

community college and industry partnerships, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. COTTON (for himself, Mr. CORNYN, and Mr. RUBIO):

S. 2391. A bill to prohibit the United States Government from using or contracting with an entity that uses certain telecommunications services or equipment, and for other purposes; to the Committee on Homeland Security and Governmental Affairs.

By Mr. DAINES:

S. 2392. A bill to amend the Homeland Security Act of 2002 to authorize the Secretary of Homeland Security to designate cybersecurity technologies that qualify for protection under systems of risk and litigation management; to the Committee on Homeland Security and Governmental Affairs.

By Mr. COONS (for himself, Mr. KENNEDY, Mr. TILLIS, Mr. CORKER, and Mr. BOOKER):

S. 2393. A bill to amend title 17, United States Code, to provide Federal protection to the digital audio transmission of a sound recording fixed before February 15, 1972, and for other purposes; to the Committee on the Judiciary.

By Mr. HATCH:

S. 2394. A bill to amend the Higher Education Act of 1965 to ensure that public institutions of higher education protect expressive activities in the outdoor areas on campus; to the Committee on Health, Education, Labor, and Pensions.

By Mr. SCHATZ (for himself, Mr. CASSIDY, and Mr. REED):

S. 2395. A bill to amend title 54, United States Code, to authorize the provision of technical assistance under the Preserve America Program and to direct the Secretary of the Interior to enter into partnerships with communities adjacent to units of the National Park System to leverage local cultural heritage tourism assets; to the Committee on Energy and Natural Resources.

By Ms. HARRIS (for herself, Mr. SANDERS, Mr. MARKEY, and Mrs. GILLIBRAND):

S. 2396. A bill to amend the Atomic Energy Act of 1954 to prohibit certain waivers and exemptions from emergency preparedness and response and security regulations; to the Committee on Environment and Public Works.

By Ms. HASSAN:

S. 2397. A bill to direct the Secretary of Homeland Security to establish a data framework to provide access for appropriate personnel to law enforcement and other information of the Department, and for other purposes; to the Committee on Homeland Security and Governmental Affairs.

By Mr. HOEVEN:

S. 2398. A bill to amend title 31, United States Code, to provide that activities relating to the training and readiness of the reserve components of the Armed Forces during a lapse in appropriations shall constitute voluntary services that may be accepted by the United States; to the Committee on Armed Services.

By Mr. MURPHY:

S. 2399. A bill to require the Secretary of the Treasury to mint coins in recognition of American innovation and significant innovation and pioneering efforts of individuals or groups from each of the 50 States, the District of Columbia, and the United States territories, to promote the importance of innovation in the United States, the District of Columbia, and the United States territories, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

By Mrs. MCCASKILL (for herself and Mr. JOHNSON):

S. 2400. A bill to eliminate or modify certain audit mandates of the Government Ac-

countability Office; to the Committee on Homeland Security and Governmental Affairs.

By Mr. GRASSLEY:

S. 2401. A bill to amend the Congressional Accountability Act of 1995 to reform the procedures provided under such Act for the initiation, investigation, and resolution of claims alleging that employing offices of the legislative branch have violated the rights and protections provided to their employees under such Act, including protections against sexual harassment, and for other purposes; to the Committee on Homeland Security and Governmental Affairs.

SUBMISSION OF CONCURRENT AND SENATE RESOLUTIONS

The following concurrent resolutions and Senate resolutions were read, and referred (or acted upon), as indicated:

By Mr. THUNE (for himself, Mr. HATCH, Mr. BENNET, Ms. KLOBUCHAR, and Mr. GARDNER):

S. Res. 395. A resolution expressing the sense of the Senate that ambush marketing adversely affects the United States Olympic and Paralympic teams; to the Committee on Commerce, Science, and Transportation.

By Mrs. SHAHEEN (for herself, Mrs. ERNST, Mrs. GILLIBRAND, Ms. STABENOW, Mr. SANDERS, Ms. HASSAN, Mr. VAN HOLLEN, Ms. CORTEZ MASTO, Ms. BALDWIN, Ms. WARREN, Mr. TILLIS, Ms. KLOBUCHAR, Mr. WYDEN, Mr. ISAKSON, Mr. SCOTT, Mr. DAINES, Ms. SMITH, and Mr. BURR):

S. Res. 396. A resolution to establish a special committee of the Senate to address sexual abuse within United States Olympic Gymnastics; to the Committee on Rules and Administration.

