

TEXT OF AMENDMENTS

SA 4023. Mr. PERDUE (for Mr. GRASSLEY) proposed an amendment to the bill S. 3170, to amend title 18, United States Code, to make certain changes to the reporting requirement of certain service providers regarding child sexual exploitation visual depictions, and for other purposes; as follows:

Strike all after the enacting clause and insert the following:

SECTION 1. SHORT TITLE.

This Act may be cited as the “CyberTipline Modernization Act of 2018”.

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

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

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

(2) in subsection (a)—

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

“(1) IN GENERAL.—

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

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

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

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

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

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

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

“(2) FACTS OR CIRCUMSTANCES.—

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

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

(3) in subsection (b)—

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

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

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

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

(B) in paragraph (1)—

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

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

(C) in paragraph (2)—

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

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

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

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

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

(E) in paragraph (4)—

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

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

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

(F) in paragraph (5)—

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

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

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

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

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

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

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

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

(5) in subsection (d)—

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

(B) in paragraph (3)—

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

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

(C) in paragraph (4)—

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

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

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

(D) by striking paragraph (5);

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

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

“(5) NOTIFICATION TO PROVIDERS.—

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

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

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

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

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

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

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

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

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

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

(7) in subsection (f)—

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

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

(8) in subsection (g)—

(A) in paragraph (2)—

(i) in subparagraph (A)(vi), by striking “an electronic communication service provider or remote computing service provider” and inserting “a provider”; and

(ii) by amending subparagraph (B) to read as follows:

“(B) LIMITATION.—Nothing in subparagraph (A)(vi) authorizes a law enforcement agency to provide visual depictions of apparent child pornography to a provider.”;

(B) in paragraph (3)—

(i) in the paragraph heading, by striking “THE NATIONAL CENTER FOR MISSING AND EXPLOITED CHILDREN” and inserting “NCMEC”;

(ii) in the matter preceding subparagraph (A)—

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

(II) by inserting after “may disclose” the following: “by mail, electronic transmission, or other reasonable means.”; and

(III) by striking “only” and inserting “only to”;

(iii) in subparagraph (A)—

(I) by striking “to any Federal law enforcement agency” and inserting “any Federal law enforcement agency”; and

(II) by inserting before the semicolon at the end the following: “or that is involved in the investigation of child sexual exploitation, kidnapping, or enticement crimes”;

(iv) in subparagraph (B)—

(I) by striking “to any State” and inserting “any State”; and

(II) by striking “child pornography, child exploitation” and inserting “child sexual exploitation”;

(v) in subparagraph (C)—

(I) by striking “to any foreign law enforcement agency” and inserting “any foreign law enforcement agency”; and

(II) by striking “; and” and inserting “or that has an established relationship with the Federal Bureau of Investigation, Immigration and Customs Enforcement, or INTERPOL, and is involved in the investigation of child sexual exploitation, kidnapping, or enticement crimes.”;

(vi) in subparagraph (D)—

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

(II) by striking the period at the end and inserting “; and”;

(vii) by adding after subparagraph (D) the following:

“(E) respond to legal process, as necessary.”; and

(C) by adding at the end the following:

“(4) PERMITTED DISCLOSURE BY A PROVIDER.—A provider that submits a report under subsection (a)(1) may disclose by mail, electronic transmission, or other reasonable means, information, including visual depictions contained in the report, in a manner consistent with permitted disclosures under paragraphs (3) through (8) of section 2702(b) only to a law enforcement agency described in subparagraph (A), (B), or (C) of paragraph (3), to NCMEC, or as necessary to respond to legal process.”; and

(9) in subsection (h)—

(A) in paragraph (1)—

(i) by striking “the notification to an electronic communication service provider or a remote computing service provider by the CyberTipline of receipt of a report” and inserting “a completed submission by a provider of a report to the CyberTipline”; and

(ii) by striking “, as if such request was made pursuant to section 2703(f)” and inserting “the contents provided in the report for 90 days after the submission to the CyberTipline”;

(B) by striking paragraph (2);

(C) by redesignating paragraphs (3) through (5) as paragraphs (2) through (4), respectively;

(D) in paragraph (2), as so redesignated—

(i) in the heading, by striking “IMAGES” and inserting “CONTENT”;

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

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

(iv) by striking “commingled or interspersed among the images of apparent child pornography within a particular communication or user created folder or directory” and inserting “reasonably accessible and may provide context or additional information about the reported material or person”; and

(E) in paragraph (3), as so redesignated, by striking “An electronic communication service or remote computing service” and inserting “A provider”.

SEC. 3. LIMITED LIABILITY FOR PROVIDERS OR DOMAIN NAME REGISTRARS.

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

(1) in the heading—

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

(B) by striking “**registrar**” and inserting “**registrars**”;

(2) in subsection (a)—

(A) by striking “an electronic communication service provider, a remote computing

service provider,” and inserting “a provider”; and

(B) by striking “such electronic communication service provider, remote computing service provider,” each place it appears and inserting “such provider”;

(3) in subsection (b), by striking “electronic communication service provider, remote computing service provider,” each place it appears and inserting “provider”; and

(4) in subsection (c)—

(A) by striking “image” each place it appears and inserting “visual depiction”; and

(B) in the matter preceding paragraph (1), by striking “An electronic communication service provider, a remote computing service provider,” and inserting “A provider”.

SEC. 4. USE TO COMBAT CHILD PORNOGRAPHY OF TECHNICAL ELEMENTS RELATING TO REPORTS MADE TO CYBERTIPLINE.

