

The amendment was ordered to be engrossed and the bill to be read a third time.

The bill was read the third time.

Mr. BOOZMAN. I know of no further debate on the bill, as amended.

The PRESIDING OFFICER. Is there further debate on the bill?

Hearing none, the bill having been read the third time, the question is, Shall the bill pass?

The bill (H.R. 767), as amended, was passed.

Mr. BOOZMAN. I ask unanimous consent that the motion to reconsider be considered made and laid upon the table.

The PRESIDING OFFICER. Without objection, it is so ordered.

#### SECURE TECHNOLOGY ACT

Mr. BOOZMAN. Mr. President, I ask unanimous consent that the Senate proceed to the immediate consideration of H.R. 7327, which was received from the House.

The PRESIDING OFFICER. The clerk will report the bill by title.

The senior assistant legislative clerk read as follows:

A bill (H.R. 7327) to require the Secretary of Homeland Security to establish a security vulnerability disclosure policy, to establish a bug bounty program for the Department of Homeland Security, to amend title 41, United States Code, to provide for Federal acquisition supply chain security, and for other purposes.

There being no objection, the Senate proceeded to consider the bill.

Mr. BOOZMAN. I ask unanimous consent that the bill be considered read a third time and passed and that the motion to reconsider be considered made and laid upon the table.

The PRESIDING OFFICER. Without objection, it is so ordered.

The bill (H.R. 7327) was ordered to a third reading, was read the third time, and passed.

#### DEFENDING ECONOMIC LIVELIHOODS AND THREATENED ANIMALS ACT

Mr. BOOZMAN. Mr. President, I ask unanimous consent that the Senate proceed to the immediate consideration of Calendar No. 704, H.R. 4819.

The PRESIDING OFFICER. The clerk will report the bill by title.

The senior assistant legislative clerk read as follows:

A bill (H.R. 4819) to promote inclusive economic growth through conservation and biodiversity programs that facilitate transboundary cooperation, improve natural resource management, and build local capacity to protect and preserve threatened wildlife species in the greater Okavango River Basin of southern Africa.

There being no objection, the Senate proceeded to consider the bill, which had been reported from the Committee on Foreign Relations.

Mr. BOOZMAN. I ask unanimous consent that the bill be considered read a third time.

The PRESIDING OFFICER. Without objection, it is so ordered.

The bill was ordered to a third reading and was read the third time.

Mr. BOOZMAN. I know of no further debate on the bill.

The PRESIDING OFFICER. Is there further debate?

If not, the bill having been read the third time, the question is, Shall the bill pass?

The bill (H.R. 4819) was passed.

Mr. BOOZMAN. I ask unanimous consent that the motion to reconsider be considered made and laid upon the table.

The PRESIDING OFFICER. Without objection, it is so ordered.

#### TROPICAL FOREST CONSERVATION REAUTHORIZATION ACT OF 2017

Mr. BOOZMAN. I ask unanimous consent that the Senate proceed to the immediate consideration of Calendar No. 544, S. 1023.

The PRESIDING OFFICER. The clerk will report the bill by title.

The senior assistant legislative clerk read as follows:

A bill (S. 1023) to reauthorize the Tropical Forest Conservation Act of 1998 through fiscal year 2021, and for other purposes.

The PRESIDING OFFICER. There being no objection, the Senate proceeded to consider the bill, which had been reported from the Committee on Foreign Relations, with an amendment to strike all after the enacting clause and insert in lieu thereof the following:

##### SECTION 1. SHORT TITLE; TABLE OF CONTENTS.

(a) *SHORT TITLE.*—This Act may be cited as the “Tropical Forest Conservation Reauthorization Act of 2018”.

(b) *TABLE OF CONTENTS.*—The table of contents for this Act is as follows:

Sec. 1. Short title; table of contents.

Sec. 2. Amendment to short title of Act to encompass modified scope.

Sec. 3. Protection of tropical forests and coral reefs.

Sec. 4. Change to name of facility.

Sec. 5. Eligibility for benefits.

Sec. 6. Reduction of debt owed to the United States as a result of credits extended under title I of Food for Peace Act.

Sec. 7. United States Government representation on oversight bodies for grants from debt-for-nature swaps and debt buybacks.

Sec. 8. Conservation agreements.

Sec. 9. Conservation Fund.

Sec. 10. Changes to due dates of annual reports to Congress.

Sec. 11. New authorization of appropriations for the reduction of debt and authorization for audit, evaluation, monitoring, and administration expenses.

