

Maness will be remembered for his tremendous contributions to forest management and science.●

#### MESSAGES FROM THE PRESIDENT

Messages from the President of the United States were communicated to the Senate by Ms. Ridgway, one of his secretaries.

#### EXECUTIVE MESSAGES REFERRED

In executive session the Presiding Officer laid before the Senate messages from the President of the United States submitting sundry nominations and a withdrawal which were referred to the appropriate committees.

(The messages received today are printed at the end of the Senate proceedings.)

#### PRESIDENTIAL MESSAGE

#### REPORT RELATIVE TO THE ISSUANCE OF AN EXECUTIVE ORDER DECLARING A NATIONAL EMERGENCY WITH RESPECT TO THE THREAT OF FOREIGN INTERFERENCE IN THE UNITED STATES ELECTIONS—PM 47

The PRESIDING OFFICER laid before the Senate the following message from the President of the United States, together with an accompanying report, which was referred to the Committee on Banking, Housing, and Urban Affairs:

*To the Congress of the United States:*

Pursuant to the International Emergency Economic Powers Act (50 U.S.C. 1701 *et seq.*), the National Emergencies Act (50 U.S.C. 1601 *et seq.*), section 212(f) of the Immigration and Nationality Act of 1952 (8 U.S.C. 1182(f)), and section 301 of title 3, United States Code, I hereby report that I have issued an Executive Order declaring a national emergency to deal with the threat of foreign interference in United States elections and authorizing the United States Government to impose a range of appropriate and meaningful sanctions against foreign individuals and entities determined to have engaged in election interference.

Foreign powers have historically sought to exploit America's free and open political system. In recent years, the proliferation of digital devices and internet-based communications has created significant vulnerabilities and magnified the scope and intensity of the threat of foreign interference. To deal with this threat, I have directed the Director of National Intelligence to conduct regular assessments of any information indicating that foreign election interference has taken place. I have also directed the Attorney General and Secretary of Homeland Security to conduct evaluations of the effects of any such interference that targeted election infrastructure or cam-

paign-related infrastructure, and to provide updates and recommendations on appropriate measures to take in response.

In the event foreign election interference is determined to have occurred, the Executive Order provides for the imposition of sanctions on foreign persons determined by the Secretary of the Treasury, in consultation with the Secretary of State, to have engaged in, sponsored, concealed, or otherwise been complicit in the interference, as well as other related persons.

The Executive Order further directs the Secretary of State and the Secretary of the Treasury to develop additional recommended sanctions measures, appropriately calibrated to account for the severity of the interference and any collateral effects on United States and allied financial stability and economic and security interests, targeting companies in significant economic sectors in a country whose government is determined to have engaged in or sponsored election interference.

I am enclosing a copy of the Executive Order I have issued.

DONALD J. TRUMP.

THE WHITE HOUSE, September 12, 2018.

#### MESSAGE FROM THE HOUSE RECEIVED DURING ADJOURNMENT

Under the authority of the order of the Senate of January 3, 2017, the Secretary of the Senate, on September 11, 2018, during the adjournment of the Senate, received a message from the House of Representatives announcing that the House has passed the following bill, without amendment:

S. 994. An act to amend title 18, United States Code, to provide for the protection of community centers with religious affiliation, and for other purposes.

#### ENROLLED BILL SIGNED

Under the authority of the order of the Senate of January 3, 2017, the Secretary of the Senate, on September 11, 2018, during the adjournment of the Senate, received a message from the House of Representatives announcing that the Speaker pro tempore (Mr. MITCHELL) had signed the following enrolled bill:

H.R. 6124. An act to amend title II of the Social Security Act to authorize voluntary agreements for coverage of Indian tribal council members, and for other purposes.

Under the authority of the order of the Senate of January 3, 2017, the enrolled bill was signed on September 11, 2018, during the adjournment of the Senate, by the Acting President pro tempore (Mr. BURR).

#### MESSAGES FROM THE HOUSE

At 3:04 p.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the House has passed the following bill, in which it requests the concurrence of the Senate:

H.R. 6691. An act to amend title 18, United States Code, to clarify the definition of "crime of violence", and for other purposes.

At 6:15 p.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the House has passed the following bill, with an amendment, in which it requests the concurrence of the Senate:

S. 2497. An act to amend the Foreign Assistance Act of 1961 and the Arms Export Control Act to make improvements to certain defense and security assistance provisions and to authorize the appropriations of funds to Israel, and for other purposes.