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

(1) in the heading, by striking “to images reported to” and inserting “to reports made to”;

(2) in subsection (a)—

(A) in paragraph (1)—

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

(ii) by striking “apparent child pornography image of an identified child” and inserting “CyberTipline report”;

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

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

(v) by striking “further transmission of images” and inserting “online sexual exploitation of children”;

(B) in paragraph (2), by striking “specific image, Internet location of images, and other technological elements that can be used to identify and stop the transmission of child pornography” and inserting “specific visual depiction, including an Internet location and any other elements provided in a CyberTipline report that can be used to identify, prevent, curtail, or stop the transmission of child pornography and prevent the online sexual exploitation of children”; and

(C) in paragraph (3), by striking “actual images” and inserting “actual visual depictions of apparent child pornography”;

(3) in subsection (b)—

(A) in the heading, by striking “ELECTRONIC COMMUNICATION SERVICE PROVIDERS AND REMOTE COMPUTING SERVICE PROVIDERS” and inserting “PROVIDERS”;

(B) by striking “electronic communication service provider or remote computing service provider” each place it appears and inserting “provider”;

(C) by striking “apparent child pornography image of an identified child from the National Center for Missing and Exploited Children” and inserting “CyberTipline report from NCMEC”;

(D) by striking “shall not relieve that” and inserting “shall not relieve the”;

(E) by striking “its reporting obligations” and inserting “reporting”;

(4) in subsection (c)—

(A) by striking “electronic communication service providers or remote computing service providers” and inserting “providers”;

(B) by striking “apparent child pornography image of an identified child from the National Center for Missing and Exploited Children” and inserting “CyberTipline report from NCMEC”; and

(C) by striking “further transmission of the images” and inserting “online sexual exploitation of children”;

(5) in subsection (d)—

(A) by striking “The National Center for Missing and Exploited Children shall” and inserting “NCMEC may”;

(B) by inserting after “local law enforcement” the following: “, and to foreign law enforcement agencies described in section 2258A(c)(3).”;

(C) by striking “investigation of child pornography” and inserting “investigation of child sexual exploitation”;

(D) by striking “image of an identified child” and inserting “visual depiction”;

(E) by striking “reported to the National Center for Missing and Exploited Children” and inserting “reported to the CyberTipline”; and

(6) in subsection (e)—

(A) by inserting before “Federal” the following: “foreign.”;

(B) by striking “image of an identified child from the National Center for Missing and Exploited Children under section (d)” and inserting “visual depiction from NCMEC under subsection (d)”;

(C) by striking “child pornography crimes” and inserting “child sexual exploitation crimes.”; and

(D) by inserting before the period at the end the following: “and prevent future sexual victimization of children”.

SEC. 5. LIMITED LIABILITY FOR NCMEC.

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

(1) in the heading, by striking “the National Center for Missing and Exploited Children” and inserting “NCMEC”;

(2) in subsection (a)—

(A) by striking “Except as provided” and inserting “Pursuant to its clearinghouse role as a private, nonprofit organization and its mission to help find missing children, reduce online sexual exploitation of children and prevent future victimization, and except as provided”;

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

(C) by striking “(42 U.S.C. 5773)” and inserting “(34 U.S.C. 11293)”;

(D) by striking “such center” each place it appears and inserting “NCMEC”; and

(E) by striking “from the effort” and inserting “from the efforts”;

(3) in subsection (b)—

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

(B) by striking “such center” and inserting “NCMEC”; and

(C) by striking “(42 U.S.C. 5773)” and inserting “(34 U.S.C. 11293)”;

(4) in subsection (d)—

(A) in the matter preceding paragraph (1), by striking “The National Center for Missing and Exploited Children” and inserting “NCMEC”; and

(B) by striking “image” each place it appears and inserting “visual depiction”.

SEC. 6. DEFINITIONS.

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

(1) in the matter preceding paragraph (1), by striking “2258D” and inserting “2258E”;

(2) in paragraph (5), by striking “and” at the end;

(3) by redesignating paragraph (6) as paragraph (8); and

(4) by inserting after paragraph (5) the following:

“(6) the term ‘provider’ means an electronic communication service provider or remote computing service;

“(7) the term ‘NCMEC’ means the National Center for Missing & Exploited Children; and”.

SEC. 7. TECHNICAL AND CONFORMING AMENDMENT.

The table of sections for chapter 110 of title 18, United States Code, is amended by striking the items relating to sections 2258A, 2258B, 2258C, and 2258D and inserting the following:

“2258A. Reporting requirements of providers.”

“2258B. Limited liability for providers or domain name registrars.”

“2258C. Use to combat child pornography of technical elements relating to reports made to the CyberTipline.”

“2258D. Limited liability for NCMEC.”.

SA 4024. Mr. PERDUE (for Mr. GRASSLEY) proposed an amendment to the bill S. 3354, to amend the Missing Children’s Assistance Act, and for other purposes; as follows:

Strike all after the enacting clause and insert the following:

SECTION 1. SHORT TITLE.

This Act may be cited as the “Missing Children’s Assistance Act of 2018”.

SEC. 2. IMPROVING SUPPORT FOR MISSING AND EXPLOITED CHILDREN.