##### SEC. 2. AMENDMENT TO SHORT TITLE OF ACT TO ENCOMPASS MODIFIED SCOPE.

(a) *IN GENERAL.*—Section 801 of the Tropical Forest Conservation Act of 1998 (part V of Public Law 87–195; 22 U.S.C. 2151 note) is amended by striking “Tropical Forest Conservation Act of 1998” and inserting “Tropical Forest and Coral Reef Conservation Act of 1998”.

(b) *REFERENCES.*—Any reference in any other provision of law, regulation, document, paper, or other record of the United States to the “Tropical Forest Conservation Act of 1998”

shall be deemed to be a reference to the “Tropical Forest and Coral Reef Conservation Act of 1998”.

##### SEC. 3. PROTECTION OF TROPICAL FORESTS AND CORAL REEFS.

(a) *IN GENERAL.*—Section 802 of the Tropical Forest and Coral Reef Conservation Act of 1998 (22 U.S.C. 2431), as renamed by section 2(a), is amended—

(1) in subsections (a)(1), (a)(6), (b)(1), (b)(3), and (b)(4), by striking “tropical forests” each place it appears and inserting “tropical forests and coral reef ecosystems”;

(2) in subsection (a)(2)(C), by striking “far-flung”;

(3) in subsection (a)(7), by striking “tropical forests is critical to the protection of tropical forests” and inserting “tropical forests and coral reef ecosystems is critical to the protection of such areas”; and

(4) in subsection (b)(2)—

(A) by striking “tropical forests” the first place it appears and inserting “tropical forests and coral ecosystems”;

(B) by striking “tropical forests” the second place it appears and inserting “areas”; and

(C) by striking “tropical forests” the third place it appears and inserting “tropical forests and coral reef ecosystems”.

(b) *AMENDMENTS RELATED TO DEFINITIONS.*—Section 803 of such Act (22 U.S.C. 2431a) is amended—

(1) in paragraph (5)—

(A) in the heading, by striking “TROPICAL FOREST” and inserting “TROPICAL FOREST OR CORAL REEF”; and

(B) in the matter preceding subparagraph (A), by striking “tropical forest” and inserting “tropical forest or coral reef”; and

(C) in subparagraph (B)—

(i) by striking “tropical forest” and inserting “tropical forest or coral reef”; and

(ii) by striking “tropical forests” and inserting “tropical forests or coral reefs”; and

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

“(10) *CORAL.*—The term ‘coral’ means species of the phylum Cnidaria, including—

“(A) all species of the orders Antipatharia (black corals), Scleractinia (stony corals), Alcyonacea (soft corals), Gorgonacea (horny corals), Stoloniifera (organpipe corals and others), and Coenothecalia (blue coral), of the class Anthozoa; and

“(B) all species of the order Hydrocorallina (fire corals and hydrocorals) of the class Hydrozoa.

“(11) *CORAL REEF.*—The term ‘coral reef’ means any reef or shoal composed primarily of coral.

“(12) *CORAL REEF ECOSYSTEM.*—The term ‘coral reef ecosystem’ means any coral reef and any coastal marine ecosystem surrounding, or directly related to, a coral reef and important to maintaining the ecological integrity of that coral reef, such as seagrasses, mangroves, sandy seabed communities, and immediately adjacent coastal areas.”.

##### SEC. 4. CHANGE TO NAME OF FACILITY.

(a) *IN GENERAL.*—Section 804 of the Tropical Forest and Coral Reef Conservation Act of 1998 (22 U.S.C. 2431b), as renamed by section 2(a), is amended by striking “Tropical Forest Facility” and inserting “Conservation Facility”.

(b) *CONFORMING AMENDMENTS TO DEFINITIONS.*—Section 803(8) of such Act (22 U.S.C. 2431a(8)) is amended—

(1) in the heading, by striking “TROPICAL FOREST FACILITY” and inserting “CONSERVATION FACILITY”; and

(2) by striking “Tropical Forest Facility” both places it appears and inserting “Conservation Facility”.

(c) *REFERENCES.*—Any reference in any other provision of law, regulation, document, paper, or other record of the United States to the “Tropical Forest Facility” shall be deemed to be a reference to the “Conservation Facility”.

