

to be proposed to amendment SA 3695 proposed by Mr. SHELBY to the bill H.R. 6157, supra; which was ordered to lie on the table.

SA 3776. Mr. BLUMENTHAL submitted an amendment intended to be proposed to amendment SA 3695 proposed by Mr. SHELBY to the bill H.R. 6157, supra; which was ordered to lie on the table.

SA 3777. Mr. BLUMENTHAL submitted an amendment intended to be proposed by him to the bill H.R. 6157, supra; which was ordered to lie on the table.

SA 3778. Mr. BLUMENTHAL submitted an amendment intended to be proposed by him to the bill H.R. 6157, supra; which was ordered to lie on the table.

SA 3779. Ms. KLOBUCHAR submitted an amendment intended to be proposed by her to the bill H.R. 6157, supra; which was ordered to lie on the table.

SA 3780. Ms. KLOBUCHAR submitted an amendment intended to be proposed by her to the bill H.R. 6157, supra; which was ordered to lie on the table.

SA 3781. Mr. CARDIN submitted an amendment intended to be proposed by him to the bill H.R. 6157, supra; which was ordered to lie on the table.

SA 3782. Mr. CARDIN (for himself and Mr. VAN HOLLEN) submitted an amendment intended to be proposed to amendment SA 3695 proposed by Mr. SHELBY to the bill H.R. 6157, supra; which was ordered to lie on the table.

SA 3783. Mr. CARDIN (for himself, Mr. VAN HOLLEN, and Mr. JONES) submitted an amendment intended to be proposed to amendment SA 3695 proposed by Mr. SHELBY to the bill H.R. 6157, supra; which was ordered to lie on the table.

SA 3784. Mr. JONES (for himself, Mr. SCOTT, Mr. KAINE, Mr. WARNER, Mr. BOOZMAN, and Mr. TILLIS) submitted an amendment intended to be proposed by him to the bill H.R. 6157, supra; which was ordered to lie on the table.

SA 3785. Mr. JONES (for himself and Mr. COONS) submitted an amendment intended to be proposed to amendment SA 3695 proposed by Mr. SHELBY to the bill H.R. 6157, supra; which was ordered to lie on the table.

SA 3786. Mr. JONES submitted an amendment intended to be proposed to amendment SA 3695 proposed by Mr. SHELBY to the bill H.R. 6157, supra; which was ordered to lie on the table.

SA 3787. Mr. DURBIN (for himself and Mr. GRASSLEY) submitted an amendment intended to be proposed to amendment SA 3695 proposed by Mr. SHELBY to the bill H.R. 6157, supra; which was ordered to lie on the table.

SA 3788. Ms. KLOBUCHAR submitted an amendment intended to be proposed by her to the bill H.R. 6157, supra; which was ordered to lie on the table.

SA 3789. Mr. JONES submitted an amendment intended to be proposed by him to the bill H.R. 6157, supra; which was ordered to lie on the table.

SA 3790. Mr. MURPHY (for himself and Mr. BLUMENTHAL) submitted an amendment intended to be proposed to amendment SA 3695 proposed by Mr. SHELBY to the bill H.R. 6157, supra; which was ordered to lie on the table.

SA 3791. Mr. MURPHY (for himself and Mr. BLUMENTHAL) submitted an amendment intended to be proposed to amendment SA 3695 proposed by Mr. SHELBY to the bill H.R. 6157, supra; which was ordered to lie on the table.

SA 3792. Mr. MURPHY submitted an amendment intended to be proposed by him to the bill H.R. 6157, supra; which was ordered to lie on the table.

SA 3793. Mr. MURPHY (for himself, Mr. SCHATZ, Ms. WARREN, Mrs. FEINSTEIN, Mr. CARPER, Mr. BLUMENTHAL, and Mr. KAINE) submitted an amendment intended to be proposed to amendment SA 3695 proposed by Mr. SHELBY to the bill H.R. 6157, supra; which was ordered to lie on the table.

SA 3794. Mr. MURPHY (for himself and Mr. PORTMAN) submitted an amendment intended to be proposed to amendment SA 3695 proposed by Mr. SHELBY to the bill H.R. 6157, supra; which was ordered to lie on the table.

SA 3795. Mr. MURPHY (for himself and Mr. BLUMENTHAL) submitted an amendment intended to be proposed to amendment SA 3695 proposed by Mr. SHELBY to the bill H.R. 6157, supra; which was ordered to lie on the table.

TEXT OF AMENDMENTS

SA 3733. Ms. HIRONO (for herself, Mr. COTTON, and Ms. MURKOWSKI) submitted an amendment intended to be proposed to amendment SA 3695 proposed by Mr. SHELBY to the bill H.R. 6157, making appropriations for the Department of Defense for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in title VIII of division A, insert the following:

SEC. _____. From amounts appropriated or otherwise made available by title II of this division under the heading "OPERATION AND MAINTENANCE, AIR FORCE", the Secretary of Defense may reimburse the Government of the Republic of Palau in an amount not to exceed \$9,700,000 for land acquisition costs for defense sites.

SA 3734. Mr. MENENDEZ (for himself, Mr. CARPER, Mr. BOOKER, Mr. COONS, Mr. WHITEHOUSE, and Mr. REED) submitted an amendment intended to be proposed by him to the bill H.R. 6157, making appropriations for the Department of Defense for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in title II of division B, insert the following:

SEC. _____. PERMANENT EXTENSION OF MEDICARE WAGE IMPUTED FLOOR POLICY.

Notwithstanding the final rule of the Centers for Medicare and Medicaid Services entitled "Medicare Program: Hospital Inpatient Prospective Payment Systems for Acute Care Hospitals and the Long Term Care Hospital Prospective Payment System and Policy Changes and Fiscal Year 2019 Rates; Quality Reporting Requirements for Specific Providers; Medicare and Medicaid Electronic Health Record (EHR) Incentive Programs (Promoting Interoperability Programs) Requirements for Eligible Hospitals, Critical Access Hospitals, and Eligible Professionals; Medicare Cost Reporting Requirements; and Physician Certification and Recertification of Claims" or any other provision of law, the Secretary of Health and Human Services shall extend the imputed floor policy under section 412.64(h) (including the policy under clause (vi) of such section), as in effect with respect to discharges during fiscal year 2018, to discharges occurring on or after October 1, 2018. The Secretary of Health and Human Services shall implement the preceding sentence in a budget-neutral manner under section 1886(d) of the Social Security Act (42 U.S.C. 1395ww(d)).

SA 3735. Mr. MENENDEZ (for himself and Mr. MERKLEY) submitted an amendment intended to be proposed by him to the bill H.R. 6157, making appropriations for the Department of Defense for the fiscal year ending September 30, 2019, and for other purposes;

which was ordered to lie on the table; as follows:

At the appropriate place in title II of division B insert the following:

SEC. _____. Notwithstanding any other provision of this Act, of the amounts made available under this title, \$30,000,000 shall be available for the peer-reviewed ovarian cancer research program.

SA 3736. Mr. MENENDEZ submitted an amendment intended to be proposed by him to the bill H.R. 6157, making appropriations for the Department of Defense for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in title II of division B insert the following:

SEC. _____. There are appropriated, in addition to any other amounts made available under this title, \$2,000,000 for the Leadership Education in Neurodevelopmental and Related Disabilities (LEND) programs.

SA 3737. Mr. MENENDEZ submitted an amendment intended to be proposed by him to the bill H.R. 6157, making appropriations for the Department of Defense for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in title II of division B insert the following:

SEC. _____. The Secretary shall publish a report on the impact of any policy change made by the Secretary related to prescription drug pricing to ensure savings go to patients and not to special interest groups. Such report shall include an assessment of the direct monetary impact of such policy change on health insurance issuers, prescription drug manufacturers, pharmacy benefit managers, and consumers (including seniors).

SA 3738. Mr. MENENDEZ submitted an amendment intended to be proposed by him to the bill H.R. 6157, making appropriations for the Department of Defense for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in title II of division B, insert the following:

SEC. _____. HHS REVIEW OF THE EXTRAORDINARY CIRCUMSTANCE RELOCATION EXEMPTION FOR OFF-CAMPUS PROVIDER-BASED DEPARTMENTS.

(a) REVIEW.—The Secretary of Health and Human Services (in this section referred to as the "Secretary") shall conduct a review of the extraordinary circumstance relocation exemption for off-campus provider-based departments under section 1833(t)(21) of the Social Security Act (42 U.S.C. 1395l(t)(21)), including whether such exemption should be expanded to include additional extraordinary circumstances.

(b) REPORT.—Not later than 6 months after the date of enactment of this Act, the Secretary shall submit to Congress a report on the review conducted under subsection (a), together with recommendations for such legislation and administrative action as the Secretary determines appropriate.

SA 3739. Mr. MENENDEZ submitted an amendment intended to be proposed by him to the bill H.R. 6157, making appropriations for the Department of Defense for the fiscal year ending September 30, 2019, and for other purposes;

which was ordered to lie on the table; as follows:

At the appropriate place in title II of division B insert the following:

SEC. _____. The Secretary shall provide a full accounting of the funds diverted in 2018 to the Office of Refugee Resettlement of the Administration for Children and Families, including an accounting of—

- (1) the programs and accounts from which such funds were diverted; and
- (2) if any such programs were negatively impacted by the diversion of such funds.

SA 3740. Mr. MENENDEZ submitted an amendment intended to be proposed by him to the bill H.R. 6157, making appropriations for the Department of Defense for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in title II of division B, insert the following:

SEC. _____. FAIRNESS IN MEDICARE HOSPITAL PAYMENTS.

(a) IN GENERAL.—For discharges occurring on or after October 1, 2018, the Secretary of Health and Human Services shall (for purposes of determining the area wage index under section 1886(d) of the Social Security Act (42 U.S.C. 1395ww(d)) reclassify any hospital located in New Jersey whose area wage index increased for discharges in fiscal year 2018 by reason of the imputed floor policy under section 412.64(h) of title 42, Code of Federal Regulations (including the policy under clause (vi) of such section) to a core-based statistical area (CBSA) that has the same area wage index that would have applied to the hospital if such imputed floor policy had been permanently extended.

(b) BUDGET-NEUTRAL.—The Secretary of Health and Human Services shall implement subsection (a) in a budget-neutral manner under section 1886(d) of the Social Security Act (42 U.S.C. 1395ww(d)).

