Page 3, in the table of contents, strike the item relating to “Division N—Cybersecurity Act of 2015”.

At the end of division G (before the short title), insert the following:

STREAM PROTECTION RULE; MINING REGULATIONS

SEC. ____. None of the funds made available by this division may be used to—

(1) further develop, finalize, carry out or implement the proposed rule entitled “Stream Protection Rule” signed by the Assistant Secretary for Land and Minerals Management of the Department of the Interior on July 7, 2015 (80 Fed. Reg. 44436); or

(2) develop, carry out, or implement any guidance, policy or directive to reinterpret or change the historic interpretation of “material damage to the hydrologic balance outside the permit area” in section 510(b)(3) of the Surface Mining Control and Reclamation Act of 1977, or 30 C.F.R. 816.57 or 30 C.F.R. 817.57, as promulgated on June 30, 1983, by the Office of Surface Mining Reclamation and

Page 1445, beginning on line 8, strike section 7082.

Page 1728, beginning on line 1, strike division N.

At the end of division O, insert the following new titles:

TITLE XII—AMERICAN SECURITY AGAINST FOREIGN ENEMIES ACT OF 2015

SEC. 1. SHORT TITLE.
This title may be cited as the “American Security Against Foreign Enemies Act of 2015” or as the “American SAFE Act of 2015”.

SEC. 2. REVIEW OF REFUGEES TO IDENTIFY SECURITY THREATS TO THE UNITED STATES.
(a) BACKGROUND INVESTIGATION.—In addition to the screening conducted by the Secretary of Homeland Security, the Director of the Federal Bureau of Investigation shall take all actions necessary to ensure that each covered alien receives a thorough background investigation prior to admission as a refugee. A covered alien may not be admitted as a refugee until the Director of the Federal Bureau of Investigation certifies to the Secretary of Homeland Security and the Director of National Intelligence
that each covered alien has received a background investigation that is sufficient to determine whether the covered alien is a threat to the security of the United States.

(b) Certification by Unanimous Concurrence.—A covered alien may only be admitted to the United States after the Secretary of Homeland Security, with the unanimous concurrence of the Director of the Federal Bureau of Investigation and the Director of National Intelligence, certifies to the appropriate Congressional Committees that the covered alien is not a threat to the security of the United States.

(c) Inspector General Review of Certifications.—The Inspector General of the Department of Homeland Security shall conduct a risk-based review of all certifications made under subsection (b) each year and shall provide an annual report detailing the findings to the appropriate Congressional Committees.

(d) Monthly Report.—The Secretary of Homeland Security shall submit to the appropriate Congressional Committees a monthly report on the total number of applications for admission with regard to which a certification under subsection (b) was made and the number of covered aliens with regard to whom such a certification was not made for the month preceding the date of the report. The report shall include, for each covered alien with regard to
whom a certification was not made, the concurrence or nonconcurrence of each person whose concurrence was required by subsection (b).

(e) DEFINITIONS.—In this title:

(1) COVERED ALIEN.—The term “covered alien” means any alien applying for admission to the United States as a refugee who—

(A) is a national or resident of Iraq or Syria;

(B) has no nationality and whose last habitual residence was in Iraq or Syria; or

(C) has been present in Iraq or Syria at any time on or after March 1, 2011.

(2) APPROPRIATE CONGRESSIONAL COMMITTEE.—The term “appropriate Congressional Committees” means—

(A) the Committee on Armed Services of the Senate;

(B) the Select Committee on Intelligence of the Senate;

(C) the Committee on the Judiciary of the Senate;

(D) the Committee on Homeland Security and Governmental Affairs of the Senate;
(E) the Committee on Foreign Relations of the Senate;

(F) the Committee on Appropriations of the Senate;

(G) the Committee on Armed Services of the House of Representatives;

(H) the Permanent Select Committee on Intelligence of the House of Representatives;

(I) the Committee on the Judiciary of the House of Representatives;

(J) the Committee on Homeland Security of the House of Representatives;

(K) the Committee on Appropriations of the House of Representatives; and

(L) the Committee on Foreign Affairs of the House of Representatives.

TITLE XIII—ABORTION NON-DISCRIMINATION FOR HEALTH CARE PROVIDERS

SEC. 1. ABORTION NONDISCRIMINATION FOR HEALTH CARE PROVIDERS.

(a) IN GENERAL.—Section 245 of the Public Health Service Act (42 U.S.C. 238n) is amended—

(1) in the section heading, by striking “AND LICENSING OF PHYSICIANS” and inserting “, LI-
CENSING, AND PRACTICE OF PHYSICIANS AND OTHER HEALTH CARE ENTITIES’’;

(2) in subsection (a), by amending paragraph (1) to read as follows:

“(1) the entity refuses—

“(A) to undergo training in the performance of induced abortions;

“(B) to require or provide such training;

“(C) to perform, participate in, provide coverage of, or pay for induced abortions; or

“(D) to provide referrals for such training or such abortions;”;

(3) in subsection (b)(1), by striking “standards” and inserting “standard”;

(4) in subsection (c), by amending paragraphs (1) and (2) to read as follows:

“(1) The term ‘financial assistance’, with respect to a government program, means governmental payments to cover the cost of health care services or benefits, or other Federal payments, grants, or loans to promote or otherwise facilitate health-related activities.

