

to the bill H.R. 6938, supra; which was ordered to lie on the table.

SA 4217. Mr. PADILLA submitted an amendment intended to be proposed by him to the bill H.R. 6938, supra; which was ordered to lie on the table.

SA 4218. Mr. PADILLA submitted an amendment intended to be proposed by him to the bill H.R. 6938, supra; which was ordered to lie on the table.

SA 4219. Mr. LUJAN (for himself, Mr. WYDEN, and Ms. CORTEZ MASTO) submitted an amendment intended to be proposed by him to the bill H.R. 6938, supra; which was ordered to lie on the table.

SA 4220. Mr. JOHNSON submitted an amendment intended to be proposed by him to the bill H.R. 6938, supra; which was ordered to lie on the table.

SA 4221. Mr. WELCH (for himself, Mr. SANDERS, Mr. BOOKER, Mr. MERKLEY, Mr. BLUMENTHAL, Ms. ALSOBROOKS, and Mr. BENNET) submitted an amendment intended to be proposed by him to the bill H.R. 6938, supra; which was ordered to lie on the table.

TEXT OF AMENDMENTS

SA 4183. Mr. BENNET (for himself and Mr. HICKENLOOPER) submitted an amendment intended to be proposed by him to the bill H.R. 6938, making consolidated appropriations for the fiscal year ending September 30, 2026, and for other purposes; which was ordered to lie on the table; as follows:

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

ARKANSAS VALLEY CONDUIT, COLORADO

SEC. 4 _____. Public Law 87-590 (76 Stat. 389; 123 Stat. 1320) is amended—

(1) in the first section—

(A) in subsection (c), in the second sentence, by striking “or in the case of the Arkansas Valley Conduit, payment in an amount equal to 35 percent of the cost of the conduit that is comprised of revenue generated by payments pursuant to a repayment contract and revenue that may be derived from contracts for the use of Fryingpan-Arkansas project excess capacity or exchange contracts using Fryingpan-Arkansas project facilities.”; and

(B) by adding at the end the following:

“(d) ARKANSAS VALLEY CONDUIT.—

“(1) REPAYMENT CONTRACT.—To provide domestic water supplies to communities and households that do not have reliable access to domestic water supplies, the contract for the Arkansas Valley Conduit shall provide for payment in an amount equal to 35 percent of the cost of the conduit, notwithstanding the reclamation laws or any other provision of this Act. The contract payments shall consist of—

“(A) funding provided during construction from any entity other than the Secretary; and

“(B) based on a demonstration of financial hardship, as determined by the Secretary, repayment of the balance not covered under subparagraph (A) for a period of not more than 75 years with simple interest at a rate that is equal to 50 percent of the interest rate determined by the Secretary of the Treasury under section 2(c), including revenue derived from contracts for the use of excess capacity or exchange contracts using Fryingpan-Arkansas project facilities.

“(2) OPERATIONS AND MAINTENANCE.—The contract for the Arkansas Valley Conduit shall provide for the assumption by the contracting parties of the care, operation, maintenance, and replacement of the conduit.”; and

(2) in section 2(b)(3)(A), by striking “this section” and inserting “subsection (d) of the first section”.

SA 4184. Mr. BENNET (for himself and Mr. HICKENLOOPER) submitted an amendment intended to be proposed by him to the bill H.R. 6938, making consolidated appropriations for the fiscal year ending September 30, 2026, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. _____. DEPARTMENT OF ENERGY AWARD CANCELLATIONS.

(a) No agency or entity funded in any division of this Act may terminate a Federal award in whole or in part, require a renegotiation or rescoping of the Federal award, or decide not to fund a future budget period of a Federal award on the basis that the Federal award no longer effectuates program goals or agency priorities, including pursuant to section 200.340(a)(4) of title 2, Code of Federal Regulations (as in effect on the date of enactment of this Act).

(b) Any Federal award that was terminated after September 30, 2024, by any agency or entity funded in any division of this Act for no longer effectuating program goals or agency priorities, including pursuant to section 200.340(a)(4) of title 2, Code of Federal Regulations (as in effect on the date of enactment of this Act), shall be reinstated by the applicable agency or entity under the previous terms and conditions for that Federal award.

SA 4185. Mr. BENNET (for himself and Mr. HICKENLOOPER) submitted an amendment intended to be proposed by him to the bill H.R. 6938, making consolidated appropriations for the fiscal year ending September 30, 2026, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. _____. DEPARTMENT OF ENERGY FUND PRESERVATION.

Each amount identified by a Disaster Emergency Fund Code of “Z” as of September 30, 2025, in the Governmentwide Treasury Account Symbol Adjusted Trial Balance System that was obligated as of that date with a unique award key and a Federal award identification number shall be made available only for the purposes associated with each applicable amount and for the entity with the same recipient identifier to which that amount was made, and the applicable amount shall remain available for obligation for the same period of availability as was originally provided.

SA 4186. Mr. BUDD (for himself and Mr. LANKFORD) submitted an amendment intended to be proposed by him to the bill H.R. 6938, making consolidated appropriations for the fiscal year ending September 30, 2026, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. _____. None of the funds made available by this division may be used to transfer marijuana, as defined in section 102 of the Controlled Substances Act (21 U.S.C. 802), from schedule I of section 202(c) of that Act (21 U.S.C. 812(c)) to another schedule of that section.

SA 4187. Mr. BUDD submitted an amendment intended to be proposed by

him to the joint resolution S.J. Res. 98, to direct the removal of United States Armed Forces from hostilities within or against Venezuela that have not been authorized by Congress; which was ordered to lie on the table; as follows:

In section 2, strike subsection (b) and insert the following:

(b) RULE OF CONSTRUCTION.—Nothing in this section shall be construed to prevent the United States from—

(1) defending itself from an armed attack or threat of imminent armed attack; or

(2) conducting Department of Defense sensitive activities (as that term is defined in section 130g(d) of title 10, United States Code).

SA 4188. Mr. SCHIFF (for himself and Mr. BENNET) submitted an amendment intended to be proposed by him to the bill H.R. 6938, making consolidated appropriations for the fiscal year ending September 30, 2026, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. _____. PROHIBITION ON USE OF FUNDS TO SUPPORT CERTAIN ACTIVITIES IN VENEZUELA.

(a) IN GENERAL.—No funds made available by this or any other Act may be used for United States military personnel to seize, control access to, operate, or provide security at facilities within Venezuela involved in the extraction, processing, or transportation of oil or other petroleum products.

SA 4189. Mrs. BLACKBURN submitted an amendment intended to be proposed by her to the bill H.R. 6938, making consolidated appropriations for the fiscal year ending September 30, 2026, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. _____. (a) This section may be cited as the “No Immigration Benefits for Hamas Terrorists Act of 2026”.

(b) Section 212(a)(3) of the Immigration and Nationality Act (8 U.S.C. 1182(a)(3)) is amended—

(1) in subparagraph (B)(i), in the matter following subclause (IX)—

(A) by inserting “Palestinian Islamic Jihad or Hamas” after “Palestine Liberation Organization”; and

(B) by inserting “member,” after “representative.”; and

(2) by adding at the end the following:

“(H) PARTICIPANTS IN HAMAS TERRORISM AGAINST ISRAEL.—Any alien who carried out, participated in, planned, financed, afforded material support to, or otherwise facilitated any of the attacks against Israel initiated by Hamas beginning on October 7, 2023, is inadmissible.”.

(c) Section 241(b)(3) of the Immigration and Nationality Act (8 U.S.C. 1231(b)(3)) is amended by adding at the end the following:

“(D) INELIGIBILITY FOR RELIEF.—Any alien who carried out, participated in, planned, financed, afforded material support to, or otherwise facilitated any of the attacks against Israel initiated by Hamas beginning on October 7, 2023, shall be ineligible for any relief under the immigration laws, including under this section, section 208, and section 2242 of the Omnibus Consolidated and Emergency Supplemental Appropriations Act, 1999 (and any regulations issued pursuant to such section).”.

(d) Section 237(a)(4)(B) of the Immigration and Nationality Act (8 U.S.C. 1227(a)(4)(B)) is amended by striking “subparagraph (B) or (F)” and inserting “subparagraph (B), (F), or (H)”.

(e) Beginning not later than one year after the date of the enactment of this Act, and each year thereafter, the Secretary of Homeland Security shall submit a report to Congress, including the number of aliens who were—

(1) found to be inadmissible under section 212(a)(3)(H) of the Immigration and Nationality Act (8 U.S.C. 1182(a)(3)(H)); and

(2) described in such section 212(a)(3)(H) of the Immigration and Nationality Act (8 U.S.C. 1182(a)(3)(H)) and found to be removable pursuant to section 237(a)(4)(B) of the Immigration and Nationality Act (8 U.S.C. 1227(a)(4)(B)).

SA 4190. Mr. CRUZ (for himself and Ms. CANTWELL) submitted an amendment intended to be proposed by him to the bill H.R. 6938, making consolidated appropriations for the fiscal year ending September 30, 2026, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

DIVISION — ROTOR ACT

SEC. 101. SHORT TITLE.

This division may be cited as the “Rotorcraft Operations Transparency and Oversight Reform Act” or the “ROTOR Act”.

SEC. 102. DEFINITIONS.

In this division:

(1) **ADMINISTRATOR.**—The term “Administrator” means the Administrator of the Federal Aviation Administration.

(2) **ADS-B IN.**—The term “ADS-B In” means onboard avionics equipment that receives and processes Automatic Dependent Surveillance-Broadcast transmissions that are broadcast in accordance with sections 91.225 and 91.227 of title 14, Code of Federal Regulations (or any successor regulations), and other aviation advisory information from ground stations, that provides the aircraft with awareness to the location of other aircraft and traffic advisories.

(3) **ADS-B OUT.**—The term “ADS-B Out”—(A) has the meaning given such term in section 91.227 of title 14, Code of Federal Regulations; and

(B) broadcasts information from the aircraft in accordance with sections 91.225 and 91.227 of such title 14 (or any successor regulations).

(4) **AFFECTED AIRCRAFT.**—The term “affected aircraft” means any aircraft that is required to operate in accordance with section 91.225 of title 14, Code of Federal Regulations, or any successor regulation.

(5) **APPROPRIATE COMMITTEES OF CONGRESS.**—The term “appropriate committees of Congress” means the Committee on Commerce, Science, and Transportation of the Senate and the Committee on Transportation and Infrastructure of the House of Representatives.

(6) **CABINET MEMBER.**—The term “Cabinet Member” means an individual who is the head (including an acting head) of the Department of Agriculture, the Department of Commerce, the Department of Defense, the Department of Education, the Department of Energy, the Department of Health and Human Services, the Department of Homeland Security, the Department of Housing and Urban Development, the Department of the Interior, the Department of Justice, the Department of Labor, the Department of State, the Department of Transportation, the Department of the Treasury, or the De-

partment of Veterans Affairs, or any other individual who occupies a position designated by the President as a Cabinet-level position.

(7) **FAA.**—The term “FAA” means the Federal Aviation Administration.

(8) **NATIONAL CAPITAL REGION; NCR.**—The terms “National Capital Region” and “NCR” mean the geographic area located within the boundaries of—

(A) the District of Columbia;

(B) Montgomery and Prince Georges Counties in the State of Maryland;

(C) Arlington, Fairfax, Loudoun, and Prince William Counties and the City of Alexandria in the Commonwealth of Virginia; and

(D) all cities and other units of government within the geographic areas described in subparagraphs (A) through (C).

