

organization is operated exclusively for the promotion of social welfare for purposes of section 501(c)(4) of the Internal Revenue Code of 1986.

S. 291

At the request of Mr. INHOFE, the name of the Senator from Arkansas (Mr. COTTON) was added as a cosponsor of S. 291, a bill to amend the Immigration and Nationality Act to provide for extensions of detention of certain aliens ordered removed, and for other purposes.

S. 305

At the request of Mr. HATCH, the name of the Senator from North Carolina (Mr. TILLIS) was added as a cosponsor of S. 305, a bill to protect American job creation by striking the Federal mandate on employers to offer health insurance.

S. 313

At the request of Mr. GRASSLEY, the name of the Senator from North Dakota (Ms. HEITKAMP) was added as a cosponsor of S. 313, a bill to amend title XVIII of the Social Security Act to add physical therapists to the list of providers allowed to utilize locum tenens arrangements under Medicare.

S. 338

At the request of Mr. BURR, the name of the Senator from Georgia (Mr. ISAKSON) was added as a cosponsor of S. 338, a bill to permanently reauthorize the Land and Water Conservation Fund.

S. 373

At the request of Mr. THUNE, the names of the Senator from Alabama (Mr. SHELBY), the Senator from Delaware (Mr. COONS) and the Senator from Louisiana (Mr. CASSIDY) were added as cosponsors of S. 373, a bill to provide for the establishment of nationally uniform and environmentally sound standards governing discharges incidental to the normal operation of a vessel.

S. 439

At the request of Mr. FRANKEN, the name of the Senator from Vermont (Mr. LEAHY) was added as a cosponsor of S. 439, a bill to end discrimination based on actual or perceived sexual orientation or gender identity in public schools, and for other purposes.

S. 441

At the request of Mr. NELSON, the name of the Senator from Arkansas (Mr. COTTON) was added as a cosponsor of S. 441, a bill to amend the Federal Food, Drug, and Cosmetic Act to clarify the Food and Drug Administration's jurisdiction over certain tobacco products, and to protect jobs and small businesses involved in the sale, manufacturing and distribution of traditional and premium cigars.

S. 474

At the request of Mr. TOOMEY, the name of the Senator from Arkansas (Mr. COTTON) was added as a cosponsor of S. 474, a bill to require State educational agencies that receive funding under the Elementary and Secondary Education Act of 1965 to have in effect

policies and procedures on background checks for school employees.

S. 490

At the request of Mr. INHOFE, the name of the Senator from Idaho (Mr. RISCCH) was added as a cosponsor of S. 490, a bill to achieve domestic energy independence by empowering States to control the development and production of all forms of energy on all available Federal land.

S. 491

At the request of Ms. KLOBUCHAR, the name of the Senator from Kentucky (Mr. PAUL) was added as a cosponsor of S. 491, a bill to lift the trade embargo on Cuba.

S. 498

At the request of Mr. CORNYN, the name of the Senator from Pennsylvania (Mr. TOOMEY) was added as a cosponsor of S. 498, a bill to allow reciprocity for the carrying of certain concealed firearms.

S. 505

At the request of Mr. PORTMAN, the name of the Senator from Indiana (Mr. DONNELLY) was added as a cosponsor of S. 505, a bill to amend the Internal Revenue Code of 1986 to extend the Health Coverage Tax Credit.

S. 510

At the request of Mr. PORTMAN, the name of the Senator from Arkansas (Mr. COTTON) was added as a cosponsor of S. 510, a bill to require Senate confirmation of Inspector General of the Bureau of Consumer Financial Protection, and for other purposes.

S. 512

At the request of Mr. HATCH, the name of the Senator from New Mexico (Mr. HEINRICH) was added as a cosponsor of S. 512, a bill to amend title 18, United States Code, to safeguard data stored abroad from improper government access, and for other purposes.

S. 517

At the request of Mr. WYDEN, the name of the Senator from West Virginia (Mrs. CAPITO) was added as a cosponsor of S. 517, a bill to extend the secure rural schools and community self-determination program, to restore mandatory funding status to the payment in lieu of taxes program, and for other purposes.