SA 3741. Mr. MENENDEZ submitted an amendment intended to be proposed to amendment SA 3695 proposed by Mr. SHELBY to the bill H.R. 6157, making appropriations for the Department of Defense for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in title VIII of division A, insert the following:

SEC. _____. Not later than 90 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the congressional defense committees a report estimating the portion of the of the Department of Defense's advertising budget that is spent on advertising and public relations contracts with socially and economically disadvantaged small businesses and women, low-income, veteran (as that term is defined in section 3(q) of the Small Business Act (15 U.S.C. 632(q)), and minority entrepreneurs and business owners at the prime and subcontracting levels.

SA 3742. Mr. MENENDEZ submitted an amendment intended to be proposed to amendment SA 3695 proposed by Mr. SHELBY to the bill H.R. 6157, making appropriations for the Department of Defense for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in title II of division B, insert the following:

SEC. _____. There are appropriated, in addition to any other amounts made available under the heading "Substance Abuse and Mental Health Services Administration" \$2,000,000 for purposes of targeted mental health services for the Commonwealth of Puerto Rico and the United States Virgin Islands post-hurricane Maria.

SA 3743. Mr. MENENDEZ submitted an amendment intended to be proposed by him to the bill H.R. 6157, making appropriations for the Department of Defense for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in title VIII of division A, insert the following:

SEC. _____. (a) PILOT PROGRAM REQUIRED.—The Secretary of Defense, the Secretary of Veterans Affairs, and the Secretary of Labor shall jointly carry out a pilot program to assess the feasibility and advisability of an online portal for the Transition Assistance Program (TAP) under section 1144 of title 10, United States Code, to assist members of the Armed Forces participating in the Program in the transition from military life to civilian life.

(b) LOCATIONS.—The Secretaries shall carry out the pilot program for members of the Armed Forces stationed at the military installations as follows:

- (1) Camp Pendleton, California.
- (2) MacDill Air Force Base, Florida.
- (3) Fort Benning, Georgia.
- (4) Scott Air Force Base, Illinois.
- (5) Fort Campbell, Kentucky.
- (6) Joint Base McGuire-Dix-Lakehurst, New Jersey.
- (7) Camp Lejeune, North Carolina.
- (8) Fort Bragg, North Carolina.
- (9) Fort Hood, Texas.
- (10) Naval Station Norfolk, Virginia.
- (11) Joint Base Lewis-McChord, Washington.

(c) ELEMENTS FOR MEMBERS.—The online portal under the pilot program shall meet the following requirements:

- (1) The online portal shall be accessible through mobile app technology, and shall be mobile-ready with responsive design and available through so-called "app stores".
- (2) The version of the online portal accessible through a desktop computer shall be compatible with various Internet browsers, including Google Chrome, Mozilla Firefox, and Internet Explorer version 9.0 or later.
- (3) The online portal shall include a map of all current Military Occupation Specialties (MOS), and their codes, that are, to the extent practicable, aligned with current industries and jobs.
- (4) The online portal shall permit the generation, for each member of the Armed Forces who uses the portal, of a personalized transition data dashboard that includes the information as follows:

(A) A current list of employment opportunities in the geographic area in which such member intends to reside after military service that are available from employers that employ not fewer than 1,000 employees nationwide.

(B) A current list of educational opportunities in such geographic area.

(C) A list of the benefits available to such member under the laws administered by the Secretary of Veterans Affairs, including educational assistance benefits, and of the Department of Veterans Affairs facilities in such geographic area.

(5) The personalized transition data dashboard for a member under paragraph (4) shall continuously notify the member of any time remaining before the expiration of the following:

(A) Any career certification waiver based on the member's Military Occupational Specialty.

(B) Any active security clearance.

(C) Any other benefits to which the member is entitled.

(6) The online portal shall permit job searches based on Military Occupational Specialty and career interest, and shall have the capability to maintain a history of job searches and submitted job applications and provide electronic mail alerts about job opportunities based on particularized military backgrounds, job interests, and search criteria.

(7) The online portal shall include a resume generator that is compliant with industry-standard Applicant Tracking Systems (ATS).

(8) The online portal shall provide for career training through the use of Learning Management Software, including training courses with a minimum of 100 soft skills and business courses.

(9) The online portal shall include a career mentorship system, using the ability to communicate online through text chat, video calling, and electronic mail, which system shall permit mentors to store information on the jobs mentees have applied for, the training mentees have undertaken, and any other appropriate mentorship matters.

(d) ELEMENTS FOR EMPLOYERS.—The online portal under the pilot program shall meet the following requirements:

(1) The online portal shall include a mechanism (to be known as a "military skills translator") for use by employers that connects Military Occupational Specialty codes to job titles.

(2) The online portal shall include a mechanism for use by employers to search for members seeking employment by Military Occupational Specialty code, other keyword, civilian career category, and location.

(3) The online portal shall provide online training for employers on military life and on specific military job descriptions related to particular industries.

(e) ASSESSMENTS.—

(1) INTERIM ASSESSMENTS.—Not later than each of one year and two years after the date of the commencement of the pilot program, the Secretary of Defense, the Secretary of Veterans Affairs, and the Secretary of Labor shall jointly carry out an interim assessment of the pilot program.

(2) FINAL ASSESSMENT.—Not later than three years after the date of the enactment of the pilot program, the Secretaries shall jointly carry out a final assessment of the pilot program.

(3) ELEMENTS.—

(A) IN GENERAL.—The general objective of each assessment under this subsection shall be to determine if the online portal under the pilot program assists participants in the Transition Program in the accomplishing the goals of the Program in a manner that takes into account the individual profiles of participants, including military experience and geographic location.

(B) PARTICULAR MATTERS.—In meeting the general objective under this paragraph, each assessment shall include a determination of the following:

(i) The aggregate number of profiles created on the online portal by members of the Armed Forces and veterans since the commencement of the pilot program.

(ii) Demographic information on such members and veterans.

(iii) The average amount time logged into the online portal of members, veterans, employers, and community-based services providers, by month, since the commencement of the pilot program.

(iv) A current ranking of most frequently-used features of the online portal.

(v) The current satisfaction of members and veterans with the online portal as of each of 30 days and 180 days after separation from military service.

(vi) The number of connections made through the online portal between employers and applicants for employment.

(vii) The number of individuals hired as a result of applications or identifications through the online portal.

SA 3744. Mr. COTTON submitted an amendment intended to be proposed to amendment SA 3695 proposed by Mr. SHELBY to the bill H.R. 6157, making appropriations for the Department of Defense for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in title VIII of division A, insert the following:

SEC. _____. (a) The amount appropriated by title III of this division under the heading "Aircraft Procurement, Air Force" is hereby increased by \$12,675,000, with the amount of the increase to be available for F-35A aircraft for DCA excess growth.

(b) The amount appropriated by title III of this division under the heading "Aircraft Procurement, Air Force" is hereby decreased by \$12,675,000, with the amount of the decrease to be applied against amounts available under that heading for Combat Aircraft for C-135B aircraft.

SA 3745. Mr. PORTMAN (for himself and Mr. BROWN) submitted an amendment intended to be proposed to amendment SA 3695 proposed by Mr. SHELBY to the bill H.R. 6157, making appropriations for the Department of Defense for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in title VIII of division A, insert the following:

SEC. _____. SENSE OF THE SENATE ON RESEARCH REGARDING BLAST EXPOSURE ON THE CELLULAR LEVEL OF THE BRAIN.

It is the sense of the Senate that—

(1) further research is necessary regarding blast exposure on the cellular level of the brain;

(2) such research is needed to develop blast protection requirements for helmets and other personal protective equipment; and

(3) the Office of Naval Research should increase ongoing efforts, to the maximum extent possible, to develop a predictive traumatic brain injury model for blast, in order to better understand the cellular response to blast impulses and the interaction of the human brain and protective equipment related to blast exposure.

SA 3746. Mr. JOHNSON submitted an amendment intended to be proposed to amendment SA 3695 proposed by Mr. SHELBY to the bill H.R. 6157, making appropriations for the Department of Defense for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in title III of division A under the heading "Shipbuilding and Conversion, Navy" strike the matter relating to the Littoral Combat Ship and insert the following:

Littoral Combat Ship, \$1,558,505,000.

SA 3747. Mr. JOHNSON submitted an amendment intended to be proposed to

amendment SA 3695 proposed by Mr. SHELBY to the bill H.R. 6157, making appropriations for the Department of Defense for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in title VIII of division A, insert the following:

SEC. _____. The amount appropriated by title III of this division under the heading "Other Procurement, Army" is hereby increased by \$16,963,000, with the amount of the increase to be available for the Joint Light Tactical Vehicle.

SA 3748. Mr. JOHNSON submitted an amendment intended to be proposed to amendment SA 3695 proposed by Mr. SHELBY to the bill H.R. 6157, making appropriations for the Department of Defense for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in title VIII of division A, insert the following:

SEC. _____. Using amounts appropriated or otherwise made available by title III of this division under the heading "Aircraft Procurement, Air Force" and available for the KC-46 aircraft, the Secretary of the Air Force shall submit to the Committees on Appropriations of the Senate and the House of Representatives a report setting forth such modifications to the analytical model for basing of KC-46 aircraft as the Secretary considers appropriate in order to ensure that the model addresses changes in refueling requirements associated with the conventional and nuclear missions of the Global Strike Command, including other current or emerging missions of the Global Strike Command (including missions in support of counterterrorism activities as a result of the 2018 National Defense Strategy and associated mobility capability requirements).

SA 3749. Mr. GARDNER submitted an amendment intended to be proposed to amendment SA 3695 proposed by Mr. SHELBY to the bill H.R. 6157, making appropriations for the Department of Defense for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in title V of division B, insert the following:

SEC. _____. (a) Section 1886 of the Social Security Act (42 U.S.C. 1395ww) is amended by adding at the end the following new subsection:

"(u) ALTERNATIVE NATIONAL PER RESIDENT PAYMENT AMOUNT FOR RESIDENTS TRAINING IN RURAL TRAINING LOCATIONS.—

"(1) IN GENERAL.—

"(A) ESTABLISHMENT.—The Secretary shall establish a national per resident payment (NPRP) amount for time spent by residents training in rural training locations in accordance with paragraph (2).

"(B) ELECTION.—For cost reporting periods beginning on or after the date that is 1 year after the date of enactment of this subsection, an applicable hospital (as defined in paragraph (6)(A)), may elect to receive the payment amount under this subsection for each full-time-equivalent resident in an approved medical residency training program that receives training in a rural training location in accordance with paragraph (2). An applicable hospital may make an election under the preceding sentence regardless of

whether the applicable hospital is otherwise eligible for a payment or adjustment for indirect and direct graduate medical education costs under subsections (d)(5)(B) and (h) or section 1814(l), as applicable, with respect to such residents. If the applicable hospital is otherwise eligible for such a payment or adjustment, the national per resident payment amount under this subsection shall be in lieu of such payment or adjustment.