(9) **POWERED-LIFT.**—The term “powered-lift”—

(A) has the meaning given such term in section 1.1 of title 14, Code of Federal Regulations (or any successor regulation); and

(B) includes vertical-lift flight mode and wing-borne flight mode, as such terms are defined in section 194.103 of title 14, Code of Federal Regulations (or any successor regulation).

(10) **ROTORCRAFT.**—The term “rotorcraft” has the meaning given such term in section 1.1 of title 14, Code of Federal Regulations (or any successor regulation).

(11) **TRANSPORT AIRPLANE.**—The term “transport airplane” has the meaning given such term in section 44741(i) of title 49, United States Code.

(12) **UNMANNED AIRCRAFT SYSTEM.**—The term “unmanned aircraft system” has the meaning given such term in section 44801 of title 49, United States Code.

SEC. 103. REVISION TO EXCEPTION FOR ADS-B OUT TRANSMISSION.

(a) **ADS-B OUT REFORMS.**—

(1) **IN GENERAL.**—

(A) **SENSITIVE GOVERNMENT MISSION.**—Beginning on the date of enactment of this section, in applying section 91.225(f)(1) of title 14, Code of Federal Regulations, the term “sensitive government mission” shall be narrowly construed and shall not include routine flights, non-classified flights, proficiency flights, or flights of Federal officials below the rank of Cabinet Member or the Chairman of the Joint Chiefs of Staff.

(B) **NOTIFICATION.**—For the purposes of interpreting section 91.225(f)(1) of title 14, Code of Federal Regulations, the operating agency shall—

(i) when operating a sensitive government mission during which the aircraft will not be transmitting ADS-B Out, notify Air Traffic Control; and

(ii) notify the Committee on Commerce, Science, and Transportation and the Committee on the Armed Services of the Senate and the Committee on Transportation and Infrastructure and the Committee on the Armed Services of the House of Representatives on a monthly basis regarding each sensitive government mission within Class B airspace operated during such month.

(2) **RULEMAKING AND ADMINISTRATIVE ACTION.**—

(A) **IN GENERAL.**—Not later than 1 year after the date of enactment of this section, the Administrator shall—

(i) issue or revise regulations to update section 91.225(f) of title 14, Code of Federal Regulations, to comply with the requirements of this section; and

(ii) revise any memorandum of agreement between the FAA and any other Federal, State, local, or Tribal agency to conform with the revised regulations described in clause (i), including any agreement pursuant to section 1046 of the John S. McCain Na-

tional Defense Authorization Act for Fiscal Year 2019 (49 U.S.C. 40101 note).

(B) **REPORT.**—If the Administrator fails to issue or revise regulations pursuant to subparagraph (A) or revise any memorandum of agreement between the FAA and any other agency pursuant to such subparagraph, the Administrator shall, within 30 days, submit to the appropriate committees of Congress a report on the status of such regulations, including the reasons that the Administrator has failed to issue or revise such regulations within the period required under such subparagraph.

(b) **GAO REVIEW AND REPORT.**—Not later than the date that is 2 years after the date of enactment of this section, the Comptroller General of the United States shall—

(1) review the utilization of exceptions under section 91.225(f) of title 14, Code of Federal Regulations (or any successor regulation), as revised under subsection (a), to determine—

(A) whether the Department of Defense and other relevant Federal agencies or other applicable operators have utilized such exceptions in accordance with relevant laws and regulations; and

(B) the extent of such utilization;

(2) compare the utilization of exceptions specified in such section 91.225(f) before and after the issuance of revised regulations under subsection (a); and

(3) submit to the Administrator and the appropriate committees of Congress a report on the findings of the review conducted under paragraph (1) and the comparison conducted under paragraph (2).

(c) **FAA REVIEW OF NON-COMPLIANT OPERATORS.**—Upon submission of the report under subsection (b)(3), the Administrator shall—

(1) determine whether any Federal agency or other applicable operator that has been found to have not utilized the exceptions under section 91.225(f) of title 14, Code of Federal Regulations (or any successor regulation), as revised under subsection (a), in accordance with relevant laws and regulations shall be permitted to continue to utilize such exceptions; and

(2) not later than 30 days after the date on which the Comptroller General submits the report under subsection (b)(3), brief the appropriate committees of Congress on such determination.

(d) **REPORTS.**—

(1) **TO THE ADMINISTRATOR.**—Not later than 90 days after the date of enactment of this section, and on a quarterly basis thereafter, each Federal, State, local, and Tribal agency that performs sensitive government missions as described in section 91.225(f)(1) of title 14, Code of Federal Regulations (or any successor regulation), as revised under subsection (a), shall submit to the Administrator a report that includes—

(A) an attestation that such operations are regularly transmitting ADS-B Out and are conducted with proper consideration to aviation safety;

(B) a list of operations delineated by flight in which the ADS-B Out equipment is not in transmit mode because the aircraft was performing a sensitive government mission, including the airport, airspace location, date, time, duration, and mission type of each such operation; and

(C) with respect to any classified operation, a classified annex.

(2) **TO CONGRESS.**—

(A) **IN GENERAL.**—Not later than 180 days after the date of enactment of this section, and biannually thereafter, the Administrator shall submit to the appropriate committees of Congress a report on the frequency and nature of the ADS-B Out exceptions granted to Federal, State, local, and Tribal agencies under section 91.225(f)(1) of title 14, Code of

Federal Regulations (or any successor regulation), as revised under subsection (a). Such report—

(i) shall include—

(I) aggregated data on the operations in which ADS-B Out equipment is not in transmit mode by each agency described in paragraph (1); and

(II) a determination from the Administrator as to whether each operation described in paragraph (1)(B) jeopardizes aviation safety; and

(ii) may include a classified annex.

(B) SPECIAL NOTIFICATION.—If an agency described in paragraph (1) operates a flight using an exception granted under section 91.225(f)(1) of title 14, Code of Federal Regulations (or any successor regulation), as revised under subsection (a), 5 or more times in a calendar month, or fails to provide to the Administrator the attestation required under paragraph (1)(A), the Administrator shall notify the appropriate committees of Congress of such use within 14 days of being notified of such use. For the purposes of this subparagraph, a flight shall be interpreted as the period beginning when an aircraft moves under its own power for the purpose of flight and ending when the aircraft lands.

(e) ANNUAL INSPECTOR GENERAL AUDITS.—

(1) IN GENERAL.—Beginning on the date that is 3 years after the date of enactment of this section, the Inspector General of the Department of Transportation (in this section referred to as the “Inspector General”) shall conduct an annual audit of FAA oversight of all operations that utilize an exception under section 91.225(f) of title 14, Code of Federal Regulations (or any successor regulation), as revised under subsection (a), including Federal agency operations.

(2) CONSIDERATIONS.—In conducting an audit under paragraph (1), the Inspector General shall assess the efficacy of FAA oversight related to the following:

(A) Ensuring exceptions under such section 91.225(f)(1) (or any successor regulation) are strictly utilized by operators in accordance with relevant laws and regulations.

(B) Ensuring exceptions under such section 91.225(f)(1) (or any successor regulation) are not routinely used by operators.

(C) Identifying and engaging with any operator not in compliance with relevant laws and regulations relating to exceptions under such section 91.225(f)(1) (or any successor regulation).

(D) Any other factor determined appropriate by the Inspector General.

(3) BRIEFINGS TO CONGRESS.—The Inspector General shall brief the appropriate committees of Congress on an annual basis after the completion of each annual audit.

SEC. 104. ADS-B IN REQUIREMENTS.

(a) REQUIREMENT FOR ADS-B IN OPERATION.—

(1) IN GENERAL.—Not later than 2 years after the date of enactment of this section, the Administrator shall issue a final rule in accordance with section 553 of title 5, United States Code, to require any person operating an aircraft (other than an unmanned aircraft, as defined in section 44801 of title 49, United States Code) required to be equipped with ADS-B Out in accordance with section 91.225 of title 14, Code of Federal Regulations (or any successor regulation), to be equipped with and operating with ADS-B In equipment that provides the aircraft with awareness to the location of other aircraft and traffic advisories, unless otherwise authorized by air traffic control.

(2) COMPLIANCE DEADLINES.—In issuing a final rule under paragraph (1), the Administrator shall—

(A) include an effective date of not later than 60 days after the date on which such

final rule is published in the Federal Register; and

(B) require aircraft described in paragraph (1) to be equipped with ADS-B In not later than December 31, 2031.

(3) FINAL REGULATION REQUIREMENTS.—In issuing a final rule under paragraph (1), the Administrator shall, at a minimum, do the following:

(A) PERFORMANCE STANDARDS.—The Administrator shall establish appropriate performance requirements for ADS-B In equipment to provide integrated safety-enhancing capabilities for a pilot or other flight crew, including by increasing situational awareness to the location of other aircraft and providing traffic advisories with alerting sufficient to provide traffic advisory indications while airborne and on the airport surface, such as visual and aural advisories.

(B) ALTERNATIVE EQUIPMENT OR TECHNOLOGY.—With respect to aircraft with a maximum certificated takeoff weight of less than 12,500 pounds when operating under part 91 of title 14, Code of Federal Regulations, and qualifying military aircraft as specified by the Administrator in consultation with the Secretary of Defense, the Administrator shall establish performance requirements for alternative equipment or technology that the Administrator determines acceptable in satisfying the ADS-B In requirement. The performance requirements shall, at a minimum—

(i) provide similar or improved situational awareness to the location of other airborne traffic, as well as traffic advisory information; and

(ii) leverage the use of portable ADS-B In receivers or equipment that allow display on an existing or future electronic flight bag or panel mounted display, provided that the installation or use of such equipment does not adversely affect other required avionics or the airworthiness of the aircraft.

(C) REQUIRED BRIEFING.—The Administrator shall brief the appropriate committees of Congress, the Committee on Armed Services of the Senate, and the Committee on Armed Services of the House of Representatives, on at least a monthly basis, regarding the alternative equipment or technology for qualifying military aircraft prior to determining that such equipment or technology is acceptable to satisfy the ADS-B In requirement.

(D) GUIDANCE.—The Administrator shall issue relevant guidance for aircraft operators and other appropriate stakeholders regarding the types of equipment that satisfy the performance requirements described in this paragraph.

(4) OTHER REQUIREMENTS.—In issuing a final rule under paragraph (1), the Administrator shall include—

(A) requirements for ADS-B In equipment and the use of such equipment;

(B) technical assistance to facilitating ADS-B In equipage across the entire fleet of affected aircraft, including, as appropriate, guidance under part 26 of title 14, Code of Federal Regulations, to provide support for affected transport airplane operators in complying with the requirements of this section;

(C) any other associated guidance necessary to assist operators and other stakeholders in identifying equipment that satisfies the ADS-B In performance standards described in paragraph (3) prior to the compliance deadline described in paragraph (2)(B);

(D) a determination of alternative equipment or technology described in subsection (e); and

(E) a presumption, absent clear and compelling evidence to the contrary, that ADS-B In equipment is cost beneficial and improves aviation safety.

(5) CONGRESSIONAL BRIEFINGS.—Not later than 180 days after the date of enactment of this section, and every 90 days thereafter, the Administrator shall brief the appropriate committees of Congress, as well as publish a publicly available report, on the status of—

(A) the ADS-B In rulemaking required under paragraph (1); and

(B) after the compliance deadline described in paragraph (2)(A), the implementation and oversight of such ADS-B In requirement.