(a) FINDINGS.—Section 402 of the Missing Children’s Assistance Act (34 U.S.C. 11291) is amended—

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

“(1) each year tens of thousands of children run away, or are abducted or removed, from the control of a parent having legal custody without the consent of that parent, under circumstances which immediately place the child in grave danger;”;

(2) by striking paragraphs (4), (5), and (9);

(3) by redesignating paragraphs (6), (7), (8), and (10) as paragraphs (4), (5), (6), and (7), respectively;

(4) in paragraph (4), as so redesignated, by inserting “, including child sex trafficking and sextortion” after “exploitation”;

(5) in paragraph (6), as so redesignated, by adding “and” at the end; and

(6) by amending paragraph (7), as so redesignated, to read as follows:

“(7) the Office of Juvenile Justice and Delinquency Prevention administers programs under this title, including programs that prevent and address offenses committed against vulnerable children and support missing children’s organizations, including the National Center for Missing and Exploited Children that—

“(A) serves as a nonprofit, national resource center and clearinghouse to provide assistance to victims, families, child-serving professionals, and the general public;

“(B) works with the Department of Justice, the Federal Bureau of Investigation, the United States Marshals Service, the Department of the Treasury, the Department of State, U.S. Immigration and Customs Enforcement, the United States Secret Service, the United States Postal Inspection Service, other agencies, and nongovernmental organizations in the effort to find missing children and to prevent child victimization; and

“(C) coordinates with each of the missing children clearinghouses operated by the 50 States, the District of Columbia, Puerto Rico, and international organizations to transmit images and information regarding missing and exploited children to law enforcement agencies, nongovernmental organizations, and corporate partners across the United States and around the world instantly.”.

(b) DEFINITIONS.—Section 403 of the Missing Children’s Assistance Act (34 U.S.C. 11292) is amended—

(1) by striking paragraph (1) and inserting the following:

“(1) the term ‘missing child’ means any individual less than 18 years of age whose whereabouts are unknown to such individual’s parent;”;

(2) in paragraph (2), by striking “and” at the end;

(3) in paragraph (3), by striking the period at the end and inserting “; and”; and

(4) by adding at the end the following:

“(4) the term ‘parent’ includes a legal guardian or other individual who may lawfully exercise parental rights with respect to the child.”.

(c) DUTIES AND FUNCTIONS OF THE ADMINISTRATOR.—Section 404 of the Missing Children’s Assistance Act (34 U.S.C. 11293) is amended—

(1) in subsection (a)—

(A) in paragraph (3), by striking “telephone line” and inserting “hotline”; and

(B) in paragraph (6)(E)—

(i) by striking “telephone line” and inserting “hotline”;

(ii) by striking “(b)(1)(A) and” and inserting “(b)(1)(A),”; and

(iii) by inserting “, and the number and types of reports to the tipline established under subsection (b)(1)(K)(i)” before the semicolon at the end;

(2) in subsection (b)(1)—

(A) in subparagraph (A)—

(i) by striking “telephone line” each place it appears and inserting “hotline”; and

(ii) by striking “legal custodian” and inserting “parent”;

(B) in subparagraph (C)—

(i) in clause (i)—

(I) by striking “restaurant” and inserting “food”; and

(II) by striking “and” at the end;

(ii) in clause (ii) by adding “and” at the end; and

(iii) by adding at the end the following:

“(iii) innovative and model programs, services, and legislation that benefit missing and exploited children;”;

(C) by striking subparagraphs (E), (F), (G), (L), (M), (P) and (R);

(D) by redesignating subparagraphs (H) through (K) as subparagraphs (E) through (H), respectively;

(E) by redesignating subparagraphs (N) and (O) as subparagraphs (I) and (J), respectively;

(F) by redesignating subparagraph (Q) as subparagraph (K);

(G) by redesignating subparagraphs (S) through (V) as subparagraphs (L) through (O), respectively;

(H) by amending subparagraph (E), as so redesignated, to read as follows:

“(E) provide technical assistance and training to families, law enforcement agencies, State and local governments, elements of the criminal justice system, nongovernmental agencies, local educational agencies, and the general public—

“(i) in the prevention, investigation, prosecution, and treatment of cases involving missing and exploited children;

“(ii) to respond to foster children missing from the State child welfare system in coordination with child welfare agencies and courts handling juvenile justice and dependency matters; and

“(iii) in the identification, location, and recovery of victims of, and children at risk for, child sex trafficking;”;

(I) by amending subparagraphs (F), (G), and (H), as so redesignated, to read as follows:

“(F) provide assistance to families, law enforcement agencies, State and local governments, nongovernmental agencies, child-serving professionals, and other individuals involved in the location and recovery of missing and abducted children nationally

and, in cooperation with the Department of State, internationally;

“(G) provide support and technical assistance to child-serving professionals involved in helping to recover missing and exploited children by searching public records databases to help in the identification, location, and recovery of such children, and help in the location and identification of potential abductors and offenders;

“(H) provide forensic and direct on-site technical assistance and consultation to families, law enforcement agencies, child-serving professionals, and nongovernmental organizations in child abduction and exploitation cases, including facial reconstruction of skeletal remains and similar techniques to assist in the identification of unidentified deceased children;”;

(J) by amending subparagraph (I), as so redesignated, to read as follows:

“(I) provide training, technical assistance, and information to nongovernmental organizations relating to non-compliant sex offenders and to law enforcement agencies in identifying and locating such individuals;”;

(K) by amending subparagraph (K), as so redesignated, to read as follows:

“(K) work with families, law enforcement agencies, electronic service providers, electronic payment service providers, technology companies, nongovernmental organizations, and others on methods to reduce the existence and distribution of online images and videos of sexually exploited children—

“(i) by operating a tipline to—

“(I) provide to individuals and electronic service providers an effective means of reporting internet-related and other instances of child sexual exploitation in the areas of—

“(aa) possession, manufacture, and distribution of child pornography;

“(bb) online enticement of children for sexual acts;

“(cc) child sex trafficking;

“(dd) sex tourism involving children;

“(ee) extra-familial child sexual molestation;

“(ff) unsolicited obscene material sent to a child;