#### MEASURES REFERRED

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

H.R. 6691. An act to amend title 18, United States Code, to clarify the definition of "crime of violence", and for other purposes; to the Committee on the Judiciary.

#### EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-6444. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "2-Propenoic acid, 2-methyl-, 2-oxiranylmethyl ester, polymer with butyl 2-propenoate, ethenylbenzene and 2-ethylhexyl 2-propenoate; Tolerance Exemption" (FRL No. 9982-72) received in the Office of the President of the Senate on September 6, 2018; to the Committee on Agriculture, Nutrition, and Forestry.

EC-6445. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Cloquintocet-mexyl; Pesticide Tolerances" (FRL No. 9980-90) received in the Office of the President of the Senate on September 6, 2018; to the Committee on Agriculture, Nutrition, and Forestry.

EC-6446. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Metschnikowia fructicola strain NRRL Y-27328; Exemption from the Requirement of a Tolerance" (FRL No. 9982-22) received in the Office of the President of the Senate on September 6, 2018; to the Committee on Agriculture, Nutrition, and Forestry.

EC-6447. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Spiromesifen; Pesticide Tolerances" (FRL No. 9982-21) received in the Office of the President of the Senate on September 6, 2018; to the Committee on Agriculture, Nutrition, and Forestry.

EC-6448. A communication from the Regulations Management Team Lead, Rural Utilities Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Announcement Process for Rural Utilities Service Grant Programs" (RIN0572-AC39) received in the Office of the President of the Senate on September 6, 2018; to the Committee on Agriculture, Nutrition, and Forestry.

EC-6449. A communication from the Secretary of the Commodity Futures Trading

Commission, transmitting, pursuant to law, the report of a rule entitled “Chief Compliance Officer Duties and Annual Report Requirements for Futures Commission Merchants, Swap Dealers, and Major Swap Participants; Amendments” (RIN3038-AE56) received in the Office of the President of the Senate on September 5, 2018; to the Committee on Agriculture, Nutrition, and Forestry.

EC-6450. A communication from the Director of the Regulatory Review Group, Farm Service Agency, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled “Market Facilitation Program” (RIN0560-AI42) received during adjournment of the Senate in the Office of the President of the Senate on September 10, 2018; to the Committee on Agriculture, Nutrition, and Forestry.

EC-6451. A communication from the Administrator of the Specialty Crops Program, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled “Irish Potatoes Grown in Colorado; Increased Assessment Rate for Area No. 2” ((7 CFR Part 948) (Docket No. AMS-SC-18-0022; SC18-984-1 FR)) received in the Office of the President of the Senate on September 6, 2018; to the Committee on Agriculture, Nutrition, and Forestry.

EC-6452. A communication from the Secretary of Defense, transmitting a report on the approved retirement of General John W. Nicholson, United States Army, and his advancement to the grade of general on the retired list; to the Committee on Armed Services.

EC-6453. A communication from the Secretary of Defense, transmitting the report of an officer authorized to wear the insignia of the grade of rear admiral (lower half) in accordance with title 10, United States Code, section 777; to the Committee on Armed Services.

EC-6454. A communication from the President of the United States, transmitting, pursuant to law, a report relative to the continuation of the national emergency with respect to the terrorist attacks on the United States of September 11, 2001; to the Committee on Banking, Housing, and Urban Affairs.

EC-6455. A communication from the Secretary of the Treasury, transmitting, pursuant to law, a six-month periodic report on the national emergency with respect to Ukraine that was originally declared in Executive Order 13660 of March 6, 2014; to the Committee on Banking, Housing, and Urban Affairs.

EC-6456. A communication from the Secretary of the Treasury, transmitting, pursuant to law, a six-month periodic report on the national emergency with respect to persons undermining democratic processes or institutions in Zimbabwe that was declared in Executive Order 13288 of March 6, 2003; to the Committee on Banking, Housing, and Urban Affairs.

EC-6457. A communication from the Secretary of the Treasury, transmitting, pursuant to law, a six-month periodic report on the national emergency with respect to Venezuela that was originally declared in Executive Order 13692 of March 8, 2015; to the Committee on Banking, Housing, and Urban Affairs.

EC-6458. A communication from the Secretary of the Treasury, transmitting, pursuant to law, a six-month periodic report on the national emergency with respect to Iran as declared in Executive Order 12957 of March 15, 1995; to the Committee on Banking, Housing, and Urban Affairs.

