities Act, Fiscal Year 2017, Improvements Act (S. 371, P.L. 115–94)	*	*	*
An Act to amend the Homeland Security Act of 2002 to require the Secretary of Homeland Security to issue Department of Homeland Security-wide guidance and develop training programs as part of the Department of Homeland Security Blue Campaign, and for other purposes (H.R. 1370, P.L. 115–96) ^a	*	*	1
An Act to provide for reconciliation pursuant to titles II and V of the concurrent resolution on the budget for fiscal year 2018 (H.R. 1, P.L. 115–97) ^f	*	n.a.	n.a.
To amend the Delaware Water Gap National Recreation Area Improvement Act to provide access to certain vehicles serving residents of municipalities adjacent to the Delaware Water Gap National Recreation (H.R. 560, P.L. 115–101)	*	*	*
400 Years of African-American History Commission Act (H.R. 1242, P.L. 115–102)	*	*	*
Western Oregon Tribal Fairness Act (H.R. 1306, P.L. 115–103)	*	2	5
Rapid DNA Act of 2017 (S. 139, P.L. 115–118)	*	*	*
An Act making further continuing appropriations for the fiscal year ending September 30, 2018, and for other purposes (H.R. 195, P.L. 115–120)	*	*	1
To authorize the President to award the Medal of Honor to John L. Canley for acts of valor during the Vietnam War while a member of the Marine Corps (H.R. 4641, P.L. 115–122)	*	*	*
Bipartisan Budget Act of 2018 ^{g,h} (H.R. 1892, P.L. 115–123)	*	*	1
Protecting Young Victims from Sexual Abuse and Safe Sport Authorization Act of 2017 (S. 534, P.L. 115–126)	*	*	*
Kari's Law Act of 2017 (S. 582, P.L. 115–127)	*	*	*
Current Balance	–24	–14	–13
Changes to Revenues	2018	2017–2022	2017–2027
Changes to Outlays	0	1	2
	–24	–13	–11

Source: Congressional Budget Office.

Notes: P.L. = Public Law. * = between –\$500,000 and \$500,000.

^a On October 26, 2017, the Chairman of the Senate Committee on the Budget reset the Senate's Pay-As-You-Go (PAYGO) Scorecard to zero for all fiscal years.^b The amounts shown represent the estimated effect of the public laws on the deficit.^c Excludes off-budget amounts.^d Excludes amounts designated as emergency requirements.^e Pursuant to Division E of P.L. 115–96, the budgetary effects of Divisions C and D are excluded from the Senate's PAYGO Scorecard.^f Section 3003 of H. Con. Res. 71, the concurrent resolution on the budget for fiscal year 2018, granted the Chairman of the Senate Budget Committee the authority to revise balances on the Senate PAYGO ledger to fully incorporate the budgetary effects of P.L. 115–97. The Chairman exercised this authority with a filing in the Congressional Record on December 19, 2017.^g Pursuant to section 70101(b) of Division G, the budgetary effects of Division A, Subdivision 2 of Division B, and Divisions C through F are excluded from the Senate's PAYGO Scorecard.^h Pursuant to section 232(b) of H. Con. Res. 290 (106th Congress), the Concurrent Budget Resolution for Fiscal Year 2001, the scoring effects related to the Federal Reserve Surplus Funds are excluded from the Senate's PAYGO Scorecard.