“(gg) misleading domain names; and

“(hh) misleading words or digital images on the internet; and

“(II) make reports received through the tipline available to the appropriate law enforcement agency for its review and potential investigation;

“(ii) by operating a child victim identification program to assist law enforcement agencies in identifying victims of child pornography and other sexual crimes to support the recovery of children from sexually exploitative situations; and

“(iii) by utilizing emerging technologies to provide additional outreach and educational materials to parents and families;”;

(L) by amending subparagraphs (L) and (M), as so redesignated, to read as follows:

“(L) develop and disseminate programs and information to families, child-serving professionals, law enforcement agencies, State and local governments, nongovernmental organizations, schools, local educational agencies, child-serving organizations, and the general public on—

“(i) the prevention of child abduction and sexual exploitation;

“(ii) internet safety, including tips for social media and cyberbullying; and

“(iii) sexting and sextortion;

“(M) provide technical assistance and training to local educational agencies, schools, State and local law enforcement agencies, individuals, and other nongovernmental organizations that assist with finding missing and abducted children in identifying and recovering such children;”.

(d) GRANTS.—Section 405 of the Missing Children's Assistance Act (34 U.S.C. 11294) is amended—

- (1) in subsection (a)—
- (A) in paragraph (7), by striking “(as defined in section 403(1)(A))”; and
- (B) in paragraph (8)—
- (i) by striking “legal custodians” and inserting “parents”; and
- (ii) by striking “custodians” and inserting “parents”; and
- (2) in subsection (b)(1)(A), by striking “legal custodians” and inserting “parents”.

(e) REPORTING.—The Missing Children's Assistance Act (34 U.S.C. 11291 et seq.) is amended—

- (1) by redesignating sections 407 and 408 as sections 408 and 409, respectively; and
- (2) by inserting after section 406 (34 U.S.C. 11295) the following:

“SEC. 407. REPORTING.

“(a) REQUIRED REPORTING.—As a condition of receiving funds under section 404(b), the grant recipient shall, based solely on reports received by the grantee and not involving any data collection by the grantee other than those reports, annually provide to the Administrator and make available to the general public, as appropriate—

- “(1) the number of children nationwide who are reported to the grantee as missing;
- “(2) the number of children nationwide who are reported to the grantee as victims of non-family abductions;
- “(3) the number of children nationwide who are reported to the grantee as victims of family abductions; and
- “(4) the number of missing children recovered nationwide whose recovery was reported to the grantee.

“(b) INCIDENCE OF ATTEMPTED CHILD ABDUCTIONS.—As a condition of receiving funds under section 404(b), the grant recipient shall—

- “(1) track the incidence of attempted child abductions in order to identify links and patterns;
- “(2) provide such information to law enforcement agencies; and
- “(3) make such information available to the general public, as appropriate.”.

SEC. 3. AUTHORIZATION OF APPROPRIATIONS; AUDIT REQUIREMENT.

(a) AUTHORIZATION OF APPROPRIATIONS.—Section 409(a) of the Missing Children's Assistance Act, as so redesignated by section 2, is amended by striking “2018” and inserting “2023”.

(b) AUDIT REQUIREMENT.—Section 408(1) of the Missing Children's Assistance Act, as so redesignated by section 2, is amended by striking “2018” and inserting “2023”.

SEC. 4. EFFECTIVE DATE; APPLICATION OF AMENDMENTS.

(a) EFFECTIVE DATE.—Except as provided in subsection (b), this Act and the amendments made by this Act shall take effect on the date of the enactment of this Act.

(b) APPLICATION OF AMENDMENTS.—The amendments made by section 2 shall apply with respect to fiscal years that begin after September 30, 2018.

SA 4025. Mr. PERDUE (for Mrs. FEINSTEIN) proposed an amendment to the bill S. 1768, to reauthorize and amend the National Earthquake Hazards Reduction Program, and for other purposes; as follows:

Strike all after the enacting clause and insert the following:

SECTION 1. SHORT TITLE.

This Act may be cited as the “National Earthquake Hazards Reduction Program Reauthorization Act of 2018”.

SEC. 2. MODIFICATION OF FINDINGS AND PURPOSE.

(a) FINDINGS.—Section 2 of the Earthquake Hazards Reduction Act of 1977 (42 U.S.C. 7701) is amended—

- (1) in paragraph (1)—
- (A) by inserting “, and the Commonwealth of Puerto Rico,” after “States”;
- (B) by inserting “Oregon,” after “New York,”; and
- (C) by inserting “Tennessee,” after “South Carolina”;
- (2) in paragraph (2), by striking “prediction techniques and”;
- (3) by striking paragraph (4) and inserting the following:

“(4) A well-funded seismological research program could provide the scientific understanding needed to fully implement an effective earthquake early warning system.”;

(4) in paragraphs (6) and (7), by striking “lifelines” each place it appears and inserting “lifeline infrastructure”; and

(5) by adding at the end the following:

“(12) The built environment has generally been constructed and maintained to meet the needs of the users under normal conditions. When earthquakes occur, the built environment is generally designed to prevent severe injuries or loss of human life and is not expected to remain operational or able to recover under any specified schedule.

“(13) The National Research Council published a study on reducing hazards and risks associated with earthquakes based on the goals and objectives for achieving national earthquake resilience described in the strategic plan entitled ‘Strategic Plan for the National Earthquake Hazards Reduction Program’. The study and an accompanying report called for work in 18 tasks focused on research, preparedness, and mitigation and annual funding of approximately \$300,000,000 per year for 20 years.”.