By Mrs. MURRAY (for herself, Ms. COLLINS, Ms. BALDWIN, Mrs. FEINSTEIN, Mr. WYDEN, Ms. STABENOW, Mr. COONS, Ms. CANTWELL, Ms. HASSAN, Ms. KLOBUCHAR, Mr. KING, Mr. PETERS, Mr. DURBIN, Mr. MURPHY, Mr. CASEY, and Mr. ISAKSON):

S. Res. 397. A resolution designating the week of February 5 through February 9, 2018, as "National School Counseling Week"; considered and agreed to.

By Mrs. FEINSTEIN (for herself, Mr. THUNE, Mr. NELSON, Ms. COLLINS, Ms. WARREN, and Mr. DURBIN):

S. Res. 398. A resolution supporting the observation of "National Girls & Women in Sports Day" on February 7, 2018, to raise awareness of and celebrate the achievements of girls and women in sports; considered and agreed to.

By Mr. TOOMEY (for himself and Mr. CASEY):

S. Res. 399. A resolution congratulating the Philadelphia Eagles on their triumph in Super Bowl LII; considered and agreed to.

ADDITIONAL COSPONSORS

S. 294

At the request of Mr. NELSON, the name of the Senator from Louisiana (Mr. KENNEDY) was added as a cosponsor of S. 294, a bill to amend the Federal Food, Drug, and Cosmetic Act to clarify the Food and Drug Administration's jurisdiction over certain tobacco products, and to protect jobs and small businesses involved in the sale, manufacturing and distribution of traditional and premium cigars.

S. 339

At the request of Mr. NELSON, the name of the Senator from Alabama

(Mr. JONES) was added as a cosponsor of S. 339, a bill to amend title 10, United States Code, to repeal the requirement for reduction of survivor annuities under the Survivor Benefit Plan by veterans' dependency and indemnity compensation, and for other purposes.

S. 732

At the request of Mr. BOOZMAN, the name of the Senator from New Hampshire (Mrs. SHAHEEN) was added as a cosponsor of S. 732, a bill to amend the Internal Revenue Code of 1986 to allow a refundable tax credit against income tax for the purchase of qualified access technology for the blind.

S. 819

At the request of Mrs. MURRAY, the name of the Senator from Minnesota (Ms. SMITH) was added as a cosponsor of S. 819, a bill to amend the Fair Labor Standards Act of 1938 to provide more effective remedies to victims of discrimination in the payment of wages on the basis of sex, and for other purposes.

S. 1027

At the request of Mr. HATCH, the names of the Senator from Mississippi (Mr. WICKER), the Senator from Michigan (Mr. PETERS) and the Senator from Minnesota (Ms. SMITH) were added as cosponsors of S. 1027, a bill to extend the Secure Rural Schools and Community Self-Determination Act of 2000.

S. 1161

At the request of Ms. DUCKWORTH, the name of the Senator from New Hampshire (Mrs. SHAHEEN) was added as a cosponsor of S. 1161, a bill to amend title 38, United States Code, to eliminate copayments by the Department of Veterans Affairs for medicines relating to preventative health services, and for other purposes.

S. 1352

At the request of Ms. CANTWELL, the name of the Senator from Michigan (Ms. STABENOW) was added as a cosponsor of S. 1352, a bill to establish a tax credit for on-site apprenticeship programs, and for other purposes.

S. 1361

At the request of Mr. CRAPO, the name of the Senator from Louisiana (Mr. CASSIDY) was added as a cosponsor of S. 1361, a bill to amend title XVIII of the Social Security Act to allow physician assistants, nurse practitioners, and clinical nurse specialists to supervise cardiac, intensive cardiac, and pulmonary rehabilitation programs.