**SEC. 5. ELIGIBILITY FOR BENEFITS.**

Section 805(a) of the Tropical Forest and Coral Reef Conservation Act of 1998 (22 U.S.C. 2431c(a)), as renamed by section 2(a), is amended—

(1) by striking “tropical forest” and inserting “tropical forest or coral reef”;

(2) by redesignating paragraph (2) as paragraph (7); and

(3) by striking paragraph (1) and inserting the following new paragraphs:

“(1) whose government is democratically elected;

“(2) whose government has not repeatedly provided support for acts of international terrorism;

“(3) whose government is not failing to cooperate on international narcotics control matters;

“(4) whose government (including its military or other security forces) does not engage in a consistent pattern of gross violations of internationally recognized human rights;

“(5) that has in effect, has received approval for, or is making significant progress toward—

“(A) an International Monetary Fund standby arrangement, extended Fund arrangement, or an arrangement under the structural adjustment facility or enhanced structural adjustment facility, or a Fund monitored program, or is implementing sound macroeconomic policies, unless the President determines that such an arrangement or program could reasonably be expected to have significant adverse social or environmental effect; and

“(B) as appropriate, structural or sectoral adjustment loans from the International Bank for Reconstruction and Development or the International Development Association, unless the President determines that the resulting adjustment requirements could reasonably be expected to have significant adverse social or environmental effects;

“(6) if appropriate, has agreed with its commercial bank lenders on a satisfactory financing program, including, as appropriate, debt or debt service reduction; and”.

**SEC. 6. REDUCTION OF DEBT OWED TO THE UNITED STATES AS A RESULT OF CREDITS EXTENDED UNDER TITLE I OF FOOD FOR PEACE ACT.**

Section 807(a)(1) of the Tropical Forest and Coral Reef Conservation Act of 1998 (22 U.S.C. 2431e(a)(1)), as renamed by section 2(a), is amended by striking “outstanding as of January 1, 1998,” and inserting “outstanding as of the date of the enactment of the Tropical Forest Conservation Reauthorization Act of 2018”.

**SEC. 7. UNITED STATES GOVERNMENT REPRESENTATION ON OVERSIGHT BODIES FOR GRANTS FROM DEBT-FOR-NATURE SWAPS AND DEBT BUYBACKS.**

Section 808(a)(5) of the Tropical Forest and Coral Reef Conservation Act of 1998 (22 U.S.C. 2431f(a)(5)), as renamed by section 2(a), is amended by adding at the end the following new subparagraph:

“(C) UNITED STATES GOVERNMENT REPRESENTATION ON THE ADMINISTERING BODY.—One or more individuals appointed by the United States Government shall serve in an official capacity on the administering body that oversees the implementation of grants arising from a debt-for-nature swap or debt buyback regardless of whether the United States is a party to any agreement between the eligible purchaser and the government of the beneficiary country.”.

**SEC. 8. CONSERVATION AGREEMENTS.**

(a) RENAMING OF AGREEMENTS.—Section 809 of the Tropical Forest and Coral Reef Conservation Act of 1998 (22 U.S.C. 2431g), as renamed by section 2(a), is amended—

(1) in the section heading, by striking “TROPICAL FOREST AGREEMENT” and inserting “CONSERVATION AGREEMENT”; and

(2) in subsection (a)—

(A) by striking “AUTHORITY” and all that follows through “(1) IN GENERAL.—The Secretary”

and inserting “AUTHORITY.—The Secretary”; and

(B) by striking “Tropical Forest Agreement” and inserting “Conservation Agreement”.

(b) ELIMINATION OF REQUIREMENT TO CONSULT WITH THE ENTERPRISE FOR THE AMERICAS BOARD.—Such subsection is further amended by striking paragraph (2).

(c) ROLE OF BENEFICIARY COUNTRIES.—Such section is further amended—

(1) in subsection (e)(1)(C), by striking “in exceptional circumstances, the government of the beneficiary country” and inserting “in limited circumstances, the government of the beneficiary country when needed to improve governance and enhance management of tropical forests or coral reef ecosystems, without replacing existing levels of financial efforts by the government of the beneficiary country and with priority given to projects that complement grants made under subparagraphs (A) and (B)”; and

(2) by amending subsection (f) to read as follows:

“(f) REVIEW OF LARGER GRANTS.—Any grant of more than \$250,000 from a Fund must be approved by the Government of the United States and the government of the beneficiary country.”.

(d) TECHNICAL AND CONFORMING AMENDMENTS.—Such section is further amended—

(1) in subsection (c)(2)(A)(i), by inserting “to serve in an official capacity” after “Government”; and

(2) in subsection (d)—

(A) in the matter preceding paragraph (1), by striking “tropical forests” and inserting “tropical forests and coral reef ecosystems”;

(B) in paragraph (5), by striking “tropical forest”; and

(C) in paragraph (6), by striking “living in or near a tropical forest in a manner consistent with protecting such tropical forest” and inserting “dependent on a tropical forest or coral reef ecosystem and related resources in a manner consistent with conserving such resources”.

(e) CONFORMING AMENDMENTS TO DEFINITIONS.—Section 803(7) of such Act (22 U.S.C. 2431a(7)) is amended—

(1) in the heading, by striking “TROPICAL FOREST AGREEMENT” and inserting “CONSERVATION AGREEMENT”; and

(2) by striking “Tropical Forest Agreement” both places it appears and inserting “Conservation Agreement”.