(b) NEGOTIATED RULEMAKING COMMITTEE.—

(1) COMMITTEE.—

(A) IN GENERAL.—Not later than 60 days after the date of enactment of this section, the Administrator may establish a negotiated rulemaking committee (in this section referred to as the “committee”) pursuant to section 565 of title 5, United States Code, to negotiate proposed regulations to implement the requirements described in subsection (a).

(B) MEMBERSHIP.—If the Administrator elects to establish a committee under this subsection, the committee shall be composed of—

(i) representatives of—

(I) the FAA;

(II) air carriers;

(III) avionics manufacturers;

(IV) aircraft manufacturers; and

(V) general aviation organizations;

(ii) the exclusive bargaining representative of air traffic controllers of the FAA certified under section 7511 of title 5, United States Code;

(iii) organizations representing certified collective bargaining representatives of airline pilots, including the principal organization representing the largest certified collective bargaining representative of airline pilots;

(iv) aviation safety experts outside of the FAA; and

(v) any other representatives determined appropriate by the Administrator.

(C) REQUIRED CONSULTATION.—In establishing a committee under this subsection, the Administrator—

(i) shall consult with the Secretary of Defense and the Secretary of Homeland Security; and

(ii) may consult with other Federal agencies as appropriate.

(2) REQUIREMENTS.—If the Administrator elects to establish a committee under this subsection, the Administrator shall do the following:

(A) IN GENERAL.—The Administrator shall direct the committee to make recommendations relating to—

(i) ADS-B In equipment and its use;

(ii) ADS-B In equipment performance standards pursuant to subsection (a)(3);

(iii) the consideration of effective approaches to facilitating ADS-B In equipage across the entire fleet of affected aircraft, including requirements under part 26 of title 14, Code of Federal Regulations, to provide support for affected transport category airplane operators in complying with the requirements of this section; and

(iv) with respect to aircraft with a maximum certificated takeoff weight of less than 12,500 pounds when operating under part 91 of title 14, Code of Federal Regulations, a recommendation for low cost alternative equipment or technology in accordance with subsection (e).

(B) LACK OF COMMITTEE CONSENSUS.—In the event the committee does not reach a consensus regarding a recommendation for low cost alternative equipment or technology under subparagraph (A)(iv), the Administrator shall, after the submission of the committee under paragraph (3), consider prescribing a low cost alternative that includes the criteria described in subsection (e).

(3) **SUBMISSION TO THE ADMINISTRATOR.**—If the Administrator elects to establish a committee under this subsection, not later than 1 year after the date of enactment of this section, the committee shall submit to the Administrator—

(A) a consensus proposal of regulations to implement the requirement described in subsection (a)(1); or

(B) in the event the committee does not reach a consensus, a report identifying any points of agreement and disagreement with respect to such proposed regulations.

(4) **PROPOSED RULE.**—If the Administrator elects to establish a committee under this subsection, not later than 180 days after receiving the submission of the committee under paragraph (3), the Administrator shall issue a proposed rule, in accordance with section 553 of title 5, United States Code, that either—

(A) to the maximum extent possible consistent with the legal obligations of the FAA, uses the consensus proposal of the committee under paragraph (3)(A) as the basis for the proposed rule for notice and comment, including with respect to any standards or requirements described in subsection (a)(3); or

(B) in the event the committee does not reach a consensus, considers the points of agreement and disagreement submitted by the committee under paragraph (3)(B).

(c) **CONSULTATION REQUIRED WITHOUT NEGOTIATED RULEMAKING COMMITTEE.**—If the Administrator does not establish a committee under subsection (b), prior to issuing a final rule, the Administrator shall consult with appropriate stakeholders in conducting the rulemaking required under subsection (a)(1), including at a minimum the representatives described in subsection (b)(1)(B).

(d) **PHASED-IN RETROFIT.**—

(1) **IN GENERAL.**—In issuing a final rule under subsection (a)(1), the Administrator shall—

(A) establish a process by which the operator of an affected aircraft, in service as of the date on which the final rule under subsection (a)(1) is published in the Federal Register in accordance with subsection (a)(2)(A), may apply to the Administrator to request additional time, not to exceed a period of 1 year after the deadline described in subsection (a)(2)(B), to finalize equipage of its fleet and make ADS-B In operational, provided that—

(i) an aircraft operator, owner, or their agent submits an application deemed acceptable to the Administrator for additional time for compliance, including a justification for such request and an attestation of actions to date demonstrating progress toward achieving compliance;

(ii) the Administrator, in consultation with the Secretary of Transportation, determines additional time is required to mitigate a significant disruption to air transportation; and

(iii) the Administrator determines the aircraft operator or owner does not have any uncorrected violations of subchapters F and G of chapter I of title 14, Code of Federal Regulations; and

(B) notify the appropriate committees of Congress not later than 14 days after making a determination under clause (ii) or (iii) of subparagraph (A).

(2) **SPECIAL RULE FOR AGENTS.**—With the exception of an agent representing an owner or operator of transport airplanes, for the purposes of this subsection, an agent may represent more than 1 aircraft operator or owner of the same type, model, or manufacturer and may submit 1 or more applications under paragraph (1)(A)(i), each of which may contain multiple aircraft operators or owners.

(e) **LOW COST ALTERNATIVE METHOD OF COMPLIANCE.**—In issuing a final rule under subsection (a)(1), the Administrator shall determine low cost equipment or technologies that provide similar or improved situational awareness to the location of other airborne traffic, as well as traffic advisory information, that satisfy the ADS-B In equipage requirement for aircraft with a maximum certificated takeoff weight of less than 12,500 pounds when operated under part 91 of title 14, Code of Federal Regulations. In making such a determination, the Administrator shall consider the use of—

(1) portable ADS-B In receivers; and

(2) equipment that allows display on an existing or future electronic flight bag or panel mounted display, provided the installation or use does not adversely affect other required avionics or the airworthiness of the aircraft.

(f) **PROACTIVE EQUIPAGE.**—With respect to any aircraft for which ADS-B In equipment is available and complies with the requirements of the final rule issued under subsection (a)(1), the operator of any such aircraft shall take all appropriate actions necessary to equip such aircraft with ADS-B In prior to the compliance deadline described in subsection (a)(2).

(g) **SEPARATION STANDARDS; RELEVANT CONTROLLER TRAINING.**—

(1) **RULEMAKING.**—

(A) **IN GENERAL.**—Not later than 18 months after the effective date of the final rule described in subsection (a), the Administrator shall issue a notice of proposed rulemaking to establish separation standards, as appropriate, that leverage ADS-B Out or ADS-B In equipment, and all other available technological capabilities in the air traffic control system, to achieve safety and efficiency benefits throughout the national airspace system, including on an airport surface and within Class E airspace (as defined in section 71.71 of title 14, Code of Federal Regulations, or any successor regulation).

(B) **CONSULTATION.**—In conducting the rulemaking under this subsection, the Administrator shall consult with appropriate stakeholders, including, at a minimum—

(i) representatives of—

(I) air carriers;

(II) original equipment manufacturers; and

(III) general aviation organizations;

(ii) organizations representing certified collective bargaining representatives of airline pilots, including the principal organization representing the largest certified collective bargaining representative of airline pilots;

(iii) the exclusive bargaining representative of air traffic controllers of the FAA certified under section 7111 of title 5, United States Code;

(iv) aviation safety experts from outside the FAA; and

(v) any other stakeholder deemed appropriate by the Administrator.

(2) **REQUIRED UPDATES TO FAA ORDERS.**—Not later than 18 months after the issuance of the notice of proposed rulemaking under paragraph (1)(A), the Administrator shall complete revisions, as appropriate, to FAA Order 7110.65 and other relevant FAA Orders, to increase safety and efficiency benefits in the national airspace system.

(3) **RELEVANT CONTROLLER TRAINING.**—

(A) **IN GENERAL.**—Not later than 1 year after the compliance deadline described in subsection (a)(2), the Administrator shall revise initial and recurrent air traffic controller training, as appropriate, in accordance with FAA Orders 3000.22 and 3120.4 and revise associated orders and directives, as appropriate, to ensure such controllers are trained to apply any new separation standards and procedures.

(B) **REQUIREMENTS.**—In revising training under subparagraph (A), the Administrator shall—

(i) consider human factors impacts, appropriate phraseology adjustments, and surface movement applications; and

(ii) consult with the exclusive bargaining representative of air traffic controllers of the FAA certified under section 7111 of title 5, United States Code.

(h) **ACAS-X ACTION PLAN.**—

(1) **IN GENERAL.**—Not later than 180 days after the date of enactment of this section, the Administrator shall submit to the appropriate committees of Congress an action plan for advancing the deployment of the Airborne Collision Avoidance System-X (in this section referred to as “ACAS-X”), or any variant or successor technology, in the national airspace system. The Administrator shall publish the action plan in a publicly available format not later than 10 days after submitting such action plan to Congress.

(2) **CONTENTS.**—In developing the action plan under paragraph (1), the Administrator shall include—

(A) a strategic roadmap for the deployment of ACAS-X technology, including steps required for widespread adoption among aircraft operators (including rotorcraft operators);

(B) actions and funding necessary to complete any applicable research, development, testing, evaluation, and standards development needed to support the certification of such technology;

(C) plans for engagement with appropriate stakeholders, including—

(i) aircraft operators, including those in the Department of Defense;

(ii) aviation safety experts outside the FAA;

(iii) avionics manufacturers;

(iv) aircraft manufacturers;

(v) general aviation organizations;

(vi) the exclusive bargaining representative of air traffic controllers of the FAA certified under section 7511 of title 5, United States Code;

(vii) organizations representing certified collective bargaining representatives of airline pilots, including the principal organization representing the largest certified collective bargaining representative of airline pilots; and

(viii) any other stakeholders determined appropriate by the Administrator;

(D) engagement with foreign civil aviation authorities to harmonize international standards for certification of such technology;

(E) ACAS-X interoperability considerations for aircraft operators (including rotorcraft operators) equipped with ADS-B Out and ADS-B In equipment;

(F) an assessment of safety benefits for aircraft operators equipping with such technology, including civil and military operators; and

(G) any recommendations for administrative or legislative action, as determined appropriate by the Administrator, to advance such technology deployment.

(3) **IMPLEMENTATION.**—The Administrator may take actions, as appropriate, to implement the action plan developed under paragraph (1).

(4) **BRIEFING.**—Not later than 30 days after the date on which the Administrator submits the action plan under paragraph (1), the Administrator shall brief the appropriate committees of Congress on the contents of such action plan and any prospective actions to implement such plan.

(i) **ARAC TASKING.**—

(1) **IN GENERAL.**—The Administrator shall task the Aviation Rulemaking Advisory Committee (in this section referred to as the

“ARAC”) with reviewing and assessing the need for aircraft operating in Class D airspace to be equipped with ADS-B Out and ADS-B In equipment.

(2) REPORT AND RECOMMENDATIONS.—Not later than 1 year after initiating the review and assessment under this section, the ARAC shall submit to the Administrator—

(A) a report on the findings of the review and assessment under paragraph (1); and

(B) any recommendations for legislative or regulatory action the ARAC determines appropriate.

(3) BRIEFING.—Not later than 30 days after the date on which the ARAC submits the report under paragraph (2), the Administrator shall brief the appropriate committees of Congress on—

(A) the findings and recommendations included in such report; and

(B) any plan to implement such recommendations, including a justification for any recommendations the Administrator determines should not be implemented.