S. 1652

At the request of Mrs. MURRAY, the name of the Senator from Minnesota (Ms. SMITH) was added as a cosponsor of S. 1652, a bill to amend the Fair Labor Standards Act of 1938 and the Portal-to-Portal Act of 1947 to prevent wage theft and assist in the recovery of stolen wages, to authorize the Secretary of Labor to administer grants to prevent wage and hour violations, and for other purposes.

S. 1808

At the request of Ms. BALDWIN, the name of the Senator from Connecticut

(Mr. BLUMENTHAL) was added as a cosponsor of S. 1808, a bill to extend temporarily the Federal Perkins Loan program, and for other purposes.

S. 1917

At the request of Mr. GRASSLEY, the names of the Senator from North Carolina (Mr. BURR), the Senator from Delaware (Mr. COONS), the Senator from Kansas (Mr. ROBERTS), the Senator from Michigan (Mr. PETERS), the Senator from Iowa (Mrs. ERNST) and the Senator from Pennsylvania (Mr. CASEY) were added as cosponsors of S. 1917, a bill to reform sentencing laws and correctional institutions, and for other purposes.

S. 2174

At the request of Mr. YOUNG, the name of the Senator from Virginia (Mr. WARNER) was added as a cosponsor of S. 2174, a bill to direct the Secretary of Veterans Affairs to conduct a study on the Veterans Crisis Line.

S. 2214

At the request of Mr. ENZI, the names of the Senator from Wyoming (Mr. BARRASSO) and the Senator from Kansas (Mr. ROBERTS) were added as cosponsors of S. 2214, a bill to amend title XVIII of the Social Security Act to provide for the recognition of attending physician assistants as attending physicians to serve hospice patients, and for other purposes.

S. 2295

At the request of Mr. SCHATZ, the name of the Senator from Virginia (Mr. KAINE) was added as a cosponsor of S. 2295, a bill to increase the rates of pay under the General Schedule and other statutory pay systems and for prevailing rate employees by 3.0 percent, and for other purposes.

S. 2335

At the request of Mr. ROUNDS, the name of the Senator from Idaho (Mr. RISCH) was added as a cosponsor of S. 2335, a bill to authorize the Secretary of the Interior and the Secretary of Agriculture to issue permits for recreation services on lands managed by Federal agencies, and for other purposes.

S. 2360

At the request of Ms. HEITKAMP, the names of the Senator from Massachusetts (Ms. WARREN) and the Senator from West Virginia (Mr. MANCHIN) were added as cosponsors of S. 2360, a bill to provide for the minimum size of crews of freight trains, and for other purposes.

S. 2364

At the request of Mr. BOOZMAN, the names of the Senator from Mississippi (Mr. COCHRAN), the Senator from West Virginia (Mrs. CAPITO), the Senator from Pennsylvania (Mr. CASEY) and the Senator from Wisconsin (Ms. BALDWIN) were added as cosponsors of S. 2364, a bill to amend the Water Infrastructure Finance and Innovation Act of 2014 to provide to State infrastructure financing authorities additional opportunities to receive loans under that Act to

support drinking water and clean water State revolving funds to deliver water infrastructure to communities across the United States, and for other purposes.

STATEMENTS ON INTRODUCED BILLS AND JOINT RESOLUTIONS

By Mr. DAINES:

S. 2392. A bill to amend the Homeland Security Act of 2002 to authorize the Secretary of Homeland Security to designate cybersecurity technologies that qualify for protection under systems of risk and litigation management; to the Committee on Homeland Security and Governmental Affairs.

Mr. DAINES. Mr. President, in recent years we have seen the inability of the Federal government to quickly adapt to changing technology and evolving cyber security threats. In June of 2015 the Office of Personnel Management (OPM) announced it had fallen victim to a major cyber breach, compromising the personally identifiable information of more than 22 million current and former Federal employees, including myself. Seven months later, nearly half a million more Americans had their social security numbers stolen when the Internal Revenue Service was hacked. We found out last year that the U.S. Securities and Exchange Commission had been hacked in 2016.

I spent 28 years in the private sector, 12 years with a global cloud computing company. We faced new cyber threats daily and our customers expected security. We delivered, not once was our data compromised.