**SEC. 9. CONSERVATION FUND.**

(a) IN GENERAL.—Section 810 of the Tropical Forest and Coral Reef Conservation Act of 1998 (22 U.S.C. 2431h), as renamed by section 2(a), is amended—

(1) in the section heading, by striking “TROPICAL FOREST FUND” and inserting “CONSERVATION FUND”; and

(2) by striking “Tropical Forest Agreement” both places it appears and inserting “Conservation Agreement”.

(b) CONFORMING AMENDMENTS TO DEFINITIONS.—Such Act is further amended—

(1) in section 803(9) (22 U.S.C. 2431a(9))—

(A) in the heading, by striking “TROPICAL FOREST FUND” and inserting “CONSERVATION FUND”; and

(B) by striking “Tropical Forest Fund” both places it appears and inserting “Conservation Fund”;

(2) in section 806(c)(2) (22 U.S.C. 2431d(c)(2)), by striking “Tropical Forest Fund” and inserting “Conservation Fund”; and

(3) in section 807(c)(2) (22 U.S.C. 2431e(c)(2)), by striking “Tropical Forest Fund” and inserting “Conservation Fund”.

**SEC. 10. CHANGES TO DUE DATES OF ANNUAL REPORTS TO CONGRESS.**

Section 813 of the Tropical Forest and Coral Reef Conservation Act of 1998 (22 U.S.C. 2431k), as renamed by section 2(a), is amended—

(1) in subsection (a)—

(A) by striking “(a) IN GENERAL.—Not later than December 31” and inserting “Not later than April 15”; and

(B) by striking “fiscal year” both places it appears and inserting “calendar year”; and

(2) by striking subsection (b).

**SEC. 11. NEW AUTHORIZATION OF APPROPRIATIONS FOR THE REDUCTION OF DEBT AND AUTHORIZATION FOR AUDIT, EVALUATION, MONITORING, AND ADMINISTRATION EXPENSES.**

Section 806 of the Tropical Forest and Coral Reef Conservation Act of 1998 (22 U.S.C. 2431d), as renamed by section 2(a), is amended—

(1) in subsection (d), by adding at the end the following new paragraphs:

“(7) \$20,000,000 for fiscal year 2019.

“(8) \$20,000,000 for fiscal year 2020.

“(9) \$20,000,000 for fiscal year 2021.

“(10) \$20,000,000 for fiscal year 2022.”; and

(2) by amending subsection (e) to read as follows:

“(e) USE OF FUNDS TO CONDUCT PROGRAM AUDITS, EVALUATIONS, MONITORING, AND ADMINISTRATION.—Of the amounts made available to carry out this part for a fiscal year, \$300,000 is authorized to be made available to carry out audits, evaluations, monitoring, and administration of programs under this part, including personnel costs associated with such audits, evaluations, monitoring and administration.”.

Mr. BOOZMAN. I ask unanimous consent that the Portman amendment at the desk be agreed to, the committee-reported amendment, as amended, be agreed to, and the bill, as amended, be considered read a third time.

The PRESIDING OFFICER. Without objection, it is so ordered.

The amendment (No. 4174) was agreed to, as follows:

On page 25, strike line 19 and all that follows through the period on line 20.

The committee-reported amendment in the nature of a substitute, as amended, was agreed to.

The bill was ordered to be engrossed for a third reading and was read the third time.

Mr. BOOZMAN. I know of no further debate on the bill, as amended.

The PRESIDING OFFICER. The bill having been read the third time, the question is, Shall the bill pass?

The bill (S. 1023), as amended, was passed, as follows:

S. 1023

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

**SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

(a) SHORT TITLE.—This Act may be cited as the “Tropical Forest Conservation Reauthorization Act of 2018”.

(b) TABLE OF CONTENTS.—The table of contents for this Act is as follows:

Sec. 1. Short title; table of contents.

Sec. 2. Amendment to short title of Act to encompass modified scope.

Sec. 3. Protection of tropical forests and coral reefs.

Sec. 4. Change to name of facility.

Sec. 5. Eligibility for benefits.

Sec. 6. Reduction of debt owed to the United States as a result of credits extended under title I of Food for Peace Act.

Sec. 7. United States Government representation on oversight bodies for grants from debt-for-nature swaps and debt buybacks.

Sec. 8. Conservation agreements.

Sec. 9. Conservation Fund.

Sec. 10. Changes to due dates of annual reports to Congress.

Sec. 11. New authorization of appropriations for the reduction of debt and authorization for audit, evaluation, monitoring, and administration expenses.