"(C) APPLICATION.—The provisions of this subsection, or the application of such provisions to an applicable hospital, shall not result in or otherwise effect the following:

"(i) The establishment of a limitation on the number of residents in allopathic or osteopathic medicine for purposes of subsections (d)(5)(B) and (h) with respect to an approved medical residency training program of an applicable hospital (or be taken into account in determining such a limitation during the cap building period of an applicable hospital).

"(ii) The determination of—

"(I) the additional payment amount under subsection (d)(5)(B); or

"(II) hospital-specific approved FTE resident amounts under subsection (h).

"(iii) The counting of any resident with respect to which the applicable hospital receives a national per resident payment under this subsection towards the application of the limitation described in clause (i) for purposes of subsections (d)(5)(B) and (h).

"(2) PAYMENT AMOUNT.—

"(A) BASE AMOUNT.—The national per resident payment amount, with respect to full-time equivalent residents training in rural training locations, for cost reporting periods beginning during the first year beginning on or after the date of enactment of this subsection shall be, based on the most recently available data with respect to cost reporting periods beginning during a preceding year (referred to in this subparagraph as the 'base cost reporting period'), equal to the sum of the following:

"(i) DIRECT GME.—The amount that, out of all of the payment amounts (determined on a per resident basis) received by hospitals under subsection (h) for such base cost reporting period, is equal to the national 85th percentile of such payment amounts.

"(ii) INDIRECT GME.—The amount that, out of all of the additional payment amounts (determined on a per resident basis) received by hospitals under subsection (d)(5)(B) for such base cost reporting period, is equal to the national 85th percentile of such payment amounts.

"(B) UPDATING FOR SUBSEQUENT COST REPORTING PERIODS.—For each subsequent cost reporting period, the national per resident payment amount is equal to such amount determined under this paragraph for the previous cost reporting period updated, through the midpoint of the period, by projecting the estimated percentage change in the consumer price index during the 12-month period ending at that midpoint, with appropriate adjustments to reflect previous under- or over-estimations under this subparagraph in the projected percentage change in the consumer price index.

"(C) CLARIFICATION.—The national per resident payment amount shall not be discounted or otherwise adjusted based on the Medicare patient load (as defined in subsection (h)(3)(C)) of an applicable hospital or discharges in a diagnosis-related group.

"(3) ALLOCATION OF PAYMENTS.—In providing for payments under this subsection, the Secretary shall provide for an allocation of such payments between parts A and part B (and the trust funds established under the respective parts) as reasonably reflects the proportion of such costs associated with the

provision of services under each respective part.

“(4) ELIGIBILITY FOR PAYMENT.—

“(A) IN GENERAL.—An applicable hospital shall be eligible for payment of the national per resident payment amount under this subsection for time spent by a resident training in a rural training location if the following requirements are met:

“(i) The resident spends the equivalent of at least 8 weeks over the course of their training in a rural training location.

“(ii) The hospital pays the salary and benefits of the resident for the time spent training in a rural training location.

“(B) TREATMENT OF TIME SPENT IN RURAL TRACKS.—An applicable hospital shall be eligible for payment of the national per resident payment amount under this subsection for all time spent by residents in an approved medical residency program (or separately defined track within a program) that provides 50 percent or more of the total residency training time in rural training locations (as defined in paragraph (6)(C)), regardless of where the training occurs and regardless of specialty.

“(5) DETERMINATION OF FULL-TIME-EQUIVALENT RESIDENTS.—The determination of full-time-equivalent residents for purposes of this subsection shall be made in the same manner as the determination of full-time-equivalent residents under subsection (h)(4).

“(6) DEFINITIONS.—In this subsection:

“(A) APPLICABLE HOSPITAL.—The term ‘applicable hospital’ means a hospital or critical access hospital.

“(B) APPROVED MEDICAL RESIDENCY TRAINING PROGRAM; DIRECT GRADUATE MEDICAL EDUCATION COSTS; RESIDENT.—The terms ‘approved medical residency training program’, ‘direct graduate medical education costs’, and ‘resident’ have the meanings given those terms in subsection (h)(5).

“(C) RURAL TRAINING LOCATION.—The term ‘rural training location’ means a location in which training occurs that, based on the 2010 census or any subsequent census adjustment, meets one or more of the following criteria:

“(i) The training occurs in a location that is a rural area (as defined in section 1886(d)(2)(D)).

“(ii) The training occurs in a location that has a rural-urban commuting area code equal to or greater than 4.0.

“(iii) The training occurs in a location that is within 10 miles of a sole community hospital (as defined in subsection (d)(5)(D)(iii)).

“(7) BUDGET NEUTRALITY REQUIREMENT.—The Secretary shall ensure that aggregate payments for direct medical education costs and indirect medical education costs under this title, including any payments under this subsection, for each year (effective beginning on or after the date that is 1 year after the date of enactment of this subsection) are not greater than the aggregate payments for such costs that would have been made under this title for the year without the application of this subsection. For purposes of carrying out the budget neutrality requirement under the preceding sentence, the Secretary may make appropriate adjustments to the amount of such payments for direct graduate medical education costs and indirect medical education costs under subsections (h) and (d)(5)(B), respectively.”

(b)(1) Section 1814(l) of the Social Security Act (42 U.S.C. 1395f(l)) is amended by adding at the end the following new paragraph:

“(6) For cost reporting periods beginning on or after the date that is 1 year after the date of enactment of this paragraph, the following shall apply:

“(A) A critical access hospital may elect to be treated as a hospital or as a non-provider setting for purposes of counting resident

time for indirect medical education costs and direct graduate medical education costs for the time spent by the resident in that setting under subsections (d)(5)(B) and (h), respectively, of section 1886.

“(B) Medical education costs shall not be considered reasonable costs of a critical access hospital for purposes of payment under paragraph (1), to the extent that the critical access hospital or another hospital receives payment for such costs for the time spent by the resident in that setting pursuant to subsection (d)(5)(B), subsection (h), or subsection (u) of section 1886.”

(2) Section 1886(d)(5)(D) of the Social Security Act (42 U.S.C. 1395ww(d)(5)(D)) is amended by adding at the end the following new clause:

“(vi) For cost reporting periods beginning on or after the date that is 1 year after the date of enactment of this paragraph, the hospital-specific payment amount determined under clause (i)(I) with respect to a sole community hospital shall not include medical education costs, to the extent that the sole community hospital receives payment for such costs for the time spent by the resident in that setting pursuant to subsection (u).”

(c) Section 1886 of the Social Security Act (42 U.S.C. 1395ww) is amended—

(1) in subsection (d)(5)(B), in the matter preceding clause (i), by striking “The Secretary” and inserting “Subject to subsection (u), the Secretary”; and

(2) in subsection (h)—

(A) in paragraph (1), by inserting “subject to subsection (u)” after “1861(v)”; and

(B) in paragraph (3), in the flush matter at the end, by striking “subsection (k)” and inserting “subsection (k) or subsection (u)”.

SEC. ____ (a) Section 1886(h) of the Social Security Act (42 U.S.C. 1395ww(h)) is amended—

(1) in paragraph (4)—

(A) in subparagraph (F)(i)—

(i) by striking “130 percent” and inserting “for cost reporting periods beginning on or after October 1, 1997, and before the date that is 1 year after the date of enactment of the Department of Defense and Labor, Health and Human Services, and Education Appropriations Act, 2019, 130 percent”; and

(ii) by adding at the end the following:

“For cost reporting periods beginning on or after the date that is 1 year after the date of enactment of the Department of Defense and Labor, Health and Human Services, and Education Appropriations Act, 2019, such rules shall provide that any full-time-equivalent resident in an approved medical residency program (or separately defined track within a program) that provides 50 percent or more of the total residency training time in rural training locations (as defined in subsection (u)(6)(C)), regardless of where the training occurs and regardless of specialty, shall not be taken into account for purposes of applying the limitation under this subparagraph.”; and

(iii) in subparagraph (H)—

(I) in clause (i), in the second sentence, by inserting the following before the period: “, in accordance with the second sentence of clause (i) of such subparagraph”; and

(II) in clause (iv), by inserting the following before the period: “, in accordance with the second sentence of clause (i) of such subparagraph”; and

(iv) in paragraph (5), by adding at the end the following new subparagraph:

“(L) SPECIAL RULES REGARDING APPLICATION OF NATIONAL PER RESIDENT PAYMENT AMOUNT.—For special rules regarding application of the national per resident payment amount under subsection (u), see paragraph (1)(C) of such subsection.”

(b) Section 1886(d)(5)(B)(v) is amended—

(1) by striking “130 percent” and inserting “for cost reporting periods beginning on or

after October 1, 1997, and before the date that is 1 year after the date of enactment of the Department of Defense and Labor, Health and Human Services, and Education Appropriations Act, 2019, 130 percent”; and

(2) by adding at the end the following: “For cost reporting periods beginning on or after the date that is 1 year after the date of enactment of the Department of Defense and Labor, Health and Human Services, and Education Appropriations Act, 2019, such rules shall provide that any full-time-equivalent resident in an approved medical residency program (or separately defined track within a program) that provides 50 percent or more of the total residency training time in rural training locations (as defined in subsection (u)(6)(C)), regardless of where the training occurs and regardless of specialty, shall not be taken into account for purposes of applying the limitation under this subparagraph. For special rules regarding application of the national per resident payment amount under subsection (u), see paragraph (1)(C) of such subsection.”

SA 3750. Mr. CARDIN submitted an amendment intended to be proposed to amendment SA 3695 proposed by Mr. SHELBY to the bill H.R. 6157, making appropriations for the Department of Defense for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in title VIII of division A, insert the following:

SEC. _____. Not later than 120 days after the date of the enactment of this Act, the Secretary of Defense shall, acting through the Under Secretary of Defense for Research and Engineering, submit to the congressional defense committees a report on current investments of the Armed Forces in research on energetics. The report shall include the following:

(1) A comparison between current investments of the Navy in research on energetics and current investments of the other military departments in such research.

(2) Recommendations for the most appropriate investments by the Armed Forces in research on energetics in the future, and a strategic roadmap for such investments.