(b) PURPOSE.—Section 3 of such Act (42 U.S.C. 7702) is amended—

(1) in the matter preceding paragraph (1), in the first sentence, by inserting “and increase the resilience of communities” after “future earthquakes”;

(2) in paragraph (1), by inserting “to individuals and the communities” after “an earthquake”;

(3) in paragraph (2), by striking “in time of disaster” and inserting “to facilitate community-wide post-earthquake recovery and in times of disaster”;

(4) in paragraph (3), by striking “for predicting damaging earthquakes and”;

(5) in paragraph (4), by inserting “and planning” after “model building”; and

(6) in paragraph (5), by striking “reconstruction” and inserting “re-occupancy, recovery, reconstruction.”.

(c) DEFINITIONS.—

(1) LIFELINE INFRASTRUCTURE.—

(A) IN GENERAL.—Section 4(6) of such Act (42 U.S.C. 7703(6)) is amended by striking “lifelines” and inserting “lifeline infrastructure”.

(B) CONFORMING AMENDMENT.—Such Act (42 U.S.C. 7701 et seq.) is amended by striking “lifelines” each place it appears and inserting “lifeline infrastructure”.

(2) COMMUNITY RESILIENCE.—Section 4 of such Act (42 U.S.C. 7703) is amended by adding at the end the following:

“(10) The term ‘community resilience’ means the ability of a community to prepare and plan for, absorb, recover from, and more successfully adapt to adverse seismic events.”.

SEC. 3. MODIFICATION OF NATIONAL EARTHQUAKE HAZARDS REDUCTION PROGRAM.

(a) MODIFICATION OF PROGRAM ACTIVITIES.—Subsection (a)(2) of section 5 of the Earth-

quake Hazards Reduction Act of 1977 (42 U.S.C. 7704) is amended—

- (1) in subparagraph (B)—
- (A) in clause (iii), by inserting “, community resilience,” after “seismic risk”; and
- (B) by adding at the end the following:
 - “(iv) publishing a systematic set of maps of active faults and folds, liquefaction susceptibility, susceptibility for earthquake induced landslides, and other seismically induced hazards; and”;

(2) in subparagraph (D), by striking “develop, operate” and all that follows through “7708,” and inserting “continue the development of the Advanced National Seismic System, including earthquake early warning capabilities”.

(b) AMENDMENTS RELATING TO INTERAGENCY COORDINATING COMMITTEE ON EARTHQUAKE HAZARDS REDUCTION.—

(1) CLARIFICATION REGARDING MEMBERSHIP.—Subparagraph (B) of subsection (a)(3) of such section is amended, in the matter preceding clause (i), by striking “The committee” and inserting “In addition to the Director, the committee”.

(2) REDUCTION IN MINIMUM FREQUENCY OF MEETINGS OF INTERAGENCY COORDINATING COMMITTEE ON EARTHQUAKE HAZARDS REDUCTION.—Subparagraph (C) of such subsection is amended by striking “not less than 3 times a year” and inserting “not less frequently than once each year”.

(3) EXPANSION OF DUTIES.—Subparagraph (D) of such subsection is amended to read as follows:

“(D) DUTIES.—

“(i) GENERAL DUTY.—The Interagency Coordinating Committee shall oversee the planning, management, and coordination of the Program.

“(ii) SPECIFIC DUTIES.—The duties of the Interagency Coordinating Committee include the following:

“(I) Developing, not later than 6 months after the date of the enactment of the National Earthquake Hazards Reduction Program Reauthorization Act of 2004 and updating periodically—

“(aa) a strategic plan that establishes goals and priorities for the Program activities described under subsection (a)(2); and

“(bb) a detailed management plan to implement such strategic plan.

“(II) Developing a coordinated interagency budget for the Program that will ensure appropriate balance among the Program activities described under subsection (a)(2), and, in accordance with the plans developed under subclause (I), submitting such budget to the Director of the Office of Management and Budget at the time designated by the Director for agencies to submit biennial budgets.

“(III) Developing interagency memorandums of understanding with any relevant Federal agencies on data sharing and resource commitment in the event of an earthquake disaster.

“(IV) Coordinating with the Interagency Coordinating Committee on Windstorm Impact Reduction and other natural hazards coordination committees as the Director determines appropriate to share data and best practices.

“(V) Coordinating with the Administrator of the National Aeronautics and Space Administration and the Administrator of the National Oceanic and Atmospheric Administration on data sharing and resource allocation to ensure judicious use of Government resources and the free-flowing exchange of information related to earthquakes.

“(VI) Coordinating with the Secretary of Agriculture and the Secretary of the Interior on the use of public lands for earthquake monitoring and research stations, and related data collection.

“(VII) Coordinating with the Secretary of Transportation and the Secretary of Housing and Urban Development on the effects of earthquakes on transportation and housing stocks.

“(iii) ASSISTANCE FROM SECRETARY OF AGRICULTURE AND SECRETARY OF THE INTERIOR.—To the extent practicable, the Secretary of Agriculture and the Secretary of the Interior shall expedite any request for a permit to use public land under clause (ii)(VI).”