## SEC. 2. AMENDMENT TO SHORT TITLE OF ACT TO ENCOMPASS MODIFIED SCOPE.

(a) IN GENERAL.—Section 801 of the Tropical Forest Conservation Act of 1998 (part V of Public Law 87–195; 22 U.S.C. 2151 note) is amended by striking “Tropical Forest Conservation Act of 1998” and inserting “Tropical Forest and Coral Reef Conservation Act of 1998”.

(b) REFERENCES.—Any reference in any other provision of law, regulation, document, paper, or other record of the United States to the “Tropical Forest Conservation Act of 1998” shall be deemed to be a reference to the “Tropical Forest and Coral Reef Conservation Act of 1998”.

## SEC. 3. PROTECTION OF TROPICAL FORESTS AND CORAL REEFS.

(a) IN GENERAL.—Section 802 of the Tropical Forest and Coral Reef Conservation Act of 1998 (22 U.S.C. 2431), as renamed by section 2(a), is amended—

(1) in subsections (a)(1), (a)(6), (b)(1), (b)(3), and (b)(4), by striking “tropical forests” each place it appears and inserting “tropical forests and coral reef ecosystems”;

(2) in subsection (a)(2)(C), by striking “far-flung”;

(3) in subsection (a)(7), by striking “tropical forests is critical to the protection of tropical forests” and inserting “tropical forests and coral reef ecosystems is critical to the protection of such areas”; and

(4) in subsection (b)(2)—

(A) by striking “tropical forests” the first place it appears and inserting “tropical forests and coral ecosystems”;

(B) by striking “tropical forests” the second place it appears and inserting “areas”; and

(C) by striking “tropical forests” the third place it appears and inserting “tropical forests and coral reef ecosystems”.

(b) AMENDMENTS RELATED TO DEFINITIONS.—Section 803 of such Act (22 U.S.C. 2431a) is amended—

(1) in paragraph (5)—

(A) in the heading, by striking “TROPICAL FOREST” and inserting “TROPICAL FOREST OR CORAL REEF”;

(B) in the matter preceding subparagraph (A), by striking “tropical forest” and inserting “tropical forest or coral reef”; and

(C) in subparagraph (B)—

(i) by striking “tropical forest” and inserting “tropical forest or coral reef”; and

(ii) by striking “tropical forests” and inserting “tropical forests or coral reefs”; and

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

“(10) CORAL.—The term ‘coral’ means species of the phylum Cnidaria, including—

“(A) all species of the orders Antipatharia (black corals), Scleractinia (stony corals), Alcyonacea (soft corals), Gorgonacea (horny corals), Stolonifera (organpipe corals and others), and Coenothecalia (blue coral), of the class Anthozoa; and

“(B) all species of the order Hydrocorallina (fire corals and hydrocorals) of the class Hydrozoa.

“(11) CORAL REEF.—The term ‘coral reef’ means any reef or shoal composed primarily of coral.

“(12) CORAL REEF ECOSYSTEM.—The term ‘coral reef ecosystem’ means any coral reef and any coastal marine ecosystem surrounding, or directly related to, a coral reef and important to maintaining the ecological integrity of that coral reef, such as

seagrasses, mangroves, sandy seabed communities, and immediately adjacent coastal areas.”.

## SEC. 4. CHANGE TO NAME OF FACILITY.

(a) IN GENERAL.—Section 804 of the Tropical Forest and Coral Reef Conservation Act of 1998 (22 U.S.C. 2431b), as renamed by section 2(a), is amended by striking “Tropical Forest Facility” and inserting “Conservation Facility”.

(b) CONFORMING AMENDMENTS TO DEFINITIONS.—Section 803(8) of such Act (22 U.S.C. 2431a(8)) is amended—

(1) in the heading, by striking “TROPICAL FOREST FACILITY” and inserting “CONSERVATION FACILITY”; and

(2) by striking “Tropical Forest Facility” both places it appears and inserting “Conservation Facility”.

(c) REFERENCES.—Any reference in any other provision of law, regulation, document, paper, or other record of the United States to the “Tropical Forest Facility” shall be deemed to be a reference to the “Conservation Facility”.