SA 3751. Mr. REED (for himself and Mrs. CAPITO) submitted an amendment intended to be proposed by him to the bill H.R. 6157, making appropriations for the Department of Defense for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in division B, insert the following:

SEC. _____. Using amounts appropriated under this division, the Comptroller General of the United States shall, not later than 18 months after the date of enactment of this Act, conduct a review and submit a report to Congress on barriers to obtaining and paying for adequate medical care for survivors of childhood cancer. Such report shall identify existing barriers to the availability of complete and coordinated survivorship care for survivors of childhood cancer and of expert pediatric palliative care, and recommendations to provide improved access and payment plans for childhood cancer survivorship programs and palliative care, including psychosocial services and coverage of such services.

SA 3752. Mr. CASSIDY submitted an amendment intended to be proposed to

amendment SA 3695 proposed by Mr. SHELBY to the bill H.R. 6157, making appropriations for the Department of Defense for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in division B, insert the following:

SEC. _____. Whenever the Commissioner of the Bureau of Labor Statistics periodically publishes data about the employment of veterans, the Commissioner shall disaggregate such data by officer or enlisted status and by whether a veteran served as a member of the Armed Forces in an overseas contingency operation.

SA 3753. Mr. CASSIDY submitted an amendment intended to be proposed to amendment SA 3695 proposed by Mr. SHELBY to the bill H.R. 6157, making appropriations for the Department of Defense for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in title VIII of division A, insert the following:

SEC. _____. QUARTERLY REPORTS ON RESPONSIVENESS OF DEPARTMENT OF VETERANS AFFAIRS TO CONGRESSIONAL INQUIRIES REGARDING PROCESSING AND DELIVERY OF BENEFITS.

(a) **REPORTS REQUIRED.**—Not later than 60 days after the date of the enactment of this Act and not less frequently than once every three months thereafter until the date that is two years after the date of the enactment of this Act, the Secretary of Veterans Affairs shall submit to Congress a report on the timeliness of responses by the Department of Veterans Affairs to inquiries by members of Congress regarding the processing and delivery of benefits by the Veterans Benefits Administration to members of the Armed Forces and veterans.

(b) **DISAGGREGATION.**—Each report submitted under subsection (a) shall disaggregate information, when appropriate, by benefit and regional office.

SA 3754. Mr. CASSIDY submitted an amendment intended to be proposed to amendment SA 3695 proposed by Mr. SHELBY to the bill H.R. 6157, making appropriations for the Department of Defense for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in title VIII of division A, insert the following:

SEC. _____. Not later than 180 days after the date of the enactment of this Act, the Secretary of the Navy shall submit to the congressional defense committees an addendum to the 30-year shipbuilding plan of the Navy that sets forth in detail the manner in which the Department of the Navy will take into account in such plan each of the following:

(1) Appropriate diversification among small-sized and medium-sized surface ships.

(2) Capacity in the shipbuilding industry as of the date of the report.

SA 3755. Mr. CASSIDY submitted an amendment intended to be proposed to amendment SA 3695 proposed by Mr. SHELBY to the bill H.R. 6157, making appropriations for the Department of Defense for the fiscal year ending Sep-

tember 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in division A, insert the following:

SEC. _____. (a) The Secretary of Defense shall, through the Joint Trauma Education and Training Directorate established under section 708 of the National Defense Authorization Act for Fiscal Year 2017 (Public Law 114-328; 10 U.S.C. 1071 note), develop partnerships with civilian academic medical centers and large metropolitan teaching hospitals to improve combat casualty care for personnel of the Armed Forces.

(b) In carrying out partnerships under subsection (a), trauma surgeons and physicians of the Department of Defense shall partner with level I civilian trauma centers to provide adequate training and readiness for the next generation of medical providers to treat critically injured burn patients.

(c) The Secretary of Defense shall make every effort to support partnerships under the Joint Trauma Education and Training Directorate with academic institutions that have level I civilian trauma centers, specifically those centers with a burn center, that offer burn rotations and clinical experience to provide adequate training and readiness for the next generation of medical providers to treat critically injured burn patients.

(d) In this section, the term “level I civilian trauma center” has the meaning given that term in section 708 of the National Defense Authorization Act for Fiscal Year 2017 (Public Law 114-328; 10 U.S.C. 1071 note).

SA 3756. Mr. CASSIDY submitted an amendment intended to be proposed to amendment SA 3695 proposed by Mr. SHELBY to the bill H.R. 6157, making appropriations for the Department of Defense for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

At the end of title V of division B, insert the following:

SEC. _____. None of the funds appropriated or made available by this Act or by previous appropriations Acts may be used to process a claim for payment under title XIX of the Social Security Act to a State that imposes a health care-related tax on a provider of items or services under the State Medicaid program that exceeds 4 percent of net patient revenue. In this section, the terms “health care-related tax” and “net patient revenue” have the meaning given those terms for purposes of section 433.68 of title 14, Code of Federal Regulations.

SA 3757. Mr. CASSIDY (for himself and Mr. UDALL) submitted an amendment intended to be proposed to amendment SA 3695 proposed by Mr. SHELBY to the bill H.R. 6157, making appropriations for the Department of Defense for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in title II of division B, insert the following:

SEC. _____. None of the funds made available by this Act may be used to support the maintenance of chimpanzees at any Federal or non-Federal research facility registered pursuant to section 6 of the Animal Welfare Act (7 U.S.C. 2136) unless, not later than November 1, 2018, the Director of the National Institutes of Health establishes, in accordance with the purposes of section 404K of the

Public Health Service Act (42 U.S.C. 283m), a plan to retire to the sanctuary system established under section 404K of the Public Health Service Act (42 U.S.C. 283m) by December 31, 2021—

(1) all chimpanzees categorized as Class I, II, or III on the American Society of Anesthesiologists physical status classification system, as adapted by the Academy of Veterinary Technicians in Anesthesia and Analgesia; and

(2) all chimpanzees—

(A) categorized as Class IV or V on the classification system described in paragraph (1); and

(B) determined to be eligible for transfer to that sanctuary system by an independent team—

(i) consisting of—

(I) 2 veterinarians with experience in treating apes in a sanctuary, a zoo, or the wild;

(II) a behaviorist with experience working with apes in a sanctuary, a zoo, or the wild;

(III) an anesthesiologist; and

(IV) a bioethicist; and

(ii) none of whom is currently, or has recently been, employed by a laboratory.

SA 3758. Ms. KLOBUCHAR submitted an amendment intended to be proposed to amendment SA 3695 proposed by Mr. SHELBY to the bill H.R. 6157, making appropriations for the Department of Defense for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in division A, insert the following:

SEC. _____. EXPOSURE TO OPEN BURN PITS AND TOXIC AIRBORNE CHEMICALS AS PART OF PERIODIC HEALTH ASSESSMENTS AND OTHER PHYSICAL EXAMINATIONS.

(a) **PERIODIC HEALTH ASSESSMENT.**—The Secretary of Defense shall ensure that any periodic health assessment provided to members of the Armed Forces includes an evaluation of whether the member has been—

(1) based or stationed at a location where an open burn pit was used; or

(2) exposed to toxic airborne chemicals, including any information recorded as part of the Airborne Hazards and Open Burn Pit Registry.

(b) **SEPARATION HISTORY AND PHYSICAL EXAMINATIONS.**—Section 1145(a)(5) of title 10, United States Code, is amended by adding at the end the following new subparagraph:

“(C) The Secretary concerned shall ensure that each physical examination of a member under subparagraph (A) includes an assessment of whether the member was—

“(i) based or stationed at a location where an open burn pit, as defined in subsection (c) of section 201 of the Dignified Burial and Other Veterans’ Benefits Improvement Act of 2012 (Public Law 112-260; 38 U.S.C. 527 note), was used; or

“(ii) exposed to toxic airborne chemicals, including any information recorded as part of the registry established by the Secretary of Veterans Affairs under such section 201.”.

(c) **DEPLOYMENT ASSESSMENTS.**—Section 1074f(b)(2) of title 10, United States Code, is amended by adding at the end the following new subparagraph:

“(D) An assessment of whether the member was—

“(i) based or stationed at a location where an open burn pit, as defined in subsection (c) of section 201 of the Dignified Burial and Other Veterans’ Benefits Improvement Act of 2012 (Public Law 112-260; 38 U.S.C. 527 note), was used; or

“(ii) exposed to toxic airborne chemicals, including any information recorded as part

of the registry established by the Secretary of Veterans Affairs under such section 201.”.

(d) **SHARING OF INFORMATION.**—

(1) **DOD-VA.**—The Secretary of Defense and the Secretary of Veterans Affairs shall jointly enter into a memorandum of understanding providing for the sharing by the Department of Defense with the Department of Veterans Affairs of the results of covered evaluations regarding the exposure by a member of the Armed Forces to toxic airborne chemicals.

(2) **REGISTRY.**—If a covered evaluation of a member of the Armed Forces establishes that the member was based or stationed at a location where an open burn pit was used, or the member was exposed to toxic airborne chemicals, the member shall be enrolled in the Airborne Hazards and Open Burn Pit Registry, unless the member elects to not so enroll.

(e) **RULE OF CONSTRUCTION.**—Nothing in this section may be construed to preclude eligibility for benefits under the laws administered by the Secretary of Veterans Affairs by reason of the open burn pit exposure history of a veteran not being recorded in a covered evaluation.

(f) **DEFINITIONS.**—In this section:

(1) The term “Airborne Hazards and Open Burn Pit Registry” means the registry established by the Secretary of Veterans Affairs under section 201 of the Dignified Burial and Other Veterans’ Benefits Improvement Act of 2012 (Public Law 112-260; 38 U.S.C. 527 note).

(2) The term “covered evaluation” means—

(A) a periodic health assessment conducted in accordance with subsection (a);

(B) a separation history and physical examination conducted under section 1145(a)(5) of title 10, United States Code, as amended by this section; and

(C) a deployment assessment conducted under section 1074f(b)(2) of such title, as amended by this section.

(3) The term “open burn pit” has the meaning given that term in section 201(c) of the Dignified Burial and Other Veterans’ Benefits Improvement Act of 2012 (Public Law 112-260; 38 U.S.C. 527 note).

SA 3759. Mr. SCHUMER (for himself and Ms. COLLINS) submitted an amendment intended to be proposed to amendment SA 3695 proposed by Mr. SHELBY to the bill H.R. 6157, making appropriations for the Department of Defense for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in title II of division B, insert the following:

SEC. _____. (a) There are appropriated under the heading “Emerging and Zoonotic Infectious Diseases” under the heading “Centers for Disease Control and Prevention”, in addition to any other amounts made available under such heading and in order to provide additional funding for Lyme disease activities, \$1,300,000.