S. 524

At the request of Mr. WHITEHOUSE, the names of the Senator from Florida (Mr. NELSON), the Senator from Massachusetts (Ms. WARREN), the Senator from Minnesota (Mr. FRANKEN) and the Senator from California (Mrs. FEINSTEIN) were added as cosponsors of S. 524, a bill to authorize the Attorney General to award grants to address the national epidemics of prescription opioid abuse and heroin use.

S. 527

At the request of Mr. SESSIONS, the names of the Senator from Nevada (Mr. HELLER) and the Senator from Nebraska (Mrs. FISCHER) were added as cosponsors of S. 527, a bill to award a Congressional Gold Medal to the Foot

Soldiers who participated in Bloody Sunday, Turnaround Tuesday, or in the final Selma to Montgomery Voting Rights March in March of 1965, which served as a catalyst for the Voting Rights Act of 1965.

S. RES. 84

At the request of Mr. COCHRAN, the names of the Senator from North Carolina (Mr. TILLIS) and the Senator from Georgia (Mr. PERDUE) were added as cosponsors of S. Res. 84, a resolution celebrating Black History Month.

At the request of Mr. BOOKER, the name of the Senator from Rhode Island (Mr. REED) was added as a cosponsor of S. Res. 84, *supra*.

## STATEMENTS ON INTRODUCED BILLS AND JOINT RESOLUTIONS

By Mr. CARDIN (for himself and Ms. COLLINS):

S. 539. A bill to amend title XVIII of the Social Security Act to repeal the Medicare outpatient rehabilitation therapy caps; to the Committee on Finance.

Mr. CARDIN. Mr. President, I rise in support of the Medicare Access to Rehabilitation Services Act, which I am introducing today with my colleague Senator COLLINS. This important bill repeals the monetary caps that limit Medicare beneficiaries' access to medically necessary outpatient physical therapy, occupational therapy, and speech-language pathology services.

Limits on outpatient rehabilitation therapy services under Medicare were first imposed in 1997 as part of the Balanced Budget Act. The decision to impose limits on these services was not based on data, quality-of-care concerns, or clinical judgment—its sole purpose was to limit spending in order to balance the federal budget. Since 1997, Congress has acted over 12 times to prevent the implementation of the therapy caps through moratoriums and an exceptions process. While these short-term actions have provided necessary relief to our seniors, a long-term solution is essential to bring permanent relief and much-needed stability for both patients and providers.

We need a full repeal of the existing caps on physical therapy, occupational therapy, and speech-language pathology services. These annual financial caps limit services often needed after a stroke, traumatic brain injury, or spinal cord injury, or to effectively manage conditions such as Parkinson's disease, multiple sclerosis, and arthritis. Arbitrary caps on these vital Medicare outpatient therapy services are simply unacceptable. They also discriminate against the oldest and sickest Medicare beneficiaries, who typically require the most intensive therapy, and disadvantage Medicare beneficiaries who live in regions with higher health care costs.

In a 2009 report issued by the Medicare Payment Advisory Committee, MEDPAC, it was estimated that the

therapy cap, if enforced without an exceptions process, could negatively impact 931,000 Medicare beneficiaries. Arbitrarily capping outpatient rehabilitation therapy services would likely cause some beneficiaries to delay necessary care, force others to assume higher out-of-pocket costs, and disrupt the continuum of care for many seniors and individuals with disabilities.

I urge my colleagues to join me and Senator COLLINS in supporting the Medicare Access to Rehabilitation Services Act to ensure that our seniors have access to the outpatient rehabilitation therapy services that they need.

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

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

S. 539

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

#### SECTION 1. SHORT TITLE.

This Act may be cited as the “Medicare Access to Rehabilitation Services Act of 2015”.

#### SEC. 2. OUTPATIENT THERAPY CAP REPEAL.

Section 1833 of the Social Security Act (42 U.S.C. 1395(l)) is amended by striking subsection (g).