SEC. 105. REPEAL OF MANNED ROTARY WING AIRCRAFT SAFETY PROVISIONS.

Section 373(a) of the National Defense Authorization Act for Fiscal Year 2026 is repealed, and Chapter 157 of title 10, United States Code, shall be applied as if the amendments made by such section had not been enacted.

SEC. 106. INSPECTOR GENERAL OF THE ARMY AUDIT.

(a) IN GENERAL.—Not later than 60 days after the date of enactment of this section, the Inspector General of the Army shall initiate an audit to evaluate the Army’s coordination with the FAA, pilot training, and qualification standards, and the Army’s use of ADS-B Out and whether it adheres to Army policy, regulation, and law.

(b) ASSESSMENT.—In conducting the audit required by subsection (a), the Inspector General of the Army shall assess practices and recommendations for the Army, including—

(1) whether Army policy and United States law was adhered to, and the Army’s coordination with the FAA, during National Capital Region (“NCR”) operations of pilot training and qualifications standards in the NCR;

(2) the Army’s policy on ADS-B Out equipment, usage, and activation;

(3) maintenance protocols for UH-60 Black Hawk helicopters operated by the 12th Army Aviation Brigade including, but not limited to, the calibration of any system that transmits altitude and position information outside the aircraft and the calibration of systems that send altitude and position information to the pilots inside the aircraft, and the frequency with which such maintenance protocols occur;

(4) compliance with the September 29, 2021, Letter of Agreement executed between the Pentagon Heliport Air Traffic Control Tower and the Ronald Reagan Washington National Airport Air Traffic Control Tower regarding flight operations in the NCR; and

(5) the Army’s review of loss of separation incidents involving its rotorcraft in the NCR along with possible mitigations to prevent future mishaps.

(c) PUBLIC DISCLOSURE.—Not later than 14 days after the audit required by subsection (a) is concluded, the Secretary of the Army shall—

(1) transmit a report on the results of the audit, without redactions, to the Committee on Commerce, Science, and Transportation and the Committee on Armed Services of the Senate and the Committee on Transportation and Infrastructure and the Committee on Armed Services of the House of Representatives; and

(2) publicly release the report without redactions, except to the extent required for national security reasons.

(d) INTERIM REPORTING.—Not later than 180 days after initiating the audit required by subsection (a), and every 180 days thereafter until such audit is concluded, the Inspector General of the Army shall brief the committees of Congress described in subsection (c)(1) regarding the progress of such audit.

SEC. 107. SAFETY REVIEWS OF AIRSPACE.

(a) FAA–DOD COORDINATION.—Not later than 30 days after the date of enactment of this section, the Administrator shall establish or designate an office within the FAA as the “Office of FAA–DOD Coordination” (in this section referred to as the “Office”), which shall—

(1) coordinate airspace usage of military aircraft and rotorcraft with relevant FAA lines of business, including the Air Traffic Organization;

(2) coordinate with the Office of Audit and Evaluation of the FAA to ensure employee complaints and whistleblower protections are considered;

(3) consider opportunities to improve management and consolidation of aviation safety information system databases to enhance civil and military aviation incident reporting; and

(4) carry out the safety review required by subsection (b).

(b) SAFETY REVIEWS.—

(1) REVIEW OF RONALD REAGAN WASHINGTON NATIONAL AIRPORT.—

(A) IN GENERAL.—Not later than 30 days after the date on which the Office is established or designated, the Administrator shall initiate a safety review of all military, law enforcement, and civilian rotary wing, powered lift, fixed wing, and unmanned aircraft system flight operations and flight routes in the Washington D.C. Metropolitan Area Special Flight Rules Area, including but not limited to flight operations conducted by the Department of Defense, emergency response providers, and air medical transport operators, to evaluate any associated safety risk to commercial transport airplane operations at Ronald Reagan Washington National Airport.

(B) CONSULTATION.—In conducting a safety review under subparagraph (A), the Administrator shall consult with—

(i) the Secretary of Defense;

(ii) Federal, State, and local agencies;

(iii) law enforcement agencies;

(iv) emergency response providers, including air medical transport operators;

(v) air carriers;

(vi) aviation labor organizations, including, at a minimum—

(I) the exclusive bargaining representative of air traffic controllers of the FAA certified under section 7511 of title 5, United States Code; and

(II) organizations representing certified collective bargaining representatives of airline pilots, including the principal organization representing the largest certified collective bargaining representative of airline pilots; and

(vii) other stakeholders determined appropriate by the Administrator.

(2) OTHER AIRPORT REVIEWS.—

(A) IN GENERAL.—The Administrator shall conduct safety reviews of all military, law enforcement and civilian rotary wing, powered lift, fixed wing, and unmanned aircraft system flight operations and flight routes at other Class B airports (as listed in section 1 of Appendix D to part 91 of title 14, Code of Federal Regulations (or any successor regulation)) and within the lateral boundary of Class B airspace, at commercial service Class C airports (as listed in FAA Order JO 7400.11J

(or any successor order)) and within the lateral boundary of Class C airspace in the national airspace system, and at Class D airports that provide passenger service under part 121 of title 14, Code of Federal Regulations, determined to meet the risk criteria set forth in subparagraph (C), including flight operations conducted by the Department of Defense, emergency response providers, and air medical transport operators, to evaluate any associated safety risk to commercial transport airplane operations.

(B) CONSULTATION.—In conducting a safety review under subparagraph (A), the Administrator shall consult with—

(i) the Secretary of Defense;

(ii) Federal, State, local, and Tribal agencies;

(iii) law enforcement agencies;

(iv) emergency response providers;

(v) air carriers;

(vi) aviation labor organizations, including, at a minimum—

(I) the exclusive bargaining representative of air traffic controllers of the FAA certified under section 7511 of title 5, United States Code; and

(II) organizations representing certified collective bargaining representatives of airline pilots, including the principal organization representing the largest certified collective bargaining representative of airline pilots; and

(vii) other stakeholders determined appropriate by the Administrator.

(C) PRIORITIZATION AND RISK CRITERIA.—In prioritizing the safety reviews of Class B, Class C, and Class D airports described in subparagraph (A) and conducting the safety reviews pursuant to subparagraph (A), the Administrator shall, at a minimum, consider the following risk criteria:

(i) The type of airspace the airport is located in and the type of tower at the airport.

(ii) Whether the airport has radar on the field.

(iii) The total number of air traffic operations at the airport per calendar year, as reported in the Operations Network (OPSNET) data of the FAA, and the rate of growth measured over a 20-year period prior to the initiation of a safety review under this section.

(iv) The Traffic Collision Avoidance System (TCAS) resolution advisory rates at the airport compared to the number of arrivals at the airport.

(v) The presence of parallel runways.

(vi) The presence of visual flights (in this subparagraph referred to as “VFR”) corridors in proximity to the airport.

(vii) The presence of a helicopter corridor in proximity to the airport or nearby helicopter operations.

(viii) The presence of dense VFR operations at the airport.

(ix) The presence of complex VFR procedures at the airport or in the adjacent airspace.

(D) DEADLINE OF INITIATION OF REVIEWS.—The Administrator shall initiate the reviews under this paragraph by the following deadlines:

(i) CLASS B AIRPORTS.—With respect to Class B airports, not later than 90 days after the date of enactment of this section.

(ii) CLASS C AIRPORTS.—With respect to Class C airports, not later than 90 days after the initiation date of the Class B airport reviews.

(iii) CLASS D AIRPORTS.—With respect to Class D airports, not later than 90 days after the initiation date of the Class C airport reviews.

(3) REQUIREMENTS.—In conducting the safety reviews required by paragraphs (1) and (2), the Office shall do the following:

(A) Analyze air traffic and airspace management.

(B) Evaluate the level of coordination the Administrator exercises with the Secretary of Defense and the heads of any other Federal agencies, and emergency response providers as appropriate, to inform the designation and approval of airspace use and flight routes for non-transport airplane operations.

(C) Assess any risks posed to transport airplanes from military aircraft and rotorcraft, civil rotorcraft, powered lift aircraft, and unmanned aircraft systems operating in Class B, Class C, or Class D airspace in proximity to Class B, Class C, or Class D airports.

(D) Review relevant incidents submitted to the Administrator through Air Traffic Mandatory Occurrence reports (as documented via FAA Form 7210-13), Aviation Safety Reporting System reports, and Aviation Safety Action Program reports, and relevant reports submitted to the Administrator of the National Aeronautics and Space Administration through the Aviation Safety Reporting System, to identify any safety trends regarding the operation of military aircraft and rotorcraft, civil rotorcraft, powered lift aircraft, and unmanned aircraft systems in Class B, Class C, or Class D airspace near Class B, Class C, or Class D airports.

(4) DEADLINES FOR COMPLETION OF SAFETY REVIEWS.—

(A) RONALD REAGAN WASHINGTON NATIONAL AIRPORT.—The Administrator shall complete the safety review required by paragraph (1) not later than 120 days after the date on which such review is initiated.

(B) OTHER AIRPORTS.—The Administrator shall complete a safety review required by paragraph (2) not later than 180 days after such review is initiated.

(5) REPORTS.—

(A) REVIEW OF RONALD REAGAN WASHINGTON NATIONAL AIRPORT.—Not later than 60 days after completing the safety review required by paragraph (1), the Administrator shall submit to the appropriate committees of Congress a report detailing the analyses and results of such review, together with relevant findings and recommendations, including any corrective action plans to address any risks identified, and recommendations for legislative or administrative action determined appropriate by the Administrator.

(B) OTHER AIRPORT REVIEWS.—Not later than 6 months after the date of enactment of this section, and every 6 months thereafter, the Administrator shall submit to the appropriate committees of Congress a report detailing the analyses and results of the safety reviews completed pursuant to paragraph (2) since the preceding report under this subparagraph (or, in the case of the first such report, since such date of enactment), together with relevant findings and recommendations, including any corrective action plans to address any risks identified, and recommendations for legislative or administrative actions determined appropriate by the Administrator.

(6) DESIGNATION.—The Administrator shall designate a person within the Senior Executive Service of the FAA to be directly responsible for the completion of the requirements of this subsection.

(7) STAFFING.—The Administrator shall ensure adequate staffing to conduct the safety reviews within the deadlines specified in this section.

SEC. 108. FAA-DOD SAFETY INFORMATION SHARING.

(a) MOU WITH THE DEPARTMENT OF THE ARMY.—Not later than 60 days after the date of enactment of this section, the Administrator shall enter into a Memorandum of Understanding with the Secretary of the Army to permit, as appropriate, the sharing of information from the Army's Safety Manage-

ment Information System with the FAA, as well as the sharing of information from the FAA's Aviation Safety Information Analysis and Sharing System, Operational Analysis Reporting System, Safety Trend Analytics Dashboard, Aviation Risk Identification and Assessment Program, Comprehensive Electronic Data Analysis and Reporting Tool, and Falcon tool with the Army, to facilitate communications and analysis of any applicable impacts to the safety and efficiency of civil aviation operations and to mitigate risk in the national airspace system.

(b) OTHER DOD MOUS.—Not later than 90 days after the date of enactment of this section, the Administrator shall enter into a Memorandum of Understanding with the following military departments to permit, as appropriate, the sharing of information from applicable aviation safety information systems to facilitate communications and analysis of any applicable impacts to the safety and efficiency of civil aviation operations and to mitigate risk in the national airspace system:

- (1) The Department of the Navy.
- (2) The Department of the Air Force.
- (3) The Coast Guard.