“(2) The term ‘health care entity’ includes an individual physician or other health professional, a postgraduate physician training program, a partici-
7

1 pant in a program of training in the health profes-
2 sions, a hospital, a provider-sponsored organization
3 as defined in section 1855(d) of the Social Security
4 Act, a health maintenance organization, an account-
5 able care organization, an issuer of health insurance
6 coverage, any other kind of health care facility, orga-
7 nization, or plan, and an entity that provides or au-
8 thorizes referrals for health care services.”;
9
10 (5) by adding at the end of subsection (c) the
11 following new paragraph:
12
13 “(4) The term ‘State or local government that
14 receives Federal financial assistance’ includes any
15 agency or other governmental unit of a State or
16 local government if such government receives Fed-
17 eral financial assistance.”;
18
19 (6) by redesignating subsection (c) as sub-
20 section (d); and
21
22 (7) by inserting after subsection (b) the fol-
23 lowing new subsection:
24
25 “(c) ADMINISTRATION.—The Secretary shall des-
26 ignate the Director of the Office for Civil Rights of the
27 Department of Health and Human Services—
28
29 “(1) to receive complaints alleging a violation of
30 this section or any of subsections (b) through (e) of
section 401 of the Health Programs Extension Act of 1973; and

“(2) to pursue the investigation of such complaints, in coordination with the Attorney General.”.

(b) REMEDIES FOR VIOLATIONS OF FEDERAL CONSCIENCE LAWS.—Title II of the Public Health Service Act (42 U.S.C. 202 et seq.) is amended by inserting after section 245 the following:

“SEC. 245A. CIVIL ACTION FOR CERTAIN VIOLATIONS.

“(a) IN GENERAL.—A qualified party may, in a civil action, obtain appropriate relief with regard to a designated violation.

“(b) DEFINITIONS.—In this section—

“(1) the term ‘qualified party’ means—

“(A) the Attorney General; or

“(B) any person or entity adversely affected by the designated violation; and

“(2) the term ‘designated violation’ means an actual or threatened violation of section 245 of this Act or any of subsections (b) through (e) of section 401 of the Health Programs Extension Act of 1973.

“(c) ADMINISTRATIVE REMEDIES NOT REQUIRED.—

An action under this section may be commenced, and relief may be granted, without regard to whether the party com-
mencing the action has sought or exhausted available ad-
ministrative remedies.

“(d) Defendants in Actions Under This Sec-
tion May Include Governmental Entities as Well
as Others.—

“(1) In General.—An action under this sec-
tion may be maintained against, among others, a
party that is a Federal or State governmental entity.
Relief in an action under this section may include
money damages even if the defendant is such a gov-
ernmental entity.

“(2) Definition.—For the purposes of this
subsection, the term ‘State governmental entity’
means a State, a local government within a State,
or any agency or other governmental unit or author-
ity of a State or of such a local government.

“(e) Nature of Relief.—The court shall grant—

“(1) all necessary equitable and legal relief, in-
cluding, where appropriate, declaratory relief and
compensatory damages, to prevent the occurrence,
continuance, or repetition of the designated violation
and to compensate for losses resulting from the des-
ignated violation; and
“(2) to a prevailing plaintiff, reasonable attorneys’ fees and litigation expenses as part of the

TITLE XIV—WOMEN’S PUBLIC

HEALTH AND SAFETY ACT

SEC. 1. SHORT TITLE.

This title may be cited as the “Women’s Public

Health and Safety Act”.

SEC. 2. INCREASING STATE FLEXIBILITY IN DETERMINING

PARTICIPATION OF PROVIDERS WHO PER-

FORM, OR PARTICIPATE IN THE PERFORM-

ANCE OF, ABORTIONS.

Section 1902 of the Social Security Act (42 U.S.C.

1396a) is amended—

(1) in subsection (a)(23), by striking “sub-

section (g)” and inserting “subsection (g), sub-

section (ll),”; and

(2) by adding at the end the following new sub-

section:

“(ll) RULES WITH RESPECT TO DETERMINATION OF

PARTICIPATION OF PROVIDERS WHO PERFORM, OR PAR-

TICIPATE IN THE PERFORMANCE OF, ABORTIONS.—

“(1) IN GENERAL.—Beginning October 1,

2015, subject to paragraph (2), for purposes of this
title, a State, at its option, may establish criteria
with respect to the participation under the State plan (or under a waiver of the plan) of an institution, agency, entity, or person who performs, or participates in the performance of, abortions.

“(2) EXCEPTION.—Paragraph (1) shall not apply to an abortion—

“(A) if the pregnancy is the result of an act of rape or incest; or

“(B) in the case where a woman suffers from a physical disorder, physical injury, or physical illness that would, as certified by a physician, place the woman in danger of death unless an abortion is performed, including a life-endangering physical condition caused by or arising from the pregnancy itself.

“(3) DEFINITIONS.—For purposes of this subsection, the terms ‘institution’, ‘agency’, or ‘entity’ mean the entire legal institution, agency, or entity, or any part thereof, including any institution, agency, or entity that controls, is controlled by, or is under common control with such institution, agency, or entity.”.