(4) REDUCTION IN FREQUENCY OF REPORTING BY INTERAGENCY COORDINATING COMMITTEE ON EARTHQUAKE HAZARDS REDUCTION.—

(A) IN GENERAL.—Subsection (a)(4) of such section is amended—

(i) in the paragraph heading, by striking “ANNUAL” and inserting “BIENNIAL”;

(ii) by redesignating subparagraphs (A) through (F) as clauses (i) through (vi), respectively, and adjusting the indentation of the margin of such clauses, as so redesignated, two ems to the right;

(iii) in clause (v), as so redesignated, by striking “; and” and inserting a semicolon;

(iv) in clause (vi), as so redesignated, by striking the period at the end and inserting “; and”;

(v) by inserting after clause (vi), as so redesignated, the following:

“(vii) a statement regarding whether the Administrator of the Federal Emergency Management Agency has lowered or waived the cost share requirement for assistance provided under subsection (b)(2)(A)(i).”;

(vi) in the matter preceding clause (i), as so redesignated, by striking “The Interagency” and all that follows through “Senate” and inserting the following:

“(A) IN GENERAL.—Not less frequently than once every two years, the Interagency Coordinating Committee shall submit to the Committee on Commerce, Science, and Transportation, the Committee on Energy and Natural Resources, and the Committee on Homeland Security and Governmental Affairs of the Senate and the Committee on Science, Space, and Technology, the Committee on Energy and Commerce, the Committee on Natural Resources, and the Committee on Homeland Security of the House of Representatives a report on the Program”;

and

(vii) by adding at the end the following:

“(B) SUPPORT FOR PREPARATION OF REPORT.—Each head of a Program agency shall submit to the Director of the National Institute of Standards and Technology such information as the Director may request for the preparation of a report under subparagraph (A) not later than 90 days after the date on which the Director requests such information.”

(B) EFFECTIVE DATE.—The amendments made by subparagraph (A) shall take effect on the first day of the first fiscal year beginning after the date of the enactment of this Act.

(C) MODIFICATION OF RESPONSIBILITIES OF NATIONAL INSTITUTE OF STANDARDS AND TECHNOLOGY.—Subsection (b) of such section is amended—

(1) in paragraph (1)—

(A) in subparagraph (A), by striking “and constructing,” and inserting “constructing, evaluating, and retrofitting”; and

(B) in subparagraph (D), by inserting “provide new and” after “research to”; and

(2) in paragraph (5), in the matter preceding subparagraph (A), in the first sentence, by inserting “community resilience through” after “improve”.

(D) MODIFICATION OF RESPONSIBILITIES OF FEDERAL EMERGENCY MANAGEMENT AGENCY.—Paragraph (2) of subsection (b) of such section is amended to read as follows:

“(2) DEPARTMENT OF HOMELAND SECURITY; FEDERAL EMERGENCY MANAGEMENT AGENCY.—

“(A) PROGRAM RESPONSIBILITIES.—The Administrator of the Federal Emergency Management Agency—

“(i) shall operate a program of grants and assistance to enable States to develop mitigation, preparedness, and response plans, purchase necessary instrumentation, prepare inventories and conduct seismic safety inspections of critical structures and lifeline infrastructure, update building, land use planning, and zoning codes and ordinances to enhance seismic safety, increase earthquake awareness and education, and provide assistance to multi-State groups for such purposes;

“(ii) shall support the implementation of a comprehensive earthquake education, outreach, and public awareness program, including development of materials and their wide dissemination to all appropriate audiences and support public access to locality-specific information that may assist the public in preparing for, mitigating against, responding to and recovering from earthquakes and related disasters;

“(iii) shall, in conjunction with the Director of the National Institute of Standards and Technology, other Federal agencies, and private sector groups, use research results to support the preparation, maintenance, and wide dissemination of seismic resistant design guidance and related information on building codes, standards, and practices for new and existing buildings, structures, and lifeline infrastructure, aid in the development of performance-based design guidelines and methodologies, and support model codes that are cost effective and affordable in order to promote better practices within the design and construction industry and reduce losses from earthquakes;

“(iv) shall enter into cooperative agreements or contracts with States and local jurisdictions and other Federal agencies to establish demonstration projects on earthquake hazard mitigation, to link earthquake research and mitigation efforts with emergency management programs, or to prepare educational materials for national distribution; and

“(v) shall support the Director of the National Institute of Standards and Technology in the completion of programmatic goals.

“(B) STATE ASSISTANCE PROGRAM CRITERIA.—In order to qualify for assistance under subparagraph (A)(i), a State must—

“(i) demonstrate that the assistance will result in enhanced seismic safety in the State;

“(ii) provide 25 percent of the costs of the activities for which assistance is being given, except that the Administrator may lower or waive the cost-share requirement for these activities for a small impoverished community, as defined in section 203 of the Disaster Relief Act of 1974 (42 U.S.C. 5133(a)); and

“(iii) meet such other requirements as the Administrator shall prescribe.”

(E) MODIFICATION OF RESPONSIBILITIES OF UNITED STATES GEOLOGICAL SURVEY.—Subsection (b)(3) of such section is amended—

(1) in the matter preceding subparagraph (A), in the first sentence—

(A) by inserting “report on significant domestic and international earthquakes and” after “Survey shall”; and

(B) by striking “predictions.” and inserting “forecasts.”;

(2) in subparagraph (C), by striking “predictions, including aftershock advisories” and inserting “alerts and early warnings”;

(3) by striking subparagraph (D) and inserting the following:

“(D) issue when necessary and feasible, and notify the Administrator of the Federal Emergency Management Agency, the Director of the National Institute of Standards

and Technology, and State and local officials, an alert and an earthquake warning;”;

(4) in subparagraph (E), in the matter preceding clause (i), by striking “using” and inserting “including”;

(5) in subparagraph (I), by striking “; and” and inserting a semicolon;

(6) in subparagraph (J)—

(A) by inserting “and data” after “hazard maps”; and

(B) by striking the period at the end and inserting “; and”; and

(7) by adding at the end the following:

“(K) support the Director of the National Institute of Standards and Technology in the completion of programmatic goals.”