(c) CONGRESSIONAL NOTIFICATION.—Not later than 7 days after the date on which the Administrator enters into any Memorandum of Understanding under subsection (a) or (b), the Administrator shall notify the Committee on Commerce, Science, and Transportation and the Committee on Armed Services of the Senate and the Committee on Transportation and Infrastructure and the Committee on Armed Services of the House of Representatives.

SEC. 109. TREATMENT OF MEMORANDUM OF AGREEMENT BETWEEN DEPARTMENT OF DEFENSE AND FEDERAL AVIATION ADMINISTRATION.

(a) IN GENERAL.—For purposes of subsection (b) of section 1046 of the John S. McCain National Defense Authorization Act for Fiscal Year 2019 (Public Law 115-232; 49 U.S.C. 40101 note), the Memorandum of Agreement Between the Department of Defense and the FAA entered into on May 10, 2024, is deemed to be notice jointly submitted to the appropriate congressional committees for purposes of such subsection and subsection (a) of such section shall cease to be effective as of such date.

(b) UPDATE AND EFFECT OF MEMORANDUM OF AGREEMENT.—

(1) UPDATE.—The Secretary of Transportation and the Secretary of Defense shall update the memorandum of understanding described in subsection (a) consistent with regulations issued by the Administrator of the Federal Aviation Administration pursuant to section 103(a)(2).

(2) EFFECT OF MEMORANDUM OF AGREEMENT.—The memorandum of agreement described in subsection (a) shall remain in force subject to—

(A) any modifications made jointly by the Secretary of Transportation and the Secretary of Defense;

(B) termination by either such Secretary; or

(C) modification or termination by law.

SA 4191. Mr. THUNE submitted an amendment intended to be proposed by him to the bill H.R. 6938, making consolidated appropriations for the fiscal year ending September 30, 2026, and for other purposes; which was ordered to lie on the table; as follows:

Strike "1 day" and insert "3 days"

SA 4192. Mrs. BLACKBURN submitted an amendment intended to be proposed by her to the bill H.R. 6938,

making consolidated appropriations for the fiscal year ending September 30, 2026, and for other purposes; which was ordered to lie on the table; as follows:

At the end of title I of division C, add the following:

SEC. 1. PLACEMENT OF MOVABLE, TEMPORARY STRUCTURES ON CERTAIN FEDERAL LAND TO SECURE AN INTERNATIONAL BORDER OF THE UNITED STATES.

(a) DEFINITIONS.—In this section:

(1) BORDER STATE.—The term "Border State" means a State that is adjacent to the northern border or southern border.

(2) FEDERAL LAND.—The term "Federal land" means land under the jurisdiction and management of a Federal land management agency that is adjacent to the northern border or southern border.

(3) FEDERAL LAND MANAGEMENT AGENCY.—The term "Federal land management agency" means—

- (A) the Bureau of Indian Affairs;
- (B) the Bureau of Land Management;
- (C) the Bureau of Reclamation;
- (D) the Forest Service;
- (E) the United States Fish and Wildlife Service; and
- (F) the National Park Service.

(4) NORTHERN BORDER.—The term "northern border" means the international border between the United States and Canada.

(5) OPERATIONAL CONTROL.—The term "operational control" has the meaning given such term in section 2(b) of the Secure Fence Act of 2006 (8 U.S.C. 1701 note; Public Law 109-367).

(6) SECRETARY CONCERNED.—The term "Secretary concerned" means—

(A) the Secretary of the Interior, with respect to Federal land under the jurisdiction and management of the Secretary of the Interior, acting through, as applicable—

- (i) the Director of the Bureau of Indian Affairs;
- (ii) the Director of the Bureau of Land Management;
- (iii) the Commissioner of Reclamation;
- (iv) the Director of the United States Fish and Wildlife Service; and
- (v) the Director of the National Park Service; and

(B) the Secretary of Agriculture, with respect to National Forest System land, acting through the Chief of the Forest Service.

(7) SOUTHERN BORDER.—The term "southern border" means the international border between the United States and Mexico.

(b) SPECIAL USE AUTHORIZATION.—Subject to subsection (c), the Secretary concerned shall not require a Border State to obtain a special use authorization for the temporary placement on Federal land within the Border State of a movable, temporary structure for the purpose of securing the northern border or southern border, if the Border State submits to the Secretary concerned notice of the proposed placement not later than 45 days before the date of the proposed placement.

(c) TEMPORARY PLACEMENT.—

(1) IN GENERAL.—A movable, temporary structure described in subsection (b) may be placed by a Border State on Federal land in accordance with that subsection for a period of not more than 1 year, subject to paragraph (2).

(2) EXTENSION.—

(A) IN GENERAL.—The period described in paragraph (1) may be extended in 90-day increments, on approval by the Secretary concerned.

(B) CONSULTATION REQUIRED.—The Secretary concerned shall consult with the Commissioner of U.S. Customs and Border Protection for purposes of determining whether

to approve an extension under subparagraph (A).

(C) APPROVAL.—The Secretary concerned shall approve a request for an extension under this paragraph if the Commissioner of U.S. Customs and Border Protection determines that operational control has not been achieved as of the date of the consultation required under subparagraph (B).

SA 4193. Mrs. BLACKBURN submitted an amendment intended to be proposed by her to the bill H.R. 6938, making consolidated appropriations for the fiscal year ending September 30, 2026, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. ____ . STUDY OF NATIONAL SECURITY RISKS POSED BY CERTAIN ROUTERS AND MODEMS.

(a) IN GENERAL.—The Secretary shall conduct a study of the national security risks and cybersecurity vulnerabilities posed by consumer routers, modems, and devices that combine a modem and router that are designed, developed, manufactured, or supplied by persons owned by, controlled by, or subject to the influence of a covered country.

(b) REPORT TO CONGRESS.—Not later than 1 year after the date of the enactment of this Act, the Secretary shall submit to the Committee on Energy and Commerce of the House of Representatives and the Committee on Commerce, Science, and Transportation of the Senate a report on the results of the study conducted under subsection (a).

(c) DEFINITIONS.—In this section:

(1) COVERED COUNTRY.—The term “covered country” means a country specified in section 4872(f)(2) of title 10, United States Code.

(2) SECRETARY.—The term “Secretary” means the Secretary of Commerce, in consultation with the Assistant Secretary of Commerce for Communications and Information.

SA 4194. Mrs. BLACKBURN submitted an amendment intended to be proposed by her to the bill H.R. 6938, making consolidated appropriations for the fiscal year ending September 30, 2026, and for other purposes; which was ordered to lie on the table; as follows:

At the end of division A, add the following:

TITLE VI—PRESERVATION OF CASH BAIL
Subtitle A—States and Local Governments

SEC. 611. SHORT TITLE.

This subtitle may be cited as the “Keep Violent Criminals Off Our Streets Act”.

SEC. 612. PROHIBITION ON GRANTS FOR CERTAIN ENTITIES.

Section 502 of title I of the Omnibus Crime Control and Safe Streets Act of 1968 (34 U.S.C. 10153) is amended—

(1) in the matter designated as subsection (A), by striking “(A) IN GENERAL” and inserting “(a) IN GENERAL”; and

(2) by adding at the end the following:

“(c) INELIGIBILITY.—

“(1) COVERED OFFENSE DEFINED.—In this subsection, the term ‘covered offense’ means a criminal offense that poses a clear threat to public safety and order, including—

“(A) an offense involving a violent or sexual act, such as murder, rape, sexual assault, carjacking, robbery, burglary, or assault; and

“(B) an offense that promotes public disorder, such as looting, vandalism, destruction of property, rioting or inciting to riot, or fleeing from a law enforcement officer.

“(2) PROHIBITION.—With respect to the fiscal year beginning on the first October 1 oc-

curing after the date of enactment of the Keep Violent Criminals Off Our Streets Act, and each fiscal year thereafter, the Attorney General may not award, renew, or extend a grant under this subpart to a State or unit of local government that has in effect a policy or law that substantially limits cash bail as a potential condition for every individual charged with a covered offense in the State or the area under the jurisdiction of the unit of local government.”.

Subtitle B—District of Columbia

SEC. 621. SHORT TITLE.

This subtitle may be cited as the “District of Columbia Cash Bail Reform Act of 2026”.

SEC. 622. MANDATORY PRETRIAL AND POST-CONVICTION DETENTION FOR CRIME OF VIOLENCE OR DANGEROUS CRIME.

(a) PRETRIAL DETENTION.—Section 23-1322, District of Columbia Official Code, is amended—

(1) in subsection (a), by striking “with an offense” and inserting “with an offense, other than a crime of violence or dangerous crime (as such terms are defined in section 1331 of this title).”; and

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

“(j) Notwithstanding any other provision of this section, the judicial officer shall order each person charged with a crime of violence or a dangerous crime (as such terms are defined in section 1331 of this title) to be detained for the period before trial.”.

(b) POST-CONVICTION DETENTION.—Section 23-1325, District of Columbia Official Code, is amended—

(1) in subsection (b), by striking “unless” and all that follows through “section 23-1321”; and

(2) in subsection (c), by striking “unless” and all that follows through “section 23-1321”; and

(3) by adding at the end the following new subsection:

“(e) The provisions of this section shall apply with respect to a person convicted of a crime of violence or a dangerous crime (as such terms are defined in section 1331 of this title).”.

(c) CHANGES TO DEFINITION OF DANGEROUS CRIME.—Section 23-1331(3), District of Columbia Official Code, is amended—

(1) in subparagraph (E), by striking “Burglary or attempted burglary” and inserting “Burglary in the first degree, attempted burglary in the first degree, or burglary with a dangerous weapon”; and

(2) in subparagraph (G), by striking “Robbery or attempted robbery” and inserting “Robbery in the first degree, attempted robbery in the first degree, or robbery with a dangerous weapon”.

(d) CHANGES TO DEFINITION OF CRIME OF VIOLENCE.—Section 23-1331(4), District of Columbia Official Code, is amended—

(1) by striking “burglary” and inserting “burglary in the first degree, attempted burglary in the first degree, or burglary with a dangerous weapon”; and

(2) by striking “robbery” and inserting “robbery in the first degree, attempted robbery in the first degree, or robbery with a dangerous weapon”.

(e) CONFORMING AMENDMENTS.—

(1) REMOVAL OF CRIME OF VIOLENCE AND DANGEROUS CRIME FROM PRETRIAL RELEASE PROCEDURES.—Section 23-1322, District of Columbia Official Code, is further amended—

(A) in subsection (b)(1)—

(i) by striking subparagraph (A); and

(ii) by redesignating subparagraphs (B) through (D) as subparagraphs (A) through (C), respectively;

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

“(c) Subject to rebuttal by the person, it shall be presumed that no condition or com-

bination of conditions of release will reasonably assure the safety of any other person and the community if the judicial officer finds that there is probable cause to believe that the person—

“(1) has threatened, injured, intimidated, or attempted to threaten, injure, or intimidate a law enforcement officer, an officer of the court, or a prospective witness or juror in any criminal investigation or judicial proceeding;

“(2) violated section 3 of the Act of July 8, 1932 (sec. 22-4503, D.C. Official Code), section 4(a) of such Act (sec. 22-4504(a), D.C. Official Code), or section 4(a-1) of such Act (sec. 22-4504(a)(1), D.C. Official Code); or

“(3) violated the Firearm Control Regulations Act of 1975 (sec. 7-2501.01 et seq., D.C. Official Code) while on probation, parole, or supervised release for committing a dangerous crime or a crime of violence (as such terms are defined in section 1331 of this title) and while armed with or having readily available a firearm, imitation firearm, or other deadly or dangerous weapon as described in section 2(a) of the Act of July 8, 1932 (sec. 22-4502(a), D.C. Official Code).”;

(C) in subsection (e)(1), by striking “is a crime of” and all that follows through “, or”; and

(D) in subsection (f), by striking paragraph (3).