By Ms. COLLINS (for herself and Ms. HEITKAMP):

S. 540. A bill to amend the Richard B. Russell National School Lunch Act to require the Secretary of Agriculture to make loan guarantees and grants to finance certain improvements to school lunch facilities, to train school food service personnel, and for other purposes; to the Committee on Agriculture, Nutrition, and Forestry.

Ms. COLLINS. Mr. President, I am pleased today to join my friend and colleague from North Dakota, Senator HEITKAMP, in introducing the School Food Modernization Act to assist schools in providing healthier meals to students throughout the country.

School meals play a vital role in the lives of our young people. More than 30 million children participate in the National School Lunch Program every school day. In Maine, 40 percent of children qualify for free or reduced-price meals based on household income.

The food served at schools to these children affects their health and well-being. Many children consume up to half their daily caloric intake at school. In fact, children often get their most nutritious meal of the day at school instead of at home. At the same time, too many of our children are at risk of serious disease. One-third of the children in this country are overweight or obese, which increases their risk for heart disease, high blood pressure, Type 2 Diabetes and other chronic diseases. These conditions may have a lifelong effect on their health as they grow to adulthood.

In response to concerns about the health of our children, our schools have stepped up to the plate. Nationwide,

schools are working diligently to meet the new U.S. Department of Agriculture standards and serve healthier meals. For example, in the New Sweden Consolidated School in Aroostook County, ME, food service manager Melanie Lagasse prepares meals from scratch instead of opening cans or pushing a defrost button. The school's 64 students, ranging from preschool to eighth grade, have grown to relish the chicken stew, baked fish, and meatloaf that she makes fresh.

Many schools, however, lack the right tools for preparing meals rich in fresh ingredients and must rely on workarounds that are expensive, inefficient, and unsustainable. Schools built decades ago lack the tools and the infrastructure necessary beyond reheating and holding food for meal service.

To serve healthier meals to their students, 99 percent of Maine school districts need at least one piece of equipment and almost half, 48 percent, of districts need kitchen infrastructure upgrades. The median equipment need per school is \$45,000.

Even more costly would be making the required changes to infrastructure. Forty-eight percent of Maine schools need some kind of infrastructure change to serve healthy meals. For example, 41 percent of schools need more physical space, 22 percent need more electrical capacity, 21 percent need more plumbing capacity, and 19 percent need more ventilation.

Add the equipment costs together with the infrastructure costs and it is estimated that overall, \$58.8 million would be needed just in Maine to serve healthy meals to all of our students. That far exceeds the \$111,000 in grants that the USDA awarded Maine during the last two fiscal years for new equipment.

Our bill authorizes loan guarantee assistance and grants for school equipment and infrastructure improvements, thereby helping food service personnel meet nutrition standards. First, it would establish a loan guarantee assistance program within USDA to help schools acquire new equipment to prepare and serve healthier, more nutritious meals to students. School administrators and other eligible borrowers could obtain Federal guarantees for 80 percent of the loan value needed to construct, remodel, or expand their kitchens, dining, or food storage infrastructure.

Second, the bill would provide targeted grant assistance to give school administrators and food service directors the seed funding needed to upgrade kitchen infrastructure or to purchase high-quality, durable kitchen equipment such as commercial ovens, steamers, and stoves.

Finally, to aid school food service personnel in meeting the nutrition guidelines, the legislation would strengthen training and provide technical assistance by authorizing USDA to provide support on a competitive basis to highly qualified third-party

trainers to develop and administer training and technical assistance, including online programs.

We need to start our school children off on the right food every day. If they are going to be able to learn and compete, they need to be healthy and their minds and bodies fully nourished. This bill will help us achieve that goal.

By Mrs. FEINSTEIN (for herself, Mr. WHITEHOUSE, Mr. SCHUMER, Mr. DURBIN, Mr. BLUMENTHAL, Mrs. BOXER, Mr. REED, Mr. MENENDEZ, Mrs. GILLIBRAND, Mr. MURPHY, Ms. WARREN, and Mr. MARKEY):

S. 551. A bill to increase public safety by permitting the Attorney General to deny the transfer of firearms or the issuance of firearms and explosives licenses to known or suspected dangerous terrorists; to the Committee on the Judiciary.