## SEC. 5. ELIGIBILITY FOR BENEFITS.

Section 805(a) of the Tropical Forest and Coral Reef Conservation Act of 1998 (22 U.S.C. 2431c(a)), as renamed by section 2(a), is amended—

(1) by striking “tropical forest” and inserting “tropical forest or coral reef”;

(2) by redesignating paragraph (2) as paragraph (7); and

(3) by striking paragraph (1) and inserting the following new paragraphs:

“(1) whose government is democratically elected;

“(2) whose government has not repeatedly provided support for acts of international terrorism;

“(3) whose government is not failing to cooperate on international narcotics control matters;

“(4) whose government (including its military or other security forces) does not engage in a consistent pattern of gross violations of internationally recognized human rights;

“(5) that has in effect, has received approval for, or is making significant progress toward—

“(A) an International Monetary Fund standby arrangement, extended Fund arrangement, or an arrangement under the structural adjustment facility or enhanced structural adjustment facility, or a Fund monitored program, or is implementing sound macroeconomic policies, unless the President determines that such an arrangement or program could reasonably be expected to have significant adverse social or environmental effect; and

“(B) as appropriate, structural or sectoral adjustment loans from the International Bank for Reconstruction and Development or the International Development Association, unless the President determines that the resulting adjustment requirements could reasonably be expected to have significant adverse social or environmental effects;

“(6) if appropriate, has agreed with its commercial bank lenders on a satisfactory financing program, including, as appropriate, debt or debt service reduction; and”.

## SEC. 6. REDUCTION OF DEBT OWED TO THE UNITED STATES AS A RESULT OF CREDITS EXTENDED UNDER TITLE I OF FOOD FOR PEACE ACT.

Section 807(a)(1) of the Tropical Forest and Coral Reef Conservation Act of 1998 (22 U.S.C. 2431e(a)(1)), as renamed by section 2(a), is amended by striking “outstanding as of January 1, 1998,” and inserting “outstanding as of the date of the enactment of the Tropical Forest Conservation Reauthorization Act of 2018”.

## SEC. 7. UNITED STATES GOVERNMENT REPRESENTATION ON OVERSIGHT BODIES FOR GRANTS FROM DEBT-FOR-NATURE SWAPS AND DEBT BUYBACKS.

Section 808(a)(5) of the Tropical Forest and Coral Reef Conservation Act of 1998 (22 U.S.C. 2431f(a)(5)), as renamed by section 2(a), is amended by adding at the end the following new subparagraph:

“(C) UNITED STATES GOVERNMENT REPRESENTATION ON THE ADMINISTERING BODY.—One or more individuals appointed by the United States Government shall serve in an official capacity on the administering body that oversees the implementation of grants arising from a debt-for-nature swap or debt buyback regardless of whether the United States is a party to any agreement between the eligible purchaser and the government of the beneficiary country.”.

## SEC. 8. CONSERVATION AGREEMENTS.

(a) RENAMING OF AGREEMENTS.—Section 809 of the Tropical Forest and Coral Reef Conservation Act of 1998 (22 U.S.C. 2431g), as renamed by section 2(a), is amended—

(1) in the section heading, by striking “TROPICAL FOREST AGREEMENT” and inserting “CONSERVATION AGREEMENT”; and

(2) in subsection (a)—

(A) by striking “AUTHORITY” and all that follows through “(1) IN GENERAL.—The Secretary” and inserting “AUTHORITY.—The Secretary”; and

(B) by striking “Tropical Forest Agreement” and inserting “Conservation Agreement”.

(b) ELIMINATION OF REQUIREMENT TO CONSULT WITH THE ENTERPRISE FOR THE AMERICAS BOARD.—Such subsection is further amended by striking paragraph (2).

(c) ROLE OF BENEFICIARY COUNTRIES.—Such section is further amended—

(1) in subsection (e)(1)(C), by striking “in exceptional circumstances, the government of the beneficiary country” and inserting “in limited circumstances, the government of the beneficiary country when needed to improve governance and enhance management of tropical forests or coral reef ecosystems, without replacing existing levels of financial efforts by the government of the beneficiary country and with priority given to projects that complement grants made under subparagraphs (A) and (B)”; and

(2) by amending subsection (f) to read as follows:

“(f) REVIEW OF LARGER GRANTS.—Any grant of more than \$250,000 from a Fund must be approved by the Government of the United States and the government of the beneficiary country.”.

(d) TECHNICAL AND CONFORMING AMENDMENTS.—Such section is further amended—

(1) in subsection (c)(2)(A)(i), by inserting “to serve in an official capacity” after “Government”; and

(2) in subsection (d)—

(A) in the matter preceding paragraph (1), by striking “tropical forests” and inserting “tropical forests and coral reef ecosystems”;

(B) in paragraph (5), by striking “tropical forest”; and

(C) in paragraph (6), by striking “living in or near a tropical forest in a manner consistent with protecting such tropical forest” and inserting “dependent on a tropical forest or coral reef ecosystem and related resources in a manner consistent with conserving such resources”.

(e) CONFORMING AMENDMENTS TO DEFINITIONS.—Section 803(7) of such Act (22 U.S.C. 2431a(7)) is amended—

(1) in the heading, by striking “TROPICAL FOREST AGREEMENT” and inserting “CONSERVATION AGREEMENT”; and

(2) by striking “Tropical Forest Agreement” both places it appears and inserting “Conservation Agreement”.

**SEC. 9. CONSERVATION FUND.**

(a) IN GENERAL.—Section 810 of the Tropical Forest and Coral Reef Conservation Act of 1998 (22 U.S.C. 2431h), as renamed by section 2(a), is amended—

(1) in the section heading, by striking “TROPICAL FOREST FUND” and inserting “CONSERVATION FUND”; and

(2) in subsection (a)—

(A) by striking “Tropical Forest Agreement” and inserting “Conservation Agreement”; and

(B) by striking “Tropical Forest Fund” and inserting “Conservation Fund”.

(b) CONFORMING AMENDMENTS TO DEFINITIONS.—Such Act is further amended—

(1) in section 803(9) (22 U.S.C. 2431a(9))—

(A) in the heading, by striking “TROPICAL FOREST FUND” and inserting “CONSERVATION FUND”; and

(B) by striking “Tropical Forest Fund” both places it appears and inserting “Conservation Fund”;

(2) in section 806(c)(2) (22 U.S.C. 2431d(c)(2)), by striking “Tropical Forest Fund” and inserting “Conservation Fund”; and

(3) in section 807(c)(2) (22 U.S.C. 2431e(c)(2)), by striking “Tropical Forest Fund” and inserting “Conservation Fund”.

**SEC. 10. CHANGES TO DUE DATES OF ANNUAL REPORTS TO CONGRESS.**

Section 813 of the Tropical Forest and Coral Reef Conservation Act of 1998 (22 U.S.C. 2431k), as renamed by section 2(a), is amended—

(1) in subsection (a)—

(A) by striking “(a) IN GENERAL.—Not later than December 31” and inserting “Not later than April 15”; and

(B) by striking “fiscal year” both places it appears and inserting “calendar year”; and

(2) by striking subsection (b).

**SEC. 11. NEW AUTHORIZATION OF APPROPRIATIONS FOR THE REDUCTION OF DEBT AND AUTHORIZATION FOR AUDIT, EVALUATION, MONITORING, AND ADMINISTRATION EXPENSES.**

Section 806 of the Tropical Forest and Coral Reef Conservation Act of 1998 (22 U.S.C. 2431d), as renamed by section 2(a), is amended—

(1) in subsection (d), by adding at the end the following new paragraphs:

“(7) \$20,000,000 for fiscal year 2019.

“(8) \$20,000,000 for fiscal year 2020.”; and

(2) by amending subsection (e) to read as follows:

“(e) USE OF FUNDS TO CONDUCT PROGRAM AUDITS, EVALUATIONS, MONITORING, AND ADMINISTRATION.—Of the amounts made available to carry out this part for a fiscal year, \$300,000 is authorized to be made available to carry out audits, evaluations, monitoring, and administration of programs under this part, including personnel costs associated with such audits, evaluations, monitoring and administration.”.

Mr. BOOZMAN. I ask unanimous consent that the motion to reconsider be considered made and laid upon the table.

The PRESIDING OFFICER. Without objection, it is so ordered.

## SECURING ENERGY INFRASTRUCTURE ACT

Mr. BOOZMAN. I ask unanimous consent that the Senate proceed to the immediate consideration of Calendar No. 410, S. 79.

The PRESIDING OFFICER. The clerk will report the bill by title.

The senior assistant legislative clerk read as follows:

A bill (S. 79) to provide for the establishment of a pilot program to identify security vulnerabilities of certain entities in the energy sector.

There being no objection, the Senate proceeded to consider the bill, which had been reported from the Committee on Energy and Natural Resources, with an amendment to strike all after the enacting clause and insert in lieu thereof the following:

**SECTION 1. SHORT TITLE.**

This Act may be cited as the “Securing Energy Infrastructure Act”.

**SEC. 2. DEFINITIONS.**

In this Act:

(1) APPROPRIATE COMMITTEE OF CONGRESS.—The term “appropriate committee of Congress” means—

(A) the Select Committee on Intelligence, the Committee on Homeland Security and Governmental Affairs, and the Committee on Energy and Natural Resources of the Senate; and

(B) the Permanent Select Committee on Intelligence, the Committee on Homeland Security, and the Committee on Energy and Commerce of the House of Representatives.

(2) COVERED ENTITY.—The term “covered entity” means an entity identified pursuant to section 9(a) of Executive Order 13636 of February 12, 2013 (78 Fed. Reg. 11742), relating to identification of critical infrastructure where a cybersecurity incident could reasonably result in catastrophic regional or national effects on public health or safety, economic security, or national security.