EC-6459. A communication from the Assistant General Counsel, General Law, Ethics,

and Regulation, Department of the Treasury, transmitting, pursuant to law, a report relative to a vacancy in the position of Assistant Secretary (Financial Institutions), Department of the Treasury, received during adjournment of the Senate in the Office of the President of the Senate on September 7, 2018; to the Committee on Banking, Housing, and Urban Affairs.

EC-6460. A communication from the Regulatory Specialist, Office of the Comptroller of the Currency, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled “Expanded Examination Cycle for Certain Small Insured Depository Institutions and U.S. Branches and Agencies of Foreign Banks” (RIN1557-AE37) received during adjournment of the Senate in the Office of the President of the Senate on September 7, 2018; to the Committee on Banking, Housing, and Urban Affairs.

EC-6461. A communication from the Assistant Secretary for Export Administration, Bureau of Industry and Security, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled “Addition of Certain Entities to the Entity List, Revision of Entries on the Entity List and Removal of Certain Entities from the Entity List” (RIN0694-AH42) received in the Office of the President of the Senate on September 5, 2018; to the Committee on Banking, Housing, and Urban Affairs.

EC-6462. A communication from the Assistant Secretary for Export Administration, Bureau of Industry and Security, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled “Revisions to the Export Administration Regulations Based on the 2017 Missile Technology Control Regime Plenary Agreements” (RIN0694-AH46) received in the Office of the President of the Senate on September 6, 2018; to the Committee on Banking, Housing, and Urban Affairs.

EC-6463. A communication from the Director of Legislative Affairs, Federal Deposit Insurance Corporation, transmitting, pursuant to law, the report of a rule entitled “Liquidity Coverage Ration Rule: Treatment of Certain Municipal Obligations as High-Quality Liquid Assets” (RIN3064-AE77) received in the Office of the President of the Senate on September 6, 2018; to the Committee on Banking, Housing, and Urban Affairs.

EC-6464. A communication from the Director of Legislative Affairs, Federal Deposit Insurance Corporation, transmitting, pursuant to law, the report of a rule entitled “Expanded Examination Cycle for Certain Small Insured Depository Institutions and U.S. Branches and Agencies of Foreign Banks” (RIN3064-AE76) received during adjournment of the Senate in the Office of the President of the Senate on September 7, 2018; to the Committee on Banking, Housing, and Urban Affairs.

EC-6465. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled “Air Plan Approval and Air Quality Designation; Florida: Redesignation of the Hillsborough County Lead Nonattainment Area to Attainment” (FRL No. 9983-44-Region 4) received in the Office of the President of the Senate on September 6, 2018; to the Committee on Environment and Public Works.

EC-6466. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled “Air Plan Approval; ID, Pinehurst PM10 Redesignation, Limited Maintenance Plan; West Silver Valley 2012 Annual PM2.5 Emission Inventory” (FRL No. 9983-53-Region 10) received in the Office of the Presi-

dent of the Senate on September 6, 2018; to the Committee on Environment and Public Works.

EC-6467. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled “Air Plan Approval; New Hampshire; Single Source Orders and Revisions to Definitions” (FRL No. 9982-99-Region 1) received in the Office of the President of the Senate on September 6, 2018; to the Committee on Environment and Public Works.

EC-6468. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled “Air Plan Approval; North Carolina: New Source Review for Fine Particulate Matter (PM2.5)” (FRL No. 9983-43-Region 4) received in the Office of the President of the Senate on September 6, 2018; to the Committee on Environment and Public Works.

EC-6469. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled “Air Plan Approval; Vermont; Infrastructure State Implementation Plan Requirements for the 2012 PM2.5 NAAQS” (FRL No. 9983-02-Region 1) received in the Office of the President of the Senate on September 6, 2018; to the Committee on Environment and Public Works.

EC-6470. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled “Approval and Promulgation of Air Quality Implementation Plans; Virginia; Nonattainment New Source Review Requirements for the 2008 8-Hour Ozone Standard” (FRL No. 9983-33-Region 3) received in the Office of the President of the Senate on September 6, 2018; to the Committee on Environment and Public Works.

EC-6471. A communication from the Director, Office of Technology Transitions, Department of Energy, transmitting, pursuant to law, a report entitled “Report on Technology Transfer and Related Technology Partnering Activities at the National Laboratories and Other Facilities for Fiscal Year 2015”; to the Committee on Energy and Natural Resources.