Mrs. FEINSTEIN. Mr. President, I rise today to address what I believe is a national security and public safety weakness.

The United States currently has a system in place to keep known or suspected terrorists off of airplanes. But even though they can't fly, these very same terrorists can walk into any gun store anywhere in the country and purchase a firearm.

If a terrorist is too dangerous to board an airplane, that same individual is too dangerous to possess a gun.

That's why we are introducing the Denying Firearms and Explosives to Dangerous Terrorists Act, a bill to fix this glaring loophole in our background check system.

This is not a hypothetical issue.

Individuals with links to terrorism regularly purchase guns in the United States.

According to data just received from the Government Accountability Office, between February 2004 and December 2014, there were at least 2,233 cases in which a known or suspected terrorist—individuals who at the time were on federal terrorist watch lists—tried to buy a firearm or obtain a firearm or explosives license or permit.

In 91 percent of these cases, a total of 2,043 separate occasions, those known or suspected terrorists successfully passed a background check.

The Kouachi brothers, the terrorists who killed 12 people at Charlie Hebdo in Paris, are reportedly on the U.S. no fly list.

However, if they had made it to the United States, the fact that they were on terrorist watch lists would have done nothing to prevent them from legally buying firearms or explosives.

One of the alleged Boston Marathon bombers, Tamerlan Tsarnaev, was reportedly placed on two terrorist watch lists in 2011.

He later killed three and injured 170 with homemade explosives and killed a police officer with a handgun.

In 2009, Abdulhakim Mujahid Muhammad opened fire at a military recruiting station in Little Rock, Arkansas. He killed one and critically injured another.

According to press reports, Muhammad had been under investigation by the FBI for suspected links to terrorism after traveling to Yemen, where he was arrested for using a Somali passport. Those actions certainly would have placed him on terrorist watch lists, but would not have kept him from buying firearms.

The bill that we are introducing today is very simple.

It would close this dangerous loophole by giving the Attorney General discretion to prevent someone from buying explosives or a gun if that individual is a known or suspected terrorist and may use the firearm in connection with terrorism.

It would also give the Attorney General discretion to prevent someone from obtaining a license to sell guns or explosives if that individual is a known or suspected terrorist and may use the firearm in connection with terrorism.

The Attorney General could use a range of tools to make this decision, most notable terrorist watch lists and the no fly list.

In addition to making the decision at the discretion of the Attorney General, the bill includes other safeguards to make sure innocent individuals are not denied the ability to buy firearms or explosives.

The first safeguard is that very high standards already exist for an individual to be designated as a known or suspected terrorist.

The FBI or the National Counterterrorism Center must nominate the individual to be included in the Terrorist Screening Database.

There must be sufficient identifying data about the person to ensure they can be accurately matched with the terrorist on the watch list.

The circumstances must meet the "reasonable suspicion" standard. This means the facts of the case must be strong enough to reasonably determine the person is known or suspected to be engaged in terrorism.

The second safeguard is that every provision in current law allowing individuals to appeal the denial of a firearm or explosive purchase will also apply to this bill.

The office within the FBI that handles the background check system, known as the NICS Section, or the National Instant Criminal Background Check System Section, must provide the reason for denial upon request.

Individuals then have the right to correct any inaccurate records in the background check system. If a purchase is still denied, individuals can take the Justice Department to court to overturn the decision.

Gun safety bills are often labeled as Democratic bills. That is not the case here.

This bill was first proposed by the Justice Department under President

George W. Bush, who recognized that keeping guns away from terrorists is good policy.

Attorney General Holder has also testified that the Justice Department under President Obama continues to support this proposal.

The bill has also been endorsed by Everytown for Gun Safety. This group represents more than 1,000 current and former mayors, both Republican and Democrat.

The legislation has also been endorsed by the Brady Campaign to Prevent Gun Violence, the Violence Policy Center, Americans for Responsible Solutions, and the Coalition to Stop Gun Violence.