(b) Notwithstanding any other provision of this Act, the total amount appropriated under the heading “Chronic Disease Prevention and Health Promotion” under the heading “Centers for Disease Control and Prevention” is hereby reduced by \$1,300,000.

SA 3760. Mr. WARNER submitted an amendment intended to be proposed to amendment SA 3695 proposed by Mr. SHELBY to the bill H.R. 6157, making appropriations for the Department of Defense for the fiscal year ending September 30, 2019, and for other purposes;

which was ordered to lie on the table; as follows:

At the appropriate place in title VIII of division A, insert the following:

SEC. _____. Amounts appropriated or otherwise made available by this Act for obligation and expenditure for the processing of security clearances shall be treated as a congressional special interest item.

SA 3761. Mr. WARNER submitted an amendment intended to be proposed to amendment SA 3695 proposed by Mr. SHELBY to the bill H.R. 6157, making appropriations for the Department of Defense for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in title VIII of division A, insert the following:

SEC. _____. None of the amounts appropriated or otherwise made available by this division may be used to grant, deny, or revoke access, or eligibility for access, to classified information except in accordance with the processes and procedures under the following:

(1) Executive Orders 12968 and 13467, as such Executive Orders were in effect on August 15, 2018.

(2) Part 147 of title 32, Code of Federal Regulations, as such part was in effect on August 15, 2018.

(3) Applicable department and agency regulations that govern access to classified information and due process requirements.

SA 3762. Mr. WHITEHOUSE (for himself and Mr. PORTMAN) submitted an amendment intended to be proposed to amendment SA 3695 proposed by Mr. SHELBY to the bill H.R. 6157, making appropriations for the Department of Defense for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in title II of division B insert the following:

SEC. _____. Not less than 10 percent of the amount appropriated to State Opioid Response Grants under the heading “Substance Abuse Treatment” under the heading “Substance Abuse and Mental Health Services Administration” shall be used by the States receiving such grants to carry out the activities described in section 547(d) of the PHS Act.

SA 3763. Mr. WARNER (for himself, Mrs. CAPITO, Mr. MANCHIN, Mr. BROWN, and Mr. CASEY) submitted an amendment intended to be proposed to amendment SA 3695 proposed by Mr. SHELBY to the bill H.R. 6157, making appropriations for the Department of Defense for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in title II of division B, insert the following:

SEC. _____. Not later than 180 days after the enactment of this Act, and using funds appropriated under this title, the Director of the National Institute for Occupational Safety and Health shall submit to Congress a report that—

(1) includes a description of those active and non-active coal miner populations that are currently covered by the Coal Workers’ Health Surveillance program;

(2) identifies and describes potential barriers that limit active and non-active coal miner participation in such program; and

(3) describes existing or planned outreach efforts to improve the participation of active and non-active coal miners in periodic health surveillance.

SA 3764. Mr. WARNER (for himself, Mr. JONES, and Ms. CORTEZ MASTO) submitted an amendment intended to be proposed to amendment SA 3695 proposed by Mr. SHELBY to the bill H.R. 6157, making appropriations for the Department of Defense for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in title VIII of division A, insert the following:

SEC. _____. Of the amount appropriated by title II of this Act under the heading “Operation and Maintenance, Defense-Wide”, up to \$7,000,000 may be available for the Office of the Secretary of Defense for the Information Assurance Scholarship Program.

SA 3765. Mr. WHITEHOUSE (for himself and Mr. CASSIDY) submitted an amendment intended to be proposed by him to the bill H.R. 6157, making appropriations for the Department of Defense for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in title II of division B insert the following:

SEC. _____. Not later than November 1, 2018, the Secretary shall provide, to the Committees on Appropriations of the Senate and the House of Representatives, the Committee on Health, Education, Labor, and Pensions of the Senate, and the Committee on Energy and Commerce of the House of Representatives, a status update on the rulemaking required under sections 3001(c)(5)(D), and 3022(a)(3), of the PHS Act.

SA 3766. Mr. MANCHIN submitted an amendment intended to be proposed by him to the bill H.R. 6157, making appropriations for the Department of Defense for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in title I of division B insert the following:

SEC. _____. None of the funds made available under this Act shall be used to repeal or alter the effectiveness of the rule submitted by the Department of Labor relating to “Lowering Miners’ Exposure to Respirable Coal Mine Dust, Including Continuous Personal Dust Monitors” (79 Fed. Reg. 24814 (May 1, 2014)).

SA 3767. Mr. MANCHIN submitted an amendment intended to be proposed to amendment SA 3695 proposed by Mr. SHELBY to the bill H.R. 6157, making appropriations for the Department of Defense for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in title II of division B, insert the following:

SEC. _____. The Secretary of Health and Human Services shall conduct a study of the potential benefits of providing opioid prescribers information about the opioid overdose deaths of their patients to whom they prescribed an opioid medication.

SA 3768. Mr. MANCHIN submitted an amendment intended to be proposed by him to the bill H.R. 6157, making appropriations for the Department of Defense for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in title II of division B insert the following:

SEC. ____ . BUDGETING FOR OPIOID ADDICTION TREATMENT.

(a) **SHORT TITLE.**—This section may be cited as the “Budgeting for Opioid Addiction Treatment Act”.

(b) **STEWARDSHIP FEE ON OPIOID PAIN RELIEVERS.**—

(1) **IN GENERAL.**—Subchapter E of chapter 32 of the Internal Revenue Code of 1986 is amended by adding at the end the following new section:

“SEC. 4192. OPIOID PAIN RELIEVERS.

“(a) **IN GENERAL.**—There is hereby imposed on the sale of any active opioid by the manufacturer, producer, or importer a fee equal to 1 cent per milligram so sold.

“(b) **ACTIVE OPIOID.**—For purposes of this section—

“(1) **IN GENERAL.**—The term ‘active opioid’ means any controlled substance (as defined in section 102 of the Controlled Substances Act, as in effect on the date of the enactment of this section) which is opium, an opiate, or any derivative thereof.

“(2) **EXCLUSION FOR CERTAIN PRESCRIPTION MEDICATIONS.**—Such term shall not include any prescribed drug which is used exclusively for the treatment of opioid addiction as part of a medically assisted treatment effort.

“(3) **EXCLUSION OF OTHER INGREDIENTS.**—In the case of a product that includes an active opioid and another ingredient, subsection (a) shall apply only to the portion of such product that is an active opioid.”.

(2) **CLERICAL AMENDMENTS.**—

(A) The heading of subchapter E of chapter 32 of the Internal Revenue Code of 1986 is amended by striking “**Medical Devices**” and inserting “**Other Medical Products**”.

(B) The table of subchapters for chapter 32 of such Code is amended by striking the item relating to subchapter E and inserting the following new item:

“SUBCHAPTER E. OTHER MEDICAL PRODUCTS”.

(C) The table of sections for subchapter E of chapter 32 of such Code is amended by adding at the end the following new item: “Sec. 4192. Opioid pain relievers.”.

(3) **EFFECTIVE DATE.**—The amendments made by this subsection shall apply to sales on or after the date that is 1 year after the date of the enactment of this Act.

(4) **REBATE OR DISCOUNT PROGRAM FOR CERTAIN CANCER AND HOSPICE PATIENTS.**—

(A) **IN GENERAL.**—The Secretary of Health and Human Services, in consultation with patient advocacy groups and other relevant stakeholders as determined by such Secretary, shall establish a mechanism by which—

(i) any amount paid by an eligible patient in connection with the stewardship fee under section 4192 of the Internal Revenue Code of 1986 (as added by this subsection) shall be rebated to such patient in as timely a manner as possible, or

(ii) amounts paid by an eligible patient for active opioids (as defined in section 4192(b) of such Code) are discounted at time of payment or purchase to ensure that such patient does not pay any amount attributable to such fee, with as little burden on the patient as possible. The Secretary shall choose whichever of the options described in clause

(i) or (ii) is, in the Secretary’s determination, most effective and efficient in ensuring eligible patients face no economic burden from such fee.

(B) **ELIGIBLE PATIENT.**—For purposes of this subsection, the term “eligible patient” means—

(i) a patient for whom any active opioid (as so defined) is prescribed to treat pain relating to cancer or cancer treatment;

(ii) a patient participating in hospice care; and

(iii) in the case of the death or incapacity of a patient described in clause (i) or (ii) or any similar situation as determined by the Secretary of Health and Human Services, the appropriate family member, medical proxy, or similar representative or the estate of such patient.

(C) **BLOCK GRANTS FOR PREVENTION AND TREATMENT OF SUBSTANCE ABUSE.**—

(1) **GRANTS TO STATES.**—Section 1921(b) of the Public Health Service Act (42 U.S.C. 300x–21(b)) is amended by inserting “, and, as applicable, for carrying out section 1923A” before the period.

(2) **NONAPPLICABILITY OF PREVENTION PROGRAM PROVISION.**—Section 1922(a)(1) of the Public Health Service Act (42 U.S.C. 300x–22(a)(1)) is amended by inserting “except with respect to amounts made available as described in section 1923A,” before “will expend”.

(3) **OPIOID TREATMENT PROGRAMS.**—Subpart II of part B of title XIX of the Public Health Service Act (42 U.S.C. 300x–21 et seq.) is amended by inserting after section 1923 the following:

“SEC. 1923A. ADDITIONAL SUBSTANCE ABUSE TREATMENT PROGRAMS.

“A funding agreement for a grant under section 1921 is that the State involved shall provide that any amounts made available by any increase in revenues to the Treasury in the previous fiscal year resulting from the enactment of section 4192 of the Internal Revenue Code of 1986, reduced by any amounts rebated or discounted under subsection (b)(4) of the Budgeting for Opioid Addiction Treatment Act (as described in section 1933(a)(1)(B)(i)) be used exclusively for substance abuse (including opioid abuse) treatment efforts in the State, including—

“(1) treatment programs—

“(A) establishing new addiction treatment facilities, residential and outpatient, including covering capital costs;

“(B) establishing sober living facilities;

“(C) recruiting and increasing reimbursement for certified mental health providers providing substance abuse treatment in medically underserved communities or communities with high rates of prescription drug abuse;

“(D) expanding access to long-term, residential treatment programs for opioid addicts (including 30-, 60-, and 90-day programs);

“(E) establishing or operating support programs that offer employment services, housing, and other support services to help recovering addicts transition back into society;

“(F) establishing or operating housing for children whose parents are participating in substance abuse treatment programs, including capital costs;

“(G) establishing or operating facilities to provide care for babies born with neonatal abstinence syndrome, including capital costs; and

“(H) other treatment programs, as the Secretary determines appropriate; and

“(2) recruitment and training of substance use disorder professionals to work in rural and medically underserved communities.”.

(4) **ADDITIONAL FUNDING.**—Section 1933(a)(1)(B)(i) of the Public Health Service Act (42 U.S.C. 300x–33(a)(1)(B)(i)) is amended

by inserting “, plus any increase in revenues to the Treasury in the previous fiscal year resulting from the enactment of section 4192 of the Internal Revenue Code of 1986, reduced by any amounts rebated or discounted under subsection (b)(4) of the Budgeting for Opioid Addiction Treatment Act” before the period.

(d) **REPORT.**—Not later than 2 years after the date described in subsection (b)(3), the Secretary of Health and Human Services shall submit to Congress a report on the impact of the amendments made by subsections (b) and (c) on—

(1) the retail cost of active opioids (as defined in section 4192 of the Internal Revenue Code of 1986, as added by subsection (b));

(2) patient access to such opioids, particularly cancer and hospice patients, including the effect of the discount or rebate on such opioids for cancer and hospice patients under section (b)(4);

(3) how the increase in revenue to the Treasury resulting from the enactment of section 4192 of the Internal Revenue Code of 1986 is used to improve substance abuse treatment efforts in accordance with section 1923A of the Public Health Service Act (as added by subsection (c)); and

(4) suggestions for improving—

(A) access to opioids for cancer and hospice patients; and

(B) substance abuse treatment efforts under such section 1923A.

SA 3769. Mr. HEINRICH submitted an amendment intended to be proposed by him to the bill H.R. 6157, making appropriations for the Department of Defense for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in title VIII of division A, insert the following:

SEC. ____ . (a) Using amounts appropriated under title IV, the Secretary of Defense shall use commercial space launch providers and spaceports licensed by the Federal Aviation Administration, when appropriate, for launches into mid-to-low inclination orbits in support of national security space priorities.

(b) It is the sense of Congress that—

(1) there are a number of spaceports that, as of the date of the enactment of this Act, are already developed or under development, including in New Mexico, Alaska, Oklahoma, Virginia, Texas, Georgia, and Arizona; and

(2) the Secretary should use those spaceports to the extent practicable.

SA 3770. Mr. HEINRICH submitted an amendment intended to be proposed by him to the bill H.R. 6157, making appropriations for the Department of Defense for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in title VIII of division A, insert the following:

SEC. ____ . It is the sense of Congress that the Secretary of Defense should ensure that the budget request for fiscal year 2020 submitted to Congress pursuant to section 1105(a) of title 31, United States Code, reflects the need for modernization of testing and evaluation instrumentation as identified in appendix C of the report submitted to Congress by the Department of Defense that was dated June, 2018, on the proposed Joint Directed Energy Test Center and an update on the High Energy Laser Systems Test Facility (HELSTF).

SA 3771. Mr. HEINRICH submitted an amendment intended to be proposed by him to the bill H.R. 6157, making appropriations for the Department of Defense for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in title VIII of division A, insert the following:

SEC. _____. Of the funds appropriated or otherwise made available by title IV under the heading "RESEARCH, DEVELOPMENT, TEST AND EVALUATION, AIR FORCE", \$10,000,000 shall be available for research on high-powered microwaves at the Joint Directed Energy Transition Office.

SA 3772. Mr. HEINRICH submitted an amendment intended to be proposed to amendment SA 3695 proposed by Mr. SHELBY to the bill H.R. 6157, making appropriations for the Department of Defense for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in title VIII of division A, insert the following:

SEC. _____. It is the sense of Congress that—

(1) the Secretary of Defense should use funds appropriated or otherwise made available by this division to make grants, conclude cooperative agreements, or supplement other Federal funds in order to construct, renovate, repair, or expand elementary and secondary public schools on military installations in order to address capacity or facility condition deficiencies at such schools;

(2) in awarding such funds, priority consideration should be given to military installations with schools having the most serious capacity or facility condition deficiencies as determined by the Secretary; and

(3) as a condition of receiving such funds, the local educational agency or State concerned should continue to provide a matching share as described in the notice titled "Department of Defense Program for Construction, Renovation, Repair or Expansion of Public Schools Located on Military Installations" published by the Department of Defense in the Federal Register on September 9, 2011 (76 Fed. Reg. 55883 et seq.).

SA 3773. Mr. MCCONNELL (for Mr. NELSON (for himself and Mrs. CAPITO)) proposed an amendment to amendment SA 3695 proposed by Mr. SHELBY to the bill H.R. 6157, making appropriations for the Department of Defense for the fiscal year ending September 30, 2019, and for other purposes; as follows:

At the appropriate place in title VIII of division A, insert the following:

SEC. _____. (a) Not later than 180 days after the date of the enactment of this Act, the Comptroller General of the United States shall submit to the Committees on Appropriations of the Senate and the House of Representatives a report on a study, conducted by the Comptroller General for purposes of the report, on the implementation of the Military Health System (MHS) Genesis electronic health record at the four currently active sites.

(b) The report shall include the following:

(1) A description and assessment of the manner in which the Military Health System Genesis electronic health record is addressing the concerns raised by the partial Initial Operational Test and Evaluation (IOT&E) report on the implementation of the record.

(2) A description and assessment of the performance of Military Health System Genesis in meeting the demands of the four currently active sites.

(3) A description and assessment of underlying issues in connection with the implementation of Military Health System Genesis.

(4) A description and assessment of any anticipated delays in the implementation of Military Health System Genesis, including the effect of such delays on the execution of funds.

(5) Any other matters in connection with the implementation of Military Health System Genesis that the Comptroller General considers appropriate.

SA 3774. Mr. ISAKSON (for himself and Mr. MURPHY) submitted an amendment intended to be proposed to amendment SA 3695 proposed by Mr. SHELBY to the bill H.R. 6157, making appropriations for the Department of Defense for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

On page 202, line 4, insert before the period the following "of which \$5,000,000 shall remain available until expended to be used for the establishment of the National Neurological Conditions Surveillance System as authorized in the 21st Century Cures Act (Public Law 114-255)".

SA 3775. Mr. ISAKSON (for himself and Mr. MURPHY) submitted an amendment intended to be proposed to amendment SA 3695 proposed by Mr. SHELBY to the bill H.R. 6157, making appropriations for the Department of Defense for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

On page 202, line 4, insert before the period the following "of which \$5,000,000 shall remain available until expended to be used for the establishment of the National Neurological Conditions Surveillance System as authorized in the 21st Century Cures Act (Public Law 114-255)".

SA 3776. Mr. BLUMENTHAL submitted an amendment intended to be proposed to amendment SA 3695 proposed by Mr. SHELBY to the bill H.R. 6157, making appropriations for the Department of Defense for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in division B, insert the following:

SEC. _____. (a) None of the funds appropriated or otherwise made available by this Act, whether by division A or division B, may be obligated or expended to house 1 or more alien subject to removal under section 212 or 237 of the Immigration and Nationality Act (8 U.S.C. 1182, 1227), for purposes of detention or imprisonment within the custody or control of the Department of Defense, unless specifically authorized by an Act of Congress enacted after the date of the enactment of this Act

(b) In this section, the term "alien" has the meaning given that term in section 101(3) of the Immigration and Nationality Act (8 U.S.C. 1101(3)).

SA 3777. Mr. BLUMENTHAL submitted an amendment intended to be

proposed by him to the bill H.R. 6157, making appropriations for the Department of Defense for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in title VIII of division A, insert the following:

SEC. _____. (a) FINDINGS.—Congress finds that—

(1) Gold Star mothers and fathers and families are true national heroes, who deserve our deepest gratitude and respect; and

(2) the extraordinary contribution of Gold Star mothers and fathers and families is beyond measure, not merely for their loss, but the comfort they selflessly provide others and their model of service and sacrifice.

(b) IN GENERAL.—In order to continue to honor the sacrifices of families who have lost a loved one who was a member of the Armed Forces in combat, the Postmaster General shall provide for the issuance of a forever stamp suitable for that purpose.

(c) DEFINITION.—In this section, the term "forever stamp" means a definitive stamp that—

(1) meets the postage required for first-class mail up to 1 ounce in weight; and

(2) retains full validity for the purpose described in paragraph (1) even if the rate of that postage is later increased.

(d) EFFECTIVE DATE.—The stamp described in subsection (b) shall be issued beginning as soon as practicable after the date of enactment of this Act and shall not thereafter be discontinued.

SA 3778. Mr. BLUMENTHAL submitted an amendment intended to be proposed by him to the bill H.R. 6157, making appropriations for the Department of Defense for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. _____. **ENHANCEMENT OF MONITORING AND INVESTIGATION OF TRAFFICKING IN PERSONS.**

Section 1704 of the National Defense Authorization Act for Fiscal Year 2013 (22 U.S.C. 7104b) is amended by adding at the end the following new subsection:

"(e) SUPPLY CHAIN TRANSPARENCY.—

"(1) IN GENERAL.—To facilitate monitoring and investigation of human trafficking, the Office of Management and Budget shall ensure that the searchable public website established pursuant to the Federal Funding Accountability and Transparency Act of 2006 (Public Law 109-282) includes the following information on Federal awards at each tier to both domestic and foreign awardees:

"(A) The location of the entity receiving the award and the location of performance and production facilities under the award, including the name of a facility, street address, city, State if applicable, congressional district if applicable, and country.

"(B) Notice of whether a contractor must provide a compliance plan to prevent human trafficking under section 1703 of the National Defense Authorization Act for Fiscal Year 2013 (22 U.S.C. 1704a).

"(C) Notice of whether the location of performance or production facilities is within a country ranked at tier 2 or tier 3 in the most recent Human Trafficking Report of the Department of State.

"(D) Additional information that facilitates monitoring and investigation of human trafficking.

"(2) PHASE-IN PERIOD FOR REPORTING SUBCONTRACTS AND SUBGRANTS.—Pursuant to

paragraph (1), the Director of the Office of Management and Budget shall—

“(A) issue a time-bound plan to phase in the new reporting not later than January 1, 2020;

“(B) require reporting of subcontract and subgrant data at tier one not later than January 1, 2020;

“(C) require reporting of subcontract and subgrant data at tier two not later than January 1, 2022; and

“(D) include in the annual report required by section 2(g) of the Federal Funding Accountability and Transparency Act (Public Law 109-282; 31 U.S.C. 6101 note), progress on these stages and options for transparency at lower stages starting in fiscal year 2023.