EC-6472. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled “Implementation of Nonresident Alien Deposit Interest Regulations” (Rev. Proc. 2018-36) received in the Office of the President of the Senate on September 6, 2018; to the Committee on Finance.

EC-6473. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled “Qualifying Relative and the Exemption Amount” (Notice 2018-70) received in the Office of the President of the Senate on September 6, 2018; to the Committee on Finance.

EC-6474. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled “Revenue Procedure: Examination of Returns and Claims for Refund, Credit, or Abatement; Determination of Correct Tax Liability” (Notice 2018-68) received in the Office of the President of the Senate on September 6, 2018; to the Committee on Finance.

EC-6475. A communication from the Assistant General Counsel, General Law, Ethics, and Regulation, Department of the Treasury,

transmitting, pursuant to law, a report relative to a vacancy in the position of Assistant Secretary (Economic Policy), Department of the Treasury, received during adjournment of the Senate in the Office of the President of the Senate on September 7, 2018; to the Committee on Finance.

EC-6476. A communication from the Assistant Secretary, Legislative Affairs, Department of State, transmitting, pursuant to section 36(c) of the Arms Export Control Act, the certification of a proposed license for the export of firearms abroad controlled under Category I of the U.S. Munitions List of Automatic 5.56mm rifles to the UAE in the amount of \$1,000,000 or more (Transmittal No. DDTC 18-024); to the Committee on Foreign Relations.

EC-6477. A communication from the Secretary of the Treasury, transmitting, pursuant to Executive Order 13313 of July 31, 2003, a semiannual report detailing telecommunications-related payments made to Cuba pursuant to Department of the Treasury licenses; to the Committee on Foreign Relations.

EC-6478. A communication from the Strategic Advisor and Director of Congressional Relations and Government Affairs, Office of the Special Inspector General for Afghanistan Reconstruction, transmitting, pursuant to law, a report relative to the Office's July 2018 quarterly report to Congress (OSS-2018-1090); to the Committee on Homeland Security and Governmental Affairs.

EC-6479. A communication from the Archivist of the United States, National Archives and Records Administration, transmitting, pursuant to law, a report relative to the Administration's fiscal year 2018 Commercial Activities Inventory and Inherently Governmental Activities Inventory and the Uniform Resource Locator (URL) for the report; to the Committee on Homeland Security and Governmental Affairs.

EC-6480. A communication from the Associate General Counsel for General Law, Department of Homeland Security, transmitting, pursuant to law, a report relative to a vacancy in the position of Assistant Secretary and Director, U.S. Immigration and Customs Enforcement (ICE), Department of Homeland Security, received in the Office of the President of the Senate on September 6, 2018; to the Committee on Homeland Security and Governmental Affairs.

EC-6481. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Removal of Dispute Resolution Pilot Program for Public Assistance Appeals" ((RIN1660-AA94) (Docket No. FEMA-2018-0015)) received during adjournment of the Senate in the Office of the President of the Senate on September 10, 2018; to the Committee on Homeland Security and Governmental Affairs.

EC-6482. A communication from the Chief of the Regulatory Coordination Division, Citizenship and Immigration Services, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Adjustment to Premium Processing Fee" (RIN1615-ZB73) received in the Office of the President of the Senate on September 5, 2018; to the Committee on the Judiciary.

EC-6483. A communication from the Assistant General Counsel for Regulatory Affairs, Consumer Product Safety Commission, transmitting, pursuant to law, the report of a rule entitled "Safety Standard for Automatic Residential Garage Door Operators" (RIN3041-AD66) received in the Office of the President of the Senate on August 27, 2018; to the Committee on Commerce, Science, and Transportation.

EC-6484. A communication from the Program Analyst, Office of Managing Director,

Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Assessment and Collection of Regulatory Fees for Fiscal Year 2018" (FCC 18-126) received during adjournment of the Senate in the Office of the President of the Senate on September 11, 2018; to the Committee on Commerce, Science, and Transportation.

#### PETITIONS AND MEMORIALS

The following petitions and memorials were laid before the Senate and were referred or ordered to lie on the table as indicated:

POM-299. A joint resolution adopted by the Legislature of the State of Illinois memorializing its ratification of the proposed Equal Rights Amendment to the Constitution of the United States of America; to the Committee on the Judiciary.