ENFORCEMENT REPORT OF THE FIRST SESSION OF THE 115TH CONGRESS

Vote	Date	Measure	Violation	Motion to Waiver ¹	Result
294	December 1, 2017	S. Amdt. 1720 to S. Amdt. 1618 to H.R. 1—created a point of order against legislation that cuts Social Security, Medicare, or Medicaid benefits.	313(b)(1)(A)—Byrd violation ²	Sen. Sanders (I-VT)	46–54, Not Waived
295	December 1, 2017	S. Amdt. 1854 to S. Amdt. 1618 to H.R. 1—amended the Internal Revenue Code of 1986 to increase the Child Tax Credit.	302(f)—Exceeds a committee's 302(a) allocation ³ .	Sen. Brown (D-OH)	48–52, Not Waived
296	December 1, 2017	S. Amdt. 1850 to S. Amdt. 1618 to H.R. 1—increased the refundability of the child tax credit.	302(f)—Exceeds a committee's 302(a) allocation ⁴ .	Sen. Rubio (R-FL)	29–71, Not Waived
299	December 2, 2017	S. Amdt. 1846 to S. Amdt. 1618 to H.R. 1—provided for middle class tax relief.	4105—Unknown Budgetary Effects ⁵	Sen. Kaine (D-VA)	34–65, Not Waived
301	December 2, 2017	S. Amdt. 1717 to S. Amdt. 1618 to H.R. 1—struck title II	302(f)—Exceeds a committee's 302(a) allocation ⁶ .	Sen. Cantwell (D-WA)	48–52, Not Waived
322	December 20, 2017	H.R. 1—provided for reconciliation pursuant to titles II and V of the concurrent resolution on the budget for fiscal year 2018.	313(b)(1)—Byrd Rule violations ⁷	Sen. Enzi (R-WY)	51–48, Not Waived
324	December 21, 2017	H.R. 1370—continuing resolution	306—Budget Committee Jurisdiction ⁸	Sen. Collins (R-ME)	91–8, Waived

¹ All motions to waive were offered pursuant to section 904 of the Congressional Budget Act of 1974.² Senator Enzi raised a 313(b)(1)(A) point of order against the Sanders amendment because the amendment did not produce a change in outlays or a change in revenues and was extraneous to the reconciliation instruction.³ Senator Enzi raised a 302(f) point of order as S. Amdt. 1854 would cause the underlying legislation to exceed the Finance Committee's section 302(a) allocation of new budget authority or outlays.⁴ Senator Wyden raised a 302(f) point of order as S. Amdt. 1850 would cause the underlying legislation to exceed the Finance Committee's section 302(a) allocation of new budget authority or outlays.⁵ Senator Toomey raised this point of order because the budgetary effects of the Kaine amendment were unknown at the time of consideration.⁶ Senator Murkowski raised a 302(f) point of order because the Cantwell amendment, if adopted, would have caused the Energy and Natural Resources Committee to exceed its section 302(a) allocation of budget authority or outlays.⁷ Senator Sanders raised a 313(b)(1)(A) point of order against section 11000(a), and 313(b)(1)(D) points of order against page 75, line 17 through page 76, line 9 and against the phrase "tuition-paying" as it appeared on page 309, line 12, and page 309, lines 14 through 15.⁸ Senator Paul raised a section 306 point of order in relation to the statutory pay-go scorecard.HONORING FIRST LIEUTENANT
CLAYSON R. CULLEN

Mr. DONNELLY. Mr. President, today, I wish to recognize and honor the extraordinary service and sacrifice of U.S. Army 1LT Clayton R. Cullen of Bicknell, IN. Dedication to his country, loyalty to his fellow servicemembers, and a deep love for his family and faith defined Clay's life.

Clay graduated from North Knox High School in 2011. During his time at North Knox, Clay excelled both in the classroom and on the soccer field. Clay was a member of the National Honor Society and served as student body president. He was also recognized as the most valuable player on the school's varsity soccer team, and a two-time Academic All-State player. Following graduation, Clay attended Indiana University, where he earned a bachelor's degree in history. Clay went on to join the Indiana University ROTC program, from which he graduated as a commissioned officer in 2015. He was described as "the kind of guy who would always open his arms to you," according to Shawn Stachula, the execu-

utive officer of IU Army ROTC and fellow classmate. A dedicated friend, student, and leader, Clay was resilient, kind, caring, and a mentor to his peers. After graduation, he was a pilot with the rank of first lieutenant in the U.S. Army.

In the Army, he was a member of the 4th Combat Aviation Brigade, 4th Infantry Division in Fort Carson, CO. There he distinguished himself as a selfless soldier who always put the mission, his country, and fellow servicemembers before himself. For his service, he earned several commendations, including the Army Achievement Medal, National Defense Service Medal, and Army Service Ribbon.