I would also like to thank the bill's cosponsors: Senators WHITEHOUSE, SCHUMER, DURBIN, BLUMENTHAL, BOXER, REED, MENENDEZ, GILLIBRAND, MURPHY, WARREN, and MARKEY. All of you are champions for stronger gun safety laws.

The terrorist attack in Paris should be a wake-up call for everyone.

This sort of terrorist attack is very possible here in the United States, and the ability for known and suspected terrorists to buy guns and explosives makes it even more likely.

Congress should close this loophole in our background check system and ensure that known and suspected terrorists can't easily gain access to these weapons.

I urge my colleagues to support this bill.

By Mr. RISCH (for himself, Mr. CARDIN, Ms. AYOTTE, and Mrs. SHAHEEN):

S. 552. A bill to amend the Small Business Investment Act of 1958 to provide for increased limitations on leverage for multiple licenses under common control; to the Committee on Small Business and Entrepreneurship.

Mr. CARDIN. Mr. President, I am pleased join my colleague, Senator RISCH, in introducing the Small Business Investment Company Capital, SBIC, Act of 2015. And I am pleased that Congressman Chabot, Chairman of the House Small Business Committee, is introducing the same bill on the House side today.

This bipartisan legislation makes a common-sense change to the Small Business Investment Company, SBIC, program run by the Small Business Administration, SBA. This change will provide increased support to some of the program's most successful participants, SBICs that run multiple funds at a time. At no additional cost to the taxpayer, the SBIC Act will raise the limit that a "family of funds" can borrow with an SBA guarantee from \$225 million to \$350 million.

The SBIC program guarantees loans to qualified investment funds, or SBICs. In turn, these SBICs invest in promising small businesses by combining the SBA loan with privately raised capital, often at a 2:1 ratio. It is important to note that while these

SBICs are licensed and regulated by the SBA, they are privately owned and operated.

Since its inception, the SBIC Debenure program has been incredibly successful. SBICs have invested more than \$70 billion in nearly 170,000 small businesses. Recently, the program has experienced rapid growth. In 2013, SBA guaranteed loans to SBICs equaling \$3.5 billion, a 70 percent increase in financing dollars from three years ago and the highest amount of financings in the past decade.

This success is largely attributed to Congressional action that raised the ceiling for maximum investments for the SBIC program each year from \$3 billion to \$4 billion. Senator LANDRIEU, Senator RISCH, and I worked with a bipartisan coalition to increase this ceiling and ensure SBIC funds have access to sufficient capital to invest in promising small businesses.

Nowhere is the success of this increase seen more than in Maryland. Since the start of fiscal year 2015, SBICs have already invested nearly \$65 million in Maryland small businesses. Yet, this success could be enhanced even more if Congress increased the amount SBICs with a family of funds can borrow from the SBA.

SBICs that run multiple funds at a time are known as "families of funds." While many of our Nation's most successful and reliable SBICs have a family of funds, their success is being restricted by the current lending limit. Simply raising the limit from \$225 million to \$350 million would provide these proven fund managers the additional capital needed to invest in small businesses and stimulate local economies.

Put simply, by increasing the "family of funds" lending limit to \$350 million, proven investors can invest in more promising small businesses. The SBIC Act enhances the SBA's ability to support these successful investors as they finance small businesses that will continue to create jobs in this country.

#### SUBMITTED RESOLUTIONS

#### SENATE CONCURRENT RESOLUTION 4—SUPPORTING THE LOCAL RADIO FREEDOM ACT

Mr. BARRASSO (for himself and Ms. HEITKAMP) submitted the following concurrent resolution; which was referred to the Committee on Finance.

S. CON. RES. 4

Whereas the United States enjoys broadcasting and sound recording industries that are the envy of the world, due to the symbiotic relationship that has existed among those industries for many decades;

Whereas, for more than 80 years, Congress has rejected repeated calls by the recording industry to impose a performance fee on local radio stations for simply playing music on the radio, as such a fee would upset the mutually beneficial relationship between local radio and the recording industry;

Whereas local radio stations provide free publicity and promotion to the recording industry and performers of music in the form