#### SENATE JOINT RESOLUTION CONSTITUTIONAL AMENDMENT No. 4

Whereas, The Ninety-second Congress of the United States of America, at its Second Session, in both houses, by a constitutional majority of two-thirds, adopted the following proposition to amend the Constitution of the United States of America:

#### "JOINT RESOLUTION

*Resolved by the House of Representatives and Senate of the United States of America in Congress assembled (two-thirds of each house concurring therein), That the following article is proposed as an amendment to the Constitution of the United States, which shall be valid to all intents and purposes as a part of the Constitution when ratified by the legislatures of three-fourths of the several States within seven years from the date of its submission by the Congress:*

#### "ARTICLE

Section 1. Equality of rights under the law shall not be denied or abridged by the United States or by any State on account of sex.

Section 2. The Congress shall have the power to enforce, by appropriate legislation, the provisions of this article.

Section 3. This amendment shall take effect two years after the date of ratification.""; and

Whereas, A Joint Resolution is a resolution adopted by both houses of the General Assembly and does not require the signature of the Governor; a Joint Resolution is sufficient for Illinois' ratification of an amendment to the United States Constitution; and

Whereas, The United States Congress has recently adopted the 27th Amendment to the Constitution of the United States, the so-called Madison Amendment, relating to Compensation of Members of Congress; this amendment was proposed 203 years earlier by our First Congress and only recently ratified by three-fourths of the States; the United States Archivist certified the 27th Amendment on May 18, 1992; and

Whereas, The founders of our nation, James Madison included, did not favor further restrictions to Article V of the Constitution of the United States, the amending procedure; the United States Constitution is harder to amend than any other constitution in history; and

Whereas, The restricting time limit for the Equal Rights Amendment ratification is in the resolving clause and is not a part of the amendment proposed by Congress and already ratified by 35 states; and

Whereas, Having passed a time extension for the Equal Rights Amendment on October 20, 1978, Congress has demonstrated that a time limit in a resolving clause can be disregarded if it is not a part of the proposed amendment; and

Whereas, The United States Supreme Court in *Coleman v. Miller*, 307 U.S. 433, at 456 (1939), recognized that Congress is in a unique position to judge the tenor of the nation, to be aware of the political, social, and economic factors affecting the nation, and to be aware of the importance to the nation of the proposed amendment; and

Whereas, If an amendment to the Constitution of the United States has been proposed by two-thirds of both houses of Congress and ratified by three-fourths of the state legislatures, it is for Congress under the principles of *Coleman v. Miller* to determine the validity of the state ratifications occurring after a time limit in the resolving clause, but not in the amendment itself; and

Whereas, Constitutional equality for women and men continues to be timely in the United States and worldwide, and a number of other nations have achieved constitutional equality for their women and men; therefore, be it

*Resolved, by the Senate of the One Hundredth General Assembly of the State of Illinois, the House of Representatives concurring herein, that the proposed amendment to the Constitution of the United States of America set forth in this resolution is ratified; and be it further*

*Resolved, That a certified copy of this resolution be forwarded to the Archivist of the United States, the President pro tempore of the Senate and the Speaker of the House of Representatives of the Congress of the United States, and each member of the Illinois congressional delegation.*

POM-300. A petition from a citizen of the State of Texas relative to the Medicare Payment Advisory Commission June 2018 report submitted to the United States Congress; to the Committee on Finance.

POM-301. A petition from a citizen of the State of Texas relative to national security clearances; to the Select Committee on Intelligence.

POM-302. A petition from a citizen of the District of Columbia relative to voting representatives in the United States Congress; to the Committee on the Judiciary.

#### REPORTS OF COMMITTEES

The following reports of committees were submitted:

By Mr. SHELBY, from the Committee on Appropriations:

Special Report entitled "Further Revised Allocation to Subcommittees of Budget Totals for Fiscal Year 2019" (Rept. No. 115-337).

By Mr. GRASSLEY, from the Committee on the Judiciary, with an amendment in the nature of a substitute:

S. 2823. A bill to modernize copyright law, and for other purposes.

By Mr. THUNE, from the Committee on Commerce, Science, and Transportation, with an amendment in the nature of a substitute:

H.R. 4323. A bill to promote veteran involvement in STEM education, computer science, and scientific research, and for other purposes.

By Mr. THUNE, from the Committee on Commerce, Science, and Transportation, without amendment:

H.R. 4467. A bill to require the Federal Air Marshal Service to utilize risk-based strategies, and for other purposes.

H.R. 4559. A bill to conduct a global aviation security review, and for other purposes.

#### EXECUTIVE REPORT OF COMMITTEE—TREATY

The following executive report of committee was submitted: