

I would like to thank Senator MENENDEZ for working with me on this legislation. I also thank Public Citizen, Americans for Financial Reform, and the Consumer Federation of America for their support, and I urge our colleagues to join us in supporting the Stop Illegal Insider Trading Act.

AMENDMENTS SUBMITTED AND PROPOSED

SA 285. Mr. TOOMEY (for himself and Mr. MANCHIN) submitted an amendment intended to be proposed by him to the bill S. 178, to provide justice for the victims of trafficking; which was ordered to lie on the table.

SA 286. Mr. WICKER submitted an amendment intended to be proposed by him to the bill S. 178, supra; which was ordered to lie on the table.

SA 287. Mr. WICKER submitted an amendment intended to be proposed by him to the bill S. 178, supra; which was ordered to lie on the table.

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SA 289. Mr. ROBERTS (for himself and Mr. MORAN) submitted an amendment intended to be proposed by him to the bill S. 178, supra; which was ordered to lie on the table.

SA 290. Mr. LEAHY (for himself, Ms. COLLINS, Ms. MURKOWSKI, Ms. BALDWIN, Ms. AYOTTE, Ms. HEITKAMP, Mrs. SHAHEEN, Mr. BENNET, Mr. MURPHY, and Mr. MERKLEY) submitted an amendment intended to be proposed by him to the bill S. 178, supra; which was ordered to lie on the table.

SA 291. Mr. TOOMEY (for himself and Mr. MANCHIN) submitted an amendment intended to be proposed by him to the bill S. 178, supra; which was ordered to lie on the table.

SA 292. Mr. BARRASSO submitted an amendment intended to be proposed by him to the bill S. 178, supra; which was ordered to lie on the table.

SA 293. Ms. HIRONO submitted an amendment intended to be proposed by her to the bill S. 178, supra; which was ordered to lie on the table.

SA 294. Mr. FLAKE submitted an amendment intended to be proposed by him to the bill S. 178, supra; which was ordered to lie on the table.

SA 295. Mr. FLAKE submitted an amendment intended to be proposed by him to the bill S. 178, supra; which was ordered to lie on the table.

SA 296. Ms. KLOBUCHAR submitted an amendment intended to be proposed by her to the bill S. 178, supra; which was ordered to lie on the table.

SA 297. Mr. ALEXANDER (for himself and Mr. KIRK) submitted an amendment intended to be proposed by him to the bill S. 178, supra; which was ordered to lie on the table.

TEXT OF AMENDMENTS

SA 285. Mr. TOOMEY (for himself and Mr. MANCHIN) submitted an amendment intended to be proposed by him to the bill S. 178, to provide justice for the victims of trafficking; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

TITLE —SCHOOL EMPLOYEE BACKGROUND CHECKS

SEC. 01. SHORT TITLE.

This title may be cited as the “Protecting Students from Sexual and Violent Predators Act”.

SEC. 02. BACKGROUND CHECKS.

(a) BACKGROUND CHECKS.—Not later than 2 years after the date of enactment of this Act, each State educational agency, or local educational agency in the case of a local educational agency designated under State law, that receives funds under the Elementary and Secondary Education Act of 1965 (20 U.S.C. 6301 et seq.) shall have in effect policies and procedures that—

(1) require that a criminal background check be conducted for each school employee that includes—

(A) a search of the State criminal registry or repository of the State in which the school employee resides;

(B) a search of State-based child abuse and neglect registries and databases of the State in which the school employee resides;

(C) a Federal Bureau of Investigation fingerprint check using the Integrated Automated Fingerprint Identification System; and

(D) a search of the National Sex Offender Registry established under section 119 of the Adam Walsh Child Protection and Safety Act of 2006 (42 U.S.C. 16919);

(2) prohibit the employment of a school employee as a school employee if such employee—

(A) refuses to consent to a criminal background check under paragraph (1);

(B) makes a false statement in connection with such criminal background check;

(C) has been convicted of a felony consisting of—

(i) murder;

(ii) child abuse or neglect;

(iii) a crime against children, including child pornography;

(iv) spousal abuse;

(v) a crime involving rape or sexual assault;

(vi) kidnapping;

(vii) arson; or

(viii) physical assault, battery, or a drug-related offense, committed on or after the date that is 5 years before the date of such employee's criminal background check under paragraph (1); or

(D) has been convicted of any other crime that is a violent or sexual crime against a minor;

(3) require that each criminal background check conducted under paragraph (1) be periodically repeated or updated in accordance with State law or the policies of local educational agencies served by the State educational agency;

(4) upon request, provide each school employee who has had a criminal background check under paragraph (1) with a copy of the results of the criminal background check;

(5) provide for a timely process, by which a school employee may appeal, but which does not permit the employee to be employed as a school employee during such appeal, the results of a criminal background check conducted under paragraph (1) which prohibit the employee from being employed as a school employee under paragraph (2) to—

(A) challenge the accuracy or completeness of the information produced by such criminal background check; and

(B) establish or reestablish eligibility to be hired or reinstated as a school employee by demonstrating that the information is materially inaccurate or incomplete, and has been corrected;

(6) ensure that such policies and procedures are published on the website of the State educational agency and the website of each local educational agency served by the State educational agency; and

(7) allow a local educational agency to share the results of a school employee's criminal background check recently conducted under paragraph (1) with another

local educational agency that is considering such school employee for employment as a school employee.

(b) TRANSFER PROHIBITION.—A State educational agency, or local educational agency in the case of a local educational agency designated under State law, that receives funds under the Elementary and Secondary Education Act of 1965 (20 U.S.C. 6301 et seq.) shall be subject to a State or local law (including regulations), or have a regulation or policy, that prohibits the transfer, or facilitation of the transfer, of any school employee if the agency knows, or has substantive reason to believe, that such employee engaged in sexual misconduct with an elementary school or secondary school student.

(c) FEES FOR BACKGROUND CHECKS.—

(1) CHARGING OF FEES.—The Attorney General, attorney general of a State, or other State law enforcement official may charge reasonable fees for conducting a criminal background check under subsection (a)(1), but such fees shall not exceed the actual costs for the processing and administration of the criminal background check.

(2) ADMINISTRATIVE FUNDS.—A local educational agency or State educational agency may use administrative funds received under the Elementary and Secondary Education Act of 1965 (20 U.S.C. 6301 et seq.) to pay any reasonable fees charged for conducting such criminal background check.

(3) FEDERAL FUNDS TO SUPPLEMENT, NOT SUPPLANT, NON-FEDERAL FUNDS.—A State educational agency or local educational agency using Federal funds in accordance with paragraph (2) shall use such Federal funds only to supplement the funds that would, in the absence of such Federal funds, be made available from non-Federal sources for the purposes of this title, and not to supplant such funds.

(d) PROHIBITION.—Nothing in this title, or any other Federal law, regulation, policy, or directive, shall authorize the Secretary, or any other employee of the Federal Government, to regulate, provide guidance, or otherwise direct the State or local policies or procedures required under this title.

(e) DEFINITIONS.—In this title:

(1) IN GENERAL.—The terms “elementary school”, “secondary school”, “local educational agency”, “State”, and “State educational agency” have the meanings given the terms in section 9101 of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7801).

(2) SCHOOL EMPLOYEE.—The term “school employee” means—

(A) a person who—

(i) is an employee of, or is seeking employment with, a local educational agency, or State educational agency, that receives Federal funds under the Elementary and Secondary Education Act of 1965 (20 U.S.C. 6301 et seq.); and

(ii) as a result of such employment, has (or will have) a job duty that results in unsupervised access to public elementary school or public secondary school students; or

(B)(i) any person, or an employee of any person, who has a contract or agreement to provide services with a public elementary school, public secondary school, local educational agency, or State educational agency, that receives Federal funds under the Elementary and Secondary Education Act of 1965 (20 U.S.C. 6301 et seq.); and

(ii) such person or employee, as a result of such contract or agreement, has a job duty that results in unsupervised access to public elementary school or public secondary school students.

SA 286. Mr. WICKER submitted an amendment intended to be proposed by him to the bill S. 178, to provide justice

for the victims of trafficking; which was ordered to lie on the table; as follows:

At the end of subtitle B of title II, add the following:

SEC. 212. EXPANDED DEFINITION OF CHILD ABUSE AND NEGLECT.

The Child Abuse Prevention and Treatment Act (42 U.S.C. 5101 et seq.) is amended—

(1) in section 3(2) (42 U.S.C. 5101 note), by inserting “(including commercial sexual exploitation)” after “exploitation”; and

(2) in section 111(4)(A) (42 U.S.C. 5106g(4)(A)), by inserting “for commercial purposes or” before “for the purpose of”.

SA 287. Mr. WICKER submitted an amendment intended to be proposed by him to the bill S. 178, to provide justice for the victims of trafficking; which was ordered to lie on the table; as follows:

At the end of title I, add the following:

SEC. 118. EDUCATION AND OUTREACH TO TRAFFICKING SURVIVORS.

The Attorney General shall make available, on the website of the Office of Juvenile Justice and Delinquency Prevention, a database for trafficking victim advocates, crisis hotline personnel, foster parents, law enforcement personnel, and crime survivors that contains information on—

- (1) counseling and hotline resources;
- (2) housing resources;
- (3) legal assistance; and
- (4) other services for trafficking survivors.

SA 288. Mr. WICKER submitted an amendment intended to be proposed by him to the bill S. 178, to provide justice for the victims of trafficking; which was ordered to lie on the table; as follows:

At the end of title I, add the following:

SEC. 118. EXPANDED STATUTE OF LIMITATIONS FOR CIVIL ACTIONS BY CHILD TRAFFICKING SURVIVORS.

Section 1595(c) of title 18, United States Code, is amended by striking “not later than 10 years after the cause of action arose.” and inserting “not later than the later of—

- “(1) 10 years after the cause of action arose; or
- “(2) 10 years after the victim reaches 18 years of age, if the victim was a minor at the time of the alleged offense.”.

SA 289. Mr. ROBERTS (for himself and Mr. MORAN) submitted an amendment intended to be proposed by him to the bill S. 178, to provide justice for the victims of trafficking; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. ____ . REQUIRED EMERGENCY DISCLOSURE OF CALL LOCATION INFORMATION.

(a) **SHORT TITLE.**—This section may be cited as the “Kelsey Smith Act”.

(b) **IN GENERAL.**—Title II of the Communications Act of 1934 (47 U.S.C. 201 et seq.) is amended by inserting after section 222 the following:

“SEC. 222A. REQUIRED EMERGENCY DISCLOSURE OF CALL LOCATION INFORMATION.

“(a) **IN GENERAL.**—Notwithstanding section 222, at the request of a law enforcement agency, a telecommunications carrier shall provide call location information concerning the user of a commercial mobile service (as such term is defined in section 332(d)) or the telecommunications device of the user of an IP-enabled voice service (as such term is defined in section 7 of the Wireless Commu-

nications and Public Safety Act of 1999 (47 U.S.C. 615b)) to a law enforcement official, in order to respond to the user’s call for emergency services or to respond to an emergency situation that involves the risk of death or serious physical harm if the telecommunications carrier believes that an emergency involving danger of death or serious physical injury to any person or response to a user’s call for emergency services requires disclosure without delay of location records relating to the emergency or user request.

“(b) **FORM OF REQUEST.**—A request for call location information under subsection (a) shall be accompanied by a sworn written statement from the law enforcement agency stating facts that support such agency’s probable cause to believe that disclosure without delay is required—

“(1) by an emergency involving risk of death or serious physical injury; or

“(2) in order to respond to the user’s call for emergency services.

“(c) **HOLD HARMLESS.**—No cause of action shall lie in any court nor shall any civil or administrative proceeding be commenced by a governmental entity against any telecommunications carrier, or its directors, officers, employees, agents, or vendors, for providing in good faith call location information or other information, facilities, or assistance in accordance with subsection (a) and any regulations promulgated under this section.

“(d) **COURT ORDER.**—Not later than 48 hours after a law enforcement agency makes a request for call location information under subsection (a), the law enforcement agency shall request a court order stating whether such agency had probable cause to believe that the conditions described in subsection (b)(1) or subsection (b)(2) existed at the time of the request under subsection (a).

“(e) **DEFINITION.**—In this section—

- “(1) the term ‘emergency services’ has the meaning given such term in section 222; and
- “(2) the term ‘law enforcement agency’ means an agency of the United States, a State, or a political subdivision of a State, authorized by law or by a government agency to engage in or supervise the prevention, detection, investigation, or prosecution of any violation of criminal law.”.

SA 290. Mr. LEAHY (for himself, Ms. COLLINS, Ms. MURKOWSKI, Ms. BALDWIN, Ms. AYOTTE, Ms. HEITKAMP, Mrs. SHAHEEN, Mr. BENNET, Mr. MURPHY, and Mr. MERKLEY) submitted an amendment intended to be proposed by him to the bill S. 178, to provide justice for the victims of trafficking; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. ____ . RUNAWAY AND HOMELESS YOUTH AND TRAFFICKING PREVENTION.

(a) **SHORT TITLE.**—This section may be cited as the “Runaway and Homeless Youth and Trafficking Prevention Act”.

(b) **REFERENCES.**—Except as otherwise specifically provided, whenever in this section an amendment or repeal is expressed in terms of an amendment to, or repeal of, a provision, the amendment or repeal shall be considered to be made to a provision of the Runaway and Homeless Youth Act (42 U.S.C. 5701 et seq.).

(c) **FINDINGS.**—Section 302 (42 U.S.C. 5701) is amended—

(1) in paragraph (2), by inserting “age, gender, and culturally and” before “linguistically appropriate”; and

(2) in paragraph (4), by striking “outside the welfare system and the law enforcement system” and inserting “, in collaboration

with public assistance systems, the law enforcement system, and the child welfare system”;

(3) in paragraph (5)—

(A) by inserting “a safe place to live and” after “youth need”; and

(B) by striking “and” at the end;

(4) in paragraph (6), by striking the period and inserting “; and”; and

(5) by adding at the end the following:

“(7) runaway and homeless youth are at a high risk of becoming victims of sexual exploitation and trafficking in persons.”.

(d) **BASIC CENTER GRANT PROGRAM.**—

(1) **GRANTS FOR CENTERS AND SERVICES.**—Section 311(a) (42 U.S.C. 5711(a)) is amended—

(A) in paragraph (1), by striking “services” and all that follows through the period and inserting “safe shelter and services, including trauma-informed services, for runaway and homeless youth and, if appropriate, services for the families of such youth, including (if appropriate) individuals identified by such youth as family.”; and

(B) in paragraph (2)—

(i) in subparagraph (A), by striking “mental health.”;

(ii) in subparagraph (B)—

(I) in clause (i), by striking “21 days; and” and inserting “30 days;”; and

(II) in clause (ii)—

(aa) by inserting “age, gender, and culturally and linguistically appropriate to the extent practicable” before “individual”; and

(bb) by inserting “, as appropriate,” after “group”; and

(cc) by striking “as appropriate” and inserting “including (if appropriate) counseling for individuals identified by such youth as family”; and

(III) by adding at the end the following:

“(iii) suicide prevention services; and”; and

(iii) in subparagraph (C)—

(I) in clause (ii), by inserting “age, gender, and culturally and linguistically appropriate to the extent practicable” before “home-based services”; and

(II) in clause (iii), by striking “and” at the end;

(III) in clause (iv), by striking “diseases.” and inserting “infections.”; and

(IV) by adding at the end the following:

“(v) trauma-informed and gender-responsive services for runaway or homeless youth, including such youth who are victims of trafficking in persons or sexual exploitation; and

“(vi) an assessment of family engagement in support and reunification (if reunification is appropriate), interventions, and services for parents or legal guardians of such youth, or (if appropriate) individuals identified by such youth as family.”.

(2) **ELIGIBILITY; PLAN REQUIREMENTS.**—Section 312 (42 U.S.C. 5712) is amended—

(A) in subsection (b)—

(i) in paragraph (5), by inserting “, or (if appropriate) individuals identified by such youth as family,” after “parents or legal guardians”; and

(ii) in paragraph (6), by striking “cultural minority and persons with limited ability to speak English” and inserting “cultural minority, persons with limited ability to speak English, and runaway or homeless youth who are victims of trafficking in persons or sexual exploitation”; and

(iii) by striking paragraph (7) and inserting the following:

“(7) shall keep adequate statistical records profiling the youth and family members of such youth whom the applicant serves, including demographic information on and the number of—

“(A) such youth who are not referred to out-of-home shelter services;

“(B) such youth who are members of vulnerable or underserved populations;

“(C) such youth who are victims of trafficking in persons or sexual exploitation, disaggregated by—

“(i) such youth who have been coerced or forced into a commercial sex act, as defined in section 103 of the Trafficking Victims Protection Act of 2000 (22 U.S.C. 7102);

“(ii) such youth who have been coerced or forced into other forms of labor; and

“(iii) such youth who have engaged in a commercial sex act, as so defined, for any reason other than by coercion or force;

“(D) such youth who are pregnant or parenting;

“(E) such youth who have been involved in the child welfare system; and

“(F) such youth who have been involved in the juvenile justice system;”;

(iv) by redesignating paragraphs (8) through (13) as paragraphs (9) through (14);

(v) by inserting after paragraph (7) the following:

“(8) shall ensure that—

“(A) the records described in paragraph (7), on an individual runaway or homeless youth, shall not be disclosed without the consent of the individual youth and of the parent or legal guardian of such youth or (if appropriate) an individual identified by such youth as family, to anyone other than another agency compiling statistical records or a government agency involved in the disposition of criminal charges against an individual runaway or homeless youth; and

“(B) reports or other documents based on the statistics described in paragraph (7) shall not disclose the identity of any individual runaway or homeless youth;”;

(vi) in paragraph (9), as so redesignated, by striking “statistical summaries” and inserting “statistics”;

(vii) in paragraph (13)(C), as so redesignated—

(I) by striking clause (i) and inserting:

“(i) the number and characteristics of runaway and homeless youth, and youth at risk of family separation, who participate in the project, including such information on—

“(I) such youth (including both types of such participating youth) who are victims of trafficking in persons or sexual exploitation, disaggregated by—

“(aa) such youth who have been coerced or forced into a commercial sex act, as defined in section 103 of the Trafficking Victims Protection Act of 2000 (22 U.S.C. 7102);

“(bb) such youth who have been coerced or forced into other forms of labor; and

“(cc) such youth who have engaged in a commercial sex act, as so defined, for any reason other than by coercion or force;

“(II) such youth who are pregnant or parenting;

“(III) such youth who have been involved in the child welfare system; and

“(IV) such youth who have been involved in the juvenile justice system; and”;

(II) in clause (ii), by striking “and” at the end;

(viii) in paragraph (14), as so redesignated, by striking the period and inserting “for natural disasters, inclement weather, and mental health emergencies;”;

(ix) by adding at the end the following:

“(15) shall provide age, gender, and culturally and linguistically appropriate services to the extent practicable to runaway and homeless youth; and

“(16) shall assist youth in completing the Free Application for Federal Student Aid described in section 483 of the Higher Education Act of 1965 (20 U.S.C. 1090).”;

(B) in subsection (d)—

(i) in paragraph (1)—

(I) by inserting “age, gender, and culturally and linguistically appropriate to the extent practicable” after “provide”;

(II) by striking “families (including unrelated individuals in the family households) of such youth” and inserting “families of such youth (including unrelated individuals in the family households of such youth and, if appropriate, individuals identified by such youth as family)”;

(III) by inserting “suicide prevention,” after “physical health care,”;

(ii) in paragraph (4), by inserting “, including training on trauma-informed and youth-centered care” after “home-based services”.

(3) APPROVAL OF APPLICATIONS.—Section 313(b) (42 U.S.C. 5713(b)) is amended—

(A) by striking “priority to” and all that follows through “who” and inserting “priority to eligible applicants who”;

(B) by striking “; and” and inserting a period; and

(C) by striking paragraph (2).

(e) TRANSITIONAL LIVING GRANT PROGRAM.—Section 322(a) (42 U.S.C. 5714-2(a)) is amended—

(1) in paragraph (1)—

(A) by inserting “age, gender, and culturally and linguistically appropriate to the extent practicable” before “information and counseling services”;

(B) by striking “job attainment skills, and mental and physical health care” and inserting “job attainment skills, mental and physical health care, and suicide prevention services”;

(2) by redesignating paragraphs (3) through (8) and (9) through (16) as paragraphs (5) through (10) and (12) through (19), respectively;

(3) by inserting after paragraph (2) the following:

“(3) to provide counseling to homeless youth and to encourage, if appropriate, the involvement in such counseling of their parents or legal guardians, or (if appropriate) individuals identified by such youth as family;

“(4) to provide aftercare services, if possible, to homeless youth who have received shelter and services from a transitional living youth project, including (to the extent practicable) such youth who, after receiving such shelter and services, relocate to a State other than the State in which such project is located;”;

(4) in paragraph (9), as so redesignated—

(A) by inserting “age, gender, and culturally and linguistically appropriate to the extent practicable” after “referral of homeless youth to”;

(B) by striking “and health care programs” and inserting “mental health service and health care programs, including programs providing wrap-around services to victims of trafficking in persons or sexual exploitation.”;

(C) by striking “such services for youths;” and inserting “such programs described in this paragraph;”;

(5) by inserting after paragraph (10), as so redesignated, the following:

“(11) to develop a plan to provide age, gender, and culturally and linguistically appropriate services to the extent practicable that address the needs of homeless and street youth;”;

(6) in paragraph (12), as so redesignated, by striking “the applicant and statistical” through “who participate in such project,” and inserting “the applicant, statistical summaries describing the number, the characteristics, and the demographic information of the homeless youth who participate in such project, including the prevalence of trafficking in persons and sexual exploitation of such youth.”;

(7) in paragraph (19), as so redesignated, by inserting “regarding responses to natural disasters, inclement weather, and mental

health emergencies” after “management plan”.

(f) COORDINATING, TRAINING, RESEARCH, AND OTHER ACTIVITIES.—

(1) COORDINATION.—Section 341 (42 U.S.C. 5714-21) is amended—

(A) in the matter preceding paragraph (1), by inserting “safety, well-being,” after “health,”; and

(B) in paragraph (2), by striking “other Federal entities” and inserting “the Department of Housing and Urban Development, the Department of Education, the Department of Labor, and the Department of Justice”.

(2) GRANTS FOR TECHNICAL ASSISTANCE AND TRAINING.—Section 342 (42 U.S.C. 5714-22) is amended by inserting “, including onsite and web-based techniques, such as on-demand and online learning,” before “to public and private entities”.

(3) GRANTS FOR RESEARCH, EVALUATION, DEMONSTRATION, AND SERVICE PROJECTS.—Section 343 (42 U.S.C. 5714-23) is amended—

(A) in subsection (b)—

(i) in paragraph (5)—

(I) in subparagraph (A), by inserting “violence, trauma, and” before “sexual abuse and assault”;

(II) in subparagraph (B), by striking “sexual abuse and assault; and” and inserting “sexual abuse or assault, trafficking in persons, or sexual exploitation;”;

(III) in subparagraph (C), by striking “who have been sexually victimized” and inserting “who are victims of sexual abuse or assault, trafficking in persons, or sexual exploitation”;

(IV) by adding at the end the following:

“(D) best practices for identifying and providing age, gender, and culturally and linguistically appropriate services to the extent practicable to—

“(i) vulnerable and underserved youth populations; and

“(ii) youth who are victims of trafficking in persons or sexual exploitation; and

“(E) verifying youth as runaway or homeless to complete the Free Application for Federal Student Aid described in section 483 of the Higher Education Act of 1965 (20 U.S.C. 1090).”;

(i) in paragraph (9), by striking “and” at the end;

(iii) in paragraph (10), by striking the period and inserting “; and”;

(iv) by adding at the end the following:

“(11) examining the intersection between the runaway and homeless youth populations and trafficking in persons, including noting whether such youth who are victims of trafficking in persons were previously involved in the child welfare or juvenile justice systems.”;

(B) in subsection (c)(2)(B), by inserting “, including such youth who are victims of trafficking in persons or sexual exploitation” after “runaway or homeless youth”.

(4) PERIODIC ESTIMATE OF INCIDENCE AND PREVALENCE OF YOUTH HOMELESSNESS.—Section 345 (42 U.S.C. 5714-25) is amended—

(A) in subsection (a)—

(i) in paragraph (1)—

(I) by striking “13” and inserting “12”; and

(II) by striking “and” at the end;

(ii) in paragraph (2), by striking the period and inserting a semicolon; and

(iii) by adding at the end the following:

“(3) that includes demographic information about and characteristics of runaway or homeless youth, including such youth who are victims of trafficking in persons or sexual exploitation; and

“(4) that does not disclose the identity of any runaway or homeless youth.”;

(B) in subsection (b)(1)—

(i) in the matter preceding subparagraph (A), by striking “13” and inserting “12”;

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

(iii) by redesignating subparagraph (B) as subparagraph (C);

(iv) by inserting after subparagraph (A) the following:

“(B) incidences, if any, of—

“(i) such individuals who are victims of trafficking in persons; or

“(ii) such individuals who are victims of sexual exploitation; and”;

(v) in subparagraph (C), as so redesignated—

(I) in clause (ii), by striking “; and” and inserting “, including mental health services;”; and

(II) by adding at the end the following:

“(iv) access to education and job training; and”.

(g) **SEXUAL ABUSE PREVENTION PROGRAM.**—Section 351 (42 U.S.C. 5714–41) is amended—

(1) in subsection (a)—

(A) by inserting “public and” before “non-profit”; and

(B) by striking “prostitution, or sexual exploitation.” and inserting “violence, trafficking in persons, or sexual exploitation.”; and

(2) by adding at the end the following:

“(c) **ELIGIBILITY REQUIREMENTS.**—To be eligible to receive a grant under subsection (a), an applicant shall certify to the Secretary that such applicant has systems in place to ensure that such applicant can provide age, gender, and culturally and linguistically appropriate services to the extent practicable to all youth described in subsection (a).”.

(h) **GENERAL PROVISIONS.**—

(1) **REPORTS.**—Section 382(a) (42 U.S.C. 5715(a)) is amended—

(A) in paragraph (1)—

(i) by redesignating subparagraphs (B) through (D) as subparagraphs (C) through (E), respectively; and

(ii) by inserting after subparagraph (A) the following:

“(B) collecting data on trafficking in persons and sexual exploitation of runaway and homeless youth;”; and

(B) in paragraph (2)—

(i) by striking subparagraph (A) and inserting the following:

“(A) the number and characteristics of homeless youth served by such projects, including—

“(i) such youth who are victims of trafficking in persons or sexual exploitation;

“(ii) such youth who are pregnant or parenting;

“(iii) such youth who have been involved in the child welfare system; and

“(iv) such youth who have been involved in the juvenile justice system;”; and

(ii) in subparagraph (F), by striking “intrafamily problems” and inserting “problems within the family, including (if appropriate) individuals identified by such youth as family.”.

(2) **NONDISCRIMINATION.**—Part F is amended by inserting after section 386A (42 U.S.C. 5732–1) the following:

“SEC. 386B. NONDISCRIMINATION.

“(a) **IN GENERAL.**—No person in the United States shall, on the basis of actual or perceived race, color, religion, national origin, sex, gender identity (as defined in section 249(c)(4) of title 18, United States Code), sexual orientation, or disability, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any program or activity funded in whole or in part with funds made available under this title, or any other program or activity funded in whole or in part with amounts appropriated for grants, cooperative agreements, or other assistance administered under this title.

“(b) **EXCEPTION.**—If sex segregation or sex-specific programming is necessary to the essential operation of a program, nothing in this section shall prevent any such program or activity from consideration of an individual’s sex. In such circumstances, grantees may meet the requirements of this section by providing comparable services to individuals who cannot be provided with the sex-segregated or sex-specific programming.

“(c) **DISQUALIFICATION.**—The authority of the Secretary to enforce this section shall be the same as that provided for with respect to section 654 of the Head Start Act (42 U.S.C. 9849).

“(d) **CONSTRUCTION.**—Nothing in this section shall be construed, interpreted, or applied to supplant, displace, preempt, or otherwise limit the responsibilities and liabilities under other Federal or State civil rights laws.”.

(3) **DEFINITIONS.**—Section 387 (42 U.S.C. 5732a) is amended—

(A) by redesignating paragraphs (1) through (6), and paragraphs (7) and (8), as paragraphs (2) through (7), and paragraphs (9) and (10), respectively;

(B) by inserting before paragraph (2), as so redesignated, the following:

“(1) **CULTURALLY AND LINGUISTICALLY APPROPRIATE.**—The term ‘culturally and linguistically appropriate’, with respect to services, has the meaning given the term ‘culturally and linguistically appropriate services’ in the ‘National Standards for Culturally and Linguistically Appropriate Services in Health and Health Care’, issued in April 2013, by the Office of Minority Health of the Department of Health and Human Services.”;

(C) in paragraph (6)(B)(v), as so redesignated—

(i) by redesignating subclauses (II) through (IV) as subclauses (III) through (V), respectively;

(ii) by inserting after subclause (I), the following:

“(II) trafficking in persons;”; and

(iii) in subclause (IV), as so redesignated—

(I) by striking “diseases” and inserting “infections”; and

(II) by striking “and” at the end;

(iv) in subclause (V), as so redesignated, by striking the period and inserting “; and”; and

(v) by adding at the end the following:

“(VI) suicide.”;

(D) in paragraph (7)(B), as so redesignated, by striking “prostitution,” and inserting “trafficking in persons;”; and

(E) by inserting after paragraph (7), as so redesignated, the following:

“(8) **TRAFFICKING IN PERSONS.**—The term ‘trafficking in persons’ has the meaning given the term ‘severe forms of trafficking in persons’ in section 103 of the Trafficking Victims Protection Act of 2000 (22 U.S.C. 7102).”;

(F) in paragraph (9), as so redesignated—

(i) by inserting “to homeless youth” after “provides”; and

(ii) by inserting “, to establish a stable family or community supports,” after “self-sufficient living”; and

(G) in paragraph (10)(B), as so redesignated—

(i) in clause (ii)—

(I) by inserting “or able” after “willing”; and

(II) by striking “or” at the end;

(iii) in clause (iii), by striking the period and inserting “; or”; and

(iv) by adding at the end the following:

“(iv) who is involved in the child welfare or juvenile justice system, but who is not receiving government-funded housing.”.

(4) **AUTHORIZATION OF APPROPRIATIONS.**—Section 388(a) (42 U.S.C. 5751(a)) is amended—

(A) in paragraph (1), by striking “for fiscal year 2009,” and all that follows through the period and inserting “for each of fiscal years 2016 through 2020.”;

(B) in paragraph (3)(B), by striking “such sums as may be necessary for fiscal years 2009, 2010, 2011, 2012, and 2013.” and inserting “\$2,000,000 for each of fiscal years 2016 through 2020.”; and

(C) in paragraph (4), by striking “for fiscal year 2009” and all that follows through the period and inserting “for each of fiscal years 2016 through 2020.”.

SEC. ____ . RESPONSE TO MISSING CHILDREN AND VICTIMS OF CHILD SEX TRAFFICKING.

(a) **MISSING CHILDREN’S ASSISTANCE ACT.**—Section 404(b)(1)(P)(iii) of the Missing Children’s Assistance Act (42 U.S.C. 5773(b)(1)(P)(iii)) is amended by striking “child prostitution” and inserting “child sex trafficking”.

(b) **CRIME CONTROL ACT OF 1990.**—Section 3702 of the Crime Control Act of 1990 (42 U.S.C. 5780) is amended—

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

(2) in paragraph (3)—

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

(B) by inserting after subparagraph (A) the following:

“(B) a recent photograph of the child, if available;”; and

(3) in paragraph (4)—

(A) in subparagraph (A), by striking “60 days” and inserting “30 days”; and

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

(C) in subparagraph (C)—

(i) by inserting “State and local child welfare systems and” before “the National Center for Missing and Exploited Children”; and

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

(D) by adding at the end the following:

“(D) grant permission to the National Crime Information Center Terminal Contractor for the State to update the missing person record in the National Crime Information Center computer networks with additional information learned during the investigation relating to the missing person.”.

SA 291. Mr. TOOMEY (for himself and Mr. MANCHIN) submitted an amendment intended to be proposed by him to the bill S. 178, to provide justice for the victims of trafficking; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

TITLE ____ —SCHOOL EMPLOYEE BACKGROUND CHECKS

SEC. ____ 01. SHORT TITLE.

This title may be cited as the “Protecting Students from Sexual and Violent Predators Act”.

SEC. ____ 02. BACKGROUND CHECKS.

(a) **BACKGROUND CHECKS.**—Not later than 2 years after the date of enactment of this Act, each State educational agency, or local educational agency in the case of a local educational agency designated under State law, that receives funds under the Elementary and Secondary Education Act of 1965 (20 U.S.C. 6301 et seq.) shall have in effect policies and procedures that—

(1) require that a criminal background check be conducted for each school employee that includes—

(A) a search of the State criminal registry or repository of the State in which the school employee resides;

(B) a search of State-based child abuse and neglect registries and databases of the State in which the school employee resides;

(C) a Federal Bureau of Investigation fingerprint check using the Integrated Automated Fingerprint Identification System; and

(D) a search of the National Sex Offender Registry established under section 119 of the Adam Walsh Child Protection and Safety Act of 2006 (42 U.S.C. 16919);

(2) prohibit the employment of a school employee as a school employee if such employee—

(A) refuses to consent to a criminal background check under paragraph (1);

(B) makes a false statement in connection with such criminal background check;

(C) has been convicted of a felony consisting of—

(i) murder;

(ii) child abuse or neglect;

(iii) a crime against children, including child pornography;

(iv) spousal abuse;

(v) a crime involving rape or sexual assault;

(vi) kidnapping;

(vii) arson; or

(viii) physical assault, battery, or a drug-related offense, committed on or after the date that is 5 years before the date of such employee's criminal background check under paragraph (1); or

(D) has been convicted of any other crime that is a violent or sexual crime against a minor;

(3) require that each criminal background check conducted under paragraph (1) be periodically repeated or updated in accordance with State law or the policies of local educational agencies served by the State educational agency;

(4) upon request, provide each school employee who has had a criminal background check under paragraph (1) with a copy of the results of the criminal background check;

(5) provide for a timely process, by which a school employee may appeal, but which does not permit the employee to be employed as a school employee during such appeal, the results of a criminal background check conducted under paragraph (1) which prohibit the employee from being employed as a school employee under paragraph (2) to—

(A) challenge the accuracy or completeness of the information produced by such criminal background check; and

(B) establish or reestablish eligibility to be hired or reinstated as a school employee by demonstrating that the information is materially inaccurate or incomplete, and has been corrected;

(6) ensure that such policies and procedures are published on the website of the State educational agency and the website of each local educational agency served by the State educational agency; and

(7) allow a local educational agency to share the results of a school employee's criminal background check recently conducted under paragraph (1) with another local educational agency that is considering such school employee for employment as a school employee.

(b) **TRANSFER PROHIBITION.**—A State educational agency, or local educational agency in the case of a local educational agency designated under State law, that receives funds under the Elementary and Secondary Education Act of 1965 (20 U.S.C. 6301 et seq.) shall be subject to a State or local law (including regulations), or have a regulation or policy, that prohibits the transfer, or facilitation of the transfer, of any school employee if the agency knows, or has substantive reason to believe, that such employee engaged in sexual misconduct with an elementary school or secondary school student.

(c) **FEES FOR BACKGROUND CHECKS.**—

(1) **CHARGING OF FEES.**—The Attorney General, attorney general of a State, or other State law enforcement official may charge reasonable fees for conducting a criminal background check under subsection (a)(1), but such fees shall not exceed the actual costs for the processing and administration of the criminal background check.

(2) **ADMINISTRATIVE FUNDS.**—A local educational agency or State educational agency may use administrative funds received under the Elementary and Secondary Education Act of 1965 (20 U.S.C. 6301 et seq.) to pay any reasonable fees charged for conducting such criminal background check.

(3) **FEDERAL FUNDS TO SUPPLEMENT, NOT SUPPLANT, NON-FEDERAL FUNDS.**—A State educational agency or local educational agency using Federal funds in accordance with paragraph (2) shall use such Federal funds only to supplement the funds that would, in the absence of such Federal funds, be made available from non-Federal sources for the purposes of this title, and not to supplant such funds.

(d) **PROHIBITION.**—Nothing in this title, or any other Federal law, regulation, policy, or directive, shall authorize the Secretary, or any other employee of the Federal Government, to regulate, provide guidance, or otherwise direct the State or local policies or procedures required under this title.

(e) **DEFINITIONS.**—In this title:

(1) **IN GENERAL.**—The terms “elementary school”, “secondary school”, “local educational agency”, “State”, and “State educational agency” have the meanings given the terms in section 9101 of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7801).

(2) **SCHOOL EMPLOYEE.**—The term “school employee” means—

(A) a person who—

(i) is an employee of, or is seeking employment with, a local educational agency, or State educational agency, that receives Federal funds under the Elementary and Secondary Education Act of 1965 (20 U.S.C. 6301 et seq.); and

(ii) as a result of such employment, has (or will have) a job duty that results in unsupervised access to public elementary school or public secondary school students; or

(B)(i) any person, or an employee of any person, who has a contract or agreement to provide services with a public elementary school, public secondary school, local educational agency, or State educational agency, that receives Federal funds under the Elementary and Secondary Education Act of 1965 (20 U.S.C. 6301 et seq.); and

(ii) such person or employee, as a result of such contract or agreement, has a job duty that results in unsupervised access to public elementary school or public secondary school students.

SA 292. Mr. BARRASSO submitted an amendment intended to be proposed by him to the bill S. 178, to provide justice for the victims of trafficking; which was ordered to lie on the table; as follows:

On page 63, line 15, insert “or a tribal organization (as defined in section 4 of the Indian Self-Determination and Education Assistance Act (25 U.S.C. 450b))” after “government”.

On page 76, line 9, insert “, tribal,” after “State”.

On page 81, between lines 8 and 9, insert the following:

(7) **TRIBAL LAW ENFORCEMENT OFFICER.**—The term “tribal law enforcement officer”

means any officer, agent, or employee of an Indian tribe (as that term is defined in section 4 of the Indian Self-Determination and Education Assistance Act (25 U.S.C. 450b)) authorized by law or by the Indian tribe to engage in or supervise the prevention, detection, investigation, or prosecution of any violation of criminal law.

On page 81, line 17, insert “tribal,” after “State.”.

On page 89, line 8, insert “, tribal,” after “State”.

SA 293. Ms. HIRONO submitted an amendment intended to be proposed by her to the bill S. 178, to provide justice for the victims of trafficking; which was ordered to lie on the table; as follows:

At the end of title I, add the following:

SEC. 118. PROTECTING CHILD TRAFFICKING VICTIMS.

(a) **SHORT TITLE.**—This section may be cited as the “Child Trafficking Victims Protection Act”.

(b) **DEFINED TERM.**—In this section, the term “unaccompanied alien children” has the meaning given such term in section 462 of the Homeland Security Act of 2002 (6 U.S.C. 279).

(c) **MANDATORY TRAINING.**—The Secretary of Homeland Security, in consultation with the Secretary of Health and Human Services and independent child welfare experts, shall mandate live training of all personnel who come into contact with unaccompanied alien children in all relevant legal authorities, policies, practices, and procedures pertaining to this vulnerable population.

(d) **CARE AND TRANSPORTATION.**—

(1) **IN GENERAL.**—Notwithstanding any other provision of law, the Secretary of Homeland Security shall ensure that all unaccompanied children who will undergo any immigration proceedings before the Department of Homeland Security or the Executive Office for Immigration Review are duly transported and placed in the care and legal and physical custody of the Office of Refugee Resettlement not later than 72 hours after their apprehension absent narrowly defined exceptional circumstances, including a natural disaster or comparable emergency beyond the control of the Secretary of Homeland Security or the Office of Refugee Resettlement.

(2) **PRESENCE OF FEMALE OFFICERS.**—The Secretary of Homeland Security shall ensure that female officers are continuously present during the transfer and transport of female detainees who are in the custody of the Department of Homeland Security.

(e) **QUALIFIED RESOURCES.**—The Secretary of Homeland Security shall provide adequately trained and qualified staff resources at each major port of entry (as defined by the U.S. Customs and Border Protection station assigned to that port having in its custody during the past 2 fiscal years an yearly average of 50 or more unaccompanied alien children), including the accommodation of child welfare professionals in accordance with subsection (f).

(f) **CHILD WELFARE PROFESSIONALS.**—

(1) **IN GENERAL.**—The Senior Advisor on Trafficking in Persons in the Office of the Assistant Secretary for the Administration for Children and Families shall ensure that qualified child welfare professionals with expertise in culturally competent, trauma-centered, and developmentally appropriate interviewing skills are available at each major port of entry described in subsection (e).

(2) **DUTIES.**—Child welfare professionals described in paragraph (1) shall—

(A) in consultation with the Secretary of Homeland Security and the Assistant Secretary for the Administration for Children and Families, develop guidelines for treatment of unaccompanied alien children in the custody of the Department of Homeland Security;

(B) conduct screening, on behalf of the Department of Homeland Security, of all unaccompanied alien children in accordance with section 235(a)(4) of the William Wilberforce Trafficking Victims Protection Reauthorization Act of 2008 (8 U.S.C. 1232(a)(4));

(C) notify the Department of Homeland Security and the Office of Refugee Resettlement of children that meet the notification and transfer requirements set forth in subsections (a) and (b) of section 235 of such Act (8 U.S.C. 1232); and

(D) interview adult relatives accompanying unaccompanied alien children; and

(E) provide an initial family relationship and trafficking assessment and recommendations regarding unaccompanied alien children's initial placements to the Office of Refugee Resettlement, which shall be conducted in accordance with the time frame set forth in subsections (a)(4) and (b)(3) of section 235 of such Act (8 U.S.C. 1232); and

(F) ensure that each unaccompanied alien child in the custody of U.S. Customs and Border Protection—

(i) receives emergency medical care when necessary;

(ii) receives emergency medical and mental health care that complies with the standards adopted pursuant to section 8(c) of the Prison Rape Elimination Act of 2003 (42 U.S.C. 15607(c)) whenever necessary, including in cases in which a child is at risk to harm himself, herself, or others;

(iii) is provided with climate appropriate clothing, shoes, basic personal hygiene and sanitary products, a pillow, linens, and sufficient blankets to rest at a comfortable temperature;

(iv) receives adequate nutrition;

(v) enjoys a safe and sanitary living environment;

(vi) has access to daily recreational programs and activities if held for a period longer than 12 hours;

(vii) has access to legal services and consular officials; and

(viii) is permitted to make supervised phone calls to family members.

(3) FINAL DETERMINATIONS.—The Office of Refugee Resettlement, in consultation with the Senior Advisor on Trafficking in Persons, in accordance with applicable policies and procedures for sponsors, shall submit final determinations on family relationships to the Secretary of Homeland Security, who shall consider such adult relatives for community-based support alternatives to detention.

(4) REPORT.—Not later than 18 months after the date of the enactment of this Act, and annually thereafter, the Senior Advisor on Trafficking in Persons shall submit a report to Congress that—

(A) describes the screening procedures used by the child welfare professionals to screen unaccompanied alien children;

(B) assesses the effectiveness of such screenings; and

(C) includes data on all unaccompanied alien children who were screened by child welfare professionals;

(g) IMMEDIATE NOTIFICATION.—The Secretary of Homeland Security shall immediately notify the Office of Refugee Resettlement of an unaccompanied alien child in the custody of the Department of Homeland Security to effectively and efficiently coordinate the child's transfer to and placement with the Office of Refugee Resettlement.

(h) NOTICE OF RIGHTS AND RIGHT TO ACCESS TO COUNSEL.—

(1) IN GENERAL.—The Secretary of Homeland Security shall ensure that all unaccompanied alien children, upon apprehension, are provided—

(A) an interview and screening with a child welfare professional described in subsection (f)(1); and

(B) a video orientation and oral and written notice of their rights under the Immigration and Nationality Act (8 U.S.C. 1101 et seq.), including—

(i) their right to relief from removal;

(ii) their right to confer with counsel (as guaranteed under section 292 of such Act (8 U.S.C. 1362)), family, or friends while in the temporary custody of the Department of Homeland Security; and

(iii) relevant complaint mechanisms to report any abuse or misconduct they may have experienced.

(2) LANGUAGES.—The Secretary of Homeland Security shall ensure that—

(A) the video orientation and written notice of rights described in paragraph (1) is available in English and in the 5 most common native languages spoken by the unaccompanied children held in custody at that location during the preceding fiscal year; and

(B) the oral notice of rights is available in English and in the most common native language spoken by the unaccompanied children held in custody at that location during the preceding fiscal year.

(i) CONFIDENTIALITY.—The Secretary of Health and Human Services shall maintain the privacy and confidentiality of all information gathered in the course of providing care, custody, placement and follow-up services to unaccompanied alien children, consistent with the best interest of the unaccompanied alien child, by not disclosing such information to other government agencies or nonparental third parties unless such disclosure is—

(1) recorded in writing and placed in the child's file;

(2) in the child's best interest; and

(3)(A) authorized by the child or by an approved sponsor in accordance with section 235 of the William Wilberforce Trafficking Victims Protection Reauthorization Act of 2008 (8 U.S.C. 1232) and the Health Insurance Portability and Accountability Act (Public Law 104-191); or

(B) provided to a duly recognized law enforcement entity to prevent imminent and serious harm to another individual.

(j) OTHER POLICIES AND PROCEDURES.—The Secretary of Homeland Security shall adopt fundamental child protection policies and procedures—

(1) for reliable age determinations of children, developed in consultation with medical and child welfare experts, which exclude the use of fallible forensic testing of children's bone and teeth;

(2) to ensure the safe and secure repatriation and reintegration of unaccompanied alien children to their home countries through specialized programs developed in close consultation with the Secretary of State, the Office of the Refugee Resettlement, and reputable independent child welfare experts, including placement of children with their families or nongovernmental agencies to provide food, shelter, and vocational training and microfinance opportunities;

(3) to utilize all legal authorities to defer the child's removal if the child faces a risk of life-threatening harm upon return including due to the child's mental health or medical condition; and

(4) to ensure, in accordance with the Juvenile Justice and Delinquency Prevention Act

of 1974 (42 U.S.C. 5601 et seq.), that unaccompanied alien children, while in detention, are—

(A) physically separated from any adult who is not an immediate family member; and

(B) separated by sight and sound from—

(i) immigration detainees and inmates with criminal convictions;

(ii) pretrial inmates facing criminal prosecution; and

(iii) inmates exhibiting violent behavior.

(k) TRANSFER OF FUNDS.—

(1) AUTHORIZATION.—The Secretary of Homeland Security, in accordance with a written agreement between the Secretary of Homeland Security and the Secretary of Health and Human Services, shall transfer such amounts as may be necessary to carry out the duties described in subsection (f)(2) from amounts appropriated for U.S. Customs and Border Protection to the Department of Health and Human Services.

(2) REPORT.—Not later than 15 days before any proposed transfer under paragraph (1), the Secretary of Health and Human Services, in consultation with the Secretary of Homeland Security, shall submit a detailed expenditure plan that describes the actions proposed to be taken with amounts transferred under such paragraph to—

(A) the Committee on Appropriations of the Senate; and

(B) the Committee on Appropriations of the House of Representatives.

(l) RULE OF CONSTRUCTION.—Nothing in this section may be construed to preempt or alter any other rights or remedies, including any causes of action, available under any Federal or State law.

SA 294. Mr. FLAKE submitted an amendment intended to be proposed by him to the bill S. 178, to provide justice for the victims of trafficking; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. . GAO STUDY AND REPORT.

(a) STUDY.—The Comptroller General of the United States shall conduct a study on each program or initiative authorized under this Act and the following statutes and evaluate whether any program or initiative is duplicative:

(1) Trafficking Victims Protection Reauthorization Act of 2005 (Public Law 109-164; 119 Stat. 3558).

(2) Trafficking Victims Protection Act of 2000 (22 U.S.C. 7101 et seq.).

(3) Victims of Child Abuse Act of 1990 (42 U.S.C. 13001 et seq.).

(4) Runaway and Homeless Youth Act (42 U.S.C. 5701 et seq.).

(5) Missing Children's Assistance Act (42 U.S.C. 5771 et seq.).

(b) REPORT.—Not later than 180 days after the date of enactment of this Act, the Comptroller General of the United States shall submit to the Committee on the Judiciary of the Senate and the Committee on the Judiciary of the House of Representatives a report on the study conducted under subsection (a), which shall include—

(1) a description of the cost of any duplicative program or initiative studied under subsection (a); and

(2) recommendations on how to achieve cost savings with respect to each duplicative program or initiative studied under subsection (a).

SA 295. Mr. FLAKE submitted an amendment intended to be proposed by him to the bill S. 178, to provide justice for the victims of trafficking; which

was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. ____ . NO ADDITIONAL FUNDS AUTHORIZED.

Except as provided in section 890A(e) of the Homeland Security Act of 2002, as added by section 302 of this Act, no funds are authorized to be appropriated by this Act to carry out this Act or the amendments made by this Act.

SA 296. Ms. KLOBUCHAR submitted an amendment intended to be proposed by her to the bill S. 178, to provide justice for the victims of trafficking; which was ordered to lie on the table; as follows:

At the end of the bill, add the following:

TITLE IV—STOPPING EXPLOITATION THROUGH TRAFFICKING

SEC. 401. SAFE HARBOR INCENTIVES.

Part Q of title I of the Omnibus Crime Control and Safe Streets Act of 1968 (42 U.S.C. 3796dd et seq.) is amended—

(1) in section 1701(c), by striking “where feasible” and all that follows, and inserting the following: “where feasible, to an application—

“(1) for hiring and rehiring additional career law enforcement officers that involves a non-Federal contribution exceeding the 25 percent minimum under subsection (g); or

“(2) from an applicant in a State that has in effect a law that—

“(A) treats a minor who has engaged in, or has attempted to engage in, a commercial sex act as a victim of a severe form of trafficking in persons;

“(B) discourages or prohibits the charging or prosecution of an individual described in subparagraph (A) for a prostitution or sex trafficking offense, based on the conduct described in subparagraph (A); and

“(C) encourages the diversion of an individual described in subparagraph (A) to appropriate service providers, including child welfare services, victim treatment programs, child advocacy centers, rape crisis centers, or other social services.”; and

(2) in section 1709, by inserting at the end the following:

“(5) ‘commercial sex act’ has the meaning given the term in section 103 of the Victims of Trafficking and Violence Protection Act of 2000 (22 U.S.C. 7102).

“(6) ‘minor’ means an individual who has not attained the age of 18 years.

“(7) ‘severe form of trafficking in persons’ has the meaning given the term in section 103 of the Victims of Trafficking and Violence Protection Act of 2000 (22 U.S.C. 7102).”.

SEC. 402. REPORT ON RESTITUTION PAID IN CONNECTION WITH CERTAIN TRAFFICKING OFFENSES.

Section 105(d)(7)(Q) of the Victims of Trafficking and Violence Protection Act of 2000 (22 U.S.C. 7103(d)(7)(Q)) is amended—

(1) by inserting after “1590,” the following: “1591,”;

(2) by striking “and 1594” and inserting “1594, 2251, 2251A, 2421, 2422, and 2423”;

(3) in clause (iv), by striking “and” at the end;

(4) in clause (v), by striking “and” at the end; and

(5) by inserting after clause (v) the following:

“(vi) the number of individuals required by a court order to pay restitution in connection with a violation of each offense under title 18, United States Code, the amount of restitution required to be paid under each such order, and the amount of restitution actually paid pursuant to each such order; and

“(vii) the age, gender, race, country of origin, country of citizenship, and description of the role in the offense of individuals convicted under each offense; and”.

SEC. 403. NATIONAL HUMAN TRAFFICKING HOTLINE.

Section 107(b)(1)(B) of the Victims of Crime Trafficking and Violence Protection Act of 2000 (22 U.S.C. 7105(b)(1)(B)) is amended—

(1) by striking “Subject” and inserting the following:

“(i) IN GENERAL.—Subject”; and

(2) by adding at the end the following:

“(ii) NATIONAL HUMAN TRAFFICKING HOTLINE.—Beginning in fiscal year 2017, and in each fiscal year thereafter, of amounts made available for grants under paragraph (2), the Secretary of Health and Human Services shall make grants for a national communication system to assist victims of severe forms of trafficking in persons in communicating with service providers. The Secretary shall give priority to grant applicants that have experience in providing telephone services to victims of severe forms of trafficking in persons.”.

SEC. 404. JOB CORPS ELIGIBILITY.

Section 144(a)(3) of the Workforce Innovation and Opportunity Act (29 U.S.C. 3194(a)(3)) is amended by adding at the end the following:

“(F) A victim of a severe form of trafficking in persons (as defined in section 103 of the Victims of Trafficking and Violence Protection Act of 2000 (22 U.S.C. 7102)). Notwithstanding paragraph (2), an individual described in this subparagraph shall not be required to demonstrate eligibility under such paragraph.”.

SEC. 405. CLARIFICATION OF AUTHORITY OF THE UNITED STATES MARSHALS SERVICE.

Section 566(e)(1) of title 28, United States Code, is amended—

(1) in subparagraph (B), by striking “and” at the end;

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

(3) by inserting after subparagraph (C) the following:

“(D) assist State, local, and other Federal law enforcement agencies, upon the request of such an agency, in locating and recovering missing children.”.

SEC. 406. ESTABLISHING A NATIONAL STRATEGY TO COMBAT HUMAN TRAFFICKING.

(a) IN GENERAL.—The Attorney General shall implement and maintain a National Strategy for Combating Human Trafficking (referred to in this section as the “National Strategy”) in accordance with this section.

(b) REQUIRED CONTENTS OF NATIONAL STRATEGY.—The National Strategy shall include the following:

(1) Integrated Federal, State, local, and tribal efforts to investigate and prosecute human trafficking cases, including—

(A) the development by each United States attorney, in consultation with State, local, and tribal government agencies, of a district-specific strategic plan to coordinate the identification of victims and the investigation and prosecution of human trafficking crimes;

(B) the appointment of not fewer than 1 assistant United States attorney in each district dedicated to the prosecution of human trafficking cases or responsible for implementing the National Strategy;

(C) the participation in any Federal, State, local, or tribal human trafficking task force operating in the district of the United States attorney; and

(D) any other efforts intended to enhance the level of coordination and cooperation, as determined by the Attorney General.

(2) Case coordination within the Department of Justice, including specific integra-

tion, coordination, and collaboration, as appropriate, on human trafficking investigations between and among the United States attorneys, the Human Trafficking Prosecution Unit, the Child Exploitation and Obscenity Section, and the Federal Bureau of Investigation.

(3) Annual budget priorities and Federal efforts dedicated to preventing and combating human trafficking, including resources dedicated to the Human Trafficking Prosecution Unit, the Child Exploitation and Obscenity Section, the Federal Bureau of Investigation, and all other entities that receive Federal support that have a goal or mission to combat the exploitation of adults and children.

(4) An ongoing assessment of the future trends, challenges, and opportunities, including new investigative strategies, techniques, and technologies, that will enhance Federal, State, local, and tribal efforts to combat human trafficking.

(5) Encouragement of cooperation, coordination, and mutual support between private sector and other entities and organizations and Federal agencies to combat human trafficking, including the involvement of State, local, and tribal government agencies to the extent Federal programs are involved.

SA 297. Mr. ALEXANDER (for himself and Mr. KIRK) submitted an amendment intended to be proposed by him to the bill S. 178, to provide justice for the victims of trafficking; which was ordered to lie on the table; as follows:

At the end of the bill, add the following:

TITLE IV—STOP SEXUAL ABUSE BY SCHOOL PERSONNEL ACT OF 2015

SEC. 401. SHORT TITLE.

This title may be cited as the “Stop Sexual Abuse by School Personnel Act of 2015”.

SEC. 402. CRIMINAL BACKGROUND CHECKS FOR SCHOOL EMPLOYEES.

(a) IN GENERAL.—Subpart 2 of part E of title IX of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7901 et seq.) is amended by adding at the end the following:

“SEC. 9537. CRIMINAL BACKGROUND CHECKS FOR SCHOOL EMPLOYEES.

“(a) CRIMINAL BACKGROUND CHECK REQUIREMENTS.—

“(1) IN GENERAL.—Each State educational agency and local educational agency that receives funds under this Act shall have in effect policies and procedures that require a criminal background check for each school employee in each covered school served by such State educational agency and local educational agency.

“(2) REQUIREMENTS.—A background check required under paragraph (1) shall be conducted and administered by—

“(A) the State;

“(B) the State educational agency; or

“(C) the local educational agency.

“(b) STATE AND LOCAL USES OF FUNDS.—A State educational agency or local educational agency that receives funds under this Act may use such funds to establish, implement, or improve policies and procedures on background checks for school employees required under subsection (a) to—

“(1) expand the registries or repositories searched when conducting background checks, such as—

“(A) the State criminal registry or repository of the State in which the school employee resides;

“(B) the State-based child abuse and neglect registries and databases of the State in which the school employee resides;

“(C) the Federal Bureau of Investigation fingerprint check using the Integrated Automated Fingerprint Identification System; and

“(D) the National Sex Offender Registry established under section 119 of the Adam Walsh Child Protection and Safety Act of 2006 (42 U.S.C. 16919);

“(2) provide school employees with training and professional development on how to recognize, respond to, and prevent child abuse;

“(3) develop, implement, or improve mechanisms to assist covered local educational agencies and covered schools in effectively recognizing and quickly responding to incidents of child abuse by school employees;

“(4) develop and disseminate information on best practices and Federal, State, and local resources available to assist local educational agencies and schools in preventing and responding to incidents of child abuse by school employees;

“(5) develop professional standards and codes of conduct for the appropriate behavior of school employees;

“(6) establish, implement, or improve policies and procedures for covered State educational agencies, covered local educational agencies, or covered schools to provide the results of background checks to—

“(A) individuals subject to the background checks in a statement that indicates whether the individual is ineligible for such employment due to the background check and includes information related to each disqualifying crime;

“(B) the employer in a statement that indicates whether a school employee is eligible or ineligible for employment, without revealing any disqualifying crime or other related information regarding the individual;

“(C) another employer in the same State or another State, as permitted under State law, without revealing any disqualifying crime or other related information regarding the individual; and

“(D) another local educational agency in the same State or another State that is considering such school employee for employment, as permitted under State law, without revealing any disqualifying crime or other related information regarding the individual;

“(7) establish, implement, or improve procedures that include periodic background checks, which also allows for an appeals process as described in paragraph (8), for school employees in accordance with State policies or the policies of covered local educational agencies served by the covered State educational agency;

“(8) establish, implement, or improve a process by which a school employee may appeal the results of a background check, which process is completed in a timely manner, gives each school employee notice of an opportunity to appeal, and instructions on how to complete the appeals process;

“(9) establish, implement, or improve a review process through which the covered State educational agency or covered local educational agency may determine that a school employee disqualified due to a crime is eligible for employment due to mitigating circumstances as determined by a covered local educational agency or a covered State educational agency;

“(10) establish, implement, or improve policies and procedures intended to ensure a covered State educational agency or covered local educational agency does not knowingly transfer or facilitate the transfer of a school employee if the agency knows that employee has engaged in sexual misconduct, as defined by State law, with an elementary school or secondary school student;

“(11) provide that policies and procedures are published on the website of the covered State educational agency and the website of each covered local educational agency served by the covered State educational agency;

“(12) provide school employees with training regarding the appropriate reporting of incidents of child abuse under section 106(b)(2)(B)(i) of the Child Abuse Prevention and Treatment Act (42 U.S.C. 5106a(b)(2)(B)(i)); and

“(13) support any other activities determined by the State to protect student safety or improve the comprehensiveness, coordination, and transparency of policies and procedures on criminal background checks for school employees in the State.

“(c) NO PRIVATE RIGHT OF ACTION.—Nothing in this section shall be construed to create a private right of action if a State, covered State educational agency, covered local educational agency, or covered school is in compliance with State regulations and requirements concerning background checks.

“(d) BACKGROUND CHECK FEES.—Nothing in this section shall be construed as prohibiting States or local educational agencies from charging school employees for the costs of processing applications and administering a background check as required by State law, provided that the fees charged to school employees do not exceed the actual costs to the State or local educational agency for the processing and administration of the background check.

“(e) STATE AND LOCAL PLAN REQUIREMENTS.—Each plan submitted by a State or local educational agency under title I shall include—

“(1) an assurance that the State and local educational agency has in effect policies and procedures that meet the requirements of this section; and

“(2) a description of laws, regulations, or policies and procedures in effect in the State for conducting background checks for school employees designed to—

“(A) terminate individuals in violation of State background check requirements;

“(B) improve the reporting of violations of the background check requirements in the State;

“(C) reduce the instance of school employee transfers following a substantiated violation of the State background check requirements by a school employee;

“(D) provide for a timely process by which a school employee may appeal the results of a criminal background check;

“(E) provide each school employee, upon request, with a copy of the results of the criminal background check, including a description of the disqualifying item or items, if applicable;

“(F) provide the results of the criminal background check to the employer in a statement that indicates whether a school employee is eligible or ineligible for employment, without revealing any disqualifying crime or other related information regarding the individual; and

“(G) provide for the public availability of the policies and procedures for conducting background checks.

“(f) TECHNICAL ASSISTANCE TO STATES, SCHOOL DISTRICTS, AND SCHOOLS.—The Secretary, in collaboration with the Secretary of Health and Human Services and the Attorney General, shall provide technical assistance and support to States, local educational agencies, and schools, which shall include, at a minimum—

“(1) developing and disseminating a comprehensive package of materials for States, State educational agencies, local educational agencies, and schools that outlines steps that can be taken to prevent and respond to child sexual abuse by school personnel;

“(2) determining the most cost-effective way to disseminate Federal information so that relevant State educational agencies and local educational agencies, child welfare

agencies, and criminal justice entities are aware of such information and have access to it; and

“(3) identifying mechanisms to better track and analyze the prevalence of child sexual abuse by school personnel through existing Federal data collection systems, such as the School Survey on Crime and Safety, the National Child Abuse and Neglect Data System, and the National Crime Victimization Survey.

“(g) REPORTING REQUIREMENTS.—

“(1) REPORTS TO THE SECRETARY.—A covered State educational agency or covered local educational agency that uses funds pursuant to this section shall report annually to the Secretary on—

“(A) the amount of funds used; and

“(B) the purpose for which the funds were used under this section.

“(2) SECRETARY'S REPORT CARD.—Not later than July 1, 2017, and annually thereafter, the Secretary, acting through the Director of the Institute of Education Sciences, shall transmit to the Committee on Health, Education, Labor, and Pensions of the Senate and the Committee on Education and the Workforce of the House of Representatives a national report card that includes—

“(A) actions taken pursuant to subsection (f), including any best practices identified under such subsection; and

“(B) incidents of reported child sexual abuse by school personnel, as reported through existing Federal data collection systems, such as the School Survey on Crime and Safety, the National Child Abuse and Neglect Data System, and the National Crime Victimization Survey.

“(h) RULES OF CONSTRUCTION REGARDING BACKGROUND CHECKS.—

“(1) NO FEDERAL CONTROL.—Nothing in this section shall be construed to authorize an officer or employee of the Federal Government to—

“(A) mandate, direct, or control the background check policies or procedures that a State or local educational agency develops or implements under this section;

“(B) establish any criterion that specifies, defines, or prescribes the background check policies or procedures that a State or local educational agency develops or implements under this section; or

“(C) require a State or local educational agency to submit such background check policies or procedures for approval.

“(2) PROHIBITION ON REGULATION.—Nothing in this section shall be construed to permit the Secretary to establish any criterion that—

“(A) prescribes, or specifies requirements regarding, background checks for school employees;

“(B) defines the term ‘background checks’, as such term is used in this section; or

“(C) requires a State or local educational agency to report additional data elements or information to the Secretary not otherwise explicitly authorized under this section or any other Federal law.

“(i) DEFINITIONS.—In this section—

“(1) the term ‘covered local educational agency’ means a local educational agency that receives funds under this Act;

“(2) the term ‘covered school’ means a public elementary school or public secondary school, including a public elementary or secondary charter school, that receives funds under this Act;

“(3) the term ‘covered State educational agency’ means a State educational agency that receives funds under this Act; and

“(4) the term ‘school employee’ includes, at a minimum—

“(A) an employee of, or a person seeking employment with, a covered school, covered local educational agency, or covered State

educational agency and who, as a result of such employment, has (or, in the case of a person seeking employment, will have) a job duty that includes unsupervised contact or interaction with elementary school or secondary school students; or

“(B) any person, or any employee of any person, who has a contract or agreement to provide services with a covered school, covered local educational agency, or covered State educational agency, and such person or employee, as a result of such contract or agreement, has a job duty that includes unsupervised contact or unsupervised interaction with elementary school or secondary school students.”.

(b) TABLE OF CONTENTS.—The table of contents in section 2 of the Elementary and Secondary Education Act of 1965 is amended by inserting after the item relating to section 9536 the following:

“Sec. 9537. Criminal background checks for school employees.”.

AUTHORITY FOR COMMITTEES TO MEET

COMMITTEE ON COMMERCE, SCIENCE, AND TRANSPORTATION

Mr. GRASSLEY. Mr. President, I ask unanimous consent that the Committee on Commerce, Science, and Transportation be authorized to meet during the session of the Senate on March 11, 2015, at 10 a.m., in room SR-253 of the Russell Senate Office Building to conduct a hearing entitled “Three Years Later: Are We Any Closer to a Nationwide Public Safety Wireless Broadband Network.”

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

COMMITTEE ON ENVIRONMENT AND PUBLIC WORKS

Mr. GRASSLEY. Mr. President, I ask unanimous consent that the Committee on Environment and Public Works be authorized to meet during the session of the Senate on March 11, 2015, at 10 a.m., in room SD-406 of the Dirksen Senate Office Building, to conduct a hearing entitled “State Regulators’ Perspectives on the Clean Power Plan.”

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

COMMITTEE ON FOREIGN RELATIONS

Mr. GRASSLEY. Mr. President, I ask unanimous consent that the Committee on Foreign Relations be authorized to meet during the session of the Senate on March 11, 2015, at 9:30 a.m., to conduct a hearing entitled “The President’s Request for Authorization to Use Force against ISIS: Military and Diplomatic Efforts.”

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

COMMITTEE ON INDIAN AFFAIRS

Mr. GRASSLEY. Mr. President, I ask unanimous consent that the Committee on Indian Affairs be authorized to meet during the session of the Senate on March 11, 2015, at 2:30 p.m., in room SD-628 of the Dirksen Senate Office Building.

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

COMMITTEE ON THE JUDICIARY

Mr. GRASSLEY. Mr. President, I ask unanimous consent that the Com-

mittee on the Judiciary be authorized to meet during the session of the Senate, on March 11, 2015, at 10 a.m., in room SD-226 of the Dirksen Senate Office Building, to conduct a hearing entitled “Nominations.”

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

SUBCOMMITTEE ON READINESS AND MANAGEMENT SUPPORT

Mr. GRASSLEY. Mr. President, I ask unanimous consent that the Subcommittee on Readiness and Management Support of the Committee on Armed Services be authorized to meet during the session of the Senate on March 11, 2015, at 2:30 p.m.

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

SUBCOMMITTEE ON SEAPOWERS

Mr. GRASSLEY. Mr. President, I ask unanimous consent that the Subcommittee on Seapower of the Committee on Armed Services be authorized to meet during the session of the Senate on March 11, 2015, at 9:30 a.m.

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

UNANIMOUS CONSENT AGREEMENT—EXECUTIVE CALENDAR

Mr. McCONNELL. Mr. President, I ask unanimous consent that on Thursday, March 12, at 1:30 p.m., the Senate proceed to executive session to consider the following nominations: Calendar No. 20 and Calendar No. 16; that there be 30 minutes for debate equally divided in the usual form; that upon the use or yielding back of time, the Senate vote without intervening action or debate on the nominations in the order listed; that following disposition of the nominations, the motions to reconsider be considered made and laid upon the table with no intervening action or debate; that no further motions be in order; that any statements related to the nominations be printed in the RECORD, the President be immediately notified of the Senate’s actions, and the Senate then resume legislative session.

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

ORDERS FOR THURSDAY, MARCH 12, 2015

Mr. McCONNELL. Mr. President, I ask unanimous consent that when the Senate completes its business today, it adjourn until 9:30 a.m., Thursday, March 12; that following the prayer and pledge, the morning hour be deemed expired, the Journal of proceedings be approved to date, and the time for the two leaders be reserved for their use later in the day; that following leader remarks, the Senate be in a period of morning business for 1 hour, with Senators permitted to speak therein for up to 10 minutes each, and that the time be equally divided, with the majority controlling the first half and the Democrats controlling the final half;

finally, that following morning business, the Senate resume consideration of S. 178.

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

PROGRAM

Mr. McCONNELL. Senators should expect a vote on the Hart nomination at approximately 2 p.m. tomorrow. The other nomination at that time is expected to go by voice vote.

ADJOURNMENT UNTIL 9:30 A.M. TOMORROW

Mr. McCONNELL. If there is no further business to come before the Senate, I ask unanimous consent that it stand adjourned under the previous order.

There being no objection, the Senate, at 7:03 p.m., adjourned until Thursday, March 12, 2015, at 9:30 a.m.

NOMINATIONS

Executive nominations received by the Senate:

TENNESSEE VALLEY AUTHORITY

ERIC MARTIN SATZ, OF TENNESSEE, TO BE A MEMBER OF THE BOARD OF DIRECTORS OF THE TENNESSEE VALLEY AUTHORITY FOR A TERM EXPIRING MAY 18, 2018, VICE NEIL G. MCBRIDE, TERM EXPIRED.

CHEMICAL SAFETY AND HAZARD INVESTIGATION BOARD

VANESSA LORRAINE ALLEN SUTHERLAND, OF VIRGINIA, TO BE A MEMBER OF THE CHEMICAL SAFETY AND HAZARD INVESTIGATION BOARD FOR A TERM OF FIVE YEARS, VICE RAFAEL MOURE-ERASO, TERM EXPIRING. VANESSA LORRAINE ALLEN SUTHERLAND, OF VIRGINIA, TO BE CHAIRPERSON OF THE CHEMICAL SAFETY AND HAZARD INVESTIGATION BOARD FOR A TERM OF FIVE YEARS, VICE RAFAEL MOURE-ERASO, TERM EXPIRING.

DEPARTMENT OF STATE

DAVID HALE, OF NEW JERSEY, A CAREER MEMBER OF THE SENIOR FOREIGN SERVICE, CLASS OF MINISTER-COUNSELOR, TO BE AMBASSADOR EXTRAORDINARY AND Plenipotentiary of the UNITED STATES OF AMERICA TO THE ISLAMIC REPUBLIC OF PAKISTAN.

NATIONAL FOUNDATION ON THE ARTS AND THE HUMANITIES

EDWARD L. AYERS, OF VIRGINIA, TO BE A MEMBER OF THE NATIONAL COUNCIL ON THE HUMANITIES FOR A TERM EXPIRING JANUARY 26, 2020, VICE DAVID HERTZ, TERM EXPIRED.

KATHRYN K. MATTHEW, OF SOUTH CAROLINA, TO BE DIRECTOR OF THE INSTITUTE OF MUSEUM AND LIBRARY SERVICES FOR A TERM OF FOUR YEARS, VICE SUSAN H. HILDRETH.

UNITED STATES POSTAL SERVICE

STEPHEN CRAWFORD, OF MARYLAND, TO BE A GOVERNOR OF THE UNITED STATES POSTAL SERVICE FOR THE REMAINDER OF THE TERM EXPIRING DECEMBER 8, 2015, VICE ALAN C. KESSLER, RESIGNED.

STEPHEN CRAWFORD, OF MARYLAND, TO BE A GOVERNOR OF THE UNITED STATES POSTAL SERVICE FOR A TERM EXPIRING DECEMBER 8, 2022. (REAPPOINTMENT) JAMES C. MILLER, III, OF VIRGINIA, TO BE A GOVERNOR OF THE UNITED STATES POSTAL SERVICE FOR A TERM EXPIRING DECEMBER 8, 2017. (REAPPOINTMENT)

GENERAL SERVICES ADMINISTRATION

CAROL FORTINE OCHOA, OF VIRGINIA, TO BE INSPECTOR GENERAL, GENERAL SERVICES ADMINISTRATION, VICE BRIAN DAVID MILLER, RESIGNED.

IN THE AIR FORCE

THE FOLLOWING AIR NATIONAL GUARD OF THE UNITED STATES OFFICER FOR APPOINTMENT IN THE RESERVE OF THE AIR FORCE TO THE GRADE INDICATED UNDER TITLE 10, U.S.C., SECTIONS 12203 AND 12212:

To be brigadier general

COL. DENNIS HUNSICKER