(2) REMOVAL OF MURDER OFFENSES FROM PRETRIAL RELEASE PROCEDURES.—Section 23-1325, District of Columbia Official Code, as amended by subsection (b), is amended—

(A) by striking subsection (a); and

(B) by redesignating subsections (b) through (e) as subsections (a) through (d), respectively.

SEC. 623. REQUIRING CASH BAIL FOR RELEASE OF INDIVIDUALS CHARGED WITH PUBLIC SAFETY OR ORDER OFFENSES.

(a) IN GENERAL.—Section 23-1321, District of Columbia Official Code, is amended—

(1) in subsection (a)—

(A) in paragraph (1), by striking “Released” and inserting “Except as provided under paragraph (5), released”; and

(B) in paragraph (3), by striking “; or” and inserting a semicolon;

(C) in paragraph (4), by striking the period at the end and inserting “; or”; and

(D) by adding at the end the following new paragraph:

“(5) With respect to a person charged with a public safety or order crime (as such term is defined in section 1331 of this title), released only upon execution of a secured appearance bond (as such term is defined in section 1331 of this title) and subject to any requirement under subsections (b) and (c) of this section as the judicial officer may order.”;

(2) in subsection (b), by striking “or upon execution of an unsecured appearance bond in an amount specified by the court,” and inserting “upon execution of an unsecured appearance bond in an amount specified by the court, or upon execution of a secured appearance bond under subsection (a)(5).”; and

(3) by adding at the end the following new subsection:

“(f) A person who is released upon the execution of an appearance bond with a surety, under subsection (a)(5), may be arrested by the surety, and if so arrested, shall be delivered promptly to a United States marshal and brought before a judicial officer in the District of Columbia. The judicial officer shall determine in accordance with the provisions of this section whether to revoke the release of the person, and may absolve the surety of responsibility to pay all or part of the bond in accordance with the provisions of rule 46 of the Federal Rules of Criminal Procedure. The person so committed shall be

held in official detention until released pursuant to this title or any other provision of law.”.

(b) DEFINITIONS.—

(1) PUBLIC SAFETY OR ORDER CRIME DEFINED.—Section 23-1331, District of Columbia Official Code, is amended by adding at the end the following new paragraph:

“(7) The term ‘public safety or order crime’ means failure to appear when ordered to do so by a judicial officer; obstruction of justice; fleeing from a law enforcement officer; rioting; inciting a riot; destruction of property; stalking; burglary or robbery (other than burglary or robbery in the first degree or with a dangerous weapon); or a previous conviction of any such offense, or substantially similar offense, under Federal, State, or local law.”.

(2) SECURED APPEARANCE BOND DEFINED.—Section 23-1331, District of Columbia Official Code, is further amended by adding at the end the following new paragraph:

“(8) The term ‘secured appearance bond’ means an agreement to forfeit upon failing to appear as required, the designated property, including money, as is reasonably necessary to assure the appearance of the person as required, and post with the court the indicia of ownership of the property, or a percentage of the money as the judicial officer may specify; or a bail bond with solvent sureties in whatever amount is reasonably necessary to assure the appearance of the person as required.”.

(c) CONFORMING AMENDMENTS.—Section 23-1321, District of Columbia Official Code, is further amended—

(1) in subsection (a), by striking “with an offense” and all that follows through “shall issue” and inserting “with an offense, other than a crime of violence or dangerous crime (as such terms are defined in section 1331 of this title), the judicial officer shall issue”; and

(2) in subsection (c)—

(A) in paragraph (1)—

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

(ii) in subparagraph (B), by striking “Least restrictive further” and inserting “Further”;

(B) by striking paragraph (3);

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

(D) in paragraph (4), as so redesignated, by striking “additional or different conditions” and inserting “any additional or different condition described under this subsection”.

SEC. 624. APPLICABILITY.

This subtitle, and the amendments made by this subtitle, shall apply with respect to an individual charged with an offense in the District of Columbia on or after the date that is 30 days after the date of the enactment of this Act.

SA 4195. Mr. CRUZ submitted an amendment intended to be proposed by him to the joint resolution S.J. Res. 98, to direct the removal of United States Armed Forces from hostilities within or against Venezuela that have not been authorized by Congress; which was ordered to lie on the table; as follows:

At the end of section 1, add the following:

(5) Members of the United States Armed Forces and intelligence community, and all those involved in the operations within Venezuela related to the January 3, 2026, capture of Nicolás Maduro, including President Donald J. Trump, should be commended for their efforts in a successful mission.

SA 4196. Mr. CRUZ submitted an amendment intended to be proposed by

him to the joint resolution S.J. Res. 98, to direct the removal of United States Armed Forces from hostilities within or against Venezuela that have not been authorized by Congress; which was ordered to lie on the table; as follows:

At the end of section 1, add the following:

(5) The execution of the arrest warrant against Nicolás Maduro on January 3, 2026, and subsequent efforts to prosecute him, enhance the national security of the United States and advance the legitimate democratic aspirations of the people of Venezuela.

SA 4197. Mr. CRUZ submitted an amendment intended to be proposed by him to the joint resolution S.J. Res. 98, to direct the removal of United States Armed Forces from hostilities within or against Venezuela that have not been authorized by Congress; which was ordered to lie on the table; as follows:

In section 2, strike subsection (b) and insert the following:

(b) RULE OF CONSTRUCTION.—Nothing in this section shall be construed—

(1) to prevent the United States from defending itself from an armed attack or threat of an imminent armed attack; or

(2) to prohibit, influence, or disrupt activities by the United States Armed Forces, including the use of force, involving efforts to prevent the flow of illicit drugs into the United States.

SA 4198. Mr. CRUZ submitted an amendment intended to be proposed by him to the joint resolution S.J. Res. 98, to direct the removal of United States Armed Forces from hostilities within or against Venezuela that have not been authorized by Congress; which was ordered to lie on the table; as follows:

At the end of section 1, add the following:

(5) In 1950, Venezuela had one of the world’s strongest economies, ranking as the fourth wealthiest country in the world by GDP per capita.

(6) Venezuela holds the largest proven oil reserves in the world and the largest proven gold reserves in Latin America.

(7) Under the leadership of Nicolás Maduro, Venezuela adopted socialist policies that crippled the country’s economy, caused acute humanitarian crises, and triggered the mass displacement of the Venezuelan population.

SA 4199. Mr. CRUZ submitted an amendment intended to be proposed by him to the joint resolution S.J. Res. 98, to direct the removal of United States Armed Forces from hostilities within or against Venezuela that have not been authorized by Congress; which was ordered to lie on the table; as follows:

At the end of section 1, add the following:

(5) Tren de Aragua is a designated foreign terrorist organization pursuant to section 219 of the Immigration and Nationality Act (8 U.S.C. 1189).

(6) Tren de Aragua has authorized its members to conduct aggression against Texans and Americans across the country, including kidnappings, extortion, the bribery of public officials, and attacks and murders of United States law enforcement.

(7) On June 16, 2024, two Venezuelan nationals and members of Tren de Aragua

raped and murdered 12-year-old Texan Jocelyn Nungaray.

(8) The regime of Nicolás Maduro partnered with and exercised control over Tren de Aragua and Tren de Aragua’s violent activities against Texans and the United States.

SA 4200. Mr. WYDEN submitted an amendment intended to be proposed by him to the bill H.R. 6938, making consolidated appropriations for the fiscal year ending September 30, 2026, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. _____. Not later than 60 days after the date of enactment of this Act, the Department of Justice and the Federal Bureau of Investigation shall provide to the Senate an unclassified report and briefing to related to criminal investigations into individuals employed by Jeffrey Epstein that controlled the movement of funds in and out of the bank accounts of Epstein. The report and briefing shall contain the following information:

(1) A list of all criminal investigations conducted by the Federal Bureau of Investigation into any individual that was employed by Epstein, had signatory authority over the bank accounts of Epstein, or has been an executor or beneficiary of the estate of Epstein at any time. Each investigation identified shall include the subject or target of the investigation, the conduct that was investigated, and the result of the investigation.

(2) A copy of all declination memoranda prepared by the Department of Justice related to any individual that—

(A) was employed by Epstein;

(B) had signatory authority over the bank accounts of Epstein;

(C) had been an executor or beneficiary of the estate of Epstein at any time.

(3) A detailed analysis regarding whether the Federal Bureau of Investigation has ever questioned Darren Indyke, Richard Kahn, or Harry Beller in connection with any criminal investigation into Epstein or Ghislane Maxwell, and, if so, the date on which the individual was questioned.

(4) A list of all cash withdrawals and wire transfers made by Darren Indyke, Richard Kahn, or Harry Beller from the bank accounts of Epstein at JPMorgan Chase & Co., Deutsche Bank, BNY Mellon, or any other financial institution that have been identified by the Federal Bureau of Investigation as related to or in furtherance of the sex trafficking conspiracy of Epstein. Each withdrawal or wire transfer identified shall include the date, amount, and financial institution involved for each withdrawal or wire transfer.

SA 4201. Mr. LUJÁN submitted an amendment intended to be proposed by him to the bill H.R. 6938, making consolidated appropriations for the fiscal year ending September 30, 2026, and for other purposes; which was ordered to lie on the table; as follows:

In title I of division B, in the matter under the heading “SALARIES AND EXPENSES” under the heading “DEPARTMENTAL MANAGEMENT”, strike “: Provided, That” and insert “: Provided, That, of that amount, not less than \$2,000,000 shall be to support small and medium-sized businesses to conduct activities including navigating the rapidly evolving trade and tariff policies of the United States Government: Provided further, That”.

SA 4202. Mr. LUJÁN (for himself and Mr. HEINRICH) submitted an amendment intended to be proposed by him

to the bill H.R. 6938, making consolidated appropriations for the fiscal year ending September 30, 2026, and for other purposes; which was ordered to lie on the table; as follows:

In section 425 of division C, strike “, prior to the completion of the cultural resources investigation identified in the explanatory statement described in section 4 in the matter preceding division A of the Consolidated Appropriations Act, 2021 (Public Law 116-260)”.

SA 4203. Mr. LUJÁN submitted an amendment intended to be proposed by him to the bill H.R. 6938, making consolidated appropriations for the fiscal year ending September 30, 2026, and for other purposes; which was ordered to lie on the table; as follows:

In section 444(a) of division C, strike “763,514,000” and insert “478,514,000”.

In section 444(a) of division C, strike “; (3) \$285,000,000 from the unobligated balances under the heading ‘Department of the Interior—Methane Reduction Infrastructure’”.

SA 4204. Mr. LUJÁN submitted an amendment intended to be proposed by him to the bill H.R. 6938, making consolidated appropriations for the fiscal year ending September 30, 2026, and for other purposes; which was ordered to lie on the table; as follows:

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

SEC. _____. (a) None of the funds made available by this Act under the heading “SCIENCE” under the heading “NATIONAL AERONAUTICS AND SPACE ADMINISTRATION” may be—

(1) used for any purpose other than the programs, projects, and activities specified for such account in this Act and the report accompanying this Act; or

(2) transferred, reprogrammed, deferred, or otherwise withheld from obligation, except pursuant to the reprogramming of funds under section 505 of this Act.

(b) The Administrator of the National Aeronautics and Space Administration—

(1) shall obligate and expend funds made available under the heading “SCIENCE” under the heading “NATIONAL AERONAUTICS AND SPACE ADMINISTRATION” in a manner consistent with the amounts and purposes specified in this Act; and

(2) shall neither take, nor permit to be taken, any action that would impede the timely obligation of such funds without prior notification to the Committees on Appropriations pursuant to section 505 of this Act.

(c) Not later than 30 days after the date of the enactment of this Act, the Administrator of the National Aeronautics and Space Administration shall submit to the Committees on Appropriations a certification that funds appropriated under the heading “SCIENCE” under the heading “NATIONAL AERONAUTICS AND SPACE ADMINISTRATION” have been received and were made available in a manner consistent with congressional intent and without delay.

SA 4205. Mr. WHITEHOUSE submitted an amendment intended to be proposed by him to the bill H.R. 6938, making consolidated appropriations for the fiscal year ending September 30, 2026, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. _____. BLOCKING TRAVEL BY THE SECRETARY OF THE INTERIOR.

Notwithstanding any other provision of any division of this Act, none of the funds appropriated or otherwise made available by any division of this Act may be used to support travel by the Secretary of the Interior until the lease pause issued by the Secretary of the Interior on December 22, 2025, for certain offshore wind facilities is lifted.

SA 4206. Mr. WHITEHOUSE submitted an amendment intended to be proposed by him to the bill H.R. 6938, making consolidated appropriations for the fiscal year ending September 30, 2026, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. _____. BLOCKING PAUSES TO LEASES AND OTHER ACTIVITIES FOR CERTAIN ENERGY PROJECTS.

The Secretary of the Interior may not use any funds provided in any division of this Act to pause, in whole or in part, any lease or activity associated with holding a lease for an applicable energy project during the 1 year period following the issuance of an injunction to a stop work order on that energy project by a Federal court.

SA 4207. Ms. DUCKWORTH submitted an amendment intended to be proposed by her to the bill H.R. 6938, making consolidated appropriations for the fiscal year ending September 30, 2026, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. _____. PUBLICATION AND DISTRIBUTION OF OPINIONS.

Section 521 of title 28, United States Code, is amended—

(1) by inserting “(a) IN GENERAL.—” before “The Attorney General”; and

(2) by adding at the end the following:

“(b) OLC OPINIONS.—

(1) DEFINITIONS.—In this subsection, the following terms shall apply:

“(A) FINAL OLC OPINION.—The term ‘final OLC opinion’ means an OLC opinion that—

“(i) the Attorney General, Assistant Attorney General for the Office of Legal Counsel, or a Deputy Assistant General for the Office of Legal Counsel, has determined is final;

“(ii) is relied upon by government officials or government contractors;

“(iii) is relied upon to formulate legal guidance; or

“(iv) is directly or indirectly cited in another OLC opinion.

“(B) NON-LEGAL OLC GUIDANCE.—The term ‘non-legal OLC guidance’ means a communication from the Office of Legal Counsel of the Department of Justice that—

“(i) is non-legal; and

“(ii)(I) is relied upon by government officials or government contractors;

“(II) is relied upon to formulate legal guidance; or

“(III) is directly or indirectly cited in another OLC opinion.

“(C) OLC OPINION.—The term ‘OLC opinion’—

“(i) means views communicated by the Office of Legal Counsel of the Department of Justice in any other office or agency, or person in an office or agency, in the Executive Branch, including any office in the Department of Justice, the White House, or the Executive Office of the President, and rendered in accordance with sections 511 through 513; and

“(ii) includes—

“(I) in the case of a verbal communication of a legal interpretation, a memorialization of that communication;

“(II) a final OLC opinion;

“(III) a revised OLC opinion; and

“(IV) non-legal OLC guidance.

“(D) REVISED OLC OPINION.—The term ‘revised OLC opinion’ means an OLC opinion—

“(i) that is withdrawn;

“(ii) to which information is added; or

“(iii) from which information is removed.

“(2) REQUIREMENT.—Subject to paragraph (3) and in accordance with paragraph (4), the Attorney General shall publish all OLC opinions on the public website of the Department to be accessed by the public free of charge.

“(3) REDACTION OF CLASSIFIED INFORMATION.—

“(A) IN GENERAL.—In the case of an OLC opinion required to be published under paragraph (2) that contains classified information, the Attorney General shall—

“(i) redact the classified information from the OLC opinion before publication of the OLC opinion; and

“(ii) establish and preserve an accurate record documenting each redaction from the OLC opinion, including information describing in detail why public online disclosure of the classified information would have resulted in the associated harm that pertains to each level of classification.

“(B) LIMITATION.—The Attorney General may not redact information under this paragraph that is sensitive and unclassified unless it is highly likely that disclosure of the information would, either directly or indirectly, result in—

“(i) loss of life,

“(ii) serious bodily harm, or

“(iii) significant economic or property damage.

“(C) SUBMISSION TO CONGRESS.—In the case of an OLC opinion described in subparagraph (A), the Attorney General shall submit the full opinion to—

“(i) any Member of Congress, without redaction;

“(ii) any appropriately cleared congressional staff member, without redaction or with redaction up to top secret depending on the individual’s clearance level; and

“(iii) the Committee on the Judiciary and the Select Committee on Intelligence of the Senate and the Committee on the Judiciary and the Permanent Select Committee on Intelligence of the House of Representatives, which shall create a process through which appropriately cleared congressional staff from other committees may access the opinion, without redaction or with redaction up to top secret depending on the individual’s clearance level.

“(D) PERIODIC REVIEW.—To the maximum extent practicable, the Attorney General shall, on a continual basis and not less frequently than once every 90 days—

“(i) review every OLC opinion published under this subsection that contains redactions of classified information; and

“(ii) remove any redactions that no longer protect information that is classified as either sensitive, secret, or top secret.

“(4) DEADLINE FOR PUBLICATION.—

“(A) IN GENERAL.—Except as provided in subparagraph (B), each OLC opinion issued by the Office of Legal Counsel of the Department after the date of enactment of the DOJ OLC Transparency Act shall be published in accordance with this section as soon as practicable, but not later than 48 hours.

“(B) EXCEPTION.—If the Attorney General determines that publishing an OLC opinion described in subparagraph (A) risks alerting the target of an ongoing sensitive law enforcement operation, the OLC opinion shall

be published not later than 48 hours following the completion of the initial operation.

“(C) PREVIOUSLY ISSUED OPINIONS.—In the case of OLC opinions issued before the date of enactment of the DOJ OLC Transparency Act, the Attorney General shall, subject to subparagraph (D)—

“(i) not later than 30 days after the date of enactment of the DOJ OLC Transparency Act, publish all of the OLC opinions issued during fiscal years 2020 through 2023;

“(ii) not later than 60 days after the date of enactment of the DOJ OLC Transparency Act, publish all of the OLC opinions issued during fiscal years 2000 through 2019;

“(iii) not later than 90 days after the date of enactment of the DOJ OLC Transparency Act, publish all of the OLC opinions issued during fiscal years 1980 through 1999;

“(iv) not later than 120 days after the date of enactment of the DOJ OLC Transparency Act, publish all of the OLC opinions issued during fiscal years 1960 through 1979; and

“(v) not later than 2 years after the date of enactment of the DOJ OLC Transparency Act, publish all of the OLC opinions issued before fiscal year 1960.

“(D) DESCRIPTION OF CERTAIN OPINIONS.—In the case of an OLC opinion issued by the Office of Legal Counsel of the Department before the date of enactment of the DOJ OLC Transparency Act for which the text of the OLC opinion cannot be located, the Attorney General shall—

“(i) publish a description of the OLC opinion; and

“(ii) submit a written certification to Congress, under penalty of perjury, that—

“(I) a good faith effort was made to find the text of the OLC opinion; and

“(II) the text of the OLC opinion is unavailable.

“(5) RIGHT OF ACTION.—

“(A) IN GENERAL.—On complaint brought by a complainant who has been harmed as a result of being deprived access to an OLC opinion that is required to be made available to the public free of charge on the public website of the Department under this subsection, the district court of the United States in the district in which the complainant resides, or has his principal place of business, or in the District of Columbia, has jurisdiction to enjoin the Office of Legal Counsel from withholding information required to be made available under this subsection and to order the production of information improperly withheld from the complainant.

“(B) REVIEW.—In a case brought under subparagraph (A)—

“(i) the court shall—

“(I) determine the matter de novo; and

“(II) examine the contents of the opinion issued by the Office of Legal Counsel in camera to determine whether such information or any part thereof shall be withheld under paragraph (3); and

“(ii) the burden is on the Office of Legal Counsel to sustain its action.”

SA 4208. Mr. THUNE submitted an amendment intended to be proposed by him to the bill H.R. 6938, making consolidated appropriations for the fiscal year ending September 30, 2026, and for other purposes; which was ordered to lie on the table; as follows:

At the end add the following.

“This Act shall take effect 1 day after the date of enactment.”

SA 4209. Mr. THUNE submitted an amendment intended to be proposed to amendment SA 4208 submitted by Mr. THUNE and intended to be proposed to

the bill H.R. 6938, making consolidated appropriations for the fiscal year ending September 30, 2026, and for other purposes; which was ordered to lie on the table; as follows:

Strike “1 day” and insert “2 days”

SA 4210. Mr. THUNE submitted an amendment intended to be proposed to amendment SA 4209 submitted by Mr. THUNE and intended to be proposed to the amendment SA 4208 proposed by Mr. THUNE to the bill H.R. 6938, making consolidated appropriations for the fiscal year ending September 30, 2026, and for other purposes; which was ordered to lie on the table; as follows:

At the end add the following.

“This Act shall take effect 5 day after the date of enactment.”

SA 4211. Mr. THUNE submitted an amendment intended to be proposed to amendment SA 4210 submitted by Mr. THUNE and intended to be proposed to the amendment SA 4209 proposed by Mr. THUNE to the bill H.R. 6938, making consolidated appropriations for the fiscal year ending September 30, 2026, and for other purposes; which was ordered to lie on the table; as follows:

Strike “5 day” and insert “6 days”

SA 4212. Mr. THUNE submitted an amendment intended to be proposed to amendment SA 4211 submitted by Mr. THUNE and intended to be proposed to the amendment SA 4210 proposed by Mr. THUNE to the bill H.R. 6938, making consolidated appropriations for the fiscal year ending September 30, 2026, and for other purposes; which was ordered to lie on the table; as follows:

Strike “6 day” and insert “7 days”

SA 4213. Mr. WYDEN submitted an amendment intended to be proposed by him to the bill H.R. 6938, making consolidated appropriations for the fiscal year ending September 30, 2026, and for other purposes; which was ordered to lie on the table; as follows:

On page 18, line 9, insert before the period the following: “: Provided further, That \$300,000 shall be made available to procure additional tsunami warning data.”

SA 4214. Mr. PADILLA submitted an amendment intended to be proposed by him to the bill H.R. 6938, making consolidated appropriations for the fiscal year ending September 30, 2026, and for other purposes; which was ordered to lie on the table; as follows:

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

SEC. _____. The Administrator of National Aeronautics and Space Administration shall not carry out reductions of force at the National Aeronautics and Space Administration.

SA 4215. Mr. PADILLA submitted an amendment intended to be proposed by him to the bill H.R. 6938, making consolidated appropriations for the fiscal year ending September 30, 2026, and for other purposes; which was ordered to lie on the table; as follows:

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

SEC. 223. None of the funds made available to the Executive Office for Immigration Review under this title may be used for immigration judges who facilitate any arrest by U.S. Immigration and Customs Enforcement officers or agents at any courthouse.

SA 4216. Mr. PADILLA submitted an amendment intended to be proposed by him to the bill H.R. 6938, making consolidated appropriations for the fiscal year ending September 30, 2026, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. _____. **REINSTATEMENT OF GRANTS UNDER THE REGIONAL CLEAN HYDROGEN HUBS PROGRAM.**

(a) DEFINITION OF COVERED AWARD.—In this section, the term “covered award” means an award provided under the Regional Clean Hydrogen Hubs Program of the Department of Energy.

(b) NO RENEGOTIATION OR RESCOPING.—No agency or entity funded in this Act may terminate in whole or in part, require a renegotiation or rescoping of, or decide not to fund a future budget period of a covered award on the basis that the covered award no longer effectuates the program goals or agency priorities, including pursuant to section 200.340(a)(4) of title 2, Code of Federal Regulations (or a successor regulation).

(c) REINSTATEMENT.—Any covered award that was terminated by any agency or entity funded in this Act during the period beginning on September 30, 2024, and ending on the date of enactment of this Act for no longer effectuating the program goals or agency priorities, including pursuant to section 200.340(a)(4) of title 2, Code of Federal Regulations, shall be reinstated by such agency or entity under its previous terms and conditions.

SA 4217. Mr. PADILLA submitted an amendment intended to be proposed by him to the bill H.R. 6938, making consolidated appropriations for the fiscal year ending September 30, 2026, and for other purposes; which was ordered to lie on the table; as follows:

At the end of title I of division C, add the following:

SITE OF SMITHSONIAN NATIONAL MUSEUM OF THE AMERICAN LATINO

SEC. 1 _____. (a)(1) Notwithstanding any other provision of law or regulation, including section 8908(c) of title 40, United States Code, the Smithsonian National Museum of the American Latino may be located within the Reserve (as defined in section 8902(a) of title 40, United States Code).

(2) Section 201(g)(4) of division T of the Consolidated Appropriations Act, 2021 (20 U.S.C. 80u(g)(4)) is amended by striking “, except that” and all that follows and inserting a period.

(b) Section 201(g)(2) of division T of the Consolidated Appropriations Act, 2021 (20 U.S.C. 80u(g)(2)) is amended to read as follows:

“(2) SITE UNDER THE JURISDICTION OF ANOTHER FEDERAL AGENCY.—

“(A) NOTIFICATION TO OTHER AGENCY OR ENTITY.—The Board of Regents shall not designate a site for the Museum that is under the administrative jurisdiction of another Federal agency or entity without first notifying the head of the Federal agency or entity.

“(B) NOTIFICATION TO COMMITTEES.—Once notified under subparagraph (A), the head of the Federal agency or entity shall promptly

submit written notification to the Chair and ranking minority members of the Committee on Rules and Administration, the Committee on Appropriations, and the Committee on Energy and Natural Resources of the Senate, and the Committee on House Administration, the Committee on Natural Resources, the Committee on Transportation and Infrastructure, and the Committee on Appropriations of the House of Representatives, stating that the Federal agency or entity was notified by the Board of Regents that a site under its jurisdiction was designated and that a transfer will be initiated as soon as practicable.

“(C) TRANSFER.—As soon as practicable after the date on which the individuals described in subparagraph (B) receive the written notification described in such subparagraph, the head of the Federal agency or entity shall transfer to the Smithsonian Institution its administrative jurisdiction over the land or structure that has been designated as the site for the Museum.”

(c) Section 201(d)(2)(D) of division T of the Consolidated Appropriations Act, 2021 (20 U.S.C. 80u(d)(2)(D)) is amended to read as follows:

“(D) ENSURING DIVERSITY OF POLITICAL VIEWPOINTS AND AUTHENTIC EXPERIENCES.—

“(i) IN GENERAL.—The Board of Trustees shall ensure that the exhibits and programs of the Museum accurately and comprehensively represent the varied cultures, histories, events, and values of Hispanic or Latino communities.

“(ii) SPECIFIC REQUIREMENTS.—In carrying out its duties, the Board of Trustees shall ensure that it seeks and utilizes to its maximum ability guidance from a broad array of knowledgeable and respected sources reflecting the diversity of the political viewpoints and authentic experiences held by Hispanics or Latinos in the United States, and shall seek such guidance for both the creation and substantial revision of exhibits and programs.

“(iii) DEFINITIONS.—In this subparagraph—
“(I) the term ‘broad array’ means a range of experts and publications that represent the broad spectrum of Hispanic or Latino communities, to include varied viewpoints, political ideologies, cultures, and lived experiences in the United States; and

“(II) the term ‘knowledgeable and respected source’ means an individual who has gained through education, publication, or witnessing an important or historical event, the ability to advise on at least one unique viewpoint or experience of a particular Hispanic or Latino community, and whose knowledge has been relied upon by a notable segment of that community for education, heritage preservation, or historical purposes, and includes the work of such an individual which reflects such ability and knowledge.”

(d) Not later than 120 days after the date of enactment of this Act and every 2 years thereafter, the Secretary of the Smithsonian shall submit to the Committee on Natural Resources of the House of Representatives, the Committee on Energy and Natural Resources of the Senate, the Committee on House Administration of the House of Representatives, the Committee on Rules and Administration of the Senate, the Committee on Transportation and Infrastructure of the House of Representatives, the Committee on Appropriations of the House of Representatives, and the Committee on Appropriations of the Senate, a report on actions taken by the Director of the Smithsonian National Museum of the American Latino Museum and the Board of Trustees of the Museum to comply with the requirements of the amendments made by subsection (c), including a description of actions taken with respect to substantial revisions

of current exhibits and programs as well the planning of future exhibits and programs.

(e) This section and the amendments made by this section shall take effect as if included in the enactment of section 201 of division T of the Consolidated Appropriations Act, 2021 (20 U.S.C. 80u).

SA 4218. Mr. PADILLA submitted an amendment intended to be proposed by him to the bill H.R. 6938, making consolidated appropriations for the fiscal year ending September 30, 2026, and for other purposes; which was ordered to lie on the table; as follows:

At the end of title I of division C, add the following:

PROHIBITION ON USE OF FUNDS FOR CERTAIN NONRESIDENT FEES FOR ENTRANCE TO UNITS OF THE NATIONAL PARK SYSTEM

SEC. 1. None of the funds made available under any division of this Act may be used by the Secretary of the Interior to administer the nonresident America the Beautiful—the National Parks and Federal Recreational Lands Pass or the \$100 nonresident fee for entrance to certain units of the National Park System that went into effect on January 1, 2026, until the date on which the Secretary of the Interior provides the public with an opportunity to participate in the development of, and modification to, the entrance fee to units of the National Park System pursuant to the Federal Lands Recreation Enhancement Act (16 U.S.C. 6801 et seq.) with respect to the nonresident pass and nonresident fees.

SA 4219. Mr. LUJÁN (for himself, Mr. WYDEN, and Ms. CORTEZ MASTO) submitted an amendment intended to be proposed by him to the bill H.R. 6938, making consolidated appropriations for the fiscal year ending September 30, 2026, and for other purposes; which was ordered to lie on the table; as follows:

In title I of division A, in the matter under the heading “SALARIES AND EXPENSES” under the heading “DEPARTMENTAL MANAGEMENT”, strike “; Provided, That” and insert “; Provided, That, of that amount, not less than \$2,000,000 shall be to support small and medium-sized businesses to conduct activities including navigating the rapidly evolving trade and tariff policies of the United States Government: *Provided further, That*”.

SA 4220. Mr. JOHNSON submitted an amendment intended to be proposed by him to the bill H.R. 6938, making consolidated appropriations for the fiscal year ending September 30, 2026, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. ____ REISSUANCE OF RULE REMOVING THE GRAY WOLF FROM THE LIST OF ENDANGERED AND THREATENED WILDLIFE.

(a) IN GENERAL.—Not later than 60 days after the date of enactment of this Act, the Director of the United States Fish and Wildlife Service shall reissue the final rule entitled “Endangered and Threatened Wildlife and Plants; Removing the Gray Wolf (*Canis lupus*) From the List of Endangered and Threatened Wildlife” (85 Fed. Reg. 69778 (November 3, 2020)).

(b) NO JUDICIAL REVIEW.—Reissuance of the final rule described in subsection (a) shall not be subject to judicial review.

SA 4221. Mr. WELCH (for himself, Mr. SANDERS, Mr. BOOKER, Mr. MERKLEY,

Mr. BLUMENTHAL, Ms. ALSOBROOKS, and Mr. BENNET) submitted an amendment intended to be proposed by him to the bill H.R. 6938, making consolidated appropriations for the fiscal year ending September 30, 2026, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. ____ DATABASE AND WEBPAGE FOR INFORMATION ON BILLION-DOLLAR DISASTERS.

(a) IN GENERAL.—The Administrator of the National Oceanic and Atmospheric Administration (in this section referred to as the “Administrator”) shall establish and maintain a database and webpage that is available to the public and contains information on each billion-dollar disaster that occurs each year in the United States.

(b) UPDATE.—Not less frequently than biannually, the Administrator shall update the database and webpage required under subsection (a) as new information is available.

(c) MATTERS TO BE INCLUDED.—The database and webpage required under subsection (a) shall include the following:

(1) With respect to each billion-dollar disaster included in the database and webpage—

(A) the estimated cost of the disaster;

(B) the type of disaster;

(C) the location of the disaster;

(D) the date or dates of the disaster; and

(E) such other information regarding the disaster as the Administrator considers appropriate.

(2) Visual graphs and mapping features showing the trajectory of disasters over time and the distribution of types of disasters across the United States that are similar, if not identical, to those features produced by the National Centers for Environmental Information from 1980 through 2024 and that were available and updated online at www.ncei.noaa.gov/access/billions/ until May 9, 2025.

(d) DATA TO BE USED.—In establishing and maintaining the database required under subsection (a), the Administrator shall use data available to the Administrator and may collaborate with Federal and non-Federal partners as necessary, such as those partners with which the Administrator collaborated previously while the database specified under subsection (c)(2) was active from 1980 through 2024.

(e) INCLUSION OF OTHER DISASTERS.—The Administrator may include in the database required under subsection (a) a disaster that is not a billion-dollar disaster if the Administrator determines that the inclusion of the disaster in the database would be appropriate.

(f) MAINTENANCE OF EXISTING DATABASE.—The Administrator shall maintain and update information contained in the previously existing disaster database specified under subsection (c)(2) on the webpage for the National Centers for Environmental Information for archiving and research purposes.

(g) BILLION-DOLLAR DISASTER DEFINED.—In this section, the term “billion-dollar disaster” means a storm or severe weather event that results in \$1,000,000,000 or more in combined direct costs and market costs as determined by the National Centers for Environmental Information.

AUTHORITY FOR COMMITTEES TO MEET

Mr. CORNYN. Mr. President, I have two requests for committees to meet during today’s session of the Senate.