“(3) EXCEPTIONS.—

“(A) MINIMUM THRESHOLD.—Consistent with the Federal Funding Accountability and Transparency Act of 2006 (Public Law 109-282; 31 U.S.C. 6101 note), executive agencies need not disclose contracts, subcontracts, grants, subgrants, or cooperative agreements less than \$25,000 or contractors with gross income less than \$300,000 in the previous tax year.

“(B) SECURITY RISKS.—An awarding agency need not disclose the identity of a foreign awardee if the awarding agency certifies that disclosure of the contractor's identity would pose a security risk to the contractor or its contractual mission.

“(C) WAIVERS.—

“(i) GUIDANCE.—Not later than one year after the date of enactment of this subsection, the Office of Management and Budget shall issue guidance to establish a process by which a contractor, subcontractor, grantee, subgrantee, or parties to cooperative agreements may request a waiver from any of the requirements set forth in the section.

“(ii) CRITERIA.—To receive a waiver, the contractor, subcontractor, grantee, subgrantee, or party to a cooperative agreement must demonstrate why it cannot currently meet the requirements and must explain the steps it will take to meet the requirements once the waiver expires.

“(iii) EXPIRATION.—This waiver option will expire on January 1, 2021.

“(iv) WAIVER LIST.—The Office of Management and Budget shall maintain a public list of all contractors, subcontractors, grantees, subgrantees, or parties to cooperative agreements that have received a waiver.

“(4) SCOPE.—For purposes of this section—

“(A) awards include contracts and subcontracts, grants and subgrants, and cooperative agreements; and

“(B) subcontracts include—

“(i) all tiers of the supply chain, not just those to which the prime contractor is a party; and

“(ii) supplier agreements with vendors, such as long-term arrangements for materials or supplies that benefit multiple contracts or with respect to which costs are normally applied to a contractor's general and administrative expenses or indirect costs.”.

SA 3779. Ms. KLOBUCHAR submitted an amendment intended to be proposed by her to the bill H.R. 6157, making appropriations for the Department of Defense for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in division A, insert the following:

SEC. ____ . REQUIREING DISCLOSURE OF CREDIT VERIFICATION VALUE AS CONDITION OF ACCEPTANCE OF ONLINE CONTRIBUTIONS TO FEDERAL ELECTION.

(a) IN GENERAL.—Section 302 of the Federal Election Campaign Act of 1971 (52 U.S.C. 30102) is amended by adding at the end the following:

“(j)(1) No political committee shall accept any Internet credit card contribution unless—

“(A) the individual or entity making such contribution is required, at the time such individual makes such contribution, to disclose the credit verification value of such credit card; and

“(B)(i) the billing address associated with such credit card is located in the United States; or

“(ii) in the case of a contribution made by an individual who is a United States citizen living outside of the United States, the individual provides the committee with the United States mailing address the individual uses for voter registration purposes.

“(2) Notwithstanding subsection (b) or (c), in the case of an Internet credit card contribution—

“(A) no later than 10 days after receiving the contribution, the person who receives the contribution shall forward to the treasurer such contribution, the name and address of the person making the contribution, and the date of receipt; and

“(B) the treasurer of a political committee shall keep an account of the name and address of any person making any such contribution, together with the date and amount of such contribution by any person.

“(3) In this subsection, the term ‘Internet credit card contribution’ means a contribution that—

“(A) is made using a credit card; and

“(B) is received through an Internet website.”.

(b) EFFECTIVE DATE.—The amendment made by subsection (a) shall apply with respect to contributions made after the expiration of the 180-day period which begins on the date of the enactment of this Act.

SA 3780. Ms. KLOBUCHAR submitted an amendment intended to be proposed by her to the bill H.R. 6157, making appropriations for the Department of Defense for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in division A, insert the following:

SEC. ____ . RESIDENCE OF SPOUSES OF SERVICEMEMBERS FOR TAX PURPOSES.

(a) RESIDENCE FOR TAX PURPOSES.—Section 511(a)(2) of the Servicemembers Civil Relief Act (50 U.S.C. 4001(a)(2)) is amended by adding at the end the following new sentence: “The spouse of a servicemember may elect to use the same residence for purposes of taxation as the servicemember regardless of the date on which the marriage of the spouse and the servicemember occurred.”.

(b) APPLICABILITY.—The amendment made by subsection (a) shall apply with respect to any return of State or local income tax filed for any taxable year beginning with the taxable year that includes the date of the enactment of this Act.

SEC. ____ . RESIDENCE OF SPOUSES OF SERVICEMEMBERS FOR VOTING.

(a) IN GENERAL.—Section 705(b) of the Servicemembers Civil Relief Act (50 U.S.C. 4025(b)) is amended—

(1) by striking “State or local office” and all that follows through the period at the

end of paragraph (3) and inserting “State or local office—”; and

(2) by adding at the end the following new paragraphs:

“(1) a person who is absent from a State because the person is accompanying the person's spouse who is absent from that same State in compliance with military or naval orders shall not, solely by reason of that absence—

“(A) be deemed to have lost a residence or domicile in that State, without regard to whether or not the person intends to return to that State;

“(B) be deemed to have acquired a residence or domicile in any other State; or

“(C) be deemed to have become a resident in or a resident of any other State; and

“(2) the spouse of a servicemember may elect to use the same residence as the servicemember regardless of the date on which the marriage of the spouse and the servicemember occurred.”.

(b) EFFECTIVE DATE.—The amendments made by subsection (a) shall take effect on the date that is 90 days after the date of the enactment of this Act.

SA 3781. Mr. CARDIN submitted an amendment intended to be proposed by him to the bill H.R. 6157, making appropriations for the Department of Defense for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in title II of division B, insert the following:

SEC. ____ . HHS STUDY ON DRUG PRICING.

(a) STUDY.—The Secretary of Health and Human Services (in this section referred to as the “Secretary”) shall conduct a study on the changes in prices of prescription drugs since 2008. Such study shall include the following:

(1) A comparison of prescription drug prices (net of rebates) paid by the following programs for the 10 most frequently prescribed drugs and the 10 highest-cost drugs for each of the following:

(A) The Medicare program under part B of title XVIII of the Social Security Act.

(B) The Medicare prescription drug program under part D of title XVIII of such Act.

(C) The Medicaid program under title XIX of such Act.

(D) The Department of Veterans Affairs.

(2) A breakdown of the comparative prices (net of rebates) for each of the 10 most frequently prescribed drugs and the 10 highest-cost drugs between ambulatory settings and retail settings.

(3) Under the Medicare prescription drug program under such part D, a description of the gross drug costs and net drug costs and the direct and indirect remuneration for the 10 most frequently prescribed drugs and the 10 highest-cost drugs.

(4) A description of the total annual costs due to prescription drugs under the Medicare program under such part B, such part D, and the Medicaid program.

(5) A list the drugs that have been registered for sale by the Food and Drug Administration in the past 5 years that have benefited significantly from government grants or research subsidies in either the pre-clinical or clinical stages of development, as well as the price (net of rebates) and total spending under the Medicare and Medicaid programs for each of those drugs.

(6) Other items determined appropriate by the Secretary.

(b) REPORT.—Not later than 120 days after the date of enactment of this Act, the Secretary shall submit to Congress a report on

the study conducted under subsection (a), together with recommendations for such legislation and administrative action as the Secretary determines appropriate.

SA 3782. Mr. CARDIN (for himself and Mr. VAN HOLLEN) submitted an amendment intended to be proposed to amendment SA 3695 proposed by Mr. SHELBY to the bill H.R. 6157, making appropriations for the Department of Defense for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in title III of division B, insert the following:

SEC. _____. (a) In addition to amounts otherwise made available under this Act, there are appropriated—

(1) \$1,000,000 for the American History and Civics Academies established under section 2232 of the Elementary and Secondary Education Act of 1965; and

(2) \$1,000,000 for the American History and Civics National Activities under section 2233 of the Elementary and Secondary Education Act of 1965.

(b) Notwithstanding any other provision of this Act, the total amount appropriated under the heading “PROGRAM ADMINISTRATION” under the heading “DEPARTMENTAL MANAGEMENT” for the Department of Education is hereby reduced by \$2,000,000.

SA 3783. Mr. CARDIN (for himself, Mr. VAN HOLLEN, and Mr. JONES) submitted an amendment intended to be proposed to amendment SA 3695 proposed by Mr. SHELBY to the bill H.R. 6157, making appropriations for the Department of Defense for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in title III of division B, insert the following:

SEC. _____. (a) In addition to amounts otherwise made available under this Act, there are appropriated \$1,300,000 for the Minority Science and Engineering Improvement Program under part E of title III of the Higher Education Act of 1965.

(b) Notwithstanding any other provision of this Act, the total amount appropriated under the heading “PROGRAM ADMINISTRATION” under the heading “DEPARTMENTAL MANAGEMENT” for the Department of Education is hereby reduced by \$1,300,000.

SA 3784. Mr. JONES (for himself, Mr. SCOTT, Mr. KAINE, Mr. WARNER, Mr. BOOZMAN, and Mr. TILLIS) submitted an amendment intended to be proposed by him to the bill H.R. 6157, making appropriations for the Department of Defense for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in title III of division B, insert the following:

SEC. _____. (a) In addition, \$10,000,000 shall be made available to provide for the deferment of loans made under part D of title III of the Higher Education Act of 1965 to eligible institutions that are private Historically Black Colleges and Universities that applied for, were denied, and were eligible for a deferment in fiscal year 2018 of such a loan under the terms and conditions of the second paragraph under the heading “Historically Black College and University Cap-

ital Financing Program Account” under the Department of Education Appropriations Act, 2018.

(b) Notwithstanding any other provision of this Act, the total amount appropriated under the heading “PROGRAM ADMINISTRATION” under the heading “DEPARTMENTAL MANAGEMENT” for the Department of Education is hereby reduced by \$10,000,000.

SA 3785. Mr. JONES (for himself and Mr. COONS) submitted an amendment intended to be proposed to amendment SA 3695 proposed by Mr. SHELBY to the bill H.R. 6157, making appropriations for the Department of Defense for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. _____. (a) There are appropriated, in addition to amounts otherwise made available under this Act for such purpose, \$15,000,000 to provide for the deferment of loans made under part D of title III of the Higher Education Act of 1965 to eligible Historically Black Colleges and Universities, which apply for the deferment of such a loan. The Secretary of Education shall establish the criteria to determine an eligible applicant's need based on such factors as, including but not limited to, a score of 2.6 or less on the Department of Education's financial responsibility test for private HBCUs or the ratio of an institution's debt service relative to their revenue for public HBCUs. Provided, however, that during the period of deferment of such a loan, interest on the loan will not accrue or be capitalized, and the period of deferment shall be for at least a period of 3 fiscal years and not more than 6 fiscal years.