I know firsthand that industry has the talent and the incentive to revolutionize cyber security and keep their information systems secure. The Federal government should unbridle the private sector whenever possible, utilizing their expertise, learning from their best practices, and facilitating their innovation.

That is why I am introducing the Cyber Support for Anti-Terrorism by Fostering Effective Technologies Act or the Cyber SAFETY Act. Since 2002, the Department of Homeland Security's existing SAFETY Act program has successfully incentivized the private sector's development and deployment of anti-terrorism and security technologies through limited liability protections. It has ensured the threat of litigation does not deter entrepreneurs from developing and commercializing products and services that protect lives and infrastructure. This legislation will simply expand the applicability of the program to ensure that cyber security firms can qualify for these same protections. It will enable cyber security firms to innovate and commercialize new technologies without a technology mandate.

I ask my Senate colleagues to join me in support of this important legislation.

Mr. President, I ask unanimous consent that the text of the bill be printed in the RECORD.

There being no objection, the text of the bill was ordered to be printed in the RECORD, as follows:

S. 2392

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the "Cyber Support for Anti-Terrorism by Fostering Effective Technologies Act of 2018" or the "Cyber SAFETY Act of 2018".

SEC. 2. INCLUSION OF QUALIFYING CYBER INCIDENTS.

Subtitle G of title VIII of the Homeland Security Act of 2002 (6 U.S.C. 441 et seq.) is amended—

(1) in section 862(b) (6 U.S.C. 441(b))—

(A) in the heading, by striking "DESIGNATION OF QUALIFIED ANTI-TERRORISM TECHNOLOGIES" and inserting "DESIGNATION OF ANTI-TERRORISM AND CYBERSECURITY TECHNOLOGIES";

(B) in the matter preceding paragraph (1), by inserting "or cybersecurity" after "anti-terrorism";

(C) in paragraphs (3), (4), and (5), by inserting "or cybersecurity" after "anti-terrorism" each place that term appears; and

(D) in paragraph (7)—

(i) by inserting "or cybersecurity" after "Anti-terrorism"; and

(ii) by inserting "or qualifying cyber incidents" after "acts of terrorism";

(2) in section 863 (6 U.S.C. 442)—

(A) by inserting "or cybersecurity" after "anti-terrorism" each place that term appears;

(B) by inserting "or qualifying cyber incident" after "act of terrorism" each place that term appears;

(C) by inserting "or qualifying cyber incidents" after "acts of terrorism" each place that term appears; and

(D) in subsection (d)(3)—

(i) by striking "(3) CERTIFICATE.—" and inserting the following: "(3) CERTIFICATES.—

"(A) CERTIFICATES FOR ANTI-TERRORISM TECHNOLOGIES.—"; and

(ii) by adding at the end the following:

"(B) CERTIFICATES FOR CYBERSECURITY TECHNOLOGIES.—

"(i) IN GENERAL.—For cybersecurity technology reviewed and approved by the Secretary, the Secretary will issue a certificate of conformance to the Seller and place the cybersecurity technology on an Approved Product List for Homeland Security.

"(ii) SUBSEQUENT REVIEW.—Not less frequently than once every 2 years, the Secretary shall conduct a new review of any cybersecurity technology for which the Secretary issued a certification under clause (i).";

(3) in section 864 (6 U.S.C. 443)—

(A) by inserting "or cybersecurity" after "anti-terrorism" each place that term appears; and

(B) by inserting "or qualifying cyber incident" after "act of terrorism" each place that term appears; and

(4) in section 865 (6 U.S.C. 444)—

(A) in paragraph (1)—

(i) in the heading, by inserting "OR CYBERSECURITY" after "ANTI-TERRORISM";

(ii) by inserting "or cybersecurity" after "anti-terrorism";

(iii) by inserting "or qualifying cyber incidents" after "acts of terrorism"; and

(iv) by inserting "or incidents" after "such acts"; and

(B) by adding at the end the following:

"(7) QUALIFYING CYBER INCIDENT.—The term 'qualifying cyber incident' has the meaning given the term 'incident' in section 3552(b) of title 44, United States Code.