(F) MODIFICATION OF RESPONSIBILITIES OF NATIONAL SCIENCE FOUNDATION.—Subsection (b)(4) of such section is amended—

(1) in subparagraph (B), by inserting “, State agencies, State geological surveys,” after “consortia”;

(2) in subparagraph (C), by inserting “to support applied science in the production of a systematic series of earthquake-related geologic hazard maps, and” after “Survey”;

(3) in subparagraph (D), by striking “large-scale experimental and computational facilities of the George E. Brown Jr. Network for Earthquake Engineering Simulation and other institutions engaged in research and the implementation of the National Earthquake Hazards Reduction Program” and inserting “experimental and computational facilities”;

(4) in subparagraph (G), by striking “; and” and inserting a semicolon;

(5) in subparagraph (H), by striking the period at the end and inserting “; and”;

(6) by adding at the end the following:

“(I) support the Director of the National Institute of Standards and Technology in the completion of programmatic goals.”;

(7) by redesignating subparagraphs (A) through (I) as clauses (i) through (ix), respectively, and indenting such clauses accordingly;

(8) in the matter before clause (i), as redesignated by paragraph (7), in the first sentence, by striking “The National Science Foundation” and inserting the following:

“(A) IN GENERAL.—The National Science Foundation”;

and

(9) by adding at the end the following:

“(B) IDENTIFICATION OF FUNDING.—The National Science Foundation shall—

“(i) to the extent practicable, note in any notice of Program funding or other funding possibilities under the Program that the funds are part of the Program;

“(ii) to the extent practicable, track the awarding of Federal funds through the Program; and

“(iii) not less frequently than once every 2 years, submit to the director of the Program a report specifying the amount of Federal funds awarded to conduct research that enhances the understanding of earthquake science.”

SEC. 4. REVIEW OF THE NATIONAL EARTHQUAKE HAZARD REDUCTION PROGRAM.

(a) IN GENERAL.—As soon as practicable, but not later than such date as is necessary for the Comptroller General of the United States to submit the report required by subsection (c) in accordance with such subsection, the Comptroller General shall complete a review of Federal earthquake hazard risk reduction efforts.

(b) ELEMENTS.—The review conducted under subsection (a) shall include the following:

(1) A comprehensive assessment of—

(A) the extent to which the United States Geological Survey has identified the risks and hazards to the United States posed by

earthquakes, including risks and hazards resulting from tsunamis and landslides that are generated by earthquakes;

(B) the efforts of the Federal Emergency Management Agency and the National Institute of Standards and Technology to improve the resilience of the United States to earthquakes and to identify important gaps in the resilience of the United States to earthquakes;

(C) the progress made by the National Institute of Standards and Technology and the Interagency Coordinating Committee (as defined in section 4 of the Earthquake Hazards Reduction Act of 1977 (42 U.S.C. 7703)) to coordinate effectively the budget and activities of the Program agencies (as defined in such section 4) in advancing the plans and goals of the Program (as defined in such section 4) and how coordination among the Program agencies may be improved;

(D) the extent to which the results of research in earthquake risk and hazards reduction supported by the National Science Foundation during the 40 years of the Program has been effectively disseminated to Federal, State, local, and private sector stakeholders; and

(E) the extent to which the research done during the 40 years of the Program has been applied to both public and private earthquake risk and hazards reduction.

(2) Recommendations to improve the Program and the resiliency of the United States to earthquake risks.

(c) REPORT.—As soon as practicable, but not later than 3 years after the date of the enactment of this Act, the Comptroller General shall submit to the Committee on Commerce, Science, and Transportation, the Committee on Energy and Natural Resources, and the Committee on Homeland Security and Governmental Affairs of the Senate and the Committee on Science, Space, and Technology, the Committee on Natural Resources, and the Committee on Homeland Security of the House of Representatives a report on the findings of the Comptroller General with respect to the review completed under subsection (a).

SEC. 5. SEISMIC STANDARDS.

Section 8 of the Earthquake Hazards Reduction Act of 1977 (42 U.S.C. 7705b) is amended to read as follows:

“SEC. 8. SEISMIC STANDARDS.

“(a) ASSESSMENT AND RECOMMENDATIONS.—Not later than December 1, 2019, the Director of the National Institute of Standards and Technology and the Administrator of the Federal Emergency Management Agency shall jointly convene a committee of experts from Federal agencies, nongovernmental organizations, private sector entities, disaster management professional associations, engineering professional associations, and professional construction and homebuilding industry associations, to assess and recommend options for improving the built environment and critical infrastructure to reflect performance goals stated in terms of post-earthquake reoccupancy and functional recovery time.

“(b) REPORT TO CONGRESS.—Not later than June 30, 2020, the committee convened under paragraph (1) shall submit to the Committee on Commerce, Science, and Transportation, the Committee on Energy and Natural Resources, and the Committee on Homeland Security and Governmental Affairs of the Senate and the Committee on Science, Space, and Technology, the Committee on Natural Resources, and the Committee on Homeland Security of the House of Representatives a report on recommended options for improving the built environment and critical infrastructure to reflect performance goals stated

in terms of post-earthquake reoccupancy and functional recovery time.”.

SEC. 6. MANAGEMENT PLAN FOR ADVANCED NATIONAL SEISMIC SYSTEM.

(a) PLAN REQUIRED.—Not later than 1 year after the date of the enactment of this Act, the United States Geological Survey shall submit to Congress a 5-year management plan for the continued operation of the Advanced National Seismic System.

(b) ELEMENTS.—The plan required by subsection (a) shall include the following:

(1) Strategies to continue the development of an earthquake early warning system.

(2) A mechanism for securing the participation of State and regional level earthquake monitoring entities, including those defunded by the Advanced National Seismic System in the last five years.

(3) A plan to encourage and support the integration of geodetic and geospatial data products into earthquake monitoring in regions experiencing large earthquakes.