(b) Notwithstanding any other provision of this Act, the total amount appropriated under the heading “PROGRAM ADMINISTRATION” under the heading “DEPARTMENTAL MANAGEMENT” for the Department of Education is hereby reduced by \$15,000,000.

SA 3786. Mr. JONES submitted an amendment intended to be proposed to amendment SA 3695 proposed by Mr. SHELBY to the bill H.R. 6157, making appropriations for the Department of Defense for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in title VIII of division A, insert the following:

SEC. _____. Not later than 90 days after the date of the enactment of this Act, the Secretary of the Air Force shall submit to the Committees on Armed Services of the Senate and the House of Representatives, and make available to other members of Congress, a report on the following:

(1) Anticipated decisions during fiscal year 2019 relating to the relocation of simulators for KC-135 aircraft and KC-46 aircraft.

(2) Decisions during the five fiscal years ending with fiscal year 2018 relating to the relocation of simulators for KC-135 aircraft and KC-46 aircraft.

(3) The costs incurred by the Department of Defense in transfers of simulators for KC-135 aircraft and KC-46 aircraft pursuant to decisions of relocation described in paragraph (2).

SA 3787. Mr. DURBIN (for himself and Mr. GRASSLEY) submitted an amendment intended to be proposed to amendment SA 3695 proposed by Mr. SHELBY to the bill H.R. 6157, making

appropriations for the Department of Defense for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in title II of division B, insert the following:

SEC. _____. Of the funds made available under this Act, not more than \$1,000,000 shall be used by the Secretary of Health and Human Services in furtherance of the existing statutory authority of the Secretary to issue a regulation requiring that direct-to-consumer prescription drug and biological product advertisements include an appropriate disclosure of pricing information with respect to such products.

SA 3788. Ms. KLOBUCHAR submitted an amendment intended to be proposed by her to the bill H.R. 6157, making appropriations for the Department of Defense for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in title VIII of division A, insert the following:

SEC. _____. (a) Section 62(a)(2)(E) of the Internal Revenue Code of 1986 is amended by striking “100 miles” and inserting “50 miles”.

(b) The amendment made by this section shall apply to taxable years beginning after December 31, 2017.

SA 3789. Mr. JONES submitted an amendment intended to be proposed by him to the bill H.R. 6157, making appropriations for the Department of Defense for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in title II of division B, insert the following:

SEC. _____. Section 330A(d)(2)(B) of the Public Health Service Act (42 U.S.C. 254c(d)(2)(B)) is amended—

(1) in clause (ii), by striking “and” at the end;

(2) in clause (iii), by striking the period and inserting “; and”; and

(3) by adding at the end the following:

“(iv) to allow for the development of infrastructure to advance the integration of oral health into primary care.”.

SA 3790. Mr. MURPHY (for himself and Mr. BLUMENTHAL) submitted an amendment intended to be proposed to amendment SA 3695 proposed by Mr. SHELBY to the bill H.R. 6157, making appropriations for the Department of Defense for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in title IV of division A, insert the following:

SEC. _____. (a) The amount appropriated or otherwise made by this title under the heading “Research, Development, Test and Evaluation, Air Force” and available for Advanced Engine Development is hereby increased by \$139,000,000.

(b) The amount appropriated by title III of this division under the “Aircraft Procurement, Air Force” is hereby decreased by \$139,000,000, with the amount of the decrease to be applied against amounts appropriated by that heading and available for procurement of O/A-X Light Attack Aircraft.

SA 3791. Mr. MURPHY (for himself and Mr. BLUMENTHAL) submitted an amendment intended to be proposed to amendment SA 3695 proposed by Mr. SHELBY to the bill H.R. 6157, making appropriations for the Department of Defense for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in title VIII of division A, insert the following:

SEC. _____. (a) The amount appropriated by title IV of this division under the heading "Research, Development, Test and Evaluation, Navy" is hereby increased by \$161,000,000, with the amount of the increase to be available for research, development, test and evaluation on CH-53K (Heavy Lift) rotary aircraft.

(b) The amount appropriated by title III of this division under the "Aircraft Procurement, Air Force" is hereby decreased by \$161,000,000, with the amount of the decrease to be applied against amounts appropriated by that heading and available for procurement of O/A-X Light Attack Aircraft.

SA 3792. Mr. MURPHY submitted an amendment intended to be proposed by him to the bill H.R. 6157, making appropriations for the Department of Defense for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in title IX of division A under the heading "Operation and Maintenance, Army" strike the end period and insert the following: "Provided further, That of the amount appropriated under this heading and available for the European Deterrence Initiative, \$25,000,000 shall, pursuant to section 385 of title 10, United States Code, be transferred to and distributed between the Administrator of the United States Agency for International Development and the President of the National Endowment for Democracy for the purpose of supporting fair and transparent elections in Southeastern and Eastern Europe."

SA 3793. Mr. MURPHY (for himself, Mr. SCHATZ, Ms. WARREN, Mrs. FEINSTEIN, Mr. CARPER, Mr. BLUMENTHAL, and Mr. KAINE) submitted an amendment intended to be proposed to amendment SA 3695 proposed by Mr. SHELBY to the bill H.R. 6157, making appropriations for the Department of Defense for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in title VIII of division A, insert the following:

SEC. _____. None of the funds appropriated or otherwise made available by this division may be used for United States support of the Saudi Arabia-led intervention in Yemen until the Secretary of Defense certifies, in writing, to Congress that the Saudi Arabia-

led coalition air campaign does not violate the principles of distinction and proportionality within the rules for the protection of civilians: *Provided*, That nothing in this section shall apply to ongoing support for counterterrorism operations against al Qaeda or the Islamic State of Iraq and Syria (ISIS).

SA 3794. Mr. MURPHY (for himself and Mr. PORTMAN) submitted an amendment intended to be proposed to amendment SA 3695 proposed by Mr. SHELBY to the bill H.R. 6157, making appropriations for the Department of Defense for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in title VIII of division A, insert the following:

SEC. _____. (a) From amounts appropriated or otherwise made available by this division, the Secretary of Defense shall transfer to the Secretary of State under section 385 of title 10, United States Code, \$40,000,000 for support by the Department of State of security cooperation objectives of the Department of Defense as authorized by that section: *Provided*, That amounts transferred pursuant to this section shall remain available for obligation and expenditure until September 30, 2020.

(b) Section 8125 shall have no force or effect.

SA 3795. Mr. MURPHY (for himself and Mr. BLUMENTHAL) submitted an amendment intended to be proposed to amendment SA 3695 proposed by Mr. SHELBY to the bill H.R. 6157, making appropriations for the Department of Defense for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in title VIII of division A, insert the following:

SEC. _____. (a) The amount appropriated by title IV of this division under the heading "Research, Development, Test and Evaluation, Air Force" is hereby increased by \$73,000,000, with the amount of the increase to be available for the Combat Rescue Helicopter.

(b) The amount appropriated by title III of this division under the "Aircraft Procurement, Air Force" is hereby decreased by \$73,000,000, with the amount of the decrease to be applied against amounts appropriated by that heading and available for procurement of O/A-X Light Attack Aircraft.

ORDERS FOR TUESDAY, AUGUST 21, 2018

Mr. MCCONNELL. Mr. President, I ask unanimous consent that when the Senate completes its business today, it adjourn until 10 a.m., Tuesday, August 21; further, that following the prayer and pledge, the morning hour be

deemed expired, the Journal of proceedings be approved to date, the time for the two leaders be reserved for their use later in the day, and morning business be closed, and that following leader remarks, the Senate resume consideration of H.R. 6157; further, that the Senate recess, following disposition of the Kennedy amendment, until 2:15 to allow for the weekly caucus meetings.

The PRESIDING OFFICER. Is there objection?

Without objection, it is so ordered.

ADJOURNMENT UNTIL 10 A.M. TOMORROW

Mr. MCCONNELL. Mr. President, if there is no further business to come before the Senate, I ask unanimous consent that it stand adjourned under the previous order.

There being no objection, the Senate, at 6:34 p.m., adjourned until Tuesday, August 21, 2018, at 10 a.m.

CONFIRMATIONS

Executive nominations confirmed by the Senate August 20, 2018:

IN THE AIR FORCE

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT IN THE UNITED STATES AIR FORCE TO THE GRADE INDICATED WHILE ASSIGNED TO A POSITION OF IMPORTANCE AND RESPONSIBILITY UNDER TITLE 10, U.S.C., SECTION 601:

To be lieutenant general

MAJ. GEN. CHRISTOPHER P. WEGGEMAN

IN THE ARMY

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT IN THE UNITED STATES ARMY TO THE GRADE INDICATED WHILE ASSIGNED TO A POSITION OF IMPORTANCE AND RESPONSIBILITY UNDER TITLE 10, U.S.C., SECTION 601:

To be general

LT. GEN. JOHN M. MURRAY

IN THE AIR FORCE

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT IN THE RESERVE OF THE AIR FORCE TO THE GRADE INDICATED WHILE ASSIGNED TO A POSITION OF IMPORTANCE AND RESPONSIBILITY UNDER TITLE 10, U.S.C., SECTION 601:

To be general

LT. GEN. MARYANNE MILLER

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT AS THE CHIEF OF CHAPLAINS, UNITED STATES AIR FORCE, AND APPOINTMENT IN THE UNITED STATES AIR FORCE TO THE GRADE INDICATED UNDER TITLE 10, U.S.C., SECTION 8039:

To be major general

BRIG. GEN. STEVEN A. SCHAICK

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT IN THE UNITED STATES AIR FORCE TO THE GRADE INDICATED UNDER TITLE 10, U.S.C., SECTION 624:

To be brigadier general

COL. RONALD M. HARVELL

IN THE ARMY

THE FOLLOWING NAMED ARMY NATIONAL GUARD OF THE UNITED STATES OFFICER FOR APPOINTMENT IN THE RESERVE OF THE ARMY TO THE GRADE INDICATED UNDER TITLE 10, U.S.C., SECTIONS 12203 AND 12211:

To be brigadier general

COL. CHARLES L. KNOWLES