On Saturday, January 20, 2018, Clay and Warrant Officer Kevin Burke, of California, tragically passed away when the AH64E Apache helicopter they were piloting crashed at the National Training Center in Fort Irwin, CA. Unit Commander COL Scott Gallaway said that Clay "left an indelible mark on the entire Iron Eagle team" and that the lessons he taught his fellow servicemembers would resonate for years to come.

Clay was a devoted patriot, son, and brother, who loved soccer, golf, kickball, reading, traveling, history, and trying new foods. Above all, he was a genuine and caring friend. Clay loved music and enjoyed attending concerts with friends, including Dave Matthews Band, Jimmy Buffett, and Zac Brown Band. Clay was selfless, brave, and passionate. He dedicated his life to serving others, whether it was through a mission trip to Sri Lanka or protecting his fellow Americans.

Clay helped bring happiness to those he encountered and loved sharing his faith with others. He is survived and will be deeply missed by his parents, Robert and Julie Cullen; brother, Ian Cullen and Ian's wife, Katie; grandmother, Kathleen Curry Pack; aunt, Kay Mengedoht, along with numerous aunts, uncles, cousins, friends, and his U.S. Army family.

As Clay's brother said, "He didn't want to be a hero. He just wanted to be Clay. Not 'thank you for your service' Clay. Not 'you're so brave' Clay. Just Clay. For all these reasons and so many more, he is a hero." Clay set an

example for others and will be remembered for his dedication and love for his country.

Let us emulate the shining example this brave man set for us and honor his commitment to serving his fellow citizens. May God welcome Clay home and give comfort to his family and friends.

ADDITIONAL STATEMENTS

REMEMBERING TILLIE FAY WALKER

• Ms. HEITKAMP. Mr. President, on February 2, 2018, Tillie Fay Walker, 88, passed away in Bismarck, ND. Tillie was an enrolled member of the Mandan, Hidatsa, and Arikara Nation, born on the Fort Berthold Indian Reservation on July 11, 1928, and was a member of the Alkali Lodge Clan.

Tillie was a fierce champion for the rights of her tribe and a passionate advocate for the dignity of all American Indians, particularly women. Her energy and intellect were used to progress positive change, mentor future Native leaders, and push government institutions to acknowledge and address the serious problems facing Indian Country. During a period when many thought a Native woman attending college was a foolish idea, she was that much more driven to receive her degree. At times when Tribes and Federal officials were at odds, Tillie brought elders and officials together to improve Federal policy positions on tribal sovereignty and land rights.

Her work on the national level caught the attention of Dr. Martin Luther King, Jr., as he began to organize for the Poor People's Campaign. Tillie served as one of the key Native organizers for the campaign and recruited Tribal members and leaders from across the country to participate in the marches, sit-ins, and testimonies. She also gave fiery and memorable testimony to the Interior Secretary and the Commissioner of Indian Affairs during the campaign. Through these decades of work on the national scene, Tillie influenced the very direction of activism and Federal Indian policy. She considered the implementation of Indian preference hiring for the Indian Health Service and the Bureau of Indian Affairs to be her biggest professional accomplishment.

Above all, Tillie was a lifelong keeper of cherished Mandan and Hidatsa history, practices, and language, and many tribal traditions now live on in younger generations due to Tillie's careful stewardship. Her legacy of Native pride and community activism survives on Fort Berthold and in those who work to improve the lives of Native Americans across the country. My deepest sympathies are with her family and many friends.●

MESSAGE FROM THE HOUSE

At 12:47 p.m., a message from the House of Representatives, delivered by

Mr. Novotny, one of its reading clerks, announced that the House has passed the following bills, in which it requests the concurrence of the Senate:

H.R. 1865. An act to amend the Communications Act of 1934 to clarify that section 230 of such Act does not prohibit the enforcement against providers and users of interactive computer services of Federal and State criminal and civil law relating to sexual exploitation of children or sex trafficking, and for other purposes.

H.R. 4296. An act to place requirements on operational risk capital requirements for banking organizations established by an appropriate Federal banking agency.