(4) A plan to identify and evaluate existing data sets available across commercial, civil, and defense entities to determine if there are additional data sources to inform the development and deployment of the Advanced National Seismic System and an earthquake early warning system.

(5) A plan to ensure that there is an active, geographically diverse, management and advisory structure for the Advanced National Seismic System.

SEC. 7. AUTHORIZATION OF APPROPRIATIONS.

Section 12 of the Earthquake Hazards Reduction Act of 1977 (42 U.S.C. 7706) is amended—

(1) in subsection (a)(8)—

(A) in subparagraph (D), by striking “and” at the end; and

(B) by inserting before the language following subparagraph (E) the following:

“(F) \$8,758,000 for fiscal year 2019,

“(G) \$8,758,000 for fiscal year 2020,

“(H) \$8,758,000 for fiscal year 2021,

“(I) \$8,758,000 for fiscal year 2022, and

“(J) \$8,758,000 for fiscal year 2023.”;

(2) in subsection (b)(2)—

(A) in subparagraph (D), by striking “; and” and inserting a semicolon;

(B) in subparagraph (E), by striking the period at the end and inserting a semicolon; and

(C) by adding at the end the following:

“(F) \$83,403,000 for fiscal year 2019, of which not less than \$30,000,000 shall be made available for completion of the Advanced National Seismic System established under section 7707 of this title;

“(G) \$83,403,000 for fiscal year 2020, of which not less than \$30,000,000 shall be made available for completion of the Advanced National Seismic System established under section 7707 of this title;

“(H) \$83,403,000 for fiscal year 2021, of which not less than \$30,000,000 shall be made available for completion of the Advanced National Seismic System established under section 7707 of this title;

“(I) \$83,403,000 for fiscal year 2022, of which not less than \$30,000,000 shall be made available for completion of the Advanced National Seismic System established under section 7707 of this title; and

“(J) \$83,403,000 for fiscal year 2023, of which not less than \$30,000,000 shall be made available for completion of the Advanced National Seismic System established under section 7707 of this title.”;

(3) in subsection (c)(2)—

(A) in subparagraph (D), by striking “and” at the end;

(B) in subparagraph (E), by striking the period at the end and inserting a semicolon; and

(C) by adding at the end the following:

“(F) \$54,000,000 for fiscal year 2019,

“(G) \$54,000,000 for fiscal year 2020,

“(H) \$54,000,000 for fiscal year 2021,

“(I) \$54,000,000 for fiscal year 2022, and

“(J) \$54,000,000 for fiscal year 2023.”; and

(4) in subsection (d)(2)—

(A) in subparagraph (D), by striking “and” at the end; and

(B) by inserting before the language following subparagraph (E) the following:

“(F) \$5,900,000 for fiscal year 2019,

“(G) \$5,900,000 for fiscal year 2020,

“(H) \$5,900,000 for fiscal year 2021,

“(I) \$5,900,000 for fiscal year 2022, and

“(J) \$5,900,000 for fiscal year 2023.”.

SEC. 8. TECHNICAL CORRECTIONS.

(a) CORRECTION OF TITLE OF ADMINISTRATOR OF THE FEDERAL EMERGENCY MANAGEMENT AGENCY.—The Earthquake Hazards Reduction Act of 1977 (42 U.S.C. 7701 et seq.) is amended—

(1) in section 5 (42 U.S.C. 7704)—

(A) in subsection (a)(3)(B), as amended by section 3(b)(1) of this Act—

(i) in the matter preceding clause (i), by striking “the directors of”;

(ii) in clause (i), by inserting “the Administrator of” before “the”; and

(iii) in clauses (ii) through (v), by inserting “the Director of” before “the” each place it appears; and

(B) in subsection (b)(3)(C), as amended by section 3(e), by striking “Director of the Federal” and inserting “Administrator of the Federal”; and

(2) in section 9 (42 U.S.C. 7705c), by striking “Director of the Agency” and inserting “Administrator of the Federal Emergency Management Agency” each place it appears.

(b) REFERENCES TO THE ADVANCED NATIONAL SEISMIC SYSTEM.—Such Act is amended—

(1) in section 13 (42 U.S.C. 7707), in the section heading, by striking “ADVANCED NATIONAL SEISMIC RESEARCH AND MONITORING SYSTEM” and inserting “ADVANCED NATIONAL SEISMIC SYSTEM”; and

(2) by striking “Advanced National Seismic Research and Monitoring System” each place it appears and inserting “Advanced National Seismic System”.

(c) INCORRECT CROSS-REFERENCES.—Paragraph (4) of section 5(a) of such Act (42 U.S.C. 7704(a)), as amended by section 3(b)(4)(A) of this Act, is amended—

(1) in clauses (i) and (ii) of subparagraph (A), as redesignated by such section 3(b)(4)(A), by striking “subparagraph (3)(A)” both places it appears and inserting “paragraph (3)(D)(i)(I)”;

(2) in clause (iii), as so redesignated, by striking “under (3)(A)” and inserting “under paragraph (3)(D)(i)(I)”.

AUTHORITY FOR COMMITTEES TO MEET

Mr. LANKFORD. Mr. President, I have 4 requests for committees to meet during today's session of the Senate. They have the approval of the Majority and Minority leaders.

Pursuant to rule XXVI, paragraph 5(a), of the Standing Rules of the Senate, the following committees are authorized to meet during today's session of the Senate:

COMMITTEE ON FINANCE

The Committee on Finance is authorized to meet during the session of the Senate on Thursday, September 27, 2018, at 10 a.m., to conduct a hearing on the following nominations: Gordon Hartogensis, of Connecticut, to be Director of the Pension Benefit Guaranty