(3) EXPLOIT.—The term “exploit” means a software tool designed to take advantage of a security vulnerability.

(4) INDUSTRIAL CONTROL SYSTEM.—

(A) IN GENERAL.—The term “industrial control system” means an operational technology used to measure, control, or manage industrial functions.

(B) INCLUSIONS.—The term “industrial control system” includes supervisory control and data acquisition systems, distributed control systems, and programmable logic or embedded controllers.

(5) NATIONAL LABORATORY.—The term “National Laboratory” has the meaning given the term in section 2 of the Energy Policy Act of 2005 (42 U.S.C. 15801).

(6) PROGRAM.—The term “Program” means the pilot program established under section 3.

(7) SECRETARY.—The term “Secretary” means the Secretary of Energy.

(8) SECURITY VULNERABILITY.—The term “security vulnerability” means any attribute of hardware, software, process, or procedure that could enable or facilitate the defeat of a security control.

**SEC. 3. PILOT PROGRAM FOR SECURING ENERGY INFRASTRUCTURE.**

Not later than 180 days after the date of enactment of this Act, the Secretary shall establish a 2-year control systems implementation pilot program within the National Laboratories for the purposes of—

(1) partnering with covered entities in the energy sector (including critical component manufacturers in the supply chain) that voluntarily participate in the Program to identify new classes of security vulnerabilities of the covered entities; and

(2) evaluating technology and standards, in partnership with covered entities, to isolate and defend industrial control systems of covered entities from security vulnerabilities and exploits in the most critical systems of the covered entities, including—

(A) analog and nondigital control systems;

(B) purpose-built control systems; and

(C) physical controls.

**SEC. 4. WORKING GROUP TO EVALUATE PROGRAM STANDARDS AND DEVELOP STRATEGY.**

(a) ESTABLISHMENT.—The Secretary shall establish a working group—

(1) to evaluate the technology and standards used in the Program under section 3(2); and

(2) to develop a national cyber-informed engineering strategy to isolate and defend covered entities from security vulnerabilities and exploits in the most critical systems of the covered entities.

(b) MEMBERSHIP.—The working group established under subsection (a) shall be composed of not fewer than 10 members, to be appointed by the Secretary, at least 1 member of which shall represent each of the following:

(1) The Department of Energy.

(2) The energy industry, including electric utilities and manufacturers recommended by the Energy Sector coordinating councils.

(3)(A) The Department of Homeland Security;

or

(B) the Industrial Control Systems Cyber Emergency Response Team.

(4) The North American Electric Reliability Corporation.

(5) The Nuclear Regulatory Commission.

(6)(A) The Office of the Director of National Intelligence; or

(B) the intelligence community (as defined in section 3 of the National Security Act of 1947 (50 U.S.C. 3003)).

(7)(A) The Department of Defense; or

(B) the Assistant Secretary of Defense for Homeland Security and America's Security Affairs.

(8) A State or regional energy agency.

(9) A national research body or academic institution.

(10) The National Laboratories.

**SEC. 5. REPORTS ON THE PROGRAM.**

(a) INTERIM REPORT.—Not later than 180 days after the date on which funds are first disbursed under the Program, the Secretary shall submit to the appropriate committees of Congress an interim report that—

(1) describes the results of the Program;

(2) includes an analysis of the feasibility of each method studied under the Program; and

(3) describes the results of the evaluations conducted by the working group established under section 4(a).

(b) FINAL REPORT.—Not later than 2 years after the date on which funds are first disbursed under the Program, the Secretary shall submit to the appropriate committees of Congress a final report that—

(1) describes the results of the Program;

(2) includes an analysis of the feasibility of each method studied under the Program; and

(3) describes the results of the evaluations conducted by the working group established under section 4(a).

**SEC. 6. EXEMPTION FROM DISCLOSURE.**

Information shared by or with the Federal Government or a State, Tribal, or local government under this Act shall be—

(1) deemed to be voluntarily shared information;

(2) exempt from disclosure under section 552 of title 5, United States Code, or any provision of any State, Tribal, or local freedom of information law, open government law, open meetings law, open records law, sunshine law, or similar law requiring the disclosure of information or records; and

(3) withheld from the public, without discretion, under section 552(b)(3) of title 5, United States Code, or any provision of a State, Tribal, or local law requiring the disclosure of information or records.

**SEC. 7. PROTECTION FROM LIABILITY.**

(a) IN GENERAL.—A cause of action against a covered entity for engaging in the voluntary activities authorized under section 3—

(1) shall not lie or be maintained in any court; and