H.R. 5078. An act to amend the Real Estate Settlement Procedures Act of 1974 to modify requirements related to mortgage disclosures, and for other purposes.

The message also announced that the House agreed to the following concurrent resolution, in which it requests the concurrence of the Senate:

H. Con. Res. 106. Concurrent resolution authorizing the use of Emancipation Hall for a ceremony to present the Congressional Gold Medal collectively to the members of the Office of Strategic Services.

MEASURES REFERRED

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

H.R. 4296. An act to place requirements on operational risk capital requirements for banking organizations established by an appropriate Federal banking agency; to the Committee on Banking, Housing, and Urban Affairs.

H.R. 5078. An act to amend the Real Estate Settlement Procedures Act of 1974 to modify requirements related to mortgage disclosures, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

MEASURES PLACED ON THE CALENDAR

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

S. 2464. A bill to improve border security and to provide conditional provision residence to certain long-term residents who entered the United States as children.

MEASURES READ THE FIRST TIME

The following bill was read the first time:

H.R. 1865. An act to amend the Communications Act of 1934 to clarify that section 230 of such Act does not prohibit the enforcement against providers and users of interactive computer services of Federal and State criminal and civil law relating to sexual exploitation of children or sex trafficking, and for other purposes.

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-4425. A communication from the Acting Administrator of the Specialty Crops Program, Agricultural Marketing Service, De-

partment of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Marketing Order Regulating the Handling of Spearmint Oil Produced in the Far West; Revision of the Salable Quantity and Allotment Percentage for Class 3 (Native) Spearmint Oil for the 2017-2018 Marketing Year" (Docket No. AMS-SC-16-0107; SC17-985-1A FR) received during adjournment of the Senate in the Office of the President of the Senate on February 23, 2018; to the Committee on Agriculture, Nutrition, and Forestry.

EC-4426. A communication from the Acting Administrator of the Specialty Crops Program, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Fees for Official Inspection and Official Weighing Services under the United States Grain Standards Act (USGSA)" received during adjournment of the Senate in the Office of the President of the Senate on February 23, 2018; to the Committee on Agriculture, Nutrition, and Forestry.

EC-4427. A communication from the Acting Administrator of the Specialty Crops Program, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Pears Grown in Oregon and Washington; Increased Continuing Assessment Rate for Processed Pears" (Docket No. AMS-SC-17-0045; SC17-927-1 FR) received during adjournment of the Senate in the Office of the President of the Senate on February 23, 2018; to the Committee on Agriculture, Nutrition, and Forestry.

EC-4428. A communication from the Acting Administrator of the Specialty Crops Program, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Amendments to Regulations Under the Perishable Agricultural Commodities Act (PACA); Growers' Trust Protection Eligibility and Clarification of 'Written Notification'" (Docket No. AMS-FV-15-0045) received during adjournment of the Senate in the Office of the President of the Senate on February 23, 2018; to the Committee on Agriculture, Nutrition, and Forestry.

EC-4429. A communication from the Acting Administrator of the Specialty Crops Program, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Onions Grown in South Texas; Increased Assessment Rate" (Docket No. AMS-SC-17-0040; SC17-959-1 FR) received during adjournment of the Senate in the Office of the President of the Senate on February 23, 2018; to the Committee on Agriculture, Nutrition, and Forestry.

EC-4430. A communication from the Acting Administrator of the Specialty Crops Program, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Watermelon Research and Promotion Plan; Redistricting and Importer Representation" (Docket No. AMS-SC-16-0097; FR) received in the Office of the President of the Senate on February 27, 2018; to the Committee on Agriculture, Nutrition, and Forestry.

EC-4431. A communication from the Acting Administrator of the Specialty Crops Program, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Decrease of Continuing Assessment Rate for Apricots Grown in Designated Counties in Washington" (Docket No. AMS-SC-17-0033; SC17-922-1 FR) received in the Office of the President of the Senate on February 27, 2018; to the Committee on Agriculture, Nutrition, and Forestry.

EC-4432. A communication from the Director of the Regulatory Management Division,